

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **General Licensing Sub-Committee**
held on Thursday, 25th July, 2013 at The Capesthorne Room - Town Hall,
Macclesfield SK10 1EA

PRESENT

Councillor P Whiteley (Chairman)

Councillors Rhoda Bailey, A Harewood, D Mahon and J Wray

OFFICERS IN ATTENDANCE

Nikki Cadman (Enforcement Officer)

Fiona Crane (Lawyer)

Vilma Robson (Senior Enforcement Officer)

7 APPOINTMENT OF CHAIRMAN

RESOLVED – That Councillor P Whiteley be appointed Chairman.

8 APOLOGIES FOR ABSENCE

There were no apologies for absence.

9 DECLARATIONS OF INTEREST

In the interest of openness in relation to agenda item 13, Councillor D Mahon declared that the licence holder was known to him.

10 EXCLUSION OF THE PUBLIC AND PRESS

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

11 13-14/2 CONSIDERATION OF FITNESS TO HOLD A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVER LICENCE

The Sub-Committee considered a report regarding the holder of a Joint Hackney Carriage/Private Hire Driver's Licence.

The Sub-Committee was informed that the matter fell within the Council's policy for determination by the Sub-Committee. Accordingly, the hearing had been convened to enable the Sub-Committee to determine whether

the licence holder remained a fit and proper person to hold a Joint Hackney Carriage/Private Hire Driver Licence.

The licence holder attended the hearing and made representations.

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, the following course of action had been agreed.

RESOLVED

That the licence holder was a fit and proper person to hold a licence and therefore granted the renewal application for a Joint Hackney Carriage/Private Hire Drivers Licence.

12 13-14/3 CONSIDERATION OF FITNESS TO HOLD A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVER LICENCE

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The licence holder, his Solicitor, the complainant and two witnesses attended the hearing and made representations.

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, the following course of action had been agreed.

RESOLVED

The Sub-Committee determined to revoke the licence holder's Hackney Carriage/Private Hire Drivers Licence.

The licence holder was reminded of the right to appeal the decision to the Magistrates' Court within 21 days.

13 13-14/4 CONSIDERATION OF FITNESS TO HOLD A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVER LICENCE

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The Sub-Committee was informed that the matter fell within the Council's policy for determination by the Sub-Committee. Accordingly, the hearing

had been convened to enable the Sub-Committee to determine whether the licence holder remained a fit and proper person to hold a Joint Hackney Carriage/Private Hire Driver Licence.

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, the following course of action had been agreed.

The licence holder was not present at the meeting.

RESOLVED

The Sub-Committee determined to revoke the licence holder's Hackney Carriage/Private Hire Drivers Licence with immediate effect on public safety grounds.

The licence holder would be written to reminding him of his right to appeal the decision to the Magistrates' Court within 21 days.

The meeting commenced at 10.00 am and concluded at 3.45 pm

Councillor P Whiteley (Chairman)