

SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Licensing Committee held on 9 March 2009, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10.00 am.

680	Minutes
681	Procedure
682	Chair's Address to the Licensing Committee
683	Private Session
684	Complaint about Behaviour of Licensed Hackney Carriage Driver

Present: Councillor R Sayner in the Chair

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

Officials: Senior Solicitor, Trainee Solicitor, Licensing Enforcement Officer and Committee Administrator

Public: 0

Press: 0

678 **Apologies for Absence and Substitution**

Apologies were received from Councillor C Pearson.

Substitute Councillor was Mrs P Mackay.

679 **Disclosure of Interest**

None

680 **Minutes**

Resolved:

That the minutes of the proceedings of the meeting of the Licensing Committee held on 9 February 2009 be confirmed as a correct record and be signed by the Chair.

681 **Procedure**

The Procedure was noted.

Licensing Committee
9 March 2009

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

The Chair gave no address to the Committee.

683 **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.

684 **Complaint about Behaviour of Licensed Hackney Carriage Driver**

The applicant informed the Committee that he would not be speaking nor would his witness who was also in attendance.

Councillors received the report of the Licensing Enforcement Officer in respect of the conduct of the applicant, in connection with the unnecessary use of his vehicle to broadcast animal noises, which caused nuisance to residents in a built up area of Selby.

The Licensing Enforcement Officer outlined details of the case and also handed to councillors an email that had been received in connection with the case. The Licensing Enforcement Officer responded to questions raised from Councillors.

The applicant announced that he did not believe that residents could have been disturbed and produced his mobile telephone and "hands free" kit for examination. The applicant was asked to use his mobile telephone to broadcast the animal noises.

The Committee deliberated over their decision and after the contents of the applicants personal file were revealed it was agreed that he be issued with a written warning.

Resolved:

That the Hackney Carriage Driver be given a written warning informing him of his future conduct and that the warning would remain on his file. If any further complaints were made then the Committee would look at revoking his licence.

The meeting closed at 9.50 am.

Licensing Committee
9 March 2009