

MINUTES OF: LICENSING SUB-COMMITTEE (DRIVERS)

Date of Meeting: 1st December 2016

Present: Councillors Hughes (Chair), Haworth and M. Smith

**In Attendance: Phil Morton, Licensing Manager
Abigail Wrench, Trainee Solicitor
Jenni Cook, Committee Officer
3 applicants/drivers**

BUSINESS MATTERS

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF INTEREST

No interests were declared.

3. URGENT ITEMS

There were no urgent items of business however it was noted that Item C3 had been withdrawn from the agenda.

In the interests of expediency and due to the number of items on the agenda, the Chair asked the Licensing Enforcement Manager 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 involved the disclosure of exempt information under Paragraph 1 of Schedule 12A of the Act.

5. REPORT TO CONSIDER AN EXISTING HACKNEY CARRIAGE VEHICLE LICENCE FOR REGISTRATION GJ15 DCV (Item C1)

The Chair welcomed the vehicle proprietor to the Sub-Committee.

The Licensing Manager presented the report and detailed the circumstances which had brought the proprietor before the Sub-Committee.

The vehicle proprietor presented his case to the Sub-Committee.

The Sub-Committee Members asked questions of the vehicle proprietor and the Licensing Manager for clarification purposes only.

The vehicle proprietor and the Licensing Manager left the room to enable the Sub-Committee to come to a decision.

Resolved:

1. That the vehicle licence would be revoked under Section 60 subsection (1) subsection (c) of the Local Government Miscellaneous Provisions Act 1976.
2. The vehicle proprietor was informed of the reason for the decision and of the right of appeal before the Magistrates' Court which must be exercised within 21 days of receipt of the decision in writing.
3. The vehicle proprietor was informed that he would receive confirmation of the 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, Byelaws relating to Hackney Carriages, the Intended Use Policy and the Sub-Committee took into account all the relevant information put before them.

6. REPORT TO CONSIDER AN EXISTING HACKNEY CARRIAGE VEHICLE LICENCE FOR REGISTRATION KY61 LJF (Item C2)

The Chair welcomed the vehicle proprietor to the Sub-Committee.

The Licensing Manager presented the report and detailed the circumstances which had brought the proprietor before the Sub-Committee.

The vehicle proprietor presented his case to the Sub-Committee.

The Sub-Committee Members asked questions of the vehicle proprietor and the Licensing Manager for clarification purposes only.

The vehicle proprietor and the Licensing Manager left the room to enable the Sub-Committee to come to a decision.

Resolved:

1. That the vehicle licence would be revoked under Section 60 subsection (1) of the Local Government Miscellaneous Provisions Act 1976.
2. The vehicle proprietor was informed of the reason for the decision and of the right of appeal before the Magistrates' Court which must be exercised within 21 days of receipt of the decision in writing.
3. The vehicle proprietor was informed that he would receive confirmation of the 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, Byelaws relating to Hackney Carriages, the Intended Use Policy and the Sub-Committee took into account all the relevant information put before them.

7. REPORT TO CONSIDER AN APPLICATION FOR A PRIVATE HIRE DRIVERS LICENCE – MR MIY (Item C4)

The Chair welcomed the Applicant to the Sub-Committee.

The Licensing Manager presented the report and detailed the application for a Private Hire driver's licence.

The Applicant presented the case to the Sub-Committee.

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

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

Resolved:

1. That the licence was refused. The Sub-Committee did not consider the Applicant to be a fit and proper person to hold a private hire drivers licence.
2. The Applicant was informed of the reason for the decision and of the right of appeal before the Magistrates' Court which must be exercised within 21 days of receipt of the decision in writing.
3. The Applicant was informed that he would receive confirmation of the 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 and the Sub-Committee took into account all the relevant information put before them.

The meeting commenced at 10am and closed at 11.10am

CHAIRMAN _____