

SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Licensing Committee held on Monday 10 January 2011, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10.00 am.

MINUTES

475	Apologies
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477	Minutes
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480	Chair's Address to the Licensing Committee
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482	Complaint about behaviour of Hackney Carriage Driver
483	Application for a Hackney Carriage Licence

Present: Councillor R Sayner in the Chair

Councillors: Mrs J Dyson, Mrs P Mackay, Mrs K McSherry, Mrs S Ryder, Mrs D White, R Sweeting (*substitute for K Ellis*) and J Thurlow (*substitute for B Marshall*)

Officials: Senior Solicitor, Licensing Enforcement Officer and Overview and Scrutiny Coordinator.

Public: 0

Press: 0

475 **Apologies for Absence and Substitution**

Apologies were received from Councillors K Ellis and B Marshall.

Substitute Councillors were R Sweeting (*for K Ellis*) and J Thurlow (*for B Marshall*).

476 **Disclosure of Interest**

There were none.

477 **Minutes**

Resolved:

That the minutes of the proceedings of the meeting of the Licensing Committee held on 6 December 2010 be confirmed as a correct record and be signed by the Chair.

478 **Procedure**

The Procedure was noted.

479 **Guidelines for Hardship**

The Guidelines were noted.

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

The Chair informed the committee that the appeal of their decision against the case of a 'Complaint About Behaviour of Licensed Hackney Carriage Driver' that came as agenda item 10 to the Licensing Committee meeting held on 6 September 2010, would be heard in court on 8 February 2011 and she would be attending.

481 **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.

482 **Complaint About Behaviour of a Hackney Carriage Driver**

Councillors received the report of the Licensing Enforcement Officer with regard to the conduct of a licensed Hackney Carriage Driver; in connection with driving a Hackney Carriage upon a footpath in Brayton Lane, Selby, who attended with his employer and a witness.

Councillors were asked to consider whether or not the individual is a fit and proper person to be licensed to drive a Hackney Carriage within Selby District.

The Licensing Enforcement Officer outlined the details of the case and councillors sought clarification on certain details.

The Driver gave an explanation of the circumstances surrounding the incidents which had led to his attendance before the Licensing

Committee. He answered councillors' questions, during which he revealed that he transported councillor White's child as part of his school contract.

The Licensing Enforcement Officer summarised the case and all parties left the room whilst councillors considered the issue.

At this point in the meeting councillor Mrs D White declared a personal interest in the case due to her child using the school run service the applicant provided. Councillor White remained in the room but did not take part in debate thereafter or the vote.

Resolved:

That no further action be taken.

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 Citroen Picasso, 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 was not fully accessible to the disabled.

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 10:55am.