

**Licensing Sub-Committee 2 June 2021 3.30pm**

**Case 4/2021**

The Licensing Sub-Committee was asked to determine whether this Respondent was a fit and proper person to continue as an operator against the background of them accumulating a total of 12 penalty points on their Swale Licencing record.

The Sub-Committee heard from the Licensing Officer that the Respondent had allowed an unlicensed driver to carry out school runs on two separate occasions.

The Sub-Committee heard that the Respondent had not been operating from their office or using their usual computer system at the time and accepted that their policy of checking drivers' badges on a three-monthly basis was not adequate. In response to a question, the Respondent advised that monthly checks might have been better and assured the Sub-Committee that now the office and computer system are up and running again, there is no possibility of this happening in the future.

The Sub-Committee determined that this Respondent does remain a fit and proper operator and that it is appropriate and proportionate to deal with this matter by way of a formal warning.

The penalty points will remain on the record so any further breaches of policy will result in a further hearing before a Sub-Committee where it is unlikely that a further warning would be given.

Chairman:

Councillor Derek Carnell

Date: 2 June 2021