

ENVIRONMENT AND LICENSING COMMITTEE

Tuesday, 4th September, 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

S Poole

H T N Wheeler

Officers in Attendance: Fran Whyley and Paul Gibbs

1 APOLOGIES FOR ABSENCE.

Apologies for absence were received from Councillor Wheeler (Late).

2 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 17 JULY 2012.

RESOLVED:

That the minutes of the above meeting, having been circulated, be approved as a correct record and signed by the Chairman.

3 DECLARATION OF INTERESTS.

None.

4 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 the 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.

5 CHANGE OF CIRCUMSTANCES OF HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - UA

The Committee considered a report from Corporate Director, David Wakelin, regarding a change of circumstances for a Joint Hackney Carriage/Private Hire Driver's License from UA.

UA 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 revoke UA's Hackney Carriage/Private Hire Drivers Licence on the basis that he is not fit and proper person to hold a licence because of the conviction and his failure to notify the Authority of the conviction in accordance with his licence conditions. UA was given 21 days, from the date of the Committee hearing, to surrender his drivers badge,

6 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS - SO

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's License from SO.

SO 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 SO's application for a Hackney Carriage/Private Hire Drivers Licence, subject to the necessary checks.

5.15pm Councillor Hughes left the meeting

5.20pm Councillor Miller left the meeting

7 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE

DRIVERS LICENCE - SH

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's License from SH.

SH 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 SH 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 and his failure to disclose his conviction on his application form.

5.55pm Councillor Wheeler entered the meeting.

8 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE – DW

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's License from DW.

DW attended the meeting along with a Solicitor 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 exceptional circumstances exist which would warrant departure from this policy.

RESOLVED:

To approve DW's application for a Hackney Carriage/Private Hire Drivers Licence, but to issue a warning as to the consequences of any further convictions or appearances before the Committee.

6.15pm Councillor Miller returned to the meeting but did not participate in the vote

9 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - MM

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's License from MM.

MM 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 MM 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.

6.55pm Councillor Andrews left the meeting

10 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - AL

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's License from AL.

AL did not attend the meeting.

RESOLVED:

AL's application is deemed to be withdrawn due to his failure to appear before the Committee for a second time.

11 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - RK

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's License from RK.

RK 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 RK's application for a Hackney Carriage/Private Hire Drivers Licence, subject to the necessary checks but to issue a warning as to the consequences of any further convictions or appearances before the Committee.

12 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - NA

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's License from NA.

NA 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 NA 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.