

ABERDEENSHIRE COUNCIL

POLICY AND RESOURCES COMMITTEE

WOODHILL HOUSE, ABERDEEN, 11 JUNE, 2015

Present: Councillors M C Kitts-Hayes (Chair), R G Thomson (Vice-Chair) A A Bews, E H Chapman (as substitute for Councillor R Cowling), K L Clark, M A Ford (as substitute for Councillor P K Johnston), J N Gifford, A Hendry, F C P Hood, S W Pratt, N J Smith, B A Topping, H W Vernal and J Webster.

Apologies: Councillors R Cowling, P K Johnston and A S Grant (ex officio).

Officers: Chief Executive, Director of Business Services, Director of Communities, Director of Education and Children's Services, Director of Infrastructure Services, Head of Customer Communications and Improvement, Head of Finance, Head of Legal and Governance, and Head of Property and Facilities Management.

In attendance: Superintendent Kate Stephen and Chief Inspector John McCluskey (Police Scotland); and David Rout, Local Senior Officer and David Meldrum (both Scottish Fire and Rescue Service).

1. DECLARATION OF MEMBERS' INTERESTS

In terms of the Councillors' Code of Conduct, Councillor Clark declared an interest in respect of Item 19 as a member of Aberdeenshire Voluntary Action Board.

2A. PUBLIC SECTOR EQUALITY DUTY

In taking decisions on the undernoted items of business, the Committee **agreed**, in terms of Section 149 of the Equality Act 2010:-

- (1) to have due regard to the need to:-
 - (a) eliminate discrimination, harassment and victimisation;
 - (b) advance equality of opportunity between those who share a protected characteristic and persons who do not share it; and
 - (c) foster good relations between those who share a protected characteristic and persons who do not share it, and
- (2) to consider, where an equality impact assessment has been provided, its contents and to take those into consideration when reaching a decision.

2B. RESOLUTION

The Committee **agreed**, in terms of Section 50A (4) and (5) of the Local Government (Scotland) Act 1973, to exclude the public from the meeting during consideration of the items specified below so as to avoid disclosure of exempt information of the classes described in the undernoted paragraphs of Part 1 of Schedule 7A of the Act.

Item No	Paragraph No of Schedule 7A
22	1, 12 and 14
23	8
24	9

25	6
26	6
27	8
28	8
29	6
30	8
31	8
32	6, 8, 10 and 12

3. POLICE SCOTLAND – PERFORMANCE MONITORING AND OPERATIONAL UPDATE

There was circulated and **noted** a report dated 11 May, 2015, by the Director of Business Services, which (1) explained how the police service was performing against key performance measures and associated targets, as set out within the Aberdeenshire Police Plan, (2) outlined the respective duties and responsibilities of the Chief Constable, the Divisional Commander for Aberdeenshire and Moray, and the Council, in terms of police functions and (3) provided a detailed statistical analysis of police performance in the year to March, 2015.

Thereafter, and having heard Supt. Stephen speak to the content of the report, the Committee:-

- (1) **noted** members' comments in respect of housebreaking, anti-social behaviour, rape, hate crime, speeding detection rates, seizure of the proceeds of crime, stop and search, school liaison, response times, scene of crime officers, performance indicators, road accidents, alcohol-related crime, and police recruitment, and
- (2) **requested** the Divisional Commander to continue to report to Committee quarterly on performance measures against service objectives.

4. SCOTTISH FIRE AND RESCUE SERVICE – PERFORMANCE REPORT (1 APRIL, 2014 – 31 MARCH, 2015)

With reference to the Minute of Meeting of the Committee of 3 April, 2014 (Item 2), when approval had been given to the Aberdeenshire Fire and Rescue Plan 2014 – 2017, there was circulated a report dated 21 May, 2015, by the Director of Business Services, which (1) detailed how the Scottish Fire and Rescue Service was performing against key performance measures and associated targets for the year to 31 March, 2015, as set out within the Plan, (2) outlined the respective duties and responsibilities of the Scottish Fire and Rescue Service, the Local Senior Officer and the Council and (3) provided a local and national operational update, together with an indication of the resources available to the Local Senior Officer.

Further to discussion, and having heard the Local Senior Officer speak to the report, the Committee:-

- (1) **noted** comments made by members in respect of false alarms, home fire safety visits, major fire incidents and unoccupied buildings,
- (2) **noted** the contents of the report regarding the annual performance of the Aberdeenshire division of the Scottish Fire and Rescue Service between 1 April, 2014 and 31 March, 2015, and
- (3) **noted** the national and operational matters arising, together with key resource issues, as detailed within appendices to the report.

5. SCOTTISH FIRE AND RESCUE SERVICE – FUTURE PERFORMANCE REPORTING FORMAT

With reference to the Minute of Meeting of the Committee of 5 March, 2015 (Item 5, Page 1685), there was circulated and **noted** a report dated 21 May, 2015, by the Director of Business Services (1) which explained that a revised performance reporting format had been developed for fire and rescue services (a) in order to encourage a consistent approach across the 32 local authority areas in Scotland, (b) providing an overview of performance against each of the key performance indicators, (c) ensuring key performance indicators were clearly presented to identify progress, (d) enabling information to be presented on a local and Scotland-wide perspective and (e) supplying data on an annual basis, rather than quarterly and (2) to which was appended the new performance reporting template.

Thereafter, the Committee **approved** the revised reporting template and format for future performance reports to area committees and to the Policy and Resources Committee.

6. SCOTTISH FIRE AND RESCUE SERVICE STRATEGIC PLAN 2016 – 2019

There was circulated and **noted** a report dated 21 May, 2015, by the Director of Business Services (1) which advised members of the requirement contained within the Police and Fire Reform (Scotland) Act 2012, for the Scottish Fire and Rescue Service (SFRS) to produce a new strategic plan setting out strategic direction and priorities, and informing the development of fire and rescue plans for each local authority area and (2) to which was appended an outline of the SFRS Strategic Plan 2016 – 2019.

Thereafter, the Committee:-

- (1) **noted** the intention of the Local Senior Officer to commence consultation and engagement on the Plan at area committee level and
- (2) **requested** officers to raise with Scottish Water the issue of resilience of water supplies in housing developments, for firefighting purposes.

