

LICENSING COMMITTEE

ABERDEEN, 17 April 2018. Minute of meeting of the LICENSING COMMITTEE.
Present: Councillor Malik, Convener; and Councillors Allan, Delaney, Donnelly (as a substitute for Councillor Reynolds), Lumsden (as a substitute for Councillor Bell for articles 1 to 12 and up to article 13 of appendix A) Macdonald (as a substitute for Councillor Bell for articles for article 7 onwards (from article 18 of appendix A), Catriona Mackenzie, McRae, Sellar and Townson.

The agenda and reports associated with this minute can be found at:-

<https://committees.aberdeencity.gov.uk/ieListDocuments.aspx?CId=149&MIId=6262&Ver=4>

Please note that if any changes are made to this minute at the point of approval, these will be outlined in the subsequent minute and this document will not be retrospectively altered.

CONVENER

1. In the absence of the Convener, Councillor Malik, Vice Convener, took the Chair for today's meeting.

URGENT BUSINESS

2. The Committee noted that there were no items of urgent business.

EXEMPT BUSINESS

3. The Convener proposed that the Committee consider item 9.1 (Process and Performance for Medical Assessments in relation to Taxi and Private Hire Care Drivers) with the press and public excluded.

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.

CONFIDENTIAL BUSINESS

4. The Committee was advised that the applications listed at item 7 and 8.9 on the agenda were 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.

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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 were listed at item 7 and 8.9 on the agenda.

DECLARATIONS OF INTEREST

5. The following declaration of interest was intimated at this time:
- (i) Councillor Malik, Convener, declared an interest in relation to item 8.10 (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.

REQUEST FOR DEPUTATION IN RELATION TO ITEM 8.25 (TAXI FARE REVIEW) FROM MR MATTHEWS, ABERDEEN INTERNATIONAL AIRPORT

6. The Committee had before it a request for deputation from Mr Matthews, Aberdeen International Airport in relation to item 8.25 (Taxi Fare Review) on the agenda.

The Committee resolved:-

to note the deputation and that it would be heard immediately prior to consideration of item 8.25 (Taxi Fare Review) on the agenda.

REQUEST FOR DEPUTATION IN RELATION TO ITEM 8.25 (TAXI FARE REVIEW) FROM MR MCCOLL, ABERDEEN TAXI GROUP

7. The Committee had before it a request for deputation from Mr McColl, Aberdeen Taxi Group in relation to item 8.25 (Taxi Fare Review) on the agenda.

The Committee resolved:-

to note the deputation and that it would be heard immediately prior to consideration of item 8.25 (Taxi Fare Review) on the agenda.

MINUTE OF MEETING OF 6 FEBRUARY AND 14 MARCH 2018

8. The Committee had before it the minutes of its meeting of 6 February and 14 March 2018 for approval.

The Committee resolved:-

to approve the minutes as correct records.

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MINUTES OF THE MEETINGS OF THE LICENSING URGENT BUSINESS SUB COMMITTEE OF 25 JANUARY AND 15, 20, 23 AND 28 FEBRUARY 2018

9. The Committee had before it the minutes of the meetings of the Licensing Urgent Business Sub Committee of 25 January and 15, 20, 23 and 28 February 2018 for approval.

The Committee resolved:-

to approve the minutes as correct records.

MINUTE OF THE MEETING OF THE LICENSING EVIDENTIAL HEARINGS SUB COMMITTEE OF 19 FEBRUARY 2018

10. The Committee had before it the minute of the meeting of the Licensing Evidential Hearings Sub Committee of 19 February 2018 for approval.

The Committee resolved:-

to approve the minute as a correct record subject to amending the date in the sederunt from 2017 to 2018.

MINUTES OF THE MEETINGS OF THE LICENSING SUB COMMITTEE OF 21 AND 22 MARCH AND 3 APRIL 2018

11. The Committee had before it the minutes of the meetings of the Licensing Sub Committee of 22 March and 3 April 2018.

The Committee resolved:-

to approve the minutes as correct records.

COMMITTEE BUSINESS PLANNER

12. The Committee had before it the committee business planner as prepared by the Chief Officer – Governance.

The Committee resolved:-

- (i) 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; and
- (ii) to otherwise note the committee business planner.

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CONFIDENTIAL INFORMATION

The press and public were excluded from the meeting for consideration of the applications listed in section 7 on the agenda and appendix A of the minute which contained confidential information in terms of Section 50A 3(b) of the Local Government (Scotland) Act 1973.

