

HUNTINGDONSHIRE DISTRICT COUNCIL

MINUTES of the meeting of the LICENSING AND PROTECTION APPLICATIONS SUB-GROUP held in Civic Suite 1A, Pathfinder House, St Mary's Street, Huntingdon, PE29 3TN on Wednesday, 22 December 2010.

PRESENT: Councillor – J T Bell Chairman.

Councillors K M Baker, J T Bell,
K J Churchill and Mrs P E Shrapnel.

30. MINUTES

Approval of the Minutes of the meeting of the Sub-Group held on 16th December 2010 be deferred until the next meeting.

31. MEMBERS' INTERESTS

Councillor K J Churchill declared a personal interest by virtue of his position as a Cambridgeshire Magistrate.

32. EXCLUSION OF THE PUBLIC

RESOLVED

that the 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.

33. HACKNEY CARRIAGE AND PRIVATE HIRE - NEW APPLICATION

The Sub-Group was acquainted with Appendix B of a report by the Head of Democratic and Central Services (a copy of which is appended in the Annex to the Minute Book) containing details of an application for a hackney carriage and private hire driver's licence from an individual who was currently licensed by Peterborough City Council.

As the individual referred to was not in attendance, it was

RESOLVED

that consideration of the application be deferred pending the outcome of the driver's forthcoming appearance in the Magistrates Court which might have relevance to his application.

34. HACKNEY CARRIAGE AND PRIVATE HIRE - PREVIOUS APPLICANT WHO FAILED TO ATTEND A PREVIOUS MEETING

The Sub-Group was acquainted with Appendix C of a report by the Head of Democratic and Central Services (a copy of which is appended in the Annex to the Minute Book) containing details of a renewal application for a hackney carriage and private hire driver's licence from a driver who had failed to notify the Council of convictions incurred prior to and whilst operating as a licensed driver.

The Sub-Group had been apprised of the situation at a previous meeting and had deferred their decision at the request of the driver pending the outcome of his court appearance.

As the driver was not in attendance, it was

RESOLVED

- (a) that the application for renewal of the hackney carriage and private hire driver's licence be determined in the applicant's absence and be refused on the grounds that the driver had been disqualified from driving for 6 months and his DVLA driving licence had been revoked by the Court; and
- (b) that the applicant be informed that a future application will not be entertained until the expiry of three years from the date of restoration of his driver's licence.

35. HACKNEY CARRIAGE AND PRIVATE HIRE - EXISTING LICENCE HOLDER

The Sub-Group was acquainted with Appendix D of a report by the Head of Democratic and Central Services (a copy of which is appended in the Annex to the Minute Book) in relation to an existing licensed driver. The driver appeared before the Sub-Group and was invited to explain the nature of allegations made against him.

Having considered the issues involved and having been satisfied by the assurances given by the applicant which included character references from his employer and customers, the Sub-Group

RESOLVED

that no further action be taken against the driver given that the incident pertaining to the allegation occurred whilst not operating as a licensed hackney carriage and private hire driver.

36. HACKNEY CARRIAGE AND PRIVATE HIRE - EXISTING LICENCE HOLDER

Arising from Appendix E of a report by the Head of Democratic and Central Services (a copy of which is appended in the Annex to the

Minute Book), the Sub-Group was requested to consider the case of an existing hackney carriage and private hire driver whose licence had been suspended following the receipt of information concerning a serious allegation which had been made against him.

As the individual referred to was not in attendance to explain the allegation, it was

RESOLVED

- (a) that the decision on whether the licence should be reinstated be made in the driver's absence; and
- (b) that the licence be revoked on the grounds that the individual is not a fit and proper person to hold such a licence owing to the nature of the allegation made against him whilst operating as a hackney carriage and private hire driver.

Chairman