7. ROAD CASUALTY REDUCTION

With reference to the Minute of Meeting of the Committee of 5 March, 2015, when Police Scotland and Council officers had been requested to report to a future meeting on current road safety issues and any associated action plans, there was circulated a report dated 8 May, 2015, by the Director of Communities, the Local Senior Officer (Scottish Fire and Rescue Service) and the Divisional Commander (Police Scotland), which (1) advised that officers from the Council, together with those from other local authorities, Police Scotland, the Scottish Fire and Rescue Service, NESTRANS and NHS Grampian, had formed the North-East of Scotland Road Casualty Reduction Lead Officers' Group, aimed at meeting national targets for road casualty reduction, (2) highlighted a number of key issues relating to road safety, (3) outlined Single Outcome Agreements for the period between 2013 and 2023, along with strategic objectives, both nationally and locally and (4) provided road accident statistics for Aberdeenshire, Aberdeen City and Moray.

After consideration, the Committee:-

- (1) **noted** the current position with regard to road casualty figures in the North-East of Scotland,
- (2) **noted** the core outcome underpinning a strategic approach to road casualty reduction and its alignment within current and emerging approaches to community planning,

- (3) **instructed** officers to develop, by the end of September, 2015, a formal strategy and associated action plan, on a collaborative basis across key agencies, including engagement through the relevant community planning partnership networks,
- (4) **agreed** that Aberdeenshire Council should lead on this work on behalf of partners and establish a collaborative and jointly-funded resource through to 31 March, 2016, and
- (5) **requested** officers to submit reports to area committees in due course, on wider efforts to reduce road casualties.

8. BUSINESS SERVICES' QUARTERLY PERFORMANCE REPORTING AND YEAR-END REVIEW OF PROJECTS (APRIL, 2014 – MARCH, 2015)

With reference to the Minute of Meeting of the Committee of 3 April, 2014 (Item 4), when it had been agreed that the Council Plan 2013-2017 should provide strategic direction for Business Services in the period between 2014 and 2017, instead of a separate Service Plan, there was circulated a report dated 26 May, 2015, by the Director of Business Services, which advised members of the performance of the Service against key performance measures and projects linked to the Council's priorities, as set out within the Council Plan together with a year-end review of projects for the period between April 2014, and March, 2015.

Thereafter, and having **noted** members' comments in respect of new benefit claims, Council Tax annual billing, first point of contact with the Council, and the Council's website search facility, the Committee:-

- (1) **acknowledged** performance achieved in the quarter between January and March, 2015, as detailed within the report,
- (2) **noted** measures where performance had been below expectations during that quarter, as identified within an appendix to the report,
- (3) **noted** the publication of the full year performance report for 2014/2015 on Ward Pages, and
- (4) **instructed** the Director of Business Services to continue to report, on an exception basis, quarterly in respect of performance measures against priority outcomes and six monthly on progress made in delivering projects.

9. DISCRETIONARY HOUSING PAYMENT UPDATE

With reference to the Minute of Meeting of the Committee of 23 April, 2015 (Item 7, Page 1947), when (1) consideration had been given to a report on discretionary housing payments in financial year 2015/2016, available to help those in receipt of housing benefit who had been adversely affected by local housing allowance rate changes, the increase in non-dependent deductions, social sector size criteria and the benefit cap, (2) authority had been delegated to the Head of Finance, in consultation with the Chair, Vice-Chair and main opposition spokesperson to reach agreement on detailed wording to determine how discretionary housing payment awards should be made and (3) it had been agreed that an update report on benefits payments should be submitted to the meeting of the Committee in June, 2015, there was circulated a report dated 21 May, 2015, by the Director of Business Services, which (1) detailed the re-wording agreed by the Chair and Vice-Chair of the Committee, together with the main opposition spokesperson, in respect of discretionary housing payment awards and (2) provided further information on the number of such awards made during the current financial year, together with the volume of pending cases.

After consideration, the Committee:-

- (1) **noted** the current position regarding discretionary housing payment expenditure, and
- (2) **instructed** officers to submit an update report on welfare reform to the meeting of the Committee in November, 2015.

10. ABERDEENSHIRE ONLINE SCHOOL PAYMENTS

With reference to the Minute of Meeting of the Committee of 10 January, 2013 (Item 9, Page 1558), when it had been agreed to support improvements to the customer experience of Aberdeenshire Council as the ICE (Improving the Customer Experience) project, there was circulated a report dated 20 April, 2015, by the Director of Business Services, which (1) explained that a school meals and payments project had been established to investigate the implementation of an online solution enabling parents to top-up children's school meals accounts across all Aberdeenshire primary schools, and that this had been expanded to include all schools payments, (2) advised that a survey had been developed to establish customer receptiveness to the programme, together with the level of response showing a high degree of support for the proposed changes and (3) outlined potential organisational benefits associated with an online school payments function, and the corresponding financial implications to the Council.

After consideration, the Committee:-

- (1) **approved** the award of contract for the provision of an online school payments system in Aberdeenshire to Cash Registers Buccleuch (CRB) Ltd, in line with the national Scotland Excel Framework, and
- (2) **approved** the cost benefit figures contained within the report.

11. SCOTTISH LOCAL AUTHORITY BUSINESS LOAN FUND

Consideration was given to a circulated report dated 20 May, 2015, by the Director of Infrastructure Services, which (1) explained that Aberdeenshire Council had been invited to join the Scottish Local Authority Business Loan Fund (SLABLF), offering loans to small and medium-sized enterprises at a rate of 6%, (2) provided information on the background to the creation of the Fund from previous local authority loan funds in Scotland, (3) highlighted the composition of Business Loans Scotland Ltd, the company limited by guarantee and set up to run the new fund, together with the arrangements for its operation, (4) indicated the financial contribution sought from Aberdeenshire Council in joining the scheme, (5) provided information on the existing Support for Aberdeenshire Business (SAB) Scheme, currently offering loans and grants to businesses operating within, or moving into, Aberdeenshire, together with details on the financial commitment involved and the number of jobs created and (6) detailed the principal arguments for and against joining the SLABLF and the associated options for the Committee.

After detailed consideration, Councillor Vernal, seconded by Councillor Thomson, **moved** that (1) Aberdeenshire Council sign up to become a member of the Scottish Local Authority Business Loan Fund (SLABLF), with a minimum financial contribution of £15,000 for each of the 3 years proposed, together with an annual membership fee of £3,250, subject to the resources required to facilitate that option being identified from within the Economic Development budget and (2) officers be instructed to report back to Committee in due course on the implications of the funding decision.

