

Agenda

MUNICIPAL YEAR 2012-2013



HYNDBURN

The place to be
an excellent council

Judicial Committee (Private Hire & Hackney Carriage Licensing)

Monday, 22nd October, 2012 at 2.00 p.m.
Queen Elizabeth Room, Scaitcliffe House

Membership

Chair: Councillor Gareth Molineux

Vice-Chair: Councillor Clare Cleary

Councillors: Peter Britcliffe, Paul Cox, Tim O’Kane and Brian Roberts

AGENDA

1. **Apologies for absence, Substitutions, Declarations of Interest and Dispensations**

2. **Minutes of Last Meeting**

To receive the Minutes of the meeting of the Judicial Committee (Private Hire and Hackney Carriage Licensing) held on 7th August, 2012 for approval as a correct record.

Recommended - That the Minutes be received and approved as a correct record.



Telephone Enquiries: Monica Bell, Member Services. (01254) 380114

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**3. Local Government (Miscellaneous Provisions) Act 1976
Appeal to Magistrates Court by Mr. Waqas Ahmed**

To inform the Committee of the outcome of legal proceedings instituted against the Council.

Recommended - That the report be noted.

4. Licensing Procedure for Meetings of the Committee

To advise the Committee of the Licensing Procedure to be used in relation to Hackney Carriage and Private Hire Driver's Licences. A copy of the Procedure has been sent to each applicant.

Recommended - That the Procedure be noted and applied to the undermentioned applications.

5. Licensing Guidelines

To advise the Committee of the Guidelines to be used in relation to determining the applications at Agenda Items 7 to 9:-

(a) Local Guidelines for Officers when determining whether applications for applicants for private hire and hackney carriage driver's licences and private hire operator's licences should be referred to Judicial Committee.

(b) Department of Transport Circular 2/92 and Home Office Circular 13/92 - Guidelines relating to the relevance of convictions.

Recommended - That the Guidelines be received and applied to the applications at Agenda Items 7 to 9.

6. Exclusion of the Public

Recommended - That, in accordance with Section 100A(4) Local Government Act 1972, the public be excluded from the meeting during the following items, when it is likely, in view of the nature of the proceedings that there will otherwise be disclosure of exempt information within the Paragraph at Schedule 12A of the Act specified at the items.

7. Report Relating to a Licensed Joint Driver (ZH)

(The report will contain exempt information under the Local Government Act 1972, Schedule 12A, Paragraph 3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information))

To advise the Committee of relevant issues relating to a licensed Joint Driver (ZH). Please refer to Agenda Item 5 (Licensing Guidelines) for Appendices A and B to the report.

Recommended - **That the Committee determine whether the applicant (ZH) is still a fit and proper person and whether he should be allowed to continue as a licensed Joint Driver.**

8. Report Relating to a Licensed Private Hire Driver Driver (KH)

(The report will contain exempt information under the Local Government Act 1972, Schedule 12A, Paragraph 3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information))

To advise the Committee of relevant issues relating to a licensed Private Hire Driver (KH). Please refer to Agenda Item 5 (Licensing Guidelines) for Appendices A and B to the report.

Recommended - **That the Committee determine whether the applicant (KH) is still a fit and proper person and whether he should be allowed to continue as a licensed Private Hire Driver.**

9. Application for a Joint Driver's Licence (AS)

(The report will contain exempt information under the Local Government Act 1972, Schedule 12A, Paragraph 3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information))

To advise the Committee of an application for a joint driver's licence (AS). Please refer to Agenda Item 5 (Licensing Guidelines) for Appendices A and B to the report.

Recommended - **That the Committee determine whether the applicant (AS) is a fit and proper person and whether his application for a Joint Driver's Licence should be granted or refused.**

10. Application Relating to the Registration of a Motor Salvage Operator (KB)

(The report will contain exempt information under the Local Government Act 1972, Schedule 12A, Paragraph 3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information))

To advise the Committee of an application to be registered as a Motor Salvage Operator (KB).

Recommended - **That the Committee determine whether the applicant (KB) is a fit and proper person and whether his application for registration as a Motor Salvage Operator should be granted or refused.**

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