



REGULATORY SUB COMMITTEE

2pm – 3.45pm

18 July 2011

Present: Councillors Driver (Chair), Haynes, Sands (S), Stammers, Thomas

Apologies: N/A

1. EXCLUSION OF PUBLIC

RESOLVED to exclude the public from the meeting during consideration of Items *3 to *6 below on the grounds contained in paragraphs 1 and 3 of Part 1 of Schedule 12(A) of the Local Government Act 1972.

*2. **SUSPENSION / REVOCATION OF NORWICH CITY COUNCIL PRIVATE HIRE DRIVER'S LICENCE CASE NO. 16/31/3/718 (PARAGRAPHS 1 AND 3)**

(The licence holder 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).

The licensing manager presented the report. The licence holder explained why he had failed to attend the previous meeting of the sub-committee. In reply to a question the licence holder said that he had received a further conviction on 9 February 2011, for exceeding the statutory speed limit on a public road and was not aware of any pending prosecutions since he had completed his application form. He then answered detailed questions about the circumstances of his convictions on 1 June 2010, 9 February and 24 May 2011 for exceeding the statutory speed limit on a public road. He also circulated a letter from his employer.

Councillor Driver declared that he knew the employer.

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

Following a discussion it was -

RESOLVED, with three members voting in favour (Councillors Driver, Haynes and Sands (S)) and two members voting against (Councillors Stammers and Thomas) to take no action to suspend or revoke the private hire driver's licence.

(The licence holder and the licensing manager were admitted to the meeting and informed of the decision minuted above. The Chair advised that the committee had the power to revoke, suspend or refuse to renew the licence in the future if his conduct was not up to the standard expected of a licence holder. The Chair emphasised to the applicant of the need to observe speed limits).

***3. APPLICATION FOR RENEWAL OF PRIVATE HIRE DRIVER'S LICENCE - CASE NO 16/31/3/716 (PARAGRAPHS 1 AND 3)**

(The licence holder 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).

The licensing manager presented the report. In reply to a question the licence holder said that he had not received any further convictions or formal cautions and was not aware of any pending prosecutions since he had completed his application form. He then answered detailed questions about the circumstances of his convictions on 15 July 2010 and 29 March 2011 for exceeding the statutory speed limit on a public road.

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

Following a discussion it was -

RESOLVED unanimously to approve the renewal of the private hire driver's licence in respect of this application.

(The licence holder and the licensing manager were admitted to the meeting and informed of the decision minuted above. The Chair advised that the committee had the power to revoke, suspend or refuse to renew the licence in the future if his conduct was not up to the standard expected of a licence holder. The Chair emphasised to the applicant of the need to observe speed limits and to read the green book).

***4. APPLICATION FOR RENEWAL OF PRIVATE HIRE VEHICLE DRIVERS LICENCE – CASE NO 16/31/3/714 (PARAGRAPHS 1 AND 3)**

(The licence holder 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).

The licensing manager presented the report. 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 he had completed his application form. He explained why he had failed to notify the council in writing of details of his convictions. He then answered detailed questions about the circumstances of his convictions on 3 June 2010 for breach of requirements as to control of the vehicle, mobile telephones etc and 14 October 2010 for driving without due care and attention.

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

Following a discussion it was -

RESOLVED, with four members voting in favour (Councillors Haynes, Sands (S), Stammers and Thomas) and one member voting against (Councillor Driver) to suspend the private hire driver's licence for a period of seven days.

(The licence holder and the licensing manager were admitted to the meeting and informed of the decision minuted above. The solicitor informed the applicant that he would receive written notification of the committee's decision and that he had the right to appeal against the decision at the magistrates' court within twenty-one days of the date of this meeting).

CHAIR