



<u>Committee and Date</u>
Licensing and Safety Sub Committee
Wednesday 20 th June 2012

<u>Item</u>
4
Public

MINUTES OF THE LICENSING AND SAFETY SUB COMMITTEE MEETING HELD ON WEDNESDAY 1ST FEBRUARY 2012

9.30 a.m. – 4.09 p.m.

Responsible Officer Shelley Davies

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PRESENT

Councillors: P Adams - Chairman (Minute 456 - 468)
A Davies
Mrs B Baker, T Barker, W Benyon and V Bushell (Minute 456 -468)

456. APOLOGIES FOR ABSENCE

There were no apologies for absence.

457. MINUTES

RESOLVED:

That the Minutes of the meetings of the Licensing and Safety Sub-Committee held on 28th November, 2nd December and 7th December 2011 be approved as a correct record and signed by the Chairman.

458. PUBLIC QUESTION TIME

There were no public questions, statements or petitions received.

459. DECLARATIONS OF INTEREST

There were no declarations of interest.

460. EXCLUSION OF PRESS AND PUBLIC

RESOLVED:

That in accordance with the provisions of Schedule 12A, Local Government Act 1972 and paragraph 10.4(1) of the Council's Access to Information Procedure Rules, the public and press be excluded during consideration of the following items.

461. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVER'S LICENCE

Consideration was given to an exempt report of the Licensing Officer in respect of an application for a Hackney Carriage/Private Hire Vehicle Driver's Licence.

The Licensing Officer presented the report, in respect of Case 1, to the Sub-Committee providing information on the offences disclosed by the Criminal Records Bureau (CRB) and the Driver and Vehicle Licensing Agency (DVLA).

The applicant was in attendance and confirmed he did not require a legal representative to be present during consideration of his case, and was agreeable to Members and Officers knowing his name. He presented his case to the Sub-Committee, providing background information, and the circumstances surrounding the offence as detailed in the Officer's report.

In response to questions raised by the Licensing Officer and the Sub-Committee, the applicant confirmed that:

- He had previously worked as a driver for another Licensing Authority;
- He had never had a licence suspended or revoked;
- The incident that led to his disqualification from driving was a one-off;
- He surrendered his previous licence when disqualified from driving in January 2010; and
- His DVLA licence was reinstated in October 2010.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 10.02 a.m. and reconvened at 10.04 a.m. to announce their decision.

RESOLVED:

That the application for a Hackney Carriage/Private Hire Driver's Licence be granted.

Reasons: In making their decision, Members of the Sub-Committee took into account the guidelines relating to the relevance of convictions, and had regard to the offences detailed in the Officer's report, and were satisfied that the applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Driver's Licence.

In light of the alcohol related offence, the Chairman issued a warning to the applicant that any further similar offences would lead to the applicant coming back before the Sub Committee.

The Chairman advised the applicant of the importance of reading and understanding the conditions of licence, and reporting all convictions and cautions to the Licensing Authority within 7 days, in accordance with the conditions of licence.

462. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVER'S LICENCE

Consideration was given to an exempt report of the Licensing Officer in respect of an application for a Hackney Carriage/Private Hire Vehicle Driver's Licence.

The Licensing Officer presented the report, in respect of Case 2, to the Sub-Committee providing information on the offences disclosed by the Driver and Vehicle Licensing Agency (DVLA).

The applicant and his friend were in attendance, and the applicant confirmed he did not require a legal representative to be present during consideration of his case, and was agreeable to Members and Officers knowing his name. He presented his case to the Sub-Committee, providing background information, and the circumstances surrounding the offence as detailed in the Officer's report.

In response to questions raised by the Licensing Officer and the Sub-Committee, the applicant confirmed that:

- He had worked as a Private Hire Driver for another Licensing Authority for the past 6 years;
- His business partner was looking to open a Private Hire Operator base in Bridgnorth; and
- The Private Hire Driver's Licence for another Licensing Authority was suspended for 1 month following the conviction detailed in the report.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 10.16 a.m. and reconvened at 10.19 a.m. to announce their decision.

