

LICENSING SUB-COMMITTEE

Date: Friday 27 January 2017
Time: 10.00 am
Venue: Bad Homburg Room, Civic Centre, Paris Street, Exeter

Members are invited to attend the above meeting to consider the items of business.

If you have an enquiry regarding any items on this agenda, please contact Howard Bassett, Democratic Services Officer (Committees) on 01392 265107 or email howard.bassett@exeter.gov.uk

Entry to the Civic Centre can be gained through the Customer Services Centre, Paris Street.

Membership -
Councillors Holland, Newby and Sills

Agenda

Part I: Items suggested for discussion with the press and public present

1 **Appointment of Chair**

To appoint a Chair for the meeting.

2 **Declarations of Interest**

Councillors are reminded of the need to declare any disclosable pecuniary interests that relate to business on the agenda and which have not already been included in the register of interests, before any discussion takes place on the item. Unless the interest is sensitive, you must also disclose the nature of the interest. In accordance with the Council's Code of Conduct, you must then leave the room and must not participate in any further discussion of the item. Councillors requiring clarification should seek the advice of the Monitoring Officer prior to the day of the meeting.

3 **LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985 EXCLUSION OF PRESS AND PUBLIC**

To pass the following resolution:

RESOLVED that, under Section 100A (4) of the Local Government Act 1972, the press excluded from the meeting for item 5 on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 1 and 2 of Part I of Schedule 12A of the Act.

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976

4 Application for the grant of a Private Hire Vehicle over four years old

To consider the report of the Assistant Director Environment.

(Pages 3 -
20)

Part II: Item suggested for discussion with the press and public excluded

5 To consider if a person is a fit and proper person to hold a Hackney Carriage/Private Hire Vehicle Licence

To consider the report of the Assistant Director Environment.

(Pages 21
- 44)

Individual reports on this agenda can be produced in large print on request to Democratic Services (Committees) on 01392 265107.

REPORT TO LICENSING (SUB) COMMITTEE

Time and Date of Hearing: 27th JANUARY 2017 PART 1 Matter

Report of: Environmental Health and Licensing Manager

Type of Application: GRANT of a licence relating to a Private Hire vehicle over 4 years old.

Legislation: Local Government (Miscellaneous Provisions) Act 1976

Town Police Clauses Act 1847

Ward Application Refers to:

Not Applicable

Applicant: Mr D. Pike

Premises Address: Not Applicable

1. What is the report about?

- 1.1 An application has been received from Mr Darren PIKE, a licensed taxi driver seeking permission for the grant of a private hire vehicle licence for a vehicle which is over 4 years old at initial licensing. This is a matter that cannot be dealt with under delegated powers.

2. Are there any representations?

- 2.1 There is no provision in the legislation for anyone to submit representations relating to this kind of application.

3. Report details:

- 3.1 The vehicle, a Peugeot Partner registration mark SF62 BBE was first registered on 13th September 2012 making the vehicle over 4 years old so cannot be dealt with under delegated powers.
- 3.2 The recorded mileage of the vehicle at the time of the last MOT (15 December 2016) was 30805 miles. The vehicle when last inspected on the 16 December 2016 and was found to be in a generally reasonable condition for the age and use. The mechanical inspection report is attached. The vehicle was inspected by a Licensing Officer on 6th January 2017 and the vehicle appeared to be in a good condition. Photographs are attached of the bodywork and the interior of the vehicle.

4. What are the legal aspects?

- 4.1 The Licensing Sub-Committee are required only to ensure that Public safety is not compromised by the granting of an extension of the licence. If they are satisfied that safety is reasonably assured they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

5. Recommendations:

- 5.1 The Licensing Sub-Committee are asked to determine the application having regard to current policy

Environmental Health and Licensing Manager

Local Government (Access to Information) Act 1972 (as amended)

Background papers used in compiling this report:-

None

Contact for enquires:

Democratic Services (Committees)

Room 2.3

01392 265275

N.B THIS IS NOT PART OF THE REPORT

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976

HACKNEY CARRIAGE AND PRIVATE HIRE VEHICLE / DRIVERS LICENCES

You are invited to appear before the Licensing Sub-Committee to speak in support of your application. A legal or other adviser may accompany you but may not appear instead of you.

Your Application

Depending on the circumstances, your application may be heard in part two of the Committee meeting procedures from which members of the public and press are excluded. You will be notified in advance if your application will be a part two matter, if you have not been advised of this, the hearing will be in the Public domain.

You or your adviser would be expected to respond to an officer's verbal introduction outlining the above report. You or your adviser may be asked questions and may be invited to ask questions if appropriate.

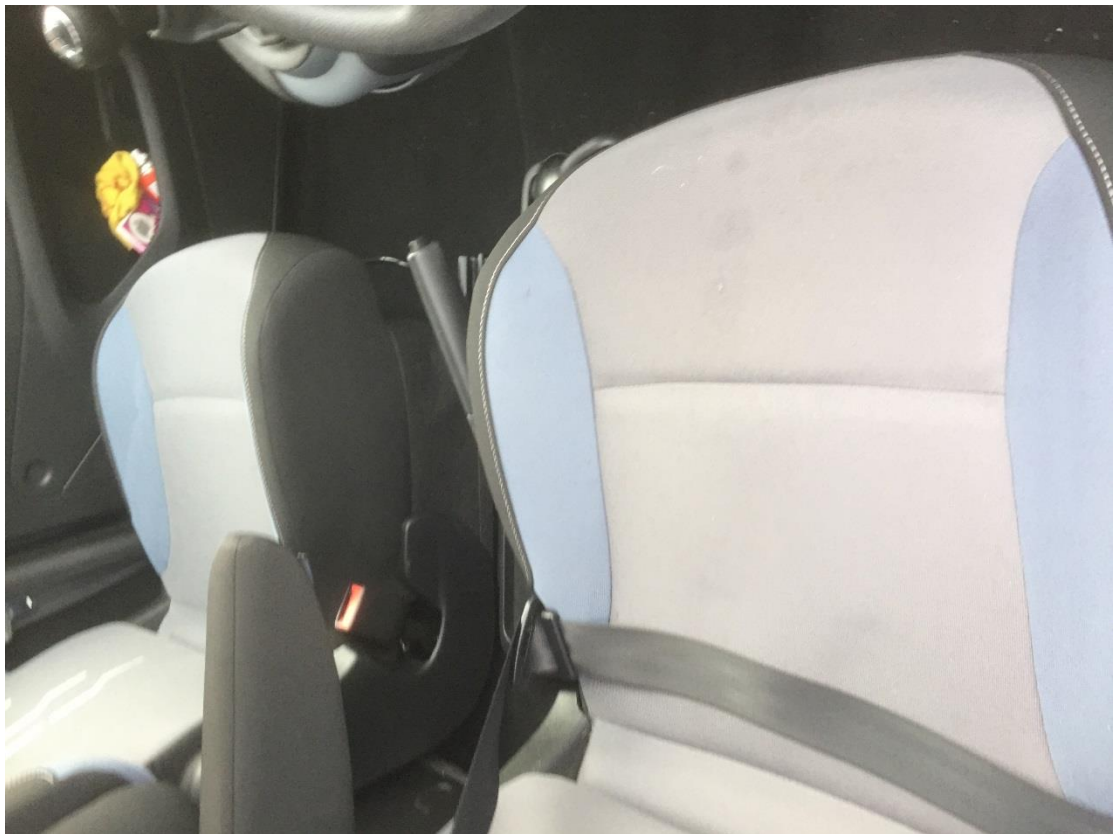
At the end of the hearing you will be asked to withdraw and the Committee will reach a decision. On conclusion of the decision making process you will then be recalled and the decision announced.

SUPPORTING LETTER

PHOTOGRAPHS











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of the Local Government Act 1972.

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