APPLICATION FOR LICENCES

13. The Committee had before it, for its consideration, the applications listed in Appendix A to this minute.

The Committee resolved:-

that all applications be determined on the basis shown in Appendix A and that all licences were subject to the Council's standard conditions unless otherwise stated.

APPLICATION FOR LICENCES

14. The Committee had before it, for its consideration, the applications listed in Appendix B to this minute.

The Committee resolved:-

that all applications be determined on the basis shown in Appendix B and that all licences were subject to the Council's standard conditions unless otherwise stated.

In accordance with the decision recorded at article 3 of this minute, the following item of business (article 13 of this minute) was considered with the press and public excluded.

PROCESS AND PERFORMANCE FOR MEDICAL ASSESSMENTS IN RELATION TO TAXI AND PRIVATE HIRE CAR DRIVERS

15. With reference to article 3 of appendix A of the minute of the meeting of the Licensing Committee of 6 February 2018, the Committee had before it a report by the Chief Officer – Governance which detailed the process and performance for medical assessments for taxi and private hire car driver applications.

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The report recommended:-

that the Committee note the processes and performance of Aberdeen City Council's independent medical provider, in relation to taxi and private hire car driver medical referrals.

The Committee resolved:-

to approve the recommendation.

SUSPENSION OF STANDING ORDER 37.2 (LENGTH OF MEETINGS)

16. During consideration of the following item of business (article 15 of this minute), the Convener proposed that the Committee suspend Standing Order 39.2 (Length of Meetings) to enable the meeting to continue beyond six hours.

The Committee resolved:-

to agree to suspend Standing Order 39.2 (Length of Meetings).

TAXI FARE REVIEW

17. (A) In accordance with article 5 of this minute, the Committee received a deputation from Mr Matthews, Aberdeen International Airport in relation to item 8.25 (Taxi Fare Review) on the agenda.

Mr Matthews advised that the Aberdeen International Airport supported the recommendation to remove the wording (airport taxis only) from the surcharge for the airport barrier charge.

He advised that it was the intention of Aberdeen International Airport to bring the operation of the main walk up taxi rank (Green Zone Taxi Operation) in house as of 1 June 2018 as part of a number of changes being introduced which would include investment into improving the Airport Taxi Facilities and a strategy to enhance the overall service provision for passengers. He explained that Aberdeen International Airport recommended parity of the charge for direct access to the controlled forecourt. This was to restrict access to unnecessary travel in and out of the forecourt which could become extremely congested at times, in an attempt to improve the Health and Safety of passengers, 3rd parties and members of staff.

The Committee asked a number of questions of Mr Matthews.

(B) In accordance with article 6 of this minute, the Committee received a deputation from Mr McColl, Aberdeen Taxi Group in relation to item 8.25 (Taxi Fare Review) on the agenda.

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Mr McColl advised that the taxi and private hire trade had had meetings with the Council to discuss the taxi fare review and at those meetings there was a consensus that the trade agreed with parts of the report especially in respect to the rise in costs over the last few years.

He explained that it was the Aberdeen Taxi Group's opinion that costs had actually risen by more than the report stated as although the trade used the same formula they certainly didn't agree with where some of the information now came from. He advised that the Aberdeen Taxi Group felt that some of the information was now outdated and using information from 2014 was not ideal. However, they also accepted that until this formula was changed as part of the bigger picture then there was little that could be done at this time.

He also recommended that the proposed fare structure should not include 2 and 1 pence pieces and asked that the fares be rounded up. Again the Taxi Group realised this might mean that the increase was slightly higher than 5% but for a working practice for a taxi driver they felt it had to be considered.

Finally, he advised that the Taxi Group certainly agreed that it should only be the basic tariff that was increased and that all extras should stay the same. Although the tariff might seem complicated to some the Taxi Group felt that it couldn't be adjusted to the detriment of the taxi driver and therefore all extras should stay the same.

The Committee asked a number of questions of Mr McColl.

(C) The Committee had before it a report by the Chief Officer – Governance which provided information which would allow the Committee to reach an informed decision on any changes to be made to the current taxi fare tariff and comply with its duty to review taxi fares under section 17 of the Civic Government (Scotland) Act 1982.

The report recommended:-

that the Committee -

- (a) approve for consultation the fare review options set out at section 4 of the report and instructs the Chief Officer - Governance to conduct a consultation as outlined in section 5 below on the same subject to; and
- (b) 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.

