



REGULATORY SUB COMMITTEE

14:30 – 16:15

13 June 2016

Present: Councillors Woollard (in the chair for this meeting as substitute for Button), Davis, Driver and Jones (T)

Apologies: Councillors Brociek-Coulton and Button

1. Declarations of interest

There were no declarations of interest.

2. Exclusion of public

RESOLVED to exclude the public from the meeting during consideration of items *3 to *7 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 renewal of a private hire drivers licence reference 16/00927/PHDRIV (paragraphs 1 & 3)**

(The applicant attended the meeting for this item. The applicant produced his DVLA licence for inspection by the committee. The applicant was aware that he could have been legally represented but had chosen not to be. He confirmed that he had no pending cautions or convictions.)

The licensing manager presented the report.

The applicant explained the circumstances surrounding his convictions on 20 June 2015 and 20 November 2015, both for exceeding the statutory speed limit in a public road.

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

RESOLVED, unanimously, to renew the private hire driver's licence in accordance with Section 51 of the Local Government (Miscellaneous Provisions) Act, 1976, in respect of this application.

(The applicant and the licensing manager were admitted to the meeting and informed of the decision minuted above. The chair asked the applicant to be aware of his speed at all times. The applicant then left the meeting.)

***4. Application for renewal of a private hire drivers licence reference 16/00927/PHDRIV (paragraphs 1 & 3)**

(The chair agreed to move this item up the agenda)

(The applicant attended the meeting for this item. The applicant produced his DVLA licence for inspection by the committee. The applicant was aware that he could have been legally represented but had chosen not to be. He confirmed that he had no pending cautions or convictions.)

The licensing manager presented the report.

The applicant explained the circumstances surrounding his convictions on 11 January 2016 and 5 June 2015 for exceeding the statutory speed limit on a public road.

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

After discussion, the applicant and the licensing manager were admitted to the meeting. The applicant was informed that the committee had concerns regarding his speeding, his failure to provide accurate data regarding previous convictions on his renewal form despite signing to say the data was true and his failure to notify the council of his conviction within seven days. However, on balance it was:

RESOLVED with Councillors Jones, Driver and Davis voting in favour and Councillor Woollard voting against, to renew the private hire driver's licence in accordance with Section 51 of the Local Government (Miscellaneous Provisions) Act, 1976, in respect of this application.

(The applicant was informed that he would receive a written warning setting out the committee's concerns and subsequently left the meeting.)

***5. Application for renewal of a private hire drivers licence reference 16/01093/PHDRIV (paragraphs 1 & 3)**

(The applicant attended the meeting for this item. The applicant produced his DVLA licence for inspection by the committee. The applicant was aware that he could have been legally represented but had chosen not to be. He confirmed that he had no pending cautions or convictions.)

The licensing manager presented the report.

The applicant explained the circumstances surrounding his convictions on 23 February 2013 and 18 January 2015 for exceeding the statutory speed limit on a public road.

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

RESOLVED, unanimously, to renew the private hire driver's licence in accordance with Section 51 of the Local Government (Miscellaneous Provisions) Act, 1976, in respect of this application.

(The applicant and the licensing manager were admitted to the meeting and informed of the decision minuted above. The chair reminded the applicant to be mindful of his speed at all times. The applicant then left the meeting.)

***6. Application for renewal of a private hire drivers licence reference 15/00782/PHDRIV (paragraphs 1 & 3)**

(The applicant attended the meeting for this item. The applicant produced his DVLA licence for inspection by the committee. The applicant was aware that he could have been legally represented but had chosen not to be. He confirmed that he had no pending cautions or convictions.)

The licensing manager presented the report.

The applicant explained the circumstances surrounding his conviction on 27 March 2015 for exceeding the statutory speed limit on a public road.

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

RESOLVED, unanimously, to renew the private hire driver's licence in accordance with Section 51 of the Local Government (Miscellaneous Provisions) Act, 1976, in respect of this application.

(The applicant and the licensing manager were admitted to the meeting and informed of the decision minuted above. The chair asked the applicant to be aware of his speed at all times. The applicant then left the meeting.)

***7. Application for renewal of a private hire drivers licence reference 16/01060/PHDRIV (paragraphs 1 & 3)**

(The applicant attended the meeting for this item. The applicant produced his DVLA licence for inspection by the committee. The applicant was aware that he could have been legally represented but had chosen not to be. He confirmed that he had no pending cautions or convictions.)

The licensing manager presented the report.

The applicant explained the circumstances surrounding his convictions on 27 February 2013, 16 March 2013, 12 August 2013 and 14 December 2015 for exceeding the statutory speed limit on a public road.

RESOLVED unanimously, to renew licence number 16/01060/PHDRIV with a two week suspension.

The applicant and the licensing manager were admitted to the meeting. The applicant was informed that the committee were concerned that his previous appearances before the committee and a written warning had not deterred him from speeding. The members had taken account of the minutes of his previous

attendances at committee and his explanations but were concerned by a significant driver error and that despite previous warnings; the applicant had failed again, to notify the council within seven days of his conviction.

The legal advisor 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