



MINUTES

REGULATORY SUB COMMITTEE

2.00 p.m. – 4.20 p.m.

18 October 2010

Present: Councillors Driver (Chair), Blower, Lay, Stephenson

Apologies: Councillor George

1. EXCLUSION OF PUBLIC

RESOLVED to exclude the public from the meeting during consideration of Items 2 to 9 below on the grounds contained in paragraphs 1 and 3 of Part 1 of Schedule 12(A) of the Local Government Act 1972.

***2. APPLICATION FOR RENEWAL OF PRIVATE HIRE DRIVERS LICENCE -
CASE NO. 16/31/3/656 (PARAGRAPHS 1 AND 3)**

The licensing manager explained that the applicant would not be attending this meeting and had failed to attend two previous meetings of the sub-committee.

Discussion ensued and members agreed to consider this application in the absence of the applicant. The licensing manager presented the report. Members were informed of the applicant's convictions on 9 June 2008 and 2 September 2008 for possession of controlled drugs.

Following a discussion it was -

RESOLVED, unanimously to refuse renewal of this private hire drivers licence in accordance with section 51 of the Local Government (Miscellaneous Provisions) Act 1976 on the grounds of the recent serious offending.

(The licensing manager would inform the applicant of the decision minuted above that he had the right to appeal against the decision at the Magistrates' Court within twenty-one days of the date of this meeting.)

***3. APPLICATION FOR RENEWAL HACKNEY CARRIAGE DRIVER'S LICENCE
CASE NO. 16/31/3/734 (PARAGRAPHS 1 AND 3)**

(The applicant, accompanied by his friend 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 his application. The committee decided to ask questions about the applicants spent conviction, which they considered relevant. The applicant stated that he had no objection to answering questions about his spent conviction. The applicant explained the circumstances leading to his convictions on 8 March 2010 for exceeding the statutory speed limit and 9 September 2010 for possession of offensive and prohibited weapon and also his spent conviction on 21 May 1986 for possessing an offensive weapon. He also explained his failure to notify the council in writing within 7 days of details of the offence on both 8 March 2010 and 2 September 2010.

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

Following a discussion it was -

RESOLVED, unanimously to renew this hackney carriage drivers licence.

(The applicant, the friend and the licensing manager were re-admitted to the meeting and informed of the decision minuted above. The chair reminded the licence holder that the committee had the power to revoke or suspend or refuse to renew the licence in the future if the applicant's conduct was not up to the standard expected of a licence holder.)

***4. APPLICATION FOR RENEWAL OF PRIVATE HIRE DRIVER'S LICENCE
CASE NO. 16/31/3/736 (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. 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 his application. The applicant explained the circumstances leading to his conviction on 23 March 2010 and 16 May 2010 for exceeding the statutory speed limit.

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

Following a discussion it was -

RESOLVED, unanimously to renew this private hire drivers licence.

(The applicant and the licensing manager were re-admitted to the meeting and informed of the decision minuted above. The chair reminded the licence holder that the committee had the power to revoke or suspend or refuse to renew the licence in the future if the applicant's conduct was not up to the standard expected of a licence holder.)

***5. APPLICATION FOR RENEWAL OF PRIVATE HIRE DRIVERS LICENCE
CASE NO 16/31/3/735 (PARAGRAPHS 1 AND 3)**

(The applicant attended the meeting for this item and circulated a character reference. 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 his application. The applicant explained the circumstances leading to his convictions on 13 February 2010 for exceeding the statutory speed limit and 16 July 2010 for breach of requirements as to control of a vehicle, mobile phone etc and driving otherwise than in accordance with a licence.

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

Following a discussion it was -

RESOLVED, unanimously to renew this private hire drivers licence.

(The applicant and the licensing manager were re-admitted to the meeting and informed of the decision minuted above. The chair reminded the licence holder that the committee had the power to revoke or suspend or refuse to renew the licence in the future if the applicant's conduct was not up to the standard expected of a licence holder.)

***6. SUSPENSION/REVOCATION OF A PRIVATE HIRE DRIVER'S LICENCE -
CASE NO. 16/31/3/737 (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 failed to produce 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 his conviction on 14 August 2010. He then answered detailed questions about the circumstances of his convictions on 24 May 2010 and 14 August 2010 for exceeding the statutory speed limit. He also explained his failure to notify the council in writing within 7 days of details of the offence on both 24 May 2010 and 14 August 2010.

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

Following discussion, it was –

RESOLVED, unanimously, subject to the licence holder producing his DVLA, to take no action to suspend or revoke this Norwich City Council driver's licence.

(The licence holder and the licensing manager were re-admitted to the meeting and informed of the decision minuted above. The chair reminded the licence holder that the committee had the power to revoke or suspend or refuse to renew the licence in the future if the applicant's conduct was not up to the standard expected of a licence holder.)

***7. SUSPENSION/REVOCATION OF A PRIVATE HIRE DRIVER'S LICENCE -
CASE NO. 16/31/3/738 (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 his conviction on 2 June 2010. He then answered detailed questions about the circumstances of his convictions on 31 August 2009 and 2 June 2010 for exceeding the statutory speed limit.

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

Following discussion, it was –

RESOLVED, unanimously, to take no action to suspend or revoke this Norwich City Council driver's licence.

(The licence holder and the licensing manager were re-admitted to the meeting and informed of the decision minuted above. The chair reminded the licence holder that the committee had the power to revoke or suspend or refuse to renew the licence in the future if the applicant's conduct was not up to the standard expected of a licence holder.)

***8. APPLICATION FOR RENEWAL HACKNEY CARRIAGE DRIVER'S LICENCE
CASE NO. 16/31/3/459 (PARAGRAPHS 1 AND 3)**

(The applicant, accompanied by his friend 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 his application. The applicant explained the circumstances leading to his convictions on 25 September 2009 and 14 July 2010 for exceeding the statutory speed limit.

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

Following a discussion it was -

RESOLVED, unanimously to renew this hackney carriage drivers licence.

(The applicant, the friend and the licensing manager were re-admitted to the meeting and informed of the decision minuted above. The chair reminded the licence holder that the committee had the power to revoke or suspend or refuse to renew the licence in the future if the applicant's conduct was not up to the standard expected of a licence holder.)

***9. APPLICATION FOR RENEWAL HACKNEY CARRIAGE DRIVER'S LICENCE
CASE NO. 16/31/3/459 (PARAGRAPHS 1 AND 3)**

(The applicant, accompanied by his friend 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 and explained his failure to produce his DVLA documents in respect of his previous two renewal applications in 2008 and 2009).

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 his application. The applicant explained the circumstances leading to his conviction in October 2009 for failure to give information as to the identity of driver etc. He also explained his failure to notify the council in writing within 7 days of details of the offence in October 2009.

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

Following a discussion it was -

RESOLVED, unanimously to renew this hackney carriage drivers licence.

(The applicant, the friend and the licensing manager were re-admitted to the meeting and informed of the decision minuted above. The chair reminded the licence holder that the committee had the power to revoke or suspend or refuse to renew the licence in the future if the applicant's conduct was not up to the standard expected of a licence holder.)

CHAIR