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REGULATORY PANEL

Friday, 13 August 2021

Present: Councillor A Hodson (Chair)
Councillors D Burgess-Joyce C O'Hagan
D Mitchell KJ Williams

33 MEMBERS' CODE OF CONDUCT - DECLARATIONS OF INTEREST

Members of the Panel were asked to declare any disclosable pecuniary and non pecuniary interests, in connection with any application on the agenda and state the nature of the interest.

Councillor A Hodson declared a personal interest in respect of Item 7 – Private Hire Driver Licence (EVJ) – by virtue of having been acquainted with the applicant in the past (minute 39 refers).

34 PRIVATE HIRE VEHICLE LICENCE APPLICATION - TOYOTA PRIUS, REGISTRATION NUMBER PN61 LDJ

The Director of Law and Governance reported upon an application received to re-license a Toyota Prius, registration number PN61 LDJ, beyond the normal overage date for a licensed Private Hire Vehicle. The vehicle had been licensed as a Private Hire Vehicle since 20 October 2016 and the current licence was due to expire on 1 September 2021. The date of first registration of the vehicle was 1 September 2011. The vehicle had been examined at one of the Council's authorised testing stations and the pass certificates were available for Members.

The proprietor of the vehicle was present at the meeting with the vehicle which Members of the Panel inspected.

Resolved – That the application to license the Toyota Prius, registration number PN61 LDJ, as a Private Hire Vehicle be granted for six months.

35 SCHOOL CONTRACT PRIVATE HIRE VEHICLE LICENCE APPLICATION

The Director of Law and Governance reported upon an application received to license a Ford Transit, registration number YJ03 WXU, beyond the normal overage date for a licensed Private Hire Vehicle. The vehicle would be used exclusively to transport children to and from educational establishments. The date of first registration of the vehicle was 18 July 2003 and the vehicle was therefore 18 years old. The vehicle had been examined at one of the

Council's authorised testing stations and the pass certificates were available for Members.

The proprietor of the vehicle was present at the meeting with the vehicle which Members of the Panel inspected.

Members had regard to the current criteria which states that vehicles must be under 10 years from the date of manufacture or date of first registration, whichever is the earliest and found no good reason to act outside of this Policy.

Resolved – That the application to license the Ford Transit, registration number YJ03 WXU as a Private Hire Vehicle be refused.

36 **EXEMPT INFORMATION - EXCLUSION OF THE PRESS AND PUBLIC**

Resolved - That, under section 100 (A) (4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following items of business on the grounds that they involve the likely disclosure of exempt information as defined by paragraph 1 of Part I of Schedule 12A (as amended) to that Act. The Public Interest Test had been applied and favoured exclusion.

37 **PRIVATE HIRE DRIVER LICENCE (BSB)**

The Director of Law and Governance reported upon an application received by Mr BSB for the grant of a Private Hire Driver Licence. Mr BSB attended the meeting and made representations in respect of his application.

Members gave due consideration to the representations made and exercised their right to consider each case on its individual merits in light of the representations made.

In determining the matter Members also gave serious consideration to their overriding responsibility in respect of the protection and safety of the public. The Panel applied the principle of proportionality enshrined within the Human Rights Act 1998.

Resolved – That Mr BSB's application for the grant of a Private Hire Driver Licence be refused.

38 **PRIVATE HIRE DRIVER LICENCE (DFJG)**

The Director of Law and Governance submitted a report for Members to consider whether Mr DFJG should be granted a Private Hire Driver Licence.

Mr DFJG attended the meeting made representations in respect of his application.

Members questioned Mr DFJG.

Members gave due consideration to the representations made and exercised their rights to consider each case on its individual merits in light of the representations made.

Resolved – That Mr DFJG’s application for a Private Hire Driver Licence be approved.

39 **PRIVATE HIRE DRIVER LICENCE (EVJ)**

Councillor A Hodson declared a personal interest in this matter (minute 33 refers).

The Director of Law and Governance submitted a report for Members to consider whether Mr EVJ should continue to hold a Private Hire Driver Licence.

Mr EVJ attended the meeting and made representations. Members questioned Mr EVJ.

Members considered carefully the representations made by Mr EVJ.

Members gave due consideration to all of the representations made and exercised their rights to consider each case on its individual merits in light of the representations made.

Resolved – That Mr EVJ be allowed to continue to hold a Private Hire Driver Licence subject to successfully completing a Driver Awareness Course on a date to be confirmed by the Licensing Team Leader.

40 **PRIVATE HIRE DRIVER LICENCE (GG)**

The Director of Law and Governance submitted a report for Members to consider whether Mr GG should continue to hold a Private Hire Driver Licence.

Mr GG attended the meeting and made representations. Members questioned Mr GG.

Members considered carefully the representations made by Mr GG.

Members gave due consideration to all of the representations made and exercised their rights to consider each case on its individual merits in light of the representations made.

Resolved –

- (1) That Mr GG be allowed to continue to hold a Private Hire Driver Licence.**
- (2) That Mr GG attend an Anger Management Course.**
- (3) That Mr GG be issued with a written warning as to his future conduct.**