

MINUTES OF: LICENSING SUB-COMMITTEE (DRIVERS)

Date of Meeting: 18th September 2024

Present: Councillors Gill (Chair), Driver and Royds

**In Attendance: Sattar Hussain, Legal Officer (in part)
Yasmin Ahmed, Principal Legal Officer (in part)
Susan Chadwick, Public Protection Manager
2 Applicants
1 Licence Holder
2 Licence Holder's Representatives**

BUSINESS MATTERS

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF INTEREST

There were no declarations of interest from Sub-committee Members.

As the Legal Officer was aware of Item C4 (minute 8), the Principal Legal Officer would represent Legal Services for this item.

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 THE APPLICATION FOR THE GRANT OF A PRIVATE HIRE DRIVER'S LICENCE FOR MA (ITEM C1)

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 presented their case to the Sub-Committee.

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

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

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

Resolved:

That the application be refused. The Sub-Committee did not consider the applicant to be a fit and proper person to hold a Private Hire 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 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 THE APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE DRIVER'S LICENCE FOR RA (ITEM C2)

The Applicant was not in attendance.

The Applicant's representative contacted the Council and requested an adjournment.

Resolved:

That the application is deferred until a further hearing can be arranged.

The Applicant 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 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 APPLICATION FOR THE GRANT OF A PRIVATE HIRE DRIVER'S LICENCE FOR SA (ITEM C3)

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

The Public Protection Manager provided an update on the matter.

It was decided that decision is deferred until a further hearing can be arranged.

Resolved:

That the application is deferred until a further hearing can be arranged.

The Applicant 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 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.

N.B. The Legal Officer left the meeting and the Principal Legal Officer entered the meeting for the following item.

8. REPORT TO CONSIDER THE REFERRAL FOR THE REVIEW OF A HACKNEY CARRIAGE DRIVER'S LICENCE FOR KS (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 Manager left the room to enable the Sub-Committee to come to a decision.

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

Resolved:

That the Licence Holder is required to undertake and pass the DVSA Test or a Council-approved equivalent and provide evidence of this to the Licensing and Enforcement Unit within a period of three months (unless the Licensee provides evidence that an appointment cannot be obtained). If the Licence Holder fails to provide such evidence within three months then the Licence Holder will be called back before the Licensing Sub-Committee.

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.

The meeting concluded at 12:00pm.

Chair:

Date:
