

**LICENSING AND ENVIRONMENTAL REGULATION  
COMMITTEE**

MEETING, 18<sup>th</sup> JULY, 2017

Present – Councillors Murray (Vice-Chairman), L. Byrne, Chadwick, Greenhalgh, Gibbon, Gillies, Haslam, Haworth, McKeon, Newall, Radcliffe (as deputy for Councillor Mrs. Fairclough) and P.Wild.

Apologies for absence were submitted on behalf of Councillors Donaghy, Mrs. Fairclough and Watters.

Councillor Murray in the Chair.

**10. MINUTES**

The minutes of the proceedings of the meeting of the Committee held on 13<sup>th</sup> June, 2017 were submitted and signed as a correct record.

**11. MINUTES OF THE LICENSING SUB-COMMITTEE  
(SENSITIVE CASES)**

The minutes of the proceedings of the meeting of the Licensing Sub-Committee (Sensitive Cases) held on 28<sup>th</sup> June, 2017 were submitted and signed as a correct record.

**12. MINUTES OF THE LICENSING SUB-COMMITTEE  
(TRAFFIC MATTERS)**

The minutes of the proceedings of the meeting of the Licensing Sub-Committee (Traffic Matters) held on 27<sup>th</sup> June, 2017 were submitted and signed as a correct record.

**13. APPLICATION FOR A NEW LICENSED PREMISES  
GAMING MACHINE PERMIT**

The Director of Place submitted a report which set out details of an application for a new gaming machine permit for Amusement with Prizes (AWP) gaming machines in a public

house that holds a premises licence issued under the Licensing Act 2003.

By way of background information, the report explained that the Licensing Team had received an application submitted by John Gaunt and Partners on behalf of Green King Brewing and Retailing Limited for Pine Tree Farm, Cutacre Way, Bolton.

The application was for a new premises and requested permission for a total of five gaming machines.

The permit duration was indefinite as it was linked to the Licensing Act 2003 Premises Licence.

The area manager from Green King Brewing and Retailing Limited and his legal representative attended the meeting.

Resolved – That the application for a new Gaming Machine Permit in relation to Pine Tree Farm, Cutacre Way, Bolton be granted, as set out in the report.

**Licensing and Environmental Regulation Committee**  
**(Acting as Licensing Act 2003 Committee)**

No items

**14. 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.

**15. APPLICATION FOR A LICENCE TO DRIVE A PRIVATE HIRE VEHICLE LER/21/17**

The Director of Place submitted a report which set out details of an application which had been received for a licence to drive a Private Hire Vehicle.

The applicant attended the meeting.

The Committee heard verbal representations from the Licensing Officer.

The meeting gave careful consideration to all the evidence and the submissions made.

Resolved – That the application for a licence to drive a Private Hire Vehicle be granted, subject to the standard conditions, as set out in the report.

**16. APPLICATION FOR A LICENCE TO DRIVE A PRIVATE HIRE VEHICLE LER/22/17**

The Director of Place submitted a report which set out details of an application which had been received for a licence to drive a Private Hire Vehicle.

The applicant and his legal representative attended the meeting.

The Committee heard verbal representations from the Licensing Officer.

The meeting gave careful consideration to all the evidence and the submissions made.

Resolved – That the application for a licence to drive a Private Hire Vehicle be deferred to a future meeting to allow the applicant to provide further information in relation to the proceedings which took place in Court which resulted in the offence being changed to a Section 5 Public Order offence and to allow officers to receive further information from the Police.

**17. APPLICATION FOR A LICENCE TO DRIVE A PRIVATE HIRE VEHICLE LER/23/17**

The Director of Place submitted a report which set out details of an application which had been received for a licence to drive a Private Hire Vehicle.

The applicant attended the meeting.

The Committee heard verbal representations from the Licensing Officer.

The meeting gave careful consideration to all the evidence and the submissions made.

Resolved – That the application for a licence to drive a Private Hire Vehicle be granted, subject to standard conditions, as set out in the report.

#### **18. APPLICATION FOR A LICENCE TO DRIVE A PRIVATE HIRE VEHICLE LER/24/17**

Councillor P. Wild declared an interest in the undermentioned item as he knew the driver and left the meeting during consideration and determination thereof.

The Director of Place submitted a report which set out details of an application which had been received for a licence to drive a Private Hire Vehicle.

The applicant and his legal representative attended the meeting.

The Committee heard verbal representations from the Licensing Officer.

The meeting gave careful consideration to all the evidence and the submissions made.

Resolved – That the application for a licence to drive a Private Hire Vehicle be granted, subject to the standard conditions, as set out in the report.

**19. APPLICATION TO RENEW A LICENCE TO DRIVE A PRIVATE HIRE VEHICLE LER/20/17**

The Director of Place submitted a report which set out details of an application which had been received to renew a Private Hire Drivers Licence.

The applicant attended the meeting.

The Committee heard verbal representations from the Licensing Officer.

The meeting gave careful consideration to all the evidence and the submissions made.

Resolved – That the application to renew a licence to drive a Private Hire Vehicle be granted and suspended for a six month period on the basis that the Committee is not satisfied that the driver is a fit and proper person to hold a licence at this time.

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In coming to its decision the Committee specifically also took account of, viz:-

- The applicant's convictions dated 18<sup>th</sup> May, 2014 for a MW10 offence and 22<sup>nd</sup> May, 2017 for a IN10 and plying for hire.
- The conviction on 22<sup>nd</sup> May, 2017 is classed as a Major Traffic Offence under the Council's Statement of Fitness and Suitability policy.
- Members of the public and in particular, the elderly, infirm and children or vulnerable adults trust their personal safety and wellbeing to private hire drivers.

(The meeting started at 2.00 p.m. and finished at 6.05 p.m.)