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

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- Chief Officer - Governance to conduct a consultation as outlined in section 5 below on the same subject to; and
- (ii) to approve recommendation (b) as above.
- **COUNCILLOR MALIK, Convener**.

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APPENDIX A

1. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR DRIVER'S LICENCE

Application Reference Number - 8/09

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 7 May 2018.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was not in attendance, but had submitted a letter for consideration by the Committee.

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 and to submit information.

2. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE

Application Reference Number - 7/01

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 5 May 2018; (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 14 December 2017; and (3) a letter from the Council's Occupational Health provider dated 9 January 2018.

The applicant was not in attendance.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee asked questions of Sergeant Flett.

Sergeant Flett did not take up the opportunity to sum up.

The Committee resolved:

to refuse the application on the grounds that the applicant was not a fit and proper person.

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**3. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/02**

The Committee noted that the application had been granted under delegated powers.

**4. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/03**

The Committee noted that the application had been granted under delegated powers.

**5. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/04**

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 23 May 2018; and (2) a letter from the Council's Occupational Health Provider dated 21 March 2018.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

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
- (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.

6. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE

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Application Reference Number - 7/05

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 26 May 2018; and (2) a letter from the Council's Occupational Health Provider dated 18 January 2018.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

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.

7. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE

Application Reference Number - 7/06

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 30 April 2018; and (2) a letter from the Council's Occupational Health Provider dated 4 December 2017.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

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

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delegated powers, or otherwise that the application be referred to a meeting of the Licensing Sub Committee for consideration.

**8. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/07**

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 22 May 2018; and (2) a letter from the Council's Occupational Health Provider dated 1 February 2018.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

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.

**9. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/08**

The Committee had before it (1) an information sheet prepared by the Head of Legal and Democratic Services in respect of the application which advised that the application had to be determined by 29 May 2018; and (2) a letter from the Council's Occupational Health Provider dated 11 January 2018.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

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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.

**10. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/09**

The Committee noted that the application had been granted under delegated powers.

**11. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/10**

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 26 April 2018; and (2) a letter from the Council's Occupational Health Provider dated 29 November 2017.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

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.

**12. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/11**

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The Committee noted that the application had been granted under delegated powers.

13. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/12

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 29 April 2018; and (2) a letter from the Council's Occupational Health Provider dated 8 February 2018.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application during which she advised of the content of a further letter from the Council's Occupational Health Provider dated 11 April 2018.

The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

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
- (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.

14. APPLICATION FOR THE GRANT OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/13

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 26 April 2018; and (2) a letter from the Council's Occupational Health Provider dated 31 January 2018.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was not in attendance.

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The Committee resolved:-

to refuse the application.

**15. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/14**

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 1 May 2018.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

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.

**16. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/15**

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 26 May 2018; and (2) a letter from the Council's Occupational Health Provider dated 13 February 2018.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

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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.

**17. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/16**

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 29 April 2018; and (2) a letter from the Council's Occupational Health Provider dated 17 January 2018.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

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.

**18. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/17**

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 5 May 2018; and (2) a letter from the Council's Occupational Health Provider dated 28 December 2017.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

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The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

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.

**19. APPLICATION FOR THE GRANT OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/18**

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the request for exemption from the Committee's street knowledge test for taxi drivers.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the request during which she advised that the item was a request for exemption from the Committee's street knowledge test for taxi drivers and not an application for grant of a taxi driver's licence as stated on the documentation.

The applicant was not in attendance, but had submitted a letter.

The Committee resolved:-

to defer consideration to the next meeting of the Committee or a meeting of the Sub Committee to enable the applicant to be present.

**20. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference Number - 7/19**

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the request for exemption from the Committee's street knowledge test for taxi drivers.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the request during which she advised that the item was a request for exemption from the Committee's street knowledge test for taxi drivers and not an application for grant of a taxi driver's licence as stated on the documentation.

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The applicant was in attendance, accompanied by a friend who spoke in support of the request.

The Committee resolved:-

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.

21. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR DRIVER'S LICENCE**Application Reference Number - 7/20**

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 14 August 2018; and (2) a letter from the Council's Occupational Health Provider.

Mrs May, Legal Advisor, provided the Committee with a verbal update on the application.

The applicant was in attendance and spoke in support of his application.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

The Committee resolved:-

- (i) to refuse the application; and
- (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.

