

ANGUS COUNCIL

MINUTE of MEETING of the **CIVIC LICENSING COMMITTEE** hosted at Angus House, Orchardbank Business Park, Forfar and held remotely on Thursday 17 September 2020 at 11.10am.

Present: Councillors CRAIG FOTHERINGHAM, RICHARD MOORE, BRIAN BOYD, COLIN BROWN BEM, BRENDA DURNO, DAVID FAIRWEATHER, ALEX KING, DAVID LUMGAIR and BETH WHITESIDE.

Councillor FOTHERINGHAM, Convener, in the Chair.

1. APOLOGY

An apology for absence was intimated on behalf of Councillor Gavin Nicol.

2. DECLARATIONS OF INTEREST

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

3. MINUTE OF PREVIOUS MEETING

The minute of meeting of this Committee of 13 August 2020 was approved as a correct record and signed by the Convener.

4. DELEGATED APPROVALS

There was submitted Report No 232/20 by the Director of Legal and Democratic Services detailing applications for licences under the Civic Government (Scotland) Act 1982 and other miscellaneous Acts which had been granted/renewed by the Director of Legal and Democratic Services in accordance with the Scheme of Delegation appended to Standing Orders.

The Committee agreed to note the applications detailed in the Appendix to the Report, granted/renewed under delegated powers during the period 24 July 2020 to 3 September 2020.

5. COVID-19

There was submitted Report No 233/20 by the Director of Legal and Democratic Services updating members of the work undertaken remotely by officers as a result of the COVID-19 Pandemic and outlining the legislative changes and resultant impact on Committee business brought about by the Coronavirus (Scotland) Act 2020.

The Committee agreed: -

- (i) to note the work undertaken remotely by officers since March 2020; and
- (ii) to note the legislative changes and resultant impact on Committee business brought about by the introduction of the Coronavirus (Scotland) Act 2020.

6. 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.

7. CURRENT LICENCE – REPRESENTATIONS/OBJECTIONS

There was submitted Report No 234/20 by the Director of Legal and Democratic Services regarding a representation which had been received in connection with a current licence holder under the Civic Government (Scotland) Act 1982 which required to be determined by the Committee, as detailed in the Appendix to the Report.

(a) Taxi Driver's Licence (TD1725)

The Committee considered information in relation to a taxi driver's licence (TD1725), as detailed in the letter received from Police Scotland dated 2 September 2020.

Constable Jamieson addressed the Committee on the contents of the letter from Police Scotland dated 2 September 2020.

The licence holder was present and addressed the Committee after which members asked questions.

The Committee agreed: -

- (i) to order the immediate suspension of the licence holder's taxi driver's licence and hold a further hearing in terms of Paragraph 11, Schedule 1 of the Civic Government (Scotland) Act 1982 which would be held at the meeting of the Committee on 26 November 2020 should the criminal proceedings be ongoing; and
- (ii) that should the criminal proceedings be dismissed before the meeting of the Committee on 26 November 2020 then the suspension would be recalled.