

PRIVATE HIRE & HACKNEY CARRIAGE REGULATORY SUB-COMMITTEE

Minutes of a meeting held at the Council Offices, Narborough

MONDAY, 6 NOVEMBER 2017

Present:-

Cllr. Marian Broomhead

Cllr. Roy Denney

Cllr. Tony Greenwood

Louisa Horton

Anna Farish

Mandy Geary

James Edmondston

Diane Johnson

Democratic Services & Governance Manager

Environmental Services Manager

Senior Licensing & Enforcement Officer

Democratic Services & Scrutiny Officer

Democratic Services Officer

ALSO PRESENT:

THE APPELLANT – IN PERSON

1. ELECTION OF CHAIRMAN

The Democratic Services Officer invited nominations for the election of Chairman for the Private Hire & Hackney Carriage Regulatory Sub – Committee.

DECISION

That Cllr Roy Denney be elected Chairman of the Private Hire & Hackney Carriage Regulatory Sub – Committee for this meeting only.

2. APOLOGIES FOR ABSENCE

None

3. DISCLOSURES OF INTERESTS FROM MEMBERS

No disclosures were received.

4. EXEMPT PARAGRAPH

Considered – A proposed resolution to exclude members of the public from the meeting.

DECISION

That under Section 100(A)(4) of the Local Government Act, 1972, the public be excluded from the meeting for the following item of business, on the grounds that the item involves the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the said Act.

Exemption Category: 1

Reason for Exemption: the report contains personal information about an individual.

Public Interest Test: The public interest test has been considered and, in all the circumstances of the case, the public interest in maintaining the exemption is considered to outweigh the public interest in disclosing the information

5. HACKNEY CARRIAGE DRIVER

Considered – Report of the Senior Licensing & Enforcement Officer.

The Senior Licensing and Enforcement Officer presented the report.

The Appellant asked no questions of the Senior Licensing & Enforcement Officer.

The Appellant presented his case.

Members of the Committee asked questions of the Appellant.

There was no further questions from the Senior Licensing & Enforcement Officer and from the Appellant.

The Sub – Committee retired from the meeting at 2.20pm to consider their decision.

The Sub – Committee returned to the meeting at 2.55pm.

The Chairman announced the decision.

DECISION

As a Committee we have powers to revoke the licence, suspend the licence for a period of time, apply conditions to the licence or do nothing.

We have heard from you and the Licensing Officers, as well as reading the prosecution papers from Birmingham City Council.

We are proposing to suspend your licence with Blaby District Council for a period of 6 months. We consider this to be a serious matter, particularly that the actions you took invalidated your insurance. You have breached the conditions of your licence for plying for hire outside of the District.

We have considered whether or not you are a fit and proper person to hold the licence. As part of that consideration we have considered the safety of residents in and around Blaby District and feel that in order to protect the public, we must suspend your licence for a period of 6 months, because this is a serious matter.

The period of suspension is significant as we need to ensure that the behaviour will not be repeated, we feel that 6 months is sufficient to ensure that you will not repeat this behaviour. We have decided not to revoke your licence as we feel that this was an opportunist rather than an intentional offence and breach.

THE MEETING CONCLUDED AT 3.00 P.M.