

TONBRIDGE AND MALLING BOROUGH COUNCIL

LICENSING AND APPEALS PANEL

Friday, 26th August, 2016

Present: Cllr Mrs J A Anderson (Chairman), Cllr Mrs P A Bates and Cllr O C Baldock

Councillor Mrs S M Barker was also present pursuant to Council Procedure Rule No 15.21.

Together with representatives of the Licensing Authority

PART 1 - PUBLIC

LA 16/67 DECLARATIONS OF INTEREST

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

LA 16/68 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 16/69 APPLICATION FOR A PROBATIONARY PRIVATE HIRE LICENCE (CASE NO 14/2016)

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

Consideration was given 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 information provided by the Applicant, had due regard to the report of the Director of Central Services and to the Tonbridge and Malling Borough Council Hackney Carriage and Private Hire Policy and made the following findings:-

1. While the Panel noted that the Applicant had disclosed the receipt of a Caution for Common Assault on 25 July 2013 on his application it was concerned that the Applicant had resorted to physical means to resolve a conflict rather than waiting for the Police to attend.
2. The Panel was impressed by the level of support and guidance given by the Applicant's father, the fact that the Applicant had been successful in procurement of employment which involved driving a company vehicle and that the Applicant had not come to the attention of the authorities for any other reason.

For these reasons the Panel therefore

RESOLVED: That the application for a Probationary Private Hire Driver's Licence under s.51 of the Local Government (Miscellaneous Provisions) Act 1976 be GRANTED on the basis that the Applicant was a fit and proper person to hold the licence.

The meeting ended at 10.30 am
having commenced at 10.00 am