RESOLVED:

That the application for a Hackney Carriage/Private Hire Driver's Licence be granted.

Reasons: In making their decision, Members of the Sub-Committee took into account the guidelines relating to the relevance of convictions, and had regard to the offences detailed in the Officer's report, and were satisfied that the applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Driver's Licence.

The Chairman advised the applicant of the importance of reading and understanding the conditions of licence, and reporting all convictions and cautions to the Licensing Authority within 7 days, in accordance with the conditions of licence.

463. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVER'S LICENCE

Consideration was given to an exempt report of the Licensing Officer in respect of an application for a Hackney Carriage/Private Hire Vehicle Driver's Licence.

The Licensing Officer presented the report, in respect of Case 3, to the Sub-Committee providing information on the offences disclosed by the Criminal Records Bureau (CRB) and the Driver and Vehicle Licensing Agency (DVLA). The Licensing Officer also informed the Sub-Committee that he had been informed by another Licensing Authority that the applicant had been convicted of plying for hire in 2010 and that on 24th January 2012 the applicant had attempted to sit the Shropshire Drivers' knowledge test for another applicant.

The applicant was in attendance and confirmed he did not require a legal representative to be present during consideration of his case, and was agreeable to Members and Officers knowing his name. He presented his case to the Sub-Committee, providing background information, and the circumstances surrounding the offence as detailed in the Officer's report.

In response to questions raised by the Licensing Officer and the Sub-Committee, the applicant confirmed that:

- He held a Hackney Carriage and Private Hire Driver's Licence for another Licensing Authority;
- It was an error on his part that he had not included information on his application form to explain that the IN10 conviction was in connection with plying for hire;
- If his application was successful he intended to set up a new taxi business in Bridgnorth;
- He had attempted to sit the Shropshire knowledge test for another applicant; and
- He was present on the day in question as he had brought a number of drivers to the Council offices in Wem to sit their tests.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 10.41 a.m. and reconvened at 10.45 a.m. to announce their decision.

RESOLVED:

That the application for a Hackney Carriage/Private Hire Vehicle Driver's Licence be refused.

Reason: The Sub-Committee considered the application to be premature in relation to the motoring convictions and would be looking for a period of at least 2 years free of conviction before an application would be considered further. The Sub-Committee also took into account the disclosure from the applicant in that he attempted to sit the Shropshire Drivers knowledge test for another applicant, Members considered such deception against the Licensing Authority a serious matter.

In making their decision, Members of the Sub-Committee took into account the guidelines relating to the relevance of convictions, and their over-riding duty in relation to the safety of the public, and the nature of the offences and information disclosed by the applicant. After hearing the representations they did not consider there to be any reason why they should depart from the guidance given in the guidelines. The Sub-Committee could therefore not be satisfied, at present, that the applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Vehicle Driver's Licence.

464. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVER'S LICENCE

Consideration was given to an exempt report of the Licensing Officer in respect of an application for a Hackney Carriage/Private Hire Vehicle Driver's Licence.

The Licensing Officer presented the report, in respect of Case 4, to the Sub-Committee providing information on the offences disclosed by the Criminal Records Bureau (CRB) and the Driver and Vehicle Licensing Agency (DVLA).

The applicant was in attendance and confirmed he did not require a legal representative to be present during consideration of his case, and was agreeable to Members and Officers knowing his name. He presented his case to the Sub-Committee, providing background information, and the circumstances surrounding the offence as detailed in the Officer's report.

In response to questions raised by the Licensing Officer and the Sub-Committee, the applicant confirmed that:

- He had previously applied for a Hackney Carriage/Private Hire Vehicle Driver's Licence with another Licensing Authority but had failed their knowledge test;
- He currently worked on a part-time basis at a petrol station;
- He had never held a driving job before; and
- He was unsure of what speed he was travelling when he was convicted of speeding in 2009.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 10.54 a.m. and reconvened at 10.56 a.m. to announce their decision.

