



## **REGULATORY SUB COMMITTEE**

**2.00pm to 2.40pm**

**16 September 2013**

Present: Councillors Gayton (chair), Barker, Henderson and Price

Apologies: Councillor Stephenson

### **2. EXCLUSION OF PUBLIC**

**RESOLVED** to exclude the public from the meeting during consideration of items 3 and 4 below on the grounds contained in paragraphs 1 and 3 of Part 1 of Schedule 12(A) of the Local Government Act 1972, as amended.

### **\*3. APPLICATION FOR GRANT OF RENEWAL OF A PRIVATE HIRE DRIVERS' LICENCE: CASE NO 13/01331/PHDRIV (PARAGRAPHS 1 AND 3)**

(The applicant attended the meeting for this item. He confirmed that he had been informed of his right to be legally represented at the meeting but had chosen not to be. A copy of the applicant's DVLA licence, which had been submitted as part of the application for renewal of the private driver's licence was produced for inspection by the committee. The applicant confirmed that it was a true copy of the original and that he had not been aware that he was required to produce his DVLA licence at the committee.)

In reply to question, the applicant said that he had not received any further convictions or formal cautions and was not aware of any pending prosecutions since submitting his application.

The licensing manager presented the report.

The applicant explained the circumstances of his convictions on 20 March 2013 and 28 March 2013 for exceeding the statutory speed limit on a public road, and answered members' questions. The applicant said that he had tried to give notice of the convictions to the licensing team by email and that he had not received an acknowledgement. He explained that there were no passengers at the time that the offences took place and referred to his personal circumstances.

In reply to a question, the licensing manager said that when the applicant had appeared before the regulatory subcommittee in January 2008, the subcommittee had resolved to grant application for a private drivers' licence and take no further action.

(The applicant and the licensing manager left the meeting at this point).

Following discussion it was:-

**RESOLVED**, unanimously, to:

- (1) grant the renewal of the private hire driver's licence in respect of this application;
- (2) advise the applicant of the importance of keeping within speed limits, particularly for the safety of passengers and other road users, and to consider installing an audible speed warning device to his vehicle, to ensure that speed limits were not exceeded.

(The applicant and the licensing manager were admitted to the meeting and informed of the decision minuted above. The applicant then left the meeting.)

**\*3. APPLICATION FOR GRANT OF A 3 MONTH PRIVATE HIRE DRIVERS' LICENCE: CASE NO 13/00916/PHD3 (PARAGRAPHS 1 AND 3)**

The licensing manager answered members' questions on the testing of private hire drivers' and hackney carriage drivers. He pointed out that the grant of a three month private hire drivers' licence gave a new driver an opportunity to learn routes and pointed out that most drivers used sat-nav these days. The majority of drivers passed the test within the three month period.

(The applicant attended the meeting for this item. He confirmed that he had been informed of his right to be legally represented at the meeting but had chosen not to be. He produced his DVLA licence for inspection by the committee).

In reply to a question, the applicant said that he had not received any further convictions or formal cautions and was not aware of any pending prosecutions since submitting his application.

The licensing manager presented the report.

The applicant explained the circumstances of his convictions on 11 December 2009 for breach of requirements as to the control of a vehicle (using a mobile phone whilst driving) and 3 February 2012 for exceeding the statutory speed limit on a public road. He confirmed that there were no passengers in his vehicle when the offences took place. He also advised members that his current vehicle was Bluetooth hands free system.

(The applicant and the licensing manager left the meeting at this point).

Following discussion it was:-

**RESOLVED**, unanimously, to:

- (1) grant a 3 month private hire drivers' licence in respect of this application;
- (2) advise the applicant to ensure that he was not distracted by mobile phone calls when driving.

(The applicant and the licensing manager were admitted to the meeting and informed of the decision minuted above. The applicant then left the meeting.)

CHAIR