

**TONBRIDGE AND MALLING BOROUGH COUNCIL**

**LICENSING AND APPEALS PANEL**

**Thursday, 15th December, 2005**

**Present:** Cllr Mrs F A Kemp (Chairman), Cllr P J Drury and Cllr Mrs E M Holland.

An apology for absence was received from Councillor Lettington.

**PART 1 - PUBLIC**

**LA 05/015 DECLARATIONS OF INTEREST**

There were no declarations of interest made.

**MATTERS FOR CONSIDERATION IN PRIVATE**

**LA 05/016 EXCLUSION OF PRESS AND PUBLIC**

The Chairman moved, it was seconded and

**RESOLVED:** That as public discussion would disclose exempt information, the following matters be considered in private.

**PART 2 - PRIVATE**

**DECISIONS TAKEN UNDER DELEGATED POWERS IN  
ACCORDANCE WITH PARAGRAPH 3, PART 3 OF THE  
CONSTITUTION**

**LA 05/017 CASE NO 05/01: APPLICATION FOR HACKNEY CARRIAGE  
DRIVER LICENCE  
(Reason: LGA 1972 Sch 12A Para 4 - Applicant for Service)**

The Chief Solicitor reported that, in his application, the applicant had stated that he had been convicted of a charge of theft at the Crown Court on 5 October 2005 and had been convicted of a speeding offence on 15 December 2003. In accordance with the Council's adopted guidelines on the relevance of previous convictions, a period of five to seven years should be required before entertaining an application. The applicant had submitted an explanation for his theft conviction with his application and this was placed before Members.

The applicant attended the hearing and produced a letter from his solicitors explaining the circumstances of his court case and a file containing 62 letters of character references. He also called a serving police officer who gave him a character reference. His prospective employer was also present and agreed to take part in the probation arrangements.

**RESOLVED:** That the applicant be granted a licence, subject to the following conditions:

- 1) during the first year of the licence, the applicant be on probation;
- 2) during the probation period the driver and his employer are to be interviewed by a member of the licensing staff at regular intervals;
- 3) in the event of any problems arising the matter to be brought to a future meeting of the Panel; and
- 4) the applicant not to change employer without the consent of the Chief Solicitor and the new employer agreeing to take part in the probation arrangements.

The meeting ended at 1900 hours,  
having started at 1830 hours