

**LICENSING AND ENVIRONMENTAL REGULATION
COMMITTEE**

MEETING, 9th APRIL, 2013

Present – Councillors Kay (Chairman), Jones (Vice-Chairman), D. Burrows, M. Connell, Cunliffe, Evans, Mrs. Fairclough, Greenhalgh, Hall (as deputy for Councillor Shaw), Haslam, Kellett, McKeon, Peacock, Mrs. Swarbrick and Wild.

Councillor Kay in the Chair.

81. MINUTES OF THE LAST MEETING

The minutes of the proceedings of the meeting of the Committee held on 14th March, 2013 were submitted and signed as a correct record.

82. MINUTES OF THE LICENSING-SUB COMMITTEE

The minutes of the proceedings of the meeting of the Licensing Sub-Committee held on 21st March, 2013 were submitted and signed as a correct record.

83. 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 items 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.

84. MISCONDUCT BY LICENSED PRIVATE HIRE AND HACKNEY CARRIAGE DRIVERS

The Director of Environmental Services submitted a report which provided details of four drivers who had been convicted of offences during the period of their licences.

The drivers attended the meeting in relation to reports LER/10/13(a), LER/10/13(b), LER/10/13(c), LER/10/13(d).

Resolved – (i) That in respect of report numbered LER/10/13(a), the application for a licence to drive a private hire vehicle be granted, subject to the standard conditions.

(ii) That in respect of report numbered LER/10/13(b), the application for a licence to drive a private hire vehicle be granted, subject to the standard conditions.

(iii) That in respect of report numbered LER/10/13(c), the application for a licence to drive a private hire vehicle be granted, subject to the standard conditions.

(iv) That in respect of report numbered LER/10/13(d), the application for a licence to drive a private hire vehicle be refused.

In coming to its decision the Committee is mindful of its duty to protect the public and the Committee were particularly concerned about the driver's convictions for violence and the drivers poor driving record.

The Committee find that the driver is not a fit and proper person to hold a licence to drive a private hire vehicle at this time.

85. EMERGENCY ACTION – COMPLAINT AGAINST A LICENSED PRIVATE HIRE DRIVER

The Director of Environmental Services submitted a report which informed members of the emergency action which he had taken to suspend a drivers licence (reference LER/11/13) pending consideration of the matter by this Committee.

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The Committee were informed that the driver was unable to attend the meeting and had asked for consideration of the matters to be deferred.

Resolved – That consideration of this matter be deferred for consideration at a future meeting.

86. MISCONDUCT BY LICENSED PRIVATE HIRE DRIVER

The Director of Environmental Services submitted a report which provided details of one driver who had been convicted of offences during the period of his licence.

The driver (reference LER/12/13) and his representative attended the meeting.

Resolved – That no action be taken in relation to his licence to drive a private hire vehicle.

(The meeting started at 3.00pm and finished at 4.43pm)