As an amendment, Councillor Gifford, seconded by Councillor Webster, **moved** that Aberdeenshire Council should not sign up for membership of SLABLF.

Members of the Committee voted as follows:-

- | | | |
|-------------------|-----|--|
| for the motion | (7) | Councillors Kitts-Hayes, Thomson, Bews, Hendry, Pratt, Topping and Vernal. |
| for the amendment | (7) | Councillors Chapman, Clark, Ford, Gifford, Hood, Smith and Webster. |

There being an equality of votes, the Chair exercised his casting vote in favour of the motion and, therefore, **the motion was carried** in the following terms:-

that (1) Aberdeenshire Council sign up to become a member of the Scottish Local Authority Business Loan Fund (SLABLF), with a minimum financial contribution of £15,000 for each of the 3 years proposed, together with an annual membership fee of £3,250, subject to the resources required to facilitate that option being identified from within the Economic Development budget and (2) officers be instructed to report back to Committee in due course on the implications of the funding decision.

12. CAPITAL PLAN PRIORITISATION

With reference to the Minute of Meeting of Aberdeenshire Council of 12 February, 2015 (Item 4, Page 1524), when approval had been given to the Capital Plan 2015-2030, there was circulated a report dated 3 March, 2015, by the Head of Finance and Director of Infrastructure Services, which (1) explained the background to the Council's approach to the prioritisation of Capital Plan projects, (2) advised that there were now significant pressures on the Plan from new projects coming forward for inclusion, (3) recommended that the prioritisation process should apply only to new projects brought forward, not those already approved for inclusion in the Plan and (4) listed the programme of capital investment projects contained within the Plan.

After consideration, the Committee:-

- (1) **approved** the corporate prioritisation process detailed within appendices to the report,
- (2) **instructed** officers to submit a report to a future meeting of the Committee, providing details of the scoring of service priorities projects, and
- (3) **instructed** officers to submit a report to the meeting of the Committee in September, 2015, and to area committees, on the impact of reducing expenditure on the rolling programmes.

13. CAPITAL PLAN PROGRAMMES 2015/2016

The Committee **agreed** to suspend Standing Order 20(8)(c) to enable the meeting to continue after 12:45pm.

With reference to the Minute of Meeting of the Committee of 23 April, 2015 (Item 4, Page 1946), when approval had been given to the revised Capital Plan for financial year 2014/2015, there was circulated a report dated 22 April, 2015, by the Director of Infrastructure Services, which (1) explained the background to the compilation of the Capital Plan and (2) listed a number of individual projects contained within lines in the Capital Plan.

Thereafter, the Committee **approved** programmes for financial year 2015/2016, as detailed within the report, for the following lines within the Capital Plan:- public toilets, school enhancements, carbon reduction Council-wide objectives, landfill (household waste recycling centres), the new waste collection service, health and safety Council-wide objectives,

access/environment projects, ICT, depots, the development of industrial portfolio and factory units, and Workspace.

14. CONTRACTOR SELECTION

With reference to the Minutes of Meetings of the Committee of (1) 10 November, 2011 (Item 18, Page 898), when a number of contractors had been appointed to the Main Contractor Works Framework to undertake major construction projects for the Council, (2) 10 January, 2013 (Item 20, Page 1562), when approval had been given to a report on the post-project review process for property-related construction projects, including the contractor performance review procedure and (3) 13 November, 2014 (Item 19, Page 1074), when it had been agreed to approve a one year extension to the Main Contractors Framework Agreement until 15 January, 2016, there was circulated a report dated 1 May, 2015, by the Director of Infrastructure Services, which (1) explained the background to the current process for selecting contractors to undertake property-related construction projects for the Council, (2) outlined changes to contractor selection arrangements, in order to ensure compliance with revised Financial Regulations and (3) highlighted the need to implement recommendations arising from the recent review, Scottish Public Sector Procurement in Construction.

After consideration, the Committee:-

- (1) **agreed** to endorse changes to the process for contractor selection, introduced in order to ensure compliance with Financial Regulations, being specifically the use of the Public Contracts Scotland website for the advertisement of contracts and the electronic publishing of tendered documents, with all tenders being open,
- (2) **instructed** officers to extend the current use of the Public Contracts Scotland website to include the use of Public Contracts Scotland Tender, the national e-tendering system provide free of charge by the Scottish Government, and
- (3) **approved** the undertaking of a procurement exercise for the replacement Main Contractors Framework Agreement to deliver major construction projects for the Council.

15. FRASERBURGH HERITAGE CENTRE – ROOF REPAIRS

With reference to the Minutes of Meetings of (1) Banff and Buchan Area Committee of (a) 24 January, 2012 (Item 14), when an amendment had been made to the terms of the lease to Fraserburgh Heritage Society Limited of the Fraserburgh Heritage Centre building and (b) 26 May, 2015 (Item 9), when consideration had been given to a report regarding the funding of repairs to the roof of the Heritage Centre and (2) the Committee of 12 June, 2014 (Item 40, Page 197), when amendments had been made to leasing arrangements for Fraserburgh Lighthouse Museum and it had been agreed to carry out works at the Museum to eliminate its repair backlog, there was circulated a report by the Director of Infrastructure Services, which (1) explained the background of the lease of the Heritage Centre, (2) advised that further repairs were required to the Centre's roof, to remedy existing damage and (3) highlighted the cost of repairs on both a temporary and permanent basis.

After consideration, the Committee:-

- (1) **agreed** that the Council should fund repairs to the roof of Fraserburgh Heritage Centre as an exception to the existing terms of its lease, and
- (2) **agreed** that initial repairs should be completed with the funding from the Repairs and Maintenance Fund, with the building to be assessed thereafter to determine any longer-term repair requirements.

16. SURPLUS PROPERTY POLICY

Item withdrawn.

17. FRAMEWORK AGREEMENT FOR PROVISION OF MAINSTREAM SCHOOL TRANSPORT ETC. SERVICES

With reference to the Minute of Meeting of the Infrastructure Services Committee of 27 November, 2014 (Item 9, Page 1164), there was circulated a report by the Director of Infrastructure Services, which (1) explained the background to the invitation of tenders for a framework agreement, to take effect between July, 2015, and December, 2016, with the option to extend the term by one year, for the procurement of transport services for people/passenger needs arising outwith the main transport procurement programme and (2) outlined the tender evaluation process, in terms of the Council's Financial Regulations, and the financial implications to the Council of proceeding with the agreement.

