

MINUTES OF: LICENSING SUB-COMMITTEE (DRIVERS)

Date of Meeting: 13th January 2020

Present: Councillors Gill (Chair), Bromley and Haworth

**In Attendance: Abigail Wrench, Legal Officer
Nigel Yates, Licensing Enforcement Officer
Glenda Ashton, Committee & Member Services Officer
3 licence holders/representatives**

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 HACKNEY CARRIAGE DRIVER'S LICENCE FOR RI (ITEM C1)

The chair welcomed the licence holder to the Sub-Committee.

The Licensing Enforcement Officer presented the report and detailed the circumstances that had brought the licence holder before the Sub-Committee.

The licence holder presented his case to the Sub-Committee.

CCTV footage was shown and the Sub-Committee members and Licensing Enforcement Officer asked questions for clarification purposes only.

The licence holder and Licensing Enforcement Officer left the room to enable the Sub-Committee to come to a decision.

Resolved:

1. That the hackney carriage driver's licence be revoked under Section 61(1) of the Local Government Miscellaneous Provisions Act 1976.
2. The committee did not consider the licence holder to be a fit and proper person to hold a hackney carriage driver's licence.
3. The licence holder was 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.
4. The licence holder was informed of the reason for the decision and that they would receive written confirmation of the council's decision.

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 THE REVIEW OF A HACKNEY CARRIAGE DRIVER'S LICENCE FOR KAU (ITEM C2)

The chair welcomed the licence holder and his Solicitor to the Sub-Committee.

The Licensing Enforcement Officer presented the report and detailed the circumstances that had brought the licence holder before the Sub-Committee.

The Solicitor and licence holder presented their case to the Sub-Committee.

The Sub-Committee members asked questions for clarification purposes only.

The licence holder, his Solicitor and Licensing Enforcement Officer left the room to enable the Sub-Committee to come to a decision.

Resolved:

1. That the licence holder be required to take and pass the DVSA test (or council approved equivalent) and provide evidence of this to the Licensing and Enforcement Unit within a period of 3 months (unless evidence was provided that an appointment could not be obtained). Failure to provide such evidence within 3 months would result in being called back to the Sub-Committee.
2. The licence holder was 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 licence holder was informed of the reason for the decision and that they would receive written confirmation of the council's decision.

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 10.55am

CHAIRMAN

DATE
