

HUNTINGDONSHIRE DISTRICT COUNCIL

MINUTES of the meeting of the LICENSING AND PROTECTION SUB-COMMITTEE held in Civic Suite 0.1A, Pathfinder House, St Mary's Street, Huntingdon, PE29 3TN on Wednesday, 24 April 2019.

PRESENT: Councillor S J Criswell – Chairman.

Councillors Mrs A Dickinson, Mrs P A Jordan and D J Mead.

74. MINUTES

The Minutes of the meeting of the Sub-Committee held on 6th March 2019 were approved as a correct record and signed by the Chairman.

75. MEMBERS INTERESTS

Councillor A Dickinson declared an interest in Minute No. 81 by virtue of the fact that the applicant was a resident in the ward which she represents and left the meeting during the discussion and deliberation on this item.

76. 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.

77. LICENSING AND PROTECTION SUB-COMMITTEE PROCEDURE

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

78. CONVICTIONS GUIDANCE

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

79. 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 MA who had motoring convictions which had not all been declared on the application for renewal or as per the conditions of his current licence.

A copy of the applicant's driver licence check undertaken by the Driver and Vehicle Licensing Agency (DVLA) was provided to the

Sub-Committee and Members were advised of the options available to them in respect of this of this application.

Mr MA was permitted to address the Sub-Committee. Following a number of questions from the Sub Committee and Officers from the Licensing Team, Mr MA then left the meeting to enable Members to make their determination.

The Sub-Committee gave careful consideration to the application, the information within the committee report, the contents of the DBS Criminal Record check together with the submission made by the applicant. The Sub-Committee also took into account the District Council's guidelines relating to the relevance and treatment of convictions as outlined in the District Council's Licensing Policy, the legislative and policy provisions, statutory guidance and advice from their legal representative.

Having noted that Mr MA had accumulated 9 DVLA points within a short period of time which he had failed to notify the Authority of as required by the District Council's Policy, the Sub-Committee agreed that the applicant had provided no reasons which persuaded them to depart from their Policy on this occasion. Whereupon, it was

RESOLVED

that the renewal application for a Hackney Carriage and Private Hire Licence be refused.

80. 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 MQ.

A copy of the applicant's Disclosure and Barring Service (DBS) criminal background check was provided to the Sub-Committee and Members were advised of the options available to them in respect of this of this application.

Mr MQ was permitted to address the Sub-Committee and in doing so presented his case to hold a licence. Following a number of questions from the Sub Committee, Mr MQ then left the meeting to enable Members to make their determination.

The Sub-Committee gave careful consideration to the application, the information within the committee report, the contents of the DBS Criminal Record check together with the submission made by the applicant. The Sub-Committee also took into account the District Council's guidelines relating to the relevance and treatment of convictions as outlined in the District Council's Licensing Policy, the legislative and policy provisions, statutory guidance and advice from their legal representative.

Whereupon having decided that almost 7 years had elapsed since the applicant's last offence and that there had been no driving convictions within that period particularly as his employment had been as a

delivery driver it was

RESOLVED

that the application for a Hackney Carriage and Private Hire Drivers Licence be granted.

81. 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 BP.

As the applicant was not in attendance and having noted the details of his correspondence with the licensing team on this matter, it was

RESOLVED

that consideration of this matter be deferred to a future meeting of the Sub-Committee to permit the applicant a further opportunity to attend.

Chairman