After consideration, the Committee:-

- (1) **approved** the establishment of a Framework Agreement for the provision of the Mainstream School Transport (including music centres), Local Bus and A2B Dial-a-Bus services, between the Council and the 43 tenderers listed within the appendix to the report, for the period between 1 July, 2015, and 31 December, 2016, with an optional extension period of 12 months, and
- (2) **approved** the delegation of authority to the Director of Infrastructure Services, in conjunction with the Head of Finance and the Head of Procurement, the Chair and Vice-Chair of the Committee and the main opposition spokesperson, to approve the award of call-off agreements, up to a maximum total value of £12,500,000 for the duration of the Framework (including the optional extension period), with delegated authority granted to the Head of Procurement to extend the Framework, if appropriate, until 31 December, 2017.

18. USE OF DELEGATED POWERS TO PROCURE THE SUPPLY AND INSTALLATION OF ELECTRIC VEHICLE RAPID CHARGING UNITS ETC

On consideration of a circulated report dated 6 May, 2015, by the Director of Infrastructure Services, which explained (1) the background to the "Plugged in Places" (PIP) Programme developed by the Scottish Government, as part of its obligation to meet carbon reduction targets set out in the Climate Change (Scotland) Act 2009 and (2) Transport Scotland's intention to provide a high-powered, interoperable network of electric vehicle charge points across Scotland, the Committee **noted** the use by officers of delegated powers, by reason of special urgency, to award a contract for the supply and installation of four 50KW electric vehicle rapid charging units and associated infrastructure, as detailed within the appendix to the report.

19. THIRD SECTOR INTERFACE (TSI) LIAISON ARRANGEMENTS

On consideration of a circulated report dated 28 May, 2015, by the Director of Communities, which (1) explained the background to the composition of the Third Sector Interface (TSI), comprising CVS Aberdeenshire, Bridge CVS and Volunteer Centre Aberdeenshire and (2) provided draft terms of reference for the operation of Aberdeenshire Third Sector Forum.

After consideration, the Committee:-

- (1) **agreed** to endorse the importance of a strong working relationship between the Council and the third sector, given the TSI's role in the Aberdeenshire Community Planning Partnership and the development of the Single Outcome Agreement,
- (2) **approved** the Council's role within Aberdeenshire's Third Sector Forum,
- (3) **noted** the draft terms of reference for Aberdeenshire's Third Sector Forum, and
- (4) **requested** officers to submit the report to the Aberdeenshire Community Planning Board, in order to ensure its endorsement on a wider scale.

20. THE LIBRARY MANAGEMENT SERVICE PROCUREMENT

Consideration was given to a circulated report dated 23 April, 2015, by the Director of Education and Children's Services, which (1) explained that the Council's Library Service was dependent on a computerised library management system and that the existing system required to be replaced and (2) outlined the financial implications to the Council of procuring a new system.

Thereafter, the Committee:-

- (1) **noted** the use of the Eastern Shires Purchasing Organisation (ESPO) Framework Agreement for the provision of a new library management system, as approved by the Head of Commercial and Procurement Services and the Head of Finance, in accordance with Financial Regulations,
- (2) **agreed** to delegate authority to the Director of Education and Children's Services, in conjunction with the Head of Finance, the Head of Commercial and Procurement Services and the Head of ICT, to award a contract to the most economically-advantageous tenderer for a new system, and
- (3) **approved** estimated expenditure of £280,000, in the event that a 5 year contract was undertaken, under the proposed contract for the provision of a new library management system.

21. INTERNAL AUDIT REPORT

There was circulated and **noted** a report dated 22 May, 2015, by the Chief Internal Auditor, which (1) outlined recent investigations undertaken in respect of software licensing and support, and attendance management and (2) provided data arising from recommendations contained within Internal Audit reports issued to Services since August, 2013.

22. INTERNAL AUDIT REPORT

There was circulated and **noted** a report dated 22 May, 2015, by the Chief Internal Auditor which (1) outlined a recent investigation undertaken in respect of travel and subsistence and (2) provided data arising from recommendations contained within Internal Audit reports issued to Services since July, 2013.

23. JOINT EQUIPMENT SERVICE STORES MANAGEMENT SYSTEM – AWARD OF CONTRACT

Consideration was given to a circulated report dated 18 May, 2015, by the Director of Communities and Director of Business Services, which (1) explained the background to

Aberdeenshire Joint Equipment Service (JES), a community service involving Aberdeenshire Council and NHS Grampian, providing equipment for Aberdeenshire residents, as prescribed by health and social care staff, (2) advised that the Council had a contractual arrangement in place with its existing software supplier for hosting, support and maintenance of a Joint Equipment Service Stores Management System, scheduled to expire on 31 October, 2015 and (3) recommended the award of a direct contract to the existing supplier for the provision of an upgrade solution and two years' hosting, support and maintenance services.

Thereafter, the Committee **agreed** to delegate authority jointly to the Head of Finance, Head of Procurement and Head of ICT to award the Aberdeenshire Joint Equipment Service Storage Management System contract for a period of 2 years, at a total estimated contract value of £50,000, with the contract scheduled to commence prior to the expiration of the current contract.

24. REVIEW AND REPLACEMENT OF ENVIRONMENTAL HEALTH, TRADING STANDARDS AND ESTATES SYSTEMS

With reference to the Minutes of Meetings of the Committee of (1) 14 November, 2013 (Item 23, Page 913) and (2) 15 January, 2015 (Item 24, Page 1379), at both of which it had been agreed to extend existing ICT systems, support and maintenance contracts, there was circulated a report dated 21 May, 2015, by the Director of Business Services, which (1) explained the background to the acquisition of the Civica APP (Flare) premises database, used by Environmental Health and Trading Standards, and the Estateman system used to collect rental income and to manage the Council's commercial property portfolio, (2) advised that reviews of the two systems indicated that neither met the current business needs and (3) provided details of a tender exercise for the acquisition of system replacements.

After consideration, the Committee **approved** the replacement of the Civica APP (Flare) and Estateman business systems, as detailed within the report, at a cost of £174,840 over 7 years.

