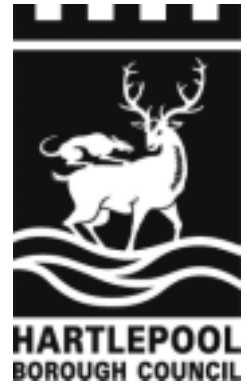


HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING SUB- COMMITTEE AGENDA



Wednesday, 17 November 2010

at 10.00 am

in Committee Room A, Civic Centre, Hartlepool

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

Morris (Chair), Aiken, Jackson, Lawton and Rogan

- 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 1 July 2010
 - 3.2 To confirm the minutes of the meeting held on 27 September 2010
- 4. ITEMS FOR INFORMATION**

No items
- 5. ANY OTHER ITEMS THE CHAIR CONSIDERS ARE URGENT**
- 6. LOCAL GOVERNMENT (ACCESS TO INFORMATION) (VARIATION) ORDER 2006**

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

7. ITEMS FOR DECISION

- 7.1 Private Hire Drivers Licence AWJ - *Assistant Director, Community Safety & Protection (Para 1)*
- 7.2 Private Hire Drivers Licence DA - *Assistant Director, Community Safety & Protection (Para 1)*
- 7.3 Hackney Carriage Drivers Licence JRS - *Assistant Director, Community Safety & Protection (Para 1)*
- 7.4 Private Hire Drivers Licence SBC - *Assistant Director, Community Safety & Protection (Para 1)*

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

HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING SUB-COMMITTEE

MINUTES AND DECISION RECORD

1 July 2010

The meeting commenced at 10.00 am in the Civic Centre, Hartlepool

Present:

Councillor: Gerard Hall

Councillors: Mary Fleet, Sheila Griffin, Frances London and Trevor Rogan.

Officers: Ian Harrison, Principal Trading Standards & Licensing Officer
Tony Macnab, Solicitor
Angela Hunter, Principal Democratic Services Officer

1. Apologies for Absence

None.

2. Declarations of Interest by Members

None.

3. Confirmation of the minutes of the meeting held on 14 May 2010

None.

4. Local Government (Access to Information) (Variation) Order 2006

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 the financial or business affairs of any particular person (including the authority holding that information).

Minute 5 – Private Hire Driver’s License CIR (para 3)

Minute 6 – Hackney Carriage Driver HR (para 3)

Minute 7 – Hackney Carriage/ Private Hire Driver’s License TA (para 3)

5. Private Hire Driver’s License CIR (para 3) – Assistant Director
(Community Safety and Protection)

Purpose of Report

To consider an application for a Private Hire Driver’s License by Mrs Connie Irene Robinson.

Decision

Set out in the exempt section of the minutes

6. Hackney Carriage Driver HR (para 3) – Assistant Director
(Community Safety and Protection)

Purpose of Report

To consider what action, if any, should be taken against a licensed hackney carriage driver.

Decision

Set out in the exempt section of the minutes

7. Hackney Carriage/Private Hire Drivers License TA (para 3) – Assistant Director (Community Safety and Protection)

Purpose of Report

To consider an application for a dual hackney carriage/private hire driver’s license.

Decision

Set out in the exempt section of the minutes

The meeting concluded at 12.34 pm.

CHAIR

HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING SUB-COMMITTEE

MINUTES AND DECISION RECORD

27 September 2010

The meeting commenced at 2.00 pm in the Civic Centre, Hartlepool

Present:

Councillors Aiken, Lawton, and Morris

Officers: Ian Harrison, Principal Trading Standards & Licensing Officer
 Tony Macnab, Solicitor
 Sarah Bird, Democratic Services Officer

16. Apologies for Absence

Councillors Jackson and Rogan.

17. Declarations of Interest by Members

None.

18. Confirmation of the minutes of the meeting held on 19 November 2009

These were deferred.

19. Confirmation of the minutes of the meeting held on 9 July 2009

These were confirmed as an accurate record.

20. Local Government (Access to Information) (Variation) Order 2006

Under Section 100 (A)(4) of the Local Government Act 1972, the press and public were excluded from the meeting for the following items of business on the grounds that it involved the likely disclosure of exempt information as

defined in paragraph 3 of Part 1 of the Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information)(Variation) order 2006

Minute 21 – Hackney Carriage/Private Hire Drivers Licence RPB - this item contains exempt information under Schedule 12A Local Government Act 1972 (as amended by the Local Government (Access to Information)(Variation)Order 2006) namely (para 1), information relating to any individual

Minute 22 – Private Hire Driver PGS – (Para 1 – as above)

Minute 23 – Hackney Carriage/Private Hire Driver MH – (Para 1 – as above)

Minute 24 – Hackney Carriage Drivers Licence JS – (Para 1 – as above)

Minute 25 – Hackney Carriage Drivers Licence JRS – (Para 1 – as above)

21. Hackney Carriage/Private Hire Driver RPB (Para 1) –
Principal Trading Standards & Licensing Officer

Purpose of Report

To consider what action, if any, should be taken against a licensed dual hackney carriage driver.

Issues for Consideration

These were detailed in the exemption section of the minutes.

Decision

This was outlined in the exempt section of the minutes.

22. Private Hire Driver PGS (Para 1) –
Principal Trading Standards & Licensing Officer

Purpose of Report

To consider what action, if any, should be taken against a licensed private hire driver.

Issues for Consideration

These were detailed in the exempt section of the minutes

Decision

This was outlined in the exempt section of the minutes.

23. Hackney Carriage/Private Hire Driver MH (Para 1) –
Principal Trading Standards & Licensing Officer

Purpose of Report

To consider what action, if any should be taken against a licensed hackney carriage driver

Issues for Consideration

These were detailed in the exempt section of the minutes

Decision

This was outlined in the exempt section of the minutes.

24. Hackney Carriage Drivers Licence JS (Para 1) –
Principal Trading Standards & Licensing Officer

Purpose of Report

To consider an application for a Hackney Carriage Drivers Licence.

Issues for Consideration

These were detailed in the exempt section of the minutes

Decision

This was outlined in the exempt section of the minutes.

22. Hackney Carriage Drivers Licence JRS (Para 1) –
Principal Trading Standards & Licensing Officer

Purpose of Report

To consider an application for a Hackney Carriage Drivers Licence.

Issues for Consideration

These were detailed in the exempt section of the minutes

Decision

This was outlined in the exempt section of the minutes.

The meeting concluded at 3.23 pm.

CHAIR



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/ appelland 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 Assistant Director (Community Safety and Protection) (or 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 Assistant Director (Community Safety and Protection) (or 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/appelland (or representative) will then put his/her case.
7. Members of the Committee will have an opportunity to ask any questions of the applicant/ appelland.
8. The applicant/appelland (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.