

Licensing Sub-Committee – Meeting held on Monday, 10th October, 2016.

Present:- Councillors Davis (Chair), Rasib and Wright

Officers Present:- Rachael Rumney, Senior Licensing Officer; Alison Peters, Legal Representative, Teresa Clark, Senior Democratic Services Officer

Apologies for Absence:- None.

PART 1

1. Declarations of Interest

None.

2. Guidance on Predetermination/ Predisposition - To Note

Members confirmed that they had read and understood the guidance on predetermination and predisposition.

3. Minutes of the Last Meeting held on 19th April, 2016

Resolved - That the minutes of the meeting held on 19th April, 2016, be approved as a correct record.

4. Exclusion of the Press and Public

Resolved – That the press and public be excluded from the remainder of the meeting as the items to be considered contained exempt information relating to individuals as defined in Paragraph 1 of Part I of Schedule 12A to the Local Government Act 1972 (as amended).

5. Private Hire Driver Conduct Hearing- (Reference 01-16)

The Following is a Part 1 summary of the case:

The Licensing Sub-Committee was asked to consider whether Hackney Carriage Driver (Reference 01-16) was a fit and proper person to hold a Hackney Carriage licence in Slough. The Driver was represented at the hearing and also attended in person.

The Licensing Officer summarised the background to the case and discussed the relevant Policy and Legislative considerations. She advised Members that the Sub-Committee could only allow an Applicant to hold the a Licence if it was satisfied that the applicant was a 'fit and proper' person to do so.

Licensing Sub-Committee - 10.10.16

The Sub-Committee was advised that the Applicant had failed to disclose an offence that was committed in 2013. In the circumstances the application was referred to the Licensing Sub-Committee for determination. The Licensing Officer submitted that, in light of his failure to declare the conviction, the Driver was not deemed to be a fit and proper person to hold a Hackney Carriage licence in Slough and recommended that his licence be revoked.

The Committee was reminded that it had the power to revoke, or suspend the Licence, Issue a Warning or take no further action.

The Driver conceded that he had failed to notify the Licensing Office of his conviction but argued that apart from the incident of the assault which was not related to his employment as a driver, there had no been complaints since which affected his ability to hold a licence.

The Sub-Committee adjourned to reach its decision and carefully considered the evidence.

Resolved - That the Hackney Carriage Driver's (ref 01-16) Licence be suspended for a period of 3 months and that a warning be placed on his file.

6. Private Hire Driver Conduct Hearing- (Reference 02-16)

The Sub-Committee received a request for an adjournment of hearing.

Resolved – That consideration of the Hearing for Driver Ref 02-16 be adjourned to a future hearing.

Chair

(Note: The Meeting opened at 10.00 am and closed at 11.15 am)