

## **DURHAM COUNTY COUNCIL**

At a Meeting of **General Licensing and Registration Sub-Committee (1)** held in Committee Room 2, County Hall, Durham on **Wednesday 21 June 2017 at 1.30 pm**

### **Present:**

**Councillor L Marshall (Chairman)**

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

Councillors M Clarke, A Reed, A Surtees and A Willis

### **Also Present:**

S Grigor (Legal Officer)  
H Johnson (Licensing Team Leader)  
M Haigh (Licensing Enforcement Officer)  
N Anderson (Licensing Enforcement Officer)  
T Todd (Sustainable Transport)

#### **1 Apologies for Absence**

There were no apologies for absence.

#### **2 Substitutes**

There were no substitutes.

#### **3 Minutes**

The minutes of the meetings held on 4 and 5 April 2017 were confirmed as a correct record and signed by the Chairman.

#### **4 Declarations of Interest**

There were no declarations of interest.

#### **5 Exclusion of the Public**

That under Section 100(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 to the said Act.

**6 Application for the Ongoing Suitability of a Hackney Carriage and Private Hire Driver**

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

Consideration was given to the report of the Corporate Director of Adult and Health 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 and Private Hire Driver (for copy of report, see file of minutes).

Durham Constabulary were unable to attend the meeting but had provided a statement that confirmed that the Licence Holder had no previous convictions and that the motoring offence were as outlined in the report.

The Licensing Enforcement Officer was in attendance and outlined the Enforcement report. Members and the Licence Holder were given the opportunity to ask questions.

All parties were invited to sum up then the Sub-Committee retired to deliberate the application in private at 1.45 pm. After reconvening at 2.00 pm the Chairman delivered the Sub-Committee's decision.

**Resolved:** That the Licence Holder be issued with a 3 month suspension with immediate effect.

**Mrs N Anderson (Licensing Enforcement Officer) and Mr T Todd (Sustainable Transport Officer) Joined the Meeting**

**7 Application for the Ongoing Suitability of a Hackney Carriage and Private Hire Driver**

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

Consideration was given to the report of the Corporate Director of Adult and Health 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 and Private Hire Driver (for copy of report, see file of minutes).

The Licensing Team Leader advised Members that there was a further option available that was to adjourn consideration of the item pending the outcome of the court case.

Durham Constabulary were unable to attend the meeting but had provided a statement that confirmed that the Licence Holder had no previous convictions or motoring offences.

The Licensing Enforcement Officers and Sustainable Transport were in attendance to outline the Enforcement report. Members and the Licence Holder were given the opportunity to ask questions of the Officers.

All parties were invited to sum up then the Sub-Committee retired to deliberate the application in private at 2.50 pm. After reconvening at 3.00 pm the Chairman delivered the Sub-Committee's decision.

**Resolved:** That the Licence Holder's Hackney Carriage and Private Hire Driver Licence be revoked with immediate effect.

### **Councillor A Reed left the meeting**

#### **8 Application for the Ongoing Suitability of a Hackney Carriage and Private Hire Driver**

Consideration was given to the report of the Corporate Director of Adult and Health 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 and Private Hire Driver (for copy of report, see file of minutes).

Durham Constabulary were unable to attend the meeting but had provided a statement containing any information held on their records and Police National Computer.

The Licensing Enforcement Officers and Sustainable Transport were in attendance to outline the Enforcement report. Members and the Licence Holder were given the opportunity to ask questions of the Officers.

All parties were invited to sum up then the Sub-Committee retired to deliberate the application in private at 3.25 pm. After reconvening at 3.45 pm the Chairman sought clarification on some issues from the Solicitor and Licensing Team Leader before delivering the Sub-Committee's decision.

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