

SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Licensing Committee held on 29 September 2008, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10:00 am.

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326	Procedure
327	Chair's Address to the Licensing Committee
328	Private Session
329	Complaint about behaviour of Licensed Private Hire Driver
330	Application for a Hackney Carriage Licence

Present: Councillor C Pearson (in the Chair)

Councillors: Mrs D Davies, J Deans (*for Mrs K McSherry*), Mrs P Mackay (*for R Sayner*), Mrs E Metcalfe (*for Mrs S Ryder*), J McCartney, C Pearson, Mrs A Spetch and Mrs D White.

Officials: Senior Solicitor, Licensing Enforcement Officer and Committee Administrator

Public: 0

Press: 0

323 **Apologies for Absence and Substitution**

Apologies were received from Councillors Mrs S Duckett, Mrs J Dyson, Mrs K McSherry, Mrs S Ryder and R Sayner

Substitute Councillors were J Deans (*for Mrs K McSherry*), Mrs P Mackay (*for R Sayner*), and Mrs E Metcalfe (*for Mrs S Ryder*).

324 **Disclosure of Interest**

Mrs P Mackay declared a personal interest in Minute No: 329 and took no part in the discussion or voting thereon.

325

Minutes

Resolved:

That the minutes of the proceedings of the meeting of the Licensing Committee held on 1 September 2008 be confirmed as a correct record and be signed by the Chair.

326

Procedure

The Procedure was noted.

327

Chair's Address to the Licensing Committee

The Chair informed the Committee that the presentation concerning the DVLA Checks, which was due to be discussed at this meeting, would now take place at the Licensing meeting to be held on 27 October 2008.

328

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.

Councillor Mrs P Mackay declared a personal interest in the following item (Minute 329) and took no part in the discussion or voting thereon.

329

Complaint about behaviour of Licensed Private Hire Driver

Councillors received the report of the Licensing Enforcement Officer in respect of an allegation that a Private Hire Driver had used abusive language in a public place, in connection with which he had been arrested and issued with a fixed penalty notice.

The Licensing Enforcement Officer distributed copies of two letters received regarding the character of the Private Hire Driver.

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

The Private Hire Driver explained details of his case and also answered questions raised by the Committee.

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 written warning as to his future conduct to be in place for 12 months.

Resolved:

That the driver be given a written warning as to his future conduct to be in place for 12 months.

330

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 Renault Espace, 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 on the grounds of financial hardship.

The meeting closed at 11:00 am.