



Democratic and Member Support

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TAXI LICENSING COMMITTEE

Thursday 15 June 2017
10.00 am
Council House, Plymouth

Members:

Councillor Kelly, Chair
Councillor K Foster, Vice Chair
Councillors Bowie, Carson, Mavin, Rennie and Singh.

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. To note the appointment of Chair and Vice Chair

The Committee will be asked to note the appointment of the Chair and Vice Chair for the municipal year 2017 - 2018.

2. Apologies

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

3. Declarations of Interest

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

4. Minutes

(Pages 1 - 6)

To confirm the minutes of the meetings held on 27 April 2017 and 11 May 2017.

5. Chair's Urgent Business

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

6. Appeal Cases

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

7. Schedule of meetings for the forthcoming year

The Committee is asked to note the dates of future meetings for the municipal year 2017 - 2018. All meetings will commence at 10 am.

13 July 2017 (moved from 20 July 2017)

17 August 2017

28 September 2017

26 October 2017

23 November 2017

21 December 2017

18 January 2018

15 February 2018

15 March 2018

19 April 2018

8. Exempt information

To consider passing a resolution under Section 100A(4) of the Local Government Act 1972 to exclude the press and public from the meeting for the following item(s) of business on the grounds that it (they) involve(s) the likely disclosure of exempt information as defined in paragraph(s) 1, 2 and 3 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. Members of the public will be asked to leave the meeting when such items are discussed.

9. Confidential minutes (Pages 7 - 14)

To confirm the confidential minutes of the meeting held on 27 April 2017.

10. Application for the Grant of a Private Hire Vehicle Driver Licence- AB (Pages 15 - 18)

The Director of Public Health will submit a report on an application for the grant of a Private Hire Driver's Licence.

11. Review Status of Hackney Carriage Driver Licence - MW (Pages 19 - 28)

The Director of Public Health will submit a report on the review status of a Hackney Carriage Driver Licence.

12. Review Status of Hackney Carriage Driver Licence - AM (Pages 29 - 38)

The Director of Public Health will submit a report on the review status of a Hackney Carriage Driver Licence.

13. Review Status of Hackney Carriage Driver Licence - AB (Pages 39 - 44)

The Director of Public Health will submit a report on the review status of a Hackney Carriage Driver Licence.

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Taxi Licensing Committee

Thursday 27 April 2017

PRESENT:

Councillor Kelly, in the Chair.

Councillor K Foster, Vice Chair.

Councillors Bowie, Carson, Sam Davey (substitute for Councillor Rennie), Mavin and Singh.

Apologies for absence: Councillor Rennie.

Also in attendance: Steve Forshaw (Senior Enforcement Officer), Catherine Fox (Lawyer), Debbie Lazenby (Enforcement Officer) and Lynn Young (Democratic Support Officer).

The meeting started at 10.02 am and finished at 4.32 pm.

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.

116. Declarations of Interest

The following declaration of interest was made in accordance with the code of conduct –

| Name | Minute Number | Reason | Interest |
|------------------|--|--|----------|
| Councillor Singh | 125 – Review of a Hackney Carriage Driver's Licence - MD | The witness for this agenda item is known to him | Private |

117. Minutes

Agreed the minutes of the meeting held on 30 March 2017.

118. Chair's Urgent Business

The Chair reminded Members of the additional meeting that had been arranged for 11 May 2017, and asked that Members confirm their attendance at their earliest opportunity.

119. Appeal Cases

The Committee was advised that there had been one appeal case since the last meeting; however the driver had now surrendered his badge and the appeal was no longer going ahead.

120. **Exempt information**

Agreed that under Section 100A(4) of the Local Government Act 1972, to exclude the press and 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 paragraphs 1, 2 and 3 of Part I Schedule 12a of the Act, as amended by the Freedom of Information Act 2000.

121. **Confidential minutes**

Agreed the confidential minutes of the meeting held on 30 March 2017.

122. **Application for the Grant of a Private Hire Vehicle Driver's Licence - SAG**

The Committee –

- (a) considered the report from the Director of Public Health;
- (b) heard from SAG;
- (c) took the above report and all that was said into consideration.

