

TONBRIDGE AND MALLING BOROUGH COUNCIL

LICENSING AND APPEALS PANEL

Friday, 22nd March, 2019

Present: Cllr O C Baldock (Chairman), Cllr Mrs P A Bates and
Cllr Mrs B A Brown

Together with representatives of the Licensing Authority

PART 1 - PUBLIC

LA 19/21 DECLARATIONS OF INTEREST

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

LA 19/22 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 (RESPONSIBILITY FOR COUNCIL FUNCTIONS)**

**LA 19/23 APPLICATION FOR A HACKNEY CARRIAGE DRIVER LICENCE -
CASE NO 04/2019**

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

The Panel was asked to consider whether an application for a Hackney Carriage Driver Licence should be granted following the receipt of information from the Disclosure and Barring Service (DBS). It was noted that the Applicant had produced the DBS Certificate when he had submitted the application for the driver's licence on 30 October 2018. The Certificate had shown that the Applicant had a conviction for Deposit without an Environmental waste permit controlled waste in/on land – Environmental Protection Act 1990 S.33(1)(A) in 2012.

In its deliberations the Panel took into account the Council's Taxi Licensing and Enforcement Policy as well as the Institute of Licensing

guidance on determining the suitability of applicants and licensees in the hackney carriage and private hire trade.

The Panel, having considered the facts and listened to the circumstances of the DBS statement, found that the Applicant was a fit and proper person to hold a Hackney Carriage Driver's Licence and, therefore,

RESOLVED: That the application for a Hackney Carriage Driver's Licence be GRANTED.

The meeting ended at 12.05 pm
having commenced at 11.45 am