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TRAFFORD
COUNCIL

AGENDA PAPERS FOR PUBLIC PROTECTION SUB-COMMITTEE

Date: Thursday, 23 June 2022

Time: 6.30 pm

**Place: Council Chamber, Trafford Town Hall, Talbot Road, Stretford,
Manchester, M32 0TH**

A G E N D A	P A R T 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 meeting held on 21 st April and 17 th May, 2022.		
		1 - 4
3. MEMBERSHIP OF PUBLIC PROTECTION SUB-COMMITTEE AND TERMS OF REFERENCE		
To note the membership, including Chair, Vice-Chair and Opposition Spokesperson of the Public Protection Sub-Committee for the Municipal Year 2022/2023 and the terms of reference for the Public Protection Sub-Committee.		
		5 - 6
4. 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.		
5. 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.

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|----|--|----------------|---------|
| 6. | APPLICATION FOR THE GRANT OF A NEW HACKNEY CARRIAGE AND A NEW PRIVATE HIRE DRIVER'S LICENCE | PART II | |
| | To consider a report of the Head of Regulatory Services. | Para. 1 | 7 - 18 |
| 7. | APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE DRIVER'S LICENCE | PART II | |
| | To consider a report of the Head of Regulatory Services. | Para. 1 | 19 - 26 |
| 8. | URGENT BUSINESS (IF ANY) | PART II | Para. 1 |

SARA TODD
Chief Executive

Membership of the Committee

Councillors D. Jarman (Chair), S. Thomas (Vice-Chair), J.M. Axford, B. Brotherton, D. Butt, J. Holden, J.D. Newgrosh, S. Taylor and B.G. Winstanley.

Further Information

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

Natalie Owen, Governance Officer
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This agenda was issued on **Wednesday, 15 June 2022** by the Legal and Democratic Services Section, Trafford Council, Trafford Town Hall; Talbot Road, Stretford, Manchester, M32 0TH

PUBLIC PROTECTION SUB-COMMITTEE

21 APRIL 2022

PRESENT

Councillor D. Jarman (in the Chair).

Councillors S. Thomas (Vice-Chair), J.M. Axford, B. Brotherton, D. Butt, G. Coggins, S. Taylor, M.P. Whetton and B.G. Winstanley

In attendance

C. Myers Solicitor,

C. Whittle Regulatory Services Manager (Trading Standards & Licensing),

J. Pickup Senior Licensing Officer,

S. Ferraioli Governance Officer.

44. MINUTES

RESOLVED: That the minutes of the meeting held on 17th March 2022 be approved as a correct record and signed by the Chair.

45. 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.

46. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE VEHICLE DRIVER'S LICENCE

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

The driver attended the meeting to enable members to give the matter their full consideration.

The driver gave his version of the offence and answered questions from members of the Sub-Committee.

The Sub-Committee considered the committee report, and after hearing from a Licensing Officer and the driver, the Sub-Committee accepted that he had been genuinely mistaken both in relation to the offence and the requirement to notify the Licensing team of it, and they concluded that he was a fit and proper person to hold a Private Hire Driver's Licence. However, they also believed that he would benefit from additional training to remind him of his responsibilities as a Private Hire Driver.

RESOLVED: That Mr. M.A.'s application for the renewal of a Private Hire driver's licence be granted subject to the following condition:

That he successfully completes the knowledge test and the driver's induction course, at his own expense.

47. PRIVATE HIRE DRIVER - NOTICE OF DISQUALIFICATION FROM DRIVING

The Head of Regulatory Services submitted a report requesting members to consider whether a driver is still a fit and proper person to hold a Private Hire driver's licence.

The driver attended the meeting to enable members to give the matter their full consideration.

The driver gave his version of the circumstances and answered questions from members of the Sub-Committee.

The Sub-Committee considered the report and the evidence given at the meeting and concluded that the driver was not a fit and proper person to hold a Private Hire driver's licence.

RESOLVED: That Mr. C.D's Private Hire driver's licence be revoked twenty one days from receipt of the decision letter.

The meeting commenced at 6.30 p.m. and finished at 8.05 p.m.

PUBLIC PROTECTION SUB-COMMITTEE

17 MAY 2022

PRESENT

Councillor D. Jarman (in the Chair).

Councillors S. Thomas (Vice-Chair), J.M. Axford, B. Brotherton, G. Coggins, S. Taylor, M.P. Whetton and B.G. Winstanley

In attendance

R. Smithson	Corporate and Commercial Lawyer,
C. Whittle	Regulatory Services Mgr (Trading Standards & Licensing),
T. Eccles	Licensing Officer,
N. Owen	Governance Officer.

APOLOGIES

An apology for absence was received from Councillor D. Butt

48. 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.

49. APPLICATION FOR THE GRANT OF A BOTH A NEW PRIVATE HIRE DRIVER'S AND A NEW HACKNEY CARRIAGE DRIVER'S LICENCE

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

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

The applicant gave his version of the offence and answered questions from members of the Sub-Committee.

The Sub-Committee considered the report and the evidence given at the meeting and concluded that the applicant was a fit and proper person to hold a Private Hire driver's licence.

RESOLVED: That Mr. F. A's application for the grant of a Private Hire and Hackney Carriage driver's licence be granted.

The meeting commenced at 6.37 pm and finished at 7.48 pm

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TRAFFORD COUNCIL

MEMBERSHIP OF COMMITTEES 2022/23

COMMITTEE	NO. OF MEMBERS			
PUBLIC PROTECTION SUB-COMMITTEE	9			
LABOUR GROUP	CONSERVATIVE GROUP	LIBERAL DEMOCRATS GROUP	GREEN PARTY GROUP	
Councillors:	Councillors:	Councillors:	Councillors:	
Jill Axford Barry Brotherton David Jarman CH Sophie Taylor Simon Thomas V-CH Barry Winstanley	Dylan Butt OS John Holden	Julian Newgrosh	-	
TOTAL	6	2	1	0

[5 Substitutes: Councillors Sarah Haughey, Will Jones, Tony O'Brien, Dolores O'Sullivan and Michael Whetton.]

Terms of Reference

1. To exercise powers in relation to the following functions as specified in Schedule 1 to the Local Authorities (Functions and Responsibilities) (England) Regulations 2000:
 - (i) all licensing and registration functions except those relating to town and country planning, the regulation of the use of the highway and Safety at Sports Grounds.
 - (ii) functions under any 'relevant statutory provision' within the meaning of Part I of the Health and Safety at Work Act 1974, to the extent that those functions are discharged otherwise than in the Council's capacity as employer; and
 - (iii) associated functions under any local Act.

2. Membership of the Public Protection Sub-Committee shall comprise 9 Members (5:3:1) with up to 5 substitute Members being allowed (3:2:0). The substitute Members for the Public Protection Sub-Committee can only be nominated from the membership of the Licensing Committee.

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