

SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Licensing Committee held on 4 August 2008, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10:00 am.

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Present: Councillor C Pearson (in the Chair)

Councillors: Mrs D Davies, Mrs J Dyson, Mrs M Hulme (*for Mrs S Ryder*), B Marshall (*for Mrs S Duckett*), J McCartney, Mrs P Mackay (*for R Sayner*), Mrs K McSherry, Mrs A Spetch and Mrs D White.

Officials: Temporary Head of Service – Legal and Democratic Services, Licensing Enforcement Officer and Committee Administrator

Public: 0

Press: 0

208 **Apologies for Absence and Substitution**

Apologies were received from Councillors Mrs S Duckett, Mrs S Ryder and R Sayner.

Substitute Councillor were Mrs M Hulme (*for Mrs S Ryder*) B Marshall (*for Mrs S Duckett*) and Mrs P Mackay (*for R Sayner*).

209 **Disclosure of Interest**

None.

210

Minutes

Resolved:

That the minutes of the proceedings of the meeting of the Licensing Committee held on 7 July 2008 be confirmed as a correct record and be signed by the Chair.

211

Procedure

The Procedure was noted.

212

Chair's Address to the Licensing Committee

The Chair gave no address to the Licensing Committee.

213

Introduction of DVLA Checks

The Chair asked that this item be deferred until the 1 September 2008 meeting when a power point presentation from Data Systems (UK) Ltd would be given to councillors on the introduction of DVLA Checks.

Resolved:

That the item be deferred until 1 September 2008 meeting.

214

Discreet Licensing Issues

Councillors received the report of the Licensing Enforcement Officer to seek a decision regarding the approval of the grant of a private hire vehicle licence in respect of Mr Howgate and that the licence be discreet in manner.

Mr Howgate had applied for a Private Hire Vehicle Licence in respect of an Avensis Tourer motor vehicle.

The licence disc would be provided on a red background, thereby replicating the colour of the private hire vehicle plate. The driver would, however, be required to keep the private hire plates within the vehicle.

Resolved:

That the approval of a private hire vehicle licence in the form of a disc identifying the registration number as a private hire vehicle be approved.

214 **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.

215 **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 Vauxhall Vectra, 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.

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

Resolved:

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

216 **Complaint about behaviour of Private Hire Driver**

Councillors received the report of the Licensing Enforcement Officer in respect of an allegation that a Private Hire Driver had driven without due care and attention and failed to conform to certain traffic signs.

The Licensing Enforcement Officer outlined details of the case to councillors and answered questions raised.

The Private Hire Driver explained details of his case.

The Committee deliberated over the decision as to whether this driver was a fit and proper person and it was agreed that the driver be given a final written warning in place for 12 months advising him as to his future conduct.

Resolved: That

- (i) The Private Hire Driver be given a final written warning to be in place for 12 months advising him as to his future conduct; and**
- (ii) All Private Hire and Hackney Carriage Drivers within Selby District Council authority should be reminded that their behaviour whilst driving a licensed vehicle, is likely to be subject to scrutiny by members of the public.**

The meeting closed at 11:25 am.