25. FOOTWAYS SLURRY SEALING 2015/2016 – ACCEPTANCE OF TENDER

On consideration of a circulated report by the Director of Infrastructure Services, which (1) explained the requirement to tender for the provision of slurry sealing works for the maintenance of footways and (2) provided details of tenders received, the Committee:-

- (1) **agreed** to accept a tender for footway slurry sealing works in financial year 2015/2016, as submitted by Kiely Brothers Ltd, Birmingham, in a sum of £173,952.75, being the lowest tender received, and
- (2) **agreed** to authorise the Head of Roads and Landscape Services to award a year's extension to the above contract, up to a value of £200,000, subject to satisfactory extension rates being agreed in conjunction with the Head of Procurement.

26. ROAD MAINTENANCE VELOCITY PATCHING – USE OF SINGLE SUPPLIER

On consideration of a circulated report by the Director of Infrastructure Services, which (1) explained the need to provide a velocity patching service for road maintenance and (2) advised that, at present, only one supplier was able to offer to provide the preferred application method, the Committee:-

- (1) **agreed** to authorise the use of Archway Products Ltd as a single supplier for road velocity patching, and

- (2) **approved** annual expenditure of up to £50,000 on velocity patching in financial years 2015/2016, 2016/2017 and 2017/2018, subject to satisfactory rates being agreed and market checks of alternative suppliers being carried out.

27. PROPERTY MAINTENANCE REVIEW

Consideration was given to a circulated report dated 27 April, 2015, by the Director of Infrastructure Services, which (1) explained the background to the Council's maintenance programme for its existing operational property assets, (2) advised that a high level review had been undertaken of the Council's reactive and cyclical maintenance arrangements, to inform whether greater efficiency might be achieved through the adoption of a new delivery model and (3) detailed the options available to the Council.

After consideration, the Committee:-

- (1) **agreed** to endorse interim option 1 and long-term option 2, as provided in the review report undertaken by E C Harris, Built Asset Consultants, as the preferred options to deliver property maintenance arrangements for the Council.
- (2) **approved** the appointment of E C Harris to assist the Council in the implementation of long-term option 2, being the procurement of a single outsourced provider for the delivery of all reactive and cyclical maintenance (including minor works) for non-housing stock, and
- (3) **approved** the extension of building response term contracts with Kier Services and Bancon, of up to 12 months in duration, from 1 April, 2016, to facilitate the mobilisation of the single outsourced provider.

28. MUIRFIELD CONTRACTS IN ADMINISTRATION

With reference to the Minutes of Meetings of the Committee of (1) 9 June, 2011 (Item 16, Page 109), when approval had been given to a shortlist of framework contractors for various housing improvement works and (2) 16 January, 2014 (Item 16, Page 1162), when members had noted the appointment of Bancon, Kier, McTaggart, Muirfield and Robertson to the Housing Main Contractors framework for the delivery of major housing projects, there was circulated a report dated 12 March, 2015, by the Director of Infrastructure Services, which (1) explained that existing contracts with Muirfield had been terminated after the company had gone into administration and (2) provided details of the estimated costs associated with the works required to complete projects which had been affected.

Thereafter, the Committee:-

- (1) **approved cost estimates, inclusive of Property costs, and agreed to proceed to tender in respect of works required to complete (a) new-build housing at Barrasgate, Fraserburgh, in the sum of £2,465,000, (b) new-build housing at Martin Brae, Inverurie, in the sum of £3,025,000, (c) bathroom refurbishment in south and central Aberdeenshire in financial year 2014/2015, in the sum of £259,000, (d) kitchen refurbishment in south and east Aberdeenshire in 2014/2015, in the sum of £921,000, (e) housing improvement door upgrade works in the Garioch area, in the sum of £20,000, (f) door upgrade works in 2014/2015 in north and east Aberdeenshire, in the sum of £1,472,000, (g) door upgrade works in south and central Aberdeenshire, in the sum of £1,174,000, (h) window upgrades in all areas, in the sum of £740,000, (i) eco-combined window and door upgrades, in the sum of £373,000 and (j) window upgrades in 2014/2015 in all areas, in the sum of £1,459,000,**

- (2) **approved** the delegation of authority to the Head of Finance and Head of Commercial and Procurement Services, in conjunction with the Chair, Vice-Chair and main opposition spokesperson, to accept the most economically–viable tender, in respect of the works listed above, except (e),
- (3) **noted** the direct award of contract, as specified within the report, for the supply of bespoke windows and doors, including the supply of materials by Nordan Windows, in the sum of £284,232, and by Hall and Tawse Joinery, in the sum of £30,500, and
- (4) **noted** the award of contract for door upgrade works in the Garioch area.

29. STONEHAVEN CARE VILLAGE – POST-PROJECT REVIEW

With reference to the Minutes of Meetings of the Committee of (1) 10 January, 2013 (Item 20, Page 1562), when the post-project review process for property-related construction projects had been agreed and (2) 3 April, 2014 (Item 30), when approval had been given to a project cost of £7,708,039.33 for the new care village at Stonehaven, including the replacement of a footbridge, there was circulated a report dated 11 May, 2015, by the Director of Infrastructure Services, which (1) explained the background to the construction of Stonehaven Care Village, (2) outlined the financial implications associated with the venture and (3) highlighted the principal elements of the post-project review process for Stonehaven Care Village.

Thereafter, the Committee **approved** the gateway stage 5 post-project review for Stonehaven Care Village in respect of obtaining customer feedback, appraising contractor performance, obtaining contractor feedback, post-occupancy evaluation, reviewing the achievements of project objectives and benefits, lessons learned and project outturn costs.

30. NEW OFFICES AT BUCHAN HOUSE, PETERHEAD – ADDITIONAL PARKING

With reference to the Minute of Meeting of the Committee of 27 February, 2014 (Item 37, Page 1439), when (1) approval had been given to an overall project cost of £5,683,582.00 for the provision of new Council offices at Buchan House, St Peter Street, Peterhead and (2) the lowest tender had been accepted from Robertson Construction Ltd, in the sum of £4,673,582.68, there was circulated a report dated 6 May, 2015, by the Director of Infrastructure Services, which (1) explained the background to the provision of car parking at Buchan House and (2) outlined the financial cost to the Council of proceeding with works to provide additional car parking.

