

The background of the slide features a large, light blue watermark of the University of Toronto crest. The crest is a shield divided into four quadrants. The top-left quadrant shows a building with a flag. The top-right quadrant shows a beaver with a cross on its back. The bottom-left quadrant shows a sailing ship on the water. The bottom-right quadrant shows an eagle with its wings spread. Above the shield is a crown with four maple leaves. Below the shield is a banner with the motto 'ANNE FOR A'.

**Agenda Item**

**5**

**Knowledge Test Failure**

Falkirk Council

**Subject:** Knowledge test failure  
**Meeting:** Civic Licensing Committee  
**Date:** 7 February 2018  
**Author:** Chief Governance Officer

**1. Application for the grant of a new taxi driver licence**

- 1.1 Mr McAleese submitted an application for a new taxi driver licence on 14 November 2017. His application must be considered before 13 August 2018. The applicant sat the knowledge test on 6 November 2017 and attained 78%. He then sat the test on 22 November and attained 64%. The applicant was then invited to attend for the test on 13 December and he attained 71%. He was thereafter given a fourth opportunity to sit the test and attained 77%.
- 1.2 There are no communication difficulties as the applicant did not require the assistance of someone reading the questions or filling out the test paper on his behalf.
- 1.3 It is the view of officers that the applicant has little prospect of passing the knowledge test and would recommend that the Committee consider refusing the application on the basis that he has not sat and passed the knowledge test.
- 1.4 The applicant has not been invited to sit a medical as yet.
- 1.5 Mr McAleese was notified in a letter of his failures and that the matter would be considered by the Committee. The letter explained that he could submit a letter in support of his application which would form part of this report. At the time of finalising this report no letter has been received.

**2. Recommendations**

**It is recommended that Members consider the terms of the report.**

**The options available to the Members are:-**

**2.1**

- (a) to refuse to grant the TAXI DRIVER licence in terms of the Civic Government (Scotland) Act 1982, Section 13 (5) on the ground that the applicant, having failed to pass the knowledge test, has failed to satisfy the Authority that he had adequate knowledge of the area to which the licence relates and the layout of roads in the area; or
- (b) if Members are satisfied that there are other relevant circumstances that warrant a departure from policy, to instruct

**officers to arrange for the applicant to undertake a medical; and should he fail the medical to remit the matter back to Committee for consideration; should the applicant pass the medical, to authorise the Chief Governance Officer to grant the TAXI DRIVER licence.**

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**Chief Governance Officer**  
**Date: 30 January 2018**

**Contact Officer: Bryan Douglas, Licensing Co-ordinator (telephone 501262)**

**LIST OF BACKGROUND PAPERS**

None