

## REGULATORY COMMITTEE

*At a meeting of the Regulatory Committee on Wednesday, 18 June 2014 in the Council Chamber.*

Present: Councillors K. Loftus (Chairman), Wallace (Vice-Chairman), Fry, P. Hignett, Howard, Lea, McDermott, Nelson and G. Stockton

Apologies for Absence: Councillors Fraser and A. Lowe

Absence declared on Council business: None

Officers present: G. Ferguson, K. Cleary, J. Tully and J. Findlow

Also in attendance: 4 Members of the public

### ITEMS DEALT WITH UNDER DUTIES EXERCISABLE BY THE COMMITTEE

REG1 SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972 AND THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

*Action*

The Board considered:

- (1) whether Members of the press and public should be excluded from the meeting of the Board during consideration of the following item of business in accordance with Sub-Section 4 of Section 100A of the Local Government Act 1972 because it was likely that, in view of the nature of the business to be considered, exempt information would be disclosed, being information defined in Section 100 (1) and paragraph 3 of Schedule 12A of the Local Government Act 1972; and
- (2) whether the disclosure of information was in the public interest, whether any relevant exemptions were applicable and whether, when applying the public interest test and exemptions, the public interest in maintaining the exemption outweighed that in disclosing the information.

RESOLVED: That as, in all the circumstances of the case, the public interest in maintaining the exemption outweighed the public interest in disclosing the information, members of the press and public be excluded from the meeting during consideration of the following items of business in accordance with Sub-Section 4 of Section 100A of the Local Government Act 1972 because it was likely that, in view of the nature of the business, exempt information would be disclosed, being information defined in Section 100 (1) and paragraph 3 of Schedule 12A of the Local Government Act 1972.

*Councillor Lea declared a Disclosable Other Interest in the following item as the person under scrutiny was known to him. He took no part in the discussion and left the room whilst a decision was made.*

REG2 TAXI CASE

Case No. 689

The Committee held a hearing to consider the conduct of the holder of a single status driver's licence. The individual concerned (referred to in this minute as "689") was legally represented. Two other people were also present and spoke at the hearing.

RESOLVED:

1. 689 was not a fit and proper person to hold the Licence;
2. the conduct of 689 was such as to justify a revocation of the Licence;
3. however, the Committee felt that in this case a suspension of the Licence ought to be imposed for a period of 3 months;
4. the Committee considered that, in the interests of public safety, the suspension must take place with immediate effect. Since 689 may have arrived in his licensed hackney carriage vehicle the term "immediate effect" shall be interpreted as meaning midnight that evening (18<sup>th</sup> June): this would allow for the vehicle to be driven legally to an appropriate base; and
5. the Licence and badge held by 689 must be returned to the Council

Strategic Director  
Policy and  
Resources

|

*Meeting ended at 8.15 pm*