



Oversight and Governance

Chief Executive's Department
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Taxi Licensing Committee

Tuesday 23 June 2020
10.00 am
Virtual Meeting

Members:

Councillor Derrick, Chair
Councillor Tuffin, Vice Chair
Councillors Mrs Aspinall, Mrs Bridgeman, Mrs Pengelly, Rennie and Riley.

Members are invited to attend the above virtual 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

For the Committee to note the appointment of Councillor Derrick as Chair, and Councillor Tuffin as Vice Chair for the municipal year 2020 – 2021.

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 - 4)

To confirm the minutes of the meeting held on 18 May 2020.

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. 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.

8. Confidential Minutes (Pages 5 - 8)

To confirm the confidential minutes of the meeting held on 18 May 2020.

9. Review Status of Private Hire Vehicle Driver Licence (Pages 9 - 18)

The Director of Public Health will submit a report on the review status of a private hire vehicle driver licence.

Lunch

10. Application for the Grant of a Private Hire Vehicle Driver Licence (Pages 19 - 26)

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

11. Application for the Grant of a Private Hire Vehicle Driver Licence (Pages 27 - 50)

The Director of Public Health will submit a report on the application for the grant of a private hire vehicle driver's licence.

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Taxi Licensing Committee**Monday 18 May 2020****PRESENT:**

Councillor Mavin, in the Chair.

Councillor Derrick, Vice Chair.

Councillors Mrs Aspinall, Mrs Bridgeman, Mrs Pengelly, Rennie and Riley.

Also in attendance: Andrea Gilbert (Lawyer), Steve Forshaw (Senior Enforcement Officer) and Helen Rickman (Democratic Advisor).

The meeting started at 10.00 am and finished at 12.30 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.

76. Declarations of Interest

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

77. Minutes

Members agreed the minutes of the 20 February 2020 as an accurate record of the meeting subject to the following change:

Minute 70 'Exempt Information' should refer to section 100(4) of the Local Government Act.

78. Chair's Urgent Business

There were no items of Chair's Urgent Business.

79. Appeal Cases

Members were advised of a recent appeal that went to the Magistrates court and was successfully defended by the Council.

80. Exempt Information

Agreed that under Section 100(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 paragraph 1 of Part 1 of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

81. Confidential Minutes

The Committee agreed that the confidential minutes of the meeting held on 20 February 2020 were an accurate record.

82. Review Status of a Hackney Carriage Vehicle Driver Licence

The Committee –

- (a) considered and took into account the report from the Director of Public Health;
- (b) heard from the applicant;
- (c) heard from the licensing officer;
- (d) took into account all that was said by the taxi driver, all relevant policies referred to in the report, the fact that the taxi driver wasn't acting in the course of his employment when the incident occurred;
- (e) considered the review on its own merits whilst considering relevant licensing objectives of Safety and Health of Drivers and the Public, Vehicle Safety, Prevention of Crime and Disorder and the Protection of Consumers in the Council's policy.

The Committee asked themselves the question, set out in the Council's policy, as to whether they would allow someone they cared about or a vulnerable person to get into a vehicle driven by this individual, and the answer was no.

Members agreed that this driver was no longer considered to be a fit and proper person and that the licence would be revoked in accordance with Section 19 Plymouth City Council Act 1975 on the grounds of being convicted of an offence involving violence and "any other reasonable cause".

(Note: there is a confidential part to this minute)

83. Application for the Grant of a Private Hire Vehicle Driver Licence

Members did not consider this application and it was therefore adjourned to a future meeting of the Taxi Licensing Committee.

84. Application for the Grant of a Private Hire Vehicle Driver's Licence

Members did not consider this application and it was therefore adjourned to a future meeting of the Taxi Licensing Committee.

85. Review Status of Private Hire Vehicle Driver Licence

Members did not consider this review and it was therefore adjourned to a future meeting of the Taxi Licensing Committee.

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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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