RESOLVED:

That the application for a Hackney Carriage/Private Hire Driver's Licence be granted.

Reasons: In making their decision, Members of the Sub-Committee took into account the guidelines relating to the relevance of convictions, and had regard to the offences detailed in the Officer's report, and were satisfied that the applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Driver's Licence.

The Chairman advised the applicant of the importance of reading and understanding the conditions of licence, and reporting all convictions and cautions to the Licensing Authority within 7 days, in accordance with the conditions of licence.

465. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVER'S LICENCE

Consideration was given to an exempt report of the Licensing Officer in respect of an application for a Hackney Carriage/Private Hire Vehicle Driver's Licence.

The Licensing Officer presented the report, in respect of Case 5, to the Sub-Committee providing information on the offences disclosed by the Criminal Records Bureau (CRB).

The applicant was in attendance and confirmed he did not require a legal representative to be present during consideration of his case, and was agreeable to Members and Officers knowing his name. He presented his case to the Sub-Committee, providing background information, and the circumstances surrounding the offence as detailed in the Officer's report.

In response to questions raised by the Licensing Officer and the Sub-Committee, the applicant confirmed that:

- He served 2 years and 3 months in prison;
- He was released from prison in October 2011;
- As he was present at the scene of the incident he had been advised by his solicitor to plead guilty to the offence; and
- He was wrongly charged for the offence.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 11.22 a.m. and reconvened at 11.27 a.m. to announce their decision.

RESOLVED:

That the application for a Hackney Carriage/Private Hire Vehicle Driver's Licence be refused.

Reason: The Sub-Committee considered the application to be premature and would be looking for a period of at least 8 years free of conviction before an application would be considered further.

In making their decision, Members of the Sub-Committee took into account the guidelines relating to the relevance of convictions, and their over-riding duty in relation to the safety of the public, and the nature of the offences. After hearing the representations they did not consider there to be any reason why they should depart from the guidance given in the guidelines. Members could not look behind the conviction. The Sub-Committee could therefore not be satisfied, at present, that the applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Vehicle Driver's Licence.

466. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVER'S LICENCE

Consideration was given to an exempt report of the Licensing Officer in respect of an application for a Hackney Carriage/Private Hire Vehicle Driver's Licence.

The Licensing Officer presented the report, in respect of Case 6, to the Sub-Committee providing information on the offences disclosed by the Criminal Records Bureau (CRB) and the Driver and Vehicle Licensing Agency (DVLA).

The applicant and his legal representative were in attendance, and the applicant was agreeable to Members and Officers knowing his name. The applicant's legal representative presented the case to the Sub-Committee,

providing background information, and the circumstances surrounding the offences as detailed in the Officer's report.

In response to questions raised by the Licensing Officer and the Sub-Committee, the applicant confirmed that:

- This was his first application for a Hackney Carriage/Private Hire Vehicle Driver's Licence;
- He wanted to move to Shropshire to make a new start;
- Following the breakdown of his marriage he had 'gone off the rails' for a period of 14 months;
- He had not disclosed the convictions on his application form as he thought he only had to disclose convictions from the past 6 years;
- He had been employed as an estate agent for the past 5 years; and
- He no longer used drugs.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 11.43 a.m. and reconvened at 11.45 a.m. to announce their decision.

RESOLVED:

That the application for a Hackney Carriage/Private Hire Driver's Licence be granted.

Reasons: In making their decision, Members of the Sub-Committee took into account the guidelines relating to the relevance of convictions, and had regard to the offences detailed in the Officer's report, and were satisfied that the applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Driver's Licence.

The Chairman advised the applicant of the importance of reading and understanding the conditions of licence, and reporting all convictions and cautions to the Licensing Authority within 7 days, in accordance with the conditions of licence.

467. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVER'S LICENCE

Consideration was given to an exempt report of the Licensing Officer in respect of a Hackney Carriage/Private Hire Vehicle Driver's Licence renewal.

