



REGULATORY SUB COMMITTEE

2pm to 2.40pm

22 July 2013

Present: Councillors Gayton (chair), Harris, Price, Stammers and Thomas

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 *4 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 (as amended).

***4. APPLICATION FOR RENEWAL OF A PRIVATE HIRE DRIVERS LICENSE: CASE NUMBER 13/00545/PHDRIV (PARAGRAPHS 1 AND 3)**

As the applicant did not attend it was -

RESOLVED, to defer this matter until the next meeting of the Regulatory sub committee on 19 August 2013

***5. APPLICATION FOR RENEWAL OF A PRIVATE HIRE DRIVERS LICENCE: CASE NUMBER 13/01331/PHDRIV (PARAGRAPHS 1 AND 3)**

As the applicant did not attend it was -

RESOLVED, to defer this matter until the next meeting of the Regulatory sub committee on 19 August 2013

***6. SUSPENSION/REVOCATION OF NORWICH CITY COUNCIL PRIVATE HIRE DRIVERS LICENCE NO 12/02453/PHDRIV (PARAGRAPHS 1 AND 3)**

As the applicant did not attend it was -

RESOLVED, to defer this matter until the next meeting of the Regulatory sub committee on 19 August 2013

CHAIR



REGULATORY SUB COMMITTEE

2pm to 2.50pm

19 August 2013

Present: Councillors Gayton (chair), Button, Gihawi, Haynes and Stammers

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 *4 to *6 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).

***4. APPLICATION FOR RENEWAL OF A PRIVATE HIRE DRIVERS LICENCE: CASE NUMBER 13/00545/PHDRIV (PARAGRAPHS 1 AND 3)**

(The applicant attended the meeting for this item. He confirmed that he was content to attend the meeting without legal representation. He produced his DVLA licence for inspection by the committee.)

The solicitor presented the report.

The applicant explained the circumstances surrounding his convictions. He said that at the time of both convictions, he was driving an eight seater mini bus taxi which he described as being very stressful due to the distracting behaviour of the groups of people who would use a larger vehicle. He told the committee that he was no longer driving this type of vehicle. He said that he was not aware that he had a duty to inform the licensing manager of any convictions within seven days.

In response to a question, the applicant confirmed that he had no other matters pending that the committee should be made aware of.

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

Following discussion it was:

RESOLVED, unanimously, to renew the application for a private hire drivers licence, (case number 13/00545/PHDRIV).

(The applicant and the licensing assistant were admitted to the meeting and informed of the decision minuted above. The chair reminded the applicant that it was his responsibility to make the licensing manager aware of any convictions within seven days.)

***5. APPLICATION FOR RENEWAL OF A PRIVATE HIRE DRIVERS LICENCE: CASE NUMBER 13/01331/PHDRIV) (PARAGRAPHS 1 AND 3)**

The licensing assistant presented the committee with an email from the applicant asking for the hearing to be postponed until September due to personal circumstances.

Following discussion it was:

RESOLVED, unanimously, to defer the application until the regulatory subcommittee meeting on 16 September 2013.

***6. SUSPENSION/REVOCATION OF NORWICH CITY COUNCIL PRIVATE HIRE DRIVERS LICENCE NO. 12/02453/PHDRIV (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 solicitor presented the report.

The applicant explained the circumstances surrounding his conviction on 5 March 2013 and explained to the committee that this matter had been brought before a Regulatory sub committee previously, which had decided to take no action against him. He also explained the circumstances surrounding his subsequent conviction on 3 June 2013. He told the committee that he had no convictions prior to these in twenty four years of driving and also that he had no other pending convictions.

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

RESOLVED, unanimously, to take no action against the applicant.

(The applicant and the licensing assistant were admitted to the meeting and informed of the decision minuted above. The chair reminded the applicant that it was his job to take care and avoid putting passengers or himself in any danger by speeding.)

CHAIR



REGULATORY SUB COMMITTEE

2.00pm to 2.40pm

16 September 2013

Present: Councillors Gayton (chair), Barker, Henderson and Price

Apologies: Councillor Stephenson

2. EXCLUSION OF PUBLIC

RESOLVED to exclude the public from the meeting during consideration of items 3 and 4 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 GRANT OF RENEWAL OF A PRIVATE HIRE DRIVERS' LICENCE: CASE NO 13/01331/PHDRIV (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. A copy of the applicant's DVLA licence, which had been submitted as part of the application for renewal of the private driver's licence was produced for inspection by the committee. The applicant confirmed that it was a true copy of the original and that he had not been aware that he was required to produce his DVLA licence at the committee.)

In reply to question, the applicant said that he had not received any further convictions or formal cautions and was not aware of any pending prosecutions since submitting his application.

The licensing manager presented the report.

The applicant explained the circumstances of his convictions on 20 March 2013 and 28 March 2013 for exceeding the statutory speed limit on a public road, and answered members' questions. The applicant said that he had tried to give notice of the convictions to the licensing team by email and that he had not received an acknowledgement. He explained that there were no passengers at the time that the offences took place and referred to his personal circumstances.

In reply to a question, the licensing manager said that when the applicant had appeared before the regulatory subcommittee in January 2008, the subcommittee

had resolved to grant application for a private drivers' licence and take no further action.

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

Following discussion it was:-

RESOLVED, unanimously, to:

- (1) grant the renewal of the private hire driver's licence in respect of this application;
- (2) advise the applicant of the importance of keeping within speed limits, particularly for the safety of passengers and other road users, and to consider installing an audible speed warning device to his vehicle, to ensure that speed limits were not exceeded.

(The applicant and the licensing manager were admitted to the meeting and informed of the decision minuted above. The applicant then left the meeting.)

***3. APPLICATION FOR GRANT OF A 3 MONTH PRIVATE HIRE DRIVERS' LICENCE: CASE NO 13/00916/PHD3 (PARAGRAPHS 1 AND 3)**

The licensing manager answered members' questions on the testing of private hire drivers' and hackney carriage drivers. He pointed out that the grant of a three month private hire drivers' licence gave a new driver an opportunity to learn routes and pointed out that most drivers used sat-nav these days. The majority of drivers passed the test within the three month period.

(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).

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 submitting his application.

The licensing manager presented the report.

The applicant explained the circumstances of his convictions on 11 December 2009 for breach of requirements as to the control of a vehicle (using a mobile phone whilst driving) and 3 February 2012 for exceeding the statutory speed limit on a public road. He confirmed that there were no passengers in his vehicle when the offences took place. He also advised members that his current vehicle was Bluetooth hands free system.

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

Following discussion it was:-

RESOLVED, unanimously, to:

- (1) grant a 3 month private hire drivers' licence in respect of this application;
- (2) advise the applicant to ensure that he was not distracted by mobile phone calls when driving.

(The applicant and the licensing manager were admitted to the meeting and informed of the decision minuted above. The applicant then left the meeting.)

CHAIR