



REGULATORY SUB COMMITTEE

2.00 p.m. – 3.25 p.m.

19 July 2010

Present: Councillors Driver (Chair), Banham, George, Hooke, Ramsay

1. EXCLUSION OF PUBLIC

RESOLVED to exclude the public from the meeting during consideration of Items 2 to 5 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 THE GRANT OF A 3 MONTH PRIVATE HIRE DRIVERS LICENCE - CASE NO. 16/31/3/725 (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 19 June 2007 for theft by employee.

(The applicant and the Licensing Manager left the meeting at this point).

Following a discussion it was -

RESOLVED, unanimously to grant a 3 month 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.)

*3. APPLICATION FOR THE GRANT OF A 3 MONTH PRIVATE HIRE DRIVER'S LICENCE CASE NO. 16/31/3/724 (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 convictions on 26 April 2008 and 25 April 2009 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 grant a 3 month 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.)

***4 SUSPENSION/REVOCAION OF PRIVATE HIRE DRIVERS LICENCE
CASE NO 16/31/3/726 (PARAGRAPHS 1 AND 3)**

(The licence holder attended the meeting for this item. The licence holder 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. The licence holder then answered a number of detailed questions about the circumstances of his conviction for using a vehicle uninsured against third party risks on 3 March 2010. He also explained his failure to notify the Council in writing within 7 days of his conviction.

(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 Private Hire Driver's Licence.

(The licence holder and the Enforcement Officer 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 VEHICLE DRIVERS
LICENCE CASE NO. 16/31/3/656 (PARAGRAPHS 1 AND 3)**

(The applicant attended the meeting for this item. He produced his DVLA licence for inspection by the Committee and confirmed that he was not aware of his right to be legally represented at the meeting).

The applicant was advised by the Council's Solicitor that if he chose to obtain legal representation his application would be considered at the next meeting of the Sub-Committee.

The applicant confirmed he did wish to seek legal representation.

(The licence holder and the Licensing Manager left the meeting at this point.)

Following discussion it was –

RESOLVED, unanimously to suspend this Private Hire Driver's Licence until 20 September 2010, to allow the applicant to seek legal representation.

(The licence holder and the Enforcement Officer were re-admitted to the meeting and informed of the decision minuted above).

CHAIR