

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Sub-Committee**
held on Thursday, 5th November, 2009 at The Capesthorne Room - Town
Hall, Macclesfield SK10 1DX

PRESENT

Councillor P Whiteley (Chairman)

Councillors T Beard, Rachel Bailey, H Davenport and J Goddard

OFFICERS IN ATTENDANCE

Mr M Janes (Licensing Enforcement Officer) and Mrs K Khan (Licensing Solicitor)

Apologies

Councillors (none)

32 APPOINTMENT OF CHAIRMAN

RESOLVED – That Councillor P Whiteley be appointed Chairman.

33 APOLOGIES FOR ABSENCE

None.

34 DECLARATIONS OF INTEREST

None.

35 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.

36 09/04 APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE

The Sub-Committee considered a report regarding an application for the renewal of a Hackney Carriage Drivers Licence and the grant of a joint Hackney Carriage/Private Hire Drivers Licence.

The Sub-Committee was informed that the application 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 application for a Hackney Carriage/Private Hire Drivers Licence should be granted.

The applicant and his representative attended the hearing and made representations in respect of his application.

After a full hearing of the application and in accordance with the rules of procedure, the Chairman of the Sub-Committee reported that after taking account of all of the evidence, including the applicant's oral representations, the following course of action had been agreed.

RESOLVED – That the applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Driver's Licence and that the application for a Licence be granted subject to the requirement that the applicant successfully completed the Council's theory test relating to the private hire element of the Licence. In addition the Committee informed the applicant that should any further incidents occur in the future, he would be summoned to attend a meeting of the Licensing Sub Committee to determine the future of his Licence.

37 09/05 APPLICATION FOR A JOINT HACKNEY CARRIAGE AND PRIVATE HIRE DRIVERS LICENCE

The Sub-Committee considered a report regarding an application for a Joint Hackney Carriage and Private Hire Drivers Licence.

The Sub-Committee was informed that the application 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 application for a Joint Hackney Carriage and Private Hire Drivers Licence should be granted.

The applicant attended the hearing and made representations in respect of his application.

After a full hearing of the application and in accordance with the rules of procedure, the Chairman of the Sub-Committee reported that after taking account of all of the evidence, including the applicant's oral representations, the following course of action had been agreed.

RESOLVED – That the applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Driver's Licence and that the application for a Licence be granted subject to the requirement that the applicant successfully completed the Council's Hackney Carriage/Private Hire theory test.

38 09/06 APPLICATION FOR A JOINT HACKNEY CARRIAGE AND PRIVATE HIRE DRIVERS LICENCE

The Sub-Committee considered a report regarding an application for a Joint Hackney Carriage and Private Hire Drivers Licence.

The Sub-Committee was informed that the application 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

application for a Joint Hackney Carriage and Private Hire Drivers Licence. should be granted.

The applicant and his representative attended the hearing and made representations in respect of his application.

After a full hearing of the application and in accordance with the rules of procedure, the Chairman of the Sub-Committee reported that after taking account of all of the evidence, including the applicant's oral representations, the following course of action had been agreed.

RESOLVED – That the applicant was not a fit and proper person to hold a Hackney Carriage/Private Hire Driver's Licence and that the application be refused.

The applicant was reminded of his right to appeal to the Magistrates Courts within 21 days.

The meeting commenced at 1.00 pm and concluded at 3.15 pm

Councillor P Whiteley (Chairman)