

MINUTES OF: LICENSING SUB-COMMITTEE (DRIVERS)

Date of Meeting: 25th July 2019

Present: Councillors Gill (Chair), Haworth and Stevens

**In Attendance: Abigail Wrench, Legal Officer
Phil Morton, Public Protection Manager
Nigel Yates, Licensing Enforcement Officer
Glenda Ashton, Committee & Member Services Officer
2 drivers**

BUSINESS MATTERS

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF INTEREST

There were no declarations of interest.

3. URGENT ITEMS

There were no urgent items of business.

In the interests of expediency the chair asked the officer 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 CONSIDER THE REVIEW OF A PRIVATE HIRE DRIVER'S LICENCE FOR MS (ITEM C4)

The chair welcomed the driver to the Sub-Committee.

The Public Protection Manager and Licensing Enforcement Officer presented the report and showed CCTV footage which detailed/showed the circumstances that had brought the driver before the Sub-Committee.

The driver presented his case to the Sub-Committee.

The Sub-Committee members and Public Protection Manager asked questions of the driver for clarification purposes only.

The driver, Public Protection Manager and Licensing Enforcement Officer left the room to enable the Sub-Committee to come to a decision.

Resolved:

1. That the licence be revoked under Section 61 of the Local Government Miscellaneous Provisions Act 1976. The committee did not consider the driver to be a fit and proper person to hold a private hire driver's licence.
2. The driver would be informed of their right of appeal to the Magistrates' Court which must be exercised within 21 days of service of the decision letter upon them.
3. The driver would be informed of the reason for the council's 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, the conditions attached to Private Hire Driver Licences and the Sub-Committee took into account all the relevant information put before them.

The Licensing Enforcement Officer left the meeting.

6. REPORT TO CONSIDER THE REVIEW OF A HACKNEY CARRIAGE DRIVER'S LICENCE FOR MH (ITEM C3)

The chair welcomed the driver to the Sub-Committee.

The Public Protection Manager presented the report and detailed the circumstances that had brought the driver before the Sub-Committee.

The driver presented his case to the Sub-Committee.

The Sub-Committee members and Public Protection Manager asked questions of the driver for clarification purposes only.

The driver and Public Protection Manager left the room to enable the Sub-Committee to come to a decision.

Resolved:

1. That the licence be revoked under Section 61 of the Local Government Miscellaneous Provisions Act 1976. The committee did not consider the driver to be a fit and proper person to hold a hackney carriage driver's licence.
2. The driver would be informed of their right of appeal to the Magistrates' Court which must be exercised within 21 days of service of the decision letter upon them.
3. The driver would be informed of the reason for the council's 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 THE REVIEW OF A HACKNEY CARRIAGE VEHICLE LICENCE FOR RG (ITEM C1)

The driver was not in attendance. The Sub-Committee agreed to hear the details in the driver's absence.

The Public Protection Manager presented the report and detailed the circumstances that had brought the driver before the Sub-Committee.

The Sub-Committee asked questions of the Public Protection Manager for clarification purposes only.

The Public Protection Manager left the room to enable the Sub-Committee to come to a decision.

Resolved:

1. That the licence be revoked under Section 61 of the Local Government Miscellaneous Provisions Act 1976. The committee did not consider the driver to be a fit and proper person to hold a hackney carriage driver's licence.
2. The driver would be informed of their right of appeal to the Magistrates' Court which must be exercised within 21 days of service of the decision letter upon them.
3. The driver would be informed of the reason for the council's 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.

8. REPORT TO CONSIDER THE REVIEW OF A HACKNEY CARRIAGE DRIVER'S LICENCE FOR MDFHJ (ITEM C2)

The driver was not in attendance. The Sub-Committee agreed to hear the details in the driver's absence.

The Public Protection Manager presented the report and detailed the circumstances that had brought the driver before the Sub-Committee.

The Public Protection Manager left the room to enable the Sub-Committee to come to a decision.

Resolved:

1. That the licence be revoked under Section 61 of the Local Government Miscellaneous Provisions Act 1976. The committee did not consider the driver to be a fit and proper person to hold a hackney carriage driver's licence.

2. The driver would be informed of their right of appeal to the Magistrates' Court which must be exercised within 21 days of service of the decision letter upon them.
3. The driver would be informed of the reason for the council's 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.

The meeting concluded at 11.50pm

CHAIRMAN

DATE
