

PRIVATE HIRE AND HACKNEY CARRIAGE LICENSING SUB-COMMITTEE

WEDNESDAY, 2 DECEMBER 2009

PRESENT:- Councillors Andy Albinson, Rex Barnett, Andrew Bennett (Chair), Fay Howard, Kevin Parry, Eric Shaw and Rex Barnett.

Apologies for absence were received from Councillors Michael Dickinson and Maurice Fanning.

8. Declarations of Interest

The Chair reminded Members of the need to declare any known interests in any matters to be considered at the meeting. No declarations were made.

9. Minutes

Resolved – That the minutes of the meeting held on 25th November 2009, be confirmed and signed as a correct record.

10. Public Question Time

No public questions were received during the meeting.

11. Exempt Items - Exclusion of Press and Public

That, in accordance with Section 100A(4) of the Local Government Act 1972, the public be excluded during the discussion of the matters referred to in Item 7 of the Notice of the Meeting on the grounds that it involves the likely disclosure of exempt information as defined in Paragraphs 1 and 3 of Part 1 of Schedule 12A to the Act. (Minute 12 refers.)

12. Appeal against Revocation of Private Hire Driver Licence

The Sub-Committee considered (a) a report of the Group Director, Environment, Regeneration and Community setting out an appeal against the revocation of a Private Hire Drivers Licence, (b) an oral report of the Council's Transport Officer and the Team Manager, Safeguarding and Corporate Parenting, and (c) representations by the appellant, his representative and witness and statements and letters submitted by the applicant in support of his appeal.

Resolved – (1) That the appeal be refused and the driver named in the report be advised of his right to appeal the decision of this Committee to the Swindon Magistrates Court.

(2) That, further to (1) above, and given the on-going concerns of the Sub-Committee about the allegations made against the appellant, the revocation have immediate effect in accordance with subsection 2(B) of section 61 of the Local Government (Miscellaneous Provisions) Act 1976 on the grounds that it was in the interests of public safety.

The Chair reminded the appellant that if felt aggrieved with the decision of the Sub-Committee he had a right of an appeal, which must be made to the Clerk to the

Magistrates Court, Islington Street, Swindon, within twenty-one days of receipt the letter setting out the Sub-Committee's decision.