

**MINUTES
ENVIRONMENT AND LICENSING COMMITTEE**

Tuesday 14 January 2014

Councillor Marje Paling (Chair)

Present: Councillor Meredith Lawrence Councillor Jenny Hollingsworth
 Councillor Bruce Andrews Councillor Barbara Miller
 Councillor Sandra Barnes Councillor John Parr
 Councillor Nicki Brooks Councillor Stephen Poole
 Councillor Ged Clarke Councillor Henry Wheeler
 Councillor Roxanne Ellis

Absent: Councillor Tony Gillam and Councillor Mike Hope

Officers in Attendance: R Pentlow, D Blasdale and K Nealon

128 APOLOGIES FOR ABSENCE.

Apologies for absence were received from Councillor Hope.

129 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 17 DECEMBER 2013.

RESOLVED:

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

130 DECLARATION OF INTERESTS.

None.

131 HACKNEY CARRIAGE AND PRIVATE HIRE LIVERY

Consideration was given to a report of the Corporate Director, which had been circulated prior to the meeting, regarding a request received from A2Z Licensing on behalf of DG Cars for Members to approve a livery decision for their licensed vehicles.

RESOLVED:

1. To delete the following section from the Testing Manual:

"Notes

1.7 Hackney Carriage and Private Hire Vehicles should be one solid colour”;

And to insert the following section in to the Testing Manual:

“1.7(a) Hackney Carriage and Private Hire Vehicles should be one solid colour. No other colour combination will be allowed without the prior approval of the Corporate Director in consultation with the Chair or Vice-Chair.”

2. To approve the request by a2z Licensing on behalf of DG Cars to allow the proposed livery on the vehicles licensed by DG as shown in Appendix 2 to the report.

Councillor Ellis entered the meeting.

132 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.

None.

133 EXCLUSION OF THE PRESS AND PUBLIC.

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.

134 CHANGE OF CIRCUMSTANCE OF JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVER - JAA

The Committee considered a report from Corporate Director, David Wakelin, regarding a change of circumstance of a Joint Hackney Carriage/Private Hire Driver's Licence from JAA.

JAA attended the meeting and addressed the Committee.

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

RESOLVED:

To revoke JAA's Hackney Carriage/Private Hire Driver's License without immediate effect, on the grounds that he is no longer considered a fit and proper person and to give JAA 21 days to surrender his licence.

JAA was advised of his right to appeal against the decision of the Committee.

135 CHANGE OF CIRCUMSTANCE FOR JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVER - MRA

The Committee considered a report from Corporate Director, David Wakelin, regarding a change of circumstance of a Joint Hackney Carriage/Private Hire Driver's Licence from MRA.

MRA attended the meeting and addressed the Committee.

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

RESOLVED:

To revoke MRA's Hackney Carriage/Private Hire Driver's License without immediate effect, on the grounds that he is no longer considered a fit and proper person and to give MRA 21 days to surrender his licence.

MRA was advised of his right to appeal against the decision of the Committee.

136 CHANGE OF CIRCUMSTANCE OF JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVER - NH

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

NH attended the meeting and addressed the Committee.

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

RESOLVED:

To suspend NH's Hackney Carriage/Private Hire Driver's Licence for 56 days, without immediate effect and to give NH 21 days to surrender his licence.

NH was advised of his right to appeal against the decision of the Committee.

137 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - RN

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

RN attended the meeting and addressed the Committee.

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

RESOLVED:

To refuse RN's application for a Hackney Carriage/Private Hire Driver's Licence on the grounds that he is not a fit and proper person.

RN was advised of his right to appeal against the decision of the Committee.

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

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

AH attended the meeting and addressed the Committee.

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

RESOLVED:

To approve AH's application for a Hackney Carriage/Private Hire Driver's Licence with a warning as to the necessary consequences of any further

convictions or appearances before Committee.

Councillor Miller left the meeting.

139 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - MA

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

MA attended the meeting and addressed the Committee.

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

Councillor Lawrence asked that it be recorded that he voted against the motion to refuse MA's application for a Hackney Carriage/Private Hire Driver's Licence.

RESOLVED:

To refuse MA's application for a Hackney Carriage/Private Hire Driver's Licence on the grounds that he is not a fit and proper person.

MA was advised of his right to appeal against the decision of the Committee.

140 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - SR

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

SR attended the meeting, with his wife who addressed the Committee on his behalf.

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

RESOLVED:

To approve SR's application for a Hackney Carriage/Private Hire Driver's Licence with a warning as to the necessary consequences of any further convictions or appearances before Committee.

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CHANGE OF CIRCUMSTANCES AND RENEWAL OF JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - KI

The Committee considered a report from Corporate Director, David Wakelin, regarding a change of circumstances and renewal of a Joint Hackney Carriage/Private Hire Driver's Licence from KI.

KI attended the meeting and addressed the Committee.

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

RESOLVED:

1. To revoke KI's Hackney Carriage/Private Hire Driver's License without immediate effect, on the grounds that he is no longer considered a fit and proper person and to give KI 21 days to surrender his licence; and
2. To refuse KI's application to renew his Joint Hackney Carriage/Private Hire Licence.

KI was advised of his right to appeal against the decision of the Committee.

The meeting finished at 8.00 pm

Signed by Chair:
Date: