

Regulation and Review Committee Panel

6 June 2019

Present: Councillor J Stirling (Chair)
Councillors S Brockbank, M Madden, J Mole and T Mulvenna

RQ01/6/19 Apologies for Absence

No apologies of absence were received.

RQ02/6/19 Declarations of Interest and Dispensations

There were no declarations of interest or dispensations reported.

RQ03/6/19 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 they involve the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A to the Act.

RQ04/6/19 Combined Hackney/Private Hire Drivers Licence Appeal – Mr B

The Committee received a report which outlined the background to an appeal by Mr B against the decision of the Authority to refuse to renew his Combined Hackney Carriage/Private Hire Driver's Licence on the grounds that it could not be satisfied that he was a fit and proper person to hold the licence.

Mr B attended the meeting and was accompanied by a representative, Mr D Wilson.

A Licensing Officer presented the report to the Committee which included information on Mr B's application, his criminal and licensing record with the Authority and the reason for the refusal. The appeal form in support submitted by Mr B was also included.

Mr Wilson on behalf of Mr B asked questions of the Licensing Officer.

Members asked questions of the Licensing Officer.

Mr Wilson on behalf of Mr B then addressed the Committee and answered questions from Members and the Licensing Officer.

Following a summing up from the Licensing Officer and Mr Wilson on behalf of Mr B, all parties left the meeting to enable consideration of the matter to be undertaken in private.

Resolved that (1) Mr B's appeal be dismissed and the renewal of his combined hackney carriage/private hire driver's licence be refused on the grounds that all necessary

documentation had not been supplied and therefore the Committee could not be satisfied that he was a fit and proper person to continue to hold a licence; and (2) that it be proposed that there be a change to the Hackney Carriage/Private Hire Policy in relation to the processing of renewal applications with a requirement to apply to renew 28 days prior to the current licence expiry date.

**RQ05/6/19 Combined Hackney Carriage and Private Hire Drivers Licence
Disciplinary Referral – Mr H**

The Committee considered a report that outlined the background to a referral relating to the holder of a Combined Hackney Carriage and Private Hire Vehicle driver's licence for Mr H.

The Committee was requested to assess Mr H's continued suitability to carry out the duties as a licensed driver.

Mr H attended the meeting and was accompanied by his representative, Mr D Wilson.

The Licensing Officer presented the report to the Committee which included information on the reason for the referral and Mr H's criminal record. The Licensing Officer then answered questions from Members of the Committee.

Mr Wilson on behalf of Mr H asked questions of the Licensing Officer.

Mr Wilson on behalf of Mr H then addressed the Committee and answered questions from Members and the Licensing Officer.

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

Resolved that Mr H receive a written warning and reminded that a licence is a privilege and not a right and the warning will be held on file and cited where appropriate should he appear before the Committee in the future..