

LICENSING COMMITTEE INFORMATION SHEET
21 FEBRUARY 2024

LICENCE HOLDER: Nikolay Malinov
TAXI DRIVER'S LICENCE: 1482

DESCRIPTION

A complaint was received on 23/11/2023 from the management at Aberdeen Rail Station.

This complaint states that on 06/11/2023 Mr Malinov became involved in a heated and potentially racially aggressive engagement with two other taxi drivers in full view of the public and other taxi drivers.

The incident has been reported to British Transport Police by a member of the public and Scotrail Station Management on review of the incident revoked the Rail Station Permits held by all three drivers involved.

This behaviour may constitute a breach of Taxi Driver Licence conditions 22 & 28

We have not yet been made aware of any Police action.

LEGISLATION/CONSULTEE

Taxi Driver Licence Condition 22 - The driver of a taxi whilst so acting must at all times be strictly sober, clean and tidy in his person and clothing, shall conduct himself in a proper and civil manner and shall not smoke

Taxi Driver Licence Condition 28 - While at a stance or a place of public entertainment where other taxis are waiting, drivers must not congregate with others in any one taxi or on the footpath thereat

OBJECTIONS/REPRESENTATIONS

Legal

COMMITTEE GUIDELINES/POLICY

Possible breach of two taxi driver licence conditions, each of which constitutes a criminal offence.

Is the licence holder a fit and proper person to hold a licence.

GROUNDS FOR SUSPENSION/REVOCAION

A licensing authority may suspend or revoke a licence if, in their opinion—

A licensing authority may order the suspension [or revocation] of a licence if in their opinion—

- (a) the holder of the licence or, where the holder is not a natural person, any director of it or partner in it or any other person responsible for its management, is not or is no longer a fit and proper person to hold the licence;
- (b) the activity to which the licence relates is being managed by or carried on for the benefit of a person, other than the licence holder, who would have been refused the grant or renewal of the licence under paragraph 5(3) above;
- (c) the carrying on of the activity to which the licence relates has caused, is causing or is likely to cause undue public nuisance or a threat to public order or public safety;
- (d) a condition of the licence has been contravened.

COMPLAINT

Good afternoon ,

We were made aware of an incident within Aberdeen train station on the evening of Wednesday 6 November where one of our permit holders, (name redacted) urinated in the station environment. Subsequently (name redacted) all participated in a heated and potentially racially aggressive manner in front of other customers and taxi permit holders.

All 3 permit holders were interviewed yesterday and ScotRail has made the decision to revoke their permits to ply for hire in the station on the grounds that they have breached condition 6 and 11.6 of our Ply for Hire Agreement.

The incident has also been independently reported to the BTP by another permit holder. This behaviour has no place in our station and will put ScotRail and Aberdeen into disrepute. I have attached copies of the letters issued to the permit holders today and would like this matter raised at your next licencing meeting as there may be a requirement for you to introduce some training for your taxi drivers on diversity and inclusive language.

DRIVER RESPONSE

Yes I did report that to Scotrail and inform British transport police myself. I never start any arguments the other two drivers start all this, because I take picture off one off them using under the bridge as a toilet.Ok Il be ready to go on front off thee licencing authority.