

## **BATH AND NORTH EAST SOMERSET COUNCIL**

### **LICENSING SUB-COMMITTEE**

Tuesday, 7th July, 2015, 10.00 am

**Councillors:** Paul Myers (Chair), Mark Shelford and Will Sandry

**Officers in attendance:** Carrie-Ann Evans (Senior Legal Adviser), Alan Bartlett (Public Protection Team Leader) and John Dowding (Senior Public Protection Officer)

#### **12 EMERGENCY EVACUATION PROCEDURE**

The Democratic Services Officer read out the procedure.

#### **13 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS**

There were none.

#### **14 DECLARATIONS OF INTEREST**

There were none.

#### **15 TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR**

There was none.

#### **16 MINUTES: 11 JUNE 2015**

These were approved as a correct record and signed by the Chair.

#### **17 LICENSING PROCEDURE**

The Chair drew attention to the procedure to be followed for the taxi application.

#### **18 EXCLUSION OF THE PUBLIC**

**RESOLVED** that 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(s) of business and the reporting of the meeting be prevented under Section 100A(5A) because of the likely disclosure of exempt information as defined in paragraphs 1 and 2 of Part 1 of Schedule 12A of the Act, as amended.

#### **19 APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE: MR AM**

The applicant confirmed that he understood the procedure to be followed for this hearing.

The Senior Public Protection Officer summarised his report and circulated to Members copies of a DBS certificate in respect of the applicant, a letter from the applicant and two references in support of the applicant. The Sub-Committee adjourned to allow Members time to consider these documents.

After the Sub-Committee reconvened, Mr M stated his case and was questioned by Members. Neither the Senior Public Protection Officer nor the applicant wished to make a closing statement.

Following an adjournment, the Sub-Committee **RESOLVED** that Mr M be granted a combined Hackney Carriage/Private Hire Driver's licence subject to the standard terms and conditions.

Reasons

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 representations, his letter in support of his application, references and balanced these against the information provided by the Disclosure and Barring Service.

Members noted that Mr M's convictions were for violence against the person however they were approximately 30 years' old and therefore outside of the Council's policy.

Members felt the applicant presented himself in an honest and straightforward way and had matured significantly since the incidents some 30 years ago. Members formed the view that if faced with a confrontational situation today, Mr M would behave in an appropriate way.

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

The meeting ended at 10.49 am

Chair(person) .....

Date Confirmed and Signed .....

**Prepared by Democratic Services**