The Licensing Officer presented the report, in respect of Case 7, to the Sub Committee providing information on the offences disclosed by the Driver and Vehicle Licensing Agency (DVLA).

The applicant was in attendance and confirmed he did not require a legal representative to be present during consideration of his case, and was agreeable to Members and Officers knowing his name. He presented his case to the Sub-Committee, providing background information, and the circumstances surrounding the offences as detailed in the Officer's report.

In response to questions raised by the Licensing Officer and the Sub Committee, the applicant confirmed that:

- He had 13 points on his DVLA licence but had not been disqualified from driving;
- The failure to inform the Licensing Team in relation to the offences was an oversight on his part;
- He had pleaded not guilty to driving without due care and attention;
- His PSV Licence had been suspended;
- He had been driving a HGV when he had received the two SP10 offences and a 16 seater mini-bus when he had received the SP30 offence; and
- He was travelling approximately 36 – 37 mph when he received the SP30 and had no passengers in the mini-bus at the time of the incident.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub Committee making its decision.

Members of the Sub Committee retired to consider the matter, in private, at 12.05 p.m. and reconvened at 12.14 p.m. to announce their decision.

RESOLVED:

That the application for a Hackney Carriage/Private Hire Vehicle Driver's Licence be refused.

Reasons: The Sub-Committee took into account the applicant's failure to notify the Licensing Team in relation to his motoring offences and that the applicant had 13 points on his Driving Licence and a pattern of behaviour in relation to speeding. They could not look behind the driving without due care and attention conviction and this was a serious matter.

In making their decision, Members of the Sub-Committee took into account the guidelines relating to the relevance of convictions, and their over-riding duty in relation to the safety of the public, and the nature of the offences. After hearing the representations they did not consider there to be any reason why they should depart from the guidance given in the guidelines. The Sub-Committee could therefore not be satisfied, at present, that the applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Vehicle Driver's Licence.

468. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVER'S LICENCE

Consideration was given to an exempt report of the Licensing Officer in respect of an application for a Hackney Carriage/Private Hire Vehicle Driver's Licence.

The Licensing Officer presented the report, in respect of Case 8, to the Sub Committee providing information on the offences disclosed by the Driver and Vehicle Licensing Agency (DVLA).

The applicant and his legal representative were in attendance, and the applicant was agreeable to Members and Officers knowing his name. The applicant's legal representative presented the case to the Sub Committee, providing background information, and the circumstances surrounding the offences as detailed in the Officer's report.

In response to questions raised by the Licensing Officer and the Sub Committee, the applicant confirmed that:

- He was convicted of plying for hire by another Licensing Authority in 2008 and 2010;
- He thought he had included the information on his application form and apologised for omitting this information;
- He had replied no to the question have you had a licence revoked, suspended, etc on the application form as he had read the question wrong and thought it referred to a Shropshire Council licence;
- His licence with another Licensing Authority had been left to lapse;
- He had not reapplied to his previous Licensing Authority as there were too many licensed vehicles in the area and the knowledge test was very difficult; and
- His previous licence was suspended for 2 months following the first conviction for plying for hire in 2008.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub Committee making its decision.

Members of the Sub Committee retired to consider the matter, in private, at 12.39 p.m. and reconvened at 12.44 p.m. to announce their decision.

RESOLVED:

That the application for a Hackney Carriage/Private Hire Vehicle Driver's Licence be refused.

Reason: The Sub-Committee considered the application to be premature and would be looking for a period of at least 3 years free of conviction before an application would be considered further.

In making their decision, Members of the Sub-Committee took into account the guidelines relating to the relevance of convictions, and their over-riding duty in relation to the safety of the public, and the nature of the offences. After hearing the representations they did not consider there to be any reason why they should depart from the guidance given in the guidelines. They considered the offences disclosed to be a matter of concern. The Sub-Committee could therefore not be satisfied, at present, that the applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Vehicle Driver's Licence.

(The Sub Committee adjourned at 12.46 p.m. and reconvened at 1.30 p.m.

