

GOVERNANCE

DECISION SHEET

LICENSING COMMITTEE - WEDNESDAY, 21 FEBRUARY 2024

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	Cluster Required to take action	Officer to Action
1.1	<u>Urgent Business</u>	<u>The Committee resolved:</u> there was no urgent business.		
2.1	<u>Exempt Business</u>	<u>The Committee resolved:</u> (i) to note that item 10.1 (Short Term Let (Existing Operator) – 26 Whinhill Gate) was not exempt as previously indicated and would now be considered within the public section of the agenda; and (ii) in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude the press and public from the meeting during consideration of the following items of business:- <ul style="list-style-type: none">• item 10.3 – Request for Suspension (Paragraph 11 and 12) – Taxi Driver Licence;• item 10.4 – Taxi Driver Licence - Renewal;• item 10.5 – Street Trader Licence - Grant;• item 10.6 – Taxi Driver Licence -		

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		Renewal; <ul style="list-style-type: none"> • item 10.7 – Temporary Taxi Driver Licence - Grant; and • item 10.8 – Second Hand Dealer Licence – Grant. 		
3.1	<u>Declarations of Interest and Transparency Statements</u>	<u>The Committee resolved:</u> there were no declarations of interest or transparency statements intimated.		
4.1	<u>Deputations</u>	<u>The Committee resolved:</u> there were no deputations.		
5.1	<u>Minute of Previous Meeting of 12 December 2023</u>	<u>The Committee resolved:</u> to approve the minute.		
5.2	<u>Minute of Meeting of the Licensing Sub Committee of 11 January 2024</u>	<u>The Committee resolved:</u> to approve the minute.		
5.3	<u>Minute of Meeting of the Licensing Sub Committee of 26 January 2024</u>	<u>The Committee resolved:</u> to approve the minute.		
5.4	<u>Minutes of Meetings of the Taxi and Private Hire Car Consultation Group of 6 December 2023 and 6 February 2024</u>	<u>The Committee resolved:</u> to note the minutes.		
5.5	<u>Committee Business Planner</u>	<u>The Committee resolved:</u> (i) to note the reason for deferral outlined		

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		<p>within the planner in relation to item 5 (Taxi Driver Training); and</p> <p>(ii) to otherwise note the business planner.</p>		
6.1	<u>Notices of Motion</u>	<u>The Committee resolved:</u> there were none.		
7.1	<u>Membership and Remit of the Taxi and Private Hire Car Consultation Group - Referral from Taxi and Private Hire Car Consultation Group of 6 December 2023</u>	<u>The Committee resolved:</u> to instruct the Chief Officer – Governance to submit a report to the Licensing Committee at their meeting in April 2024 on the request for an additional representative from the taxi trade as the Taxi Trade’s Disability Liaison member.		
7.2	<u>Executive Hire Transport in the City - Referral from Taxi and Private Hire Car Consultation Group of 6 December 2023</u>	<u>The Committee resolved:</u> to instruct the interim Chief Officer – Governance (Legal) to write to the Scottish Government requesting that the recently passed legislation be expedited as soon as possible in order for Local Authorities to address the number of complaints being received regarding the un-licensed Executive Hire loophole.		
8.1	<u>Late Hours Catering Policy - COM/24/057</u>	<u>The Committee resolved:</u> to agree that no formal review process was required for Late Hours Catering licences at this time.		
8.2	<u>Back Wynd Taxi Rank Hours of Operation - COM/24/056</u>	<u>The Committee resolved:</u> (i) to authorise the Chief Officer - Governance to undertake a consultation exercise on increasing the hours of operation of the Back		

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		(ii) Wynd taxi rank to 24 hours a day; and to instruct the Chief Officer (Governance) to report the results of the consultation exercise to the Committee at the meeting on 24 April 2024.		
9.1	<u>House In Multiple Occupation - Renewal - 61 Raeden Crescent</u>	<u>The Committee resolved:</u> The Committee were advised that the licence had been granted under delegated powers.		
9.2	<u>House in Multiple Occupation - Renewal - 168 Morrison Drive</u>	<u>The Committee resolved:</u> The Committee were advised that the application had been withdrawn.		
9.3	<u>House in Multiple Occupation - Renewal - Third Floor Flat, 21 Justice Street</u>	<u>The Committee resolved:</u> The Committee were advised that the application had been withdrawn.		
9.4	<u>House in Multiple Occupation - New - 406 Union Street</u>	<u>The Committee resolved:</u> The Committee were advised that the licence had been granted under delegated powers.		
9.5	<u>Short Term Let (Existing Operator) - Flat 34 Fraser House, 9 Market Street</u>	<u>The Committee resolved:</u> to grant the licence.		
9.6	<u>Short Term Let (New Operator) - 74 Craigiebuckler Avenue</u>	<u>The Committee resolved:</u> to grant the licence.		

