

## LEGAL AND DEMOCRATIC SERVICES

### COMMITTEE DECISION SHEET

#### LICENSING COMMITTEE - TUESDAY, 21 AUGUST 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>	There were no items of urgent business.	N/A	
2.1	<u>Exempt Business</u>	There were no items of exempt business.	N/A	
3.1	<u>Confidential Business</u>	<b>The Committee resolved:</b> 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 were listed at item 9 on the agenda.	N/A	
4.1	<u>Declarations of Interest</u>	There were no declarations of interest.	N/A	
5.1	<u>Requests for Deputation</u>	There were no requests for deputation.	N/A	
6.1	<u>Minutes of Previous Meetings of 5 June and 9 July 2018</u>	<b>The Committee resolved:</b> to approve the minutes as correct records.	N/A	
6.2	<u>Minutes of the Meetings of the Licensing Sub Committee of 4 and 22 June 2018</u>	<b>The Committee resolved:</b> to approve the minutes as correct records.	N/A	

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6.3	<b><u>Minute of the Meeting of the Taxi and Private Hire Car Consultation Group of 27 June 2018</u></b>	<p><b>The Committee resolved:</b></p> <p>(i) to note the minute; and</p> <p>(ii) to approve the request by Mr McLeod to join the Taxi and Private Hire Car Consultation Group as the Licensed Taxi Offices representative and to instruct the Licensing Team Leader to notify all Taxi Offices of the appointed representative.</p>	Licensing	J Wilson
6.4	<b><u>Committee Business Planner</u></b>	<p><b>The Committee resolved:</b></p> <p>(i) to note that items 5 (Driver Training – Satellite Navigation) and 6 (Possible Methods of Delivery of Driver Training) had been delayed to the meeting of the Committee on 19 February 2019, in light of the Committee's decision regarding the delayed implementation of the wheelchair accessible policy;</p> <p>(ii) to note that item 7 (Sexual Entertainment Licences) had been delayed to a future meeting of the Committee as the legislation had still not been enacted, and a report presenting the options for consideration would be submitted once the legislation had been published; and</p> <p>(iii) to otherwise note the content of the business planner.</p>	<p>Committee Services</p> <p>Committee Services</p>	<p>A Swanson</p> <p>A Swanson</p>
7.1	<b><u>Notices of Motion</u></b>	There were no Notices of Motion.		
8.1	<b><u>Referrals</u></b>	There were no referrals.		

	Item Title	Committee Decision	Services Required to take action	Officer to Action
9.1	<b><u>Application for the Grant of a Taxi Driver's Licence</u></b>	<b><u>The Committee resolved:</u></b> to refuse the application.	Governance	J Wilson/A Munro
9.2	<b><u>Application for the Renewal of a Taxi Driver's Licence</u></b>	<b><u>The Committee resolved:</u></b> to defer consideration of the application to allow a medical report from the Council's new Occupational Health Provider 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.	Governance	J Wilson/A Munro
9.3	<b><u>Application for the Renewal of a Taxi Driver's Licence</u></b>	<b><u>The Committee resolved:</u></b> to defer consideration of the application to allow a medical report from the Council's Occupation Health provider 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.	Governance	J Wilson/A Munro
9.4	<b><u>Application for the Renewal of a Taxi Driver's Licence</u></b>	<b><u>The Committee resolved:</u></b> to defer consideration of the application to allow a medical report from the Council's new Occupational Health Provider 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	Governance	J Wilson/A Munro

	Item Title	Committee Decision	Services Required to take action	Officer to Action
		Committee for consideration.		
9.5	<b><u>Application for the Renewal of a Taxi Driver's Licence</u></b>	<b>The Committee resolved:</b> to refuse the application.	Governance	J Wilson/A Munro
9.6	<b><u>Application for the Renewal of a Taxi Driver's Licence</u></b>	<b>The Committee resolved:</b> to defer consideration of the application to allow a medical report from the Council's Occupation Health provider 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.	Governance	J Wilson/A Munro
9.7	<b><u>Application for the Renewal of a Taxi Driver's Licence</u></b>	<b>The Committee resolved:</b> (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 (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.	Governance	J Wilson/A Munro
9.8	<b><u>Application for the Renewal of a Taxi Driver's Licence</u></b>	<b>The Committee resolved:</b> to defer consideration of the application to allow a medical report from the Council's new Occupational Health Provider to be received and to agree that should the	Governance	J Wilson/A Munro

