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For all enquiries relating to this agenda please contact Joanne Thomas
(Tel: 07714 600912 Email: thomaj8@caerphilly.gov.uk)

Date: 20th March 2023

To Whom It May Concern,

A multi-locational meeting of the **Taxi and General Sub Committee** will be held in the Chamber, Penallta House and via Microsoft Teams on **Thursday, 30th March, 2023** at **10.00 am** to consider the matters contained in the following agenda. You are welcome to use Welsh at the meeting, a minimum notice period of 3 working days is required should you wish to do so. A simultaneous translation will be provided on request.

Members of the Public or Press may attend in person at Penallta House or may view the meeting live via the following link: <https://civico.net/caerphilly>.

This meeting will be live streamed and a recording made available to view via the Council's website, except for discussions involving confidential or exempt items. Therefore the images/audio of those individuals present and/or speaking will be publicly available to all via the recording on the Council website at www.caerphilly.gov.uk.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Christina Harray', enclosed within a large, loopy oval shape.

Christina Harray
CHIEF EXECUTIVE

AGENDA

	Pages
1 To receive apologies for absence.	

A greener place Man gwyrddach



2 Declarations of Interest.

Councillors and Officers are reminded of their personal responsibility to declare any personal and/or prejudicial interest(s) in respect of any item of business on this agenda in accordance with the Local Government Act 2000, the Council's Constitution and Code of Conduct for both Councillors and Officers.

To receive and consider the following report :-

- 3 To receive and consider the following reports which in the opinion of the Proper Officer may be discussed when the meeting is not open to the public and first to consider whether the public interest requires that the meeting should be closed to the public for consideration of this item:- 1 - 4
- 4 Licensing Of Hackney Carriage/Private Hire Vehicle Drivers & Vehicle Proprietor Licence. 5 - 10
- 5 Licensing Of Hackney Carriage/Private Hire Vehicle Drivers 11 - 22

Circulation:

Councillors M.A. Adams (Vice Chair Presiding), T. Heron and Ms J.G. Jones

And Appropriate Officers

HOW WE WILL USE YOUR INFORMATION

Those individuals that attend committee meetings to speak/give evidence will be named in the minutes of that meeting, sometimes this will include their place of employment or business and opinions expressed. Minutes of Meetings including details of speakers will be publicly available to all via the Council website at www.caerphilly.gov.uk. except for discussions involving confidential or exempt items.

You have a number of rights in relation to your information, including the rights of access to information we hold about you and the right of complaint if you are unhappy with the way your information is being processed.

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TAXI AND GENERAL SUB COMMITTEE – 30TH MARCH 2023

PUBLIC INTEREST TEST – EXEMPTION FROM DISCLOSURE OF DOCUMENTS SCHEDULE 12A LOCAL GOVERNMENT ACT 1972

**SUBJECT: LICENSING OF HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE
DRIVERS & VEHICLE PROPRIETOR LICENCE**

REPORT BY: MONITORING OFFICER AND HEAD OF LEGAL SERVICES

I have considered grounds for exemption of information contained in the report referred to above and make the following recommendations to the Proper Officer:-

EXEMPTIONS APPLYING TO THE REPORT:

The report contains information relating to a particular individual (paragraph 12).

FACTORS IN FAVOUR OF DISCLOSURE:

There is a public interest for the process to be open and transparent when councils consider the fitness or suitability of licence holders of taxi driver licences.

PREJUDICE WHICH WOULD RESULT IF THE INFORMATION WERE DISCLOSED:

The report includes sensitive personal information relating to the licensee.

MY VIEW ON THE PUBLIC INTEREST TEST IS AS FOLLOWS:

That paragraph 12 should apply. My view on the public interest test is that whilst there is a need to ensure transparency and accountability of a Public Authority for decisions taken in relation to taxi drivers, this must be balanced against the fact that the report contains sensitive personal information about the licence holder which must remain exempt from publication.

On that basis I feel that the public interest in maintaining the exemption does outweigh the public interest in disclosing the information. Members are asked to consider this factor when determining the public interest test, which they must decide when considering whether to exclude the press and public from the meeting when this agenda item is being considered.

RECOMMENDED DECISION ON EXEMPTION FROM DISCLOSURE:

On that basis I feel that the public interest in maintaining the exemption does outweigh the public interest in disclosing the information and that the report should be exempt.

Signed:

Date: 20th March 2023

Post: **Monitoring Officer and Head of Legal Services**

I accept the recommendation made above.

Signed:

Proper Officer

Date: 20th March 2023

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The report contains information relating to a particular individual (paragraph 12).

FACTORS IN FAVOUR OF DISCLOSURE:

There is a public interest for the process to be open and transparent when councils consider the fitness or suitability of applicants for of taxi driver licences.

PREJUDICE WHICH WOULD RESULT IF THE INFORMATION WERE DISCLOSED:

The report includes sensitive personal information relating to the licensee.

MY VIEW ON THE PUBLIC INTEREST TEST IS AS FOLLOWS:

That paragraph 12 should apply. My view on the public interest test is that whilst there is a need to ensure transparency and accountability of a Public Authority for decisions taken in relation to taxi drivers, this must be balanced against the fact that the report contains sensitive personal information about the applicant which must remain exempt from publication.

On that basis I feel that the public interest in maintaining the exemption does outweigh the public interest in disclosing the information. Members are asked to consider this factor when determining the public interest test, which they must decide when considering whether to exclude the press and public from the meeting when this agenda item is being considered.

RECOMMENDED DECISION ON EXEMPTION FROM DISCLOSURE:

On that basis I feel that the public interest in maintaining the exemption does outweigh the public interest in disclosing the information and that the report should be exempt.

Signed:

Date: 20th March 2023

Post: Head of Legal Services and Monitoring Officer

I accept the recommendation made above.

Signed:

Date: 20th March 2023

Proper Officer

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Agenda Item 4

By virtue of paragraph(s) 12 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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Agenda Item 5

By virtue of paragraph(s) 12 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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