

NORTHUMBERLAND COUNTY COUNCIL
LICENSING AND REGULATORY SUB-COMMITTEE

At a meeting of the **Licensing and Regulatory Subcommittee held in Conference Room 2, County Hall, Morpeth, NE61 2EF on Thursday 21 July 2022 at 10.00 am**

PRESENT

Councillor J I Hutchinson
(in the Chair)

MEMBERS

T Cessford

C Hardy

OFFICERS

D Bambury
H Bowers
H Tait

Lawyer
Democratic Services Officer
Senior Licensing Officer

1. ELECTION OF CHAIR

RESOLVED that Councillor Hutchinson be elected as Chair for the duration of the meeting.

2. EXCLUSION OF PRESS AND PUBLIC

RESOLVED:-

- (a) that under Section 100A of the Local Government Act 1972, the press and public be excluded from the meeting during consideration of the following items on the Agenda as they involved the likely discussion of exempt information as defined in Part 1 of the Schedule 12(A) of the 1972 Act, and
- (b) that the public interest in maintaining the exemption outweighs the public interest in disclosure for the following reasons:-

Agenda Item 4, Paragraph 1 of Part 1 of Schedule 12A

"information relating to any individual."

Ch.'s Initials.....

PART II

3. REPORTS OF THE HEAD OF HOUSING & PUBLIC PROTECTION

Case No. 21.07.22/438

The applicant was in attendance.

Introductions were made and the Chair explained the procedure to be followed.

The Senior Licensing Officer informed members that an application had been received which officers were unable to deal with under delegated powers.

The Subcommittee was asked to consider the application and the applicant's representations along with the written and oral report of the Senior Licensing Officer and relevant law and guidance policy to determine whether or not the applicant was a fit and proper person to hold such a licence. It was stated that the burden of proof rested upon the applicant and the standard of proof was the civil standard of proof.

The applicant submitted his case in support of his application and then answered questions from the Subcommittee.

Members of the Subcommittee retired to make their decision with the legal adviser and following this the applicant was advised:-

The Subcommittee has determined to **GRANT you** with the private hire driver's licence with the following warning:-

As you have previous convictions for motoring offences, we must warn you that our policy states any further offences for driving with no insurance, is that a licence should not be granted. We must also warn you that any further convictions will be taken seriously especially if they are related to motoring offences. Convictions or conduct of this nature may constitute a review of your licence, please be mindful that all future convictions must be disclosed and you must continue to co-operate with the licensing team.

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The Subcommittee was asked to consider the application and the applicant's representations along with the written and oral report of the Senior Licensing

Officer and relevant law and guidance policy to determine whether or not the applicant was a fit and proper person to hold such a licence.

The applicant submitted her case in support of her application and then answered questions from the Subcommittee.

Members of the Subcommittee and legal adviser retired to make their decision and following this the applicant was advised:-

The Subcommittee has determined to **GRANT** your private hire driver and hackney carriage licences, with the following warning:-

As you have previous convictions for motoring offences, we must warn you that any further convictions will be taken seriously especially if they are related to motoring offences. Further convictions or conduct of this nature may constitute a review of your licences, please be mindful that all future convictions must be disclosed.

CHAIR _____

DATE _____