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		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.		
9.9	<b><u>Request for Exemption from the Street Knowledge Test</u></b>	<b><u>The Committee resolved:</u></b> to agree to waive the requirement for the applicant to undertake a street knowledge test on the basis of the individual circumstances.	Governance	J Wilson/A Munro
10.1	<b><u>Grant of a Licence for a House in Multiple Occupation - Flat 1, 438 Union Street, Aberdeen</u></b>	<b><u>The Committee resolved:</u></b> to note that the licence had been granted under delegated powers.	Operations and Protective Services	A Thain/D Yeats
10.2	<b><u>Grant of a Licence for a House in Multiple Occupation - Flat 2, 438 Union Street, Aberdeen</u></b>	<b><u>The Committee resolved:</u></b> to note that the licence had been granted under delegated powers.	Operations and Protective Services	A Thain/D Yeats
10.3	<b><u>Grant of a Licence for a House in Multiple Occupation - Flat 3, 438 Union Street, Aberdeen</u></b>	<b><u>The Committee resolved:</u></b> to note that the licence had been granted under delegated powers.	Operations and Protective Services	A Thain/D Yeats
10.4	<b><u>Grant of a Licence for a House in Multiple Occupation - 10C Powis Circle, Aberdeen</u></b>	<b><u>The Committee resolved:</u></b> to note that the licence had been granted under delegated powers.	Operations and Protective Services	A Thain/D Yeats
10.5	<b><u>Grant of a Licence for a House in Multiple Occupation - 157 Cornhill Drive Aberdeen</u></b>	<b><u>The Committee resolved:</u></b> to note that the licence had been granted under delegated powers.	Operations and Protective Services	A Thain/D Yeats
10.6	<b><u>Grant of a Licence for a House in Multiple Occupation - 180 Forest Avenue Aberdeen</u></b>	<b><u>The Committee resolved:</u></b> to defer consideration of the application until the works were completed, after which time the Private Sector Housing Manager could grant the licence under delegated powers if	Operations and Protective Services	A Thain/D Yeats

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		appropriate.		
10.7	<b><u>Grant of a Licence for a House in Multiple Occupation - Top floor flat, 35 Kings Crescent Aberdeen</u></b>	<b>The Committee resolved:</b> to defer consideration of the application until the works were completed, after which time the Private Sector Housing Manager could grant the licence under delegated powers if appropriate.	Operations and Protective Services	A Thain/D Yeats
10.8	<b><u>Grant of a Licence for a House in Multiple Occupation - 29 Middlefield Place, Aberdeen</u></b>	<b>The Committee resolved:</b> to defer consideration of the application until the works were completed, after which time the Private Sector Housing Manager could grant the licence under delegated powers if appropriate.	Operations and Protective Services	A Thain/D Yeats
10.9	<b><u>Application for the Grant of a Street Trader's Licence - Stephen Collie</u></b>	<b>The Committee resolved:</b> to defer consideration of the application to allow a Certificate of Compliance to be received and to agree that should a certificate be received, 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.	Governance	J Wilson/A Munro
10.10	<b><u>Application for the Renewal of a Taxi Driver's Licence - Gary Borland</u></b>	<b>The Committee resolved:</b> to note that the application had been granted under delegated powers.	Governance	J Wilson/A Munro
10.11	<b><u>Application for the Renewal of a Taxi Driver's Licence - James Hutchison</u></b>	<b>The Committee resolved:</b> to note that the application had been granted under delegated powers.	Governance	J Wilson/A Munro
10.12	<b><u>Application for the Renewal of a Taxi Driver's Licence - Douglas Inglis</u></b>	<b>The Committee resolved:</b> to note that the application had been granted under delegated powers.	Governance	J Wilson/A Munro

	Item Title	Committee Decision	Services Required to take action	Officer to Action
10.13	<u>Application for the Renewal of a Private Hire Driver's Licence - Christopher Douglas</u>	<b>The Committee resolved:</b> to note that the application had been withdrawn.	Governance	J Wilson/A Munro
10.14	<u>Application for the Renewal of a Private Hire Driver's Licence - Genadijs Judins</u>	<b>The Committee resolved:</b> to refuse the application.	Governance	J Wilson/A Munro
10.15	<u>Application for the Grant of a Late Hours Catering Licence - Marco's, Belmont Street</u>	<b>The Committee resolved:</b> to defer consideration of the application to the next meeting of the Committee on 30 October 2018 to enable a report from Environmental Health to be received.	Governance	J Wilson/A Munro
11.1	<u>Taxi Demand Survey</u>	<b>The Committee resolved:</b> (i) note the results and recommendations of the Survey; (ii) agree that there was currently no evidence of significant unmet demand for the services of taxis in Aberdeen and therefore no need to increase the limit on the number of taxi licences; (iii) agree that there was no evidence of the overprovision of private hire cars in the locality of the City of Aberdeen and therefore no need to introduce a cap on private hire car licences; (iv) instruct the Chief Officer-Governance to consult on an informal basis with the Chief Officer Operations, as representative of the Council as Roads and Planning authority, the Chief Constable, Police Scotland, the Taxi and Private Hire Car Consultation Group, and the Disability Equity Partnership regarding the suggestion for establishing new taxi ranks at	Governance	F Bell/J Wilson/L May

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		(v) Upperkirkgate and Guild Street and discuss the under use of the ranks at St Andrews Street and Dee Street; and instruct the Chief Officer-Governance, to discuss with the Taxi and Private Hire Car Consultation Group, measures which could encourage more of the licensed vehicle fleet to operate during unsocial hours and which would help to address limitations in provision during such hours.		
11.2	<b><u>Review of Policy on Medical Standards for Taxi and Private Hire Car Drivers</u></b>	<b><u>The Committee resolved:</u></b> agree that the current policy on medical standards applied to applicants for taxi and private hire car drivers' licences, namely DVLA Group 2 Medical Standards, was fit for purpose.	Governance	F Bell/J Wilson/L May

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