

LICENSING (TAXI AND MISCELLANEOUS) PANEL

Date: 18 December 2018

Venue: East Northamptonshire House, Cedar Drive, Thrapston

Time: 10.00am

Present: Councillors: -

Richard Gell
Glenvil Greenwood-Smith
Geoff Shacklock

1. APPOINTMENT OF CHAIRMAN

RESOLVED:

That Councillor Glenvil Greenwood-Smith be appointed Chairman of the Panel for the Hearing.

2. APOLOGIES FOR ABSENCE

An apology for absence was received from Councillor Pam Whiting and Councillor Glenvil Greenwood-Smith was attending in her place.

3. DECLARATIONS OF INTEREST

No interests were declared.

4. EXCLUSION OF PUBLIC AND PRESS

RESOLVED:

That the public and press be excluded from the meeting during consideration of the following item of business because exempt information, as defined under paragraphs 1 and 7 of Schedule 12A of the Local Government Act 1972, may be disclosed.

5. CONSIDERATION OF A HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER'S LICENCE AND PRIVATE HIRE OPERATORS LICENCE

(The Applicant was present at the Hearing)

The Licensing Enforcement Officer reported that on 4 December 2018, an application had been received for a Hackney Carriage and Private Hire Driver's Licence. As the applicant had previously received a police caution, the application was required to be considered by a Panel.

Having heard from the Applicant and carefully considered all of the information available, the Panel **RESOLVED** that:

The Panel has carefully considered the report by East Northamptonshire Council's Licensing Enforcement Officer to determine the fitness of the Applicant to hold a Hackney Carriage and Private Hire Drivers Licence.

In reaching its decision, the Panel had regard to:

- The report from the East Northamptonshire Council's Licensing Enforcement Officer
- Application form for Hackney Carriage/Private Hire Driver's Licence
- Supplementary Information on Criminal Records
- Local Government (Miscellaneous Provisions) Act 1976
- ENC Licensing Policy for Hackney Carriage and Private Hire Drivers
- ENC Criminal Records Policy
- Current DBS records.

It is the duty of the Panel to determine the application on the balance of probabilities.

The Panel have decided unanimously that the Applicant is, on a balance of probability, a fit and proper person to be licenced to drive a Hackney Carriage/Private Hire vehicle and ought therefore to be licenced. The Panel has therefore decided to grant the licence.

The Panel noted that the Applicant was sincere and explained the circumstances surrounding the caution he received on 22 June 2014. The Panel accepted his account of events pertaining to the incident.

The Panel would remind the Applicant that being a Taxi Driver is a highly responsible position and therefore, they wish to emphasise the importance of the East Northamptonshire Licensing Policy governing Hackney Carriage and Private Hire Drivers Licence. Further the Panel would like to warn the Applicant that any future breaches of the policy or misconduct would not be looked upon favourably and may result in the licence being suspended or revoked.

The Decision Notice will be sent out in writing. If aggrieved with the Panel's decision, the Applicant and any Party that has made representation has the Right to Appeal to the Magistrates Court within 21 days of the Decision Notification letter.

Chairman