

LICENSING COMMITTEE INFORMATION SHEET
04 DECEMBER 2024

TYPE OF APPLICATION: Grant of Second Hand Dealer Licence (Vehicles)
APPLICANT: Geary Motors Ltd

INFORMATION NOTE

Application Submitted- 14/05/2024
Determination Date- 13/02/2025

An application for the grant of a Second Hand Dealer licence was submitted on 14/05/2024.

However a complaint has been received which therefore counts as an objection, from ACC City Wardens.

The complaint is below and states that the company in question stores vehicles for sale on the public road, which if they were licensed would be a breach of licence conditions.

DESCRIPTION

Grant of Second Hand Dealer Licence

CONSULTEES

Police Scotland
Trading Standards

OBJECTIONS/REPRESENTATIONS

N/A

COMMITTEE GUIDELINES/POLICY

N/A

GROUND FOR REFUSAL

A licensing authority shall refuse an application to grant or renew a licence if, in their opinion—

(a) the applicant or, where the applicant is not a natural person, any director of it or partner in it or any other person responsible for its management, is either—

(i) for the time being disqualified from holding a licence, or

(ii)not a fit and proper person to be the holder of the licence;

(b)the activity to which it relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant or renewal of such a licence if he made the application himself;

(c)where the licence applied for relates to an activity consisting of or including the use of premises or a vehicle or vessel, those premises are not or, as the case may be, that vehicle or vessel is not suitable or convenient for the conduct of the activity having regard to—

(i)the location, character or condition of the premises or the character or condition of the vehicle or vessel;

(ii)the nature and extent of the proposed activity;

(iii)the kind of persons likely to be in the premises, vehicle or vessel;

(iv)the possibility of undue public nuisance; or

(v)public order or public safety; or

(d)there is other good reason for refusing the application;

and otherwise shall grant the application.

Good morning,

Hope you're well.

Trying to figure out if there's anything we can do regarding Geany Motors on Stell road. We've received a complaint about the garage storing cars for sale & getting repaired on the road. There are no contraventions for the City Wardens to enforce and we cannot treat them as abandoned due to the garage claiming ownership for them.

I was in contact with Trading Standards earlier today as the complainant quoted fines from an act, but it turns out that's only enforceable in England & Wales. Trading Standards advised he might be breaching his licensing conditions and to try yourselves.