

SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Licensing Committee held on Monday 4 April 2011, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10.00 am.

MINUTES

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Present: Councillor R Sayner in the Chair

Councillors: Mrs J Dyson, Mrs D Davies (*substitute for B Marshall*), Mrs D Duckett, K Ellis, Mrs P Mackay, Mrs K McSherry, Mrs S Ryder and Mrs D White.

Officials: Licensing Enforcement Officer, Senior Solicitor and Democratic Services Officer

Public: 5

654 **Apologies for Absence and Substitution**

Apologies were received from Councillor B Marshall.

Substitute Councillors were Mrs D Davies (*for B Marshall*)

655 **Disclosure of Interest**

Councillor Mrs P Mackay declared a Personal Interest in Item 9 (Issue Concerning behaviour of Licensed Private Hire Driver) as she knew the family of the private hire driver.

Councillor Mrs S Duckett declared a personal interest in Item 10 (Issue Concerning behaviour of Licensed Private Hire Driver) as she knew the private hire driver.

656 **Minutes**

Resolved:

That the minutes of the proceedings of the meeting of the Licensing Committee held on 7 March 2011 be confirmed as a correct record and be signed by the Chair.

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Procedure

The Procedure was noted.

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Chair's Address to the Licensing Committee

The Chair gave no address.

659

Licensing Fees

Councillors received the report of the Licensing Enforcement Officer which informed the Licensing Committee of an objection received in connection with: the proposed Hackney Carriage/Private Hire fees increase for 2011/12 and the proposed Hackney Carriage tariff increase 2011.

The Councillors considered the report in connection with the objection received in order to reaffirm or modify the original proposal and set the date upon which they are to take effect.

Resolved: That;

- i) The Licensing Committee reaffirmed the original proposal to the fee increase;**
- ii) The fee increase is effective immediately.**

At 10.07am Councillor Mrs R Sayner left the meeting and Councillor Mrs D White (Vice Chair) took the Chair.

660

Application for Street Trading Licence

Councillors received the report of the Licensing Enforcement Officer seeking a decision whether to grant an application for a Street Trading Licence to Kenneth Foulkes to enable him to sell hot snacks and drinks in Market Place, Selby from a purpose built catering vehicle better known as a burger van.

Resolved:

That the Licensing Committee grant Kenneth Foulkes a Street Trading Licence to enable him to sell hot snacks and drinks in Market Place, Selby.

661 **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.

662 **Issue Concerning Behaviour of Licensed Private Hire Driver**

Councillors received the report of the Licensing Enforcement Officer seeking a decision from the Licensing Committee regarding a licensed Private Hire Driver. The Licensing Enforcement Officer had also been handed two letters by the Driver which he read out to the Licensing Committee.

The driver gave an explanation of the circumstances surrounding the incidents which had led to his attendance before the Licensing Committee. He also answered Councillor's questions.

Councillors considered whether or not the Private Hire Driver was a fit and proper person, being a requirement to be licensed to drive a Private Hire vehicle within Selby District.

Councillor Mrs P Mackay abstained from voting.

Resolved:

That the driver be issued with a final written warning, for a period of 12 months.

At 11.15am the meeting adjourned for 5 minutes.

663 **Issue Concerning Behaviour of Licensed Hackney Carriage Driver**

Councillor Mrs S Duckett left the meeting.

Councillors received the report of the Licensing Enforcement Officer seeking a decision from the Licensing Committee regarding a licensed Hackney Carriage Driver.

The driver gave an explanation of the circumstances surrounding the incidents which had led to his attendance before the Licensing Committee. He answered Councillor's questions and circulated documents to Committee Members.

Councillors considered whether or not the Hackney Carriage Driver is a fit and proper person, being a requirement to be licensed to drive a Private Hire vehicle within Selby District.

Resolved: That;

- i) The driver be issued with a written warning, for a period of 12 months**
- ii) The Licensing Committee suggested a written apology be sent to the complainant with regard to the comments reported in the Selby Times.**

The meeting closed at 12.27pm.