

Agenda

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Hackney Carriages and Private Hire Licensing Sub Committee

Date: **Tuesday 31 January 2012**

Time: **5.00 pm**

Place: **Oxford Town Hall**

For any further information please contact:

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Hackney Carriages and Private Hire Licensing Sub Committee

Membership

Chair	Councillor Clark Brundin	North;
Vice-Chair	Councillor Colin Cook	Jericho and Osney;
	Councillor Bryan Keen	Cowley;

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AGENDA

Pages

PART ONE PUBLIC BUSINESS

1 APOLOGIES FOR ABSENCE

2 PROCEDURE TO BE FOLLOWED AT THE MEETING

1 - 20

Procedure, guidance note and guidance on the relevance of convictions adopted by the Council for dealing with cases to be considered by the Sub Committee

3 DECLARATIONS OF INTEREST

Councillors serving on the Committee are asked to declare any personal or prejudicial interests that they may have in any of the following agenda items.

4 MINUTES

21 - 22

Minutes of the meeting held on 20th December 2011

5 EXEMPT MATTERS

If the Sub-Committee wishes to exclude the press and the public from the meeting during consideration of any aspects of the preceding or following agenda items it will be necessary for the Sub-Committee to pass a resolution in accordance with the provisions of Section 100A(4) of the Local Government Act 1972 specifying the grounds on which their presence could involve the likely disclosure of exempt information as described in specific paragraphs of Part 1 of Schedule 12A of the Act if and so long, as in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

PART II EXEMPT BUSINESS

In accordance with paragraph 3 of Part 1 of Schedule 12A of the Act – business affairs of a person other than the Council.

6 APPLICATION TO DRIVE PRIVATE HIRE VEHICLES

23 - 30

An application to drive private hire vehicles has been received. The Sub

Committee is requested to determine this application.

Report of the Head of Environmental Development attached.

**7 FAILURE TO ADHERE TO CONDITIONS AND REGULATIONS
PERTAINING TO PRIVATE HIRE DRIVER'S LICENCE**

31 - 52

The Head of Environmental Development has submitted a report (attached) concerning failures to adhere to conditions and regulations pertaining to a Private Hire Driver's licence held.

The Sub Committee is asked to take into account the details contained in the attached report and any representations made at the meeting, and:

- (1) Determine whether the subject of the report remains a fit and proper person to hold a licence to drive Private Hire Vehicles;
- (2) What action, if any, should be taken following his failures to adhere to the conditions and regulations pertaining to his Private Hire Driver's licence.

**8 FAILURE TO ADHERE TO CONDITIONS AND REGULATIONS
PERTAINING TO PRIVATE HIRE DRIVER'S LICENCE AND
PRIVATE HIRE VEHICLE LICENCE**

53 - 68

The Head of Environmental Development has submitted a report (attached) concerning failures to adhere to conditions and regulations pertaining to a Private Hire Driver's licence and Private Hire Vehicle licence.

The Sub Committee is asked to take into account the details contained in the attached report and any representations made at the meeting, and:

- (3) Determine whether the subject of the report remains a fit and proper person to hold a licence to drive Private Hire Vehicles;
- (4) What action, if any, should be taken following his failures to adhere to the conditions and regulations pertaining to his Private Hire Driver's licence and Private Hire Vehicle Licence.

**9 FAILURE TO COMPLY WITH THE CONDITIONS AND
REGULATIONS PERTAINING TO A PRIVATE HIRE DRIVER'S
LICENCE**

69 - 84

The Head of Environmental Development has submitted a report (attached)

concerning failures to comply with the conditions and regulations pertaining to a Private Hire Driver's licence.

The Sub Committee is asked to take into account the details contained in the attached report and any representations made at the meeting, and:

- (5) Determine whether the subject of the report remains a fit and proper person to hold a licence to drive Private Hire Vehicles;
- (6) What action, if any, should be taken following his failures to adhere to the conditions and regulations pertaining to his Private Hire Driver's licence.

10 FAILURE TO ADHERE TO CONDITIONS AND REGULATIONS PERTAINING TO PRIVATE HIRE DRIVER'S LICENCE AND PRIVATE HIRE VEHICLE LICENCE

85 - 102

The Head of Environmental Development has submitted a report (attached) concerning failures to adhere to conditions and regulations pertaining to a Private Hire Driver's licence.

The Sub Committee is asked to take into account the details contained in the attached report and any representations made at the meeting, and:

- (7) Determine whether the subject of the report remains a fit and proper person to hold a licence to drive Private Hire Vehicles;
- (8) What action, if any, should be taken following his failures to adhere to the conditions and regulations pertaining to his Private Hire Driver's licence.

11 EXEMPT MINUTES

103 - 104

Exempt minutes of the meeting held on 20th December 2011

DECLARING INTERESTS

What is a personal interest?

You have a personal interest in a matter if that matter affects the well-being or financial position of you, your relatives or people with whom you have a close personal association more than it would affect the majority of other people in the ward(s) to which the matter relates.

A personal interest can affect you, your relatives or people with whom you have a close personal association positively or negatively. If you or they would stand to lose by the decision, you should also declare it.

You also have a personal interest in a matter if it relates to any interests, which you must register.

What do I need to do if I have a personal interest?

You must declare it when you get to the item on the agenda headed "Declarations of Interest" or as soon as it becomes apparent to you. You may still speak and vote unless it is a prejudicial interest.

If a matter affects a body to which you have been appointed by the authority, or a body exercising functions of a public nature, you only need declare the interest if you are going to speak on the matter.

What is a prejudicial interest?

You have a prejudicial interest in a matter if;

- a) a member of the public, who knows the relevant facts, would reasonably think your personal interest is so significant that it is likely to prejudice your judgment of the public interest; and
- b) the matter affects your financial interests or relates to a licensing or regulatory matter; and
- c) the interest does not fall within one of the exempt categories at paragraph 10(2)(c) of the Code of Conduct.

What do I need to do if I have a prejudicial interest?

If you have a prejudicial interest you must withdraw from the meeting. However, under paragraph 12(2) of the Code of Conduct, if members of the public are allowed to make representations, give evidence or answer questions about that matter, you may also make representations as if you were a member of the public. However, you must withdraw from the meeting once you have made your representations and before any debate starts.

