

Minutes of the meeting of the **REGULATORY COMMITTEE** held at the Council Offices, Whitfield on Tuesday, 29 July 2014 at 10.01 am.

Present:

Chairman: Councillor P S Le Chevalier (Vice-Chairman in the Chair)

Councillors: P S Le Chevalier
B Gardner
R J Thompson

Also Present: Applicant
Applicant's Solicitor

Officers: Senior Solicitor
Licensing Enforcement Officer
Democratic Support Officer

1 APOLOGIES

Apologies for absence were received from Councillors B W Butcher and S C Manion.

2 APPOINTMENT OF SUBSTITUTE MEMBERS

There were no substitute Members appointed.

3 DECLARATIONS OF INTEREST

There were no declarations of interest from Members.

4 MINUTES

In the absence of sufficient members who were present at the previous meetings held on 28 February 2014 and 28 March 2014, it was agreed to defer the consideration of the Minutes to the next meeting of the committee.

5 EXCLUSION OF THE PRESS AND PUBLIC

It was moved by Councillor B Gardner, duly seconded and

RESOLVED: That, under Section 10(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the remainder of the business on the grounds that the item be considered involves the likely disclosure of exempt information as defined in the paragraph of Part 1 of Schedule 12A of the Act.

6 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - APPLICATION FOR A DRIVERS LICENCE

The Committee considered the report of the Licensing Enforcement Officer on an application for a Joint Hackney Carriage and Private Hire Drivers Licence. The applicant had previously held a licence issued by the Council in 2009 but this had lapsed in January 2014 while under suspension and the Committee was asked to consider the applicant's suitability as a fit and proper person to hold a new licence.

In accordance with the approved procedure Members offered the applicant the opportunity to present evidence concerning the circumstances surrounding the suspension. The Committee withdrew to consider its decision and upon resuming the meeting the Senior Solicitor explained the she had advised the Committee in relation to Sections 51 and 59 of the Local Government (Miscellaneous Provisions) Act 1976 and had also advised on the Leeds City Council v Hussain case.

RESOLVED: That having regard to the evidence, the Committee considered that the applicant was a fit and proper person in accordance with Sections 51 and 59 of the Local Government (Miscellaneous Provisions) Act 1976 and the application for a Joint Hackney Carriage and Private Hire Drivers Licence be approved for a period of 12 months on condition;

(a) That the Licensing Team Leader monitor the applicant's performance for a period of 6 months and hold a review meeting with the applicant at the end of that period;

(b) That following the meeting required by (a) above, the Licensing Team Leader will liaise with the Chairman and Vice-Chairman of the Committee with regard to the outcome of the meeting and a further report will be presented to the full Committee if considered necessary by the Licensing Team Leader.

The meeting ended at 11.04 am.