

LEGAL AND DEMOCRATIC SERVICES

COMMITTEE DECISION SHEET

LICENSING COMMITTEE - TUESDAY, 17 APRIL 2018

Please let the Committee Officer know as soon as possible if you do not agree with any action proposed in this decision sheet. These are decisions of the Committee and there is an expectation that action will be taken. If for any reason it is apparent that you will not be able to act on these instructions in full or in part or that there will be a delay, please let the Committee Officer know as it may be necessary to advise the Committee or seek further instructions from the Committee.

	Item Title	Committee Decision	Services Required to take action	Officer to Action
1.1	<u>Urgent Business</u>	The Committee resolved: There were no items of urgent business.	N/A	
2.1	<u>Exempt Business</u>	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 paragraphs 6, 8 and 10 of Schedule 7(A) of the Act.	N/A	
3.1	<u>Confidential Business</u>	The Committee resolved: to note that applications/requests to be heard in private and treated as confidential information in terms of Section 50(A)(3)(b) of the Local Government (Scotland) Act 1973 are listed at item 7 on the agenda.	N/A	
4.1	<u>Declarations of Interest</u>	The Committee resolved: The following declaration of interest was intimated at this time: (i) Councillor Malik, Convener, declared an interest in relation to item 8.10	N/A	

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		(Application for the Renewal of a Private Hire Car Driver's Licence – Rajneesh Rattan), by virtue of knowing the applicant, and withdrew from the meeting prior to consideration of this item.		
5.1	<u>Request for Deputation in relation to item 8.25 (Taxi Fare Review) from Mr Matthews, Aberdeen International Airport</u>	<u>The Committee resolved:</u> to note the deputation and that it would be heard immediately prior to consideration of item 8.25 (Taxi Fare Review) on the agenda.	N/A	
5.2	<u>Request for Deputation in relation to item 8.25 (Taxi Fare Review) from Mr McColl, Aberdeen Taxi Group</u>	<u>The Committee resolved:</u> to note the deputation and that it would be heard immediately prior to consideration of item 8.25 (Taxi Fare Review) on the agenda.	N/A	
6.1	<u>Minute of Meeting of 6 February and 14 March 2018 - for approval</u>	<u>The Committee resolved:</u> to approve the minute as a correct record.	Committee Services	A Swanson
6.2	<u>Minutes of the Meetings of the Licensing Urgent Business Sub Committee of 25 January and 15, 20, 23 and 28 February 2018 - for approval</u>	<u>The Committee resolved:</u> to approve the minutes as correct records.	Committee Services	A Swanson
6.3	<u>Minute of the Meeting of the Licensing Evidential Hearings Sub Committee of 19 February 2018</u>	<u>The Committee resolved:</u> to approve the minute as a correct record subject to amending the date in the sederunt from 2017 to 2018.	Committee Services	A Swanson

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6.4	<u>Minutes of the Meetings of the Licensing Sub Committee of 21 and 22 March and 3 April 2018 - for approval</u>	The Committee resolved: to approve the minutes as correct records.	Committee Services	A Swanson
6.5	<u>Committee Business Planner</u>	The Committee resolved: to agree that the reports on the taxi demand survey and taxi rank review scheduled to be submitted at the Committee's meeting in June would be delayed to the Committee's meeting on 21 August 2018 to provide sufficient time for the external company to complete the survey and review.	Committee Services	A Swanson
7.1	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to refuse the application.	Licensing	J Wilson/L May
7.2	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
7.3	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
7.4	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: (i) to refuse the application; (ii) to agree that should the applicant meet the Group 2 DVLA medical criteria following receipt of a further medical report this would result in a material change of circumstance and therefore a new application could be processed for the applicant; and	Licensing	J Wilson/L May

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		(iii) should the applicant submit a new application, to agree to waive the fee for that single application and the requirement for the applicant to undertake a street knowledge test.		
7.5	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to defer consideration of the application to allow a medical report from OH Assist to be received and to agree that should the applicant meet the Group 2 DVLA medical criteria, the Chief Officer - Governance could grant the application under delegated powers, or otherwise that the application be referred to a meeting of the Licensing Sub Committee for consideration.	Licensing	J Wilson/L May
7.6	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to defer consideration of the application to allow a medical report from OH Assist to be received and to agree that should the applicant meet the Group 2 DVLA medical criteria, the Chief Officer - Governance could grant the application under delegated powers, or otherwise that the application be referred to a meeting of the Licensing Sub Committee for consideration.	Licensing	J Wilson/L May
7.7	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to defer consideration of the application to allow a medical report from OH Assist to be received and to agree that should the applicant meet the Group 2 DVLA medical criteria, the Chief Officer - Governance could grant the application under delegated powers, or otherwise that the application be referred to a meeting of the Licensing Sub	Licensing	J Wilson/L May

