

REGULATORY COMMITTEE AGENDA

Tuesday, 16 January 2018 at 1.30 pm in the Bridges Room - Civic Centre

From the Chief Executive, Sheena Ramsey

Item Business

1 Apologies

2 Minutes (Pages 3 - 6)

The Committee is asked to approve the minutes of the last meeting held on Tuesday 12 December 2017.

3 Appeals and Prosecutions (Pages 7 - 8)

Report of the Strategic Director Corporate Services and Governance

4 Suspensions or Revocations under Delegated Powers (Pages 9 - 10)

Report of the Strategic Director, Communities and Environment

5 Exclusion of the Press and Public

The Committee may wish to exclude the press and public from the meeting during consideration of the following items on the grounds indicated:-

Item No	Paragraphs of Schedule 12A to the Local Government Act 1972
6	7
7	7

6 Summary of Regulatory Committee Decisions (Pages 11 - 20)

Report of the Strategic Director, Corporate Services and Governance

7 Hackney Carriage and Private Hire Licensing Issues (Paragraph 7) (Pages 21 - 60)

Report of the Strategic Director Communities and Environment

	Reference	Issue
1.	RC/1/18	Grant of a Private Hire Licence
2.	RC/2/18	Grant of a Dual (Hackney Carriage and Private) Driver Licence
3.	RC/3/18	Grant of a Private Hire Licence
4.	RC/24/17	Grant of a Private Hire Licence

GATESHEAD METROPOLITAN BOROUGH COUNCIL

REGULATORY COMMITTEE MEETING

Tuesday, 12 December 2017

PRESENT: Councillor K Dodds (Chair)

Councillor(s): J Green, W Dick, J Graham, D Bradford,
R Mullen, M Ord and N Weatherley

APOLOGIES: Councillor(s): M Charlton, B Oliphant and A Thompson

RC145 MINUTES

RESOLVED - That the minutes of the last meeting be approved as a correct record.

RC146 APPEALS AND PROSECUTIONS

The Committee received a report detailing licensing related appeals and prosecutions which have taken place during the period 30 September 2017 to 24 November 2017.

RESOLVED - That the information be noted.

RC147 SUSPENSIONS AND REVOCATIONS UNDER DELEGATED POWERS

The Committee received a report detailing suspensions and revocations that have taken place during the period 26 September 2017 to 27 November 2017.

RESOLVED - That the information be noted.

RC148 LGA COUNCILLOR HANDBOOK FOR TAXI LICENSING

The Committee were provided with a copy of the LGA Councillor Handbook. It was felt that this was a really useful guide for members. It was published last month and it was a document which officers from Gateshead had input to.

It was felt that it would be useful that members around the country had a starting point. A couple of areas of the handbook were pointed out to the Committee which it was felt would be particularly useful. The Role of the Councillor and the areas which they can look at when making decisions at Committee and The Fit and Proper Test. There is an emphasis on the challenges Council's face following Rotherham and the role the taxi trade played in that.

The guide highlights vulnerability and people who can be vulnerable if they'd had too much to drink or if they are a lone passenger.

It was noted that whilst all councils are applying the same legislation they are all

doing it in slightly different ways.

The Committee were advised that we are developing cross border authorisation and partnership working. This scheme is developing an information sharing protocol so that if a person has their license revoked in one authority this can be shared with other authorities. 10 out of the 12 regional authorities are already signed up to this. The two who are not yet included are looking into the legal position.

The Committee were advised that from February of next year there will be a national register of revocations.

It is hoped that this handbook will lead to consistency across local authorities.

RESOLVED - That the information presented be noted.

RC149 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED - That the press and public should be excluded from the meeting during the consideration of the remaining business in accordance with paragraph 7 of Schedule 12A of the Local Government Act 1972.

RC150 SUMMARIES OF REGULATORY COMMITTEE DECISIONS

RESOLVED - That the summaries of decisions from the last committee be noted.

RC151 HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING ISSUES (PARAGRAPH 7)

- RESOLVED -
- i) The Committee were satisfied that applicant RC/21/17 was fit and proper person to hold a Private Hire Driver Licence, and that such licence should be for a one year duration.
 - ii) The Committee were satisfied that applicant RC/22/17 was a fit and proper person to hold a Private Hire Driver Licence and that the applicant should keep his current licence, however, the applicant should also have a warning letter placed on his file with regards to future conduct.
 - (iii) The Committee were satisfied that applicant RC/23/17 was a fit and proper person to hold a Private Hire Driver Licence, and that such licence should be for a one year duration.
 - iv) The Committee agreed to defer applicant RC/24/17 to the next meeting to allow further investigations to take place.

Chair.....

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TITLE OF REPORT - **Appeals and Prosecutions**

REPORT OF - **Mike Barker, Strategic Director Corporate Services & Governance**

The Committee is requested to consider the attached report on licensing related appeals and prosecutions during the period 25 November 2017 and 3 January 2018.

Appeals against Committee decisions

Appellant	Court	Date	Decision being appealed	Court's decision
Bahadeen Ghalib Yassen	Gateshead Magistrates' Court	17 January 2018 (for directions)	Revocation of Hackney Carriage & Private Hire Driver licences	Pending
Michael Rouse	Gateshead Magistrates' Court	18 January 2018	Revocation of Hackney Carriage & Private Hire Driver licences	Pending

Prosecutions

Defendant	Court	Date	Offence	Result
N/A				

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TITLE OF REPORT - **Suspensions / Revocations under Delegated Powers**
REPORT OF - **Paul Dowling, Strategic Director of Communities & Environment**

The Committee is requested to consider the attached report on suspensions and revocations that have taken place under the powers delegated to the Service Director of Development, Public Protection & Transport Strategy during the period 28 November 2017 to 3 January 2018

Suspensions

Licensee	Type of Licence	Reason for suspension	Date of suspension	Suspension lifted
Christopher Gore	Private Hire Driver	Failure to produce DBS	4 December 2017	No
Frank Sarginson	Private Hire Driver	Failure to produce DBS and Medical	7 December 2017	No
Margaret McPherson	Dual Driver	Failure to produce DBS	11 December 2017	No
David Stephenson	Private Hire Driver	Medical Issue	20 December 2017	No

Revocations

Licensee	Type of Licence	Reason	Date of revocation
Gary Albert Davis	Private Hire Driver	Conduct Issue	3 January 2018

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