

WEST LINDSEY DISTRICT COUNCIL

MINUTES of a Meeting of the Taxi and General Licensing Sub-Committee held in the Council Chamber at the Guildhall, Marshall's Yard, Gainsborough on Tuesday 1 October 2013 at 10 am

Present: Councillor Owen Bierley (Chairman – in the Chair)
Councillor Lewis Strange (Vice-Chairman)

Councillor Jackie Brockway
Councillor David Cotton
Councillor Di Rodgers
Councillor Judy Rainsforth
Councillor Geoff Wiseman

In Attendance: Licensing Team Manager
Licensing Officer
Legal Adviser
Governance and Civic Officer

Also in Attendance: The Applicant in relation to report TGL.23 13/14
(present for minute 32 only)

Apologies: Councillor Burt Keimach
Councillor William Parry

Membership: No substitutions were given

27 MINUTES

- (a) Meeting of the Taxi and General Licensing Sub-Committee held on 8 August 2013

RESOLVED that the minutes of the meeting of the Taxi and General Licensing Sub-Committee held on 8 August 2013 be confirmed and signed as a correct record.

28 MEMBERS' DECLARATIONS OF INTEREST

There were no declarations of interest.

29 EXCLUSION OF PUBLIC AND PRESS

RESOLVED that under Section 100 (A)(4) of the Local Government Act 1972, the public and press 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 of the Local Government Act 1972 – Information relating to an individual.

30 COMBINED HACKNEY CARRIAGE / PRIVATE HIRE DRIVERS LICENCE (TGL.21 13/14)

The Sub-Committee was informed that the applicant had withdrawn his application.

31 COMBINED HACKNEY CARRIAGE / PRIVATE HIRE DRIVERS LICENCE (TGL.22 13/14)

The Sub-Committee was informed that the applicant had withdrawn his application.

32 COMBINED HACKNEY CARRIAGE / PRIVATE HIRE DRIVERS LICENCE (TGL.23 13/14)

The Chairman welcomed all present to the meeting and round the table introductions were made. The Principles of Natural Justice were followed. Confirmation was sought that the Applicant was aware that he could have been represented at the meeting, this was affirmed.

Members considered a report which detailed an application for the grant of a combined hackney carriage / private hire driver's licence for an Applicant who had convictions for various offences. The Sub-Committee were asked to determine whether or not the Applicant was a 'fit and proper' person to be issued a licence.

The Licensing and Support Team Leader presented the report, at the conclusion of which, both the Applicant and the Sub-Committee confirmed they had no questions to ask.

The Applicant presented his case and in doing so admitted that at the time of the offences he had been young and involved with the wrong crowd. He apologised for his past misdemeanours and said he wanted no pity. The Applicant said that he was now motivated to achieve something and wanted a better life for his partner and child. He was currently working and brought a reference from his employer.

The Sub-Committee posed a number of pertinent questions to the Applicant particularly in relation to the circumstances around his convictions. The

Applicant also confirmed that if his application was successful he would wish to locate to Gainsborough to ply his trade.

The Licensing and Support Team Leader and the Applicant were both provided with the opportunity to sum up their cases during which it was noted that there was no definition of “fit and proper persons”.

The Licensing and Support Team Leader, the Licensing Officer and the Applicant withdrew from the meeting whilst the Sub-Committee debated the matter. They were subsequently recalled to the meeting and informed of the decision and reasoning as follows: -

RESOLVED that the application be **GRANTED** as applied for:

**33 COMBINED HACKNEY CARRIAGE / PRIVATE HIRE DRIVERS LICENCE
(TGL.24 13/14)**

The Licensing and Support Team Leader advised the Committee that as the applicant had been unable to attend, it would be advisable to defer consideration of the application until a further meeting.

RESOLVED that application TGL.24 13/14 be deferred and considered at a future meeting.

The meeting closed at 12 pm

Chairman