

MINUTES OF: LICENSING SUB-COMMITTEE (DRIVERS)

Date of Meeting: 24th November 2016

Present: Councillors Smallridge (Chair), Crawforth and Haworth

**In Attendance: Phil Morton, Licensing and Enforcement Manager
Abigail Wrench, Trainee Solicitor
Glenda Ashton, Committee & Member Services Officer
5 applicants/friends/representatives**

BUSINESS MATTERS

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF INTEREST

No interests were declared.

3. URGENT ITEMS

There were no urgent items of business.

In the interests of expediency and due to the number of items on the agenda, the Chair asked the Licensing Enforcement Manager to outline to all persons present the relevant information which applied to all confidential applications.

4. EXCLUSION OF PUBLIC AND PRESS

Resolved:

That the public and press be excluded from the following items of business under Section 100(A)(4) of the Local Government Act 1972 since they involved the disclosure of exempt information under Paragraph 1 of Schedule 12A of the Act.

5. REPORT TO REVIEW AN EXISTING HACKNEY CARRIAGE DRIVER – MR SU (Item C4)

The Chair welcomed the Driver, his wife and the Interpreter to the Sub-Committee.

The Licensing and Enforcement Manager presented the report and detailed the circumstances which had brought the Driver before the Sub-Committee.

The Driver through the Interpreter presented his case to the Sub-Committee.

The Sub-Committee Members asked questions of the Driver and the Licensing and Enforcement Manager for clarification purposes only.

The Driver, his wife, the Interpreter and the Licensing and Enforcement Manager left the room to enable the Sub-Committee to come to a decision.

Resolved:

1. That the licence was not renewed. The Sub-Committee did not consider the Driver to be a fit and proper person to hold a Hackney Carriage drivers licence.
2. The Driver was informed of the reason for the decision and of his right of appeal before the Magistrates' Court which must be exercised within 21 days of receipt of the decision in writing.
3. The Driver was informed that he would receive confirmation of the decision in writing.

Reason for Decision

The matter had been considered in accordance with the Council's approved procedure, the Council's Guidelines on Convictions, Byelaws relating to Hackney Carriages, and the Sub-Committee took into account all the relevant information put before them.

6. REPORT TO CONSIDER AN APPLICATION FOR A HACKNEY CARRIAGE DRIVERS LICENCE – MR ATT (Item C2)

The Chair welcomed the Applicant to the Sub-Committee.

The Licensing and Enforcement Manager presented the report and detailed the application for a Hackney Carriage driver's licence.

The Applicant presented his case to the Sub-Committee.

The Sub-Committee Members asked questions of the Applicant for clarification purposes only.

The Applicant and the Licensing and Enforcement Manager left the room to enable the Sub-Committee to determine the application.

Resolved:

1. That the application was refused. The Sub-Committee did not consider the Applicant to be a fit and proper person to hold a Hackney Carriage driver's licence.
2. The Applicant was informed of the reason for the decision and of his right of appeal before the Magistrates' Court which must be exercised within 21 days of receipt of the decision in writing.
3. The Applicant was informed that he would receive confirmation of the decision in writing.

Reason for Decision

The matter had been considered in accordance with the Council's approved procedure, the Council's Guidelines on Convictions, Byelaws relating to Hackney Carriages, and the Sub-Committee took into account all the relevant information put before them.

7. REPORT TO CONSIDER AN APPLICATION FOR A PRIVATE HIRE DRIVERS LICENCE – MR SM (Item C1)

The Chair welcomed the Applicant to the Sub-Committee.

The Licensing and Enforcement Manager presented the report and detailed the application for a Private Hire driver's licence.

The Applicant presented the case to the Sub-Committee.

The Sub-Committee Members asked questions of the Applicant for clarification purposes only.

The Applicant and the Licensing and Enforcement Manager left the room to enable the Sub-Committee to determine the application.

Resolved:

1. That the licence was granted. The Sub-Committee considered the applicant to be a fit and proper person to hold a Private Hire driver's licence.

Reason for Decision

The matter had been considered in accordance with the Council's approved procedure, the Council's Guidelines on Convictions and the Sub-Committee took into account all the relevant information put before them.

8. REPORT TO DETERMINE AN EXISTING HACKNEY CARRIAGE VEHICLE LICENCE – TUI 1887 (Item C3)

It was noted that the proprietor had informed the Licensing and Enforcement Unit that he was not in the country at the time of the Sub-Committee.

Resolved:

1. That the item be deferred to the Sub-Committee meeting on 20th December 2016.

Reason for Decision

To give the proprietor a chance to attend the Sub-Committee.

The meeting commenced at 10am and closed at 11.30am

CHAIRMAN _____