

Agenda

MUNICIPAL YEAR 2014-2015



HYNDBURN

The place to be
an excellent council

Judicial Committee (Private Hire & Hackney Carriage Licensing)

Monday, 20th April 2015 at 4.00 p.m.
Queen Elizabeth Room, Scaitcliffe House

Membership

Chair: Councillor Tim O’Kane

Vice-Chair: Councillor Joyce Plummer

Councillors: Chris Fisher, Jenny Nedwell, Dave Parkins and Brian Roberts

AGENDA

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

To receive the Minutes of meetings of the Judicial Committee (Private Hire and Hackney Carriage Licensing) held on 4th February and 3rd and 9th March 2015 for approval as correct records.

- a) Minutes of [4th February 2015 attached](#)
- b) Minutes of [3rd March 2015 attached](#)
- c) Minutes of [9th March 2015 attached](#)



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

Published on Thursday, 9th April 2015

Page 1

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

3. Court Report

To advise the Committee of the outcome of court proceedings relating to an appeal to the Magistrates Court by Mr. Mohammed Aftab following his conviction of plying for hire in a private hire vehicle.

[Report attached](#)

Recommended - That the report be noted.

4. Licensing Procedures for the Meeting

To advise the Committee of the Licensing Procedures to be used in relation to Hackney Carriage and Private Hire Driver's Licences. Copies of the relevant procedure have been sent to the drivers and complainants.

- a) [General Licensing Procedure attached](#)
- b) [Complaints Licensing Procedure attached](#)

Recommended - That the Procedures be received and noted.

5. Licensing Guidelines

To advise the Committee of the Licensing Guidelines to be used in relation to determining applications for Hackney Carriage and Private Hire Driver's Licences. At this meeting, the Guidelines are to be used in relation to Agenda Item 7 only (Report Relating to a Licensed Private Hire Vehicle Driver (MA)).

[Licensing Guidelines attached](#)

Recommended - That the Guidelines be received and noted.

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 Paragraphs at Schedule 12A of the Act specified at the items.

7. Report Relating to a Licensed Private Hire Driver (MA)

(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 Vehicle Driver (MA).

Recommended - That the Committee determine whether the applicant (MA) is still a 'fit and proper person' to continue acting as a licensed Private Hire Driver.

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

(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 Vehicle Driver (WA).

Recommended (1) That the Committee determine whether the facts related in the complaint are substantially true;

(2) That having made a finding of the facts, the Committee decide whether those facts reveal the Driver (WA) to have acted either unlawfully or in breach of any legislation, regulation or licence condition governing the conduct of licensed private hire vehicle drivers; and,

(3) That the Committee determine what action, if any, should be taken against the Driver (WA).

9. Report Relating to a Licensed Joint Vehicle Driver (SN)

(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 Vehicle Driver (SN).

Recommended (1) That the Committee determine whether the facts related in the complaint are substantially true;

(2) That having made a finding of the facts, the Committee decide whether those facts reveal the Driver (SN) to have acted either unlawfully or in breach of any legislation, regulation or licence condition governing the conduct of a licensed joint driver; and,

(3) That the Committee determine what action, if any, should be taken against the Driver (SN).