

ENVIRONMENT AND LICENSING COMMITTEE

Tuesday, 21st May, 2013

Councillor M. Paling (Chair)

Councillors:

B.M. Andrews
N. Brooks
R. Ellis
J. Hollingsworth
M. Lawrence(a)
J.M. Parr
H.T.N. Wheeler

S.J. Barnes
G.V. Clarke
A.J. Gillam
M. Hope
B.S.R. Miller
S. Poole

Officers in Attendance: L. Sugden, R. Pentlow

156 APOLOGIES FOR ABSENCE.

Apologies for absence were received from Councillor Lawrence.

157 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 16 APRIL 2013.

RESOLVED:

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

Minutes No. 146 – in the second paragraph to delete the words ‘/did not attend the meeting’.

158 DECLARATION OF INTERESTS.

None.

159 NOTICES SERVED

RESOLVED:

To note the report.

Councillor Clarke entered the meeting.

160 ANY OTHER ITEMS WHICH THE CHAIRMAN CONSIDERS URGENT.

None.

161 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.

162 REQUEST FOR EXEMPTION FROM DISPLAYING PLATES

Members considered a report from Corporate Director, David Wakelin, regarding the request from TW to be exempt from displaying vehicle licence plates on his vehicles due to the nature of the private hire work his company undertakes.

RESOLVED:

a) With respect to TW – Avantgarde Personal Travel the requirement to display vehicle licence plates in waived; and

b) The Council issue a notice which will be permanently displayed at all times, in a position to be agreed, inside any licensed vehicles used for chauffeuring purposes, owned or operated by TW – Avantgarde Personal Travel

163 CHANGE OF CIRCUMSTANCES OF HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE NO. 2245

RESOLVED:

To revoke AAA's 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 recent convictions and failure to disclose a pending conviction on his application form.

Having considered the interests of public safety, the Committee resolved that the revocation of the licence would not have immediate effect. AAA was given 21 days to surrender his badge.

AAA was advised of his right of appeal against the decision of the Committee.

164 CHANGE OF CIRCUMSTANCE OF HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE NO. 2528

The Committee considered a report from Corporate Director, David Wakelin, regarding the change of circumstances of Hackney Carriage/Private Hire Drivers Licence held by CMA.

CMA 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 CMA's 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 recent convictions and failure to disclose a pending conviction on his application form.

Having considered the interests of public safety, the Committee resolved that the revocation of the licence would not have immediate effect. CMA was given 21 days to surrender his badge.

CMA was advised of his right of appeal against the decision of the Committee.

165 CHANGE OF CIRCUMSTANCE OF HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE NO. 2258

MA was unable to attend the meeting.

RESOLVED:

To defer consideration of this matter to a future meeting and to notify MA that the matter will be considered in his absence if he does not attend that meeting.

166 CHANGE OF CIRCUMSTANCES OF HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE NO. 2171

The Committee considered a report from Corporate Director, David Wakelin, regarding the change of circumstances of Hackney Carriage/Private Hire Drivers Licence held by GFN.

GFN 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 GFN's 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 recent convictions.

Having considered the interests of public safety, the Committee resolved that the revocation of the licence would not have immediate effect. GFN was given 21 days to surrender his badge.

GFN was advised of his right of appeal against the decision of the Committee.

167

APPLICATION FOR THE RENEWAL OF JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE NO. 2067

The Committee considered a report from Corporate Director, David Wakelin, regarding the renewal of Hackney Carriage/Private Hire Drivers Licence from TZ.

TZ 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 exceptional circumstances exist which would warrant departure from this policy.

RESOLVED:

To approve TZ's application for the renewal of his Hackney Carriage/Private Hire Drivers Licence, but to issue a warning as to the consequences of any further convictions or failure to disclose the same.

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CHANGE OF CIRCUMSTANCE AND APPLICATION FOR THE

RENEWAL OF JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE NO. 2371

The Committee considered a report from Corporate Director, David Wakelin, regarding the change of circumstances and renewal of Hackney Carriage/Private Hire Drivers Licence held and applied for by MAY.

MAY 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 exceptional circumstances exist which would warrant departure from this policy.

RESOLVED:

a) To allow MAY to retain his Hackney Carriage/Private Hire Drivers Licence.

b) To approve MAY's application for the renewal of his Hackney Carriage/Private Hire Drivers Licence, but to issue a warning as to the consequences of any further convictions or failure to disclose convictions or pending convictions in accordance with his licence conditions.

169 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - FA

FA did not attend the meeting.

RESOLVED:

To defer consideration of FA's application for a joint Hackney Carriage/Private Hire Drivers Licence to a future meeting and to notify FA that his application will be considered withdrawn if he fails to attend that meeting.

170 APPLICATION FOR A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - MRIM

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

MRIM 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 exceptional circumstances exist which would warrant departure from this policy.

RESOLVED:

To approve MRIM's application for a Hackney Carriage/Private Hire Drivers Licence, subject to the necessary checks