

## HUNTINGDONSHIRE DISTRICT COUNCIL

MINUTES of the meeting of the LICENSING AND PROTECTION SUB-COMMITTEE held in MR0.1A, GROUND FLOOR, PATHFINDER HOUSE, HUNTINGDON PE29 3TN on Wednesday, 23 January 2019.

PRESENT: Councillor S J Criswell – Chairman.  
Councillors Mrs S A Giles, Mrs P A Jordan and L W McGuire.

### **58. MINUTES**

The Minutes of the meeting held on 19th December 2018 were approved as a correct record and signed by the Chairman.

### **59. MEMBERS INTERESTS**

No declarations were received.

### **60. EXCLUSION OF PRESS AND PUBLIC**

RESOLVED

that the press and public be excluded from the meeting because the business to be transacted contains exempt information relating to individuals and is subject to an obligation of confidentiality.

### **61. LICENSING AND PROTECTION SUB-COMMITTEE PROCEDURE**

The Licensing and Protection Sub-Committee's Procedure was received and noted.

### **62. CONVICTIONS GUIDANCE**

The Council's Guidelines relating to the relevance and treatment of convictions was received and noted.

### **63. NEW APPLICATION FOR A HACKNEY CARRIAGE AND PRIVATE HIRE LICENCE**

With the assistance of a report by the Head of Community (a copy of which is appended in the Annex to the Minute Book) the Sub-Committee considered an application from Mr MI whose application had been referred to the Licensing and Protection Sub-Committee for consideration. The matter had been deferred from the previous meeting of the Sub-Committee to permit a further opportunity for the applicant to attend.

Having been advised of the details of the applicant's contact with the Licensing Team, Members were of the opinion that the terms of an

email dated 16.1.19 constituted the withdrawal of the application. It was agreed therefore that it should be treated as such.

**64. RENEWAL APPLICATION FOR A HACKNEY CARRIAGE AND PRIVATE HIRE LICENCE**

With the assistance of a report by the Head of Community (a copy of which is appended in the Annex to the Minute Book) the Sub-Committee considered a renewal application from Mr GK who had declared a motoring conviction on his application for renewal of his Hackney Carriage and Private Hire Licence. The driver had also failed to declare the conviction with 7 days as required.

Given that this was the second occasion that the applicant had failed to attend and the Sub-Committee were satisfied that officers had made all possible attempts to contact Mr GK, it was agreed to hear the case in the applicant's absence. A copy of the applicant's checks undertaken by the Driver and Vehicle Licensing Agency (DVLA) were then provided to Sub-Committee members.

The Sub-Committee gave careful consideration to the case, the information within the Sub-Committee report and the contents of the applicant's checks undertaken by the Driver and Vehicle Licensing Agency. The Sub-Committee also took into account the Council's guidelines relating to the relevance and treatment of convictions, the District Council's Schedule of Conditions of Licence, statutory guidance, the legislative and policy provisions and advice from the legal representative. Whereupon, it was

**RESOLVED**

that the application for renewal be refused as the applicant could not be viewed as a fit and proper person to hold a licence owing to his failure to notify combined with the nature of the offence.

The applicant would be advised of his right of appeal to the Magistrates' Court within 21 days.

Chairman