



Civic Centre,
Arnot Hill Park,
Arnold,
Nottinghamshire,
NG5 6LU

Agenda

Environment and Licensing Committee

Date: **Tuesday 3 March 2020**

Time: **4.15 pm**

Place: **Council Chamber**

For any further information please contact:

Lorna Mellors

Democratic Services Officer

0115 901 3673

Environment and Licensing Committee

Membership

Chair Councillor Marje Paling

Vice-Chair Councillor Nicki Brooks

Councillor Pat Bosworth
Councillor Boyd Elliott
Councillor Roxanne Ellis
Councillor Des Gibbons
Councillor Julie Najuk
Councillor Sam Smith
Councillor Clive Towsey-Hinton
Councillor John Truscott
Councillor Paul Wilkinson

AGENDA

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1 Apologies for Absence and Substitutions.

2 To approve, as a correct record, the minutes of the meeting held on 4 February 2020. 5 - 8

3 Declaration of Interests.

4 Request for an exemption from displaying a licence plate on a private hire vehicle under Section 75(3) of the Local Government (Miscellaneous Provisions) Act 1976 9 - 11

Report of the Director of Health and Community Wellbeing.

5 Any other item which the Chair considers urgent.

6 Exclusion of the Press and Public.

To move that under Section 100(A)(4) of the Local Government Act 1972 the public and press be excluded from the meeting during consideration of the ensuing report on the grounds that the report involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

7 Change of Circumstance of Hackney Carriage / Private Hire Drivers Licence - AE 13 - 15

Report of the Director of Health and Community Wellbeing.

8 Change of Circumstance of Hackney Carriage / Private Hire Drivers Licence - FW 17 - 19

Report of the Director of Health and Community Wellbeing.

- 9 Application for a One Year Hackney Carriage / Private Hire Drivers 21 - 24**
Licence - MES

Report of the Director of Health and Community Wellbeing.

- 10 Application for a One Year Hackney Carriage / Private Hire Drivers 25 - 27**
Licence - AAC

Report of the Director of Health and Community Wellbeing.

MINUTES ENVIRONMENT AND LICENSING COMMITTEE

Tuesday 4 February 2020

Councillor Nicki Brooks (Chair)

Present: Councillor Pat Bosworth Councillor Sam Smith
Councillor Boyd Elliott Councillor John Truscott
Councillor Roxanne Ellis Councillor Paul Wilkinson
Councillor Des Gibbons Councillor Rachael Ellis
Councillor Julie Najuk

Absent: Councillor Marje Paling and Councillor Clive Towsey-Hinton

Officers in Attendance: K Nealon, R Pentlow, C Allcock and H Lee

68 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.

Apologies for absence were received from Councillors Paling and Towsey-Hinton.

69 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 14 JANUARY 2020.

RESOLVED:

That the minutes of the above meeting, having been circulated, be approved as a correct record.

70 DECLARATION OF INTERESTS.

None.

71 PROPOSED GENERAL AND TAXI LICENSING FEES FOR 2020/21

Consideration was given to a report of the Director of Community Health and Wellbeing to approve the proposed fees for taxi drivers, operator and vehicle for 1920/21.

RESOLVED to approve:

- 1) The fees and charges for 2020/21 with effect from 1st April 2020;
- 2) The fees for taxi operators and vehicle licences for 2020/21 for advertisement in accordance with the Local Government

(Miscellaneous Provisions) Act 1976, such fees to automatically come into force if no objections are received within the statutory period; and

- 3) The proposed fees for taxi driver's licences detailed in for 2020/21 for advertisement and the Director in consultation with the Chair of Environment and Licensing Committee be authorised to agree the final fees after taking into account any comments received during the consultation period.

72 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.

None

73 EXCLUSION OF THE PRESS AND PUBLIC.

RESOLVED:

That, the Members being satisfied that the public interest in maintaining the exemption outweighs the public interest in disclosing the information that under Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting during the consideration of the ensuing reports on the grounds that the report involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

74 APPLICATION FOR A ONE YEAR HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - RCU

Consideration was given to a report of the Director of Health and Community Wellbeing, which had been circulated prior to the meeting, regarding an application for a joint Hackney Carriage/Private Hire Driver's Licence for RCU.

RCU attended the meeting along with a friend. RCU addressed the meeting.

In making its decision, the Committee applied the Council's approved Policy and Guidelines. On the basis of what it heard, the Committee was satisfied on balance that no exceptional circumstances existed which warranted departure from policy.

