



Minutes

Name of meeting	LICENSING SUB COMMITTEE
Date and time	WEDNESDAY, 31 AUGUST 2016
Venue	COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Julie Jones-Evans (Chairman), Reg Barry, John Howe
Officers Present	Kayleigh Bowers, Sarah MacDonald, Justin Thorne, Kevin Winchcombe

4. [Minutes](#)

RESOLVED :

THAT the Minutes of the meeting held on [21 July 2016](#) be confirmed.

5. [Declarations of Interest](#)

There were no declarations received at this stage.

6. **Report of the Head of Planning and Housing Services**

[An Application for a Hackney Carriage Vehicle Licence for a Ford Tourneo for Mr Peter Wall](#)

Consideration was given to the report of the Head of Planning and Housing Services, providing details of an application for a Hackney Carriage Vehicle Licence received in accordance with the Town Police Clauses Act 1847.

Prior to hearing the licensing officer's presentation, members adjourned to view the applicant's vehicle in order to assist in making their decision. The Sub Committee then followed the agreed procedure, which had previously been circulated to all parties prior to the meeting.

During the hearing, members raised questions regarding the required colour of hackney carriage licenced vehicles. It was noted that the current Hackney Carriage and Private Hire Licensing Policy dated 2015 stated that all hackney carriage licenced vehicles must be coloured silver to ensure that they were easily identifiable for customers, and this had been a requirement since 2007. To avoid any confusion, private hire vehicles were not permitted to be silver.

After hearing the application, the Sub Committee presented the following decision and the reasons for that decision.

Application:

A Hackney Carriage Vehicle Licence for a Ford Tourneo belonging to Mr Peter Wall.

Resolution:

THAT the application for a Hackney Carriage Vehicle Licence for a Ford Tourneo belonging to Mr Peter Wall be granted in accordance with the application.

Reasons for Decision:

Members were satisfied, by split decision, that the applicant's vehicle was as a matter of fact silver as required by the Council's adopted conditions for licensing hackney carriage vehicles.

In the absence of a clear definition of 'silver', it was members' view that it was, on balance, within the broader definition.

In reaching the decision, the Sub Committee had regard to the Human Rights Act 1998, and in particular Article 1 of the First Protocol, Article 8 and Article 6.

Details (or if different from those applied for):

As per application.

Public Participants:

Peter Wall (Applicant)

Informative:

Members agreed that a review of policy be recommended with a view to considering whether the definition of 'silver' requires amendment, and to report to the Licensing Committee.

CHAIRMAN