

PLEASE NOTE START TIME

**HACKNEY CARRIAGE AND
PRIVATE HIRE LICENSING SUB-
COMMITTEE AGENDA**



Wednesday 22nd December 2010

at 2.00 pm

in Committee Room C, Civic Centre, Hartlepool

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

Councillors Atkinson, Barclay, Brash, Griffin and London

- 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 19th November 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

PLEASE NOTE START TIME

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 Hackney Carriage Driver DJ (Para 1) – *Assistant Director, Community Safety and Protection*
- 7.2 Private Hire Drivers Licence KM (Para 1) - *Assistant Director, Community Safety and Protection*
- 7.3 Private Hire Driver PLA (Para 1) - *Assistant Director, Community Safety and Protection*
- 7.4 Hackney Carriage Drivers Licence SG (Para 1) - *Assistant Director, Community Safety and Protection*
- 7.5 Private Hire Drivers Licence SL (Para 1) - *Assistant Director, Community Safety and Protection*
- 7.6 Private Hire Drivers Licence WS (Para 1) - *Assistant Director, Community Safety and Protection*

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

HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING SUB-COMMITTEE

MINUTES AND DECISION RECORD

19 November 2010

The meeting commenced at 10.00 a.m. in the Civic Centre, Hartlepool

Present:

Councillors Atkinson, Barclay, Brash (in the Chair) and London

In accordance with Paragraph 4.1 of the Council's Procedure Rules
Councillor Fleet was in attendance as substitute for Councillor
Griffin

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

45. Apologies for Absence

Apologies for Absence had been received from Councillor Griffin

46. Declarations of Interest by Members

None.

47. 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 48 – Private Hire Drivers Licence (JLS) - 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 49 – Private Hire Drivers Licence (AIM) – 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)

48. Private Hire Drivers Licence (JLS) – Principal Trading Standards and Licensing Officer

Purpose of Report

To consider an application for a Private Hire Drivers Licence

Issues for Consideration

Detailed in the exempt section of the minutes.

Decision

Outlined in the exempt section of the minutes.

49. Private Hire Drivers Licence (AIM) – Principal Trading Standards and Licensing Officer

Purpose of Report

To consider an application for a Private Hire Drivers Licence.

Issues for Consideration

Detailed in the exempt section of the minutes.

Decision

Outlined in the exempt section of the minutes.

The meeting concluded at 3.55 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/ 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 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/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.