
LICENSING SUB-COMMITTEE

MINUTES of the Meeting held in the Council Chamber, Swale House, East Street, Sittingbourne, Kent ME10 3HT on Thursday, 2 March 2023 from 11.00 am - 12.16 pm.

PRESENT: Councillors Derek Carnell (Chair), Carole Jackson and Mike Whiting.

OFFICERS PRESENT: Mohammad Bauluck, Chris Hills, Jo Millard and Helen Ward.

752 **Emergency Evacuation Procedure**

The Chair outlined the emergency evacuation procedure.

753 **Notification of Chair and Outline of Procedure**

The Chair opened the meeting and asked those present to introduced themselves.

754 **Declarations of Interest**

No interests were declared.

755 **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 item of business on the grounds that it involves the likely disclosure of exempt information as defined in Paragraphs 1 and 2 of Schedule 12A of the Act:

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

756 **Review of a Hackney Carriage Driver's Licence**

The Licensing Team Leader introduced the report which sought to consider whether the Applicant was a 'fit and proper person' to be granted a Dual Hackney Carriage/Private Hire driver's licence under the Town Policy Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976.

The Applicant had accumulated a total of 7 (seven) penalty points on their DVLA driver's licence. Under the terms of the current Swale Borough Council Hackney Carriage (Taxi) and Private Hire Licensing Policy 2022 – 2027, where an applicant had more than 6 current DVLA penalty points their application would normally be refused

There was some discussion on the renewal procedures for licences during the Covid-19 Pandemic. It was accepted that the Applicant had not renewed his licence in accordance with the proper procedure and that the current application was for a new licence and must be determined accordingly.

The Applicant presented their case and they were asked questions. The Applicant's representative asked questions. Members of the Sub-committee asked questions.

Members of the Sub-Committee adjourned at 11.38 am to make their decision.

Members of the Sub-Committee, the Lawyer (Contentious) and the Democratic Services Manager returned to the meeting at 12.13 pm and the decision, attached as Appendix I to these minutes was announced.

Resolved: That the Applicant's application be refused.

Chair

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