



## Licensing Committee Agenda

Wyre Borough Council  
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**Licensing Committee meeting on Thursday, 28 March 2019 at 6.00 pm  
in the Civic Centre, Poulton-le-Fylde**

**1. Apologies**

**2. Declarations of Interest**

Members will disclose any pecuniary and any other significant interests they may have in relation to the matters under consideration.

**3. Confirmation of minutes**

(Pages 1 - 4)

To confirm as a correct record the minutes of the meeting of the Licensing Committee held on 31 January 2019, attached.

**4. Exclusion of the Public and Press**

In accordance with Paragraph 11 of the Access to Information Rules in Part 4 of the Council's Constitution, the Chief Executive has determined that the reports submitted under item's 5, 6, 7 & 8 of this agenda are "Not for Publication" because item's 5, 6, 7 & 8 contain "exempt information", as defined in Schedule 12A of the Local Government Act 1972.

If the Committee agrees that the public and press should be excluded for these item's, it will need to pass the following resolution:-

"That the public and press be excluded from the meeting whilst agenda item's 5, 6, 7 & 8 are being considered, as they refer to exempt information as defined in category 1 (information relating to any individual) of Part 1 of Schedule 12(a) of the Local Government Act, 1972, as amended by the Local Government (Access to Information) Variation Order 2006 and, that the public interest in maintaining the exemptions outweighs the public interest in disclosing the information".

**5. Hackney Carriage Vehicle Licence to carry 6 passengers**

(Pages 5 - 8)

Report of the Service Director Health and Wellbeing, attached.

- 6. Complaint about a Licensed Wyre dual driver licence holder** (Pages 9 - 28)  
Report of the Service Director Health and Wellbeing, attached.
- 7. Complaint about a licensed Wyre dual driver licence holder** (Pages 29 - 38)  
Report of the Service Director Health and Wellbeing, attached.
- 8. New applicant for a Wyre dual driver's licence with convictions** (Pages 39 - 50)  
Report of the Service Director Health and Wellbeing, attached.



## Licensing Committee Minutes

The minutes of the Licensing Committee meeting of Wyre Borough Council held on Thursday, 31 January 2019 at the Civic Centre, Poulton-le-Fylde.

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### **Licensing Committee members present:**

Councillors Cartridge, Catterall, Gibson, Lees, Robinson, Smith, S Turner, Walmsley and Wilson

### **Apologies for absence:**

Councillor(s) Barrowclough, C Birch, Ormrod, A Turner and Matthew Vincent

### **Other councillors present:**

None

### **Officers present:**

Mary Grimshaw – Senior Solicitor

David Parry – Taxi Licensing Officer

Mandy Seddon – Manager of Food Health & Safety & Licensing

Carole Leary – Democratic Services Officer

Nick Clayton – Environmental Health Officer for Item 5 only

### **Members of the public present:**

Applicant for Item 8

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#### **48        Declarations of Interest**

None.

#### **49        Confirmation of minutes**

The minutes of the Licensing Committee meeting, held on 19 December, 2018, were confirmed as a correct record.

#### **50        Tri-annual Hackney Carriage Unmet Demand Survey**

The Service Director Health and Wellbeing submitted a report to inform members of the Licensing Committee of the outcome of the 2018 Wyre hackney carriage unmet demand survey.

The Manager of Food Health & Safety & Licensing introduced the report in the

Senior Licensing Officer's absence and Ian Millership then gave a very informative and up to date presentation regarding the outcome of the 2018 Wyre hackney carriage unmet demand survey.

**RESOLVED:-**

1. Members acknowledged the conclusions of the Unmet Demand Survey, carried out by LVSA (via CTS Traffic and Transportation Ltd) and noted that unmet demand in Wyre remains below the level that would see significant unmet demand levels, but that action is needed to increase levels of vehicle activity in the early hours of Sunday mornings.
2. Members reaffirmed the Council's position and agreed to continue to limit the number of hackney carriage licences issued by Wyre Council to 160.

**51      Application for a new premises licence, Subway, 83 Lord Street, Fleetwood**

The Service Director Health and Wellbeing submitted a report to provide members of the Licensing Committee with information to assist them at a hearing to determine an application for a new 24 hour Premises Licence for Subway, 83 Lord Street, Fleetwood, under the provisions of the Licensing Act 2003.

The Environmental Health officer confirmed that he had withdrawn his objection to this application, after further conditions had been agreed with the Applicant during discussions that had taken place just prior to the Licensing Committee.

The Environmental Health Officer provided details of these conditions which were noted by the Licensing Committee.

**52      Application to vary Permit GMP0010 in respect of the Newton Arms**

The Service Director Health and Wellbeing submitted a report to provide members of the Licensing Committee with information for them to determine an application to vary a gaming machine permit in respect of the Newton Arms, 1 Staining Road, Staining, FY3 0AJ.

The licence holder had submitted an application to increase the number of category C gaming machines permitted on the premises, by one, to a total of 5 and one category D machine.

The Manager of Food Health & Safety & Licensing introduced the report, in the Senior Licensing Officers absence and then members debated and considered the application.

**RESOLVED** that the application be granted, to increase the number of Category C/D gaming machines at the premises of the Newton Arms, 1

Staining Road, Staining, FY3 0AJ by one, to a total of six.

**53 Exclusion of the Public and Press**

That the public and press be excluded from the meeting whilst agenda item 8 was being considered, because it referred to exempt information as defined in category 1 (information relating to any individual) of Part 1 of Schedule 12(a) of the Local Government Act, 1972, as amended by the Local Government (Access to Information) Variation Order 2006 and, that the public interest in maintaining the exemptions outweighs the public interest in disclosing the information.

**54 Application to renew a Wyre dual driver's licence**

The Service Director Health and Wellbeing submitted a report to provide Members of the Licensing Committee with information to assist them at a hearing.

The Wyre Council Taxi Driver was present at the meeting, but was not legally represented.

The Manager of Food Health & Safety & Licensing introduced the report, in the Senior Licensing Officers absence.

The Wyre Council Taxi Driver addressed the Committee, and gave them an update, since he was granted a one year licence and his 3 month ruling, last year.

Members of the Committee and the Senior Solicitor asked questions of the applicant, and he provided information and his letter of recommendation from his current employer, was noted.

The Taxi Driver, the Taxi Licensing Officer and the Manager of Food Health & Safety & Licensing left the room whilst the Committee Members considered the application in closed session.

The Taxi Driver, the Taxi Licensing Officer and the Manager of Food Health & Safety & Licensing were brought back into the room and the Licensing Committee reconvened and the Chairman announced the Committee's decision.

**RESOLVED** that after considering the length of time since his last conviction and also noting that there were no concerns about his conduct as a taxi driver during the last twelve months, the Committee were satisfied that he was a fit and proper person to hold a licence and accordingly decided to grant a three year Dual Driver's Licence.

The meeting started at 6.05 pm and finished at 7.10 pm.

**Date of Publication:** Friday 15 February, 2019

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