

**MINUTES OF: LICENSING SUB-COMMITTEE (DRIVERS)**

**Date of Meeting: 22<sup>nd</sup> October 2020**

**Present: Councillors Gill (Chair), Haworth and Neal**

**In Attendance: Abigail Wrench, Legal Officer  
Nigel Yates, Public Protection Officer  
Glenda Ashton, Committee & Members Services Officer  
Joanna Wood, Committee & Member Services Officer  
3 Drivers**

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## **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.

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

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### **5. REPORT TO CONSIDER THE REVIEW OF A PRIVATE HIRE DRIVER'S LICENCE (ITEM C1) FOR MA.**

The chair welcomed the driver to the Sub-Committee.

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

The Public Protection Officer presented the report of C1 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 Officer left the room to enable the Sub-Committee to come to a decision.

The driver and Public Protection Officer 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 for Item C1:**

1. That the private hire drivers 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 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 Private Hire Driver Licences and the Sub-Committee took into account all the relevant information put before them.

The driver left the meeting.

**6. REPORT TO CONSIDER THE REVIEW OF A PRIVATE HIRE DRIVER'S LICENCE (ITEM C2) FOR AG.**

The chair welcomed the driver to the Sub-Committee.

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

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

The driver and Public Protection Officer 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 private hire drivers 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 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 Private Hire Driver Licence 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) AND A PRIVATE HIRE DRIVER'S LICENCE (ITEM C4) FOR ASJ.**

The chair welcomed the driver to the Sub-Committee.

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

It was agreed by the Committee that both reports would be heard at this time, but that separate decisions would be made on these reports.

The Public Protection Officer presented the report of C3 and detailed the circumstances that had brought the driver before the Sub-Committee.

The Public Protection Officer presented the report of C4 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 Officer left the room to enable the Sub-Committee to come to a decision.

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

The following decisions were read out by the Legal Officer.

## **Resolved for Item C3:**

1. That the hackney carriage drivers 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 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.

#### **Resolved for Item C4:**

1. That the Private Hire Drivers Licence be revoked under Section 60(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 private hire 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 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, the conditions attached to Private Hire Driver Licences and the Sub-Committee took into account all the relevant information put before them.

The driver left the meeting and the meeting was closed.

**The meeting concluded at 12 noon.**

CHAIRMAN \_\_\_\_\_

DATE \_\_\_\_\_