

MINUTES OF: LICENSING SUB-COMMITTEE (DRIVERS)

Date of Meeting: 7th September 2023

Present: Councillors Marriott (Chair), Driver and Neal

**In Attendance: Sattar Hussain, Legal Officer
Phil Morton, Public Protection Manager
1 Applicant
1 Witness
1 Licence Holder's representative
1 Licence Holder**

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.

5. REPORT TO CONSIDER AN APPLICATION FOR THE GRANT OF A PRIVATE HIRE DRIVER'S LICENCE FOR JN (ITEM C1)

The Applicant was not in attendance.

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.

Resolved:

- That the application is refused. The Sub-Committee does not consider 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, the conditions attached to the Policy for the Licensing of: Hackney Carriage Drivers and Vehicles, Private Hire Operators, Drivers and Vehicles, the conditions attached to the Enforcement Policy - Hackney Carriage Drivers and Vehicles,

Private Hire Drivers, Operators and Vehicles, and the Sub-Committee took into account all the relevant information put before them.

6. REPORT TO CONSIDER AN APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE DRIVER'S LICENCE FOR NA (ITEM C2)

The chair welcomed the Applicant and their 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's representative presented their case to the Sub-Committee.

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

The Applicant's witness was called to give verbal evidence and the Sub-Committee asked questions for clarification only.

The Applicant, their representative and the witness and Public Protection Officer left the room to enable the Sub-Committee to come to a decision.

The Applicant, their representative, their witness and Public Protection Officer re-entered the room to enable the Sub-Committee to advise of their decision.

Resolved:

- The application is refused. The Sub-Committee has considered written and oral representations made before us today. The Sub-Committee does not consider the applicant to be a fit and proper person to hold a hackney carriage driver's licence.

The Applicant 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.

The Applicant would be informed of the reason for the Council's decision in writing.

Reason for Decision

The matters had been considered in accordance with the Council's approved procedure, the Council's Guidelines on Convictions, the conditions attached to the Policy for the Licensing of: Hackney Carriage Drivers and Vehicles, Private Hire Operators, Drivers and Vehicles, the conditions attached to the Enforcement Policy - Hackney Carriage Drivers and Vehicles, Private Hire Drivers, Operators and Vehicles and the Sub-Committee took into account all the relevant information put before them.

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

The chair welcomed the Licence Holder 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 Licence Holder before the Sub-Committee.

The Licence Holder presented their case to the Sub-Committee.

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

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

The Licence Holder and Public Protection Officer re-entered the room to enable the sub-committee to advise of their decision.

Resolved:

- That the licence be revoked under Section 61(1) of the Local Government Miscellaneous Provisions Act 1976. We have considered the oral and written representations submitted today and the Committee considers that you are no longer a fit and proper person to hold a Hackney Carriage Driver's Licence.

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.

The Licence Holder would be informed of the reason for the Council's decision in writing.

Reason for Decision

The matters had been considered in accordance with the Council's approved procedure, the Council's Guidelines on Convictions, the conditions attached to the Policy for the Licensing of: Hackney Carriage Drivers and Vehicles, Private Hire Operators, Drivers and Vehicles, the conditions attached to the Enforcement Policy - Hackney Carriage Drivers and Vehicles, Private Hire Drivers, Operators and Vehicles and the Sub-Committee took into account all the relevant information put before them.

8. REPORT TO CONSIDER THE REVIEW OF A HACKNEY CARRIAGE VEHICLE LICENCE FOR UAA (ITEM C4)

The chair welcomed the Licence Holder 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 Licence Holder before the Sub-Committee.

The Licence Holder presented their case to the Sub-Committee.

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

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

The Licence Holder and Public Protection Officer re-entered the room to enable the sub-committee to advise of their decision.

Resolved:

- That the licence be revoked under Section 61(1) of the Local Government Miscellaneous Provisions Act 1976. We have considered the oral and written representations submitted today and the Committee considers that you are no longer a fit and proper person to hold a Hackney Carriage Vehicle Licence.

The Vehicle 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.

The Vehicle Licence Holder would be informed of the reason for the council's decision in writing.

The meeting concluded at 12:45

Chair:

Date:
