

LICENSING AND APPEALS SUB-COMMITTEE

6<sup>th</sup> AUGUST 2014

**PRESENT:-**

**Members of the Licensing and Appeals Sub-Committee**

Councillor Stanton (Chairman) and Councillor Harrison (Conservative Group) and Councillor Dunn (Labour Group)

**District Council Representatives**

A. Kaur (Chief Legal Officer), A. Edwards (Senior Legal Officer) L. Kinsey (Licensing Officer) and A. Maher (Democratic Services Officer).

**MATTERS DELEGATED TO SUB-COMMITTEE**

LAS/55 **APOLOGIES**

The Sub-Committee was informed that no apologies had been received.

LAS/56 **DECLARATIONS OF INTEREST**

The Sub-Committee was informed that no declarations of interest had been received.

LAS/57 **REVIEW OF A PRIVATE HIRE DRIVER'S LICENCE.**

The Sub-Committee received a report on this driver and was asked to determine whether he could still be considered a fit and proper person to hold a Private Hire Driver's licence with this authority.

Members questioned the licence holder, who explained the reasons why a short gap in his MOT cover had inadvertently occurred. The driver apologised to the Committee for this and made it clear that he would make sure that it did not happen again.

**RESOLVED:-**

**That Sub-Committee confirms that the driver remains a fit and proper person to hold a Private Hire Driver's Licence with South Derbyshire District Council**

**The driver be given a verbal warning as to his future conduct, that he must ensure that he is aware of his MOT renewal date and has his vehicle inspected by then, as required by law.**

LAS/58 **REVIEW OF A PRIVATE HIRE DRIVER'S LICENCE**

The Sub-Committee received a report on this driver and was asked to consider whether he could still be considered a fit and proper person to hold a Private Hire Driver's Licence with this authority. It was explained that the applicant had failed to let the Council know of a conviction for using his vehicle

without the correct insurance. It was also explained that he had failed to then take and pass the Driving Standards Agency test within a six month period, as required by the Council's policy.

The Sub-Committee questioned the driver, who explained the circumstances of his conviction and the reasons why he had not yet taken the test.

**RESOLVED:-**

**In line with Council's Private Hire Licence Conditions, the driver be required to pass the Driving Standards Agency Test within a six month period.**

**That the driver's Private Hire Licence be suspended until such time as he has taken and passed the Driving Standards Agency test.**

**That the driver be informed of his right to appeal this decision to the Magistrates Court.**

LAS/59 **APPLICATION FOR A PRIVATE HIRE DRIVER'S LICENCE.**

The Sub Committee considered this application for a Private Hire Driver's licence. Members were informed that the applicant had been convicted of criminal offences in the past, although none of these convictions had taken place during recent years.

The Sub Committee discussed this with the applicant and asked to him to explain why he was now a fit and proper person to hold a Private Hire Driver's Licence with this authority. Based on the assurances given by the applicant members supported granting him a licence

**RESOLVED:-**

**That the application for a Private Hire Driver's Licence with South Derbyshire District Council be approved.**

M. Stanton

CHAIRMAN

The Meeting terminated at 11.05 a.m.