

MINUTES OF THE HACKNEY CARRIAGES AND PRIVATE HIRE LICENSING SUB-COMMITTEE

Monday 25 January 2016

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COUNCILLORS PRESENT: Councillors Cook, Clarkson and Royce.

OFFICERS PRESENT: Jeremy Franklin (Lawyer), Jill Cramer (Licensing Officer), Emma Thompson (Licensing Compliance Officer) and Catherine Phythian (Committee Services Officer)

51. APOLOGIES FOR ABSENCE

There were no apologies for absence.

52. DECLARATIONS OF INTEREST

There were no declarations of interest.

53. PROCEDURE TO BE FOLLOWED AT THE MEETING

The Sub-Committee NOTED the Council's procedure, policy and guidance note on the relevance of warnings, offences, cautions and convictions.

Councillor Royce suggested two possible changes to the current Hackney Carriage and Private Hire Licensing Sub-Committee procedure, policy and guidance:

- Not to allow the presentation of written character references
- Not to allow family members attending hearings to challenge the evidence

The Sub-Committee NOTED the suggestions.

54. MINUTES

The Sub-Committee resolved to APPROVE the minutes of the meeting held on 14 December 2015 as a true and accurate record.

55. EXEMPT MATTERS

The Sub-Committee resolved that under Section 100A(4) of the Local Government Act 1972 the press and public be excluded from the meeting for the

remaining items of business on the grounds that their presence would involve the likely disclosure of exempt information as described in Paragraph 3 of Part 1 of Schedule 12A of the Act.

56. CONFIDENTIAL MINUTES

The Sub-Committee resolved to APPROVE the confidential minutes of the meeting held on 14 December 2015 as a true and accurate record.

57. HCPH: SUITABILITY TO CONTINUE TO DRIVE PRIVATE HIRE VEHICLES IN LIGHT OF A RELEVANT CONVICTION.

The Head of Community Services submitted a report detailing a case to determine the licence holder's suitability to continue to drive Private Hire Vehicles in light of a relevant conviction.

The Sub-Committee resolved to REVOKE the Private Hire Driver Licence as the applicant did not meet the Council's licensing policy which requires applicants to be free from convictions and cautions for 3 years.

58. HCPH: SUITABILITY TO CONTINUE TO DRIVE HACKNEY CARRIAGE AND PRIVATE HIRE VEHICLES IN LIGHT OF A RECENT RELEVANT CAUTION.

The Head of Community Services submitted a report detailing a case to determine the licence holder's suitability to continue to drive Hackney Carriage and Private Hire Vehicles in light of a recent relevant caution.

The Sub-Committee resolved to REFUSE the application for a Hackney Carriage & Private Hire Driver Licence as the applicant did not meet with the minimum standards of the Council's licensing policy which requires applicants to be free from convictions and cautions for a minimum period of 3 years.

59. HCPH: SUITABILITY TO CONTINUE TO DRIVE PRIVATE HIRE VEHICLES AND HOLD A PRIVATE HIRE VEHICLE LICENCE IN LIGHT OF A CAUTION AND REPEATED FAILURES TO DECLARE SUCH CAUTION. (DEFERRED FROM 14 DECEMBER 2015)

The Head of Community Services submitted a report detailing a case to determine the licence holder's suitability to continue to drive Private Hire Vehicles and hold a Private Hire Vehicle Licence in light of a caution and repeated failures to declare such caution.

The Sub-Committee resolved to issue a Councillor Warning and to delegate to licensing officers the authority to suspend the licence with immediate effect if at any time during the next 12 months further complaints were made about the

licence holder's conduct and refer the case to the Sub Committee for determination.

60. DATES OF FUTURE MEETINGS

The Sub-Committee NOTED the future meeting dates (if needed).

The meeting started at 5.00 pm and ended at 6.40 pm