



**TRAFFORD
COUNCIL**

**AGENDA PAPERS FOR
PUBLIC PROTECTION SUB-COMMITTEE MEETING**

Date: Thursday, 20 November 2014

Time: 6.30 pm

**Place: Committee Rooms 2 & 3 Trafford Town Hall, Talbot Road, Stretford,
Manchester, M32 0TH**

A G E N D A	PART I	Pages
1. ATTENDANCES		
To note attendances, including Officers and any apologies for absence.		
2. MINUTES		1 - 2
To receive and if so determined, to approve as a correct record the Minutes of the meeting held on 16 October 2014		
3. URGENT BUSINESS (IF ANY)		
Any other item or items (not likely to disclose "exempt information") which, by reason of special circumstances (to be specified), the Chairman of the meeting is of the opinion should be considered at this meeting as a matter of urgency.		
4. EXCLUSION RESOLUTION (REMAINING ITEMS)		
Motion (Which may be amended as Members think fit):		
That the public be excluded from this meeting during consideration of the remaining items on the agenda, because of the likelihood of disclosure of "exempt information" which falls within one or more descriptive category or categories of the Local Government Act 1972, Schedule 12A, as amended by The Local Government (Access to Information) (Variation) Order 2006, and specified on the agenda item or report relating to each such item respectively.		
5. PRIVATE HIRE DRIVERS - CONVICTIONS THAT EXCEED THE SCHEME OF DELEGATION	Para. 1	3 - 10

6. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - SECTION 61 (2B) - SUSPENSION OF PRIVATE HIRE DRIVER'S LICENCE - TO HAVE IMMEDIATE EFFECT Para. 1 11 - 12
7. URGENT BUSINESS (IF ANY)

THERESA GRANT
Chief Executive

Membership of the Committee

Councillors C. Candish (Chairman), B. Sharp (Vice-Chairman), D. Bunting, M. Freeman, D. Jarman, P. Lally, M. Sephton, J. Smith and P. Gratrix (Substitute)

Further Information

For help, advice and information about this meeting please contact:

Natalie Owen, Democratic Services Officer
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Email: natalie.owen@trafford.gov.uk

This agenda was issued on **Tuesday, 11 November 2014** by the Legal and Democratic Services Section, Trafford Council, Trafford Town Hall, Talbot Road, Stretford M32 0TH.

Any person wishing to photograph, film or audio-record a public meeting are requested to inform Democratic Services in order that necessary arrangements can be made for the meeting

Please contact the Democratic Services Officer 48 hours in advance of the meeting if you intend to do this or have any queries.

PUBLIC PROTECTION SUB-COMMITTEE

16 OCTOBER 2014

PRESENT

Councillor C. Candish (in the Chair).

Councillors B. Sharp (Vice-Chairman), D. Bunting, A. Duffield, M. Freeman,
D. Jarman, P. Lally, M. Sephton and J. Smith

In attendance

P. Grendon	- Solicitor
J. Boyle	- Licensing Team Leader
N. Owen	- Democratic Services Officer

Also in attendance for Minute No. 16

D. Grey	- Enforcement Support Officer
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14. MINUTES

RESOLVED: That the minutes of the Public Protection Sub-Committee meeting held on 25th September 2014 be agreed as a correct record and signed by the Chairman.

15. EXCLUSION RESOLUTION (REMAINING ITEMS)

RESOLVED: That the public be excluded from this meeting during consideration of the following items on the agenda because of the likelihood of disclosure of "exempt information" which falls within one or more descriptive category or categories of the Local Government Act 1972, Schedule 12A, as specified.

16. PRIVATE HIRE/HACKNEY CARRIAGE KNOWLEDGE TEST - APPLICANT CAUGHT CHEATING

The Head of Public Protection submitted a report requesting Members to consider an incident of cheating which occurred during the Private Hire/Hackney Carriage knowledge test on Wednesday 2nd July 2014.

The Sub-Committee decided to determine the matter in the applicant's absence as this was the second opportunity he had been given to attend the Sub-Committee and he had failed to attend. They noted this was due to work commitments.

The Sub-Committee were informed of the details of the incident as set out in the report.

The Sub-Committee must be satisfied that a person is fit and proper to hold a licence. In determining suitability the Sub-Committee considered whether the applicant's character is suitable to carry out the duties of a Private Hire driver.

Public Protection Sub-Committee
16 October 2014

The Council's guidance states that drivers of Hackney Carriage and Private Hire vehicles are expected to be persons of trust.

The Sub-Committee determined that the applicant had failed to satisfy them that he was a trustworthy person as demonstrated by the events of 2nd July 2014 and was therefore not fit and proper to hold a licence.

RESOLVED –

- (1) That Mr. Z. A's application for a Private Hire driver's licence be refused.
- (2) That a further report be brought to a future meeting of the Sub-Committee for Members to consider delegating any further incidents of cheating during the Knowledge Test to officers for decision.

17. APPLICATION FOR THE GRANT OF A PRIVATE HIRE DRIVER'S LICENCE

The Head of Public Protection submitted a report requesting Members to consider an application for the grant of Private Hire driver's licence. The applicant attended the meeting to enable Members to give the matter their full consideration.

The Sub-Committee determined that the spent convictions were relevant to the application and would be considered at the meeting along with the live conviction.

The applicant provided Members with a brief outline of the circumstances of the offences that took place in 2006, 2008 and 2010.

The Sub-Committee considered all the convictions and the circumstances detailed by the applicant and determined that the applicant was a fit and proper person to hold a licence.

RESOLVED: That Mr. C. R. K. H's application for a Private Hire driver's licence be granted.

The meeting commenced at 6.35 pm and finished at 7.55 pm

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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