



**Area General Licensing and Registration Sub-Committee
(Central and East Durham)**

Date **Wednesday 16 February 2011**
Time **10.00 am**
Venue **Council Chamber, Council Offices, Chester-le-Street**

Business

Part A

1. Declarations of Interest (if any).
2. Minutes of the meetings held on 8 December 2010 and 5 January 2011. (copy attached). (Pages 1 - 6)
3. Such other business as, in the opinion of the Chairman of the meeting, is of sufficient urgency to warrant consideration.
4. Any resolution relating to the exclusion of the public during the discussion of items containing 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)

5. Hackney Carriage Driver Licence (copy attached). (Pages 7 - 8)
6. Such other business as, in the opinion of the Chairman of the meeting, is of sufficient urgency to warrant consideration.

Colette Longbottom
Head of Legal and Democratic Services

County Hall
Durham

8 February 2011

To: **The Members of the Area General Licensing and Registration
Sub-Committee (Central and East Durham)**

Councillor C Carr (Chair)

Councillors B Arthur, D Boyes, P Gittins, R Liddle, M Plews, D Stoker
and R Todd

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DURHAM COUNTY COUNCIL

**AREA GENERAL LICENSING AND REGISTRATION SUB COMMITTEE
(CENTRAL AND EAST DURHAM)**

**AT A MEETING of the AREA GENERAL LICENSING AND REGISTRATION
SUB COMMITTEE (CENTRAL AND EAST DURHAM) held at COUNTY
HALL on WEDNESDAY 8 DECEMBER 2010 at 2.00 PM**

PRESENT

COUNCILLOR C CARR in the Chair

Members of the Committee:

Councillors B Arthur, D Boyes, R Little, M Plews, D Stoker, L Thomson
(Substitute for P Gittins) and R Todd.

Other Members

Councillors J Blakey and J Shield.

Apologies for absence were received from Councillor P Gittins.

Officers attending

Richard Langdon (Solicitor), Jane Kevan (Licensing Team Leader), Ann
Armitage (Licensing Enforcement Officer), Paula Nicholson (Committee
Services Officer).

Others attending

Sgt Tim Robson (Durham Constabulary)

A1 Declarations of Interest

Councillor B Arthur declared an interest in Agenda Item No. 4 and Councillor
L Thomson declared an interest in Agenda Item No. 6.

A2 Such Other Business

The Chair asked whether there was any other business to be considered
during the public part of the meeting. No additional items or matters were
raised.

A3 Exclusion of the Public

Resolved:

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 involves the likely disclosure of exempt information as defined in Paragraphs 3 and 5 of Schedule 12A to the said Act.

With the agreement of the Sub-Committee the order of business on the agenda was amended and Agenda Item No.5 was considered before Agenda Item No. 4.

Councillors R Liddle and J Shiel took no part in considering the following items.

B4 Hackney Carriage Driver Licence – Report of the Director of Neighbourhood Services

The Chair welcomed the Licence Holder and his representative to the meeting and introductions were made.

Consideration was given to the Report of the Director of Neighbourhood Services in respect of any action necessary regarding the Applicant's Hackney Carriage Driver Licence.

The Licence Holder presented his case and responded to questions from Members of the Sub-Committee.

Members of the Sub-Committee left to deliberate in private at 2.30 pm.

After reconvening at 2.50 pm, the Chair delivered the Sub-Committee's decision.

Resolved: That the Licence Holder's Hackney Carriage Drivers Licence be suspended for a period of six months and the Sub-Committee recommend that he undertake some form of anger management training.

B5 Hackney Carriage Driver Licence - Report of the Director of Neighbourhood Services

The Licence Holder's Barrister was in attendance at the Meeting but unfortunately the Licence Holder was unable to attend as he was not aware that the meeting was taking place.

The Barrister asked that consideration of the application be adjourned.

Resolved: That the application be considered at a future meeting of the Area General Licensing and Registration Sub-Committee.