RESOLVED:

To approve RCU's application for a Joint Hackney Carriage/Private Hire Driver's Licence for one year and issue with a warning that should he commit any further offences his licence will have to be reconsidered.

75 APPLICATION FOR A ONE YEAR HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - AQ

Consideration was given to a report of the Director of Health and Community Wellbeing, which had been circulated prior to the meeting, regarding an application for a joint Hackney Carriage/Private Hire Driver's Licence for AQ.

AQ attended the meeting and addressed the committee.

In making its decision, the Committee applied the Council's approved Policy and Guidelines. On the basis of what it heard, the Committee was satisfied on balance that no exceptional circumstances existed which warranted departure from policy.

RESOLVED:

To refuse AQ's application for a Joint Hackney Carriage/Private Hire Driver's Licence. He was advised that he could reapply and should include character references for consideration with his reapplication.

AQ was advised of the right of appeal against the decision of the Committee.

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APPLICATION FOR A ONE YEAR HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - AI

Consideration was given to a report of the Director of Health and Community Wellbeing, which had been circulated prior to the meeting, regarding an application for a joint Hackney Carriage/Private Hire Driver's Licence for AI.

AI attended the meeting and addressed the committee.

In making its decision, the Committee applied the Council's approved Policy and Guidelines. On the basis of what it heard, the Committee was satisfied on balance that no exceptional circumstances existed which warranted departure from policy.

RESOLVED:

To refuse AI's application for a Joint Hackney Carriage/Private Hire Driver's Licence on the grounds that he is not a fit and proper person because he had not informed the Council of his convictions in 2018.

AI was advised of his right to appeal against the Decision Notice of the Committee.

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APPLICATION FOR A ONE YEAR HACKNEY CARRIAGE/PRIVATE HIRE DRIVER LICENCE - TIG

Consideration was given to a report of the Director of Health and Community Wellbeing, which had been circulated prior to the meeting, regarding an application for a joint Hackney Carriage/Private Hire Driver's Licence for TIG.

TIG attended the meeting and addressed the committee.

In making its decision, the Committee applied the Council's approved Policy and Guidelines. On the basis of what it heard, the Committee was satisfied on balance that no exceptional circumstances existed which warranted departure from policy.

RESOLVED:

To approve TIG's application for a Joint Hackney Carriage/Private Hire Driver's Licence.

The meeting finished at 6.00 pm

Signed by Chair:
Date:

Report to Environment and Licensing Committee

Subject: Request for an exemption from displaying a licence plate on a private hire vehicle under Section 75 (3) of the Local Government (Miscellaneous Provisions) Act 1976

Date: 3 March 2020

Author: Director of Health and Community Wellbeing

Purpose

To consider a request from a licensed private hire operator to be exempt from displaying plates on his vehicle.

Recommendation(s)

THAT:

- 1) Members consider granting an exemption to Mr Shah Jahan of Shah's Executive Travel under Section 75 (3) of the Local Government (Miscellaneous Provisions) Act 1976 to be exempt from displaying licensing plates on any vehicle operated by him whilst carrying out executive/corporate business as long as he is the holder of a current private hire operator's licence. The exemption also provides that the driver of the vehicle is not required to wear a badge.**
- 2) That Mr Jahan carry a notice in the vehicle at all times stating the terms of the exemption.**

1 Background

- 1.1 Section 75 (3) Local Government (Miscellaneous Provisions) Act 1976 provides that the Council can issue a notice to be carried inside the vehicle stating that the vehicle is licensed and is exempt from displaying the licence plate and that the driver of the vehicle is not required to wear his badge.

2 Proposal

- 2.1 Mr Jahan was issued with a private hire operator's licence on 4th February 2020 and has submitted the letter attached at Appendix 1 requesting that members consider his request for his vehicle be exempt from displaying licence plates due to the nature of the private hire business he carries out. The section provides that it then follows that the driver is not required to wear his badge.

4 Appendices

- 4.1 **Appendix 1 – Letter from Mr Shah Jahan at Shah's Executive Travel requesting an exemption under Section 75 (3) Local Government (Miscellaneous Provision) Act 1976**

Gedling Borough Council
Licensing Dept. (TAXI)
Gedling, Nottingham
NG3 5JU

Dear Sir/Madam,

This is a request application for an exemption of taxi vehicle plate, for my car, a Mercedes Benz E220 D, registration number HH65HAH. This is so that I may work as a chauffeur driver on this vehicle, trading as Shah's Executive Travel.

Thankyou for your consideration.

Yours Sincerely

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