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## **LICENSING & APPEALS COMMITTEE**

**Minutes of a Meeting held on Tuesday 21 November 2017 in the Committee Room, Town Hall, Matlock at 3:15pm.**

### **PRESENT**

Councillor Jean Monks - In the Chair

Councillors Stephen Flitter and Alyson Hill

(Councillor Ann Elliott attended as an observer)

Eileen Tierney (Licensing Manager), Katie Hamill (Solicitor) and Simon Johnson (Democratic & Electoral Services)

Licence Holder

Licence Holder's Daughter

### **194/17 – ELECTION OF CHAIRMAN**

It was moved by Councillor Steven Flitter, seconded by Councillor Alyson Hill and

**RESOLVED**  
(Unanimously)

That Councillor Jean Monks be elected as Chairman of the Committee.

### **195/17 – EXCLUSION OF THE PUBLIC AND PRESS**

It was moved by Councillor Jean Monks, seconded by Councillor Stephen Flitter

**RESOLVED**  
(Unanimously)

That in accordance with Section 100(a) of the Local Government Act 1972 the public and press be excluded because it is likely that the nature of the business to be transacted would result in exempt information being disclosed.

At this point the Sub-Committee excluded the public and press because in determining the Licence, Members would need to consider personal information relating to the Licence Holder.

### **196/17 – TAXI /PRIVATE HIRE VEHICLE DRIVER LICENSING**

It was reported that, in accordance with the Council's Licensing procedures, a holder of a Taxi/Private Hire Vehicle Driver Licence had been referred to the Licensing & Appeals Sub-Committee to determine whether he/she remained a fit and proper person to drive a licensed vehicle as he/she failed to report his/her involvement in a road traffic collision.

The Licensing Manager explained the circumstances of the Licence Holder's referral to the Sub-Committee. The Sub-Committee and the Licence Holder were given an opportunity to question the Licensing Manager.

The Licence Holder presented their case.

The Licence Holder's Daughter presented supporting representation.

The Sub-Committee and the Licensing Manager were given an opportunity to question the Licence Holder.

The Sub-Committee confirmed they had enough information to determine the matter.

### **197/17 – DECISION**

It was moved by Councillor Jean Monks, seconded by Councillor Stephen Flitter and

#### **RESOLVED** (Unanimously)

That having considered all the evidence put before it, the Sub-Committee has determined that the Licence Holder is not a fit and proper person to continue to hold a combined licence to drive a Hackney Carriage/Private Hire Vehicle and that the Licence Holder's Combined Driver Licence and Hackney Carriage Vehicle Licence be revoked.

Further, that it is in the interests of public safety that this should be with immediate effect in accordance with sub section (2B) of section 61 of the Local Government (Miscellaneous Provisions) Act 1976.

The Sub-Committee delegate authority to the Licensing Manager to authorise the removal of the plates from the Licence Holder's Hackney Carriage Vehicle.

#### Reason for Decision

The reasons for the decision are contained in the Decision Notice that is attached to the exempt minute as they include personal information relating to the applicant.

**MEETING CLOSED: 5:30pm**