The Committee agreed that having taken the above into consideration, to grant SAG's application for a Private Hire Vehicle Driver's Licence subject to the completion of the Knowledge of Plymouth Test and the Driving Standards Test within 12 months of issue of the Licence and also subject to the condition to attend a Child Sexual Exploitation and Adult Safeguarding Course within the same period.

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

123. **Application for the Grant of a Private Hire Driver's Licence - JH**

The Committee –

- (a) considered the report from the Director of Public Health;
- (b) heard from JH;
- (c) took the above report and all that was said into consideration.

The Committee agreed that having taken the above into consideration, JH was not a fit and proper person to hold a Private Hire Driver's Licence and therefore his application would be refused.

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

124. **Application for the Grant of a Private Hire Vehicle Driver's Licence - MAC**

The Committee –

- (a) considered the report from the Director of Public Health;
- (b) heard from MAC;
- (c) took the above report and all that was said into consideration.

The Committee agreed that having taken the above into account MAC was not a fit and proper person to hold a Private Hire Vehicle Driver's Licence and therefore his application would be refused.

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

Order of business

With the permission of the Chair, the order of business was amended, as set out below in the minutes.

125. **Review of a Hackney Carriage Driver's Licence - MD**

The Committee –

- (a) considered the report from the Director of Public Health;
- (b) heard from MD;
- (c) heard from a witness;
- (d) took the above report and all that was said into consideration.

The Committee agreed that having taken the above into consideration, to suspend MD's Hackney Carriage Driver's Licence for a period of 7 days under Section 19(1)(b) of the Plymouth City Council Act 1975.

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

(Councillor Singh, having declared an interest, was not present for this agenda item)

126. **Review of a Private Hire Driver's Licence - CA**

The Committee heard from the Licensing Officer that a letter had been sent to CA's recorded address on 19 April 2017 inviting him to today's hearing. It was set out within the letter in bold that if he failed to attend the hearing may proceed in his absence. It was also noted that the Licensing Officer had attempted to telephone him to confirm his attendance and had left a voicemail message for him.

The Committee determined to proceed in his absence given CA's failure to complete the pre-requisite course and as he is driving members of the public.

The Committee -

- (a) considered the report from the Director of Public Health;
- (c) took the above report and all that was said by the Licensing Officer into consideration.

The Committee agreed that having taken the above into consideration, to revoke CA's Private Hire Driver's Licence under Section 19(1)(b) of the Plymouth City Council Act 1974 as he is no longer considered to be a fit and proper person.

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

(Councillors Carson and Singh were not present for this agenda item)

Taxi Licensing Committee

Thursday 11 May 2017

PRESENT:

Councillor Kelly, in the Chair.
Councillors Bowie and Mavin.

Apologies for absence: Councillors Carson, Foster, Rennie and Singh.

Also in attendance: Helen Foote (Finance Business Partner (IC&PH)), Ann Gillbanks (Senior Lawyer), Rachael Hind (Licensing Service Manager) and Lynn Young (Democratic Support Manager)

The meeting started at 10.00 am and finished at 10.43 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.

127. **Declarations of Interest**

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

128. **Chair's Urgent Business**

There were no items of Chair's Urgent Business.

129. **Hackney Carriage and Private Hire Fees 2017 - 2018**

The Committee –

- (a) considered the report from the Director of Public Health;
- (b) heard from the Licensing Service Manager and Finance Business Partner;
- (c) heard from Mr Hamilton, representing the Plymouth Licensed Taxi Association (PLTA);
- (d) took the above report and all that was said into consideration.

Agreed that –

- (1) the new fee structure as set out in the Fees Table (Appendix I of the report) is to be advertised in accordance with statutory requirements;
- (2) a period of 21 days will be given for objections.

The Chair thanked Mr Hamilton for attending the meeting, and for his willingness to work with officers on this issue. The Chair also took the opportunity to thank the Licensing and Finance officers for the work they have undertaken.

The following relates to exempt or confidential matters (Para(s) 1, 2, 3 of Part 1, Schedule 12A of the Local Govt Act 1972). A 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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