

CITY AND COUNTY OF SWANSEA

MINUTES OF THE MEETING OF THE LICENSING COMMITTEE

HELD AT THE CIVIC CENTRE, SWANSEA ON FRIDAY 28 FEBRUARY 2014
AT 10.00 A.M.

PRESENT: Councillor P M Matthews (Chair) presided

Councillor(s):	Councillor(s):	Councillor(s):
A C S Colburn	R D Lewis	H M Morris
D W Cole	C E Lloyd	B G Owen
P Downing	P Lloyd	T H Rees

Officers:

L Anthony - Divisional Licensing Officer
A Gruffydd - Lawyer
K Thomas - Licensing Officer
J Tinker - Democratic Services Co-ordinator

111. **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors A S Lewis and K E Marsh.

112. **DISCLOSURES OF PERSONAL AND PREJUDICIAL INTERESTS**

In accordance with the Code of Conduct adopted by the City and County of Swansea, no interests were declared.

113. **MINUTES**

RESOLVED that the minutes of the Licensing Committee held on 31 January 2014 be approved as a correct record.

114. **TOWN POLICE CLAUSES ACT 1847 - APPLICATION TO SUBSTITUTE A HACKNEY CARRIAGE VEHICLE - FORD MONDEO - KARL NOTTINGHAM**

Members inspected the vehicle.

The Divisional Licensing Officer advised that an application to substitute a Hackney Carriage vehicle had been received from K Nottingham. The vehicle was a black Ford Mondeo, Registration Mark AV5 80ZE and is capable of carrying 4 passengers.

Members noted the background, relevant issues in relation to Hackney Carriage vehicles, Department for Transport - Taxi and Private Hire Licensing; Best Practice Guidance; March 2010 and legislation relating to the licensing of hackney carriage vehicles.

Members asked questions of the Officer who responded accordingly.

Members asked questions of Mr Nottingham who responded accordingly.

RESOLVED that the application made by Mr. Nottingham to substitute the Ford Mondeo Registration Mark AV58 0ZE onto the Hackney Carriage vehicle licence HC4001 **BE APPROVED**.

115. **TOWN POLICE CLAUSES ACT 1847 - APPLICATION TO SUBSTITUTE A HACKNEY CARRIAGE VEHICLE - FORD TRANSIT TOURNEO - PHILLIP COE**

Members inspected the vehicle.

The Divisional Licensing Officer advised that an application to substitute a hackney carriage vehicle had been received from P Coe. The vehicle is a black Ford Transit Tourneo, Registration Mark KX55 0KE and is capable of carrying 8 passengers.

Members noted the background relevant issues in relation to Hackney Carriage vehicles, Department for Transport - Taxi and Private Hire Licensing Best Practice Guidance, March 2010 and legislation relating to the licensing of hackney carriage vehicles. Members asked questions of the officer who responded accordingly.

Members asked questions of Mr Coe who responded accordingly.

RESOLVED that the application made by Mr Coe to substitute the Ford Transit Tourneo, Registration Mark KX55 0KE onto the hackney carriage vehicle licence HC7105 **BE APPROVED**.

116. **EXCLUSION OF THE PUBLIC**

The Committee were requested to exclude the public from the meeting during consideration of the items of business identified in the recommendations to the report on the grounds that they involve the likely disclosure of exempt information as set out in the exclusion paragraph of 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007 relevant to the items of business as set out in the report.

The Committee considered the Public Interest Test in deciding to exclude the public from the meeting for the items of business where the Public Interest Test was relevant as set out in the report.

It was **RESOLVED** that the public be excluded for the following items on the agenda.

117. **TOWN POLICE CLAUSES ACT 1847 - LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER'S LICENCE - AH**

The Divisional Licensing Officer outlined the background details in respect of AH.

AH explained the background details and circumstances relating to the offence and answered Members' questions.

Members asked questions of the Officer who responded accordingly.

RESOLVED that in considering the application made by Mr. H to renew his hackney carriage and private hire driver's licence, the decision of the Committee was to **REFUSE** the renewal on the basis that he is not a fit and proper person to hold such a licence.

Reason

AH was not deemed to be a fit and proper person on the basis that he was convicted of more than one major traffic offence within a 2 year period.

118. **TOWN POLICE CLAUSES ACT 1847 - LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - APPLICATION FOR A HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER LICENCE - AJP**

The Divisional Licensing Officer outlined the background and details in respect of AJP. Additional information in respect of another incident was reported. Legal advice was given that the second part of the appendix of the report should be disregarded as no conviction was received as part of this incident.

AJP explained the background details and circumstances relating to the offence and answered Members' questions. Members asked questions of the Officer who responded accordingly.

RESOLVED that in considering the application made by Mr. P for a Hackney Carriage and Private Hire Driver Licence, the decision of the Committee was to **REFUSE** the grant on the basis that he is not a fit and proper person to hold such as licence.

Reason

AJP was deemed not to be a fit and proper person in view of the nature of the conviction for theft and the fact he will be handling the public's money.

The meeting ended at 10.50 a.m.

CHAIR