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Blackpool Council

12 September 2014

To: Councillors Cox, Mrs Delves, Doherty, Hutton, Mrs Jackson, O'Hara and Mrs Taylor

The above members are requested to attend the:

PUBLIC PROTECTION SUB-COMMITTEE

Tuesday, 23 September 2014 at 10.00 am
in Committee Room B, Town Hall, Blackpool FY1 1GB

A G E N D A

1 DECLARATIONS OF INTEREST

Members are asked to declare any interests in the items under consideration and in doing so state:

- (1) the type of interest concerned; and
- (2) the nature of the interest concerned

If any member requires advice on declarations of interests, they are advised to contact the Head of Democratic Governance in advance of the meeting.

2 MINUTES OF THE LAST MEETING HELD ON 2ND SEPTEMBER 2014 (Pages 1 - 4)

To agree the minutes of the last meeting held on 2nd September 2014 as a true and correct record.

3 APPLICATIONS TO LICENCE A CINDERELLA HORSE DRAWN CARRIAGE (Pages 5 - 8)

To consider an application to licence a Cinderella Horse-Drawn Carriage.

4 PRIVATE HIRE VEHICLE DRIVER'S LICENCE (Pages 9 - 22)

(The item contains personal information regarding applicants and licence holders which is exempt from publication by virtue of Paragraph 1 of Part 1 of Schedule 12A of the Local Government Act 1972.)

5 DATE OF NEXT MEETING

To note the date of the next meeting as Tuesday 21st October 2014.

Venue information:

First floor meeting room (lift available), accessible toilets (ground floor), no-smoking building.

Other information:

For queries regarding this agenda please contact Bernadette Jarvis, Senior Democratic Services Advisor, Tel: (01253) 477157, e-mail bernadette.jarvis@blackpool.gov.uk

Copies of agendas and minutes of Council and committee meetings are available on the Council's website at www.blackpool.gov.uk.

MINUTES OF PUBLIC PROTECTION SUB-COMMITTEE MEETING - TUESDAY, 2 SEPTEMBER 2014

Present:

Councillor Hutton (in the Chair)

Councillors

Mrs Delves

Doherty

Mrs Jackson

O'Hara

In Attendance:

Lennox Beattie, Executive and Regulatory Support Manager

Sharon Davies, Head of Licensing Service

Ryan Ratcliffe, Licensing Officer

1 DECLARATIONS OF INTEREST

There were no declarations of interest on this occasion.

2 EXCLUSION OF THE PUBLIC

Resolved:

That the public and press be excluded from the meeting for Item 4 by virtue of Paragraph 1 of Part 1 of Schedule 12a of the Local Government Act 1972 as the item contains personal details regarding applicants and licence holders

3 MINUTES OF THE LAST MEETING HELD ON 29 JULY 2014

Resolved:

That the minutes of the meeting held on 29th July 2014 be signed by the Chairman as a correct record.

4 APPLICATIONS TO LICENCE A CINDERELLA HORSE DRAWN CARRIAGE

The Sub-Committee considered two applications to licence Cinderella horse drawn carriages.

In respect of the first application by Mr Paul Savage, the Sub-Committee noted that the carriage was not yet ready for inspection and Mr Savage was not in attendance.

In respect of the other application by Mrs Ella Sinderson, the Sub-Committee first undertook a visual inspection of the carriage.

Mrs Sinderson was invited to speak on behalf of the application. Members then asked questions regarding that carriage.

**MINUTES OF PUBLIC PROTECTION SUB-COMMITTEE MEETING - TUESDAY, 2 SEPTEMBER
2014**

Resolved:

1. That the application to licence a modified Horse-Drawn Hackney Carriage submitted by Mr Paul Savage be deferred to a future meeting of the Sub-Committee to enable a visual inspection of the carriage.
2. That the application to licence a modified Horse-Drawn Hackney Carriage submitted by Mrs Ella Sinderson be granted subject to a satisfactory inspection by the Council's Carriage Inspector.

5 PRIVATE HIRE VEHICLE DRIVER'S LICENCE

The Sub-Committee was informed of two new applications for a Private Hire vehicle's driver licence and an existing Hackney Carriage and Private Hire driver who had all given sufficient cause for concern as to be referred to the Sub-Committee for consideration.

TGB was in attendance.

Resolved

1. That in the case of TGB consideration be deferred to the next meeting to enable further information to be sought from the Probation Service as to the circumstances of certain offences.
2. That the case of LAK be deferred to the next meeting of the Sub-Committee at the applicant's request.
3. That the case of MAP be heard in his absence on the grounds that he had previously be informed that it would be the case.
4. That in the case of MAP the Hackney Carriage and Private Hire Driver's Licences be revoked with immediate effect on the grounds that the licence holder was no longer a fit and proper person to hold such a licence.

6 MOTION MOVED, SECONDED, VOTED UPON AND LOST

During consideration of the preceding item the following motion was moved, seconded, voted upon and lost:

That the application in respect of TGB be granted subject to the issuing a warning letter indicating that in the event of further issues the licence may be suspended or revoked.

7 DATE OF NEXT MEETING

The Sub-Committee noted that the day for the next meeting was the 23rd September 2014.

