



General Licensing and Registration Sub-Committee (2)

Date **Wednesday 6 October 2021**

Time **9.30 am**

Venue **Committee Room 2, County Hall, Durham**

Business

Part A

Items which are open to the Press and Public

1. Apologies for Absence
2. Substitutes
3. Declarations of Interest (if any)
4. Minutes of the meetings held on 22 July 2021 (Pages 3 - 6)
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 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)

7. Consideration of the Ongoing Suitability of a Hackney Carriage and Private Hire Driver (Pages 7 - 30)
8. Consideration of the Ongoing Suitability of a Hackney Carriage and Private Hire Driver (Pages 31 - 56)
9. 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
28 September 2021

To: **The Members of the General Licensing and Registration
Sub-Committee (2)**

Councillor L Brown (Chair)

Councillors G Hutchinson, L Mavin, D Stoker and A Watson

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DURHAM COUNTY COUNCIL

At a Meeting of **General Licensing and Registration Sub-Committee (2)**
held in Committee Room 2, County Hall, Durham on **Thursday 22 July 2021**
at **11.00 am**

Present:

Councillor L Brown (Chair)

Members of the Committee:

Councillors C Hunt and D Stoker

Also Present:

S Buston (Council's Solicitor)

N Anderson (Licensing Enforcement Officer)

1 Apologies for Absence

There were no apologies for absence.

2 Substitutes

There were no substitute Members.

3 Minutes

The minutes of the meeting held on 8 June 2021 were confirmed as a correct record and signed by the Chair.

4 Declarations of Interest

There were no declarations of interest.

5 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 items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 1,2,3 and 5 of Schedule 12A of the Act.

6 Consideration of the Ongoing Suitability of a Private Hire Driver

That consideration of the item be deferred until a future meeting of the Sub-Committee.

7 Consideration of the Ongoing Suitability of a Hackney Carriage Driver

The Chair welcomed everyone to the meeting and introductions were made.

The Licence Holder was not in attendance at the meeting.

Members asked for clarification as to the steps taken to ensure the Licence Holder was aware of the hearing. After receiving confirmation that reasonable steps had been taken to contact the Licence Holder, Members discussed whether they should proceed in the absence of the Licence Holder and agreed to proceed in his absence.

The Sub-Committee considered the report of the Corporate Director of Regeneration and Local Services that asked Members to consider 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 Enforcement Officer presented the report and Members were given the opportunity to ask questions of the Officer.

After Summing up, the Sub-Committee retired to deliberate the application in private at 11.10 am. After re-convening at 11.25 am, the Chair delivered the Sub-Committee's decision.

Resolved: That the Licence Holder's Hackney Carriage Driver Licence be revoked with immediate effect

DURHAM COUNTY COUNCIL

At a Meeting of **General Licensing and Registration Sub-Committee (2)** held in Council Chamber, County Hall, Durham on **Thursday 22 July 2021 at 1.30 pm**

Present:

Councillor L Brown (Chair)

Members of the Committee:

Councillors B Coult, C Hunt and D Stoker

1 Apologies for Absence

There were no apologies for absence.

2 Substitutes

There were no substitute Members.

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 involves the likely disclosure of exempt information as defined in paragraphs 1,2,3 and 5 of Schedule 12A of the Act.

5 Consideration of the Ongoing Suitability of a Hackney Carriage Driver

Members noted that the Licence Holder was not present and that consideration of this matter had been adjourned previously on 8 June 2021. The Licensing Enforcement Officer reported that the Licence Holder had advised that he would not be in attendance but had confirmed that the hearing could proceed in his absence. The reasons for his non-attendance were provided.

Having heard the information from the Licensing Enforcement Officer Members considered whether to proceed in the Licence Holder's absence. The Sub-Committee considered the position of the Licence Holder as explained by the Officer, and noted that the Licence Holder had confirmed that the hearing could go ahead in his absence. Members therefore agreed that the hearing should proceed.

The Licensing Enforcement Officer presented the report and responded to questions.

At 1.40pm Officers left the meeting to allow Members to deliberate in private.

After re-convening at 2.10pm the Chair delivered the Sub-Committee's decision.

Resolved:

That the Licence Holder's Hackney Carriage Driver Licence be revoked with immediate effect.

By virtue of paragraph(s) 1, 2, 3, 5 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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