

LICENSING (GENERAL) SUB – COMMITTEE

MINUTES OF THE MEETING HELD ON WEDNESDAY 6TH MAY 2009

Present: Councillors Wells (Chair), Blatchford, Cunio, Fuller, Galton, Norris and Willacy.

27. EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED that in accordance with the Council's Constitution, specifically the Access to Information Rules, 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 28, 29, 30, 31, 32 and 33 on grounds based on Categories 1 and 2 of paragraph 10.4 of the Council's Access to Information Procedure Rules because failing to do so would constitute a breach of the Data Protection Act 1998 as well as a breach of a Common Law duty of confidentiality.

28. APPLICATION FOR RENEWAL OF A SEX SHOP LICENCE – A TASTE OF AMSTERDAM, 437 MILLBROOK ROAD WEST

The Sub-Committee considered the report of the Solicitor to the Council detailing an application for the renewal of a sex shop licence in respect of A Taste of Amsterdam, 437 Millbrook Road West, Southampton. (Copy of report circulated with agenda and appended to signed minutes).

Mr Castle, applicant, was present and with the consent of the Chair, addressed the meeting.

The Sub-Committee considered the decision in confidential session in accordance with Categories 1 and 2 of Paragraph 10.4 of the Council's Access to Information Procedure Rules.

RESOLVED that the application for renewal of a sex shop licence be granted subject to the continuance of all the standard conditions as set out in the report.

REASON FOR THE DECISION

There was no compelling evidence presented to the Sub-Committee that would justify refusal of the application. Due regard was given to one written objection.

**29. APPLICATION FOR RENEWAL OF A SEX SHOP LICENCE –
HIDDEN ASSETS, 439 MILLBROOK ROAD WEST**

The Sub-Committee considered the report of the Solicitor to the Council detailing an application for the renewal of a sex shop licence in respect of Hidden Assets, 439 Millbrook Road West, Southampton. (Copy of report circulated with agenda and appended to signed minutes).

Mr Caplen Smith, applicant, was present and with the consent of the Chair, addressed the meeting.

The Sub-Committee considered the decision in confidential session in accordance with Categories 1 and 2 of Paragraph 10.4 of the Council's Access to Information Procedure Rules.

RESOLVED that the application for renewal of a sex shop licence in respect of Hidden Assets, 439 Millbrook Road West be granted subject to the continuance of all the standard conditions as set out in the report.

REASON FOR THE DECISION

There was no compelling evidence presented to the Sub-Committee that would justify refusal of the application. Due regard was given to one written objection.

30. APPLICATION FOR GRANT OF PRIVATE HIRE DRIVER'S LICENCE

The Sub-Committee considered the confidential report of the Solicitor to the Council concerning an application for the 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 Categories 1 and 2 of Paragraph 10.4 of the Council's Access to Information Procedure Rules.

RESOLVED that the application be granted, subject to the applicant meeting all other mandatory requirements.

REASON FOR THE DECISION

Having regard to the Home Office Guidelines the Sub-Committee was satisfied that the applicant was a fit and proper person to hold a Private Hire Driver's licence. The Sub-Committee particularly took into account the applicant's changed personal circumstances and the evidence presented in mitigation in relation to the offences in question.

31. APPLICATION FOR GRANT OF PRIVATE HIRE DRIVER'S LICENCE

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

RESOLVED that the application be deferred to a future meeting.

REASON FOR THE DECISION

To afford the applicant the opportunity to be present at the hearing and to make representations to the Sub-Committee.

32. APPLICATION FOR GRANT OF HACKNEY CARRIAGE DRIVER'S LICENCE

The Sub-Committee considered the confidential report of the Solicitor to the Council concerning an application for the grant of a Hackney Carriage driver's licence. (Copy of report circulated with agenda and appended to signed minutes).

The applicant's Father was present and with consent of the Chair addressed the Sub-Committee.

RESOLVED that the application be deferred to a future meeting.

REASON FOR THE DECISION

To afford the applicant the opportunity to be present at the hearing and to make representations to the Sub-Committee.

33. APPLICATION FOR GRANT OF HACKNEY CARRIAGE DRIVER'S LICENCE

The Sub-Committee considered the confidential report of the Solicitor to the Council concerning an application for the grant of a Hackney Carriage driver's licence. (Copy of report circulated with agenda and appended to signed minutes).

The Applicant together with a friend were in attendance and, with the consent of the Chair, addressed the meeting.

RESOLVED that the application be granted.

REASON FOR THE DECISION

Having regard to the Home Office Guidelines the Sub-Committee was satisfied that the applicant was a fit and proper person to hold a Private Hire Driver's licence.

The Sub-Committee particularly took into account the applicant's changed personal circumstances, active involvement in community projects and the period that had elapsed since the single offence took place.