

LICENSING COMMITTEE

Minutes of a meeting of the Licensing Committee held on Wednesday, 21st October 2009 at 9.30 am in the Quaker Room, Meeting Point House, Telford

PRESENT: V.A.Fletcher (Chairman), E.J.Greenaway (Vice-Chairman), J.A.Francis, R.E.Groom, Y.C.Hicks, G.P.Hossell, T.Kiernan, C.N.Mason, H.Rhodes, C.F.Smith and A.G.P.Williams

LC-61 APOLOGIES FOR ABSENCE

Councillors R.G.Chaplin, T.J.Hope, A.A.Mackenzie and K.L.Tomlinson.

LC-62 DECLARATIONS OF INTEREST

None

LC-63 EXCLUSION OF PRESS AND PUBLIC

RESOLVED – that the press and public be excluded from the meeting for the following items of business on the grounds that they may involve the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A Local Government Act 1972.

LC-64 MR.S.W. – REVIEW OF A PRIVATE HIRE VEHICLE DRIVER LICENCE

Members were informed by the Democratic Services Officer that an application for an adjournment of the private hearing had been received from a firm of solicitors who had confirmed that they had been instructed by the licensee. Following the advice that had been given to the licensee's solicitors the licensee was in attendance in order to confirm the reason for the adjournment request. The Committee were informed that the reason for the adjournment application was to enable the attendance of legal representation and that the instructed solicitor was unable to be present at the hearing.

The Committee were advised of the notification process that had been followed prior to the hearing by both the Licensing Service and Democratic Services.

After receiving the legal advice of the Council's legal advisor and following a discussion it was;

RESOLVED – that the private hearing should be adjourned to a fixed date of Thursday 12th November 2009, commencing at 9.30am with the venue to be confirmed. Members also resolved that the hearing would be heard on this resumed date and that the licensee should notify his solicitor of this date as soon as possible in order for him to be represented. If the original solicitor was unavailable then the licensee should either arrange for a replacement solicitor either from the same firm as currently instructed or an alternative solicitor from a different practice. If the licensee was unable to obtain

representation for the hearing on the 12th November the hearing would still proceed.

LC-65 **MR.J.G. – REVIEW OF A PRIVATE HIRE VEHICLE DRIVER LICENCE**

The Committee were informed that the licensee was not in attendance and received confirmation from the Council's Licensing Operations Manager that the licensee had indicated that he would not be in attendance and did not wish to remain licensed as a Private Hire Vehicle Driver.

After receiving the legal advice of the Council's legal advisor and following a discussion the Committee;

RESOLVED – that consideration and determination of the private hearing should proceed in the absence of the licensee.

After hearing the evidence presented by the Council's Licensing Operations Manager in accordance with the hearings procedure and following consideration and discussion by the Committee, it was;

RESOLVED – that the Committee considered that they were not satisfied that the licensee was a fit and proper person to be licensed as a Private Hire Vehicle Driver and that accordingly his Private Hire Vehicle Driver Licence should be revoked with immediate effect.

The meeting ended at 12.45 pm.

Chairman:

Date: