TONBRIDGE AND MALLING BOROUGH COUNCIL

LICENSING AND APPEALS PANEL

Wednesday, 16th September, 2015

Present: Cllr Mrs J A Anderson (Chairman), Cllr R W Dalton and Cllr F G Tombolis

Councillor Mrs P A Bates was also present as an observer for training purposes.

Together with representatives of the Licensing Authority.

PART 1 - PUBLIC

LA 15/74 DECLARATIONS OF INTEREST

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

LA 15/75 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 15/76 APPLICATION FOR A PROBATIONARY PRIVATE HIRE DRIVER'S LICENCE - CASE NO 19/2015

(Reason: 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 the 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 made the following findings:-

1. The Panel noted the Tonbridge and Malling Borough Council Hackney Carriage and Private Hire Licensing Policy and in particular the reference to Common Assault.

2. The Panel took into consideration the circumstances of the incident when the Common Assault had taken place and accepted that the Applicant had learned from this episode.

The Panel considered the "fit and proper" test to hold a driver's licence as documented within the terms of the Hackney Carriage and Private Hire Licensing Policy and suggested that the Applicant should consider undertaking a course on 'anger management'.

For these reasons, the Panel therefore

RESOLVED: That the Applicant be GRANTED a Probationary Private Hire Driver's Licence for a six month period, subject to standard conditions, together with an additional condition that he attend a meeting with the Licensing and Community Safety Manager after two, four and six months.

The meeting ended at 10.57 am
having commenced at 10.30 am