

DURHAM COUNTY COUNCIL

At a Meeting of **General Licensing and Registration Sub-Committee (2)** held in Council Chamber, County Hall, Durham on **Wednesday 26 April 2017 at 10.00 am**

Present:

Councillor C Carr (Chairman)

Members of the Committee:

Councillors D Boyes, D Hicks and A Willis

Also Present:

S Buston (Council's Solicitor)

G Keay (Licensing Team Leader)

N Stoker (Licensing Enforcement Officer)

N Anderson (Licensing Enforcement Officer)

M Haigh (Licensing Enforcement Officer)

1 Apologies for Absence

Apologies for absence had been received from Councillor Maitland.

2 Substitutes

There were no substitute members.

3 Minutes

The Minutes of the meeting held on 15 March 2017 were confirmed as a correct record and were signed by the Chairman.

4 Declarations of Interest

Councillor Boyes declared an interest in Agenda Item No. 9 and withdrew from the meeting during consideration thereof.

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 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.

The Committee considered the report of the Corporate Director Adults and Health Services which requested Members to determine 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 enforcement report. Members and the Licence Holder were given the opportunity to ask questions of the Officer.

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 Licence Holder was invited to address the Sub-Committee and respond to questions.

All parties were invited to sum up then the Sub-Committee retired to deliberate the application in private at 11.25 am. After re-convening at 11.35 am the Chairman delivered the Sub-Committee's decision.

Resolved: That the Licence Holder be issued with a 12 month written warning and a suspended suspension for 2 months.

M Haigh (Licensing Enforcement Officer) and N Stoker (Licensing Enforcement Officer) left the meeting

N Anderson (Licensing Enforcement Officer) joined the meeting

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

The application had been withdrawn as the Licence Holder had surrendered his Hackney Carriage and Private Hire Driver Licence.

Councillor Boyes withdrew from the meeting during consideration of the following item

8 Application for the Ongoing Suitability of a Hackney Carriage Driver

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

The Committee considered the report of the Corporate Director Adults and Health Services which requested Members to determine 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 Licence Holder's Solicitor had provided additional information and character references, copies of which had been circulated to Members at the meeting.

The Licensing Enforcement Officer presented the enforcement report. Members and the Licence Holder were given the opportunity to ask questions of the Officer.

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 Licence Holder and his Solicitor were invited to address the Sub-Committee and respond to questions.

The Chairman sought clarification if the character references had been verified. Members were advised that only one character had been verified.

All parties were invited to sum up then the Sub-Committee retired to deliberate the application in private at 12.10 pm. After re-convening at 12.15 pm the Chairman delivered the Sub-Committee's decision.

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

N Anderson (Licensing Enforcement Officer) left the meeting

Councillor Boyes joined the meeting

9 Application for the Ongoing Suitability of a Hackney Carriage Driver

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

The Committee considered the report of the Corporate Director Adults and Health Services which requested Members to determine 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 Team Leader presented the enforcement report. Members and the Licence Holder were given the opportunity to ask questions of the Officer.

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 Licence Holder was invited to address the Sub-Committee and respond to questions.

All parties were invited to sum up then the Sub-Committee retired to deliberate the application in private at 12.45 am. After re-convening at 12.50 am the Chairman delivered the Sub-Committee's decision.

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