Councillor Peter Adams & Vernon Bushell left the meeting at this point.

Councillor Andrew Davies was elected Chairman for the remainder of the meeting.)

469. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVER'S LICENCE

Consideration was given to an exempt report of the Licensing Officer in respect of an application for a Hackney Carriage/Private Hire Vehicle Driver's Licence.

The Licensing Officer presented the report, in respect of Case 10, to the Sub Committee providing information on the offences disclosed by the Criminal Records Bureau (CRB)

The applicant was in attendance and confirmed he did not require a legal representative to be present during consideration of his case, and was agreeable to Members and Officers knowing his name. He presented his case to the Sub-Committee, providing background information, and the circumstances surrounding the offence as detailed in the Officer's report.

In response to questions raised by the Licensing Officer and the Sub Committee, the applicant confirmed that:

- This was his first application for a Hackney Carriage/Private Hire Drivers' Licence;
- He had decided to change jobs due to a lack of work at present; and
- His convictions had occurred when he was young and foolish.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub Committee making its decision.

Members of the Sub Committee retired to consider the matter, in private, at 1.41 p.m. and reconvened at 1.42 p.m. to announce their decision.

RESOLVED:

That the application for a Hackney Carriage/Private Hire Driver's Licence be granted.

Reasons: In making their decision, Members of the Sub-Committee took into account the guidelines relating to the relevance of convictions, and had regard to the offences detailed in the Officer's report, and were satisfied that the applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Driver's Licence.

The Chairman advised the applicant of the importance of reading and understanding the conditions of licence, and reporting all convictions and cautions to the Licensing Authority within 7 days, in accordance with the conditions of licence.

(The Sub-Committee went into public session at this point to consider the following items.)

470. APPLICATION FOR A HACKNEY CARRIAGE LICENCE

Consideration was given to a report of the Licensing Officer in respect of an application for a Hackney Carriage Licence.

The Licensing Officer presented the report to the Sub-Committee, advising Members that an application had been received for a Hackney Carriage Licence from Mr Kashif Mahmood whose home address was outside the Shropshire Council area and Officers were not satisfied that the applicant intended, to a material extent, to ply for hire within Zone 1 (Bridgnorth).

Mr Mahmood (the applicant) and Mr Nolan (the applicant's legal representative) were in attendance. The applicant's legal representative presented the case to the Sub-Committee, confirming that the applicant felt he could make a living as a taxi driver in Bridgnorth and intended to move to Shropshire.

In response to questions raised by the Licensing Officer and Members of the Sub-Committee, the applicant confirmed that:

- He had never worked as a Hackney Carriage or Private Hire Driver before;
- It was approximately 40 miles from his home address to Bridgnorth;
- He intended to work 5 – 6 days a week including weekends, 7 – 8 hours a day in Zone 1;
- He would park his vehicle at bus stops and outside supermarkets within the area when plying for hire;
- He had not approached any Private Hire Operators and did not intend to do any pre-booked work;

- He intended to start work immediately should his application be granted; and
- He was prepared to keep full and complete records of customers and mileage to be presented to the Licensing Team on demand.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 1.57 p.m. and reconvened at 1.59 p.m. to announce their decision.

RESOLVED:

1. That the application for a Hackney Carriage Licence be granted, as the Members accepted the applicant's assurances that he intended to ply for hire, to a material extent, within Zone 1 (Bridgnorth); and
2. That as agreed with the applicant there be a condition placed on the licence to the effect that a record of all customers and all journeys made be recorded and made available for inspection when required. Such a condition to be set and worded by the Licensing Team Leader and to include mileage of journeys.

471. APPLICATION FOR A HACKNEY CARRIAGE LICENCE

Consideration was given to a report of the Licensing Officer in respect of an application for a Hackney Carriage Licence.

The Licensing Officer presented the report to the Sub-Committee, advising Members that an application had been received for a Hackney Carriage Licence from Mr Mohammed Nasar Jan whose home address was outside the Shropshire Council area and Officers were not satisfied that the applicant intended, to a material extent, to ply for hire within Zone 1 (Bridgnorth).

