

LICENSING (GENERAL) SUB - COMMITTEE

MINUTES OF THE MEETING HELD ON 7TH MARCH 2007

Present: Councillor Cunio (Chair)
Councillor Drake (Vice Chair)
Councillors Darke, Smith and White

Apologies: Councillor Mrs Blatchford

42. MINUTES INCLUDING MATTERS ARISING

RESOLVED that the Minutes of the Licensing (General) Sub Committee Meeting held on 7th February, 2007, be approved as a correct record. (Copy of the minutes circulated with the agenda and appended to the signed minutes).

43. EXCLUSION OF THE PRESS AND PUBLIC – ITEMS 6 and 7

RESOLVED that in accordance with the Council's Constitution, specifically the Access to Information Rules contained within the Constitution, the press and public be excluded from the meeting at a predetermined point in the hearing in respect of any consideration of the following matters and specifically in respect of any consideration of Minutes 44 and 45 on grounds that are based on Category 4 of paragraph 10.4 of the Council's Access to Information Procedure Rules because doing so would constitute a breach of the Data Protection Act 1998 as well as a breach of a Common Law duty of confidentiality.

44. FIT AND PROPER PERSON - CONVICTIONS

The Sub-Committee considered the confidential report of the Solicitor to the Council concerning a review of a Private Hire Driver's Licence. (Copy of report circulated with agenda and appended to signed minutes).

The driver was in attendance and, with the consent of the Chair, addressed the meeting.

The Sub-Committee considered the decision in confidential session in accordance with Category 4 of Paragraph 10.4 of the Council's Access to Information Procedure Rules.

RESOLVED that the Private Hire Driver's Licence be revoked.

REASON FOR DECISION

Having regard to the Home Office Guidelines the Sub-Committee was satisfied that the applicant was not a fit and proper person to hold a Private Hire Driver's Licence. The number, seriousness, regularity and nature of the offences (specifically the mismatch of driving/alcohol/drugs), together with the prison sentences served and the applicant's apparent lack of knowledge regarding the resulting dangers to public safety were all considered valid reasons for the Panel's decision.

45. APPLICATION FOR GRANT OF PRIVATE HIRE DRIVERS LICENCE

The Sub-Committee considered the confidential report of the Solicitor to the Council detailing an application for grant of a Private Hire Driver's Licence. (Copy of report circulated with agenda and appended to signed minutes).

The applicant was in attendance and, with the consent of the Chair, addressed the meeting.

The Sub-Committee considered the decision in confidential session in accordance with Category 4 of Paragraph 10.4 of the Council's Access to Information Procedure Rules.

RESOLVED that the application for grant of a Private Hire Driver's Licence be granted.

REASON FOR DECISION

Having regard to the Home Office Guidelines the Sub-Committee was satisfied that the applicant was a fit and proper person.