

**LICENSING AND ENVIRONMENTAL REGULATION  
COMMITTEE**

MEETING, 20<sup>th</sup> DECEMBER, 2011

Present – Councillors Lord (Chairman), Jones (Vice-Chairman), Mrs. Brierley (as deputy for Councillor P. Brierley), Chadwick (as deputy for Councillor J. Byrne), Connell, Mrs. Fairclough, Greenhalgh, Kay, Mistry, Peacock, Shaw, Sherrington, Silvester, P. Wild and D. Wilkinson.

Apologies for absence were submitted on behalf of Councillors J. Byrne and P. Brierley.

Councillor Lord in the Chair.

(Items marked with an asterisk are submitted for information only)

**49. MINUTES**

The minutes of the proceedings of the meeting of the Committee held on 15<sup>th</sup> December, 2011 were submitted and signed as a correct record subject to the inclusion of Councillor Peacock in the attendance list.

**50. EXCLUSION OF PRESS AND PUBLIC**

Resolved – That, under Section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as specified in paragraph 3 (financial and business affairs) of Part 1 of Schedule 12A to the Act; and that it be deemed that, in all the circumstances of the case, the public interest in its exemption outweighs the public interest in its disclosure.

**\*51. MISCONDUCT BY LICENSED PRIVATE HIRE OR  
HACKNEY CARRIAGE DRIVERS**

Councillor Mrs. Fairclough declared a personal interest in report numbered LER/41/11 (c) and left the meeting during consideration and determination thereof.

The Director of Chief Executive's Department submitted a report which provided details of five drivers who had been convicted of offences during the period of their licences.

The drivers attended in respect of reports numbered LER/41/11(a), LER/41/11(c), LER/41/11(d) and LER/41/11(e) and the driver's legal representative attended in respect of report numbered LER/41/11(b).

Resolved – (i) That in respect of reports numbered LER/41/11(a) and LER/41/11(b) no action be taken.

(ii) That in respect of report numbered LER/41/11(c), the licence to drive a private hire vehicle be suspended for two weeks. In coming to its decision, the Committee is mindful of its duties relating to public safety and the offence is an intermediate road traffic offence under the Council's policy and is of a type which is increasingly prevalent. There is reasonable cause to suspend the driver's licence to act as a warning and deterrence.

(iii) That in respect of report numbered LER/41/11(d), the licence to drive a private hire vehicle and a hackney carriage vehicle be suspended for one week. In coming to its decision, the Committee is mindful of its duties relating to public safety and the offence in June, 2011 is an intermediate road traffic offence under the Council's policy and is of a type which is increasingly prevalent. There is reasonable cause to suspend the driver's licence to act as a warning and deterrence.

(iv) That in respect of report numbered LER/41/11(e), the licence to drive a private hire vehicle be suspended for two weeks. In coming to its decision, the Committee is mindful of its duties relating to public safety and the offence in July, 2011 is an intermediate road traffic offence under the Council's policy and is of a type which is increasingly prevalent. There is reasonable cause to suspend the driver's licence to act as a

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warning and deterrence.

(The meeting started at 4.00 p.m. and finished at 5.45 p.m.)