

TONBRIDGE AND MALLING BOROUGH COUNCIL

LICENSING AND APPEALS PANEL

Wednesday, 18th February, 2015

Present: Cllr C Brown (Chairman), Cllr Mrs J A Anderson and Cllr M Taylor

Together with representatives of the Licensing Authority

PART 1 - PUBLIC

LA 15/1 DECLARATIONS OF INTEREST

There were no declarations of interest made in accordance with the Code of Conduct.

LA 15/2 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 15/3 APPLICATION FOR A PROBATIONARY PRIVATE HIRE DRIVER'S LICENCE - CASE NO 1/2015

(LGA 1972 Sch 12A Paragraph 1 – Information relating to an individual)

The Panel gave consideration to the report of the Director of Central Services and Monitoring Officer regarding an application for a Probationary Private Hire Driver's Licence following receipt of information from the Disclosure and Barring Service (DBS). The Panel listened carefully to the representations made by the applicant, had regard to the report of the Director of Central Services and found that

- (1) the Tonbridge and Malling Borough Council Hackney Carriage and Private Hire Policy stated that, where offences of dishonesty had been committed, an application would normally be refused if made within 4 years of conviction;
- (2) the relevant convictions were on 24 June 2014;

- (3) a clear period of time from the date of conviction, with no further problems, was required before an application could be considered favourably and that this position was supported by the Council's policy; and
- (4) whilst the Applicant's explanation of the offences was noted, the Panel was also concerned that the offences had attracted a custodial sentence.

The Panel, therefore

RESOLVED: That the application for a Probationary Private Hire Driving Licence be refused.

The meeting ended at 11.00 am
having commenced at 10.00 am