

# ANGUS COUNCIL

MINUTE of MEETING of the **SPECIAL CIVIC LICENSING COMMITTEE** held in the Town and County Hall, Forfar on Monday 10 December 2018 at 2pm.

**Present:** Councillors CRAIG FOTHERINGHAM, BRIAN BOYD, COLIN BROWN, BRENDA DURNO, ALEX KING, DAVID LUMGAIR, GAVIN NICOL AND BETH WHITESIDE.

Councillor FOTHERINGHAM, Convener, in the Chair.

## 1. APOLOGIES

An apology for absence was intimated on behalf of Councillor David Fairweather.

## 2. DECLARATIONS OF INTEREST

The Committee agreed to note that no declarations of interest were made.

## 3. EXCLUSION OF PUBLIC AND PRESS

The Committee resolved, in terms of Standing Order 27(2) that the public and press be excluded from the meeting during consideration of the following item, so as to avoid the possible disclosure of information which was exempt in terms of Part 1 of Schedule 7A to the Local Government (Scotland) Act 1973, paragraphs 3 and 6.

## 4. CURRENT LICENCE HOLDER – LETTER OF COMPLAINT

There was submitted Report No 391/18 by the Service Leader - Legal and Democratic regarding a letter of complaint which had been received in connection with a current licence holder under the Civic Government (Scotland) Act 1982 which required to be considered by the Committee, as detailed in the Appendix to the Report.

### (a) Taxi Driver's Licence (TD789)

The Committee considered information in relation to a Taxi Driver's Licence (TD789), advising that the licence holder had a pending case against him as detailed in the letter from the Chief Constable, Police Scotland dated 6 December 2018 and that the licence holder was no longer a fit and proper person to hold a licence.

The licence holder was not present.

Constable Greig, Police Scotland, then addressed the Committee on the contents of the letter from Police Scotland dated 6 December 2018.

The Clerk addressed the Committee and having regard to paragraph 12 of Schedule 1 to the Civic Government (Scotland) Act 1982, asked the Committee to consider whether or not the taxi driver's licence held by the licence holder should be suspended immediately in accordance with paragraph 12 of Schedule 1 to the Civic Government (Scotland) Act 1982.

The Committee, having regard to the terms of the letter of complaint from the Chief Constable, Police Scotland, paragraph 12 of Schedule 1 of the Civic Government (Scotland) Act 1982, and advice provided by the Clerk, determined that it had been established that the carrying on of the activity to which the licence related to was likely to cause a serious threat to public safety.

The Committee agreed to order the immediate suspension of the licence holder's taxi driver's licence pending a further hearing, which would be held at the meeting of the Committee on 10 January 2019.