

**MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE HELD
AT THE COUNCIL CHAMBER, COUNCIL OFFICES, KILWORTHY PARK,
DRAKE ROAD, TAVISTOCK ON WEDNESDAY 12 DECEMBER 2018**

Present: Cllr R E Baldwin
Cllr C Mott
Cllr T G Pearce
Cllr A Roberts
Cllr P R Sanders
Sue Nightingale, Deputy Monitoring Officer
Naomi Stacey, Specialist – Licensing
Kathy Hoare, Senior Case Manager – Democratic Services

Also in attendance and participating:
Applicant

* LSC 12 **APPOINTMENT OF CHAIRMAN**

RESOLVED

That Cllr Sanders be appointed Chairman for the duration of the meeting.

* LSC 13 **DECLARATIONS OF INTEREST**

The Chairman invited Members to declare any interests in the items of business to be considered during the course of the meeting but there were none made.

* LSC 14 **EXCLUSION OF PUBLIC AND PRESS**

RESOLVED

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting on the grounds that exempt information is likely to be disclosed as defined in Paragraph 1 of Schedule 12(A) to the Act."

* LSC 15 **DETERMINATION OF THE RENEWAL OF A JOINT HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER LICENCE WHERE THERE MAY BE 'REASONABLE CAUSE' FOR REFUSAL**

The Sub Committee considered an exempt report that sought to determine whether or not to renew a Hackney Carriage and Private Hire Driver Licence.

The Licensing Officer proceeded to present the application and the content of the report.

The applicant put forward their case.

Members proceeded to ask several questions of the applicant.

At 10.34 am (once all parties were content that they had no further issues and/or questions to raise), the Sub-Committee adjourned in the presence of the Deputy Monitoring Officer to consider the application. The Sub-Committee then reconvened at 11.50 am and the Chairman announced the decision.)

It was then:

RESOLVED

That the Sub-Committee has considered very carefully the application to renew the Hackney Carriage and Private Hire Driver Licence.

The Sub-Committee has read the Licensing Officer's report (which the applicant has also had sight of) and has read the details on court record, taking into consideration the nature of the offence and when this was committed.

The Sub-Committee has also listened very carefully to the submissions made to this meeting.

The main priority of the licensing regime is to ensure public safety. As this is a civil matter, the evidence of proof is based on the balance of probabilities, the onus being on yourself to satisfy the Authority that you are a 'fit and proper person' to continue to drive a Hackney Carriage or Private Hire Vehicle.

The Committee has decided to GRANT the renewal of your Joint Hackney Carriage and Private Hire Driver Licence. This decision is based on:

- Your previous good record; and
- Your genuine remorse and acknowledgement of the seriousness of the one conviction.

This decision is subject to a satisfactory medical report being given to the Licensing Officer prior to renewal of licence being issued.

Chairman