



Regulatory Subcommittee

14:00 to 14:45

12 April 2021

Present: Councillors Stutely (Chair), Giles, Huntley, and Price,

Apologies: Councillor Youssef

1. Declarations of Interest

There were no declarations of interest.

2. Exclusion of the Public

RESOLVED to exclude the public from the meeting during consideration of items 3* 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*. **SUSPENSION/REVOCATION OF NORWICH CITY COUNCIL PRIVATE HIRE DRIVERS LICENCE NO 20/01752/PHDRIV**

(The licence holder and the Public Protection Licensing Advisor (the Licensing Officer) were admitted to the meeting.)

The Chair introduced the members of the panel and officers present. The licence holder read out the number of his DVLA licence. The Licensing Officer confirmed the number was correct. The licence holder confirmed that he had received a copy of the report and appendices. The licence holder confirmed that he had been advised that he could have legal representation at the meeting but considered that it was not necessary.

The Licensing Officer presented the report.

The licence holder explained the circumstances that had led to two offences of exceeding the statutory speed limit on 6 January 2021 and 24 January 2021. He confirmed that there were no other pending offences.

In reply to a question from the Chair, the licence holder said that he was not aware of the requirement to inform the licensing office within 7 days of any road traffic offences.

The licence holder then answered a number of members' questions. The licence holder confirmed that he had not been carrying passengers at the time of these offences. He assured members that, in normal circumstances, he would always follow the requirements of the Road Traffic Act.

(The licence holder and Licensing Officer withdrew from the meeting at this point to allow members to consider the matter)

Following discussion, it was:

RESOLVED, unanimously, to

- (1) not revoke or suspend the licence in this case;
- (2) inform the licence holder that the committee would normally consider a revocation in a case when 6 or more penalty points had been received;
- (3) remind the licence holder of the importance of reading the green book containing the obligations of holding a private hire drivers' licence
- (4) issue a warning letter on this occasion reminding the licence holder of the obligation to inform the authority of any road traffic offences within 7 days' of occurrence and ask the Licensing Officer to review the conduct of the licence holder in 12 months' time.

In coming to their decision members considered the explanations given by the licence holder for the offences. The members also had regard for the Council's Taxi and PHV Licensing Criminal Convictions' Policy and considered that the licence holder's explanations for the offences, together with the fact that he was not carrying passengers at the time of any of the offences, did not raise sufficient concern with regard to public safety to justify suspension or revocation of the licence.

(The licence holder and Licensing Officer were readmitted to the meeting.)

The Chair informed licence holder of the subcommittee's decision and that it was unanimous. The licence holder would receive a letter containing the subcommittee's decision and a written warning.

CHAIR