

LICENSING AND APPEALS SUB-COMMITTEE

Minutes of a meeting of the Licensing Sub-Committee held on 7 August 2019 in the Council Chamber, Council Offices, Holt Road, Cromer at 10.00 am.

Sub-Committee: Mr H Blathwayt (Chairman)
Mr D Baker
Mr A Yiasimi

Officers in Attendance: Public Protection Manager, Legal Advisor and Democratic Services & Governance Officer

Also present: Mr P Bütikofer (observing)
Mr P Fisher (observing)

1 TO RECEIVE APOLOGIES FOR ABSENCE

None.

2 ITEMS OF URGENT BUSINESS

None.

3 DECLARATIONS OF INTEREST

None.

4 EXCLUSION OF PRESS AND PUBLIC

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 defined in paragraph 1 of Part I of Schedule 12A (as amended) to the Act.

5 (WK/190007444) – APPLICATION FOR A LICENCE TO DRIVE HACKNEY CARRIAGE OR PRIVATE HIRE VEHICLES IN NORTH NORFOLK

Present: Applicant

The Panel Members, observers and Officers introduced themselves.

The Legal Advisor outlined the purpose of the hearing and explained the procedure for the meeting.

The Public Protection Manager presented the report, which related to an application to drive Hackney Carriage or Private Hire Vehicles in North Norfolk where there were matters on the Applicant's DBS check which required consideration.

The Chairman invited the Applicant to put his case.

The Applicant gave details of the offences which were shown on his DBS report and

explained the circumstances in which they occurred. Whilst he was responsible for two offences to which he had pleaded guilty at the time, the majority of the listed offences related to actions taken by his previous employer without his knowledge. He had also pleaded guilty to them, which he regretted, but had done so due to personal circumstances at the time.

The Chairman explained that the Sub-Committee was not re-trying the case but wanted to know how the offences related to the Applicant driving taxis. He asked the Applicant if he had learned his lesson.

The Applicant said that he had without a doubt learned his lesson. He worked with the public in his current job. He held a current HGV licence but would like a licence to drive taxis as he enjoyed working with the public.

In response to a question by Cllr Mr D Baker, the Applicant clarified the nature of the offences to which he had originally pleaded guilty.

Cllr A Yiasimi thanked the Applicant for his honesty and transparency.

In response to further questions, the Applicant stated he had explained everything to his prospective employer, who was happy for him to drive for the Company. The employer was also happy to allow him the flexibility to accommodate his family circumstances which was not possible in his current job.

The Public Protection Manager referred to a speeding offence declared by the Applicant for which he had undertaken an awareness course and asked how long ago it had occurred. She also asked the Applicant to confirm that he had a clean DVLA licence. It had not been possible for the Authority to carry out the usual check prior to the meeting due to a system error at the DVLA.

The Applicant confirmed that the offence had occurred approximately 4 years previously and he had a clean DVLA licence.

The Chairman invited closing statements.

The Applicant said he had made a silly mistake and would not make the same mistake if he was driving people in a taxi. He was looking forward to moving on.

The Public Protection Manager drew attention to the options for determination of this case.

The Sub-Committee retired at 10.20 am and returned at 11.03 am.

The Chairman read the determination.

RESOLVED

That the licence be granted.

The meeting ended at 11.07 am.

Chairman