

LICENSING COMMITTEE

ABERDEEN, 25 July 2017. Minute of meeting of the LICENSING COMMITTEE.
Present: Councillor Reynolds, Convener; and Councillors Allard, Bell, Henrickson, Houghton (as a substitute for Councillor Boulton), Imrie, Avril MacKenzie, Catriona Mackenzie, Malik, McRae, Sellar, Stuart and Townson.

The agenda and reports associated with this minute can be found at:-
<https://committees.aberdeencity.gov.uk/ieListDocuments.aspx?CId=149&MId=5813&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.

DETERMINATION OF EXEMPT BUSINESS

1. The Committee was requested to determine that item 9.1 (Application for Taxi Driver Licence – Review) of business which contained exempt information as described in Schedule 7(A) of the Local Government (Scotland) Act 1973, be considered with the press and public excluded.

The Committee resolved:-

in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973, to exclude the press and public from the meeting during consideration of item 9.1 so as to avoid disclosure of exempt information of the classes described in paragraph 12 of Schedule 7(A) of the Act.

CONFIDENTIAL BUSINESS

2. The Committee noted that the applications listed in section 8 on the agenda and appendix B of the minute contained confidential information in terms of Section 50A 3(b) of the Local Government (Scotland) Act 1973 and therefore would be considered with the press and public excluded.

DECLARATIONS OF INTEREST

3. Members were requested to intimate any declarations of interest in respect of the items on today's agenda.

Thereafter, the following declarations of interest were intimated:

- (i) Councillor Stuart declared an interest in relation to item 6.9 (Application for the Grant of a Taxi Operator's Licence – Stephen Mitchell) by virtue of knowing the applicant, and withdrew from the meeting prior to consideration of this item;
- (ii) Councillor Malik declared an interest in relation to items 6.6 (Application for the Grant of a Taxi Driver's Licence – Umar Farooq) and 9.1 (Application for Taxi

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- Licence - Review) by virtue of knowing the applicants, and withdrew from the meeting prior to consideration of both of these items; and
- (iii) Councillor Townson declared an interest in relation to item 9.1 (Application for Taxi Licence - Review) by virtue of knowing the applicant through previous court proceedings, and withdrew from the meeting prior to consideration of this item.

MINUTE OF PREVIOUS MEETING OF 13 JUNE 2017

4. The Committee had before it the minute of its meeting of 13 June 2017.

The Committee resolved:

to approve the minute as a correct record.

MINUTE OF THE MEETING OF THE TAXI CONSULTATION GROUP OF 27 JUNE 2017

5. The Committee had before it the minute of the meeting of the Taxi Consultation Group of 27 June 2017.

The Committee resolved:

- (i) in relation to item 5 (Operation Taber) of the minute, to agree to instruct the Head of Legal and Democratic Services to submit a service update on the process for dealing with all licence renewal applications to ensure that a robust and consistent system was in place to minimise the possibility of unlicensed vehicles and /or drivers operating within the city; and
- (ii) to otherwise note the contents of the minute.

APPLICATIONS FOR LICENCES

6. The Committee had before it, for its consideration, the applications listed in Appendix A to this minute.

The Committee resolved:

that all applications be determined on the basis shown in Appendix A and that all licences were subject to the Council's standard conditions unless otherwise stated.

CONFIDENTIAL INFORMATION

The press and public were excluded from the meeting for consideration of the applications listed in section 8 on the agenda and appendix B of the minute which contained confidential information in terms of Section 50A 3(b) of the Local Government (Scotland) Act 1973.

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APPLICATIONS FOR LICENCES

7. The Committee had before it, for its consideration, the applications listed in Appendix B to this minute.

The Committee resolved:

that all applications be determined on the basis shown in Appendix B and that all licences were subject to the Council's standard conditions unless otherwise stated.

In accordance with the decision recorded under article 1 of this minute, the following item was considered with the press and public excluded.

DECLARATION OF INTEREST

In accordance with article 2 of this minute, Councillor Townson left the meeting prior to consideration of the following item of business.

APPLICATION FOR TAXI LICENCE - REVIEW

8. to agree to accept a further application from the applicant on the basis of the material change of circumstances and to agree that the fee be waived should a further application be received.

