

## **PUBLIC PROTECTION SUB-COMMITTEE**

**20 FEBRUARY 2014**

### **PRESENT**

Councillor C. Candish (in the Chair).

Councillors B. Sharp (Vice-Chairman), D. Bunting, M. Freeman, D. Jarman, P. Myers, J. Smith and Mrs. J. Wilkinson

### In attendance

S. Rawat	- Solicitor
J. Boyle	- Licensing Team Leader
N. Owen	- Democratic Services Officer

### **APOLOGIES**

An apology for absence was received from Councillor N. Taylor

### **28. MINUTES**

RESOLVED: That the Minutes of the Public Protection Sub-Committee meetings held on 22<sup>nd</sup> August 2013, 19<sup>th</sup> September 2013, 17<sup>th</sup> October 2013 and 21<sup>st</sup> November 2013 be agreed as a correct record and signed by the Chairman.

### **29. URGENT BUSINESS (IF ANY)**

#### **Impact on Taxi Trade of taxi's from other areas using Trafford taxi ranks**

(Note: The Chairman allowed a brief discussion on this matter so that officers could explain to the Sub-Committee the background to the issues raised in a letter from the GMB.)

The Licensing Committee Members had been emailed a letter from Mr Connaughton regarding this matter on Thursday 20<sup>th</sup> February.

The Sub-Committee noted that this concern had been expressed several times and work was needed to establish what the Council could do to alleviate the situation.

The Sub-Committee were informed that the Chairman would send a holding response to Mr Connaughton and this response would be emailed to all Members of the Licensing Committee by the Licensing Section.

### **30. 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

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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.

**31. 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 a Private Hire driver's licence. The applicant attended the meeting to enable Members to give the matter their full consideration.

The applicant provided Members with a brief outline of the circumstances of the offences that took place 2005 – 2011.

The Sub-Committee determined that the applicant's convictions were relevant to the application and considered the period of time that has elapsed since then.

RESOLVED: That Mr. C. T. M's application for a Private Hire driver's licence be granted.

**32. PRIVATE HIRE DRIVER CONVICTIONS THAT EXCEED THE SCHEME OF DELEGATION**

The Head of Public Protection submitted a report requesting Members to consider a Private Hire driver's convictions. The driver attended the meeting to enable Members to give the matter their full consideration.

The driver provided the Sub-Committee with a brief outline of what he said were the circumstances of the offences.

RESOLVED: That 75 penalty points be issued to Mr. M. A. K under the Council's Penalty Point Scheme for his failure to disclose a conviction.

**33. SECTION 57 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1975**

The Head of Public Protection submitted a report requesting Members to consider suspending two Hackney Carriage/Private Hire driver's licences until such time as the drivers provided a current and satisfactory medical certificate.

RESOLVED: That Mr A. M. O's and Mr. G. L's licences be suspended until they provide current and satisfactory medical certificates.

**34. UPDATE ON RECENT CASES**

The Licensing Team Leader informed Members of the Sub-Committee that Mr. A. H. S's appeal had been heard in court on 5<sup>th</sup> December 2013 and had been upheld.

Members are reminded that if they depart from the guidance it is good practice to give clear and specific reasons why they have done so.

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The meeting commenced at 6.34 pm and finished at 8.27 pm