

Licensing Sub-Committee 4.15pm 27 March 2018

Case No 3

Decision: The Licensing Sub-Committee was asked to determine whether this respondent was a fit and proper person to hold a Hackney Carriage/Private Hire Dual Driver's Licence against the background of having accumulated 12 penalty points on the Council's Hackney Carriage and Private Hire Policy.

In respect of the 6 points awarded for breaching the Code of Conduct, the Respondent admitted that he should have worn the correct attire and apologised for this.

In respect of the 6 points awarded for making a false declaration, the Respondent stated that he had sent his daughter to the Council with a photocopy of the DVLA points and that therefore he believed he had made the Council aware of them. He accepted that he should have completed the form correctly, regardless of this and he was aware that this was a serious matter for which he could be prosecuted.

The Sub-Committee noted that the Respondent had never been before a Sub-Committee previously and had acknowledged the errors he had made.

Taking into account the above, the Sub-Committee determined that the appropriate and proportionate action would be to issue the Respondent with a formal written warning in relation to his future conduct.

The Sub-Committee draws the attention of the Respondent to the fact that Swale Penalty Points remain on the Hackney Carriage/Private Hire Dual Driver's Licence for a period of 3 years.