



MINUTES OF MEETING of the REGULATORY COMMITTEE held within the Council Chamber, Kilncraigs, Greenside Street, Alloa, FK10 1EB, on TUESDAY 25 OCTOBER 2016 at 10.00 am.

Present

Councillor Kenneth Earle, (In the Chair)
Councillor George Matchett, QPM (Vice Chair)
Councillor Alastair Campbell
Councillor Ellen Forson
Councillor Walter McAdam, MBE
Councillor Bobby McGill (S)

In Attendance

June Andison, Licensing Administrator
Andrew Crawford, Team Leader Environmental Health and Licensing
Ian Doctor, Regulatory Services Manager
Paul Fair, Licensing Standards Officer
Janice McCrum, Solicitor, Clerk to the Committee

RC.133 AOLOGIES

Apologies for absence were received from Councillor Irene Hamilton and Councillor Kathleen Martin. Councillor Bobby McGill attended as substitute for Councillor Martin.

RC.134 DECLARATIONS OF INTERESTS

None

RC.135 MINUTES OF MEETING: REGULATORY COMMITTEE 20 SEPTEMBER 2016

The minutes of the meeting of the Regulatory Committee held on Tuesday 20 September 2016 were submitted for approval.

Decision

The minutes of the meeting of the Regulatory Committee held on Tuesday 20 September 2016 were agreed as a correct record and signed by the Chair.

RC.136 TAXI AND PRIVATE HIRE CAR DRIVERS AND OPERATORS LICENCE CONDITIONS

A report was submitted by the Head of Development and Environment which sought approval to review and update the conditions attached to taxi and private hire car drivers' and operators' licences issued under the Civic Government (Scotland) Act 1982.

Motion/

Motion

That Committee agrees the recommendations set out in the report.

Moved by Councillor George Matchett, QPM. Seconded by Councillor Bobby McGill.

Decision

The Committee agreed unanimously to approve a review of all taxi drivers' and operators' conditions and agreed that any changes considered necessary be reported back to the Committee for approval.

Action

Head of Development and Environment

RC.137 BREACHES OF TAXI/PRIVATE HIRE CAR DRIVER LICENCE STANDARD CONDITIONS

A paper was submitted by the Regulatory Services Manager which presented facts and circumstances of repeated breaches of the Licence Standard Conditions – Taxi/Private Hire Car Driver, by the holder of a Clackmannanshire Council taxi driver licence.

The report asked Committee to determine in accordance with the Civic Government (Scotland) Act 1982 whether or not the holder of the taxi driver licence continues to be a fit and proper person to hold a taxi driver's licence.

Attending

Taxi Driver Licence Holder

Taxi Driver's Representative

Mr Paul Fair, Licensing Standards Officer

Mr Andrew Crawford, Environmental Health and Licensing Team Leader

Having heard submissions from all of the parties and having had opportunity for questions, the Committee adjourned at this point (1020hrs) to allow the licence holder and his representative opportunity to consider the report by the Regulatory Services Manager. When the meeting resumed at 1035 hrs, six (6) members remained present.

Motion

Having considered all of the information provided and representations made, the Committee in accordance with the Civic Government (Scotland) Act 1982, determines that the licence holder continues to be a fit and proper person to hold a Taxi Driver's Licence but that a written warning be issued to him.

Moved by Councillor George Matchett, QPM. Seconded by Councillor Alastair Campbell.

Decision

On a division of 5 votes to 1, the Committee, having considered all of the information provided and representations made, that in accordance with the Civic Government (Scotland) Act 1982, determined that the licence holder continues to be a fit and proper person to hold a Taxi Driver's Licence but that a written warning be issued to him.

Action

Regulatory Services Manager.

Ends 1105 hrs