Mr Jan (the applicant) and Mr Nolan (the applicant's legal representative) were in attendance. The applicant's legal representative presented the case to the Sub-Committee, confirming that the applicant intended to work solely in Bridgnorth, he was currently unemployed and it took just under an hour from the applicant's home address to Bridgnorth.

In response to questions raised by the Licensing Officer and Members of the Sub-Committee, the applicant confirmed that:

- He had never worked as a Hackney Carriage or Private Hire Driver before;
- He would park his vehicle at safe places within the area when plying for hire;

- He had not approached any Private Hire Operators and did not intend to do any pre-booked work;
- He had visited Bridgnorth twice and had also visited Shifnal;
- He intended to start work immediately should his application be granted; and
- He was prepared to keep full and complete records of customers and mileage to be presented to the Licensing Team on demand.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 2.09 p.m. and reconvened at 2.11 p.m. to announce their decision.

RESOLVED:

1. That the application for a Hackney Carriage Licence be granted, as the Members accepted the applicant's assurances that he intended to ply for hire, to a material extent, within Zone 1 (Bridgnorth); and
2. That as agreed with the applicant there be a condition placed on the licence to the effect that a record of all customers and all journeys made be recorded and made available for inspection when required. Such a condition to be set and worded by the Licensing Team Leader and to include mileage of journeys.

472. APPLICATION FOR A HACKNEY CARRIAGE LICENCE

Consideration was given to a report of the Licensing Officer in respect of an application for a Hackney Carriage Licence.

The Licensing Officer presented the report to the Sub-Committee, advising Members that an application had been received for a Hackney Carriage Licence from Mr Mohamed Saed Ben Mana whose home address was outside the Shropshire Council area and Officers were not satisfied that the applicant intended, to a material extent, to ply for hire within Zone 1 (Bridgnorth).

Mr Ben Mana (the applicant) and Mr Nolan (the applicant's legal representative) were in attendance. The applicant's legal representative presented the case to the Sub-Committee, confirming that the applicant intended to set up his own business as a Hackney Carriage Driver working predominantly in Zone 1 (Bridgnorth).

In response to questions raised by the Licensing Officer and Members of the Sub-Committee, the applicant confirmed that:

- He had never worked as a Hackney Carriage or Private Hire Driver before;
- It was approximately 41 miles from his home address to Bridgnorth;
- He would park his vehicle at bus stops and safe places within the area when plying for hire;
- He had not approached any Private Hire Operators in relation to pre-booked work;
- He intended to work 6 days a week, 8 hours a day in Zone 1;
- He intended to start work immediately should his application be granted; and
- He was prepared to keep full and complete records of customers and mileage to be presented to the Licensing Team on demand.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 2.23 p.m. and reconvened at 2.26 p.m. to announce their decision.

RESOLVED:

1. That the application for a Hackney Carriage Licence be granted, as the Members accepted the applicant's assurances that he intended to ply for hire, to a material extent, within Zone 1 (Bridgnorth); and
2. That as agreed with the applicant there be a condition placed on the licence to the effect that a record of all customers and all journeys made be recorded and made available for inspection when required. Such a condition to be set and worded by the Licensing Team Leader and to include mileage of journeys.

473. APPLICATION FOR A HACKNEY CARRIAGE LICENCE

Consideration was given to a report of the Licensing Officer in respect of an application for a Hackney Carriage Licence.

The Licensing Officer presented the report to the Sub-Committee, advising Members that an application had been received for a Hackney Carriage Licence from Mr Waqar Ayub whose home address was outside the Shropshire Council area and Officers were not satisfied that the applicant intended, to a material extent, to ply for hire within Zone 1 (Bridgnorth).

Mr Ayub (the applicant) and Mr Nolan (the applicant's legal representative) were in attendance. The applicant's legal representative presented the case to the Sub-Committee, confirming that the applicant intended to work as a Hackney Carriage Driver in Zone 1 (Bridgnorth).