Thereafter, the Committee:-

- (1) **approved** the capital cost estimate of £295,500 for the provision of additional parking at Buchan House, Peterhead, as detailed within the report, and
- (2) ***agreed to recommend to full Council that an adjustment be made to the Capital Plan to include the cost estimate of £295,500.***

31. CONTRACTS FOR SOCIAL CARE SERVICES

There was circulated and **noted** a report dated 8 May, 2015, by the Director of Business Services, which provided details of various contracts awarded for the provision of social care services on behalf of the Council.

32. CONTRACT AWARD FOR OCCUPATIONAL HEALTH SERVICE

On consideration of a circulated report dated 29 May, 2015, by the Director of Business Services, which explained the background to the provision of occupational health services to

Aberdeenshire Council employees, the Committee **agreed** to delegate authority jointly to the Head of Finance and the Head of Commercial and Procurement Services to award the occupational health services contract for a period of 18 months, with an option to extend for up to a further 24 months, subject to an anticipated commencement date of 20 July, 2015, all in accordance with Financial Regulations.

33. SUB-COMMITTEE MEETINGS

The Committee **noted** the Minutes of Meetings of the following Sub-Committees, copies of which form Appendices A and B to this minute:-

- (1) the Licensing Sub-Committee of 17 April, 2015, and
- (2) the Licensing Sub-Committee of 30 April, 2015.

APPENDIX A

POLICY AND RESOURCES COMMITTEE

LICENSING SUB-COMMITTEE

GORDON HOUSE, INVERURIE, 17 APRIL, 2015

Present: Councillors R Cowling (Chair), E H Chapman (for Items 4(b) and 5(a), (f), (g), (i), (j) and (k) only), A Hendry, F C P Hood, S W Pratt (for Items 4(b) and 5(a), (f), (g), (i), (j) and (k) only), W A C Shand and I S Tait (for Items 4(b) and 5(a), (f), (g), (i), (j) and (k) only).

Apologies: Councillor A Evison.

Officers: M Ingram, Senior Solicitor; A Nicol, Principal Committee Officer; and R MacQueen, Clerical Assistant.

In attendance: Sergeant Gavin Jardine, Police Scotland.

1. DECLARATION OF MEMBERS' INTERESTS

The Chair asked members if they had any interests to declare in terms of the Councillors' Code of Conduct. Councillor Shand declared an interest in Item 4(c) as he knew the applicant and stated that he would leave the Chamber during discussion of that item.

2. RESOLUTIONS

A. PUBLIC SECTOR EQUALITY DUTY

In taking decisions on the undernoted items of business, the Committee **agreed**, in terms of Section 149 of the Equality Act 2010:-

- (1) to have due regard to the need to:-
 - (a) eliminate discrimination, harassment and victimisation;
 - (b) advance equality of opportunity between those who share a protected characteristic and persons who do not share it; and
 - (c) foster good relations between those who share a protected characteristic and persons who do not share it, and
- (2) to consider, where an equality impact assessment has been provided, its contents and to take those into consideration when reaching a decision.

B. EXEMPT INFORMATION

The Committee **agreed**, in terms of Section 50A (4) and (5) of the Local Government (Scotland) Act 1973, to exclude the public from the meeting during consideration of Item 4(a) below so as to avoid disclosure of exempt information of the class described in paragraph 6 of Part 1 of Schedule 7A of the Act.

3. MINUTE OF MEETING OF 13 FEBRUARY, 2015

There had been circulated and was **noted** the Minute of Meeting of the Sub-Committee of 13 February, 2015.

4. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - APPLICATIONS FOR DETERMINATION DEFERRED FROM PREVIOUS MEETING

(a) APPLICATION FOR A TAXI DRIVER'S LICENCE (CASE NO. 746)

With reference to the Minute of Meeting of 13 February, 2015 (Item 4(c)), there had been circulated a report dated 25 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a taxi driver's licence, in respect of which the Chief Constable had made a representation, and (2) detailed information relevant to the application.

In the absence of the applicant, the Sub-Committee heard only from the representative of the Chief Constable and **agreed** unanimously that the application be refused on the grounds that the applicant was not a fit and proper person to hold such a licence.

(b) APPLICATION FOR A TAXI DRIVER'S LICENCE (CASE NO. 748)

With reference to the Minute of Meeting of 13 February, 2015 (Item 4(e)), there had been circulated a confidential report by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a taxi driver's licence, in respect of which the Chief Constable had made a representation, and (2) detailed information relevant to the application.

Having heard from the applicant and the representative of the Chief Constable, the Sub-Committee **agreed** unanimously that the licence be granted for a period of two years.

(c) APPLICATION FOR A PRIVATE HIRE CAR DRIVER'S LICENCE (CASE NO. 753)

With reference to the Minute of Meeting of 13 February, 2015 (Item 4(j)), there had been circulated a confidential report dated 9 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a private hire car driver's licence, in respect of which the Chief Constable had made representations, and (2) detailed information relevant to the application.

In the absence of the applicant, the Sub-Committee heard only from the representative of the Chief Constable and **agreed** unanimously that the application be refused on the grounds that the applicant was not a fit and proper person to hold such a licence.

5. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - APPLICATIONS FOR DETERMINATION

(a) APPLICATION FOR RENEWAL OF A TAXI DRIVER'S LICENCE (CASE NO. 755)

There had been circulated a confidential report dated 27 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the renewal of a taxi driver's licence, in respect of which the Chief Constable had made a representation, and (2) detailed information relevant to the application.

Having heard from the applicant's representative and the representative of the Chief Constable, Councillor Hendry, seconded by Councillor Chapman, moved that the application

be refused on the grounds that the applicant was not a fit and proper person to hold such a licence.

As an amendment, Councillor Pratt, seconded by Councillor Shand, moved that the licence be granted for a period of one year.

The members of the Sub-Committee voted:-

for the motion (3) Councillors Chapman, Hendry and Hood.

for the amendment (4) Councillors Cowling, Pratt, Shand and Tait.

The **amendment was carried** and the Sub-Committee **agreed** that the licence be granted for a period of one year.

(b) APPLICATION FOR A TAXI DRIVER'S LICENCE (CASE NO. 756)

There had been circulated a confidential report dated 2 April, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a taxi driver's licence, in respect of which the Chief Constable had made a representation, and (2) detailed information relevant to the application.