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APPENDIX B

1. **RENEWAL OF A LICENCE FOR A HOUSE IN MULTIPLE OCCUPATION - 8**
ELMFIELD TERRACE, ABERDEEN
Application Reference Number - 8/01

The Committee had before it a report by the Private Sector Housing Manager in respect of the application.

The applicant's agent, Mr Alan Morrison, was in attendance and spoke in support of the application.

The respondent, Mrs Frances Cruickshank, was in attendance and spoke in support her representation.

The Committee asked questions of the respondent and applicant.

Neither the applicant nor the respondent took up the opportunity to sum up.

The Committee resolved:-
to grant the licence.

2. **RENEWAL OF A LICENCE FOR A HOUSE IN MULTIPLE OCCUPATION - 3**
CATTOFIELD PLACE, ABERDEEN
Application Reference Number - 8/02

The Committee had before it a report by the Private Sector Housing Manager in respect of the application.

The applicant, Mr Robert Sutherland, was in attendance and spoke in support of the application.

The respondent, Mr Malcolm Nicol, was in attendance and spoke in support his representation.

The Committee asked questions of the respondent and applicant.

Neither the applicant nor the respondent took up the opportunity to sum up.

The Committee resolved:-
to grant the licence.

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**3. RENEWAL OF A LICENCE FOR A HOUSE IN MULTIPLE OCCUPATION - 37 CORTHAN CRESCENT, ABERDEEN
Application Reference Number - 8/03**

The Committee had before it a report by the Private Sector Housing Manager in respect of the application.

The applicant, Mr Alex Mijares, was in attendance and spoke in support of the application.

The respondents, Mr and Mrs Wilczok, were not in attendance or represented.

The Committee asked questions of the applicant.

The applicant did not take up the opportunity to sum up.

The Committee resolved:-
to grant the licence.

**4. APPLICATION FOR THE RENEWAL OF A STREET TRADER'S LICENCE - C&L CATERING PARTNERSHIP
Application Reference Number - 8/04**

The Committee noted that the application had been granted under delegated powers.

**5. APPLICATION FOR THE GRANT OF A STREET TRADER'S LICENCE - ELAINE ELRICK
Application Reference Number - 8/05**

The Committee noted that the application had been granted under delegated powers.

**6. APPLICATION FOR THE VARIATION OF A STREET TRADER'S LICENCE - ELAINE SULLIVAN "SULLY SNACKS"
Application Reference Number - 8/06**

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had been placed on the agenda as it required to be determined by 14 July 2018, and four letters of representation from (1) Police Scotland; (2) the Council's Roads

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Department; (3) Nigg Community Council; and (4) Aberdeen and District Angling Association.

The applicant, Elaine Sullivan, was not in attendance.

Only one of the respondents, the Aberdeen and District Angling Association was in attendance or represented and Mr Robert Dey spoke on behalf of the Association.

The Committee heard from Mrs May, legal Advisor, who advised that that Roads had confirmed by email that they would not give the applicant permission to use the location requested in the application.

The Committee resolved:-
to refuse the application.

7. APPLICATION FOR A PUBLIC CHARITABLE COLLECTION - EMMA MOORE - CHILEGALREN HOSPICE ASSOCIATION SCOTLAND
Application Reference Number - 8/07

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had been placed on the agenda as it requested a Public Charitable Collection on Sunday 17 June 2018 at Hazlehead Park during the Highland Games, and the Committee's policy stated that Public Charitable Collections could only take place on Monday, Thursday and Saturdays (with the exception of December and public holidays).

Ms Emma Moore, was in attendance on behalf of CHAS, and spoke in support of the application and why it should be exempt from the Committee's policy.

The Committee resolved:-
to grant the application.

8. APPLICATION FOR THE GRANT OF A PRIVATE HIRE CAR DRIVER'S LICENCE - PAUL BRUCE
Application Reference Number - 8/08

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had been placed on the agenda as it required to be determined by 24 April 2018, and to date the applicant had (1) not passed the required street knowledge test; and (2) not provided proof of his right to work in the UK.

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The applicant, Mr Paul Bruce, was not in attendance.

Mrs May, Legal Advisor, provided an update on the application.

The Committee resolved:-
to refuse the application.

DECLARATION OF INTEREST

In accordance with article 3 of this minute, the Convener, Councillor Malik, left the meeting prior to consideration of the following item of business.

