

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



**29 August 2012**

**at 2.00 pm**

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

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

Councillors Brash, Fleet, A Lilley, Loynes and Robinson

- 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 18 June 2012
- 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 Hackney Carriage/Private Hire Drivers Licence PF – *Assistant Director, Regeneration & Planning* (para 1)
- 7.2 Private Hire Drivers Licence SF – *Assistant Director, Regeneration & Planning* (para 1)
- 7.3 Hackney Carriage Drivers Licence RT – *Assistant Director, Regeneration & Planning* (para 1)
- 7.4 Hackney Carriage/Private Hire Drivers Licence LAW – *Assistant Director, Regeneration & Planning* (para 1)

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



## **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, Regeneration and Planning (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, Regeneration and Planning (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.

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

## **MINUTES AND DECISION RECORD**

**Monday 18 June 2012**

The meeting commenced at 1.05 p.m. in the Civic Centre, Hartlepool

### **Present:**

Councillor: George Morris (In the Chair)

Councillors: Mary Fleet, Sheila Griffin, Ged Hall and Alison Lilley

Officers: Sylvia Pinkney, Public Protection Manager  
Tony Macnab, Solicitor  
Vicky Bosley, Democratic Services Officer

### **1. Apologies for Absence**

None

### **2. Declarations of Interest by Members**

None at this point in the meeting. However a personnel interest was declared by Councillor Alison Lilley in relation to minute 7, details of which are contained in the exempt section of the minutes.

### **3. Minutes of the meeting held on 30 April 2012**

Confirmed

### **4. Items for information**

No Items

## **5. 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 they 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 namely information relating to the financial or business affairs of any particular person (including the authority holding that information).

**Minute 6** Hackney Carriage Drivers Licence – DGC - 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 information relating to any individual – Para 1.

**Minute 7** Hackney Carriage Drivers Licence – PBC – 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 information relating to any individual – Para 1.

**Minute 8** Hackney Carriage Drivers Licence – RT - 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 information relating to any individual – Para 1.

**Minute 9** Hackney Carriage and Private Hire Drivers Licence – LAW - 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 information relating to any individual – Para 1.

## **6. Hackney Carriage Drivers Licence DGC – Assistant Director, Regeneration and Planning.** 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 information relating to any individual – Para 1.

### **Purpose of report**

To consider an application for a hackney carriage drivers licence by DGC.

### **Issues for Consideration**

These were outlined in the exempt section of the minutes.

### **Decision**

This was detailed in the exempt section of the minutes.

- 7. Hackney Carriage Drivers Licence PBC** – *Assistant Director, Regeneration and Planning*. 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 information relating to any individual – Para 1.

**Purpose of report**

To make a provisional decision about the suitability of PBC to become a licensed hackney carriage driver.

**Issues for Consideration**

These were outlined in the exempt section of the minutes.

**Decision**

This was detailed in the exempt section of the minutes.

- 8. Hackney Carriage Drivers Licence RT** – *Assistant Director, Regeneration and Planning*. 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 information relating to any individual – Para 1.

**Purpose of report**

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

**Issues for Consideration**

These were outlined in the exempt section of the minutes.

**Decision**

This was detailed in the exempt section of the minutes.

- 9. Hackney Carriage and Private Hire Drivers Licence LAW** – *Assistant Director, Regeneration and Planning*. 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 information relating to any individual – Para 1.

**Purpose of report**

To consider what action, if any, should be taken against licensed hackney carriage and private hire driver LAW.

**Issues for Consideration**

These were outlined in the exempt section of the minutes.

**Decision**

This was detailed in the exempt section of the minutes.

The meeting concluded at 3.20 pm

CHAIR