

**REPORT FROM: CENTRAL SERVICES AND REGENERATION
ENGINEERING AND SPECIAL PROJECTS MANAGER**

TO: TAXI LICENSING COMMITTEE

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**FOR INFORMATION:
RESULTS OF APPEALS**

PURPOSE OF REPORT

To report, for information, the results of appeals heard at the magistrates' court since the last meeting.

RECOMMENDATION

That the report be noted.

REASON FOR RECOMMENDATION

To keep members informed of appeals.

ISSUE

1. If a licence is suspended, revoked or refused the applicant has the right of appeal to the magistrates' court within 21 days of notification.
2. Listed below are the results of appeals since the last meeting.

(a) Waheed Afzal Chaudhry

Mr Chaudhry's application for a private hire driver's licence was refused at a meeting of this Committee in January 2013. He appealed to Reedley Magistrates' Court and on legal advice he withdrew his appeal before the hearing took place.

(b) Hackney Carriage Application – Extend the Age Limit of a Hackney Carriage

The proprietor of vehicle registration EX53 LCJ submitted an application for renewal of his hackney carriage licence beyond the nine-year age limit on his vehicle when his licence was due to expire in December 2012. The reason for the request was the

proprietor felt he had maintained his vehicle whilst it had been licensed and it had passed taxi tests without much difficulty.

The application was refused at a meeting of this Committee in November 2012 following which an appeal was lodged with the magistrates' court. This appeal was heard on 21 March 2013 and dismissed as the magistrates said they were bound by our policy and did not feel the vehicle was of exceptional condition.

An appeal against the magistrates' decision was lodged with the Crown Court but had to be withdrawn as the vehicle was involved in a non-fault accident and written off by the insurance company.

(c) Iqrar Hussain Shah – No 1 and Express Private Hire

Mr Shah's private hire operator's licence, vehicle licences and driver's licence were suspended at a meeting of this Committee in January 2013. An appeal was lodged with the magistrates' court and was withdrawn as Mr Shah gave a written undertaking regarding the running of his business. The suspension of his licences was lifted as from 11 April 2013 when the undertaking was signed.

(d) Mohammed Khan – A1, Speedline, AAA, 24/7, BP and Max Private Hire

Mr Khan's private hire operator's licence and driver's licence were revoked at a meeting of this Committee in January 2013. An appeal was lodged with the magistrates' court and was heard on 9 May 2013. Magistrates dismissed the appeal against revocation of his private hire operator's licence and allowed his appeal regarding the revocation of his private hire and hackney carriage driver's licence. An appeal against the magistrates' decision has been lodged with the Crown Court and the outcome will be reported to a future meeting.

IMPLICATIONS

Policy: None arising directly from the report.

Financial: None arising directly from the report.

Legal: None arising directly from the report.

Risk Management: None arising directly from the report.

Health and Safety: None arising directly from the report.

Sustainability: None arising directly from the report.

Community Safety: None arising directly from the report.

Equality and Diversity: None arising directly from the report.

APPENDICES

None.

LIST OF BACKGROUND PAPERS

None.