MATTER OF URGENCY

At this juncture, the Convener intimated that he had directed in terms of Section 50(B)(4)(b) of the Local Government (Scotland) Act 1973, that the following item be accepted onto the agenda as a matter of urgency as the Licensing Team required to notify the applicant of the processing issue raised as soon as possible. The additional item would be considered as item 9.2 (Application for Taxi Driver Licence – Review) on the agenda.

EXEMPT BUSINESS

9. The Committee was requested to determine that the following additional item 9.2 (Application for Taxi Driver Licence – Review) of business which contained exempt information as described in Schedule 7(A) of the Local Government (Scotland) Act 1973, be considered with the press and public excluded.

The Committee resolved:-

in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973, to exclude the press and public from the meeting during consideration of the following item of

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business (article 10 of this minute refers) so as to avoid disclosure of exempt information of the classes described in paragraph 12 of Schedule 7(A) of the Act.

APPLICATION FOR TAXI LICENCE - REVIEW

10. The Committee received a verbal report from Mr Munro, Legal Advisor, regarding a review of an application for a taxi licence.

The Committee asked questions of Mr Munro.

The Committee resolved:

to agree to accept a further application from the applicant on the basis of the material change of circumstances and to agree that the fee be waived should a further application be received.

- COUNCILLOR JOHN REYNOLDS, Convener.

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APPENDIX A

1. **APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR OPERATOR'S LICENCE – ZOYE ANNE PATERSON**
Application Reference Number – 6/1

The Committee was advised that the application had been withdrawn.

2. **APPLICATION FOR THE GRANT OF A TEMPORARY PRIVATE HIRE CAR DRIVER'S LICENCE - VASILE-GIOVANI TOMA**
Application Reference Number – 6/2

With reference to article 27 of appendix A of the minute of the meeting of the Licensing Committee of 13 June 2017, the Committee had before it an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had been placed on the agenda as it required to be determined by 6 September 2017, and to date the applicant had not yet passed the required street knowledge test and he was also required (1) in accordance with the Immigration Act 2016 to provide proof of his right to work in the United Kingdom; and (2) in accordance with the Civic Government (Scotland) Act 1982 to provide his DVLA licence number to evidence that he had held a licence for 12 months prior to his application.

The applicant, Mr Vasile-giovani Toma, was not in attendance.

The Committee resolved:
to refuse the application.

3. **APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR DRIVER'S LICENCE - SHEILA MOFFAT**
Application Reference Number – 6/3

The Committee was advised that the application had been withdrawn.

4. **APPLICATION FOR THE GRANT OF A PRIVATE HIRE CAR DRIVER'S LICENCE - AHMED ALSAWY**
Application Reference Number – 6/4

With reference to article 19 of appendix A of the minute of the meeting of the Licensing Committee of 13 June 2017, the Committee had before it an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had been placed on the agenda as it required to be determined by 22 August 2017, and to date the applicant had not yet passed the required street knowledge test.

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The applicant, Mr Ahmed Alsawy, was not in attendance.

The Committee resolved:
to refuse the application.

5. APPLICATION FOR THE GRANT OF A PRIVATE HIRE CAR DRIVER'S LICENCE - HANNI BEDAWI
Application Reference Number – 6/5

With reference to article 20 of appendix A of the minute of the meeting of the Licensing Committee of 13 June 2017, the Committee had before it an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had been placed on the agenda as it required to be determined by 31 August 2017, and to date the applicant had not yet passed the required street knowledge test and he was also required (1) in accordance with the Immigration Act 2016 to provide proof of his right to work in the United Kingdom; and (2) in accordance with the Civic Government (Scotland) Act 1982 to provide his DVLA licence number to evidence that he had held a licence for 12 months prior to his application.

The applicant, Mr Hanni Bedawi, was not in attendance.

The Committee resolved:
to refuse the application.

DECLARATION OF INTEREST

In accordance with article 2 of this minute, Councillor Malik left the meeting prior to consideration of the following item of business.

6. APPLICATION FOR THE GRANT OF A TAXI DRIVER'S LICENCE – UMAR FAROOQ
Application Reference Number – 6/6

With reference to article 13 of appendix A of the minute of the meeting of the Licensing Committee of 13 June 2017, the Committee had before it an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had been placed on the agenda as it required to be determined by 8 September 2017, and to date the applicant had not yet passed the required street knowledge test.

The applicant, Mr Umar Farooq, was not in attendance.

The Committee resolved:
to refuse the application.

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7. **APPLICATION FOR THE GRANT OF A TAXI DRIVER'S LICENCE – RAVINDRAN NARAYARAN**
Application Reference Number – 6/7

The Committee was advised that the application had been withdrawn.