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9.7	<u>Short Term Let (Existing Operator) - 79 Ashgrove Avenue</u>	<u>The Committee resolved:</u> to grant the licence.		
9.8	<u>Short Term Let (Existing Operator) - 170 Ocean Apartments, 52-54 Park Road</u>	<u>The Committee resolved:</u> to defer consideration of the application until the necessary upgrading works are completed, after which time the Chief Officer - Early Intervention and Community Empowerment could grant the licence under delegated powers if appropriate.		
9.9	<u>Taxi Driver Complaint - Mame Leye Mbaye</u>	<u>The Committee resolved:</u> <u>Complaint 1</u> (i) to issue a warning to the licence holder that any similar conduct in this regard may result in the suspension or revocation of the licence; (ii) to agree to take no further action; and <u>Complaint 2</u> (iii) to defer this complaint until the next meeting of the Committee.		
9.10	<u>Taxi Driver Complaint - Adefemi (Tony) Adu</u>	<u>The Committee resolved:</u> to defer this item until the next meeting of the Committee.		
9.11	<u>Taxi Driver Complaint - Nikolay Malinov</u>	<u>The Committee resolved:</u> to defer this item until the next meeting of the Committee.		
9.12	<u>Taxi Driver Complaint - William McKenzie</u>	<u>The Committee resolved:</u> (i) to issue a warning to the licence holder that any similar conduct in this		

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		regard may result in the suspension or revocation of the licence; and (ii) to agree to take no further action.		
9.13	<u>Request for Exemption - Wheelchair Accessible Vehicle Policy - Steve Wilson</u>	The Committee resolved: to refuse the request for exemption from the Wheelchair Accessible Vehicle Policy.		
9.14	<u>Request for Exemption - Street Knowledge Test - Neil Murison</u>	The Committee resolved: to approve the request for exemption from the Street Knowledge Test.		
9.15	<u>Taxi Driver Licence Renewal - William Cameron</u>	The Committee resolved: to revoke the licence on the grounds that he is no longer a fit and proper person to hold the licence.		
10.1	<u>Short Term Let (Existing Operator) - 26 Whinhill Gate</u>	The Committee resolved: to grant the licence.		
10.2	<u>Short Term Let (Existing Operator) - 166 Bon Accord Street</u>	The Committee resolved: to defer consideration of the application until the necessary upgrading works are completed, after which time the Chief Officer - Early Intervention and Community Empowerment could grant the licence under delegated powers if appropriate.		
10.3	<u>Request for Suspension (Paragraphs 11 & 12) - Taxi Driver Licence</u>	The Committee resolved: to suspend the licence with immediate effect for the unexpired portion of the licence on the grounds of public safety.		

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10.4	<u>Taxi Operator Licence - Renewal</u>	<u>The Committee resolved:</u> to grant the renewal of the licence.		
10.5	<u>Street Trader Licence - Grant</u>	<u>The Committee resolved:</u> to grant the licence.		
10.6	<u>Taxi Driver Licence - Renewal</u>	<u>The Committee resolved:</u> to grant the renewal of the licence.		
10.7	<u>Temporary Taxi Driver Licence - Grant</u>	<u>The Committee resolved:</u> to grant the temporary licence.		
10.8	<u>Second Hand Dealer Licence - Grant</u>	<u>The Committee resolved:</u> to refuse the licence on the grounds that the applicant was not a fit and proper person.		
10.9	<u>Request for Exemption and Review - Wheelchair Accessible Vehicle Policy</u>	<u>The Committee resolved:</u> to approve the request for exemption from the Wheelchair Accessible Vehicle Policy.		
10.10	<u>Request for Exemption - Wheelchair Accessible Vehicle Policy</u>	<u>The Committee resolved:</u> to refuse the request for exemption from the Wheelchair Accessible Vehicle Policy.		
10.11	<u>Request for Exemption - Wheelchair Accessible Vehicle Policy</u>	<u>The Committee resolved:</u> to refuse the request for exemption from the Wheelchair Accessible Vehicle Policy.		
10.12	<u>Request for Exemption - Wheelchair Accessible Vehicle Policy</u>	<u>The Committee resolved:</u> to refuse the request for exemption from the Wheelchair Accessible Vehicle Policy.		

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10.13	<u>Request for Exemption - Wheelchair Accessible Vehicle Policy</u>	<u>The Committee resolved:</u> to refuse the request for exemption from the Wheelchair Accessible Vehicle Policy.		
10.14	<u>Request for Exemption - Wheelchair Accessible Vehicle Policy</u>	<u>The Committee resolved:</u> to refuse the request for exemption from the Wheelchair Accessible Vehicle Policy.		
10.15	<u>Request for Exemption - Wheelchair Accessible Vehicle Policy</u>	<u>The Committee resolved:</u> The Committee were advised that this item had been deferred to the next meeting of the Committee at the request of the applicant.		
10.16	<u>Request for Exemption - Wheelchair Accessible Vehicle Policy</u>	<u>The Committee resolved:</u> to approve the request for exemption from the Wheelchair Accessible Vehicle Policy.		
10.17	<u>Taxi Driver Licence - Renewal</u>	<u>The Committee resolved:</u> to refuse the renewal of the licence.		
10.18	<u>Taxi Driver Licence - Renewal</u>	<u>The Committee resolved:</u> to refuse the renewal of the licence.		
10.19	<u>Taxi Driver Licence - Renewal</u>	<u>The Committee resolved:</u> (i) to refuse the licence; and (ii) that should the applicant meet Group 2 Medical Standards and reapply, to waive the application fee and also the requirement to sit the Street Knowledge Test.		

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If you require any further information about this decision sheet, please contact Mark Masson, tel 01224 067556 or email mmasson@aberdeencity.gov.uk