In the absence of the applicant, the Sub-Committee **agreed** that consideration of the application be deferred to the next meeting of the Sub-Committee to allow the applicant an opportunity to attend.

(c) APPLICATION FOR A TAXI DRIVER'S LICENCE (CASE NO. 757)

There had been circulated a confidential report dated 9 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a taxi driver's licence, in respect of which the Chief Constable had lodged an objection, and (2) detailed information relevant to the application.

In the absence of the applicant, the Sub-Committee **agreed** that consideration of the application be deferred to the next meeting of the Sub-Committee to allow the applicant an opportunity to attend.

(d) APPLICATION FOR A TAXI DRIVER'S LICENCE (CASE NO. 758)

There had been circulated a confidential report dated 2 April, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a taxi driver's licence, in respect of which the Chief Constable had made a representation, and (2) detailed information relevant to the application.

In the absence of the applicant, the Sub-Committee heard only from the representative of the Chief Constable and **agreed** unanimously that the application be refused on the grounds that the applicant was not a fit and proper person to hold such a licence.

(e) APPLICATION FOR A TAXI LICENCE (CASE NO. 759)

There had been circulated a confidential report dated 2 April, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a taxi licence, in respect of which the Chief Constable had made a representation, and (2) detailed information relevant to the application.

In the absence of the applicant, the Sub-Committee heard only from the representative of the Chief Constable and **agreed** unanimously that the application be refused on the grounds that the applicant was not a fit and proper person to hold such a licence.

(f) APPLICATION FOR RENEWAL OF A TAXI DRIVER'S LICENCE (CASE NO. 760)

There had been circulated a confidential report dated 25 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the renewal of a taxi driver's licence, in respect of which the Chief Constable had made a representation, and (2) detailed information relevant to the application.

Having heard from the applicant and the representative of the Chief Constable, Councillor Hood, seconded by Councillor Hendry, moved that the licence be granted for a period of one year.

As an amendment, Councillor Chapman, seconded by Councillor Pratt, moved that the licence be granted for a period of three years.

The members of the Sub-Committee voted:-

for the motion (3) Councillors Hendry, Hood and Tait.

for the amendment (4) Councillors Chapman, Cowling, Pratt and Shand.

The **amendment was carried** and the Sub-Committee **agreed** that the licence be granted for a period of three years.

(g) APPLICATION FOR A TAXI DRIVER'S LICENCE (CASE NO. 761)

There had been circulated a confidential report dated 30 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a taxi driver's licence, in respect of which the Chief Constable had lodged an objection, and (2) detailed information relevant to the application.

Having heard from the applicant and the representative of the Chief Constable, the Sub-Committee **agreed** by a majority that the licence be granted for a period of one year.

(h) APPLICATION FOR A TAXI DRIVER'S LICENCE (CASE NO. 762)

There had been circulated a confidential report dated 30 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a taxi driver's licence, in respect of which the Chief Constable had lodged an objection, and (2) detailed information relevant to the application.

In the absence of the applicant, the Sub-Committee **agreed** that consideration of the application be deferred to the next meeting of the Sub-Committee to allow the applicant an opportunity to attend.

(i) APPLICATION FOR A TAXI DRIVER'S LICENCE (CASE NO. 763)

There had been circulated a confidential report dated 27 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a taxi driver's licence, in respect of which the Chief Constable had lodged an objection, and (2) detailed information relevant to the application.

Having heard from the applicant and the representative of the Chief Constable, the Sub-Committee **agreed** unanimously that the licence be granted for a period of one year.

(j) APPLICATION FOR A TAXI DRIVER'S LICENCE (CASE NO. 764)

There had been circulated a confidential report dated 30 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a taxi driver's licence, in respect of which the Chief Constable had lodged an objection, and (2) detailed information relevant to the application.

Having heard from the applicant and the representative of the Chief Constable, the Sub-Committee **agreed** by a majority that the licence be granted for a period of one year.

(k) APPLICATION FOR A PRIVATE HIRE DRIVER'S LICENCE (CASE NO. 765)

There had been circulated a confidential report dated 25 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to an application for the grant of a private hire driver's licence, in respect of which the Chief Constable had lodged an objection, and (2) detailed information relevant to the application.

Having heard from the applicant and the representative of the Chief Constable, the Sub-Committee **agreed** unanimously that the licence be granted for a period of three years.

The Sub-Committee unanimously **agreed** to suspend Standing Order 20(8)(c) in order to allow the meeting to continue beyond 12.45 pm.

6. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - CASES FOR DETERMINATION

**(a) CONSIDERATION OF SUSPENSION OF A TAXI DRIVER'S LICENCE
(CASE NO. 766)**

There had been circulated a confidential report dated 31 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to written representations by the Chief Constable against the holder of a taxi driver's licence, and (2) detailed other information relevant to the request.

Having heard from the applicant and the representative of the Chief Constable, the Sub-Committee **agreed:-**

- (1) unanimously, that the licence holder had not breached a condition of the licence,
- (2) unanimously, that the actions of the licence holder had caused nuisance and presented a threat to public safety,
- (3) unanimously, that the licence holder was no longer a fit and proper person to be the holder of a taxi driver's licence,
- (4) unanimously, that the taxi driver's licence be suspended,
- (5) unanimously, that the period of suspension be the unexpired portion of the duration of the licence, and
- (6) unanimously, that the circumstances of the case justified the immediate suspension of the licence.

**(b) CONSIDERATION OF SUSPENSION OF A TAXI DRIVER'S LICENCE
(CASE NO. 767)**

There had been circulated a confidential report dated 25 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to a written representation by the Chief Constable against the holder of a taxi driver's licence, and (2) detailed other information relevant to the request.

Having been advised that the Chief Constable had withdrawn his complaint against the applicant, the Sub-Committee **agreed** to take no action.

**(c) CONSIDERATION OF SUSPENSION OF A TAXI DRIVER'S LICENCE
(CASE NO. 768)**

There had been circulated a confidential report dated 2 April, 2015, by the Director of Business Services, which (1) requested that consideration be given to a written representation by the Chief Constable against the holder of a taxi driver's licence, and (2) detailed other information relevant to the request.

