

**LICENSING SUB-COMMITTEE
21ST AUGUST 2018**

Sub-committee Members
Councillors Pacey (Chair), Parton and Savage

1. DECLARATIONS OF INTEREST

No declarations were made.

2. EXEMPT INFORMATION

RESOLVED that members of the public be excluded from the meeting during the consideration of the following item on the grounds that it would involve the likely disclosure of exempt information as defined in Paragraphs 1 and 3 of Part 1 of Schedule 12A to the Local Government Act 1972 and it was considered that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

3. REVIEW OF PRIVATE HIRE DRIVER'S LICENCE

Considered an exempt report of the Licensing Manager to review a Private Hire Driver's Licence in accordance with the Council's Hackney Carriage and Private Hire Licensing Policy (item 3 on the agenda filed with these minutes).

The following parties attended:

Private Hire Driver's Licence Holder;
Licensing Manager and Licensing Enforcement Officer (CL);
Legal Advisor to the Sub-committee (L. Gilligan).

Introductions were made and the procedure to be followed explained.

The Licensing Manager presented the exempt report and answered questions from members of the Sub-committee and other parties present.

The Private Hire Driver's Licence Holder was given the opportunity to set out the reasons why he ought to be considered as a fit and proper person to continue to hold a Private Hire Driver's Licence and answered questions from members of the Sub-committee and other parties present.

The Private Hire Driver's Licence Holder was given the opportunity to sum up and make any final comments.

Members of the Sub-committee retired from the meeting to give the matter full and detailed consideration and to consider their decision. They were accompanied by the Legal Advisor (for the purposes only of advising on the law and on suitable wording for the Sub-committee's decision).

On return to the meeting, the Legal Advisor read out the Licensing Sub-committee's decision on its behalf. The Private Hire Driver's Licence Holder would also be sent that decision in writing.

RESOLVED

1. that the Private Hire Driver's Licence Holder be allowed to retain his Private Hire Driver's Licence;
2. that a warning be issued to the Private Hire Driver's Licence Holder regarding his future conduct and a reminder that his vehicle is licensed to carry no more than 4 passengers;
3. that the 12 Council Penalty Points on the Private Hire Driver's Licence concerned remain on that licence for the remainder of the 12 month period for which they were originally applied, such that any further Council Penalty Points received during that period would result in the matter being referred to the Licensing Sub-committee.

Reason

The Sub-committee considered carefully the evidence submitted and what action would be appropriate, concluding that the actions set out above were appropriate to its principal aim of ensuring public safety.

NOTE:

These minutes have been confirmed as a correct record by the Chair of this Licensing Sub-committee.