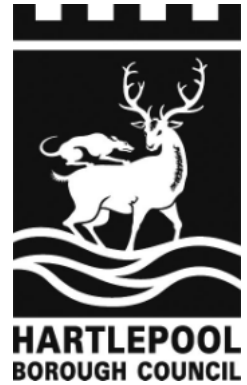


HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING SUB- COMMITTEE AGENDA



Friday 17th April 2009

at 10.00 am

**in Committee Room A
Civic Centre, Hartlepool**

**MEMBERS: HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING
SUB-COMMITTEE:**

Councillors Aiken, Brash, Jackson, G Lilley and Morris

- 1. APOLOGIES FOR ABSENCE**
- 2. TO RECEIVE ANY DECLARATIONS OF INTEREST BY MEMBERS**

3. MINUTES

- 3.1 To confirm the minutes of the meeting held on 3rd February 2009

4. ITEMS FOR INFORMATION

No items

5. ANY OTHER ITEMS THE CHAIR CONSIDERS ARE URGENT

EXEMPT ITEMS

Under Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that it involves the likely disclosure of exempt information as defined in the paragraphs referred to below of Part 1 of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) Act 1985

6. ITEMS FOR DECISION

- 6.1 Dual - Hackney Carriage Drivers Licence/Private Hire Drivers Licence - IGT. - *The Head of Procurement, Property & Public Protection*
- 6.2 Private Hire Drivers Licence- PAR - *The Head of Procurement, Property & Public Protection*
- 6.3 Private Hire Driver's Licence – DRT – *The Head of Procurement, Property & Public Protection*
- 6.4 Hackney Carriage Drivers Licence – TP – *The Head of Procurement, Property & Public Protection*
- 6.5 Private Hire Drivers Licence – WGK – *The Head of Procurement, Property & Public Protection*
- 6.6 Dual Hackney Carriage/Private Hire Drivers Licence – PWD – *The Head of Procurement, Property & Public Protection*

7. ANY OTHER CONFIDENTIAL ITEMS WHICH THE CHAIR CONSIDERS ARE URGENT

HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING SUB-COMMITTEE

MINUTES AND DECISION RECORD

3rd February 2009

The meeting commenced at 2.00 p.m. in the Civic Centre, Hartlepool

Present:

Councillors: Martyn Aiken, Jonathan Brash, Peter Jackson, Geoff Lilley and
George Morris (Chair)

Officers: Tony MacNab, Solicitor
Ian Harrison, Principal Licensing Officer
Jo Wilson, Democratic Services Officer

52. Apologies for Absence

None

53. Declarations of Interest by Members

None

54. Confirmation of the minutes of the meeting held on 25th September 2008

Agreed

55. Any other confidential items which the Chairman considers are urgent

The Chairman ruled that the following item should be considered by the Committee as a matter of urgency in accordance with the provisions of Section 100(B)(4)(b) of the Local Government Act 1972 in order that the matter could be dealt with without delay:

Hackney Carriage Drivers Licence – RB - This item contains exempt information under Schedule 12A Local Government Act 1972, namely

information relating to the financial or business affairs of a particular person (including the authority holding that information (Para 3).

56. Hackney Carriage Drivers Licence RB – *(Head of Procurement, Property and Public Protection)*

(Para 3) - This item contains exempt information under Schedule 12A Local Government Act 1972, namely information relating to the financial of business affairs of any particular person (including the authority holding that information)

Purpose of Report

To consider an application for a Hackney Carriage Drivers Licence.

Decision

The decision is contained in the exempt section of the minutes.

57. Local Government (Access to Information) Act 1985

Under section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that it involves the likely disclosure of exempt information as defined in the paragraph 3 of Part 1 Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) Order 2006 namely information relating to the financial or business affairs of any particular person (including the authority holding that information).

Minute 58 – Private Hire Drivers Licence - JTT

Minute 59 – Private Hire Driver's Licence - DN

Minute 60 – Hackney Carriage Drivers Licence – SW

58. Private Hire Driver's Licence JTT *(Head of Procurement, Property and Public Protection)*

(Para 3) - This item contains exempt information under Schedule 12A Local Government Act 1972, namely information relating to the financial of business affairs of any particular person (including the authority holding that information)

Purpose of Report

To consider an application for a Private Hire Drivers Licence.

Decision

The decision is set out in the exempt section of the minutes.

59. Private Hire Drivers Licence DN *(Head of Procurement, Property and Public Protection)*

(Para 3) - This item contains exempt information under Schedule 12A Local Government Act 1972, namely information relating to the financial of business affairs of any particular person (including the authority holding that information)

Purpose of Report

To consider an application for a Private Hire Drivers Licence.

Decision

The decision is set out in the exempt section of the minutes.

60. Hackney Carriage Drivers Licence SW *(Head of Procurement, Property and Public Protection)*

(Para 3) - This item contains exempt information under Schedule 12A Local Government Act 1972, namely information relating to the financial of business affairs of any particular person (including the authority holding that information)

Purpose of Report

To consider an application for a Hackney Carriage Drivers Licence

Decision

The decision is set out in the exempt section of the minutes.

The meeting concluded at 3.00pm

CHAIRMAN



LICENSING COMMITTEE

Procedure for Contentious Matters Relating To Hackney Carriage/Private Hire Licence Sub Committee

The hearing will be in private and not open to the press or members of the public. The applicant/ appellant will be entitled to be represented by a solicitor or other person.

In advance of the commencement of the meeting (or consideration of an individual case) the Democratic Services Officer shall establish the identity of those present, who they represent and who intends, or wishes, to speak. The officer should also if possible, outline the procedure to the representatives before the meeting commences.

1. Chairman's opening comments.
2. The Democratic Services Officer representative will indicate which parties are present at the meeting and will briefly outline the procedure (if not already done).
3. The Head of Public Protection and Housing (or his representative) will outline the facts, adding any additional information as is necessary.
4. Members of the Committee will have an opportunity to ask any questions of the officer.
5. The Head of Public Protection and Housing (or his nominated representative) will call any further witnesses or persons (including a Police Officer) to comment. Members will again have the opportunity to ask questions.
6. The applicant/appellant (or representative) will then put his/her case.
7. Members of the Committee will have an opportunity to ask any questions of the applicant/ appellant.
8. The applicant/appellant (or nominated representative) may call further witnesses or persons to comment. Members will again have the opportunity to ask questions.
9. All persons other than Committee members will then withdraw whilst the matter is considered and a decision reached.
10. Should members require further information at stage, all parties are to be invited to return.
11. All parties will be recalled to hear the decision of the members.

P.T.O.

12. Should the decision go against the applicant/appellant, he/she will be informed verbally of the right of appeal to the Magistrates Court.
13. The decision will then be communicated to the applicant/appellant in writing as soon as practicable together with details of the right of appeal to the Magistrates Court within 21 days.

NOTES

Members of the Committee should ask only specific relevant questions and avoid debating the issue until all parties have withdrawn.

Only members present during the whole of the hearing should be involved in the decision making process.

An application for adjournment should be granted by the Chairperson at any time during the proceedings, if it is felt that the applicant/appellant is not receiving a fair hearing.

NO CROSS EXAMINATION IS TO TAKE PLACE AT THE MEETING.

Each party is to be allowed to make representation to the Members without interruption.