

## **CHESHIRE EAST COUNCIL**

Minutes of a meeting of the **General Licensing Sub-Committee**  
held on Thursday, 28th April, 2011 at West Committee Room - Municipal  
Buildings, Earle Street, Crewe, CW1 2BJ

### **PRESENT**

Councillor P Whiteley (Chairman)

Councillors D Bebbington, W S Davies, B H Dykes and L Gilbert

### **OFFICERS IN ATTENDANCE**

Mrs K Khan, Solicitor

Mr J Hopper, Licensing Officer

Mrs J Zientek, Democratic Services Officer

### **61 APPOINTMENT OF CHAIRMAN**

RESOLVED – That Councillor P Whiteley be appointed Chairman.

### **62 APOLOGIES FOR ABSENCE**

There were no apologies for absence.

### **63 DECLARATIONS OF INTEREST**

There were no declarations of interest.

### **64 EXCLUSION OF THE PUBLIC AND PRESS**

RESOLVED - That the press and public be excluded from the meeting during consideration of the following item pursuant to Section 100(A) 4 of the Local Government Act 1972 on the grounds that it involved the likely disclosure of exempt information as defined in Paragraphs 1, 2 and 7 as appropriate of Part 1 of Schedule 12A of the Local Government Act 1972 and public interest would not be served in publishing the information.

### **65 10-11/21 - CONSIDERATION OF FITNESS TO HOLD A HACKNEY CARRIAGE/PRIVATE HIRE DRIVER LICENCE**

The Sub-Committee considered a report regarding the holder of a Hackney Carriage/Private Hire Driver's Licence who had been arrested and interviewed by Cheshire Police in relation to alleged offences. Consideration of the future of the holder's licence had been deferred at a meeting on 11 April 2011 to enable further evidence to be obtained from the police.

The licence holder was not in attendance at the hearing and had not formally notified the Licensing Authority that he would not be present. The Sub-Committee resolved to hold the hearing and determine the matter in the licence holder's absence.

A representative of Cheshire Constabulary attended the hearing and made representations in respect of the licence holder.

After a full hearing, and in accordance with the rules of procedure, the Chairman of the Sub-Committee reported that, after taking account of all the evidence, including the oral evidence from the representative of Cheshire Constabulary and documentary evidence in the report, the following course of action had been agreed.

#### RESOLVED

- (a) That the licence holder is not a fit and proper person to hold a Hackney Carriage/Private Hire Driver's Licence, and that the licence be revoked.
- (b) That in the interests of public safety the hackney carriage/private hire driver's licence be revoked with immediate effect.

The Sub-committee noted that the licence holder would be reminded of the right to appeal this decision to the Magistrates Court within 21 days.

The meeting commenced at 3.00 pm and concluded at 3.55 pm

Councillor P Whiteley (Chairman)