

SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Licensing Committee held on Monday 5 November 2007, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10:00 am.

419	Minutes
420	Procedure
421	Chair's Address to the Licensing Committee
422	Public Session
423	Change in Legislation regarding Contract Exemption for Private Hire Vehicles
424	Licensing Policy
425	Private Session
426	Application for Hackney Carriage Licence

Present: Councillor R Sayner in the Chair

Councillors: J Deans (*for C Pearson*), Mrs S Duckett, B Marshall (*for Mrs D Davies*), J McCartney, Mrs S Ryder, Mrs A Spetch and Mrs D White.

Officials: Wahid Khan, Solicitor, Licensing Enforcement Officer and Committee Administrator

Also in Attendance: Representative for Mr Cookson
Accountant for Mr Cookson

Public: 0
Press: 0

417 **Apologies for Absence and Substitution**

Apologies were received from Councillors Mrs D Davies, Mrs K McSherry and C Pearson.

Substitute Councillors were J Deans (*for C Pearson*) and B Marshall (*for Mrs D Davies*).

418 **Disclosure of Interest**

None.

419

Minutes

Resolved:

That the minutes of the proceedings of the meeting of the Licensing Committee held on 8 October 2007 be confirmed as a correct record and be signed by the Chair.

420

Procedure

The Procedure was noted.

421

Chair's Address to the Licensing Committee

The Chair informed councillors of the following:

- The judging of the "Best Bar None Awards" would take place on Tuesday 6 November 2007 in York. A good response had been received from the bars and pubs in Selby to go forward for the nominations of "Best Bar and Best Pub".

422

Change in Legislation regarding Contract Exemption for Private Hire Vehicles

Councillors received the report of the Licensing Enforcement Officer in respect of the impending amendment to the Local Government (Miscellaneous Provisions) Act 1976, which currently allowed vehicles to be used on contract hire without the vehicle or driver being licensed with the local authority.

The type of vehicles affected by the new legislation would include hospital cars, airport transport services, hotel cars and stretch limousines. At the present time it was not possible to assess the number of vehicles which might need licensing within the district of Selby.

There was currently an exemption for vehicles used solely for weddings and funerals and this would remain the case under the revised legislation.

Resolved:

That the report be noted.

Licensing Policy

Councillors received the report of the Licensing Enforcement Officer with regard to the Licensing Policy, which was originally drafted by the Licensing Department in 2004 in accordance with the Licensing Act 2003.

The policy was approved by the Licensing Committee at a meeting held on 29 November 2004 and subsequently adopted by full Council on the 14 December 2004.

The Licensing Act 2003 required the Policy to undergo a review after it had been in force for three years. The review had been carried out and minor amendments implemented.

Councillors would inform the Licensing Enforcement Officer if they felt any further amendments were required before the Council meeting to be held on 11 December 2007.

Recommendation:

That the Licensing Policy prepared under the Authority of the Licensing Act 2003 and reviewed in 2007 be recommended to Council on 11 December 2007.

424

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.

425

Application for Hackney Carriage Licence

The Licensing Enforcement Officer informed councillors that this item had been deferred from the previous meeting held on 8 October 2007 due to the applicant not submitting his accounts for the previous two years.

The accounts had now been received and councillors were fully aware of the applicant's financial situation.

The Licensing Enforcement Officer outlined the details of the case.

The representative for the driver outlined the reasons for the application.

Councillors considered the application against the Council's guidelines on hardship and resolved not to grant a licence for a vehicle which did not have wheelchair access.

Resolved:

That the application for a hackney carriage licence for a vehicle not accessible to the disabled be refused.

The meeting closed at 11:10 am.