



5 June 2017

Dear Sir/Madam

A meeting of the Licensing and Appeals Committee will be held on Tuesday, 13 June 2017 in the New Council Chamber, Town Hall, Beeston at 10.00am.

Should you require advice on declaring an interest in any item on the agenda, please contact the Monitoring Officer at your earliest convenience.

Yours faithfully

Chief Executive

To: Members of the Licensing and Appeals Committee:

| | |
|--------------------------|-------------------|
| E H Atherton | R D MacRae |
| D Bagshaw | J C Patrick |
| D A Burnett (Chair) | M E Plackett |
| M J Crow | K E Rigby |
| T A Cullen | P D Simpson |
| W J Longdon (Vice Chair) | A W G A Stockwell |

AGENDA

1. APOLOGIES FOR ABSENCE

2. DECLARATIONS OF INTEREST

Members are requested to declare the existence and nature of any disclosable pecuniary interest and/or other interest in any item on the agenda.

3. MINUTES

PAGES 1 - 2

The Committee is asked to confirm as a correct record the minutes of the meeting held on 16 May 2017.

4. LICENSING TRAINING

The Licensing Manager will provide a training session to appraise members of all aspects of the Council's licensing functions.

5. RESPONSE TO THE CONSULTATION ON THE COUNCIL'S HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING POLICY PAGES 3 - 4

To advise members of the result of the consultation on the new Hackney Carriage and Private Hire Licensing Policy and to propose a final policy for adoption.

6. EXCLUSION OF PUBLIC AND PRESS

The Committee is asked to RESOLVE that, under Section 100A of the Local Government Act, 1972, the public and press be excluded from the meeting for the following items of business on the grounds that they involves the likely disclosure of exempt information as defined in paragraphs 1, 2, 3 and 7 of Schedule 12A of the Act.

7. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE PAGES 5 - 15

8. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 – TOWN POLICE CLAUSES ACT 1976 – HACKNEY CARRIAGE/PRIVATE HIRE VEHICLES PAGES 16 - 29

LICENSING AND APPEALS COMMITTEE

16 MAY 2017

Present: Councillor D A Burnett, Chair

| | |
|---------------------------|-------------------|
| Councillors: E H Atherton | M Radulovic MBE |
| D Bagshaw | K E Rigby |
| W J Longdon | A W G A Stockwell |
| R D MacRae | |

Apologies for absence were received from Councillors M J Crow, T A Cullen, M E Plackett and P D Simpson.

18. DECLARATIONS OF INTEREST

There were no declarations of interest.

19. MINUTES

The minutes of the meeting held on 28 March 2017 were confirmed as a correct record.

20. EXCLUSION OF PUBLIC AND PRESS

RESOLVED that, under Section 100A of the Local Government Act, 1972, the public and press be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 1, 2, 3 and 7 of Schedule 12A of the Act.

21. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976
TOWN POLICE CLAUSES ACT 1847
HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE

Members noted the hearing procedure, with particular reference to the Council's Policy, natural justice and the code of conduct.

The Committee considered whether to suspend, revoke or take other action in respect of the applicant's submission for renewal of his driver's badge in view of his accumulation of penalty points and his failure to notify the Council of this. The applicant had appeared before the Magistrates' Court and had not been disqualified from driving after pleading exceptional hardship.

The Committee carefully considered the facts of the case, the representations made by the applicant, the Council's Licensing Policy and the relevant legislation. The Committee resolved to renew the applicant's licence subject to him attending the Council offices within seven days of the date of receiving a written copy of the decision notice to enable the applicant to go through the requirements of the Policy relating to the reporting of offences in order to ensure that he had understood what was required of him.

RESOLVED that the applicant's licence be renewed.

Report of the Chief Executive

RESPONSE TO THE CONSULTATION ON THE COUNCIL'S HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING POLICY1. Purpose of report

To advise members of the result of the consultation on the new Hackney Carriage and Private Hire Licensing Policy and to propose a final policy for adoption.

2. Background

On 28 March 2017 The Licensing and Appeals Committee approved the draft Hackney Carriage and Private Hire Licensing Policy for consultation. The consultation ran from 7 April 2017 to 2 June 2017, a period of eight weeks.

A list of all consultees is attached in the appendix.

3. Detail

The responses have been collated and a revised policy prepared for consideration by the Committee. Due to the timescales of the consultation and the Committee meeting, the responses and proposed revised policy will be circulated prior to the meeting.

The Licensing Manager will give a verbal update at the committee meeting.

Recommendation

The Committee is asked to CONSIDER the matter and APPROVE the policy for adoption.

Background papers

Nil

APPENDIX

List of Consultees

All hackney carriage/private hire licensed drivers
All hackney carriage/private hire vehicle proprietors
All private hire operators
Broxtowe Borough Council - All members
Broxtowe Borough Council - Legal team
Newark and Sherwood District Council
Nottingham City Council
Rushcliffe Borough Council
Ashfield District Council
Gedling Borough Council
Mansfield District Council
Bassetlaw District Council
Nottingham shire County Council Safeguarding Children's Board
Nottinghamshire Police
Disabled Persons Transport Advisory Service (DPTAC)