

Subject: Policy Statement on Guidelines
to Convictions

Status: For Publication

Report to: The Cabinet

Date: 21 March 2007

Report of: The Head of Planning, Legal and Democratic Services

Portfolio

Holder: Finance and Risk Management

Key Decision:

Yes

Forward Plan

General Exception

Special Urgency

1. PURPOSE OF REPORT

1.1 To seek approval of the Guidelines to Convictions and Statement of Policy.

2. CORPORATE PRIORITIES

2.1 The matters discussed in this report are linked to and support the following corporate priorities:

- *Community Safety*
- *Environment*
- *Culture*

3. RISK ASSESSMENT IMPLICATIONS

3.1 All the issues raised and the recommendation in this report involves risk considerations as set out below:

- There is a risk that the Council could Licence an individual who is not a fit and proper person to hold such a Licence should this policy not be approved

4. BACKGROUND AND OPTIONS

4.1 This policy has been formulated to reduce the risk of Licensing an individual who is no a fit and proper person. This Policy is appended at Appendix A.

4.2 For information, the case cited in the policy is appended at appendix B

5. COMMENTS OF THE HEAD OF FINANCIAL SERVICES

5.1 Though there are no immediate financial implications, long term the policy will enable the Council to avoid any penalty arising from mistakes.

6. COMMENTS OF THE HEAD OF LEGAL AND DEMOCRATIC SERVICES

6.1 This policy is recommended to provide clarity and guidance to members when dealing with the issue of Licensing of taxi drivers. The policy will be there for production to magistrates in the event of appeals and will ensure consistency throughout the decision making process.

7. COMMENTS OF THE HEAD OF HUMAN RESOURCES

7.1 There are no HR implications

8. CONCLUSION

8.1 That this policy is approved by the Cabinet

9. RECOMMENDATION

9.1 That the Policy be approved.

10. CONSULTATION CARRIED OUT

10.1 Taxi Trade

10.2 Legal & Democratic Services

10.3 Police

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Background Papers	
Document	Place of Inspection
Statement of Policy about Relevant Convictions	Appendix A
Case of Nottingham City Council v. Mohammed Farooq (1998)	Appendix B