**MINUTES OF PUBLIC PROTECTION SUB-COMMITTEE MEETING - TUESDAY, 2 SEPTEMBER
2014**

Chairman

(The meeting ended 11.10 am)

Any queries regarding these minutes, please contact:
Bernadette Jarvis Senior Democratic Services Advisor
Tel: (01253) 477157
E-mail: bernadette.jarvis@blackpool.gov.uk

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Report to:	PUBLIC PROTECTION SUB-COMMITTEE
Relevant Officer:	Sharon Davies, Head of Licensing Service
Date of Meeting:	23 rd September 2014

APPLICATION TO LICENCE A CINDERELLA HORSE-DRAWN HACKNEY CARRIAGE

1.0 Purpose of the report:

1.1 To consider an application to licence a modified Horse-Drawn Hackney Carriage.

2.0 Recommendation(s):

2.1 The Sub-Committee will be requested to determine whether this carriage is suitable to be licensed as a Horse-Drawn Hackney Carriage.

3.0 Reasons for recommendation(s):

3.1 Licensed Horse-Drawn Hackney Carriages are responsible for transporting passengers. It is important for the protection of the public that only carriages that are suitable and fit for purpose to be licensed.

3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.2b Is the recommendation in accordance with the Council's approved budget? Yes

3.3 Other alternative options to be considered:

None

4.0 Council Priority:

4.1 The relevant Council Priority is "Safeguard and protect the most vulnerable"

5.0 Background Information

- 5.1 On the 5th August 2014, Paul Savage made a request to licence a Cinderella Horse-Drawn Hackney Carriage.
- 5.2 The Sub-Committee decided at its meeting on the 23rd September 2010 to permit any style carriage however any carriages that were not of the traditional style were required to be produced before the Sub-Committee for approval.
- 5.3 At its meeting on 21st October 2010, the Public Protection Sub-Committee resolved that a licence in respect of the third Cinderella carriage be granted.
- 5.4 At its meeting on 10th March 2013, the Public Protection Sub-Committee resolved that a licence in respect of a fourth Cinderella carriage be granted.
- 5.5 At its meeting on 10th April 2014, the Public Protection Sub-Committee resolved that a licence in respect of a fifth Cinderella carriage be granted.
- 5.6 At its meeting on 8th May 2014, the Public Protection Sub-Committee resolved that a licence in respect of a sixth Cinderella carriage be granted.
- 5.7 At its meeting on 29th July 2014, the Public Protection Sub-Committee resolved that a licence in respect of a seventh Cinderella carriage be granted.
- 5.8 At its meeting on 2nd September 2014, the Public Protection Sub-Committee resolved that a licence in respect of a eighth Cinderella carriage be granted.
- 5.9 The Carriage has not yet been inspected by the Council's carriage inspector. The inspection is due to be arranged pending the decision of the Public Protection Sub-Committee.
- 5.10 The applicant has been invited to attend the meeting and bring the carriage for inspection by the Sub-Committee
- 5.11 Does the information submitted include any exempt information? No

List of Appendices:

None

6.0 Legal considerations:

6.1 The Head of Legal Services will be represented to advise the Sub-Committee.

7.0 Human Resources considerations:

7.1 None

8.0 Equalities considerations:

8.1 None

9.0 Financial considerations:

9.1 None

10.0 Risk management considerations:

10.1 None

11.0 Ethical considerations:

11.1 None

12.0 Internal/ External Consultation undertaken:

12.1 None

13.0 Background papers:

13.1 None

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Report to:	PUBLIC PROTECTION SUB-COMMITTEE
Relevant Officer:	Sharon Davies, Head of Licensing Service
Date of Meeting	23 rd September 2014

PRIVATE HIRE VEHICLE DRIVERS LICENCE

1.0 Purpose of the report:

1.1 To consider applicants who have been convicted of offences or who have otherwise given reasons for concern.

2.0 Recommendation(s):

2.1 The Sub-Committee will be requested to determine the applications as appropriate.

3.0 Reasons for recommendation(s):

3.1 Licensed drivers can be responsible for transporting vulnerable passengers. It is important for the protection of the public that only fit and proper persons are licensed.

3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.2b Is the recommendation in accordance with the Council's approved budget? Yes

3.3 Other alternative options to be considered:

None

4.0 Council Priority:

4.1 The relevant Council Priority is "Safeguard and protect the most vulnerable"

5.0 Background Information

5.1 The Sub-Committee is asked to determine whether or not applicants are fit and

proper persons to hold a Private Hire Driver's Licence, in respect of the following cases:

T.G.B. (New) H.C.J. (New) L.A.K. (New)

5.2

Details of offences or matters causing concern and any supporting documents are attached at Appendix 4(a).

Does the information submitted include any exempt information?

Yes

List of Appendices:

Appendix 4(a): Details of cases (not for publication)

6.0 Legal considerations:

6.1 The Sub-Committee must be satisfied that the applicants are fit and proper persons to be licensed.

6.2 There is the right of appeal to the Magistrates' Court.

7.0 Human Resources considerations:

7.1 None

8.0 Equalities considerations:

8.1 None

9.0 Financial considerations:

9.1 None

10.0 Risk management considerations:

10.1 None

11.0 Ethical considerations:

11.1 None

12.0 Internal/ External Consultation undertaken:

12.1 None

13.0 Background papers:

13.1 None

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