

**THE FIFE COUNCIL – REGULATION AND LICENSING COMMITTEE - GLENROTHES**

**5th November, 2024**

**9.30 a.m. – 12.32 p.m.**

**PRESENT:** Councillors Tom Adams (Convener), Patrick Browne, Alistair Cameron, Eugene Clarke, Gavin Ellis, Louise Kennedy-Dalby, Carol Lindsay, Lea McLelland, David MacDiarmid, John O'Brien, Nicola Patrick, Gordon Pryde and Darren Watt.

**ATTENDING:** Kimberley Langley, Solicitor, Gillian Love, Lead Officer, Miscellaneous Licensing and Craig Ritchie, Civic Government Licensing Enforcement Officer all in Finance and Corporate Services; Sergeant Neil Ewing, Police Scotland (Fife Division); and Billy Ferguson, Service Manager, Fleet Operations (for items 150 and 151 only).

**APOLOGIES:** Councillors Lynn Ballantyne-Wardlaw, Donald Lothian and Jonny Tepp.

**147. CHANGE OF MEMBERSHIP**

Councillor Tom Adams welcomed Councillors Alistair Cameron, Eugene Clarke and Louise Kennedy-Dalby to their first meeting of the Regulation & Licensing Committee and Members noted that Councillor Cameron had replaced Councillor Julie MacDougall, Councillor Clarke had replaced Councillor Sean Dillon and Councillor Kennedy-Dalby had replaced Councillor Alycia Hayes as Members of the Committee.

**148. MINUTE**

The Committee considered the Minute of Meeting of the Regulation and Licensing Committee of 10th September, 2024.

**Decision**

The Committee approved the Minute.

**CIVIC GOVERNMENT (SCOTLAND) ACT 1982**

**149. APPEALS TO SHERIFF – TAXI/PRIVATE HIRE CAR DRIVER, TAXI OPERATOR AND PRIVATE HIRE OPERATOR LICENCES** (*Previous Minute References: paras 140(h) and (i) and 141 of 2024.R.L.113, 114 and 115 refer*)

**Decision**

The Committee, after hearing the Council's Lead Officer, Miscellaneous Licensing thereon, noted that appeals had been lodged with the Sheriff by Mehmet Tarkocin against the decisions on 10th September, 2024 to refuse his applications for renewal of his taxi/private hire car driver's licence and taxi operator's licence and suspend his private hire operator's licence.

**150. TAXI AND PRIVATE HIRE CAR INSPECTION TESTS – KIRKCALDY ZONE**

The Committee considered a report by Service Manager, Fleet Operations on annual inspection tests carried out on vehicles in the Kirkcaldy Zone in July to September 2024.

**Decision**

The Committee, having heard the Service Manager, Fleet Operations on the report and, following discussion, congratulated those operators whose vehicles passed the test first time and otherwise noted the report.

**151. TAXI AND PRIVATE HIRE CAR INSPECTION TESTS - WEST FIFE AREA**

The Committee considered a report by Service Manager, Fleet Operations on annual inspection tests carried out on vehicles in the West Fife Area in June to September, 2024.

**Decision**

The Committee, having heard the Service Manager, Fleet Operations on the report and, following discussion, congratulated those operators whose vehicles passed the test first time and otherwise noted the report.

**152. APPLICATIONS IN RESPECT OF WHICH POLICE COMMENTS HAD BEEN MADE**

The Committee considered applications for licences by the undernoted and, having heard the representative for Police Scotland (Fife Division) and the applicants thereon, dealt with the applications as shown:-

	<u>Applicant</u>	<u>Activity and period of licence applied for</u>
(a)	Peshang Kawa	Taxi Driver (new application) 1 year

**Motion**

Councillor McLelland, seconded by Councillor Watt, moved that the licence be granted with a warning.

**Amendment**

Councillor O'Brien, seconded by Councillor Cameron, moved, as an amendment, that the licence be refused.

**Vote**

Amendment – 6  
Motion – 7

**Decision**

The Committee agreed to grant the licence with a warning.

**2024.R.L.121**

	<u>Applicant</u>	<u>Activity and period of licence applied for</u>
(b)	George McQueen	Taxi Driver (new application) 1 year

**Decision**

The Committee agreed to grant the licence with a warning.

The above applicants had been invited to attend and be represented at the meeting and both were present and heard. The applicant at (a) was supported by Twana Amin, Interpreter & Taxi Operator, East Fife.

The warning given to the above applicants was that any future misdemeanours brought to the attention of the Committee could result in suspension of the licence.

*(Cllr O'Brien left the meeting following consideration of item (b) above).*

**153. OPPOSED APPLICATION**

The Committee considered application for licence by the undernoted in respect of which a police objection had been intimated and dealt with the application as shown:-

<u>Applicant</u>	<u>Activity and period of licence applied for</u>
Scott McLaren	Taxi Driver (renewal) 1 year

The Committee took a vote on whether or not to consider further information from the Police as follows:

**Motion**

Councillor Browne, seconded by Councillor MacDiarmid, moved that further information should be provided.

**Amendment**

Councillor McLelland, seconded by Councillor Lindsay, moved, as an amendment, that further information should not be provided.

**Vote**

Amendment – 8  
Motion – 3

No further information was provided.

## **2024.R.L.122**

The Committee then took the decision on the application as follows:

### **Motion**

Councillor Lindsay, seconded by Councillor McLelland, moved that the licence be granted with a warning.

### **Amendment**

Councillor MacDiarmid, seconded by Councillor Browne, moved, as an amendment, that the licence be refused.

### **Vote**

Amendment – 3

Motion – 8

### **Decision**

The Committee agreed to grant the licence with a warning.

The applicant and objector had been invited to attend and be represented at the meeting and both were present and heard.

The warning given to the above applicant was that any future misdemeanours brought to the attention of the Committee could result in suspension of the licence.

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