

**LICENSING REGULATORY
COMMITTEE**

1.00 P.M.

18TH NOVEMBER 2010

PRESENT:- Councillors Tony Wade (Chairman), Mike Greenall (Vice-Chairman), Ken Brown, Chris Coates, John Day, Sheila Denwood, Melanie Forrest, Tony Johnson and Robert Redfern

Officers in attendance:-

| | |
|----------------|-------------------------------|
| Alan Humphreys | Legal Services Manager (part) |
| Wendy Peck | Licensing Manager |
| Luke Gorst | Assistant Solicitor |
| Debbie Rose | Licensing Enforcement Officer |
| Rod Prentice | Licensing Enforcement Officer |
| Tom Silvani | Democratic Support Officer |

44 MINUTES OF THE MEETING HELD ON 14 OCTOBER 2010 (PREVIOUSLY CIRCULATED)

The minutes of the meeting were signed by the Chairman as a correct record.

45 ITEMS OF URGENT BUSINESS AUTHORISED BY THE CHAIRMAN

There were no items of urgent business.

46 DECLARATIONS OF INTEREST

There were no declarations of interest.

The Chairman advised the committee that he wished to propose that consideration of items 5, 6 and 7 on the agenda be deferred until a further meeting of the committee in order that a further consultation with the trade could take place.

It was proposed by Councillor Wade and seconded by Councillor Johnson: -

“That consideration of items 5, 6 and 7 be deferred until further external consultation had taken place.”

Upon being put to the vote members voted unanimously in favour of the proposition, whereupon the Chairman declared the proposition to be carried.

Resolved:

That consideration of items 5, 6 and 7 be deferred until further external consultation had taken place.

Alan Humphreys left the meeting at this point and did not return.

47 VEHICLE AGE LIMITS

The Committee had resolved that consideration of the issue be deferred.

48 NEW PLATES AND DOOR SIGNS FOR HACKNEY CARRIAGE AND PRIVATE HIRE VEHICLES - CUT OFF DATE

The Committee had resolved that consideration of the issue be deferred.

49 INTRODUCTION OF LIVERY FOR HACKNEY CARRIAGE VEHICLES

The Committee had resolved that consideration of the issue be deferred.

50 EXEMPT ITEMS:-

In accordance with Section 100A(4) of the Local Government Act 1972, the press and public were excluded from the meeting for the following items of business on the grounds that they could involve the possible disclosure of exempt information as defined in paragraph 1 of Schedule 12 of the Act.

51 EXISTING HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER'S LICENCES - SHAUN ROBERT WILSON (PAGES 1 - 3)

The Licensing Manager presented a report to enable members to consider what action, if any, to take in respect of Mr. Wilson's hackney carriage and private hire driver's licences.

Details of the individual case are set out in exempt minute no. 51, in accordance with Section 100A of the Local Government Act 1972.

It was proposed by Councillor Johnson and seconded by Councillor Brown: -

"That Mr. Wilson's hackney carriage and private hire driver's licences be suspended from 3 January 2011 until he had passed the BTEC course "Transporting passengers by TAXI and Private Hire"."

Upon being put to the vote members voted unanimously in favour of the proposition, whereupon the Chairman declared the proposition to be carried.

Resolved:

That Mr. Wilson's hackney carriage and private hire driver's licences be suspended from 3 January 2011 until he had passed the BTEC course "Transporting passengers by TAXI and Private Hire".

At this point, with the agreement of the Chairman, members adjourned for a 5 minute comfort break.

52 EXISTING PRIVATE HIRE OPERATORS LICENCE - MARTIN PAYNE (PAGES 4 - 5)

The Licensing Manager presented a report to enable members to consider what action, if any, to take in respect of Mr. Payne's private hire operators licence.

Details of the individual case are set out in exempt minute no. 52, in accordance with Section 100A of the Local Government Act 1972.

It was proposed by Councillor Brown and seconded by Councillor Johnson: -

“That no action be taken in respect of Mr. Payne’s private hire operator’s licence.”

Upon being put to the vote 6 members voted in favour of the proposition with 3 abstentions, whereupon the Chairman declared the proposition to be carried.

Resolved:

That no action be taken in respect of Mr. Payne’s private hire operator’s licence.

53 EXISTING PRIVATE HIRE DRIVER’S LICENCE - LAURENCE WILLIAM DENT (PAGES 6 - 7)

The Licensing Manager presented a report to enable members to consider what action, if any, to take in respect of Mr. Dent’s private hire driver’s licence.

Details of the individual case are set out in exempt minute no. 53, in accordance with Section 100A of the Local Government Act 1972.

It was proposed by Councillor Johnson and seconded by Councillor Redfern: -

“That Mr. Dent’s private hire driver’s licence be suspended with immediate effect until he had passed the BTEC course “Transporting passengers by TAXI and Private Hire”.”

Upon being put to the vote 3 members voted in favour of the proposition and 4 members voted against, with 1 abstention, whereupon the Chairman declared the proposition to be lost.

It was proposed by Councillor Coates and seconded by Councillor Forrest: -

“That Mr. Dent’s private hire driver’s licence be suspended until he had passed the BTEC course “Transporting passengers by TAXI and Private Hire”.”

Upon being put to the vote members voted unanimously in favour of the proposition, whereupon the Chairman declared the proposition to be carried.

Resolved:

That Mr. Dent’s private hire driver’s licence be suspended until he had passed the BTEC course “Transporting passengers by TAXI and Private Hire”.

Prior to consideration of the following items the committee queried as to whether the remaining items could be deferred until the next meeting of the committee. It was advised that the next meeting of the committee was scheduled for 6 January 2011, members discussed the possibility of arranging an additional meeting in December in order to consider the outstanding items should they be deferred.

It was proposed by Councillor Day and seconded by Councillor Coates: -

“That the remaining items be deferred, and that an additional meeting of the committee be arranged for the earliest possible date in December in order that the outstanding items could be considered.”

Upon being put to the vote members voted unanimously in favour of the proposition, whereupon the Chairman declared the proposition to be lost.

Resolved:

That the remaining items be deferred, and that an additional meeting of the committee be arranged for the earliest possible date in December in order that the outstanding items could be considered.

54 APPLICATION FOR RENEWAL OF PRIVATE HIRE DRIVER'S LICENCE - NHAMO EPHRAIM GUNDU

The committee had resolved that the matter be deferred to the next meeting of the committee.

55 EXISTING HACKNEY CARRIAGE DRIVER'S LICENCE - GRANVILLE HOWARTH

The committee had resolved that the matter be deferred to the next meeting of the committee.

56 EXISTING HACKNEY CARRIAGE DRIVER'S LICENCE - DANIEL KITSON

The committee had resolved that the matter be deferred to the next meeting of the committee.

57 EXISTING HACKNEY CARRIAGE DRIVER'S LICENCE - DAVID KEMPSTER

The committee had resolved that the matter be deferred to the next meeting of the committee.

58 EXISTING HACKNEY CARRIAGE DRIVER'S LICENCE - DAVID BRENNAN

The committee had resolved that the matter be deferred to the next meeting of the committee.

Chairman

(The meeting ended at 4.40 p.m.)

**Any queries regarding these Minutes, please contact
Tom Silvani, Democratic Services - telephone (01524) 582132 or email
tsilvani@lancaster.gov.uk**

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
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