

**TONBRIDGE AND MALLING BOROUGH COUNCIL**

**LICENSING AND APPEALS PANEL**

**Monday, 27th June, 2022**

**Present:** Cllr Mrs F A Kemp (Chair), Cllr D W King and Cllr R V Roud.

An apology for absence was received from Councillor M A Coffin.

**PART 1 - PUBLIC**

**LAP 22/16 DECLARATIONS OF INTEREST**

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

**LAP 22/17 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**

**LAP 22/18 REVIEW OF PRIVATE HIRE DRIVER'S LICENCE - CASE NO.  
005/2022**

The Licensing and Appeals Committee, sitting as a Panel, was asked to consider whether a Private Hire licence holder had failed to comply with any provision of Part II of the Local Government (Miscellaneous Provisions) Act 1976 or if there was any other reasonable cause why they should suspend or revoke their Private Hire licence following a complaint received from a member of the public stating that the driver charged a passenger more for a journey as they were travelling with their assistance dog.

The Panel had regard to the report of the Director of Central Services and Deputy Chief Executive and the Council's Taxi and Licensing Enforcement Policy.

In its deliberations the Panel took into account all the information given to them and having listened to the driver's explanation, were concerned an incident had occurred whereby an assistance dog had been charged

for and there had been a misunderstanding about the policy of the operator.

For these reasons, the Panel

**RESOLVED:** That in respect of Case Number 005/2022, three penalty points be imposed onto the Private Hire driver's licence for a period of two years; and that the driver be required to undertake the following training as soon as possible, and within a maximum period of three months:

- Online Child Sexual Exploitation and Safeguarding Training Course
- Online Disability equality Training Course

The meeting ended at 12.15 pm  
having commenced at 11.31am