

CANNOCK CHASE COUNCIL
MINUTES OF THE MEETING OF THE
LICENSING AND PUBLIC PROTECTION COMMITTEE
FRIDAY 09 AUGUST 2013 AT 10.00 A.M.
IN THE CIVIC CENTRE, BEECROFT ROAD, CANNOCK
PART 1

PRESENT: Councillors

Stretton, Mrs. P.Z. (Chairman)
Dudson, A. (Vice-Chairman)

Anslow, C.	Grice, Mrs D.
Fisher, P.A.	Sutherland, M.

14. Apologies

Apologies for absence were received from Councillors Paul Snape and Mrs D.M. Todd.

15. Declarations of Interests of Members in Contracts and Other Matters and Restriction on Voting by Members

There were no Declarations of Interests made in addition to those already confirmed by Members in the Register of Members' Interests.

16. Minutes

RESOLVED:

That the Minutes of the meeting of the Licensing and Public Protection Committee held on 20 June 2013 be approved as a correct record.

17. Exclusion of the Public

RESOLVED:

That the public be excluded from the remainder of the meeting because of the likely disclosure of exempt information as defined in Paragraph 2, Part 1, Schedule 12A, Local Government Act 1972 (as amended).

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PART 2

12. Application for a Hackney Carriage Proprietors' Licence – Exceptional Vehicle

Consideration was given to the Not for Publication Report of the Head of Environmental Health (Enclosure 5.1 – 5.31 of the Official Minutes of the Council).

The Chairman invited all those present to introduce themselves and outlined the procedure to be followed at the Hearing. All parties confirmed their understanding of the procedure.

The Officer of the Licensing Authority presented the Council's case by taking the Committee through the report outlining the relevant issues for consideration and Members were asked to consider whether the Applicant's vehicle was considered to be exceptional.

The Committee then viewed the Applicant's vehicle.

The Officer of the Licensing Authority then concluded the presentation of the Council's case.

The Applicant and Members of the Committee were afforded the opportunity to ask questions of the Officer. No questions were raised.

The Applicant then presented his case to the Committee.

Members and the Officer of the Licensing Authority were afforded the opportunity to ask questions of the Applicant. No questions were put forward by the Officer.

The Officer of the Licensing Authority and the Applicant were offered the opportunity to sum up their cases. Both parties stated no summation was necessary.

The Officer of the Licensing Authority and the Applicant then left the room in order that the Committee could deliberate in private, accompanied by the Council's Legal Adviser and Secretary to the Committee.

Following deliberation, the Officer of the Licensing Authority and the Applicant returned to the meeting, and the Chairman read out the decision of the Committee:

RESOLVED:

That, having regard to all the circumstances, the application for a hackney carriage proprietors' licence be refused, as the Committee does not consider that the vehicle is exceptional in accordance with the Council's policy on age restrictions for hackney carriage vehicles.

Reasons for the Decision

1. The condition of the exterior of the vehicle is not good.
2. The paint work is marked and shows signs of previous damage.
3. There are signs of corrosion and the paintwork on areas of repair is not smooth.
4. The seal around the windscreen is damaged.
5. The rear bumper is loose.
6. Overall the vehicle is now showing obvious signs of its long term use.

The Chairman then advised the applicant of his right of appeal against this decision, explaining that any such appeal must be lodged with the Crown Court within 21 days of the date of the applicant receiving the official Decision Notice of the Committee.

CHAIRMAN

The meeting closed at 10:40 a.m.