Councillor L Thomson left the meeting and Councillor R Liddle joined the Meeting.

B6 Hackney Carriage Driver Licence – Report of the Director of Neighbourhood Services

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

Consideration was given to the Report of the Director of Neighbourhood Services in respect of any action necessary regarding the Applicant's Hackney Carriage Driver Licence.

The Licence Holder presented her case and responded to questions from Members of the Sub-Committee.

Members of the Sub-Committee left to deliberate in private at 3.30 pm.

After reconvening at 3.45 pm, the Chair delivered the Sub-Committee's decision.

Resolved:

1. That the Licence Holder be issued with a warning and if any further complaints were received she may be required to attend before the Sub-Committee.
2. That the Licence Holder's employer be advised in writing that the Sub-Committee were concerned that smoking was taking place in the vehicle.
3. The Sub-Committee advised the Licence Holder to undertake some form of customer training.
4. That the Council's legal adviser write to the Licence Holder's Employer, North East Taxis and the Station Manager expressing concerns.

Councillor J Shiel left the meeting.

B7 Private Hire Driver Licence – Report of the Director of Neighbourhood Services

The Chair welcomed the Licence Holder and his wife to the meeting and introductions were made.

Consideration was given to the Report of the Director of Neighbourhood Services in respect of any action necessary regarding the Applicant's Private Hire Driver Licence.

The Licence Holder presented his case and responded to questions from Members of the Sub-Committee.

Members of the Sub-Committee left to deliberate in private at 4.00 pm.

After reconvening at 4.25 pm, the Chair delivered the Sub-Committee's decision.

Resolved:

That the Licence Holder be issued with a written warning for a 12 month period and any further problems he be immediately up in front of the Sub-Committee.

DURHAM COUNTY COUNCIL

**AREA GENERAL LICENSING AND REGISTRATION SUB COMMITTEE
(CENTRAL AND EAST DURHAM)**

AT A MEETING of the **AREA GENERAL LICENSING AND REGISTRATION SUB COMMITTEE (CENTRAL AND EAST DURHAM)** held at **CIVIC CENTRE, CHESTER-LE-STREET** on **WEDNESDAY 5 JANUARY 2011** at **10.00 am.**

PRESENT

COUNCILLOR C CARR in the Chair

Members of the Committee:

Councillors J Blakey (Substitute for B Arthur), D Boyes, P Gittins, M Plews, D Stoker and R Todd.

Apologies for absence were received from Councillors B Arthur and R Liddle.

Officers attending

Clare Greenlay (Principal Litigation Solicitor), Jane Kevan (Licensing Team Leader), Paula Nicholson (Committee Services Officer).

A1 Declarations of Interest

There were no declarations of interest.

A2 Minutes of the Meeting held on 17 November 2010

The Minutes of the Meeting held on 17 November 2010 were confirmed by the Sub-Committee as a correct record and were signed by the Chairman.

A3 Such Other Business

The Chair asked whether there was any other business to be considered during the public part of the meeting. No additional items or matters were raised.

A4 Exclusion of the Public

Resolved:

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 involves the likely disclosure of exempt

information as defined in Paragraphs 3 and 5 of Schedule 12A to the said Act.

B5 Hackney Carriage Driver Licence – Report of the Director of Neighbourhood Services

The Chair welcomed the Licence Holder and his Barrister to the meeting and introductions were made.

Consideration was given to the Report of the Director of Neighbourhood Services in respect of any action necessary regarding the Applicant's Hackney Carriage Driver Licence.

The Licence Holder presented his case and responded to questions from Members of the Sub-Committee.

Members of the Sub-Committee left to deliberate in private at 10.45 am.

After reconvening at 11.50 am, the Chair delivered the Sub-Committee's decision.

Resolved: That the Licence Holder's Hackney Carriage Driver Licence be suspended for a period of 4 months, to allow the Licence Holder to resolve issues in relation to the vehicle.

By virtue of paragraph(s) 3, 5 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Agenda Item 5

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