

## **LICENSING & APPEALS COMMITTEE**

**HELD: Tuesday, 6 December 2016**

Start: 7.30 pm

Finish: 9.30 pm

### **PRESENT:**

Councillor: T Devine (Chairman)

Councillors:	N Delaney	C Evans
	J Kay	D McKay
	J Mee	R Melling
	M Mills	G Owen
	A Owens	K Wright

In attendance: Councillor Moran (Leader) – Agenda Item 11 only

Officers: Commercial, Safety and Licensing Manager (Mr P Charlson)  
Principal Solicitor (Mrs K Lovelady)  
Senior Licensing Officer (Mrs M Murray)  
Senior Licensing Officer (Mrs S Jordan)  
Member Services/Civic Support Officer (Mrs J Brown)

### 46 **APOLOGIES**

There were no apologies for absence received.

### 47 **MEMBERSHIP OF THE COMMITTEE**

There were no changes to membership of the Committee.

### 48 **URGENT BUSINESS**

There were no urgent items of business.

### 49 **DECLARATION OF PARTY WHIP**

There were no declarations of Party Whip.

### 50 **DECLARATION OF INTEREST**

There were no declarations of interest.

### 51 **MINUTES OF SUB - COMMITTEES OR WORKING GROUPS**

There were no minutes to receive.

### 52 **MINUTES**

RESOLVED: That the Minutes of the meeting held on 11 October 2016 be received as a correct record and signed by the Chairman.

**53 LICENSING FEES AND CHARGES 2017/18**

Consideration was given to the report of the Director of Leisure and Wellbeing as contained on pages 227 to 234 of the Book of Reports, the purpose of which was to consider proposed changes in licensing fees and charges for the period 1 April 2017 to 31 March 2018.

The Commercial, Safety and Licensing Manager outlined the report to Members and responded to questions and comments raised by Members.

- RESOLVED A. That with effect from 1 April 2017, the proposed changes in Hackney Carriage and Private Hire licensing fees and charges contained in Table 1 of the report be approved.
- B. That delegated authority is granted to the Director of Leisure and Wellbeing Services to give notice under Section 70 of the Local Government (Miscellaneous Provisions) Act 1976 of the Council's intention to vary the fees and charges for vehicle, driver and operator licences.
- C. That with effect from 1 April 2017, the proposed fees and charges contained in Table 2 of the report be approved.

**54 EXCLUSION OF PRESS AND PUBLIC**

RESOLVED: That under Section 100(A) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following items of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 2 (Identity of an individual) and Paragraph 7 (Criminal Matters) part 1 of Schedule 12A outweighs the public interest in disclosing the information.

**55 APPLICATION FOR EXEMPTION FROM PRIVATE HIRE VEHICLE LICENCE REQUIREMENT (EXECUTIVE VEHICLES) - WK/000222412**

Members were asked to consider a request to licence a Private Hire Vehicle that does not meet the criteria for vehicle window tint within the Hackney Carriage & Private Hire Statement of Licencing Policy 2016.

The Applicant attended the meeting and presented his case to Members, following which, questions and comments were made by the Committee in respect of the Application.

RESOLVED: That Application Number WK/000222412 be REFUSED.

**56 APPLICATION FOR PRIVATE HIRE DRIVER LICENCE - WK/000222637**

Members were asked to consider an Application for a Private Hire Driver Licence Number WK/000222637 having regard to the content of the Statutory Declaration that accompanied the Application Form and any other relevant information including the supplementary information as contained on pages 277 to 278 of the Book of Reports.

The Applicant attended the meeting with his wife and was interviewed by the Committee during which the Applicant was advised of his right of appeal to the Magistrates Court if he was aggrieved by the decision.

RESOLVED: That Private Hire Driver Licence Number WK/000222637 be REFUSED.

(Note 1: The Leader was in attendance for this item only and did not participate in the meeting)

(Note 2: The Leader and Officers from Leisure and Wellbeing Services left the meeting as Members considered their decision in this case).

**57 APPLICATION FOR PRIVATE HIRE DRIVER LICENCE - WK/000221010**

Members were asked to consider an Application for a Private Hire Driver Licence Number WK/000221010 having regard to the content of the Statutory Declaration that accompanied the Application Form and any other relevant information.

The Applicant attended the meeting and was interviewed by the Committee during which the Applicant was advised of his right of appeal to the Magistrates Court if he was aggrieved by the decision.

RESOLVED: That Private Hire Driver Licence Number WK/000221010 be GRANTED.

(Note: The Officers from Leisure and Wellbeing Services left the meeting as Members considered their decision in this case).

**58 APPLICATION FOR HACKNEY CARRIAGE DRIVER LICENCE - WK/000222068**

Members were asked to consider an Application for a Hackney Carriage Driver Licence Number WK/000222068 having regard to the content of the Statutory Declaration Form and any other relevant information.

The Applicant attended the meeting and was interviewed by the Committee during which the Applicant was advised of his right of appeal to the Magistrates Court if he was aggrieved by the decision.

RESOLVED: That Hackney Carriage Driver Licence Number WK/000222068 be REFUSED.

(Note: The Officers from Leisure and Wellbeing Services left the meeting as Members considered their decision in this case).

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**PRIVATE HIRE DRIVER - DETERMINATION OF EXISTING LICENCE  
WK/000223737**

Members were asked to consider a Private Hire Driver Licence having regard to the complaint received about the Driver – reference WK/000223737.

The Driver attended the meeting and was interviewed by the Committee during which the Driver was advised of his right of appeal to the Magistrates Court if he was aggrieved by the decision.

RESOLVED: That the Private Hire Driver Licence be REVOKED – reference WK/000223737.

(Note: The Officers from Leisure and Wellbeing Services left the meeting as Members considered their decision in this case).

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**Chairman**