



Oversight and Governance

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TAXI LICENSING COMMITTEE

Thursday 3 November 2022
10.00 am
Council House

Members:

Councillor Churchill, Chair
Councillor Tofan, Vice Chair
Councillors Finn, Haydon, Partridge, Rennie and Tuffin.

Members are invited to attend the above meeting to consider the items of business overleaf.

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Tracey Lee
Chief Executive

Taxi Licensing Committee

AGENDA

1. Apologies

To receive apologies for non-attendance submitted by Committee Members.

2. Declarations of Interest

Members will be asked to make any declarations of interest in respect of items on this agenda.

3. Minutes

(Pages 1 - 4)

To confirm the minutes of the meeting held on 06 October 2022.

4. Chair's Urgent Business

To receive reports on business which, in the opinion of the Chair, should be brought forward for urgent consideration.

5. Appeal Cases

The Committee will be provided with the results of the judgement on appeal cases that went to Court.

6. Exempt Information

To consider passing a resolution under Section 100A(4) of the Local Government Act, 1972 to exclude the press and the public from the meeting for the following items of business, on the grounds that they involve the likely disclosure of exempt information, as defined in paragraph 1 of Part 1 of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

Part II (Private Meeting)

Agenda

Members of the Public to Note:

That under the law, the Committee is entitled to consider certain items in private. Member of the public will be asked to leave the meeting when such items are discussed.

7. Confidential Minutes

(Pages 5 - 12)

To confirm the confidential minutes of the meeting held on 06 October 2022

8. Review Status Of A Hackney Carriage Driver Licence (Pages 13 - 28)

The Director for Public Health will submit a report on the Review Status of a Hackney Carriage Driver Licence.

9. Review Status Of A Hackney Carriage Driver Licence (Pages 29 - 40)

The Director for Public Health will submit a report on the Review Status of a Hackney Carriage Driver Licence.

Lunch

10. Review Status of a Private Hire Vehicle Driver Licence (Pages 41 - 56)

The Director for Public Health will submit a report on the Review Status of a Private Hire Vehicle Driver Licence.

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Taxi Licensing Committee

Thursday 6 October 2022

PRESENT:

Councillor Churchill, in the Chair.
Councillor Tofan, Vice Chair.
Councillors Partridge, Rennie and Tuffin.

Apologies for absence: Councillors Finn and Haydon.

Also in attendance: Steve Forshaw (Enforcement Officer), Ian Wills (Lawyer), Hannah Whiting (Democratic Advisor – observing) and Helen Rickman (Democratic Advisor).

The meeting started at 10.00 am and finished at 11.27 am.

Note: At a future meeting, the committee will consider the accuracy of these draft minutes, so they may be subject to change. Please check the minutes of that meeting to confirm whether these minutes have been amended.

27. **Declarations of Interest**

There were no declarations of interest made by Councillors in accordance with the code of conduct.

28. **Minutes**

The Committee agreed that the minutes of the meeting held on Thursday 1 September 2022 were confirmed as a correct record.

29. **Chair's Urgent Business**

Councillor Rennie raised a point around drivers whose first language is English, having to pay a fee for an English speaking test. The Chair asked Mr Ian Wills (Lawyer) to look into this issue further.

30. **Appeal Cases**

There had been 1 appeal case since the last Committee meeting regarding the dress code and points system. The appeal was dismissed.

In response to questions from the Committee, Steve Forshaw (Senior Enforcement Officer) highlighted –

- a) that enforcement was being undertaken regularly, around 3-4 times a month in the evenings and during the day on Saturdays;
- b) enforcement was done on top of officer's regular hours;

- c) there had been a reduction in staff in the team in recent years;
- d) the team were consistent in their approach; they treated everyone equally.

31. **Number of Certificates of Good Conduct Exemptions Granted**

I had been prepared by Rachel Hind (Licensing Service Manager) and was agreed by Councillor Nigel Churchill and Councillor Sally Haydon.

32. **Exempt Information**

The Committee agreed that under Section 1004A of the Local Government Act, 1972 to exclude the press and the public from the meeting for the following items of business, on the grounds that they involve the likely disclosure of exempt information, as defined in paragraph 1 of Part 1 of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

33. **Confidential Minutes**

The Committee agreed that the confidential minutes of the meeting held on Thursday 1 September 2022 were confirmed as a correct record.

34. **Review Status of a Hackney Carriage Driver Licence**

The Committee having –

- a) considered the report from the Director for Public Health;
- b) heard from the Enforcement Officer;
- c) taken the following into account:
 - (c1) the law, policy and factual information contained in the report.

The Committee agreed to revoke the hackney carriage driver's licence to ensure the public's safety in the absence of the required medical certificate and lack of engagement.

(Councillor Partridge played no role in the review of this licence)

Please note: there is a confidential part to this minute.

35. **Review Status of a Private Hire Driver Licence**

The Committee having –

- a) considered the report from the Director for Public Health;
- b) heard from the Enforcement Officer;
- c) taken the following into account:
 - (c1) the law, policy and factual information contained in the report.

The Committee agreed to suspend the Private Hire Driver's Licence until the production of the required medical certificate to ensure the public's safety in the absence of the required medical certificate.

Please note: there is a confidential part to this minute.

36. **Review Status of a Hackney Carriage Driver Licence**

The Committee:

- a) considered the report from the Director for Public Health;
- b) heard from the Enforcement Officer;
- c) taken the following into account:
 - (c1) the law, policy and factual information contained in the report.

The Committee agreed to revoke the Hackney Carriage Driver's Licence to ensure the public's safety in the absence of the required medical certificate and the lack of any communication from the driver.

Please note: there is a confidential part to this minute.

37. **Review Status of a Hackney Carriage Driver Licence**

The Committee agreed to adjourn the review of this licence to the next Taxi Licensing Committee due to the driver contracting covid. A letter is to be sent to the driver advising of the committee's decision and the date of the next meeting.

(Please note: there is a confidential part to this minute.)

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The following relates to exempt or confidential matters (Para(s) 1 of Part 1, Schedule 12A of the Local Govt Act 1972). Any breach of confidentiality could prejudice the Council/person/body concerned & might amount to a breach of the councillors /employees codes of conduct.

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