

WEST DUNBARTONSHIRE COUNCIL

Report by the Head of Legal, Democratic and Regulatory Services

Licensing Committee – 12 June 2012

Subject: Application for grant of a Taxi / Private Hire Car Driver's Licence

1. Purpose

- 1.1** To consider an application for grant of a Taxi / Private Hire Car Driver's Licence submitted by Mr James McGowan, 73/2 Colquhoun Drive, Rosshead, Alexandria G83 0QS.

2. Background

- 2.1** Mr. McGowan submitted an application for grant of a Taxi / Private Hire Car Driver's Licence to the Council on 16 February 2012.
- 2.2** Two letters were received from the Chief Superintendent of the Police authority on 14 March 2012 and on 22 March 2012 respectively in relation to the application.
- 2.3** The first letter received from the Chief Superintendent of the Police authority on 14 March 2012 advised that, due to further enquiries being carried out in relation to the application, their response would fall outwith the statutory 28 day period.
- 2.4** The second letter from the Chief Superintendent of the Police authority was received on 22 March 2012 advising that the Chief Constable has an objection to make in relation to the application.

3. Main Issues

- 3.1** In view of the objection that has been 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 12 June 2012.
- 3.2** 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. McGowan's application was received on 16 February 2012, any objection should have been submitted by 15 March 2012. 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 if the Licensing Authority is satisfied that there is sufficient reason why the objection had not been made in the time required.
- 3.3** The terms of the letter from the Police will be made known to the Committee at the meeting as appropriate.

4. People Implications

4.1 There are no personnel issues.

5. Financial Implications

5.1 There are no financial implications.

6. Risk Analysis

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

7. Equalities, Health & Humans Rights Impact Assessment

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

8. Strategic Assessment

8.1 There are no strategic implications.

9. Conclusions and Recommendations

9.1 It is recommended that the application be considered and determined by the Committee.

Head of Legal, Democratic and Regulatory Services

Date: 17 May 2012

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Appendices: N/A.

Background Papers:

1. Application for grant of a Taxi / Private Hire Car Driver's Licence from Mr James McGowan, 73/2 Colquhoun Avenue, Rosshead, Alexandria G83 0QS.

2. Letters dated 14 and 22 March 2012 from the Chief Superintendent, Strathclyde Police, 'L' Divisional Headquarters, Stirling Road, Dumbarton.
3. Letter to Mr. McGowan dated 29 May 2012.
4. Letter to the Chief Superintendent dated 29 May 2012.

Wards Affected: N/A.