

ENVIRONMENT AND LICENSING COMMITTEE

Tuesday, 17th July, 2012

Councillor M. Paling (Chair)

Councillors:

B Andrews

N Brooks

G V Clarke

R Ellis

A J Gillam

J Hollingsworth

M Hope

P R Key

M Lawrence

B S R Miller

J M Parr (a)

S Poole

H T N Wheeler

Officers: F. Whyley, R. Pentlow

29 APOLOGIES FOR ABSENCE.

Apologies for absence were received from Councillor Parr.

30 TO APPROVE AS A CORRECT RECORD THE MINUTES OF THE MEETING HELD ON THE 12 JUNE 2012.

RESOLVED:

That the minutes of the above meeting, having been circulated, be approved as a correct record and signed by the Chairman, subject to the following amendment:

That Councillor Poole be recorded as absent with apologies.

31 DECLARATION OF INTERESTS.

None.

32 NOTICES SERVED- PUBLIC PROTECTION

RESOLVED:

That the information be noted.

33 ANY OTHER ITEMS WHICH THE CHAIRMAN CONSIDERS URGENT.

None.

34 EXCLUSION OF THE PUBLIC AND PRESS

RESOLVED:

That the members being satisfied that the public interest in maintaining the exemption outweighs the public interest in disclosing the information that under Section 100(A)(4) of the Local Government Act 1972 the public and press be excluded from the meeting during consideration of the ensuing reports on the grounds that the report involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

35 CHANGE OF CIRCUMSTANCES OF HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - ZI

The Committee considered a report from the Corporate Director – David Wakelin regarding a change of circumstances for a Joint Hackney Carriage/Private Hire Driver’s Licence from ZI.

ZI did not attend the meeting.

RESOLVED:

To defer consideration of the change of circumstance for the Hackney Carriage/Private Hire Drivers Licence held by ZI to a future meeting of the Committee.

36 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - DAS

The Committee considered a report from the Corporate Director – David Wakelin regarding an application for a Joint Hackney Carriage/Private Hire Driver’s Licence from DAS.

DAS attended the meeting and addressed the Committee.

In making its decision, the Committee has applied the Council's approved Policy and Guidelines. On the basis of what it has heard, the Committee is satisfied on balance that no exceptional circumstances exist which would warrant departure from this policy.

RESOLVED:

To approve DAS’ application for a joint Hackney Carriage/Private Hire

Drivers Licence.

37 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - GRB

The Committee considered a report from the Corporate Director – David Wakelin regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from GRB.

GRB attended the meeting and addressed the Committee.

In making its decision, the Committee has applied the Council's approved Policy and Guidelines. On the basis of what it has heard, the Committee is satisfied on balance that no exceptional circumstances exist which would warrant departure from this policy.

RESOLVED:

1. To refuse the application from GRB for a Hackney Carriage/Private Hire Drivers Licence on the basis that he is not a fit and proper person to hold a licence because of his previous conviction.
2. To resolve that the policy be amended to include the offence of battery as a separate offence to Common Assault.

38 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - CS

The Committee considered a report from the Corporate Director – David Wakelin regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from CS.

CS attended the meeting and addressed the Committee.

Councillors Ellis and Hollingsworth declared an interest and left the meeting at 5.15pm during the applicants address to Committee.

Councillor Wheeler left the meeting at 5.30pm.

In making its decision, the Committee has applied the Council's approved Policy and Guidelines. On the basis of what it has heard, the Committee is satisfied on balance that no exceptional circumstances exist which would warrant departure from this policy.

RESOLVED:

To refuse the application from CS for a Hackney Carriage/Private Hire Drivers Licence on the basis that he is not a fit and proper person to hold a licence because of his previous convictions.

39 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - CS

The Committee considered a report from the Corporate Director – David Wakelin regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from CHMS.

CHMS did not attend the meeting.

RESOLVED:

To defer consideration of the application for a joint Hackney Carriage/Private Hire Drivers Licence from CHMS to a future meeting of the Committee.

Councillor Hollingsworth returned to the meeting

40 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - RSR

The Committee considered a report from the Corporate Director – David Wakelin regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from RSR.

RSR attended the meeting and addressed the Committee.

In making its decision, the Committee has applied the Council's approved Policy and Guidelines. On the basis of what it has heard, the Committee is satisfied on balance that no exceptional circumstances exist which would warrant departure from this policy.

RESOLVED:

To approve RSR's application for a joint Hackney Carriage/Private Hire Drivers Licence and issue a warning as to the necessary consequences of any future convictions or appearances before Committee or failure to disclose any future convictions or cautions to Committee.

41 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - NAM

The Committee considered a report from the Corporate Director – David Wakelin regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from NAM.

NAM attended the meeting and addressed the Committee.

In making its decision, the Committee has applied the Council's approved Policy and Guidelines. On the basis of what it has heard, the Committee is satisfied on balance that no exceptional circumstances exist which would warrant departure from this policy.

RESOLVED:

To refuse the application from NAM for a Hackney Carriage/Private Hire Drivers Licence on the basis that he is not a fit and proper person to hold a licence because of his previous convictions and his failure to declare his caution on his application form.

42 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - AH

The Committee considered a report from the Corporate Director – David Wakelin regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from AH.

AH did not attend the meeting.

RESOLVED:

To defer consideration of the application for a joint Hackney Carriage/Private Hire Drivers Licence from AH to a future meeting of the Committee.

43 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - APPEAL - BSJ

The Committee considered a report from the Corporate Director – David Wakelin regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from BSJ.

BSJ did not attend/ attended the meeting and addressed the Committee.

In making its decision, the Committee has applied the Council's approved Policy and Guidelines. On the basis of what it has heard, the Committee is satisfied on balance that no exceptional circumstances exist which would warrant departure from this policy

RESOLVED:

To thank the staff involved in the case for their work.