

Licensing Sub-Committee of the Regulatory Committee

9.30am, Tuesday, 17 December 2024

Request for Recall of Suspension – Baris Eroglu

Item number	
Report number	B Agenda
Executive/routine	
Wards	Citywide
Council Commitments	N/A

Executive Summary

Officers requested the suspension of a Taxi Driver's Licence previously granted to Baris Eroglu. On 21 May 2024 the Committee made a decision to suspend the licence for the remainder of its term. The licence holder has now requested that the suspension should be recalled on the grounds that the domestic circumstances leading to the suspension of the licence have changed.

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Request for Recall of Suspension – Baris Eroglu

1. Recommendations

- 1.1 After hearing from officers and the relevant licence holder, the Committee will be required to decide:
 - 1.1.1 Whether or not to recall the suspension, as requested by the licence holder.

2. Background

- 2.1 The Police and other persons can make comments or complaints as regards the holders of licences and, in certain cases, request that the relevant licence should be suspended or revoked. Committee members can consider such comments and requests. The Committee can decide to take no further action, issue a warning to the licence holder, suspend or revoke the licence.
- 2.2 In December 2023 the Licensing Manager received a letter from officers in the Licensing Enforcement team requesting the suspension of Mr Eroglu's Taxi Driver's Licence (Appendix 1), and on 21 May 2024 the Licensing Sub-Committee decided to suspend Mr Eroglu's Taxi Driver's Licence (Appendix 2).

3. Main report

- 3.1 The licence holder's representative has requested that Baris Eroglu's licence should now be reinstated (Appendix 3).
- 3.2 The licence remains suspended until the committee determines to recall the suspension. If the suspension is recalled the licence would be returned and the licence holder will be able to resume use of his licence.
- 3.3 The licence holder has been invited to attend.

4. Measures of success

- 4.1 Not relevant, as decisions on individual licences have to be considered on their own merits.

5. Financial impact

- 5.1 None, as the costs of these matters are recovered through taxi and private hire car vehicle and driver licence application fees.

6. Risk, policy, compliance and governance impact

- 6.1 The process outlined takes account of the relevant statutory provisions.
- 6.2 There is no right of appeal under the Civic Government (Scotland) 1982 against a decision not to recall a suspension, though the licence holder may have the option to pursue a Judicial Review.

7. Equalities impact

- 7.1 There is no equalities impact arising from the contents of this report.

8. Sustainability impact

- 8.1 There is no environmental impact arising from the contents of this report.

9. Consultation and engagement

- 9.1 None.

10. Background reading/external references

- 10.1 None

11. Appendices

- 11.1 Appendix 1 – letter from Licensing Enforcement team dated 27 December 2023
- 11.2 Appendix 2 – extract from action note of Licensing Sub Committee 21 May 2024
- 11.3 Appendix 3 – Email from Nisbet’s Solicitor and Solicitor Advocates dated 25 November 2024