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To: Councillor Reynolds, Convener; and Councillors Bell, Delaney, Malik and Townson.

Town House,
ABERDEEN 10 January 2019

LICENSING SUB COMMITTEE

The Members of the **LICENSING SUB COMMITTEE** are requested to meet in **Committee Room 5 - Town House on FRIDAY, 18 JANUARY 2019 at 1.00 pm.**

FRASER BELL
CHIEF OFFICER - GOVERNANCE

B U S I N E S S

DETERMINATION OF URGENT BUSINESS

- 1 There are no items of urgent business at this time.

CONFIDENTIAL BUSINESS

- 2 An item of confidential business is listed at item 7 on the agenda.

DECLARATIONS OF INTEREST

- 3 Members are requested to intimate any declarations of interest

GENERAL BUSINESS

- 4 Application for the Renewal of a Taxi Operator's Licence - Neil Alexander Robert Morrison (Pages 3 - 4)

- 5 Request for Exemption from the Street Knowledge Test - Lynne Bruce (Pages 5 - 6)
- 6 Request for Exemption from the Street Knowledge Test - William Forbes (Pages 7 - 8)

CONFIDENTIAL INFORMATION

Request 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.

- 7 Request for the Suspension of a Taxi Driver's Licence (Pages 9 - 14)

Website Address: www.aberdeencity.gov.uk

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

LICENSING SUB COMMITTEE INFORMATION SHEET

18 January 2019

TYPE OF APPLICATION: Taxi Licence - Renewal

APPLICANT: Neil Morrison **LICENCE:** T802

INFORMATION NOTE

Application submitted 27/07/2018
Must be determined by 26/01/2019

Application deferred from Licensing Committee meeting on 11 December 2018. To date, we are still awaiting confirmation that the vehicle has passed the Hackney inspection.

DESCRIPTION

Renewal Taxi Licence

CONSULTEES

- Police Scotland

OBJECTIONS/REPRESENTATIONS

Legal

COMMITTEE GUIDELINES/POLICY

A licensed vehicle must pass 2 hackney tests per year, one of which must be around the date of the licence renewal, as per Licensing Committee policy. Taxi Licence condition 5 requires that a vehicle be tested twice per year. Section 11(1) of Civic Government (Scotland) Act 1982 requires a licence holder to produce a vehicle for inspection as required by the Local Authority.

GROUNDS FOR REFUSAL

A licensing authority shall refuse an application to grant or renew a licence if, in their opinion—

(a) the applicant or, where the applicant is not a natural person, any director of it or partner in it or any other person responsible for its management, is either—

(i) for the time being disqualified from holding a licence, or

(ii) not a fit and proper person to be the holder of the licence;

(b)the activity to which it relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant or renewal of such a licence if he made the application himself;

(c)where the licence applied for relates to an activity consisting of or including the use of premises or a vehicle or vessel, those premises are not or, as the case may be, that vehicle or vessel is not suitable or convenient for the conduct of the activity having regard to—

(i)the location, character or condition of the premises or the character or condition of the vehicle or vessel;

(ii)the nature and extent of the proposed activity;

(iii)the kind of persons likely to be in the premises, vehicle or vessel;

(iv)the possibility of undue public nuisance; or

(v)public order or public safety; or

(d)there is other good reason for refusing the application;

and otherwise shall grant the application.

LICENSING SUB COMMITTEE INFORMATION SHEET

18 January 2019

TYPE OF APPLICATION: Exemption from policy – Street Knowledge

APPLICANT: Lynne Bruce **LICENCE:** N/A

INFORMATION NOTE

Taxi Driver Licence was held from 28 October 2008 until 31 October 2018 when it was not renewed and lapsed.

Under Licensing Committee policy, all intended applicants for a Taxi Driver Licence must pass the street knowledge test before a grant of taxi driver licence can be submitted.

Mrs Bruce is seeking exemption from this policy as her previous licence was let lapse in error and previously passed the knowledge test in 2008.

DESCRIPTION

Grant Taxi Driver Licence

CONSULTEES

- Police Scotland

OBJECTIONS/REPRESENTATIONS

Legal

COMMITTEE GUIDELINES/POLICY

Licensing Committee policy states that before any new grant application for a Taxi Driver Licence can be submitted the applicant must have passed the street knowledge test.

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LICENSING SUB COMMITTEE INFORMATION SHEET

18 January 2019

TYPE OF APPLICATION: Exemption from policy – Street Knowledge

APPLICANT: William Forbes **LICENCE:** N/A

INFORMATION NOTE

Taxi Driver Licence was held from 30 October 2008 until 31 October 2018 when it was not renewed and lapsed.

Under Licensing Committee policy, all intended applicants for a Taxi Driver Licence must pass the street knowledge test before a grant of taxi driver licence can be submitted.

Mr Forbes is seeking exemption from this policy as his previous licence was let lapse in error and previously passed the knowledge test in 2008.

DESCRIPTION

Grant Taxi Driver Licence

CONSULTEES

- Police Scotland

OBJECTIONS/REPRESENTATIONS

Legal

COMMITTEE GUIDELINES/POLICY

Licensing Committee policy states that before any new grant application for a Taxi Driver Licence can be submitted the applicant must have passed the street knowledge test.

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