In response to questions raised by the Licensing Officer and Members of the Sub-Committee, the applicant confirmed that:

- He had never worked as a Hackney Carriage or Private Hire Driver before;
- It was approximately 45 miles from his home address to Bridgnorth;
- He would park his vehicle at bus stops and outside pubs within the area when plying for hire;
- He intended to work 6 days a week, 8 hours a day in Zone 1;
- He intended to start work immediately should his application be granted; and
- He was prepared to keep full and complete records of customers and mileage to be presented to the Licensing Team on demand.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 2.42 p.m. and reconvened at 3.00 p.m. to announce their decision.

RESOLVED:

1. That the application for a Hackney Carriage Licence be granted, as the Members accepted the applicant's assurances that he intended to ply for hire, to a material extent, within Zone 1 (Bridgnorth); and
2. That as agreed with the applicant there be a condition placed on the licence to the effect that a record of all customers and all journeys made be recorded and made available for inspection when required. Such a condition to be set and worded by the Licensing Team Leader and to include mileage of journeys.

474. APPLICATION FOR A HACKNEY CARRIAGE LICENCE

Consideration was given to a report of the Licensing Officer in respect of an application for a Hackney Carriage Licence.

The Licensing Officer presented the report to the Sub-Committee, advising Members that an application had been received for a Hackney Carriage Licence from Mr Harack Randhawa whose home address was outside the Shropshire Council area and Officers were not satisfied that the applicant intended, to a material extent, to ply for hire within Zone 1 (Bridgnorth).

Mr Randhawa (the applicant) and Mr Nolan (the applicant's legal representative) were in attendance. The applicant's legal representative presented the case to the Sub-Committee, confirming that the applicant intended to work as a Hackney Carriage Driver in Zone 1 (Bridgnorth).

In response to questions raised by the Licensing Officer and Members of the Sub-Committee, the applicant confirmed that:

- He had never worked as a Hackney Carriage or Private Hire Driver before;
- He had approached Central Cars in Telford and intended to have a radio in his vehicle for pre-booked work;
- He would park his vehicle at the bus station when plying for hire;
- He intended to work 5 - 6 days a week, 8 hours a day in Zone 1;
- He intended to start work immediately should his application be granted; and
- He was prepared to keep full and complete records of customers and mileage to be presented to the Licensing Team on demand.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 3.24 p.m. and reconvened at 3.36 p.m. to announce their decision.

RESOLVED:

That the application for a Hackney Carriage Licence for Zone 1 (Bridgnorth) be refused. The Sub-Committee found that that the applicant intended to trade in another authority's area for a substantial amount of time, that he did not intend to ply for hire to material extent in Zone 1 and that if a licence was granted the purpose of the legislation would be frustrated and public safety would be compromised.

In making their decision, Members took into account that the applicant had indicated that he had approached a Private Hire company currently based outside the Shropshire area. The Sub-Committee also took into account the answers given to their questions at the meeting and concluded that the vehicle would not be in the area to a significant extent and while the vehicle was out of the Shropshire Council area Officers could not inspect the vehicle or ensure that the Council's conditions were being complied with.

475. APPLICATION FOR A HACKNEY CARRIAGE LICENCE

Consideration was given to a report of the Licensing Officer in respect of an application for a Hackney Carriage Licence.

The Licensing Officer presented the report to the Sub-Committee, advising Members that an application had been received for a Hackney Carriage Licence from Mr Haroon Khan whose home address was outside the Shropshire Council area and Officers were not satisfied that the applicant intended, to a material extent, to ply for hire within Zone 1 (Bridgnorth).

Mr Khan (the applicant) and Mr Nolan (the applicant's legal representative) were in attendance. The applicant's legal representative presented the case to the Sub-Committee, confirming that the applicant intended to set up his own business as a Hackney Carriage Driver in Zone 1 (Bridgnorth).

