

Agenda

MUNICIPAL YEAR 2014-2015



HYNDBURN

The place to be
an excellent council

Judicial Committee (Private Hire & Hackney Carriage Licensing)

Tuesday, 30th September 2014 at 3.30 p.m.
Queen Elizabeth Room, Scaitcliffe House

Membership

Chair: Councillor Tim O’Kane

Vice-Chair: Councillor Joyce Plummer

Councillors: Gavin Molineux, 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 the meetings of the Judicial Committee (Private Hire and Hackney Carriage Licensing) held on [28th August](#) and [18th September](#) 2014 for approval as correct records.

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



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Published on Tuesday, 23rd September 2014

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3. Court Report - Mr. James Cavaleri

To advise the Committee of the [outcome of court](#) proceedings.

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 [Licensing Guidelines](#) to be used in relation to determining applications for Hackney Carriage and Private Hire Driver's Licences. A copy of the Guidelines has been sent to each applicant.

Recommended - That the Guidelines be received and applied to the undermentioned applications.

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 Private Hire Driver (IH)

(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 (IH).

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 (IH) to have acted either unlawfully or in breach of any 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 (IH).

8. Application for a Private Hire Driver's Licence (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 an application for a Private Hire Driver's Licence (MA).

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