In the absence of the applicant, the Sub-Committee heard only from the representative of the Chief Constable and **agreed**:-

- (1) unanimously, that the licence holder had not breached a condition of the licence,
- (2) unanimously, that the actions of the licence holder had caused nuisance and presented a threat to public safety,
- (3) unanimously, that the licence holder was no longer a fit and proper person to be the holder of a taxi driver's licence,
- (4) unanimously, that the taxi driver's licence be suspended,
- (5) unanimously, that the period of suspension be the unexpired portion of the duration of the licence, and
- (6) unanimously, that the circumstances of the case justified the immediate suspension of the licence.

**(d) CONSIDERATION OF SUSPENSION OF A TAXI DRIVER'S LICENCE
(CASE NO. 769)**

There had been circulated a confidential report dated 30 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to a written representation by the Chief Constable against the holder of a taxi driver's licence, and (2) detailed other information relevant to the request.

Having heard from the applicant and the representative of the Chief Constable, the Sub-Committee **agreed**:-

- (1) unanimously, that the licence holder had not breached a condition of the licence,
- (2) unanimously, that the actions of the licence holder had not caused a threat to public order or safety, and
- (3) unanimously, that the licence holder remained a fit and proper person to be the holder of a taxi driver's licence.

**(e) CONSIDERATION OF SUSPENSION OF A TAXI DRIVER'S LICENCE
(CASE NO. 770)**

There had been circulated a confidential report dated 25 March, 2015, by the Director of Business Services, which (1) requested that consideration be given to a written representation by the Chief Constable against the holder of a taxi driver's licence, and (2) detailed other information relevant to the request.

In the absence of the applicant, the Sub-Committee heard only from the representative of the Chief Constable and **agreed**:-

- (1) unanimously, that the licence holder had not breached a condition of the licence,
- (2) unanimously, that the actions of the licence holder had caused nuisance and presented a threat to public safety,
- (3) unanimously, that the licence holder was no longer a fit and proper person to be the holder of a taxi driver's licence,
- (4) unanimously, that the taxi driver's licence be suspended,
- (5) unanimously, that the period of suspension be the unexpired portion of the duration of the licence, and
- (6) unanimously, that the circumstances of the case justified the immediate suspension of the licence.

Thereafter, reference was made to the decision of the Sub-Committee on 22 August, 2014 (Item 4, Page 1085 refers) to write to the Area Procurator Fiscal to raise concerns about cases not proceeded with by the Procurator Fiscal and to request the provision of the guidelines used by the Procurator Fiscal to determine whether to proceed with a case.

The Sub-Committee **agreed** to request officers to provide an update on whether a reply had been received from the Area Procurator Fiscal.

**7. PROPOSED CHANGE TO GUIDANCE BOOKLET FOR LICENSING OF TAXIS AND
PRIVATE HIRE CARS**

There had been circulated a report dated 8 April, 2015, by the Director of Business Services referring to the Council's guidance booklet on licensing of taxis and private hire cars to provide information for applicants and operators of taxis and private hire cars and proposing that the booklet be updated to allow for the potential inclusion of licensing vehicles being powered by means other than petrol or diesel fuel such as electricity. The report stated that if members were minded to support the inclusion of electrical vehicles, the reference to engine capacity in the guidance booklet would require to be updated. Officers would investigate suitable alternative methods of evaluating a vehicle's performance capabilities and revert to the Sub-Committee with detailed recommendations in due course.

During discussion, some concern was expressed that electric car technology was not sufficiently far advanced for the range of a car powered solely by electricity to be compatible with the capacity and reliability of a petrol or diesel fuelled vehicle and that it would be preferable to require the use of dual-fuel vehicles.

Thereafter, the Sub-Committee:-

- (1) **agreed** in principle to licence taxis and private hire cars powered by dual-fuel means including electricity, and
- (2) **instructed** officers to investigate any appropriate technical considerations and to engage in any necessary consultation and thereafter report back to the Sub-Committee with an updated guidance booklet for approval.

APPENDIX B
POLICY AND RESOURCES COMMITTEE
LICENSING SUB-COMMITTEE
SPECIAL MEETING

WOODHILL HOUSE, ABERDEEN, 30 APRIL, 2015

- Present:** Councillors E Chapman, A Evison, A Hendry, S W Pratt and C Shand.
- Apologies:** Councillors R Cowling, F C P Hood and I S Tait.
- Officers:** Senior Solicitors (Martin Ingram and Sandy Munro) and Principal Committee Officer (Alastair Nicol).
- In attendance:** Sergeant Gavin Jardine, Police Scotland.

CHAIR

In the absence of the Chair, the Sub-Committee unanimously **agreed** that Councillor Pratt take the chair for this meeting.

1. DECLARATION OF MEMBERS' INTERESTS

No interests were declared by any member of the Sub-Committee, in terms of the Councillors' Code of Conduct.

2. PUBLIC SECTOR EQUALITY DUTY

In taking decisions on the undernoted item of business, the Sub-Committee **agreed**, in terms of Section 149 of the Equality Act 2010:-

- (1) to have due regard to the need to:-
 - (a) eliminate discrimination, harassment and victimisation;
 - (b) advance equality of opportunity between those who share a protected characteristic and persons who do not share it; and
 - (c) foster good relations between those who share a protected characteristic and persons who do not share it, and
- (2) to consider, where an equality impact assessment has been provided, its contents and to take those into consideration when reaching a decision.

3. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - CONSIDERATION OF SUSPENSION OF A TAXI DRIVER'S LICENCE (CASE NO. 771)

There had been circulated a report dated 27 April, 2015, by the Director of Business Services, which (1) requested that consideration be given to a written representation by the Chief Constable against the holder of a taxi driver's licence and (2) detailed other information relevant to the request.

Having heard from the representative of the Chief Constable, Councillor Chapman, seconded by Councillor Hendry, moved that the allegations were justified.

As an amendment, Councillor Pratt, seconded by Councillor Shand, moved that the allegations were not justified.

The members of the Sub-Committee voted:-

for the motion (3) Councillors Chapman, Evison and Hendry.

for the amendment (2) Councillors Pratt and Shand.

The **motion was carried** and the Sub-Committee **agreed** that the allegations were justified.

The Sub-Committee accordingly **agreed**:-

- (1) to immediately suspend the taxi driver's licence in terms of paragraph 12 of Schedule 1 to the Act; and
- (2) that a suspension hearing in terms of paragraph 11 of Schedule 1 to the Act would be fixed for the next meeting of the Licensing Sub-Committee on 5 June, 2015.