In response to questions raised by the Licensing Officer and Members of the Sub-Committee, the applicant confirmed that:

- He had visited Bridgnorth several times;
- It took approximately 45 minutes to travel from his home address to Bridgnorth;
- He intended to work 5 - 6 days a week, 10 - 11 hours a day during the daytime in Zone 1;
- He would park his vehicle at bus stops and outside pubs within the area when plying for hire;
- He had not approached any Private Hire Operators in relation to pre-booked work but would consider changing to a Private Hire Vehicle Licence if he found there was no Hackney Carriage work;
- Shifnal, Albrighton and Cosford were all in Zone 1;
- He intended to start work immediately should his application be granted; and
- He was prepared to keep full and complete records of customers and mileage to be presented to the Licensing Team on demand.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 3.50 p.m. and reconvened at 3.52 p.m. to announce their decision.

RESOLVED:

1. That the application for a Hackney Carriage Licence be granted, as the Members accepted the applicant's assurances that he intended to ply for hire, to a material extent, within Zone 1 (Bridgnorth); and
2. That as agreed with the applicant there be a condition placed on the licence to the effect that a record of all customers and all journeys made be recorded and made available for inspection when required. Such a condition to be set and worded by the Licensing Team Leader and to include mileage of journeys.

476. APPLICATION FOR A HACKNEY CARRIAGE LICENCE

Consideration was given to a report of the Licensing Officer in respect of an application for a Hackney Carriage Licence.

The Licensing Officer presented the report to the Sub-Committee, advising Members that an application had been received for a Hackney Carriage Licence from Mr Masoom Ali whose home address was outside the Shropshire Council area and Officers were not satisfied that the applicant intended, to a material extent, to ply for hire within Zone 1 (Bridgnorth).

Mr Ali (the applicant) and Mr Nolan (the applicant's legal representative) were in attendance. The applicant's legal representative presented the case to the Sub-Committee, confirming that the applicant held a current Birmingham City Council Private Hire Vehicle Drivers' Licence but intended to move to Shropshire to set up his own business as a Hackney Carriage Driver in Zone 1 (Bridgnorth).

In response to questions raised by the Licensing Officer and Members of the Sub-Committee, the applicant confirmed that:

- He currently held a Private Hire Vehicle Licence from Birmingham City Council;
- He intended to move to Bridgnorth;
- He would park his vehicle outside pubs, supermarkets and at bus stops within the area when plying for hire;
- He intended to work 50 – 55 hours a week between 3.00 p.m. and 2.00 a.m. in Zone 1;
- He intended to start work immediately should his application be granted; and
- He was prepared to keep full and complete records of customers and mileage to be presented to the Licensing Team on demand.

The Licensing Officer summed up the application and the Chairman invited the applicant to make any final comments prior to the Sub-Committee making its decision.

Members of the Sub-Committee retired to consider the matter, in private, at 4.05 p.m. and reconvened at 4.07 p.m. to announce their decision.

RESOLVED:

1. That the application for a Hackney Carriage Licence be granted, as the Members accepted the applicant's assurances that he intended to ply for hire, to a material extent, within Zone 1 (Bridgnorth); and
2. That as agreed with the applicant there be a condition placed on the licence to the effect that a record of all customers and all journeys made be recorded and made available for inspection when required. Such a condition to be set and worded by the Licensing Team Leader and to include mileage of journeys.

477. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVER’S LICENCE

Prior to consideration of the report, the Licensing Officer advised the Sub-Committee that Case 9 was not in attendance.

RESOLVED:

That consideration of an application for a Hackney Carriage/Private Hire Vehicle Driver’s Licence be deferred to a future meeting of the Licensing and Safety Sub-Committee.

478. APPLICATION FOR A HACKNEY CARRIAGE LICENCE

Prior to consideration of the report, the Licensing Officer advised the Sub-Committee that Mr Mohammed Basharat had sent his apologies and would not be in attendance.

RESOLVED:

That consideration of an application for a Hackney Carriage Licence be deferred to a future meeting of the Licensing and Safety Sub-Committee.

CHAIRMAN:

DATE: