

## WEST LINDSEY DISTRICT COUNCIL

MINUTES of the Meeting of the Regulatory Sub-Committee held in The Council Chamber - The Guildhall on 28 January 2019 commencing at 1.30 pm.

**Present:** Councillor Mrs Jessie Milne (Chairman)  
Councillor Paul Howitt-Cowan  
Councillor Mrs Angela Lawrence

**In Attendance:**  
Phil Hinch Licencing & Local Land Charges Manager  
Tracy Gavins Licensing Enforcement Officer.  
Kim Robertson Legal Advisor  
Ele Durrant Democratic and Civic Officer

**Also Present:** Licence Holder

### 1 TO ELECT A CHAIRMAN FOR THIS MEETING ONLY

**RESOLVED** that Councillor Milne be elected Chairman of the Regulatory Sub-Committee for this meeting only.

Councillor Milne took the Chair for the remainder of the meeting and round the table introductions were made.

### 2 MEMBERS DECLARATIONS OF INTEREST

There were no declarations of interest made at this point in the meeting.

### 3 PROCEDURE

The Chairman welcomed all present to the meeting. 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.

### 4 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.

## 5 REVIEW OF THE SUITABILITY OF THIS PERSON TO REMAIN A FIT AND PROPER DRIVER

Members considered a report on the suitability of a licensee to remain a fit and proper driver. The Licensing Manager highlighted the relevant sections of the report with regards to the reason for calling the meeting and brought Members' attention to the appendices. There were no questions from Members and so the Chairman invited the licence holder to present his response to the details of the report.

The licence holder addressed the Sub-Committee and explained the circumstances of the events detailed in the report. He assured Members there were no further issues. The Chairman questioned the licence holder in greater detail and sought clarification on some of the points he had raised.

With no further questions from the Sub-Committee, the Licensing Manager was requested to make any final comments. He reiterated the responsibility of the licence holder to uphold the code of conduct and highlighted that the Sub-Committee was asked to determine whether or not the licence holder was considered a 'fit and proper' person to continue to hold his licence. The Sub-Committee was aware that public safety was its paramount consideration.

The licence holder was then asked to make any final comments. He confirmed he had no further comment to make with regards to the details of the report.

The Chairman explained the Sub-Committee would leave the room to consider all information and to reach their decision.

**Note:** The meeting was adjourned at 1:58pm

**Note:** The meeting reconvened at 2:13pm

The Chairman confirmed the Sub-Committee had reached a decision and read aloud the decision notice. It was

**RESOLVED** that the licence holder be permitted to continue to hold a licence whilst receiving a strict warning regarding his future conduct and such a warning to remain on his record for a period of 12 months.

The meeting concluded at 2:15pm.

Chairman