



REGULATORY SUB COMMITTEE

2.00 p.m. – 5.00 p.m.

15 February 2010

Present: Councillors Driver (Chair), Banham, Divers, Lay and Stephenson

1. EXCLUSION OF PUBLIC

RESOLVED to exclude the public from the meeting during consideration of Items 2 and 7 below on the grounds contained in paragraphs 1 and 3 of Part 1 of Schedule 12(A) of the Local Government Act 1972.

*2. FITNESS TESTING OF HACKNEY CARRIAGE/PRIVATE HIRE VEHICLES AND HACKNEY CARRIAGE/PRIVATE HIRE DRIVER ASSESSMENT (PARAGRAPH 3)

RESOLVED, having considered the report of the Head of Legal and Democratic Services, to refer this item to the Licensing Committee

*3. APPLICATION FOR GRANT OF A 3 MONTH PRIVATE HIRE DRIVERS LICENCE - CASE NO. 16/31/3/711 (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 had no objections to the members taking his 'spent' convictions into consideration. He answered questions about his 'spent' convictions and his convictions on 8 August 2005 for assault occasioning actual bodily harm, 16 August 2005 for criminal damage and 8 December 2008 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 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 the licence in the future if the applicant's conduct was not up to the standard expected of a licence holder.)

***4. APPLICATION FOR THE GRANT OF A 12 MONTH PRIVATE HIRE DRIVER'S LICENCE CASE NO. 16/31/3/710 (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 had no objections to the members taking his 'spent' convictions into consideration. He answered questions about his 'spent' convictions and his caution on 25 March 2009 for common assault and his conviction on 18 January 2007 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 12 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.)

***5. APPLICATION FOR RENEWAL OF HACKNEY CARRIAGE DRIVER'S LICENCE CASE NO. 16/31/3/713 (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 answered questions about his convictions on 16 March 2006, 5 May 2008 and 3 May 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 renew this Hackney Carriage 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 NORWICH CITY COUNCIL OF PRIVATE HIRE VEHICLE LICENCE CASE NO. 16/31/3/714 (PARAGRAPHS 1 AND 3)**

(The licence holder and his partner 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 caution. The licence holder and his partner answered questions about his caution on 21 December 2009 for battery.

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

Following a discussion it was -

RESOLVED, unanimously, to take no action to suspend or revoke this Norwich City Council Private Hire Driver's Licence

(The licence holder, his partner 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 licence holder's conduct was not up to the standard expected of a licence holder.)

***7. SUSPENSION/REVOCATION OF NORWICH CITY COUNCIL OF PRIVATE HIRE VEHICLE LICENCE CASE NO. 16/31/3/712 (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. The applicant answered questions about his conviction on 26 October 2009 for exceeding the statutory speed limit and his previous appearances before the committee..

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

Following a discussion it was -

RESOLVED, unanimously, to take suspend this Norwich City Council Private Hire Driver's Licence for 5 days.

(The licence holder and the Licensing Manager were re-admitted to the meeting and informed of the decision minuted above. The Solicitor 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.)

***8. SUSPENSION/REVOCATION OF NORWICH CITY COUNCIL OF PRIVATE HIRE VEHICLE LICENCE CASE NO. 16/31/3/712 (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. The applicant answered questions about his conviction on 28 October 2009 for failure to give information as to identity of driver etc.

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

Following a discussion it was -

RESOLVED, unanimously, to take no action to suspend or revoke this Norwich City Council Private Hire 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 licence holder's conduct was not up to the standard expected of a licence holder.)

CHAIR