

REGULATORY SUB COMMITTEE**14:00 – 15:00****19 September 2016**

Present: Councillors Button (chair), Ackroyd, Herries, Thomas (Vi) and Woollard

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 * 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 hackney carriage drivers licence reference 16/00838/HACKD (paragraphs 1 & 3)**

(The applicant and his legal representative attended the meeting for this item. The applicant produced his DVLA licence for inspection by the committee. He confirmed that he had no pending cautions or convictions.)

The licensing manager presented the report.

The applicant's legal representative gave a statement on the applicant's behalf explained the circumstances surrounding his conviction on 30 June 2015 for driving a mechanically propelled vehicle without due care and attention.

(The applicant, his legal representative and the licensing manager left the meeting at this point).

RESOLVED, with councillors Ackroyd, Button and Herries voting in favour and councillors Thomas and Woollard voting against (as they considered the suspension period should be longer) to renew the hackney carriage licence in accordance with Section 51 of the Local Government (Miscellaneous Provisions) Act, 1976, in respect of this application, with an immediate suspension of 14 days.

The applicant, his legal representative and the licensing manager were admitted to the meeting. The applicant was informed that as a professional driver, the safety of

the public was in his care. They had taken account of his history as a taxi driver and saw that this was an isolated incident. On balance, the members had decided to renew the licence but to suspend it immediately for a period of 14 days to enforce the unacceptability of this behaviour as a professional driver.

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.

(The applicant and his legal advisor then left the meeting.)

***4. Application for renewal of a private hire drivers licence reference 16/01718/PHDRIV (paragraphs 1 & 3)**

(The applicant attended the meeting for this item. He was aware that he could have been legally represented but had chosen not to be. The applicant produced his DVLA licence for inspection by the committee.)

The licensing manager presented the report.

The applicant explained the circumstances surrounding his conviction on 16 January 2015 for exceeding the statutory speed limit on a public road and his caution for common assault on 7 November 2014. A newspaper article connected to this was tabled at the meeting for member's consideration.

(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 given due consideration to the matters before them and on balance had decided that he was a fit and proper person to hold a licence. They reminded him to read his green book carefully and report any matters to the licensing manager within 7 days. It was therefore:-

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 then left the meeting.)

CHAIR