

LICENSING AND APPEALS COMMITTEE

26 SEPTEMBER 2017

Present: Councillor D A Burnett, Chair

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| Councillors: E H Atherton | R D MacRae |
| D Bagshaw | J C Patrick |
| E Cubley (substitute) | M E Plackett |
| G Harvey (substitute) | K E Rigby |
| W J Longdon | A W G A Stockwell |

Apologies for absence were received from Councillors M J Crow and P D Simpson.

8. DECLARATIONS OF INTEREST

There were no declarations of interest.

9. MINUTES

The minutes of the meeting held on 13 June 2017 were confirmed as a correct record.

10. LICENSING OF ULTRA LOW EMISSION VEHICLES

Members considered the licensing of ultra-low emission vehicles in support of the current Hackney Carriage and Private Hire Licensing Policy emissions standard.

RESOLVED to approve amendments to the Hackney Carriage and Private Hire Licensing Policy in respect of ultra-low emission vehicles.

11. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 TOWN POLICE CLAUSES CT 1847 HACKNEY CARRIAGE/PRIVATE HIRE VEHICLES POLICY IN RESPECT OF PEDICABS

Following the Licensing and Appeals Committee meeting on 13 June 2017, and the consideration of a proposal to license electric tricycles, members had not been satisfied that the vehicles were safe and suitable to be licensed as hackney or private hire vehicles although had been minded to support the application in principle. They had therefore deferred the decision to grant/refuse a vehicle licence for electrical tricycles (tuk tuks) subject to the

approval of the relevant policy guidelines relating to the licensing of tuk tuks as hackney carriage/private hire vehicles.

Policy guidelines relating to pedicabs were contained within appendix 2 of the report and these were considered by members.

RESOLVED that policy guidelines in respect of pedicabs, as set out in appendix 2 of the report, not be approved.

12. 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 items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 1, 2 and 3 of Schedule 12A of the Act.

13. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976
HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE

The Committee noted the hearing procedure, with particular reference to the Council's policy, natural justice and the code of conduct.

Members considered the representations made by the applicant, who appeared in person, the Council's licensing representative, the relevant legislation and the Council's Licensing Policy.

RESOLVED that the applicant is a fit and proper person to hold a hackney carriage/private hire driver's licence and the application be granted.

14. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976
HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE

The Committee noted the hearing procedure, with particular reference to the Council's policy, natural justice and the code of conduct.

Members considered the representations made by the applicant, who appeared in person accompanied by a companion, the Council's licensing representative, the relevant legislation and the Council's Licensing Policy.

RESOLVED that the applicant is a fit and proper person to hold a hackney carriage/private hire driver's licence and the application be granted.

15. HACKNEY CARRIAGE AND VEHICLE LICENSING POLICY AMENDMENT

Members considered the amendment of the current Hackney Carriage and Private Hire Licensing Policy emissions standard, together with the request to ratify the grant of two vehicle licences.

RESOLVED that:

- (i) the amendments to the Hackney Carriage and Private Hire Licensing Policy be approved;**
- (ii) the request to ratify the grant of two vehicle licences be approved.**

16. APPEAL AGAINST STAGE 2 DECISION UNDER THE COUNCIL'S GRIEVANCE POLICY

Members considered the employee's grievance after resolving to adopt the procedure contained within the appendix to the report relating to Stage 3 Grievance Hearings.

RESOLVED that the appeal be rejected.

(Councillors R D MacRae and K E Rigby left the meeting after agenda item 9 and did not return to the Chamber after the lunch time recess. They did not therefore take part in the deliberations or voting in respect of agenda item 10.)