

TAXI & PRIVATE HIRE LICENSING PANEL

11th October, 2005 at 6.05 p.m.

PRESENT: Councillor Wates (Chair); Councillors R. Davies and Garrett.

40 APOLOGIES (REF: 1)

An apology for absence from the meeting was received on behalf of Councillor Saleem.

41 MINUTES (REF: 2.1)

Resolved: That the Minutes of the meeting of the Panel held on 13th September 2005 be taken as read, approved as a correct record and signed by the Chair.

42 PUBLIC ENTERTAINMENT LICENCE – SOMERSET TAVERN, 263 CRAWLEY GREEN ROAD (REF: 5.1)

The Head of Environmental and Consumer Services submitted a report on an application for the grant of a Public Entertainment Licence in respect of the premises known as the Somerset Tavern, 263 Crawley Green Road, Luton to enable the premises to remain open for public entertainment during the following hours:

Monday to Saturday	-	11.00 am to 11.00 pm
Sunday	-	12 noon to 10.30 pm

Bedfordshire Police and Bedfordshire and Luton Fire and Rescue Service had been consultation on the application and had no objections

The Environmental Health Manager (Public Safety) had been consulted and recommended that conditions with regard to noise be attached to the Public Entertainment Licence.

In addition, 21 objections from residents had been received.

Resolved: That consideration of this matter be **DEFERRED** to the next meeting of the Panel to enable the applicant and the objectors to be present to speak on the application.

43 STREET TRADING CONSENT – MR. I. WARD (REF: 5.2)

The Trading Standards Manager reported on an application received from Mr. I. Ward for a Street Trading Consent for the sale of fresh flowers, bouquets, plants, latex and foil balloons, Christmas trees and cuddly toys on Pitch No. 1: George Street (North side).

The applicant had requested to trade on Monday to Saturday from 9.30 a.m. to 5.30 p.m. each day.

An objection had been received from Mr. B. McFarland on behalf of the Luton Town Centre Partnership. Mr. McFarland had been invited to attend the meeting. Mr. McFarland was not present at the meeting.

Mr. I. Ward had been invited to attend the meeting to speak in support of his application. Mr. I. Ward was present at the meeting and the Panel followed their procedure for oral hearings as set out at Minute 442(6)/90 of the then Licensing Sub-Committee.

Resolved: That the application from Mr. I. Ward for Street Trading Consent be **APPROVED** in respect of Pitch No. 1 George Street (North side) subject to standard conditions, in particular the requirement to have public liability insurance in the sum of £5,000,000 (Five million pounds).

44 LOCAL GOVERNMENT ACT 1972, PART VA (REF: 6)

Resolved: That, under Section 100A(4) of the Local Government Act 1972, the public be excluded from the remainder of the meeting as it is likely that if members of the public were present during consideration of the items remaining there would be disclosure to them of exempt information falling within Paragraph 7 of Part 1 of Schedule 12A to the Local Government Act 1972.

45 HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER'S LICENCES – RENEWAL – MR. T. M. (REF: 7.1)

The Head of Environmental and Consumer Services reported on an application by Mr. T. M. for the renewal of a Hackney Carriage and Private Hire Driver's Licences, which she was not authorised to approve in view of the application being outside the Council's Convictions Policy and the receipt of complaints of abusive and aggressive conduct.

Mr. T. M. had been invited to attend the meeting to speak in support of his application. Mr. T. M. was not present. Three witnesses were present at the meeting and the Panel followed their procedure for oral hearings as set out at Minute 442(6)/90 of the then Licensing Sub-Committee.

Resolved: That having regard to:-

- (a) the complaints made by members of the public and;
- (b) the allegations of abusively and/or aggressive behaviour to Council Officers and;
- (c) oral evidence from witnesses and;
- (d) Mr. T. M's convictions and;
- (e) Representations made in Mr. T. M's record of interview dated 14 June 2005 and;
- (f) The Council's convictions policy

Mr. T. M.'s Hackney Carriage and Private Hire Driver's Licences be **REVOKED with immediate effect** under Section 61(1)(b) of the Local Government (Miscellaneous Provisions) Act 1976 on the grounds that the Panel are not satisfied that Mr. T. M. is a fit and proper person to continue to hold a Hackney Carriage or Private Hire Driver's Licence.

46 PRIVATE HIRE DRIVER'S LICENCE – RENEWAL – MR. A. K. (REF: 7.2)

The Head of Environmental and Consumer Services reported on an application by Mr. A. K. for the renewal of his Private Hire Driver's Licence, which she was not authorised to approve in view of the application being outside the Council's Convictions Policy.

Mr. A. K. had been invited to attend the meeting to speak in support of his application. Mr. A. K. was not present.

Resolved: That consideration of this matter be **DEFERRED** to a future meeting of the Panel to allow the applicant a further opportunity to attend the meeting to speak in support of his application.

47 HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER'S LICENCES – GRANT MR. M. A. (REF: 7.3)

The Head of Environmental and Consumer Services reported on an application by Mr. M. A. for the grant of Hackney Carriage and Private Hire Driver's Licences, which she was not authorised to approve in view of the application being outside the Council's Convictions Policy.

Mr. M. A. had been invited to attend the meeting to speak in support of his application. Mr. M. A. was present at the meeting and the Panel followed their procedure for oral hearings as set out at Minute 442(6)/90 of the then Licensing Sub-Committee.

Resolved: That the application by Mr. M. A. for the grant of Hackney Carriage and Private Hire Driver's Licences be **APPROVED** for a period of **6 MONTHS** only subject to compliance with the Council's pre-licensing requirements.

(Note: The meeting ended at 7.05 p.m.)