

WEST LINDSEY DISTRICT COUNCIL

MINUTES of the Meeting of the Regulatory Sub-Committee held in the Virtual - MS Teams on 25 February 2021 commencing at 10.30 am.

Present: Councillor Mrs Angela Lawrence
Councillor Mrs Jessie Milne
Councillor Mrs Judy Rainsforth

Councillor David Cotton was present as a reserve for the entirety of the hearing.

In Attendance:
Tracy Gavins Licensing Enforcement Officer
Andy Gray Housing and Enforcement Manager
Kim Robertson Principal Solicitor, Legal Services Lincolnshire
James Welbourn Democratic and Civic Officer

Both applicants were present for their individual hearings.

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 APOLOGIES FOR ABSENCE.

There were no apologies for absence.

3 MEMBERS DECLARATIONS OF INTEREST.

Councillor Jessie Milne declared that she had, on one occasion used a taxi driven by the driver in the first case.

Councillor David Cotton declared that were either of these cases to go to appeal, he would not be able to sit on the appeal as a Justice of the Peace.

4 PROCEDURE.

The Chairman and the Legal Representative outlined the procedure for the hearing to those present.

Councillor David Cotton was present through the meeting as a reserve member.

5 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 item of business on the grounds that it involves 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.

6 'FIT AND PROPER' STATUS OF A LICENSED HACKNEY CARRIAGE/PRIVATE HIRE DRIVER - 1ST CASE

Members considered a case involving the 'fit and proper' status of a licensed Hackney Carriage/Private Hire Driver.

The Applicant was subsequently advised in writing that the Sub-Committee had

RESOLVED that having considered all of the representations and information before the Hearing and giving due weight to the evidence presented the Committee were unanimous in their decision that the Applicant received a strict warning, as outlined to the Applicant in his decision notice. It was their view that they should continue to hold a Hackney Carriage/Private Hire Drivers' Licence.

The Applicant has a right to appeal which must be made within 21 days of being notified of this decision, under the provisions of sections 52 and 59 of the Local Government (Miscellaneous Provisions) Act 1976.

7 'FIT AND PROPER' STATUS OF A LICENSED HACKNEY CARRIAGE/PRIVATE HIRE DRIVER - 2ND CASE

Members considered a case involving the 'fit and proper' status of a licensed Hackney Carriage/Private Hire Driver.

The Applicant was subsequently advised in writing that the Sub-Committee had

RESOLVED that having considered all of the representations and information before the Hearing and giving due weight to the evidence presented the Committee were unanimous in their decision that the Applicant received a strict warning, as outlined to the Applicant in his decision notice. It was their view that they should continue to hold a Hackney Carriage/Private Hire Drivers' Licence.

The Applicant has a right to appeal which must be made within 21 days of being notified of this decision, under the provisions of sections 52 and 59 of the Local Government (Miscellaneous Provisions) Act 1976.

The meeting concluded at 11.18 am.

Chairman