



## Minutes of the Licensing Sub-Committee

10 November 2011

**-: Present :-**

Councillors Ellery, Parrott and Bent

(Also in attendance: Councillor Hytche)

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### 367. Election of Chairman/woman

Councillor Ellery was elected as Chairman for the meeting.

### 368. Minutes

The Minutes of the meeting of the Sub-Committee held on 20 October 2011 were confirmed as a correct record and signed by the Chairman.

### 369. Extension by one year of Hackney Carriage Vehicle Licence

Members considered a report on an application for an extension by one year of a Hackney Carriage Vehicle Licence.

Written Representations received from:

Name	Details	Date of Representation
Licensing Enforcement Officer	Report recommending refusal of the application on the grounds that it is not in accordance with Torbay Council's Policy in respect of the requirement for the age of vehicles.	10 November 2011
Applicant	<ol style="list-style-type: none"><li>1) One letter giving notice of application to extend the Vehicle Licence by one year.</li><li>2) One letter giving reasons for application.</li><li>3) 13 service reports.</li><li>4) Cash Invoice (consisting of three pages) for work completed on the car by Mercedes-Benz.</li><li>5) Mercedes-Benz</li></ol>	<ol style="list-style-type: none"><li>1) 17 August 2011</li><li>2) 23 August 2011</li><li>3) 19 August 2004, 18 November 2005, 24 April 2006, 11 September 2006, 23 March 2007, 30 August 2007, 18 March 2008, 21 August 2008, 27 May 2009, 7 December 2009, 16 September 2010, 18 February 2011</li></ol>

	electronic service sheet (consisting of three pages). 6) Health Check.	and 1 September 2011. 4) 1 September 2011. 5) 1 September 2011. 6) 1 September 2011.
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## Additional Information:

10 photographs of the inside and outside of the vehicle were circulated to the Sub-Committee as evidence of the condition of the vehicle.

## Oral Representations received from:

Name	Details
Licensing Enforcement Officer	Outlined the Officer's recommendation for refusal of the application.
Applicant	Outlined the application for a one year extension of the Hackney Carriage Vehicle Licence.

**Decision:**

That the request for an extension by one year on the use of a Hackney Carriage Vehicle be refused, as it deviated from Torbay Council's Licensing Policy with regard to the age of the fleet.

**Reason for decision:**

Having carefully considered all of the written, oral and photographic evidence put before the Licensing Sub-Committee by the Licence Holder and the Licensing Enforcement Officer, as well as the wording of the Policy, Members resolved that there should be no departure from the Policy as the Applicant had not provided appropriate evidence that would satisfy them that the vehicle was in an exceptional condition, as in accordance with Section 1- Part A, s1(c) of the Policy.

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Chairman