

**GENERAL LICENSING
SUB COMMITTEE
13 August 2024**

PRIVATE HIRE OPERATOR LICENCE

Purpose of Report

1. To invite Members to consider a report in respect of:

The grant of a Private Hire Operators Licence (PHO) out of scope of policy.

2. The schedule attached to this report give details of the application for consideration.
3. Members are requested to consider any appropriate action, which may include the refusal to grant a licence to operate vehicles.

Human Rights Act

4. When considering matters relating to the grant of a licence and the placing of conditions on licences, the Committee must consider whether the decision affects an individual, group, or Company's Human Rights as set out in the Convention and if it does, whether the interference with those rights is permissible by reason of the justifications set out in the Convention. In addition, consideration must be given to whether the interference is proportionate.

Legal Implications

5. There are no issues that the Assistant Director, Law and Governance, considers need to be brought to the specific attention of Members, other than those highlighted in the report

Crime and Disorder Act 1998 Section 17

6. The contents of this report have been considered in the context of the requirements placed on the Council by Section 17 of the Crime and Disorder Act 1998, namely, the duty on the Council to exercise its functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area.

Recommendation

7. Members are requested to determine an appropriate course of action in relation to the attached reports and provide reasons for their decision.

Dave Winstanley
Group Director of Services

Background Papers

The Local Government (Miscellaneous Provisions) Act 1976
The Town Police Clauses Act 1847
Darlington Council's Licensing Policy in respect of the Taxi Trade

APPENDIX 1 Application from Uber

Colin Dobson x 5988