



REGULATORY SUB COMMITTEE

14:35 to 16:35

17 November 2014

Present: Councillors Button (chair), Ackroyd, Bogelein (substitute for Price)
Gayton and Woollard

Apologies: Councillor Price

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 5 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 3 month private hire drivers licence application reference 14/01744/PHD3 (paras 1 & 3)

(The applicant attended the meeting for this item along with his mother. 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. He also confirmed that since the application form was completed, he had received no further convictions or cautions and that he had no matters pending.)

The licensing manager presented the report.

The applicant's mother explained the circumstances surrounding his convictions on 20 January 2012 and 20 September 2012. She also explained the circumstances surrounding his two spent convictions on 16 July 2009. The applicant's mother read out a letter that the applicant had sent to Norfolk Constabulary in response to two formal warnings given to the applicant in 2013.

The applicant's mother said that her son had been naïve and his only intent had been to meet new people. The applicant said that he had always had aspirations of

becoming a taxi driver and had already shadowed drivers and had learnt protocols for dealing with difficult customers.

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

Following discussion it was:-

RESOLVED, with four voting in favour (Councillors Button, Ackroyd, Bogelein and Gayton) and one voting against (Councillor Woollard), to grant 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, his mother and the licensing manager were admitted to the meeting and informed of the decision minuted above. The chair reminded the applicant to read his green book and to be mindful of whether he should begin by working day shifts. The applicant and his mother left the meeting.)

***4. Application for grant of a 3 month private hire drivers licence application reference 14/1405/PHD3 (paras 1 & 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. He also confirmed that since the application form was completed, he had received no further convictions or cautions and that he had no matters pending.)

The licensing manager presented the report.

The applicant explained the circumstances surrounding his motoring convictions on 2 May 2011 and 21 October 2011.

The applicant explained the background to a letter to the licensing manager, received from Norfolk Constabulary and answered member's questions on this.

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

Following discussion it was:-

RESOLVED, unanimously, to refuse 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 legal advisor informed the applicant that the committee were concerned that Norfolk Constabulary had felt it necessary to disclose further information to the licensing manager. On balance, without further details and with regards to public safety, they could not grant a licence. The legal advisor reminded the applicant that he had the right to reapply and suggested that he may wish to bring more information to the committee such as a court transcript. 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 then left the meeting)

***5. Application for grant of 3 month private hire drivers licence application reference 142555PHD3 (paras 1 & 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. He also confirmed that since the application form was completed, he had received no further convictions or cautions and that he had no matters pending.)

The licensing manager presented the report.

The applicant explained the circumstances surrounding his convictions on 23 October 2010 and 4 January 2012.

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

Following discussion it was:-

RESOLVED, unanimously, to grant 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 that the committee had the power to rescind a licence if it was felt necessary. The applicant left the meeting.)

CHAIR