

## SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Licensing Committee held on 5 October 2009, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10.00 am.

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311	Guidelines relating to the relevance of convictions
312	Chair's Address to the Licensing Committee
313	Proposed introduction of Driving Standards Agency Hackney Carriage and Private Hire driving assessments for new applicants – report of the Licensing Officer.
314	Private Session
315	Application for a Private Hire Driver's Licence
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Present: Councillor Mrs D White (Vice Chair) in the Chair

Councillors: Mrs E Metcalfe (for R Saynor), Mrs D Davis, Mrs J Dyson, Mr K Ellis, Mr J McCartney, Mrs K McSherry, Mrs S Ryder, and Mrs P Mackay.

Officials: Solicitor, Licensing Enforcement Officer and Committee Administrator

In attendance:

Public: 1

Press: 0

### 307 **Apologies for Absence and Substitution**

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

Substitute Councillor was Mrs E Metcalfe (for R Sayner).

### 308 **Disclosure of Interest**

None.

### 309 **Minutes**

**Resolved:**

**That the minutes of the proceedings of the meeting of the**

Licensing Committee

5 October 2009

**Licensing Committee held on 7 September 2009 be confirmed as a correct record and be signed by the Chair.**

310        **Procedure**

The Procedure was noted.

311        **Guidelines relating to the relevance of convictions**

The Guidelines were noted.

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

The Chair informed the Committee that there would be an additional item to the agenda, which was as follows:

'Proposed introduction of Driving Standards Agency Hackney Carriage and Private Hire Driving Assessments for New Applicants'

It was decided that this item would be considered before the meeting entered private session.

313        **Proposed Introduction of Driving Standards Agency Hackney Carriage and Private Hire Driving Assessments for New Applicants**

Andy Mitchell, a representative from the Driving Standards Association (DSA), presented the committee with a proposal for the new assessment. It was highlighted that the main consideration in its development was the safety and comfort of passengers.

Councillors received the report of the Licensing Enforcement Officer with regard to amending the councils existing policy for Hackney Carriage and Private Hire Driver applications by introducing a requirement for all new applicants to obtain a pass certificate from the Driving Standards Agency (DSA) as part of the application process.

**Resolved: That**

- 1) There is a requirement for all new Hackney Carriage and Private Hire Drivers to attain a pass in the appropriate Driving Standards Agency test and assessment, including where relevant, wheelchair training for those drivers of wheelchair accessible vehicles, before their application is considered by the Council**
- 2) In addition, where deemed necessary to adopt the requirement in disciplinary or complaints matters**

- involving licensed drivers
- 3) The assessment requirement is adopted as of 1<sup>st</sup> December 2009.

314 **Private Session**

**Resolved:**

**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 1 of Part 1 of Section 12A of the Act, as amended by the Local Government (Access to Information) (Variation) Order 2006.**

315 **Application for a Private Hire Driver's Licence**

Councillors received the report of the Licensing Enforcement Officer in respect of the applicant's desire to be issued with a Private Hire Driver's Licence and his fitness to operate as a consequence of a CRB disclosure.

The Licensing Enforcement Officer outlined details of the case.

The applicant gave councillors a detailed account of his antecedents.

**Resolved:**

**That the applicant be granted a Private Hire Driver's Licence, with the advisory suggestion that the applicant undertake the new DSA driving assessment.**

316 **Application for a Private Hire Driver's Licence**

Councillors received the report of the Licensing Enforcement Officer in respect of the applicant's desire to be issued with a Private Hire Driver's Licence and his fitness to operate as a consequence of a CRB disclosure.

The Licensing Enforcement Officer outlined details of the case.

The applicant gave councillors a detailed account of his antecedents.

**Resolved:**

**That having considered all the evidence before them and in particular guidance in relation to unspent convictions, the applicant be refused a Private Hire Driver's Licence.**

**Application for a Private Hire Driver's Licence**

Councillors were informed by the Licensing Officer that the applicant was unable to attend the meeting. The Committee decided that as this was the second time in which the applicant was unable to attend the case would be considered in their absence.

The Licensing Enforcement Officer outlined details of the case.

**Resolved:**

**That the applicant be refused a Private Hire Driver's Licence due to a lack of support to the case in that the applicant was unable to give a detailed account of his antecedents to assist the committee in making a decision.**

The meeting closed at 11:43 am.