8. **APPLICATION FOR THE GRANT OF A TEMPORARY PRIVATE HIRE CAR OPERATOR'S LICENCE – ABERDEEN TAXIS LTD**
Application Reference Number – 6/8

The Committee had before it an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had been placed on the agenda as the application had to be determined by 22 November 2017 and the vehicle proposed did not meet the Committee's policy on vehicle type and the applicant was also seeking an exemption from the Committee's policy that no advertising, including branding, was allowed on private hire vehicles.

The applicant, Mr Nosciech Kobialka, Aberdeen Taxis Ltd, was in attendance and spoke in support of the application explaining why he believed the vehicle should be exempt from the Committee's policy on advertising and vehicle type. The applicant advised that he was seeking to promote hydrogen technology on the car and no other advertisement was to be displayed on the vehicle.

The Committee asked questions of the applicant.

The Committee resolved:

to approve the application and thereby exempt the vehicle from the Committee's policies on vehicle type and advertising for private hire vehicles to enable the promotion of hydrogen technology only on the vehicle.

DECLARATION OF INTEREST

In accordance with article 2 of this minute, Councillor Stuart left the meeting prior to consideration of the following item of business.

9. **APPLICATION FOR THE GRANT OF A TAXI OPERATOR'S LICENCE – STEPHEN MITCHELL**
Application Reference Number – 6/9

With reference to article 12 of appendix A of the minute of the meeting of the Licensing Committee of 18 April 2017, the Committee had before it an information sheet prepared by the Head of Legal and Democratic Services which advised that this item was on the agenda because the application had been

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considered and refused within the last year as the applicant's vehicle had not undergone the required vehicle assessment.

Mr Munro, Legal Advisor, explained that in terms of paragraph 6 of Schedule 1 to the Civic Government (Scotland) Act 1982, where a licensing authority had refused an application, it should not, within one year of their refusal, entertain a subsequent application for the grant of the same kind of licence in respect of the same activity in the same area, unless in their opinion there had been a material change of circumstances. Therefore, before the Committee could determine the application, the Committee would have to decide if, in its opinion, there had been a material change.

The applicant, Mr Stephen Mitchell, was in attendance, accompanied by his wife who, on his behalf, explained the circumstances as to why the vehicle had not undergone in the required timescale and proposed that the material change was that the vehicle had now passed the test.

The Committee resolved:-

to agree that the reason given and confirmation that the vehicle had now passed the required vehicle test constituted a material change of circumstances and therefore to consider the application.

The Committee considered the application. The applicant was in attendance, accompanied by his wife, who spoke in support of the application on his behalf.

The Committee further resolved:-

to grant the licence and to agree a dispensation for the applicant's vehicle from the Council's accessible vehicle policy for the period of the licence only.

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APPENDIX B

1. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR DRIVER'S LICENCE
Application Reference Number – 8/01

The Committee had before it an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 29 July 2017.

The applicant was in attendance and spoke in support of the application.

The Committee heard from Mr Munro, Legal Advisor regarding the application.

The Committee asked questions of the applicant and Mr Munro.

The Committee resolved:

to refuse the application on the grounds that the applicant had not passed the required street knowledge test.

2. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number – 8/02

The Committee had before it an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 9 September 2017.

The applicant was in attendance and spoke in support of the application.

The Committee heard from Mr Munro, Legal Advisor regarding the application.

The Committee asked questions of the applicant.

The Committee resolved:

to defer consideration of the application to allow a medical report to be received from OH Assist and to agree that should the applicant meet the Group 2 DVLA medical criteria, the Head of Legal and Democratic Services could grant the application under delegated powers, or otherwise that the application be referred to a meeting of the Licensing Urgent Business Sub Committee for consideration.

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**3. APPLICATION FOR THE RENEWAL OF A TAXI BOOKING OFFICE LICENCE
Application Reference Number – 8/03**

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 13 September 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 7 April 2017.

Mr Munro, Legal Advisor, advised that Police Scotland wished to lodge a further letter of representation in respect of the application and highlighted that this was submitted beyond the statutory time period within which such letters must be received. He further advised that the Committee might consider late representations if it was satisfied there was a sufficient reason why it was not made in the time required.

The Committee heard from Sergeant Flett, Police Scotland, who explained why the further letter of representation was late.

