

**MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD AT  
FOLLATON HOUSE, TOTNES ON THURSDAY 16 MAY 2024**

**MEMBERS**

- \* Cllr S Rake - Chairman
- \* Cllr J Carson - Vice-Chairman

* Cllr V Abbott	∅ Cllr G Pannell
* Cllr G Allen	∅ Cllr S Penfold
* Cllr Dommett	* Cllr A Presswell
* Cllr C Oram	* Cllr D Thomas
* Cllr B Taylor	* Cllr D Hancock
(substituting for Cllr S Penfold)	(Substituting for Cllr G Pannell)

- \* Denotes attendance
- ∅ Denotes apology for absence

Officers in attendance and participating:  
Legal Advisor to the Committee (via MS Teams); Licensing Officer; and Senior  
Democratic Support Officer

**L.10/23 MINUTES**

The minutes of the meeting of the Licensing Committee held on 18 January 2024 and the Licensing Sub-Committee held on 18 April 2024 were confirmed as a correct record.

**L.11/23 EXCLUSION OF THE PUBLIC AND PRESS**

**RESOLVED**

“That in accordance with Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting during consideration of the following item of business in order to avoid the likely disclosure to them of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A to the Act”

**L.12/23 DETERMINATION OF WHETHER TO GRANT A HACKNEY CARRIAGE  
AND PRIVATE HIRE DRIVER LICENCE**

Consideration was given to an exempt report that asked the Committee to determine whether an individual was a ‘fit and proper person’ to hold a Hackney Carriage/Private Hire Driver Licence in accordance with Sections 51 and 59 of the Local Government (Miscellaneous Provisions) Act 1976.

The Licensing Specialist introduced the report, and the individual was invited to make representations to the Committee. At the conclusion of their address, Members of the Committee asked a series of questions.

Once all parties were satisfied that they had no more questions or issues to raise, the Committee adjourned at 11.31 am in the presence of the Solicitor.

Having fully considered the matter, the meeting was then re-convened at 12.10 pm and the Chairman read the decision as follows:

As a Licensing Committee, we have carefully considered the application for a new Hackney Carriage and Private Hire Joint Driver licence made under the Town Police Clauses Act 1847, Local Government (Miscellaneous Provisions) Act 1976, Part II and other relevant Legislation and have specifically considered:

- Our own Taxi Licensing Policy;
- Our Code of Good Conduct for Hackney Carriage and Private Hire drivers;
- The Government guidance issued under the Act;

In reaching our decision, we have taken account of the convictions disclosed on your application along with the additional convictions undisclosed at the time of applying, the omission of these convictions and the evidence and comments made today.

It is our decision to refuse this application. A decision the committee came to by majority vote, on the balance of probabilities when considering if you are a fit and proper person.

As you have been refused a License you have the right to appeal against a Licensing Committee decision to the Magistrates Court within 21 days of notification of the Committee's decision. The Officer will send the information to you.

(Meeting commenced at 11:00 am and concluded at 12:11 pm).

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Chairman