

**CANNOCK CHASE COUNCIL**  
**MINUTES OF THE MEETING OF THE**  
**LICENSING AND PUBLIC PROTECTION COMMITTEE**  
**TUESDAY 12 NOVEMBER 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)

Bernard, J.D.      Todd, Mrs. D.M.  
Fisher, P.A.

**26. Apologies**

Apologies for absence were received from Councillors F.W.C. Allen and M. Sutherland.

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

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

**28. Minutes**

RESOLVED:

That the Minutes of the meeting of the Licensing and Public Protection Committee held on 5 September 2013 be approved as a correct record.

**29. 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).



**CHASE COUNCIL**  
**MINUTES OF THE MEETING OF THE**  
**LICENSING AND PUBLIC PROTECTION COMMITTEE**  
**TUESDAY 12 NOVEMBER 2013 AT 10.00 A.M.**  
**IN THE CIVIC CENTRE, BEECROFT ROAD, CANNOCK**  
**PART 2**

**30. Application for A Hackney Carriage Proprietors' Licence – Exceptional Vehicle**

Consideration was given to the Not for Publication Report of the Head of Environmental Health (Item 5.1 – 5.15 of the Official Minutes of the Council).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 Applicant and Members of the Committee were afforded the opportunity to ask questions of the Officer. No questions were raised.

The Committee then viewed the Applicant's vehicle.

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, relevant factors and representations made, the application for a hackney carriage proprietors' licence be granted for 12 months as the Committee was satisfied that the vehicle was an exceptional vehicle in accordance with the Council's policy on age restrictions for hackney carriage vehicles.

Reasons for the Decision

1. The Committee has given due regard to the Council's policy on the age restrictions for the licensing of vehicles and also to the powers given to licensing authorities under Section 37 of the Town Police Clauses Act 1847 and Section 48 of the Local Government (Miscellaneous Provisions) Act, 1976.
2. The Committee has been given the opportunity of inspecting the vehicle both inside and out and of perusing the service/maintenance records. It is noted that the vehicle has been well maintained and its overall condition is considered to be above average for its age.
3. The Committee is therefore of the opinion that the Applicant's vehicle satisfies the criterion as an "exceptional vehicle" and accordingly the licence should be granted.

**31. Application for a Hackney Carriage Proprietors' Licence - Exceptional Vehicle**

Consideration was given to the Not for Publication Report of the Head of Environmental Health (Item 6.1 – 6.16 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 Applicant's representative and Members of the Committee were afforded the opportunity to ask questions of the Officer.

The Committee then viewed the Applicant's vehicle.

The Applicant's representative then presented the case to the Committee.

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

The Officer of the Licensing Authority and the Applicant's representative 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's representative 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's representative returned to the meeting, and the Chairman read out the decision of the Committee:

RESOLVED:

That, having regard to all the circumstances, relevant factors and representations made, the application for a hackney carriage proprietors' licence be granted for 12 months as the Committee was satisfied that the vehicle was an exceptional vehicle in accordance with the Council's policy on age restrictions for hackney carriage vehicles.

#### Reasons for the Decision

4. The Committee has given due regard to the Council's policy on the age restrictions for the licensing of vehicles and also to the powers given to licensing authorities under Section 37 of the Town Police Clauses Act 1847 and Section 48 of the Local Government (Miscellaneous Provisions) Act, 1976.
5. The Committee has been given the opportunity of inspecting the vehicle both inside and out and of perusing the service/maintenance records. It is noted that the vehicle has been well maintained and its overall condition is considered to be above average for its age.
6. The Committee is therefore of the opinion that the Applicant's vehicle satisfies the criterion as an "exceptional vehicle" and accordingly the licence should be granted.

The meeting closed at 11.10 a.m.

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CHAIRMAN