

TONBRIDGE AND MALLING BOROUGH COUNCIL

LICENSING AND APPEALS PANEL

MINUTES

Monday, 21st November, 2022

Present: Cllr Mrs F A Kemp (Chair), Cllr D Keers and Cllr R V Roud

PART 1 - PUBLIC

LAP 22/43 DECLARATIONS OF INTEREST

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

LAP 22/44 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 22/45 REVIEW OF PRIVATE HIRE DRIVER'S LICENCE - CASE NO 007/2022

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

The Licensing and Appeals Committee, sitting as a Panel on the 6th July 2022 was asked to consider whether any action was appropriate in respect of a Private Hire licence holder after the individual was arrested by Kent Police for domestic related offences. The Panel had requested sight of the prosecution summary, updated DBS certificate and available medical evidence and in the meantime, suspended the licence for a further three months pending receipt of the requested information.

Following a check, the drivers DBS certificate showed a conviction for the offence of battery and the disposal of imprisonment for four weeks, costs and a victim surcharge.

The Panel was reconvened following a check of the updated DBS certificate, which showed a conviction for the offence of battery and the disposal of imprisonment for four weeks, costs and a victim surcharge.

In its deliberations the Panel took into account all the evidence put before them and the importance of public safety and found nothing to suggest that they should not adhere to the Council's policies.

For this reason, the Panel

RESOLVED: That in respect of Case Number 007/2022, that the Private Hire Driver's licence be revoked.

The meeting ended at 12.07 pm
Having commenced at 11.30 am