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		Committee for consideration.		
7.8	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to defer consideration of the application to allow a medical report from OH Assist to be received and to agree that should the applicant meet the Group 2 DVLA medical criteria, the Chief Officer - Governance could grant the application under delegated powers, or otherwise that the application be referred to a meeting of the Licensing Sub Committee for consideration.	Licensing	J Wilson/L May
7.9	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
7.10	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to defer consideration of the application to allow a medical report from OH Assist to be received and to agree that should the applicant meet the Group 2 DVLA medical criteria, the Chief Officer - Governance could grant the application under delegated powers, or otherwise that the application be referred to a meeting of the Licensing Sub Committee for consideration.	Licensing	J Wilson/L May
7.11	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
7.12	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: (i) to refuse the application; (ii) to agree that should the applicant meet	Licensing	J Wilson/L May

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		<p>the Group 2 DVLA medical criteria following receipt of a further medical report this would result in a material change of circumstance and therefore a new application could be processed for the applicant; and</p> <p>(iii) should the applicant submit a new application, to agree to waive the fee for that single application and the requirement for the applicant to undertake a street knowledge test.</p>		
7.13	<u>Application for the Grant of a Taxi Driver's Licence</u>	The Committee resolved: to refuse the application.	Licensing	J Wilson/L May
7.14	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to defer consideration of the application to allow a medical report from OH Assist to be received and to agree that should the applicant meet the Group 2 DVLA medical criteria, the Chief Officer - Governance could grant the application under delegated powers, or otherwise that the application be referred to a meeting of the Licensing Sub Committee for consideration.	Licensing	J Wilson/L May
7.15	<u>Application for the Renewal of a Taxi Driver's Licence</u>	The Committee resolved: to defer consideration of the application to allow a medical report from OH Assist to be received and to agree that should the applicant meet the Group 2 DVLA medical criteria, the Chief Officer - Governance could grant the application under delegated powers, or otherwise that the application be referred to a meeting of the Licensing Sub Committee for consideration.	Licensing	J Wilson/L May

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7.16	<u>Application for the Renewal of a Taxi Driver's Licence</u>	<u>The Committee resolved:</u> to defer consideration of the application to allow a medical report from OH Assist to be received and to agree that should the applicant meet the Group 2 DVLA medical criteria, the Chief Officer - Governance could grant the application under delegated powers, or otherwise that the application be referred to a meeting of the Licensing Sub Committee for consideration.	Licensing	J Wilson/L May
7.17	<u>Application for the Renewal of a Taxi Driver's Licence</u>	<u>The Committee resolved:</u> to defer consideration of the application to allow a medical report from OH Assist to be received and to agree that should the applicant meet the Group 2 DVLA medical criteria, the Chief Officer - Governance could grant the application under delegated powers, or otherwise that the application be referred to a meeting of the Licensing Sub Committee for consideration.	Licensing	J Wilson/L May
7.18	<u>Application for the Grant of a Taxi Driver's Licence</u>	<u>The Committee resolved:</u> to defer consideration to the next meeting of the Committee or a meeting of the Sub Committee to enable the applicant to be present.	Licensing	J Wilson/L May
7.19	<u>Application for the Renewal of a Taxi Driver's Licence</u>	<u>The Committee resolved:</u> to agree that the applicant be exempt from the requirement to undertake a street knowledge test on the basis of the individual circumstances and thereby to grant the application.	Licensing	J Wilson/L May
7.20	<u>Application for the Renewal of a Private Hire Car Driver's Licence</u>	<u>The Committee resolved:</u> (i) to refuse the application; and	Licensing	J Wilson/L May

	Item Title	Committee Decision	Services Required to take action	Officer to Action
		(ii) to instruct the Team Leader Licensing to write to the Council's occupational health provider regarding the content of the letter in respect of this applicant.		
8.1	<u>Renewal of a Licence for a House in Multiple Occupation - 8 Elmfield Terrace, Aberdeen</u>	<u>The Committee resolved:</u> to grant the licence.	HMO	A Thain/D Yeats
8.2	<u>Renewal of a Licence for a House in Multiple Occupation - 3 Cattofield Place, Aberdeen</u>	<u>The Committee resolved:</u> to grant the licence.	HMO	A Thain/D Yeats
8.3	<u>Renewal of a Licence for a House in Multiple Occupation - 37 Corthan Crescent, Aberdeen</u>	<u>The Committee resolved:</u> to grant the licence.	HMO	A Thain/D Yeats
8.4	<u>Application for the Renewal of a Street Trader's Licence - C&L Catering Partnership</u>	<u>The Committee resolved:</u> to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
8.5	<u>Application for the Grant of a Street Trader's Licence - Elaine Elrick</u>	<u>The Committee resolved:</u> to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
8.6	<u>Application for the Variation of a Street Trader's Licence - Elaine Sullivan "Sully Snacks"</u>	<u>The Committee resolved:</u> to refuse the application.	Licensing	J Wilson/L May

