



Lewes District Council

Licensing Sub-Committee

Minutes of a meeting of the **Licensing Sub-Committee** held in the **Ditchling and Telscombe Rooms, Southover House, Southover Road, Lewes** on **Tuesday 25 October 2016** at **2:00pm**

Present:

Councillor M Chartier (Chair on election)
Councillors P Gander and J Harrison-Hicks

Officers Present:

Z Downton, Committee Officer
M Moss, Licensing Officer (Hackney Carriage and Private Hire)
M Wilkinson, Housing & Regulatory Lawyer

Also Present:

Applicant in relation to Minute No 3
Applicant in relation to Minute No 4

Minutes		Action
1	Election of Chair of the Sub-Committee <u>Resolved:</u> 1.1 That Councillor Chartier be elected Chair of the Sub-Committee for the duration of this meeting.	
2	Exclusion of the Public and Press <u>Resolved:</u> 2.1 That, under Section 100(A)(4) of the Local Government Act 1972 (as amended), the public and press be excluded from the hearing applications as set out in Reports No 141/16 and 142/16 as there was likely to be disclosures of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Act. The public interest in maintaining the exemption outweighs the public interest in disclosing the information.	

3 Determination of Application for Driver's Licence

The Chair of the Sub-Committee welcomed the Applicant to the hearing.

The Sub-Committee considered Report No 141/16 relating to the determination of an Application for a Private Hire Driver's Licence.

Lewes District Council was responsible for assessing an individual's suitability to hold a Private Hire Driver's Licence under the provisions of the Local Government (Miscellaneous Provisions) Act 1976.

The Licensing Officer presented the Report to the Sub-Committee. He drew the Sub-Committee's attention to the salient points of the Report, including background information about the Applicant and the circumstances that had led up to the hearing.

The Licensing Officer advised the Sub-Committee of the options available in making a determination in respect of the Application, namely;

- To grant the Application in full and without any additional conditions (other than the mandatory conditions imposed by Lewes District Council) or other written warning;
- To grant the Application in full and without any additional conditions (other than the mandatory conditions imposed by Lewes District Council) but issue a written warning;
- To grant the Application, imposing conditions (under Section 51(2) of the Local Government (Miscellaneous Provisions) Act 1976 without a written warning;
- To grant the Application imposing conditions (under Section 51(2) of the Local Government (Miscellaneous Provisions) Act 1976 with a written warning; or
- To refuse the Application.

The Applicant presented their case to the Sub-Committee.

The Sub-Committee withdrew to determine the Application. The decision was delivered as follows:

Resolved:

- 3.1** That the Application for a Private Hire Driver's Licence, as referred to in Report No 141/16, be granted in full and without any additional conditions (other than the mandatory conditions imposed by Lewes District Council) or a written warning.

Licensing
Officer

4 Determination of Application for Driver's Licence

The Chair of the Sub-Committee welcomed the Applicant to the hearing.

The Sub-Committee considered Report No 142/16 relating to the determination of an Application for a Private Hire Driver's licence.

Lewes District Council was responsible for assessing an individual's suitability to hold a Private Hire Driver's Licence under the provisions of the Local Government (Miscellaneous Provisions) Act 1976.

The Licensing Officer presented the Report to the Sub-Committee. He drew the Sub-Committee's attention to the salient points of the Report, including background information about the Applicant and the circumstances that had led up to the hearing.

The Licensing Officer advised the Sub-Committee of the options available in making a determination in respect of the Application, namely;

- To grant the Application in full and without any additional conditions (other than the mandatory conditions imposed by Lewes District Council) or other written warning;
- To grant the Application in full and without any additional conditions (other than the mandatory conditions imposed by Lewes District Council) but issue a written warning;
- To grant the Application, imposing conditions (under Section 51(2) of the Local Government (Miscellaneous Provisions) Act 1976 without a written warning;
- To grant the Application imposing conditions (under Section 51(2) of the Local Government (Miscellaneous Provisions) Act 1976 with a written warning; or
- To refuse the Application.

The Applicant presented their case to the Sub-Committee.

The Sub-Committee withdrew to determine the Application. The decision was delivered as follows:

Resolved:

- 4.1** That the Application for a Private Hire Driver's Licence, as referred to in Report No 142/16, be granted in full and without any additional conditions (other than the mandatory conditions imposed by Lewes District Council) or a written warning.

Licensing
Officer

NOTE:

In accordance with Section 100C, sub-section (2) of the Local Government Act 1972, Minutes 3 and 4 above are a summary of the proceedings of that part of the meeting which included exempt information. Authorised persons may inspect the exempt information on application to the Proper Officer.

The meeting ended at 3.30pm

M Chartier
Chair