

## The Highland Licensing Committee

Meeting – 1 April 2014

Agenda Item	10.1
Report No	HLC/020/14

### Application for the Grant of a Taxi Driver's Licence – John Toshack

#### Report by the Legal Manager

##### Summary

This Report relates to an application for the grant of a taxi driver's licence.

#### 1.0 Background

1.1 The Highland Council has resolved that in terms of the Civic Government (Scotland) Act 1982 a licence will be required for the driving of a licensed taxi. A licence for the same is issued by the Highland Council and is valid for the whole Council Area.

#### 2.0 Application

2.1 On 10 October 2013 an application for the grant of a taxi driver's licence was received from Mr John Toshack.

2.2 In terms of the abovementioned Act the Licensing Authority have six months from receipt of the application to determine the same, therefore this application must be determined by 10 April 2014. Failure to determine the application by this time would result in the application being subject of a 'deemed grant' which means that a licence would require to be issued to Mr Toshack for a period of 1 year.

#### 3.0 Process

3.1 Following receipt of the application a copy of the same was circulated to the following Agencies/Services for consultation:

- Police Scotland
- Highland Council Trading Standards Service

3.2 No objections have been received in relation to the application.

#### 4.0 Taxi Driver's Knowledge Test

4.1 Mr Toshack has not yet sat and passed the Council's taxi driver's knowledge test.

4.2 The application therefore cannot be determined under delegated powers and the time period for determining the application is due to expire shortly.

## **5.0 Policies**

**5.1** The following policies are relevant to this case:

Standard taxi driver's Licence conditions. A copy of these can accessed at [www.highland.gov.uk/businessinformation/licensing/civicgovernmentlicensing](http://www.highland.gov.uk/businessinformation/licensing/civicgovernmentlicensing) or a hard copy can be supplied where requested.

## **6.0 Recommendation**

**6.1** The Committee is invited to determine the application.

Designation: Legal Manager

Officer Reference: Michael Elsey

Date: 10 March 2014

Background Papers: Civic Government (Scotland) Act 1982