



AGENDA PAPERS FOR PUBLIC PROTECTION SUB-COMMITTEE MEETING

Date: Thursday, 20 July 2017

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		
To receive and if so determined, to approve as a correct record the Minutes of the meetings held on 18 th May 2017 and 22 nd June 2017.		1 - 4
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. APPLICATION FOR THE GRANT OF A PRIVATE HIRE	PART II	

**DRIVER'S LICENCE - CONVICTION(S) WHICH
EXCEED THE SCHEME OF DELEGATION**

To consider a report of the Head of Regulatory Services. Para. 1 5 - 8

6. **APPLICATION FOR THE GRANT OF A PRIVATE HIRE
DRIVER'S LICENCE - CONVICTION(S) WHICH
EXCEED THE SCHEME OF DELEGATION** PART II

To consider a report of the Head of Regulatory Services. Para. 1 9 - 12

7. **USE OF A VEHICLE FOR PRIVATE HIRE WORK IN
BREACH OF COMPLIANCE REQUIREMENTS** PART II

To consider a report of the Head of Regulatory Services. Para. 1 13 - 46

8. **ACCUMULATION BY A PRIVATE HIRE DRIVER OF
170 PENALTY POINTS ISSUED DURING 2017** PART II

To consider a report of the Head of Regulatory Services. Para. 1 47 - 50

9. **URGENT BUSINESS (IF ANY)** PART II

THERESA GRANT

Chief Executive

Membership of the Committee

Councillors M. Cornes (Chairman), J. Holden (Vice-Chairman), D. Bunting, A. Duffield, M. Freeman, Mrs. D.L. Haddad, D. Jarman, J. Smith and E.W. Stennett

Further Information

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

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This agenda was issued on **Wednesday 12th July, 2017** by the Legal and Democratic Services Section, Trafford Council, Trafford Town Hall, Talbot Road, Stretford M32 0TH.

PUBLIC PROTECTION SUB-COMMITTEE

18 MAY 2017

PRESENT

Councillor M. Whetton (in the Chair).

Councillors A. Mitchell (Vice-Chairman), S.K. Anstee, M. Freeman and D. Jarman

In attendance

G. Levy	- Regulatory Services Mgr (Trading Standards & Licensing)
R. Smithson	- Solicitor
R. Worsley	- Democratic and Scrutiny Officer

Also Present

Councillor M. Cornes

APOLOGIES

Apologies for absence were received from Councillors A. Duffield, Mrs. D.L. Haddad, J. Smith and E.W. Stennett

51. MINUTES

RESOLVED: That the minutes of the Public Protection Sub-Committee meeting held on 20th April 2017 be approved as a correct record and signed by the Chairman.

52. 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.

53. PRIVATE HIRE DRIVER - CONSIDERATION UNDER FIT AND PROPER TEST

The Head of Regulatory Services submitted a report requesting Members to consider complaints received about the conduct of a Private Hire driver.

The driver gave his version of the incidents and also answered questions from the Sub-Committee.

The Sub-Committee considered the number of allegations made against the driver which involved reports of four separate incidents within the last eight months. All allegations involved females and alleged inappropriate conduct.

Public Protection Sub-Committee
18 May 2017

The evidence put forward by Licensing and the driver's responses to questions about the allegations brought the Sub-Committee to the conclusion that he was not a fit and proper person.

RESOLVED

- (1) That Mr. S. A was not a fit and proper person to hold a private hire driver's licence and that his Private Hire driver's licence should be revoked.
- (2) That in the interests of public safety the revocation should take immediate effect due to the nature of the incidents.

The meeting commenced at 6.30 pm and finished at 8.25 pm

PUBLIC PROTECTION SUB-COMMITTEE

22 JUNE 2017

PRESENT

Councillor M. Cornes (in the Chair).

Councillors J. Holden (Vice-Chairman), D. Bunting, A. Duffield, M. Freeman,
Mrs. D.L. Haddad, D. Jarman, J. Smith and E.W. Stennett

In attendance

J. Boyle	- Licensing Team Leader
S. Lenahan	- Solicitor
A. Melia	- Trainee Solicitor
N. Owen	- Democratic and Scrutiny Officer

1. MEMBERSHIP OF PUBLIC PROTECTION SUB-COMMITTEE AND TERMS OF REFERENCE

RESOLVED: That the Membership and Terms of Reference for the Public Protection Sub-Committee be noted.

2. REQUEST TO WAIVE THE REQUIREMENT TO HOLD A SEX ESTABLISHMENT LICENCE - VICTORIA WAREHOUSE, TRAFFORD PARK ROAD, TRAFFORD PARK

This item was withdrawn from the agenda as the venue has declined to host the event which is the reason for the waiver application.

3. 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.

4. PRIVATE HIRE DRIVER - CONVICTION WHICH EXCEEDS THE SCHEME OF DELEGATION

The Head of Regulatory Services submitted a report requesting Members to consider an application for the grant of a Private Hire driver's licence.

The applicant attended the meeting to enable Members to give the matter their full consideration.

The Sub-Committee firstly determined that the applicant's spent convictions were relevant to the application.

Public Protection Sub-Committee
22 June 2017

The applicant provided the Sub-Committee with an outline of what he said were the circumstances of the offences and answered questions from Sub-Committee Members.

The Sub-Committee determined that Mr. M. H was a fit and proper person.

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

The meeting commenced at 6.30 pm and finished at 7.30 pm

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

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