

DURHAM COUNTY COUNCIL

At a Meeting of **General Licensing and Registration Sub-Committee (2)** held in Committee Room 2, County Hall, Durham on **Wednesday 24 January 2018 at 1.30 pm**

Present:

Councillor C Carr (Chairman)

Members of the Committee:

Councillors J Bell, J Maitland, A Reed and D Stoker

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 6 December 2017 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

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 paragraph 1, 2, 3 and 5 of Schedule 12A of the 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 Sub-Committee considered the report of the Corporate Director of Adult 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 see file of Minutes).

The Licensing Enforcement Team Leader presented the report on behalf of the Licensing Team and Members and the Licence Holder were given the opportunity to ask questions of the Officer.

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

A representative from Durham Constabulary was in attendance and provided background information in respect of the motoring offences listed in the report. The Officer responded to questions.

The Licence Holder was then invited to address the Sub-Committee and responded to questions from Members.

All parties were invited to sum up and the Sub-Committee retired to deliberate the application in private at 1.55pm. After re-convening at 2.10pm the Chairman delivered the Sub-Committee's decision.

Resolved:

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

7 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.

The Sub-Committee considered the report of the Corporate Director of Adult and Health Services which requested Members to determine the ongoing suitability of the Licence Holder to continue to be licensed as a Hackney Carriage and Private Hire Driver (for copy see file of Minutes).

The Licensing Enforcement Team Leader presented the report on behalf of the Licensing Team and Members and the Licence Holder were given the opportunity to ask questions of the Officer.

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

The representative from Durham Constabulary confirmed the previous convictions of the Licence Holder as detailed in the report and advised of a further driving offence. The Officer responded to questions.

The Licence Holder was then invited to address the Sub-Committee and responded to questions from Members and Officers.

All parties were invited to sum up and the Sub-Committee retired to deliberate the application in private at 2.50pm. After re-convening at 3.10pm 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 as he was not considered to be a fit and proper person.

8 Application for the Ongoing Suitability of a Hackney Carriage Driver

Members were informed that the Licence Holder was not in attendance. The Legal Adviser advised that his representative had submitted a letter by e-mail which was received at 13.24pm immediately prior to the commencement of the Sub-Committee. The letter stated that the Licence Holder would not be attending and was seeking an adjournment.

The Sub-Committee adjourned at 3.15pm to allow Members to consider the request. After re-convening at 3.25pm the Chairman advised that the Sub-Committee had determined that the matter should be considered in the absence of the Licence Holder.

The Licensing Enforcement Team Leader presented the report on behalf of the Licensing Team and Members were given the opportunity to ask questions.

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

Members were shown DVD footage of the incidents referred to in the report.

The representative from Durham Constabulary provided background information in relation to the convictions detailed in the report and other driving offences.

At 3.55pm the Sub-Committee retired to deliberate the application in private. After re-convening at 4.05pm 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.