

## **NOTES OF GENERAL LICENSING REGULATORY BOARD PANELS**

**12<sup>th</sup> January, 2016**

1. **Present:** Councillors C Wraith MBE (Chair), Hampson and Tattersall together with Councillor Shepherd (Reserve Member)

Members of the Public and Press were excluded from the meeting.

2. **Declarations of Pecuniary and Non-Pecuniary Interest**

There were no declarations of pecuniary or non-pecuniary interest.

3. **Driver Licences**

The Panel considered reports requesting Members to consider the following:

- (a) The determination of the Hackney Carriage and Private Hire Driver's Licence held by Mr A M

The driver was in attendance and gave evidence in support of his case.

After considering all the evidence presented together with the representations made the Panel determined that Mr A M had presented no extenuating circumstances to warrant a deviation from the Council's Guideline Policy for Criminal Convictions and his licence was revoked on the following grounds:

- The contravention of Licensing Conditions which resulted in the issuing of 3 Written Warnings within a 2 month period (the Council's Guideline Policy for Criminal Convictions states that three or more Written Warnings within a 12 month period will require a driver to be referred to a Licensing Regulatory Board)
- The issuing of Fixed Penalty Notices which have remained unpaid despite being given ample opportunity to do so
- The issuing of a further Written Warning for failure to disclose the use of a mobile phone whilst driving (which resulted in an endorsement of his DVLA Licence)
- The presentation by the Licensing Service of sufficient evidence to show he was not considered to be a fit and proper person to hold such a licence
- His admission that he had smoked in his vehicle on previous occasions

The decision of the Panel was unanimous.

- (b) An application for the grant of a Hackney Carriage and Private Hire Driver's Licence by Mr S S

The applicant was in attendance and gave evidence in support of his application.

After considering all the evidence presented together with the representations made the Panel determined that in view of the manner in which he presented himself there was sufficient justification to warrant a deviation from the Council's Guideline Policy for Criminal Convictions on the following grounds:

- Whilst resident in his original country of origin, there had been no criminal convictions recorded against him
- He had lived in the UK for nearly 8 years, had held a job and undertaken courses of study at College
- His enhanced DBS check had come back clear

The application was, therefore, approved and he was granted a Hackney Carriage and Private Hire Driver's Licence with immediate effect.

The decision of the Panel was unanimous

- (c) An application for the grant of a Hackney Carriage and Private Hire Driver's Licence by Mr M R

The applicant was in attendance and gave evidence in support of his application.

After considering all the evidence presented together with the representations made the Panel determined that in view of the manner in which he presented himself there was sufficient justification to warrant a deviation from the Council's Guideline Policy for Criminal Convictions on the following grounds:

- Whilst resident in his original country of origin, there had been no criminal convictions recorded against him
- He had lived in the UK for nearly 4 years, had held jobs and undertaken courses of study at College
- His enhanced DBS check had come back clear

The application was, therefore, approved and he was granted a Hackney Carriage and Private Hire Driver's Licence with immediate effect.

The decision of the Panel was unanimous