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## LICENSING SUB-COMMITTEE

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**MINUTES** of the Meeting held in the Council Chamber, Swale House, East Street, Sittingbourne, Kent, ME10 3HT on Monday, 24 July 2017 from 11.00am - 11.31 am.

**PRESENT:** Councillors Cameron Beart (Chairman), Paul Fleming and Lesley Ingham.

**OFFICERS PRESENT:** Tom Dunn, Della Fackrell, Robin Harris and Jo Millard.

### 123 FIRE EVACUATION PROCEDURE

The Chairman made sure that those present were aware of the Fire Evacuation Procedure.

### 124 NOTIFICATION OF CHAIRMAN AND OUTLINE OF PROCEDURE

The Chairman opened the meeting by introducing the Sub-Committee and the officers present.

### 125 DECLARATIONS OF INTEREST

No interests were declared.

### Part B Minutes for Information

### 126 EXCLUSION OF THE PRESS AND PUBLIC

**Resolved:**

***That under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that it involves the likely disclosure of exempt information as defined in Paragraphs 1 and 2:***

- 1. Information relating to any individual.***
- 2. Information which is likely to reveal the identity of an individual.***

### 127 REVIEW OF A HACKNEY CARRIAGE DRIVER'S LICENCE

The Licensing Officer introduced the report which sought to consider whether Respondent A, who had accumulated a total of 28 penalty points on their Swale Driving Badge, was a fit and proper person to hold a Taxi Driver's Badge.

The Licensing Officer highlighted an error in the report at 1.2.8. He clarified that Respondent A received 6 penalty points for smoking in a licenced vehicle, not for handheld use of a mobile phone whilst driving as stated in the report, and advised that Respondent A had appeared in front of the Licensing Sub-Committee in September 2016, when he had accumulated 22 points. On that occasion, Respondent A had been issued with a formal warning.

The Licensing Officer detailed the incident at which Respondent A had accumulated further penalty points:

6 points for code of conduct (to obey Traffic Regulations).

In response to questions from Members, the Licensing Officer clarified the location of the incident and that an Enforcement Officer had witnessed the incident.

Respondent A outlined the impact that a suspension of their licence would cause.

Members of the Sub-Committee adjourned to make their decision.

Members of the Sub-Committee, the Senior Lawyer and the Senior Democratic Services Officer returned to the meeting and the decision, as attached as Appendix 1a to these minutes, was announced.

***Resolved:***

***That Respondent A's Hackney Carriage/Private Hire Vehicle Driver's Licence be suspended for a period of 14 days.***

Chairman

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All Minutes are draft until agreed at the next meeting of the Committee/Panel