The applicant was in attendance, accompanied by an employee from the booking office, and confirmed he had received a copy of the letter and that he had no objection to the letter being entered into proceedings.

The Committee resolved:-

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

The Committee also had before it a further letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 30 May 2017.

The applicant was in attendance, accompanied by an employee from the booking office, and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:

to grant the application.

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4. APPLICATION FOR THE GRANT OF A TAXI DRIVER'S LICENCE
Application Reference Number – 8/04

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 22 September 2017; and (2) a letter of objection from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 7 April 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of objection.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:
to grant the application.

5. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number – 8/05

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 22 October 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 23 May 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:
to grant the application.

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6. APPLICATION FOR THE GRANT OF A TAXI DRIVER'S LICENCE
Application Reference Number – 8/06

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 3 October 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 28 April 2017.

Mr Munro, Legal Advisor, advised that the applicant had now passed the required street knowledge test.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:
to grant the application.

7. APPLICATION FOR THE GRANT OF A TAXI DRIVER'S LICENCE
Application Reference Number – 8/07

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 26 September 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 20 April 2017.

Mr Munro, Legal Advisor, advised that Police Scotland wished to lodge a further letter of representation in respect of the application and highlighted that this was submitted beyond the statutory time period within which such letters must be received. He further advised that the Committee might consider late representations if it was satisfied there was a sufficient reason why it was not made in the time required.

The Committee heard from Sergeant Flett, Police Scotland, who explained why the further letter of representation was late.

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The applicant was in attendance and confirmed he had received a copy of the letter and that he had no objection to the letter being entered into proceedings.

The Committee resolved:-

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

The Committee also had before it a further letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 1 May 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee further resolved:

to defer consideration of the application to enable the applicant to undertake the street knowledge test, and to agree that should the applicant pass the required test, the Head of Legal and Democratic Services could grant the application under delegated powers, or otherwise that the application be referred to the next meeting of the Committee for consideration.

8. APPLICATION FOR THE GRANT OF A TAXI DRIVER'S LICENCE
Application Reference Number – 8/08

The Committee had before it an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 26 September 2017.

Mr Munro, Legal Advisor, advised that Police Scotland wished to lodge a letter of representation in respect of the application and highlighted that this was submitted beyond the statutory time period within which such letters must be received. He further advised that the Committee might consider late representations if it was satisfied there was a sufficient reason why it was not made in the time required.

The Committee heard from Sergeant Flett, Police Scotland, who explained why the letter of representation was late.

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The applicant was in attendance and confirmed he had received a copy of the letter and that he had no objection to the letter being entered into proceedings.

The Committee resolved:-

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

The Committee also had before it a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 21 June 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee further resolved:

to agree that the applicant be exempt from the street knowledge test requirement on the basis of the mitigating circumstances presented by the applicant and thereby to grant the application.

9. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number – 8/09

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 21 September 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 19 April 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

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The Committee resolved:

to defer consideration of the application to enable the applicant to provide the required DVLA licence number to evidence that he had held a licence for 12 months prior to his application and to agree that should the applicant provide the information required and that this be verified, the Head of Legal and Democratic Services could grant the application under delegated powers, or otherwise that the application be referred to the next meeting of the Committee for consideration.

**10. APPLICATION FOR THE GRANT OF A TAXI DRIVER'S LICENCE
Application Reference Number – 8/10**

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 28 September 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 27 April 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:

to grant the application.

**11. APPLICATION FOR THE GRANT OF A TAXI DRIVER'S LICENCE
Application Reference Number – 8/11**

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 16 September 2017; and (2) a letter of objection from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 12 April 2017.

Mr Munro, Legal Advisor, advised that Police Scotland wished to lodge a letter of representation in respect of the application and highlighted that this was submitted beyond the statutory time period within which such letters must be received. He further advised that the Committee might consider late

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representations if it was satisfied there was a sufficient reason why it was not made in the time required.

The Committee heard from Sergeant Flett, Police Scotland, who explained why the letter of representation was late.

The applicant was in attendance and confirmed he had received a copy of the letter and that he had no objection to the letter being entered into proceedings.

The Committee resolved:-

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

The Committee also had before it a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 10 May 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:

to grant the application.

12. APPLICATION FOR THE GRANT OF A TEMPORARY TAXI OPERATOR'S LICENCE
Application Reference Number – 8/12

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 9 October 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 28 April 2017.

The applicant was in attendance.

