

MINUTES OF: LICENSING SUB-COMMITTEE (DRIVERS)

Date of Meeting: 28th November 2013

Present: Councillors Cheetham, Crawforth and Gill

**In Attendance: Tracy Brzozowski, Licensing and Enforcement Manager
Brian Taylor, Licensing and Enforcement Officer
Richard Bingham, Legal Officer
Jenni Cook, Committee Officer
James Yates, Administrator
6 applicants
3 members of the public**

BUSINESS MATTERS

1. APPOINTMENT OF CHAIR

Resolved:

That Councillor Christine Gill is appointed as Chair of the Sub-Committee.

2. APOLOGIES FOR ABSENCE

No apologies had been received.

3. DECLARATIONS OF INTEREST

There were no declarations of interest.

In the interests of expediency and due to the number of items on the agenda, the Chair asked the Licensing and Enforcement Officer to outline to all persons present the relevant information which applied to all confidential applications.

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 involve the disclosure of exempt information under Paragraph 1 of Schedule 12A of the Act.

It was noted that Item C5 had been withdrawn from the agenda.

5. REPORT TO CONSIDER THE RENEWAL OF AN EXISTING HACKNEY CARRIAGE DRIVERS LICENCE – MR MJ (ITEM C1)

The Chair welcomed the Applicant and his representative to the meeting.

The Licensing and Enforcement Officer presented the report detailing the proposed application for a Hackney Carriage Drivers Licence.

The Applicant's representative spoke in favour of the case.

The Sub-Committee Members asked questions of the Licensing and Enforcement Manager, the Applicant and the Applicant's representative for clarification purposes only.

Note: the Licensing and Enforcement Manager left the meeting at this point due to illness.

The Applicant, his representative and the Licensing and Enforcement Manager and Licensing Enforcement Officer left the room to enable the Sub-Committee to determine the application.

Resolved:

1. That the licence not be renewed. The Committee did not consider the applicant to be a fit and proper person to hold a hackney carriage drivers licence.
2. That the applicant be notified in writing of the decision and has the right of appeal to the Magistrates' Court, which must be exercised within 21 days of service of the decision letter.

Reason for Decision

The Application had been considered in accordance with the Council's approved procedure and policy and the Sub-Committee took into account all the relevant information put before them.

6. REPORT TO CONSIDER AN APPLICATION FOR A HACKNEY CARRIAGE DRIVERS LICENCE – MR IA (ITEM C2)

The Chair welcomed the Applicant to the meeting.

The Licensing and Enforcement Officer presented the report detailing the proposed application for a Hackney Carriage Drivers Licence.

The Applicant spoke in favour of the case.

The Sub-Committee Members asked questions of the Applicant for clarification purposes only.

The Applicant and the Licensing and Enforcement Officer left the room to enable the Sub-Committee to determine the application.

Resolved:

1. That the licence be refused. The Committee did not consider the applicant to be a fit and proper person to hold a hackney carriage drivers licence.
2. That the applicant be notified in writing of the decision and has the right of appeal to the Magistrates' Court, which must be exercised within 21 days of service of the decision letter.

Reason for Decision

The Application had been considered in accordance with the Council's approved procedure, the Council's Guidelines on Convictions and the Sub-Committee took into account all the relevant information put before them.

7. REPORT TO CONSIDER AN APPLICATION FOR A HACKNEY CARRIAGE DRIVERS LICENCE – MR QA (ITEM C3)

The Chair welcomed the Applicant and his representative to the meeting.

The Licensing and Enforcement Officer presented the report detailing the proposed application for a Hackney Carriage Drivers Licence.

The Applicant's representative spoke in favour of the case.

The Committee Members asked questions of the Applicant, his representative and the Licensing and Enforcement Officer for clarification purposes only.

The Applicant, his representative and the Licensing and Enforcement Officer left the room to enable the Committee to determine the application.

Resolved:

1. That the licence be refused. The Committee did not consider the applicant to be a fit and proper person to hold a hackney carriage drivers licence.
2. That the applicant be notified in writing of the decision and has the right of appeal to the Magistrates' Court, which must be exercised within 21 days of service of the decision letter.

Reason for Decision

The Application had been considered in accordance with the Council's approved procedure, the Council's Guidelines on Convictions and the Sub-Committee took into account all the relevant information put before them.

8. REPORT TO CONSIDER THE APPLICATION FOR A HACKNEY CARRIAGE DRIVERS LICENCE - MR IH (ITEM C4)

The Chair welcomed the Applicant and his representative to the meeting.

The Licensing and Enforcement Officer presented the report detailing the proposed application for a Hackney Carriage Drivers Licence.

The Applicant and his representative spoke in favour of the case.

The Applicant, his representative and the Licensing and Enforcement Officer left the room to enable the Sub-Committee to determine the application.

Resolved:

1. That licence be refused. The Committee did not consider the applicant to be a fit and proper person to hold a hackney carriage drivers licence.
2. That the applicant be notified in writing of the decision and has the right of appeal to the Magistrates' Court, which must be exercised within 21 days of service of the decision letter.

Reason for Decision

The Application had been considered in accordance with the Council's approved procedure, the Council's Guidelines on Convictions and the Committee took into account all the relevant information put before them.

9. REPORT TO CONSIDER AN APPLICATION FOR A HACKNEY CARRIAGE DRIVERS LICENCE – MR MI (ITEM C6)

The Chair welcomed the Applicant and his representative to the meeting.

The Licensing and Enforcement Officer presented the report detailing the proposed application for a Hackney Carriage Drivers Licence.

The Applicant and his representative spoke in favour of the case.

The Applicant and the Licensing and Enforcement Officer left the room to enable the Sub-Committee to determine the application.

Resolved:

1. That licence be refused. The Committee did not consider the applicant to be a fit and proper person to hold a hackney carriage drivers licence.
2. That the applicant be notified in writing of the decision and has the right of appeal to the Magistrates' Court, which must be exercised within 21 days of service of the decision letter.

Reason for Decision

The Application had been considered in accordance with the Council's approved procedure, the Council's Guidelines on Convictions and the Committee took into account all the relevant information put before them.

10. REPORT TO CONSIDER AN APPLICATION FOR A HACKNEY CARRIAGE DRIVERS LICENCE – MR GS (ITEM C9)

The Chair welcomed the Applicant and his representative to the meeting.

The Licensing and Enforcement Officer presented the report detailing the proposed application for a Hackney Carriage Drivers Licence.

The Applicant's representative spoke in favour of the case.

The Sub-Committee Members asked questions of the Applicant, his representative and the Licensing and Enforcement Officer for clarification purposes only.

The Applicant, his representative and the Licensing and Enforcement Officer left the room to enable the Sub-Committee to determine the application.

Resolved:

1. That licence be refused. The Committee did not consider the applicant to be a fit and proper person to hold a hackney carriage drivers licence.
2. That the applicant be notified in writing of the decision and has the right of appeal to the Magistrates' Court, which must be exercised within 21 days of service of the decision letter.

Reason for Decision

The Application had been considered in accordance with the Council's approved procedure, the Council's Guidelines on Convictions and the Committee took into account all the relevant information put before them.

11. ITEMS C7 AND C8

The Committee agreed that in the absence of the applicants, Items C7 and C8 would be moved to the next Licensing Driver Sub-Committee on the afternoon of 12th December 2013, to allow the applicants another chance to attend.

The meeting commenced at 10.10am and closed at 11.50am

CHAIRMAN
