

Regulation and Review Committee (Panel)

Thursday, 10 October 2019

Present: Councillor J Stirling (Chair)
Councillors J Allan, J Mole, T Mulvenna and J O'Shea

RQ25/19 To Receive any Declarations of Interest and Notification of any Dispensations Granted

There were no declarations of interest or dispensations reported.

RQ26/19 Exclusion Resolution

Resolved that under Section 100A (4) of the Local Government Act 1972 (as amended) and having applied a public interest test in accordance with Part 2 of Schedule 12A the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A to the Act.

RQ27/19 Private Hire Driver's Licence Referral - Mr C

The Committee considered a report which outlined the background to a referral relating to the holder of a Private Hire Drivers Licence, Mr C. The Committee was requested to assess Mr C's continued suitability to carry out the duties of a licensed driver.

Mr C attended the meeting along with his representative.

The Licensing Officer presented the report to the Committee which included information on the reason for the referral and Mr C's criminal and licensing record.

Members of the Committee and Mr C had the opportunity to ask questions of the Licensing Officer.

Mr C and his representative then addressed the Committee. Members and the Licensing Officer then had the opportunity to ask questions of Mr C.

Following a summing up from the Licensing Officer and Mr C, both parties left the meeting room to enable consideration of the matter to be undertaken in private.

The options available to the Committee were to:

- take no action;
- issue a warning as to the driver's future conduct;
- suspend the driver's licence; or
- revoke the driver's licence.

Resolved that Mr C be issued a warning as to his future conduct.

(At this point Cllr J O'Shea left the meeting).

RQ28/19 Hackney Carriage/Private Hire Driver's Licence Referral - Mr E

The Committee considered a report which outlined the background to a referral relating to the holder of a Hackney Carriage and Private Hire Drivers Licence, Mr E. The Committee was requested to assess Mr E's continued suitability to carry out the duties of a licensed driver.

Mr E attended the meeting.

The Licensing Officer presented the report to the Committee which included information on the reason for the referral and Mr E's criminal and licensing record.

Members of the Committee and Mr E had the opportunity to ask questions of the Licensing Officer.

Mr E then addressed the Committee. Members and the Licensing Officer then had the opportunity to ask questions of Mr E.

Following a summing up from the Licensing Officer and Mr E, both parties left the meeting room to enable consideration of the matter to be undertaken in private.

The options available to the Committee were to:

- take no action;
- issue a warning as to the driver's future conduct;
- suspend the driver's licence; or
- revoke the driver's licence.

Resolved that Mr E's licence be revoked as the Committee was no longer satisfied that he was a fit and proper person to hold a licence.

RQ29/19 Private Hire Drivers Licence Appeal - Mr W

The Committee received a report which outlined the background to an appeal by Mr W against the decision of the Authority to refuse to grant his renewal application for a Private Hire Driver's licence on the grounds that the Licensing Authority was not satisfied he was a fit and proper person to hold a licence.

Mr W attended the meeting.

A Licensing Officer presented the report to the Committee which included the reasons for the refusal of Mr W's application and a summary of his criminal and licensing record. The appeal form submitted by Mr W was also included.

Members and Mr W had the opportunity to ask questions of the Licensing Officer.

Mr W then addressed the Committee and answered questions from Members.

Following a summing up from the Licensing Officer and Mr W, all parties left the meeting to enable consideration of the matter to be undertaken in private.

The options available to the Committee were:

- Uphold the appeal and agree to re-issue the licence; or
- Dismiss the appeal and refuse to re-issue the licence.

Resolved that Mr W's appeal be upheld and his licence granted with a warning as to his future conduct.

RQ30/19 Hackney Carriage/Private Hire Drivers Licence Appeal - Mr M

The Committee received a report which outlined the background to an appeal by Mr M against the decision of the Authority to refuse his application for a Combined Hackney Carriage and Private Hire Driver's licence on the grounds that the Licensing Authority was not satisfied he was a fit and proper person to hold a licence.

Mr M attended the meeting along with his representative.

A Licensing Officer presented the report to the Committee which included the reasons for the refusal of Mr M's application and a summary of his criminal and licensing record. The appeal form submitted by Mr M was also included.

Members and Mr M had the opportunity to ask questions of the Licensing Officer.

Mr M and his representative then addressed the Committee and answered questions from Members.

Following a summing up from the Licensing Officer and Mr M, all parties left the meeting to enable consideration of the matter to be undertaken in private.

The options available to the Committee were:

- Uphold the appeal and agree to re-issue the licence; or
- Dismiss the appeal and refuse to re-issue the licence.

Resolved that Mr M's appeal be dismissed and his licence not granted on the grounds that the Committee was not satisfied that he was a fit and proper person to hold a licence.