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Blackpool Council

6 February 2015

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, 17 February 2015 at 10.00 am
in Committee Room A, Town Hall, Blackpool, FY1 1GB

A G E N D A

ADMISSION OF THE PUBLIC TO COMMITTEE MEETINGS

The Head of Democratic Governance has marked with an asterisk (*) those items where the Committee may need to consider whether the public should be excluded from the meeting as the items are likely to disclose exempt information.

The nature of the exempt information is shown in brackets after the item.

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 MEETING HELD ON 16TH DECEMBER 2014 (Pages 1 - 2)

To agree the minutes of the last meeting held on 16th December 2014 as a true and correct record.

*** 3 HACKNEY CARRIAGE DRIVERS LICENCE** (Pages 3 - 10)

(This 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)

* **4 PRIVATE HIRE VEHICLE DRIVERS LICENCE** (Pages 11 - 20)

(This 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 HACKNEY CARRIAGE VEHICLE LICENCE** (Pages 21 - 28)

(This 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)

6 DATE OF NEXT MEETING

To note the date of the next meeting as Tuesday 7th April 2015.

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) 477212, 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, 16 DECEMBER 2014

Present:

Councillor Hutton (in the Chair)

Councillors

Cox	Doherty	O'Hara
Mrs Delves	Mrs Jackson	

In Attendance:

Lennox Beattie, Executive and Regulatory Support Manager

Sharon Davies, Head of Licensing Service

Mark Marshall, Licensing Health and Safety Enforcement Manager

1 DECLARATIONS OF INTEREST

There were no declarations of interest on this occasion.

2 MINUTES OF THE LAST MEETING HELD ON 18TH NOVEMBER 2014

Resolved:

That the minutes of the meeting held on the 18th November 2014 be approved and signed by the Chairman as a correct record.

3 EXCLUSION OF THE PUBLIC

That under Section 100 (A) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the whole item, including the decision referred to at Agenda item 4 on the grounds that it would involve the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Act.

4 HORSE-DRAWN HACKNEY CARRIAGE REPORT

The Sub-Committee considered a report on a review of licensing for Horse-Drawn Hackney Carriages.

Mark Marshall provided a brief update on areas of concern and recent incidents.

The Sub-Committee noted that Mrs Alison Metcalfe, Landau Association, had been unable to attend this meeting to make representations and suggested that she be invited to any future meetings on the subject.

**MINUTES OF PUBLIC PROTECTION SUB-COMMITTEE MEETING - TUESDAY, 16 DECEMBER
2014**

Resolved:

To refer the issues relating to Horse-Drawn Hackney Carriages on the Promenade to the Scrutiny Committee for investigation.

5 HACKNEY CARRIAGE AND PRIVATE HIRE VEHICLE DRIVER LICENCES

The Sub-Committee considered a Hackney Carriage and Private Hire Driver Licence Holder who had given reason for concern and considered whether he remained a fit and proper person to hold such licences.

Mr Marshall presented the case on behalf of the authority.

The Licence Holder S.B. was in attendance and made representations to the Sub-Committee.

The Sub-Committee noted the licence holder had been banned from driving under the totting up procedure and expressed concern as to his level of driving convictions and the period during which the offences had been committed.

The Sub-Committee agreed that his driving record fell well short of the standard required of such a licence holder and therefore that S.B. was no longer a fit and proper person to hold a Hackney Carriage and Private Hire driver's licence.

Resolved:

That the Hackney Carriage and Private Hire driver's licence in respect of S.B. be revoked on the grounds that he is no longer a fit and proper person to hold such licences.

6 DATE OF NEXT MEETING

To note the date of the next meeting as the Tuesday 20th January 2014

Chairman

(The meeting ended 11.50 am)

Any queries regarding these minutes, please contact:
Bernadette Jarvis Senior Democratic Services Advisor
Tel: (01253) 477212
E-mail: bernadette.jarvis@blackpool.gov.uk

Report to:	PUBLIC PROTECTION SUB-COMMITTEE
Relevant Officer:	Sharon Davies, Head of Licensing Service
Date of Meeting	17 th February 2015

HACKNEY CARRIAGE DRIVERS LICENCE

1.0 Purpose of the report:

1.1 To consider a licence holder who has been convicted of offences or who has otherwise given reasons for concern.

2.0 Recommendation(s):

2.1 The Sub-Committee will be requested to determine the referral 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, the Sub-Committee is required to determine the referral.

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 the existing licensed driver

is a fit and proper person to hold a Hackney Carriage driver's licence, in respect of the following case:

M.T.S (Existing)

- 5.2 Details of offences or matters causing concern and any supporting documents are attached at Appendix 3(a)

Does the information submitted include any exempt information? Yes

List of Appendices:

3(a) Details of cases (not for publication)

6.0 Legal considerations:

6.1 The Sub-Committee must be satisfied that the applicant/existing driver is a fit and proper person 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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Report to:	PUBLIC PROTECTION SUB-COMMITTEE
Relevant Officer:	Sharon Davies, Head of Licensing Service
Date of Meeting	17 th February 2015

PRIVATE HIRE VEHICLE DRIVERS LICENCE

1.0 Purpose of the report:

1.1 To consider applicants and a licensed driver 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 and referral 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, the Sub-Committee is required to determine the referral.

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/existing

licensed drivers are fit and proper persons to hold a Private Hire vehicle driver's licence, in respect of the following cases:

Y.B (New), L.A.K (New), G.P.W (Existing)

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:

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

6.0 Legal considerations:

6.1 The Sub-Committee must be satisfied that the applicant/existing driver is a fit and proper person 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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Report to:	PUBLIC PROTECTION SUB-COMMITTEE
Relevant Officer:	Sharon Davies, Head of Licensing Service
Date of Meeting	17 th February 2015

HACKNEY CARRIAGE VEHICLE LICENCE

1.0 Purpose of the report:

1.1 To consider whether the conditions currently attached to the applicant's Hackney Carriage vehicle licences are still reasonably necessary.

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 vehicles are responsible for transporting passengers. It is important for the protection of the public that only suitable vehicles that are fit for purpose 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, as the Sub-Committee is required to determine the application.

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 the conditions attached to the licence holder's Hackney Carriage vehicle licence are still reasonably necessary in

respect of the following cases:

A.P.W (Existing)

5.2 Matters causing concern and any supporting documents are attached at Appendix 5(a)

Does the information submitted include any exempt information?

Yes

List of Appendices:

5 (a) Details of cases (not for publication)

6.0 Legal considerations:

6.1 The Sub-Committee must be satisfied that the conditions are no longer reasonably necessary.

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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