



General Licensing and Registration Sub-Committee (3)

Date **Wednesday 3 April 2019**
Time **1.30 pm**
Venue **Committee Room 2 - County Hall, Durham**

Business

Part A

**Items during which the Press and Public are welcome to attend.
Members of the Public can ask questions with the Chairman's
agreement.**

1. Apologies for Absence
2. Substitute Members
3. Declarations of interest, if any.
4. Minutes of the special meeting held on 19 February and the meeting on 20 February 2019 (Pages 5 - 12)
5. Such other business as, in the opinion of the Chairman of the meeting, is of sufficient urgency to warrant consideration.
6. Any resolution relating to the exclusion of the public during the discussion of exempt information.

Part B

**Items during which it is considered the meeting will not be open to the
public (consideration of exempt or confidential information)**

7. Consideration of the Ongoing Suitability of a Hackney Carriage Vehicle Licence Holder (Pages 13 - 42)
8. Consideration of an Application to be licensed as a Private Hire Driver (Pages 43 - 72)
9. Consideration of an Application to be licensed as a Hackney Carriage Driver (Pages 73 - 102)
10. Such other business as, in the opinion of the Chairman of the meeting, is of sufficient urgency to warrant consideration.

Helen Lynch
Head of Legal and Democratic Services

County Hall
Durham
26 March 2019

To: **The Members of the General Licensing and Registration Sub-Committee (3)**

Councillor P Crathorne (Chairman)
Councillors A Batey, J Bell, J Maitland and I McLean

DURHAM COUNTY COUNCIL

At a Special Meeting of **General Licensing and Registration Sub-Committee (3)** held in Committee Room 2 - County Hall, Durham on **Tuesday 19 February 2019 at 10.00 am**

Present:

Councillor P Crathorne (Chairman)

Members of the Committee:

Councillors G Darkes, A Hopgood and L Kennedy

Also Present:

S Buston (Council's Solicitor)

H Johnson (Licensing Team Leader)

M Haigh (Licensing Enforcement Officer)

R Young (Licensing Enforcement Officer)

1 Apologies for Absence

There were no apologies for absence.

2 Substitute Members

There were no substitute members in attendance.

3 Declarations of Interest

There were no declarations of interest.

4 Exclusion of the Public

That under section 100 (A)4 of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that it involved the likely disclosure of exempt information as defined in paragraphs 3 and 5 of Schedule 12A to the said Act.

5 Consideration of the Ongoing Suitability of a Hackney Carriage and Private Hire Driver

The Chairman welcomed the Licence Holder to the meeting and introductions were made.

The Sub-Committee considered the report of the Corporate Director of Regeneration and Local Services that requested Members to consider and

determine the ongoing suitability of the Licence Holder to continue to be licensed as a Hackney Carriage and Private Hire Driver (for copy of report, see file of minutes).

The Licensing Team Leader presented the Licensing report. Members and the Licence Holder were given the opportunity to ask questions of the Officer.

The Licensing Enforcement Officer was in attendance and took Members through the Enforcement Report. Members and the Licence Holder were given the opportunity to ask questions of the Enforcement Officer.

A representative from Durham Constabulary was in attendance to provide Members with background information in respect of the matters detailed in the report.

The Licence Holder was invited to address the Sub-Committee and responded to questions from Members.

After Summing up, the Sub-Committee retired to deliberate the application in private at 10.15 am. After re-convening at 10.25 am the Chairman delivered the Sub-Committee's decision.

Resolved: That the Licence Holder be issued with a written warning for a 12 month period.

**M Haigh (Licensing Enforcement Officer) left the meeting
R Young (Licensing Enforcement Officer) joined the meeting**

6 Consideration of the Ongoing Suitability of a Hackney Carriage and Private Hire Driver, Private Hire Operator, Hackney Carriage and Private Hire Vehicle Licence Holder

The Chairman welcomed the Licence Holder to the meeting and introductions were made.

The Sub-Committee considered the report of the Corporate Director of Regeneration and Local Services that requested Members to consider and determine the ongoing suitability of the Licence Holder to continue to be licensed as a Hackney Carriage and Private Hire Driver, Private Hire Operator and Hackney Carriage and Private Hire Vehicle Licence Holder (for copy of report, see file of minutes).

The Licensing Team Leader presented the Licensing report. Members and the Licence Holder were given the opportunity to ask questions of the Officer.

The Licensing Enforcement Officer was in attendance and took Members through the Enforcement Report. Members and the Licence Holder were given the opportunity to ask questions of the Enforcement Officer.

A representative from Durham Constabulary was in attendance to provide Members with background information in respect of the matters detailed in the report.

The Licence Holder was invited to address the Sub-Committee and responded to questions from Members.

After Summing up, the Sub-Committee retired to deliberate the application in private at 11.00 am. After re-convening at 11.05 am the Chairman delivered the Sub-Committee's decision.

Resolved: That the Licence Holder be issued with a written warning for a 12 month period.

Councillor Hopgood left the meeting and Councillor Kennedy joined the meeting

7 Consideration of the Ongoing Suitability of a Hackney Carriage Driver

The Chairman welcomed the Licence Holder to the meeting and introductions were made.

The Sub-Committee considered the report of the Corporate Director of Regeneration and Local Services that requested Members to consider and determine the ongoing suitability of the Licence Holder to continue to be licensed as a Hackney Carriage Driver (for copy of report, see file of minutes).

The Licensing Team Leader presented the Licensing report. Members and the Licence Holder were given the opportunity to ask questions of the Officer.

The Licensing Enforcement Officer was in attendance and took Members through the Enforcement Report. Members and the Licence Holder were given the opportunity to ask questions of the Enforcement Officer.

A representative from Durham Constabulary was in attendance to provide Members with background information in respect of the matters detailed in the report.

The Licence Holder was invited to address the Sub-Committee and responded to questions from Members.

After Summing up, the Sub-Committee retired to deliberate the application in private at 11.25 am. After re-convening at 11.30 am the Chairman delivered the Sub-Committee's decision.

Resolved: That the Licence Holder be issued with a written warning for a 12 month period.

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DURHAM COUNTY COUNCIL

At a Meeting of **General Licensing and Registration Sub-Committee (3)** held in Committee Room 2 - County Hall, Durham on **Wednesday 20 February 2019 at 1.30 pm**

Present:

Councillor P Crathorne (Chair)

Members of the Committee:

Councillors M Clarke, A Willis and D Wood

1 Apologies for Absence

Apologies for absence were received from Councillor Batey.

2 Substitute Members

There were no substitute Members in attendance.

3 Declarations of interest

There were no declarations of interest.

4 Minutes

The minutes of the meeting held on 9 January 2019 were agreed as a correct record and signed by the Chairman.

5 Any resolution relating to the exclusion of the public during the discussion of exempt information

That under section 100 (A)4 of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that it involved the likely disclosure of exempt information as defined in paragraphs 3 and 5 of Schedule 12A to the said Act.

6 Application for the ongoing suitability of a Hackney Carriage and Private Hire Driver

The Chairman welcomed the Licence Holder, his representative, and his supporter to the meeting and introductions took place.

The Committee considered a report of the Corporate Director of Adult Services to determine the ongoing suitability of a Hackney Carriage and Private Hire Driver (for copy see file of minutes).

The Licensing Team Leader presented the report and the Licensing Enforcement Team Leader presented the Licensing Enforcement Team Report. Members and Officers were given the opportunity to ask questions following both presentations, as well as the Licence Holder and his representative.

The Licensing Team Leader confirmed that Durham Constabulary had nothing to add with regards to matters outlined in the report.

The Licence Holder and his representative were invited to address the Sub-Committee and the Licence Holder responded to questions from Members and Officers.

At 14.45 p.m. the Sub-Committee retired to deliberate the application in private and at 15.05 p.m. the Chairman delivered the decision.

Resolved:

That the Licence Holder be subject to a written warning for a period of three months.

7 Application for the ongoing suitability of a Hackney Carriage and Private Hire Driver

The Chairman welcomed the Licence Holder to the meeting and introductions took place.

The Committee considered a report of the Corporate Director of Adult Services to determine the ongoing suitability of a Hackney Carriage and Private Hire Driver (for copy see file of minutes).

The Licensing Team Leader presented the report and the Licensing Enforcement Team Leader presented the Licensing Enforcement Team Report. Members and Officers were given the opportunity to ask questions following both presentations, as well as the Licence Holder.

The Licensing Team Leader confirmed that Durham Constabulary had nothing to add with regards to matters outlined in the report.

The Licence Holder was invited to address the Sub-Committee and he responded to questions from Members and Officers.

At 15.25 p.m. the Sub-Committee retired to deliberate the application in private and at 15.40 p.m. the Chairman delivered the decision.

Resolved:

That the Licence be suspended for a period of four months.

8 Application for the grant of a Hackney Carriage Driver Licence

The Chairman welcomed the Applicant and his supporter to the meeting and introductions took place.

The Committee considered a report of the Corporate Director of Adult Services with regards to an application for the grant of a Hackney Carriage Driver Licence (for copy see file of minutes).

The Licensing Team Leader presented the report and the Licensing Enforcement Team Leader presented the Licensing Enforcement Team Report. Members and Officers were given the opportunity to ask questions following both presentations, as well as the Applicant.

The Licensing Team Leader confirmed that Durham Constabulary had nothing to add with regards to matters outlined in the report.

The Applicant was invited to address the Sub-Committee and he responded to questions from Members and Officers.

The Applicants supporter addressed the Sub-Committee in support of the application.

At 16.10 p.m. the Sub-Committee retired to deliberate the application in private and at 16.15 p.m. the Chairman delivered the decision.

Resolved:

That the Hackney Carriage Driver Licence be granted as the Applicant was deemed to be a fit and proper person.

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By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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