

## ABERDEEN CITY COUNCIL

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<b>COMMITTEE</b>	Licensing
<b>DATE</b>	5 July 2022
<b>EXEMPT</b>	No
<b>CONFIDENTIAL</b>	No
<b>REPORT TITLE</b>	Appointment of Members to Licensing Sub-Committee and Taxi and Private Hire Car Consultation Group
<b>REPORT NUMBER</b>	COM/22/093
<b>DIRECTOR</b>	Gale Beattie
<b>CHIEF OFFICER</b>	Fraser Bell
<b>REPORT AUTHOR</b>	Mark Masson
<b>TERMS OF REFERENCE</b>	7

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### 1. PURPOSE OF REPORT

- 1.1 The purpose of this report is to re-establish the Licensing Sub-Committee and thereafter determine compositions and make appointments to the Licensing Sub-Committee and the Taxi and Private Hire Car Consultation Group under the Committee's remit.

### 2. RECOMMENDATIONS

That the Committee:-

- 2.1 agree to re-establish the Licensing Sub-Committee and agree the composition and appoint a Convener and members to the Licensing Sub-Committee in accordance with the proposed composition at 3.4 of this report; and
- 2.2 agree the composition and appoint a Chairperson and elected members to the Taxi and Private Hire Car Consultation Group in accordance with the proposed composition at 3.4 of this report.

### 3. CURRENT SITUATION

- 3.1 Council at its Statutory Meeting on 18 May 2022 noted that the relevant committees would deal with the re-establishment of their sub-committees and agreed to refer consideration of the composition of the Taxi and Private Hire Car Consultation Group to the Licensing Committee to determine.
- 3.2 The Committee is requested to set the membership of the Licensing Sub-Committee in accordance with Standing Order 47.10, noting that the previous number of elected members on the Sub-Committee was five.

- 3.3 The Committee is requested to set the membership of the Taxi and Private Hire Car Consultation Group, noting that the previous number of Councillors on the Consultation Group was five.

#### Compositions

- 3.4 Council at its meeting on 18 May 2022, noted possible compositions for sub-committees and working groups:-

<b>Number of Members</b>	<b>Composition</b>
5	2 SNP, 1 Liberal Democrat, 1 Labour and 1 Conservative
7	3 SNP, 1 Liberal Democrat, 1 Labour, 1 Conservative, and 1 Independent

#### Licensing Sub-Committee Remit

- 3.5 The remit of the Licensing Sub-Committee is to determine any application referred to it by the Licensing Committee for the grant, renewal, revocation, variation or suspension of any licence; and to determine any urgent business placed before it by the Chief Officer - Governance or Chief Officer – Early Intervention and Community Empowerment relating to any matters falling within the remit of the Licensing Committee.

#### Taxi and Private Hire Car Consultation Group

- 3.6 The Taxi Consultation Group is a Working Group of the Licensing Committee. The Consultation Group has the following membership: 5 Elected Members; and 11 representatives of the taxi trade of whom 1 will represent the airport operators and licensed taxi offices. The Disability Equity Partnership will also send 1 representative as a member of the Group. Additional attendees will include a Licensing Enforcement Officer, the Fleet Services Manager and a solicitor representing the licensing function. Other relevant representatives will be invited to attend meetings on an ad hoc basis. Taxi trade members must represent a specific and recognised interest group. It will be understood that the representatives will report to their members after meetings.
- 3.7 In terms of the remit of the group, it will meet three times yearly and will act without any powers but will discuss matters of relevance to the taxi trade at the discretion of the Convener and make recommendations to the Licensing Committee as appropriate.

## **4. FINANCIAL IMPLICATIONS**

- 4.1 There are no direct financial implications arising from the recommendations of this report.

## 5. LEGAL IMPLICATIONS

- 5.1 There are no direct legal implications arising from the recommendations contained in this report.
- 5.2 Under Section 56 of the Local Government (Scotland) Act 1973, the Council may arrange for the discharge of any of its functions by a Committee or a Sub Committee. Any such committee may appoint one or more sub-committees
- 5.3 The Taxi and Private Hire Car Consultation Group is not a committee or a sub-committee and has no decision making powers.

## 6. ENVIRONMENTAL IMPLICATIONS

- 6.1 There are no direct environmental implications arising from the recommendations of this report.

## 7. RISK

- 7.1 The assessment of risk contained within the table below is considered to be consistent with the Council's Risk Appetite Statement.

Category	Risks	Primary Controls/Control Actions to achieve Target Risk Level	*Target Risk Level (L, M or H) <small>*taking into account controls/control actions</small>	*Does Target Risk Level Match Appetite Set?
<b>Strategic Risk</b>	No significant risks identified against this category			
<b>Compliance</b>	If appointments are not made to certain sub-committees, Council will not be able to consider appeals as required by Council procedure or legislation, as appeals cannot be considered by the parent committee.	Committee agrees the appointment of members to sub-committees	L	Y
<b>Operational</b>	Increased business at parent committees	Committee agrees the appointment of members to sub-committees	L	Y

<b>Financial</b>	No significant risks identified against this category			
<b>Reputational</b>	No significant risks identified against this category			
<b>Environment / Climate</b>	No significant risks identified against this category			

## 8. OUTCOMES

8.1 The proposals in this report have no impact on the Council Delivery Plan or Local Outcome Improvement Plan.

## 9. IMPACT ASSESSMENTS

<b>Assessment</b>	<b>Outcome</b>
<b>Integrated Assessment Impact</b>	Full impact assessment not required.
<b>Data Protection Impact Assessment</b>	Not required.

## 10. BACKGROUND PAPERS

10.1 None

## 11. APPENDICES

11.1 None

## 12. REPORT AUTHOR CONTACT DETAILS

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