

MINUTES OF: LICENSING SUB-COMMITTEE (DRIVERS)

Date of Meeting: 14th January 2021

Present: Councillors Stevens (Chair), Neal and Pendlebury

**In Attendance: Abigail Wrench, Legal Officer
Phil Morton, Public Protection Manager
Glenda Ashton, Committee & Members Services Officer
Jenni Cook, Committee & Member Services Officer
2 Drivers and 1 Representative**

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.

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.

The drivers were placed in the waiting room of Zoom until it was time to hear their report.

5. REPORT TO CONSIDER AN APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE DRIVER'S LICENCE (ITEM C1) FOR RAA

The Chair welcomed the applicant and their legal representative to the Sub-Committee.

The Public Protection Manager outlined to all persons present the relevant information which applied to all confidential applications.

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

The applicant and their legal representative presented their case to the Sub-Committee.

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

The applicant, their legal representative and Public Protection Manager left the room to enable the Sub-Committee to come to a decision.

The applicant, their legal representative and Public Protection Manager re-entered the room to enable the Sub-Committee to advise of their decision.

The following decision was read out by the Legal Officer.

Resolved:

That the application is granted. The Sub-Committee considered the applicant to be a fit and proper person to hold a hackney carriage 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, the conditions attached to Hackney Carriage Driver Licences and the Sub-Committee took into account all the relevant information put before them.

The applicant and their legal representative left the meeting.

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

The chair welcomed the driver to the Sub-Committee.

The Public Protection Manager outlined to all persons present the relevant information which applied to all confidential applications.

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

The driver presented their case to the Sub-Committee.

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

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

The driver and Public Protection Manager re-entered the room to enable the Sub-Committee to advise of their decision.

The following decision was read out by the Legal Officer

Resolved:

1. That the hackney carriage driver's licence be revoked under Section 61 (1) 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 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 driver was informed of the reason for the decision and that they would receive a copy of 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 Hackney Carriage Driver Licences and the Sub-Committee took into account all the relevant information put before them.

The driver left the meeting.

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

This item was deferred to the next meeting.

The meeting concluded at 12.30pm.

CHAIRMAN

DATE
