

Minute

Licensing Committee

Thursday, 3 May 2018, 10:30.

Council Chamber, Council Offices, School Place, Kirkwall.



Present

Councillors Duncan A Tullock, Barbara Foulkes, Alexander G Cowie, Norman R Craigie, Robin W Crichton, J Harvey Johnston and Owen Tierney.

Clerk

- Hazel Flett, Senior Committees Officer.

In Attendance

- Gillian Morrison, Executive Director of Corporate Services.
- Gavin Mitchell, Head of Legal Services.
- Elaine Sinclair, Legal Clerk.

Police Scotland:

Acting Inspector Keith Bendall.

Apology

- Councillor Steven B Heddle.

Declarations of Interest

- No declarations of interest were intimated.

Chair

- Councillor Duncan A Tullock.

1. Civic Government (Scotland) Act 1982

Taxis and Private Hire Cars – Policy – Conditions of Licence

After consideration of a report by the Executive Director of Corporate Services, copies of which had been circulated, and after hearing a report from the Head of Legal Services, the Committee:

Noted:

1.1. That, on 10 March 2016, the Licensing Sub-committee adopted conditions to be attached to vehicle operators' licences, which included a requirement that the holder of a vehicle operator's licence shall hold the vehicle registration document.

1.2. That the Council had received a number of enquiries regarding potential operators leasing vehicles rather than owning them with the result that vehicle registration documents would be held by leasing companies rather than applicants.

1.3. That research had indicated that the condition, referred to at paragraph 1.1 above, could competently be amended to permit vehicle registration documents to be held by persons other than licence holders or applicants.

The Committee resolved, in terms of delegated powers:

1.4. That the condition that the holder of a vehicle operator's licence shall hold the vehicle registration document be amended to permit vehicle registration documents to be held by persons other than licence holders or applicants.

1.5. That any application where the vehicle registration document was not held by the applicant be accompanied by evidence, in writing, which can include email, from the holder of the vehicle registration document that they were aware that the vehicle will be used as a taxi or private hire car.

2. Conclusion of Meeting

At 10:35 the Chair declared the meeting concluded.

Signed: Duncan A Tullock.