

WEST DUNBARTONSHIRE COUNCIL

Report by Chief Officer – Regulatory & Regeneration

Licensing Committee – 7 December 2022

Subject: Application for renewal of a Taxi/Private Hire car Driver's Licence

1. Purpose

- 1.1** To consider an application for renewal of a Taxi/Private Hire Car Driver's Licence submitted by Mr. James McCallum, 12 Long Crags View, Dumbarton G82 3DL.

2. Recommendations

- 2.1** It is recommended that the application be considered and determined by the Committee.

3. Background

- 3.1** Mr. McCallum submitted an application for grant of a Taxi/Private Hire Car Driver's Licence to the Council on 13 July 2022.
- 3.2** A letter was received from the Chief Constable of the Police authority on 30 August 2022 advising that the Police were unable to submit their response to the application within the statutory 28 day timescale due to matters concerning the applicant which required further monitoring.
- 3.3** A further letter was received from the Chief Constable of the Police authority on 30 August 2022 submitting an objection to the application.
- 3.4** In terms of the relevant legislation, an objection with respect to an application should be submitted within 28 days of receipt of the application. As Mr. McCallum's application was received on 13 July 2022, any objection should have been submitted by 10 August 2022. There is, however, provision in the legislation for the Licensing Authority to entertain a late objection which has been received before a final decision has been made. The Licensing Authority must be satisfied that there is sufficient reason why the objection had not been submitted in the time required having heard from the applicant and the Chief Constable's representative.
- 3.5** At the meeting of the Licensing Committee held on 12 October 2022, Members decided to continue the application until the 7 December 2022 as the applicant was unable to attend the meeting and had formally submitted a request for a continuation of the hearing.

4. Main Issues

4.1 In view of the submission received from the Police, the applicant and a representative of the Police authority have been invited to attend the meeting of the Committee to be held on 7 December 2022.

4.2 The terms of the letter containing the objection from the Police will be made known to the Committee at the meeting should Members determine to entertain the late objection.

5. People Implications

5.1 There are no personnel issues.

6. Financial Implications

6.1 There are no financial implications

7. Risk Analysis

7.1 There is no increased risk to the Council associated with the contents of this report.

8. Equalities Impact Assessment (EIA)

8.1 No impact assessment is required because this report does not involve any change to policies or services or financial decisions.

9. Consultation

9.1 Police Scotland were consulted in relation to the application.

10. Strategic Assessment

10.1 In terms of the Council's Strategic Priorities, the purpose of licensing is to protect the welfare of the community, including vulnerable people.

Chief Officer – Regulatory & Regeneration

Date 16 November 2022

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Appendices: N/A.

Background Papers:

1. Application for grant of a Taxi/Private Hire Car Driver's Licence submitted by Mr. James McCallum, 12 Long Crag View, Dumbarton G82 3DL.
2. Letters dated 30 August 2022 from the Chief Constable, Police Scotland, 'L' Divisional Headquarters, Stirling Road, Dumbarton.
3. Letter to Mr. McCallum dated 18 November 2022.

Wards Affected: N/A.