

# LICENSING COMMITTEE INFORMATION SHEET

## SEPTEMBER 2020

### APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR DRIVER LICENCE

**LICENCE HOLDER:** Lawrence Morrison

**PRIVATE HIRE CAR DRIVER LICENCE:** PHD046

#### DESCRIPTION

- PHD Licence Expiry 31/01/2020
- Renewal Application submitted 31/01/2020
- Determination Date 30/10/2020

Licensing Committee policy from 2016 is that all Taxi and Private Hire Car drivers must pass the street knowledge test before a licence can be granted or if they already hold a licence without having passed the test, they must do so at the next renewal of their licence.

To date Mr Morrison has not sat the test. Mr Morrison was written to in February 2017 confirming he would be required to pass the street knowledge test at his next licence renewal.

#### LEGISLATION/CONSULTEE

- Police Scotland

#### OBJECTIONS/REPRESENTATIONS

Legal

#### COMMITTEE GUIDELINES/POLICY

All Taxi and Private Hire Car drivers must pass the street knowledge test before a licence can be granted or if they already hold a licence (at December 2016) without having passed the test, they must do so at the next renewal of their licence.

#### GROUND 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.**