

SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Licensing Committee held on 9 July 2007, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10:00 am.

154	Minutes
155	Procedure
156	Chair's Address to the Licensing Committee
157	Private Session
158	Application for a Hackney Carriage Licence
159	Application for a Hackney Carriage Licence
160	Complaint about behaviour of Hackney Carriage Driver
161	Application for Hackney Carriage Driver's Licence

Present: Councillor R Sayner in the Chair

Councillors: Mrs D Davies, Mrs C Goodall (for C Pearson), Mrs C Mackman (for Mrs J Dyson), B Marshall (for Mrs S Duckett), J McCartney, Mrs K McSherry, Mrs S Ryder, Mrs A Spetch and Mrs D White.

Officials: Licensing Enforcement Officer, Senior Solicitor, Trainee Solicitor, Democratic Services Officer, Support Assistant.

Public: 0

Press: 0

152 **Apologies for Absence and Substitution**

Apologies were received from Councillors Mrs J Dyson, C Pearson and Mrs S Duckett.

Substitute Councillors were Mrs C Mackman (*for Mrs J Dyson*), Mrs C Goodall (*for C Pearson*) and B Marshall (*for Mrs S Duckett*).

153 **Disclosures of Interest**

Councillor B Marshall declared a personal and prejudicial interest in agenda item 8.

154 **Minutes**

Resolved:

That the minutes of the proceedings of the meeting of the Licensing Committee held on 4 June 2007 be confirmed as a correct record and be signed by the Chair.

Licensing Committee
9 July 2007

155 **Procedure**

The procedure was noted.

156 **Chair's Address to the Licensing Committee**

The Chair gave no address.

157 **Private Session**

That in accordance with 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, as there will be disclosure of exempt information as defined in paragraph 3 of Part 1 of Section 12A of the Act, as amended by the Local Government (Access to Information) (Variation) Order 2006.

158 **Application for a Hackney Carriage Licence**

Having declared a personal and prejudicial interest in this application, Councillor B Marshall left the chamber and took no part in the discussion or voting thereon.

Councillors received the report of the Licensing Enforcement Officer for the grant of a Hackney Carriage Licence for a Peugeot 406, a vehicle not fully accessible to the disabled.

The Licensing Enforcement Officer outlined the details of the case.

The driver concerned outlined his reasons for the application, at the conclusion of which he informed the committee that he had not received a fair hearing for the following reasons:

- The committee was not legally empowered to determine licensing issues as these should be determined by the Chief Executive; and
- The agenda stated that Councillor C Pearson would be present at the committee meeting and he did not attend the meeting.

Resolved:

That the application for a Hackney Carriage Licence be refused.

Councillor B Marshall returned to the chamber.

159

Application for Hackney Carriage Driver's Licence

Councillors received the report of the Licensing Enforcement Officer in respect of the applicant's desire to be issued with a Hackney Carriage Driver's Licence and his fitness to operate as a driver.

This matter was discussed at the Licensing Committee held on 4 June 2007 where the Committee requested that further enquiries be made.

The Licensing Enforcement completed further enquiries and updated the Committee on the outcome of the issues.

Resolved:

That the application for a Hackney Carriage Licence be refused.

160

Application for a Hackney Carriage Licence

Councillors received the report of the Licensing Enforcement Officer for the grant of a Hackney Carriage Licence for a Peugeot 406, a vehicle not fully accessible to the disabled.

The Licensing Enforcement Officer outlined the details of the case.

The driver concerned outlined his reasons for the application.

Resolved:

That the application for a hackney carriage licence be approved.

161

Complaint about Behaviour of Hackney Carriage Driver

Councillors deferred this item until the next meeting of the Licensing Committee, to be held on Monday 6 August 2007, as a consequence of the non-appearance of the applicant.

Resolved:

That this item be deferred until Monday 6 August 2007.

That the officer writes to the applicant and informs him that the application would be determined on Monday 6 August 2007.

The meeting closed at 11:25am.