

LICENSING COMMITTEE
26 FEBRUARY 2010

Present :- Councillor Barrie Cook (Chairman)
Councillors Helen Chuah, Nick Cope, Wyn Foster
and Ann Quarrie

19. Minutes

The minutes of the meeting held on 25 November 2009 were confirmed as a correct record.

The Committee/Panel resolved under Section 100A(4) of the Local Government Act 1972 to exclude the public from the meeting for the following item as it involved the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A to the Local Government Act 1972.

20. Hackney Carriage Licensing Appeal

The Licensing Manager, Mr Harvey, submitted a letter received on 23 November 2009 from the driver concerned and informed the Committee of the substance of a telephone conversation that he had with the driver who confirmed he would not be attending the hearing. The Licensing Manager then left the meeting while the Committee determined whether to proceed with the hearing. The Committee gave the matter due consideration and was satisfied that sufficient notice had been given to the driver of the hearing date. The Committee was also satisfied that the letters notifying the driver of the Committee date had been received and that under these circumstances the hearing should proceed.

The Committee considered a report by the Head of Environmental and Protective Services seeking the determination of the Licensing Committee as to whether one of the Council's licensed drivers was a fit and proper person under the terms of the relevant legislation having regard to the information presented in the report concerning his driving record and giving details of the complaints that had been received by the Council.

RESOLVED that having regard to the motoring offenses that had been committed by the driver concerned and the complaints about the standard of driving in a licensed private hire vehicle that had been received by the Council, the Committee determined that the driver was not a 'fit and proper person', under the terms of Sections 51 and 59 of the Local Government

(Miscellaneous Provisions) Act 1976, (as augmented by Section 47 of the Road Traffic Act 1991 and amended by Section 52 of the Road Safety Act 1991, to hold a hackney carriage/private hire drivers' licence and determined to revoke the licence with immediate effect.