

SPECIAL MEETING OF LICENSING SUB-COMMITTEE

WOODHILL HOUSE, ABERDEEN, 9 MARCH, 2018

- Present:** Councillors F C P Hood (Chair); C Buchan (as substitute for Cllr Evison,) R Bruce, A Forsyth, D Lonchay, and D Robertson.
- Apologies:** Cllrs Evison, Roy, and Stirling.
- Officers:** Solicitor (Governance) (I Meredith); and Committee Officer (J McRobbie).
- In attendance:** Sergeants Gill Flett and Kim Wood (Police Scotland).

1. DECLARATION OF MEMBERS' INTERESTS.

No interests were declared.

2. PUBLIC SECTOR EQUALITY DUTY

In taking decisions on the undernoted items of business, the Sub-Committee **agreed**, in terms of Section 149 of the Equality Act 2010:-

- (1) to have due regard to the need to:-
 - (a) eliminate discrimination, harassment and victimisation;
 - (b) advance equality of opportunity between those who share a protected characteristic and persons who do not share it; and
 - (c) foster good relations between those who share a protected characteristic and persons who do not share it;
- (2) where an Equality Impact Assessment was provided, to consider its contents and take those into account when reaching a decision.

3. RESOLUTION - CONFIDENTIAL INFORMATION

The Sub-Committee **noted** that, in terms of Section 50A (2) of the Local Government (Scotland) Act 1973, as amended, item 4 of the business should be taken in private, on account of the likely disclosure of confidential information.

4. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 – PARAGRAPH 11 OF SCHEDULE 1 - REQUEST FOR THE SUSPENSION/ REVOCATION OF A TAXI DRIVER'S LICENCE (CASE NO. 938)

With reference to the Minute of Meeting of 2 February, 2018, (Item 7,) there had been circulated a report dated 26 February, 2018 by the Director of Business Services, (a) advising that a request for revocation/ suspension of a Taxi Driver's Licence had been received from the Chief Constable and (b) providing details about the licence.

Members heard from the Solicitor (Governance) of the distinctions between revocation and suspension, both at the Sub-Committee's discretion.

In the absence of the applicant, and having heard from the Chief Constable's representative as to the details of the court case, where the applicant had pled guilty to the charges but not yet been sentenced, the Sub-Committee unanimously **agreed** that the carrying on of the licenced activity was likely to cause a threat to public safety.

The Sub-Committee unanimously **agreed** that the applicant was not a fit and proper person to hold a taxi driver's licence by reason of contravention of traffic acts by being guilty of drunk driving.

The Sub-Committee thereafter unanimously **agreed** that the taxi driver's licence be revoked, for the reasons of public safety and on the grounds that the applicant was not a fit and proper person, as determined above.

Councillor F C P Hood (Chair)

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