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8.7	<u>Application for a Public Charitable Collection - Emma Moore - ChiLEGALren Hospice Association Scotland</u>	The Committee resolved: to grant the application.	Licensing	J Wilson/L May
8.8	<u>Application for the Grant of a Private Hire Car Driver's Licence - Paul Bruce</u>	The Committee resolved: to refuse the application.	Licensing	J Wilson/L May
8.9	<u>Application for the Renewal of a Private Hire Car Driver's Licence - Ronald Forbes</u>	The Committee resolved: to defer consideration of the application to a meeting of the Sub Committee to provide another opportunity for the applicant to be present.	Licensing	J Wilson/L May
8.10	<u>Application for the Renewal of a Private Hire Car Driver's Licence - Rajneesh Rattan</u>	The Committee 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 street knowledge test, the Chief Officer - Governance could grant the application for a period of 6 months under delegated powers, or otherwise that the application be referred to the meeting of the Licensing Sub Committee for consideration.	Licensing	J Wilson/L May
8.11	<u>Application for the Renewal of a Private Hire Car Driver's Licence - Shaista Miah</u>	The Committee resolved: to defer consideration of the application to enable the applicant to undertake the street knowledge test and provide evidence of his right to work, and to agree that should the applicant pass the street knowledge test and provide the required evidence, the Chief Officer - Governance could grant the application under delegated powers, or otherwise that the application be referred to	Licensing	J Wilson/L May

	Item Title	Committee Decision	Services Required to take action	Officer to Action
		the meeting of the Licensing Sub Committee for consideration.		
8.12	<u>Application for the Renewal of a Private Hire Car Driver's Licence - Tula Miah</u>	The Committee resolved: to note that the application had been withdrawn.	Licensing	J Wilson/L May
8.13	<u>Application for the Renewal of a Private Hire Car Driver's Licence - Jakub Brzakalski</u>	The Committee resolved: (i) 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 street knowledge test, the Chief Officer - Governance could grant the application under delegated powers, or otherwise that the application be referred to the meeting of the Licensing Sub Committee for consideration; and (ii) to instruct the Team Leader Licensing to correspond with the applicant on the requirement for an interpreter.	Licensing	J Wilson/L May
8.14	<u>Application for the Renewal of a Taxi Driver's Licence - Gary Ewing</u>	The Committee resolved: to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
8.15	<u>Application for the Renewal of a Taxi Driver's Licence - Thomas Frisken</u>	The Committee resolved: to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
8.16	<u>Application for the Renewal of a Taxi Driver's Licence - Joel Jemine</u>	The Committee resolved: to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May

	Item Title	Committee Decision	Services Required to take action	Officer to Action
8.17	<u>Application for the Renewal of a Taxi Driver's Licence - Paul Robbie</u>	<u>The Committee resolved:</u> to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
8.18	<u>Application for the Renewal of a Taxi Driver's Licence - Stephen White</u>	<u>The Committee resolved:</u> to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
8.19	<u>Application for the Renewal of a Taxi Operator's Licence - David Knowles</u>	<u>The Committee resolved:</u> to note that the application had been withdrawn.	Licensing	J Wilson/L May
8.20	<u>Application for the Grant of a Taxi Operator's Licence - Omer Kus</u>	<u>The Committee resolved:</u> to note that the application had been withdrawn.	Licensing	J Wilson/L May
8.21	<u>Application for the Renewal of a Taxi Operator's Licence - Moncef Meskini</u>	<u>The Committee resolved:</u> to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
8.22	<u>Application for the Renewal of a Taxi Operator's Licence - Rainbow City Cars Ltd - T574</u>	<u>The Committee resolved:</u> to note that the application had been granted under delegated powers.	Licensing	J Wilson/L May
8.23	<u>Application for the Renewal of a Taxi Operator's Licence - Philip Ritchie</u>	<u>The Committee resolved:</u> to note that the application had been withdrawn.	Licensing	J Wilson/L May
8.24	<u>Application for the Renewal of a Private Hire Car Driver's Licence -</u>	<u>The Committee resolved:</u> to note that the application had been	Licensing	J Wilson/L May

	Item Title	Committee Decision	Services Required to take action	Officer to Action
	<u>Michael Cheyne</u>	withdrawn.		
9.1	<u>Process and Performance For Medical Assessments In Relation To Taxi and Private Hire Car Drivers</u>	The Committee resolved: note the processes and performance of Aberdeen City Council's independent medical provider, in relation to taxi and private hire car driver medical referrals.	Licensing	J Wilson/L May
8.25	<u>Taxi Fare Review</u>	The Committee resolved: (i) to approve for consultation the fare review options set out at section 4 of the report subject to the options stating clearly which were third party charges and the retention of the wording (non-airport taxis only) at Surcharge 8; and instructs the Chief Officer - Governance to conduct a consultation as outlined in section 5 below on the same subject to; and (ii) to instruct the Chief Officer - Governance to submit a report to the Licensing Committee on 5 June 2018 on the outcome of the fare review proposal consultation and seeking a final decision on the future fee levels to be adopted from 26 June 2018.	Licensing	J Wilson/L May/K Gatherum

If you require any further information about this decision sheet, please contact Allison Swanson, tel 01224 522822 or email aswanson@aberdeencity.gov.uk