Sergeant Flett was in attendance on behalf of Police Scotland's letter.

Mr Munro, Legal Advisor, advised that the applicant had also applied for the grant of a full taxi operator's licence and this was to be considered later on

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today's agenda. Given a letter of representation from Police Scotland had been received, if approved, a temporary licence would not be able to come into effect any earlier than a grant of a full licence, due to the statutory twenty eight day appeal period.

The Committee resolved:

to agree not to consider the application.

**13. APPLICATION FOR THE GRANT OF A TAXI OPERATOR'S LICENCE
Application Reference Number – 8/13**

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 28 September 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 28 April 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:

to grant the application.

**14. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR
OPERATOR'S LICENCE
Application Reference Number – 8/14**

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 26 October 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 26 May 2017.

The applicant was in attendance, accompanied by two colleagues, and spoke in support of the application.

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Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:
to grant the application.

15. APPLICATION FOR THE GRANT OF A PRIVATE HIRE CAR OPERATOR'S LICENCE
Application Reference Number – 8/15

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 14 September 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 7 April 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:
to grant the application.

16. APPLICATION FOR THE GRANT OF A PRIVATE HIRE CAR OPERATOR'S LICENCE
Application Reference Number – 8/16

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 30 September 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 28 April 2017.

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The applicant was in attendance, accompanied by two colleagues, and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:
to grant the application.

17. APPLICATION FOR THE GRANT OF A TAXI OPERATOR'S LICENCE
Application Reference Number – 8/17

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 2 October 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 28 April 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:
to defer consideration of the application to enable the applicant's vehicle to pass the required vehicle test and to agree that should the vehicle pass the test, the Head of Legal and Democratic Services could grant the application under delegated powers, or otherwise that the application be referred to the next meeting of the Committee for consideration.

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18. **APPLICATION FOR THE GRANT OF A TEMPORARY PRIVATE HIRE CAR OPERATOR'S LICENCE**
Application Reference Number – 8/18

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 2 October 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 2 June 2017.

The applicant was in attendance.

Sergeant Flett was in attendance on behalf of Police Scotland's letter.

Mr Munro, Legal Advisor, advised that the applicant had also applied for the grant of a full taxi operator's licence and this was to be considered later on today's agenda. Given a letter of representation from Police Scotland had been received, if approved, a temporary licence would not be able to come into effect any earlier than a grant of a full licence, due to the statutory twenty eight day appeal period.

The Committee resolved:

to agree not to consider the application.

19. **APPLICATION FOR THE GRANT OF A PRIVATE HIRE CAR OPERATOR'S LICENCE**
Application Reference Number – 8/19

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 2 October 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 2 June 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

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The Committee resolved:
to grant the application.

20. APPLICATION FOR THE GRANT OF A TEMPORARY TAXI OPERATOR'S LICENCE
Application Reference Number – 8/20

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 30 September 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 25 April 2017.

The applicant was in attendance.

Sergeant Flett was in attendance on behalf of Police Scotland's letter.

Mr Munro, Legal Advisor, advised that the applicant had also applied for the grant of a full taxi operator's licence and this was to be considered later on today's agenda. Given a letter of representation from Police Scotland had been received, if approved, a temporary licence would not be able to come into effect any earlier than a grant of a full licence, due to the statutory twenty eight day appeal period.

The Committee resolved:
to agree not to consider the application.

21. APPLICATION FOR THE GRANT OF A TAXI OPERATOR'S LICENCE
Application Reference Number – 8/21

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 30 September 2017; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 25 April 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

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The applicant summed up his case.

The Committee resolved:

to grant the application.

22. APPLICATION FOR THE GRANT OF A PRIVATE HIRE CAR DRIVER'S LICENCE

Application Reference Number – 8/22

The Committee had before it an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 27 August 2017.

The applicant was in attendance and spoke in support of the application.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of the applicant and Sergeant Flett.

Sergeant Flett summed up on behalf of Police Scotland.

The applicant summed up his case.

The Committee resolved:

to defer consideration of the application to (1) allow a medical report to be received from OH Assist and (2) enable the applicant to undertake the street knowledge test, and to agree that should the applicant meet the Group 2 DVLA medical criteria and pass the street knowledge test, the Head of Legal and Democratic Services could grant the application under delegated powers, or otherwise that the application be referred to the meeting of the Licensing Urgent Business Sub Committee for consideration.

LICENSING COMMITTEE