

MINUTES OF THE LICENSING SUB-COMMITTEE

11 APRIL 2011

Present:

Councillor R.W. Sider (Chairman)

Councillors: S. Bhadye and K.E. Flurry

106/11 EXCLUSION OF PRESS AND PUBLIC

RESOLVED that under Section 100a(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following item of business on the grounds that it may involve the likely disclosure of exempt information as defined in the paragraph of part 1 of schedule 12a of the Act indicated below.

107/11 EXEMPT REPORT TO DETERMINE WHETHER OR NOT MR JOHNNY WINTER IS A FIT AND PROPER PERSON TO RETAIN A PRIVATE HIRE OR HACKNEY CARRIAGE DRIVER LICENCE

The Chairman introduced Members and Officers present and noted that Mr Winter was absent. He had not communicated the reason for his absence. This hearing had been arranged following the adjournment of two previous dates on 10 February 2011 and 22 March 2011.

The Solicitor confirmed that Mr. Winter had had sight of the agenda and report for several months and that he had the opportunity to provide any explanations to address the concerns in the report in writing in that period.

The Sub-Committee therefore decided to proceed to hear the matter in Mr. Winter's absence.

The Environmental Health Manager (Commercial) presented the report of the Head of Environmental Health and Building Control Services and outlined the matter before the Sub-Committee. The purpose of the hearing was to determine whether Mr Winter was a fit and proper person to retain a Private Hire or Hackney Carriage driver licence.

The meeting then proceeded in accordance with the procedure which accompanied the Agenda for the meeting.

The Sub-Committee then resolved to adjourn to consider its decision.

Upon reconvening the Chairman gave the summary decision of the Sub-Committee. He advised that the full decision with reasons would be notified to Mr Winter in writing within fourteen days and that he had a right of appeal to the Magistrates Court.

RESOLVED that the Licence issued to Mr Winter to drive a Private Hire vehicle be suspended for a period of 21 days, for the reasons set out in the full decision notice to be provided within fourteen days of this Sub-Committee.