



## **General Licensing and Registration Sub-Committee (2)**

**Date**        **Wednesday 16 April 2014**  
**Time**        **2.00 pm**  
**Venue**       **Council Chamber, County Hall, Durham**

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### **Business**

#### **Part A**

1. Apologies for Absence.
2. Substitutes.
3. Minutes of the meeting held on 5 and 10 March 2014. (Pages 1 - 6)
4. Declarations of Interest (if any).
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. Application for the Ongoing Suitability of a Hackney Carriage and Private Hire Driver. (Pages 7 - 20)
8. Application for the Grant of a Hackney Carriage Driver Licence. (Pages 21 - 42)
9. Application for the Ongoing Suitability of a Hackney Carriage Driver. (Pages 43 - 58)
10. 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 April 2014

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

Councillors E Bell, C Carr, P Crathorne, I Geldard and D Stoker

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**Contact: Paula Nicholson**

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**DURHAM COUNTY COUNCIL**

At a Meeting of **General Licensing and Registration Sub-Committee (2)** held in Council Chamber, County Hall, Durham on **Wednesday 5 March 2014 at 10.00 am**

**Present:**

**Councillor C Carr (Chairman)**

**Members of the Committee:**

Councillors J Bell, P Crathorne, O Gunn and A Surtees

**Also Present:**

H Johnson (Licensing Team Leader), G Proud (Legal Officer), G Keay (Licensing Team Leader), S Bassi (Licensing Enforcement Officer) and PCSO M Haigh (Durham Constabulary)

**1 Apologies for Absence**

Apologies for absence had been received from Councillors E Bell and T Nearney.

**2 Substitutes**

Councillor J Bell substituted for Councillor E Bell and Councillor O Gunn substituted for Councillor T Nearney.

**3 Minutes**

The minutes of the meeting held on 22 January 2014 were confirmed as a correct record and signed by the Chairman.

**4 Declarations of Interest**

Councillor C Carr indicated that he was the Chairman when the Licence Holder previously attended the Licensing Committee but this would not affect his judgement in any way.

**5 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 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 the Local Government Act 1972.

## **6 Application for the Ongoing Suitability of a Hackney Carriage Driver**

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

Consideration was given to the report of the Corporate Director, Neighbourhood Services which requested the Sub-Committee to consider and determine the suitability of the Licence Holder to continue to be licensed as a Hackney Carriage Driver (for copy see file of minutes).

The Licensing Enforcement Team were in attendance to present their case and respond to questions from members of the Sub-Committee. The Licensing Enforcement Team showed the Sub-Committee a DVD which was footage of one of the incidents.

Durham Constabulary provided background information in respect of the matters detailed in the report and indicated that they did not consider the Licence Holder to be a fit and proper person to hold a Hackney Carriage Driver Licence.

Members were advised that a page had been omitted from the report.

The meeting adjourned at 10.50 am to allow all parties to receive and digest the information. The meeting re-convened at 10.55 am.

The Licence Holder then addressed the Sub-Committee and responded to questions from Members of the Sub-Committee. The Licence Holder showed Members of the Sub-Committee footage which he had recorded of incidents involving taxis in Durham City.

The Sub-Committee retired to deliberate the application in private at 11.30 am. After reconvening at 11.55 am, the Chair delivered the Sub-Committee's decision.

### **Resolved:**

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

## **DURHAM COUNTY COUNCIL**

At a Meeting of **General Licensing and Registration Sub-Committee (2)** held in Council Chamber, County Hall, Durham on **Monday 10 March 2014 at 1.30 pm**

### **Present:**

**Councillor C Carr (Chairman)**

### **Members of the Committee:**

Councillors J Blakey, P Crathorne, C Hampson and D Stoker

### **Also Present:**

H Johnson – Licensing Team Leader  
C Greenlay – Principal Solicitor (Litigation)  
Sgt A Henderson – Durham Constabulary

#### **1 Apology for Absence**

An apology for absence was received from Councillor K Hopper.

#### **2 Substitutes**

Councillor J Blakey substituting for Councillor K Hopper.

#### **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 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 the Local Government Act 1972.

#### **5 Application for a Collector's Licence under the Scrap Metal Dealers Act 2013**

The Chairman advised that the application had been considered at the meeting held at 10am the same day and was therefore withdrawn.

At this point the Chairman advised that consideration could be given to the following application.

**6 Application for a Collectors Licence under the Scrap Metal Dealers Act 2013**

Consideration was given to the report of the Corporate Director, Neighbourhood Services which requested the Sub-Committee to consider an application for a Collector's Licence under the Scrap Metal Dealers Act 2013 (for copy see file of Minutes).

The Chairman invited Durham Constabulary to address the Sub-Committee and outline the reasons for their objection to the application.

Following questions by the Applicant's representative of Durham Constabulary and the Licensing Officer, the Applicant and his representative were invited to address the Sub-Committee. They then responded to questions from Members.

The Sub-Committee retired to deliberate the application in private at 2.20pm. After re-convening at 2.35pm the Chairman delivered the Sub-Committee's decision.

**Resolved:**

That the application be granted as the Applicant was deemed to be a suitable person to hold a Collector's Licence under the Scrap Metal Dealers Act 2013.

**7 Application for a Collector's Licence under the Scrap Metal Dealers Act 2013**

Consideration was given to the report of the Corporate Director, Neighbourhood Services which requested the Sub-Committee to consider an application for a Collector's Licence under the Scrap Metal Dealers Act 2013 (for copy see file of Minutes).

The Chairman invited Durham Constabulary to address the Sub-Committee and outline the reasons for their objection to the application.

The Applicant was then invited to present his case and responded to questions from Members.

The Sub-Committee retired to deliberate the application in private at 2.55pm. After re-convening at 3.00pm the Chairman delivered the Sub-Committee's decision.

**Resolved:**

That the application be granted as the Applicant was deemed to be a suitable person to hold a Collector's Licence under the Scrap Metal Dealers Act 2013.

The Chairman agreed that consideration be given to the following application not included on the Agenda.

**8 Application for a Collector's Licence under the Scrap Metal Dealers Act 2013**

Consideration was given to the report of the Corporate Director, Neighbourhood Services which requested the Sub-Committee to consider an application for a Collector's Licence under the Scrap Metal Dealers Act 2013 (for copy see file of Minutes).

The Chairman noted that the Applicant had indicated that he would be represented at the hearing. The Applicant confirmed that he was happy to proceed without his representative being in attendance.

The Chairman invited Durham Constabulary to address the Sub-Committee and outline the reasons for their objection to the application.

The Applicant was then invited to present his case and responded to questions from Members.

The Sub-Committee retired to deliberate the application in private at 3.30pm. After re-convening at 3.36pm the Chairman delivered the Sub-Committee's decision.

**Resolved:**

That the application be granted as the Applicant was deemed to be a suitable person to hold a Collector's Licence under the Scrap Metal Dealers Act 2013.

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

## **Agenda Item 7**

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