

BATH AND NORTH EAST SOMERSET COUNCIL

LICENSING SUB-COMMITTEE

Tuesday, 3rd February, 2015, 10.00 am

Councillors: Manda Rigby (Chair), Roger Symonds and Patrick Anketell-Jones

Officers in attendance: Carrie-Ann Evans (Senior Legal Adviser), Enfys Hughes, Alan Bartlett (Principal Public Protection Officer) and John Dowding (Senior Public Protection Officer)

124 EMERGENCY EVACUATION PROCEDURE

The Democratic Services Officer read out the procedure.

125 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

Apologies were received from Councillor Anthony Clarke, Councillor Patrick Anketell-Jones was his substitute.

126 DECLARATIONS OF INTEREST

There were none.

127 TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR

There was none.

128 MINUTES - 6TH JANUARY 2015

RESOLVED that the minutes of the meeting of 6th January 2015 be approved as a correct record and signed by the Chair.

129 EXCLUSION OF THE PUBLIC

RESOLVED that, the Sub-Committee having been satisfied that the public interest would be better served by not disclosing relevant information, in accordance with the provisions of section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business, because of the likely disclosure of exempt information as defined by paragraphs 1, 2 and 3 of Part 1 of Schedule 12A of the Act as amended.

130 HACKNEY CARRIAGE (TAXI) AND PRIVATE HIRE DRIVER APPLICATION PROCEDURE

The Chair drew attention to the procedure to be followed for the next item of business.

131 APPLICATION FOR HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE:- MR D W

The Sub-Committee considered the report which sought determination of an application by Mr DW for the grant of a combined Hackney Carriage/Private Hire Driver's licence.

Mr DW was present and confirmed he had read the procedure for the meeting.

The Senior Public Protection Officer presented the report and stated that as part of the application process a Disclosure and Barring Service check was undertaken, which had revealed two previous convictions. He circulated the Disclosure and Barring Service check and personal statement for Mr DW. With regard to the references for Mr DW all three had been received and were positive with no reservations. The applicant and Public Protection Officer withdrew from the meeting while Members took some time to consider these documents.

Mr DW put his case, explained the circumstances of the convictions which had occurred when he was younger. He said he had matured since that time, was a changed man with family and responsibilities and had worked for the bank for ten years. He went on to explain the reasons he wanted the licence. He was questioned and then made a closing statement.

Following an adjournment it was

RESOLVED that Mr DW be granted a combined Hackney Carriage/Private Hire Driver's licence subject to the standard terms and conditions.

Reasons for decision

Members have had to determine an application for a combined Hackney Carriage/Private Hire Driver's Licence. In doing so they took account of the Local Government (Miscellaneous Provisions) Act 1976, Human Rights Act 1998, case law and the Council's Policy.

In making a determination Members took account of the applicant's oral and written representations, his statement and balanced these against the information provided by the Disclosure and Barring Service.

The Senior Public Protection Officer indicated that Mr DW had provided three references in support of his application. Members noted that the Senior Public Protection Officer had read these references all of which were positive and expressed no reservations about Mr DW being granted a combined Hackney Carriage/Private Hire Driver's Licence.

Members noted that Mr DW's convictions were for relatively minor offences and that he has been conviction free for over 10 years.

Members felt the applicant presented himself honestly and objectively. Mr DW assured Members that he had learnt his lesson and no such incidents would happen again.

Members found Mr DW to be a fit and proper person.

The meeting ended at 10.25 am

Chair(person)

Date Confirmed and Signed

Prepared by Democratic Services