

## **Regulation and Review Committee (Panel)**

**Thursday, 6 October 2022**

Present: Councillor T Mulvenna (Chair)  
Councillors John Hunter, L Marshall, J O'Shea and  
G Westwater

### **RQ4/20 To Receive any Declarations of Interest and Notification of any Dispensations Granted**

There were no declarations of interest reported.

### **RQ5/20 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 it involves the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A to the Act.

### **RQ6/20 Private Hire Driver's Licence Disciplinary Referral - Mr H**

The Committee considered a report from the Head of Public Protection which outlined the background to a referral relating to the holder of a Private Hire Vehicle Licence, Mr H.

The Committee was requested to determine whether any disciplinary action was required and to assess Mr H's continued suitability to carry out the duties of a licensed driver.

A Licensing Officer and Mr H attended the meeting.

The Licensing Officer presented the report and answered questions from members of the Committee.

Mr H was given the opportunity to ask questions of the Licensing Officer.

Mr H then addressed the Committee.

Members of the Committee then asked questions of Mr H and sought clarification on a number of matters.

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

The options available to the Committee were:

- take no action;
- issue a warning as to the driver's future conduct;

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- suspend the driver's licence; or
- revoke the driver's licence

The Committee considered that it was an established principle that a licence was a privilege and not a right and considered all the options available to it.

In determining its response the Committee took into account all that had been presented and contained within the papers submitted to the meeting and had regard to Section 61 of the Local Government (Miscellaneous Provisions) Act 1976 and the Council's Hackney Carriage and Private Hire Licensing Policy, in particular chapter 7 which makes reference to convictions, cautions, conduct and medical fitness.

**RESOLVED** that Mr H's private hire driver's licence be revoked as the Committee was no longer satisfied that he was a fit and proper person to hold a licence from this Authority.