

Licensing and Regulatory Sub-Committee



Forest Heath
District Council

Minutes of a meeting of the **Licensing and Regulatory Sub-Committee** held on **Monday 28 November 2016** at **10.00 am** at the **Council Chamber, District Offices**, College Heath Road, Mildenhall IP28 7EY

Present: **Councillors**

Chairman Carol Lynch
Nigel Roman Chris Barker

30. **Apologies for Absence**

There were no apologies for absence.

31. **Substitutes**

There were no substitutes present at the meeting.

32. **Election of Chairman**

With the vote being unanimous, it was

RESOLVED:

That Councillor Carol Lynch be elected Chairman.

33. **Exclusion of the Press and Public**

With the vote being unanimous, it was

RESOLVED:

That, under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as prescribed in Part 1 of Schedule 12A of the Local Government Act 1972 and indicated against each item.

34. **Application for the Grant of a Combined Hackney Carriage/Private Hire Driver's Licence (para 1) (Report No: LSC/FH/16/005)**

The Business Partner (Litigation/Licensing) welcomed all present to the Hearing, reported that no declarations of interest had been received and introductions to the Panel were made by the Chairman.

The Business Partner (Litigation/Licensing) outlined the procedure for the conduct of the Hearing.

The Licensing Officer then presented the report which explained that Members were requested to consider an application for a combined Hackney Carriage/Private hire driver's licence.

The Sub-Committee needed to be satisfied that the applicant was a fit and proper person to hold a licence issued by the Council; the Licensing Officer drew attention to Appendix 3 (of Report No LSC/FH/16/005) which set out the Taxi and Private Hire Vehicle Licensing Criminal Convictions Policy and which served as guidance for Members.

The applicant attended the meeting to present their case and answer Members' questions.

Following which the Sub-Committee retired to another room to give further consideration to the matter.

On returning to the Council Chamber the Business Partner (Litigation/Licensing) advised all on the Sub-Committee's decision.

With two voting for the motion and with one against, it was

RESOLVED:

That the application be **REFUSED** on the basis of the applicant's previous convictions. In particular, consideration was given to the firearms offence which usually requires a conviction free period of at least 10 years. It was acknowledged by the Sub-Committee that the applicant may not have carried out the acts leading to the prosecution, but was certainly aware of the activities taking place on the applicant's property and benefitted financially from those activities by way of payment of rent.

The Business Partner (Litigation/Licensing) also advised the applicant on the right of appeal.

The meeting concluded at 10.37am

Signed by:

Chairman