

## **DURHAM COUNTY COUNCIL**

At a Meeting of **General Licensing and Registration Sub-Committee (2)** held in Council Chamber, County Hall, Durham on **Wednesday 5 October 2016 at 10.00 am**

### **Present:**

**Councillor C Carr (Chairman)**

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

Councillors D Bell, D Hicks, A Surtees and A Willis

### **Also Present:**

K Coulson-Patel – Legal Officer

M Hamilton – Legal Officer

H Johnson – Licensing Team Leader

R Young – Licensing Enforcement Officer

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 meetings held on 19, 20 and 22 July 2016 were agreed as a correct record and were signed by the Chairman.

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

There were no declarations of interest.

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

#### **Resolved:**

That under Section 100A(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 Driver**

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

Consideration was given to the report of the Licensing Team Leader which requested the Sub-Committee to consider and determine the ongoing suitability of the Licence Holder to be licensed as a Hackney Carriage Driver (for copy see file of Minutes).

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

On behalf of the Police the Licensing Team Leader read out a statement which provided Members with background information in respect of the matter referred to in the report.

The Licence Holder addressed the Sub-Committee and responded to questions.

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

### **Resolved:**

That the Licence Holder be issued with a written warning for a 3 month period.

As the Licence Holder at Agenda item numbered 8 was not in attendance the order of business was amended to consider item numbered 9 on the Agenda first to allow time for the Licence Holder to arrive.

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

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

Consideration was given to the report of the report of the Licensing Team Leader 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).

Members were informed that the Licence Holder had provided six character references, three of which had been verified.

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

On behalf of the Police the Licensing Team Leader read out a statement which provided Members with background information in respect of the incident referred to in the report, and details of other offences.

The Licence Holder and his representative addressed the Sub-Committee and responded to questions.

The Sub-Committee retired to deliberate the application in private at 11.45am. After re-convening at 12 noon the Chairman delivered the Sub-Committee's decision.

**Resolved:**

That the Licence Holder's Hackney Carriage Driver Licence be revoked as he was not considered to be a fit and proper person.

**8 Application for the Ongoing Suitability of a Hackney Carriage Driver**

Members agreed to consider the application in the absence of the Licence Holder after a number of attempts to contact him prior to the meeting.

Consideration was given to the report of the Licensing Team Leader which requested the Sub-Committee to consider and determine the ongoing suitability of the Licence Holder to continue to be licensed as a Hackney Carriage Driver (for copy see file of Minutes).

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

On behalf of the Police the Licensing Team Leader read out a statement which provided Members with background information in respect of the matters referred to in the report, and details of other offences.

The Sub-Committee retired to deliberate the application in private at 12.10pm. After re-convening at 12.20pm the Chairman delivered the Sub-Committee's decision.

**Resolved:**

That the Licence Holder's Hackney Carriage Driver Licence be suspended for a period of 2 months.