

- 2.3 The only exemption from this duty is on medical grounds and where the driver has obtained a certificate of exemption issued by the council.
- 2.4 The medical exemption criteria is relevant to cases where the driver have a medical condition that can be aggravated by exposure to dogs. There are currently no medical exemptions issued by Cheltenham Borough Council.
- 3. Licensing Comments**
- 3.1 The council is under duty to ensure that only people that are deemed fit and proper are issued with, and able to retain, in this case, a Hackney Carriage driver's licence.
- 3.2 Mr Osmani implied in his explanation of the incident that his grounds for refusing the fare were based on his religious beliefs. Members are to note that in his local knowledge test, Mr Osmani correctly answered a question on his duties to carry assistance dogs. His explanation is therefore being called into question as he was fully aware of his duties.
- 3.3 Whilst Mr Osmani has not been convicted of an offence, he has admitted to failing in his equality duty which calls into question his fitness.
- 3.4 Mr Osmani has been sent a copy of this report and invited to attend this meeting to speak in support of his application and to answer members' questions or to be represented. In considering the application on its own merits Members should have regard to the adopted Probity Guide.

Background Papers

Service Records

Report Author

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