

SELBY DISTRICT COUNCIL

MINUTES

Minutes of the proceedings of a meeting of the Licensing Committee held on 1 November 2010 in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10.00 am.

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Present: Councillor R Sayner in the Chair

Councillors: Councillor Mrs D White, Councillor B Marshall, Councillor Mrs S Duckett, Councillor Mrs J Dyson, Councillor C Mackman, Councillor J McCartney, Councillor Mrs K McSherry, Councillor Mrs P Mackay and Councillor Mrs S Ryder.

Officials: Solicitor, Licensing Enforcement Officer and Committee Services Officer.

Public: 0

Press: 0

327 **Apologies for Absence and Substitution**

Apologies were received from Councillor K Ellis.

Substitute Councillors were Mrs C Mackman (*for Councillor K Ellis*).

328 **Disclosure of Interest**

None.

329 **Minutes**

Resolved:

That the minutes of the proceedings of the meeting of the Licensing Committee held on 11 October 2010 be confirmed as a correct record and be signed by the Chair.

330 **Procedure**

The Procedure was noted.

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

The Chair put the suggestion forward to the Licensing Committee that a request be made for the Minutes of their meetings to only be put onto the Council website once they had received their approval. Councillors agreed that this was a good idea.

Due to the applicants not being present at the start of the meeting the Chair deferred the scheduled agenda item 6 (Discreet Licensing Issue) and item 7 (Complaint about the behaviour of a Hackney Carriage Driver) until later in the meeting.

Recommended to Council:

That the minutes of the Licensing Committee are not made available on the Council website until the Licensing Committee has approved them.

332 **Private Session**

That in accordance with Section 100(A)(4) of the Local Government Act 1972 in view of the nature of the business to be transacted, the meeting be not open to the Press and public during discussion of the following items as there will be disclosure of exempt information as defined in Section 100(1) of the Act as described in paragraph 3 of the new Schedule 12 (A) of the Local Government (Access to information) (Variation) Order 2006.

333 **Complaint About the Behaviour of a Hackney Carriage Driver**

Councillors received the report of the Licensing Enforcement Officer with regard to the conduct of a Hackney Carriage Driver, in relation to the leaving of a Hackney Carriage unattended on a reserve Hackney Carriage Stand.

Councillors were asked to consider whether the individual was a fit and proper person to be licensed as a Hackney Carriage Driver within Selby

District.

The Licensing Enforcement Officer outlined the details of the case.

The Driver and his employer gave an explanation of the circumstances surrounding the incident which had led to the complaint and answered councillors' questions.

Councillors sought clarification from the Licensing Enforcement Officer on certain details of the case.

Resolved: That;

- i) The Committee considers the individual to be a fit and proper person to be a licensed Hackney Carriage Driver;**
- ii) The individual will be issued with a written warning for the conduct leaving a Hackney Carriage unattended on a reserve Hackney Carriage stand; and**
- iii) The individual be reminded that it is an offence to leave a Hackney Carriage vehicle unattended, on any rank, at any time.**

334

Complaint About the Behaviour of a Hackney Carriage Driver

Councillors received the report of the Licensing Enforcement Officer with regard to the conduct of a Hackney Carriage Driver, following an allegation that he caused his Hackney Carriage to be unattended on Finkle Street, Selby, without the engine being stopped.

Councillors were asked to consider whether the individual was a fit and proper person to be licensed as a Hackney Carriage Driver within Selby District.

The Licensing Enforcement Officer outlined the details of the case.

The Driver gave an explanation of the circumstances surrounding the incident which had led to the complaint and answered councillors' questions.

Councillors sought clarification from the Licensing Enforcement Officer on certain details of the case.

Resolved: That;

- i) The Committee considers the individual to be a fit and proper person to be a licensed Hackney Carriage Driver;**
- ii) The individual will be issued with a written warning for the**

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conduct of leaving a Hackney Carriage unattended on Finkle Street, Selby, without the engine being stopped; and

- iii) The warning letter will include notification that it will remain on file for 2 years.**

335 **Public Session**

Resolved:

That the meeting move from private session back into public to consider the scheduled agenda item 6 (Discreet Licensing Issue).

336 **Discreet Licensing Issue**

Councillors received the report of the Licensing Enforcement Officer in regards to a discreet licensing issue.

Councillors were asked to seek a decision regarding the approval of the grant of a Private Hire Vehicle licence in respect of Stewart Wrigglesworth and that the nature of such a licence be discreet in manner.

The Licensing Enforcement Officer outlined the details of the case.

The applicant put forward his reasoning for applying for a Private Hire Vehicle licence that would be discreet in manner.

Councillors asked questions clarifying the circumstances that would surround its use.

Resolved:

That the Licensing Committee approve the issue of a Private Hire vehicle licence in the form of a disc identifying a Range Rover motor vehicle as a Private Hire Vehicle.

The meeting closed at 11.12am