

LICENSING EVIDENTIAL HEARINGS SUB COMMITTEE

ABERDEEN, 27 June 2016. Minute of Meeting of the LICENSING EVIDENTIAL HEARINGS SUB COMMITTEE. Present:- Councillor Carle, Convener; and Councillors Nicoll and Townson.

The agenda and reports associated with this minute can be found at:-
<http://committees.aberdeencity.gov.uk/ieListDocuments.aspx?CId=547&MIId=4286&Ver=4>

Please note that if any changes are made to this minute at the point of approval, these will be outlined in the subsequent minute and this document will not be retrospectively altered.

MINUTE OF PREVIOUS MEETING OF 26 MAY 2016

1. The Sub Committee had before it the minute of its previous meeting of 26 May 2016.

The Sub Committee resolved:

to approve the minute as an accurate record.

EXEMPT INFORMATION

IN ACCORDANCE WITH THE DATA PROTECTION ACT 1988 (PRINCIPLE 1), THE PRESS AND PUBLIC WERE EXCLUDED FROM THE MEETING DURING CONSIDERATION OF THE FOLLOWING ITEM.

DECLARATION OF INTEREST

The Convener declared an interest as a member of Unite. He did not feel it necessary to leave the meeting during the Sub Committee's deliberations.

REQUEST FOR THE SUSPENSION OF A TAXI DRIVER'S LICENCE AND TAXI LICENCE

2. With reference to article 2 of the minute of the meeting of Licensing Evidential Hearings Sub Committee of 26 May 2016, the Sub Committee had before it a letter dated 25 April 2016 from the Chief Constable, Police Scotland, c/o Aberdeen City Division, which in terms of sections 12 and 11 of the Civic Government (Scotland) Act 1982, requested the suspension a taxi driver's licence and a taxi licence.

The licence holder was not in attendance. The Sub Committee heard from Mrs Ruth O'Hare who advised that the licence holder had confirmed that he had no objection to the Sub Committee continuing to consider the matter in his absence.

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Sergeant Gillian Flett was in attendance on behalf of Police Scotland.

Mrs Ruth O'Hare, Legal Advisor, advised that Police Scotland wished to lodge a supplementary letter in respect of the suspension requests. She advised that the Sub Committee might consider further representations if it was satisfied there was a sufficient reason why it was not made in the time required.

The Sub Committee heard from Sergeant Gillian Flett, Police Scotland who explained why the supplementary letter was late and should be considered today, during which she confirmed that the licence holder had received a copy.

The Sub Committee resolved:

that the supplementary letter of representation from Police Scotland be introduced to the proceedings.

Sergeant Gillian Flett spoke in support of both the letter from Police Scotland's which requested the suspension of the licence holder's taxi driver's licence and taxi licence.

The Sub Committee resolved:

- (i) to agree to suspend the taxi driver's licence with immediate effect for its unexpired portion in terms of Paragraph 11 of Schedule 1 to the Civic Government (Scotland) Act 1982; and
- (ii) to agree not to suspend the taxi licence.

- **SCOTT CARLE, Convener**