

**REGULATORY PANEL.**

Minutes of meeting in County Buildings, Wellington Square, Ayr, on  
21st September 2017 at 10.00 a.m.

Present: Councillors Craig Mackay (Chair), Ian Cavana, Peter Convery, Ian Fitzsimmons, Mary Kilpatrick and Margaret Toner.

Apologies: Councillors Brian Connolly and Andy Campbell.

Attending: K. Briggs, Legal and Licensing Manager; D. Scobie, Licensing Monitoring Officer; L. Sands, Committee Services Assistant; and Inspector J. Hamilton and Sergeant A. Jackson, Police Scotland.

**1. Declarations of Interest.**

There were no declarations of interest by Members of the Panel in terms of Council Standing Order No. 17 and the Councillors' Code of Conduct.

**2. Minutes of previous meeting.**

The minutes of 24th August 2017 ([issued](#)) were submitted and approved.

**3. Civic Government (Scotland) Act 1982 - Licences.****(a) Taxi Drivers.**

- (i) The Panel heard an observation from Police Scotland and from the applicant, Craig Malcolm Sinclair in response.

**Decided:** to approve this application for one year, subject to standard conditions as previously agreed.

- (ii) The Panel heard from the applicant, David Kerr in relation to his application.

**Decided:** to approve this application for three years, subject to standard conditions as previously agreed.

- (iii) The Panel heard from the applicant, Michael McCreath in relation to his application.

**Decided:** to approve this application for one year, subject to standard conditions as previously agreed.

**(b) Taxi Vehicle Licence.**

The Panel heard from the Licensing Monitoring Officer in relation to the three licences held by John Grigor (16/00798/HCVL, 16/00799/HCVL and 16/00800/HCVL) and considered the proposed suspension of these licences.

**Decided:** in the absence of the applicant, to suspend the licences currently held by John Grigor with immediate effect for their unexpired portion on the grounds that, in terms of paragraph 11(2)(a) and (c) of Schedule 1 of the Civic Government (Scotland) Act 1982, in their opinion, he was not a fit and proper person to be the holder of the licences and that the carrying out of the activity to which the licences related had caused, was causing or was likely to cause undue public nuisance, a threat to public order or public safety.

The meeting ended at 10.30 a.m.

**4. Resumption of meeting.**

The Panel resumed at 11.00 a.m.

**5. Civic Government (Scotland) Act 1982 - Licences.**

**Taxi Vehicle Licence.**

Shortly after the conclusion of the meeting, John Grigor, in relation to item 3(b) above, arrived at County Buildings and requested that the Panel reconsider the matter in order to allow him to make submissions on the reasons for his lateness and on the substance of the report by the Licensing Monitoring Officer. In order to ensure that John Grigor's circumstances were fully taken into account in determining this matter, the Panel Members agreed to hold an immediate re-hearing of the matter, and reconvened for this purpose.

The Panel again heard from the Licensing Monitoring Officer in relation to the three licences held by John Grigor (16/00798/HCVL, 16/00799/HCVL and 16/00800/HCVL) and from the licence holder in response and adjourned for further consideration of the proposed suspension of these three licences.

**Decided:** upon reconvening, to amend the initial decision taken and agree

- (i) to suspend the licences currently held by John Grigor with immediate effect for 6 months on the grounds that, in terms of paragraph 11(2)(a) and (c) of Schedule 1 of the Civic Government (Scotland) Act 1982, in their opinion, the applicant was not a fit and proper person to be the holder of the licences and that the carrying out of the activity to which the licences related had caused, was causing or was likely to cause undue public nuisance, a threat to public order or public safety;
- (ii) to order John Grigor to submit to the Licensing service copies of the weekly service check sheets for each of the 3 vehicles for the period since the licences were granted in 2016, to date; and
- (iii) that once the suspension on the 3 licences had expired, to add an extra condition to the licences, that John Grigor must submit weekly service check sheets for each vehicle to Licensing on a monthly basis.

The meeting ended at 11.50 a.m.