Councillor Allan took the chair for the following item of business only.

9. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR DRIVER'S LICENCE - RAJNEESH RATTAN
Application Reference Number - 8/10

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had been placed on the agenda as it required to be determined by 12 May 2018, and to date the applicant had (1) not passed the required street knowledge test; and (2) not provided proof of his right to work in the UK.

The applicant, Mr Rajneesh Rattan, was in attendance and spoke in support of the application.

Mrs May, Legal Advisor, provided an update on the application wherein she advised that proof of the right to work had now been provided.

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 maximum period of 6 months under delegated powers, or otherwise that the application be referred to the meeting of the Licensing Sub Committee for consideration.

10. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR DRIVER'S LICENCE - SHAISTA MIAH
Application Reference Number - 8/11

LICENSING COMMITTEE

17 April 2018

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had been placed on the agenda as it required to be determined by 13 May 2018, and to date the applicant had (1) not passed the required street knowledge test; and (2) not provided proof of his right to work in the UK.

The applicant, Mr Shaista Miah, was not in attendance.

Mrs May, Legal Advisor, provided an update on the application.

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 the meeting of the Licensing Sub Committee for consideration.

11. **APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR DRIVER'S LICENCE - TULA MIAH**
Application Reference Number - 8/12

The Committee noted that the application had been withdrawn.

12. **APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR DRIVER'S LICENCE - JAKUB BRZAKALSKI**
Application Reference Number - 8/13

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had been placed on the agenda as it required to be determined by 30 April 2018, and to date the applicant had (1) not passed the required street knowledge test; and (2) not provided proof of his right to work in the UK.

The applicant, Mr Jakub Brzakalski, was in attendance and spoke in support of the application.

Mrs May, Legal Advisor, provided an update on the application wherein she advised that applicant had now provided proof of his right to work in the UK.

The Committee asked questions of the applicant.

LICENSING COMMITTEE

17 April 2018

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.

13. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE - GARY EWING**Application Reference Number - 8/14**

The Committee noted that the application had been granted under delegated powers.

14. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE - THOMAS FRISKEN**Application Reference Number - 8/15**

The Committee noted that the application had been granted under delegated powers.

15. Application for the Renewal of a Taxi Driver's Licence - Joel Jemine**Application Reference Number - 8/16**

The Committee noted that the application had been granted under delegated powers.

16. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE - PAUL ROBBIE**Application Reference Number - 8/17**

The Committee noted that the application had been granted under delegated powers.

17. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE - STEPHEN WHITE**Application Reference Number - 8/18**

LICENSING COMMITTEE

17 April 2018

The Committee noted that the application had been granted under delegated powers.

18. **APPLICATION FOR THE RENEWAL OF A TAXI OPERATOR'S LICENCE - DAVID KNOWLES**

Application Reference Number - 8/19

The Committee noted that the application had been withdrawn.

19. **APPLICATION FOR THE GRANT OF A TAXI OPERATOR'S LICENCE - OMER KUS**

Application Reference Number - 8/20

The Committee noted that the application had been withdrawn.

20. **APPLICATION FOR THE RENEWAL OF A TAXI OPERATOR'S LICENCE - MONCEF MESKINI**

Application Reference Number - 8/21

The Committee noted that the application had been granted under delegated powers.

21. **APPLICATION FOR THE RENEWAL OF A TAXI OPERATOR'S LICENCE - RAINBOW CITY CARS LTD - T574**

Application Reference Number - 8/22

The Committee noted that the application had been granted under delegated powers.

22. **APPLICATION FOR THE RENEWAL OF A TAXI OPERATOR'S LICENCE - PHILIP RITCHIE**

Application Reference Number - 8/23

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had been placed on the agenda as it required to be determined by 17 April 2018, and to date the applicant had not provided evidence that the vehicle had been inspected and tested as required.

LICENSING COMMITTEE

17 April 2018

The applicant, Mr Philip Ritchie, was in attendance and spoke in support of the application.

Mrs May, Legal Advisor, provided an update on the application.

The Committee asked questions of the applicant.

The applicant advised that he wished to withdraw his application.

The Committee resolved:-

to note that the application had been withdrawn.

**23. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR DRIVER'S LICENCE - MICHAEL CHEYNE
Application Reference Number - 8/24**

The Committee noted that the application had been withdrawn.

LICENSING COMMITTEE
17 April 2018

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