



THE LICENSING AND HEALTH AND SAFETY ENFORCEMENT SUB-COMMITTEE AGENDA

TUESDAY 28 MAY 2013 AT 7.30 PM

COUNCIL CHAMBER, HEMEL HEMPSTEAD CIVIC CENTRE

The Councillors listed below are requested to attend the above meeting, on the day and at the time and place stated, to consider the business set out in this agenda.

Cllr G Chapman	Cllr Lawson (Chairman)
Cllr Conway	Cllr Link
Cllr Fantham	Cllr G Sutton
Cllr Mrs Green (Vice-Chairman)	

Substitutes: Councillors Mrs Bassadone, Bhinder, R Hollinghurst, Rance, Ryan and R Sutton. (Please note Members may only be appointed as substitutes if they have been trained for Licensing Committee).

For further information, please contact Lucy Stone on Tel: 01442 228224, or Email: lucy.stone@dacorum.gov.uk Information about the Council can be found on our website: www.dacorum.gov.uk.

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1. INTRODUCTIONS

2. MINUTES

To confirm the minutes of the meetings held on 26 March 2013.

3. APOLOGIES FOR ABSENCE

To receive any apologies for absence

4. DECLARATIONS OF INTEREST

A member with a disclosable pecuniary interest or a personal interest in a matter who attends a meeting of the authority at which the matter is considered -

- (i) must disclose the interest at the start of the meeting or when the interest becomes apparent

and, if the interest is a disclosable pecuniary interest, or a personal interest which is also prejudicial
- (ii) may not participate in any discussion or vote on the matter (and must withdraw to the public seating area) unless they have been granted a dispensation.

A member who discloses at a meeting a disclosable pecuniary interest which is not registered in the Members' Register of Interests, or is not the subject of a pending notification, must notify the Monitoring Officer of the interest within 28 days of the disclosure.

Disclosable pecuniary interests, personal and prejudicial interests are defined in Part 2 of the Code of Conduct For Members

[If a member is in any doubt as to whether they have an interest which should be declared they should seek the advice of the Monitoring Officer before the start of the meeting]

5. PUBLIC PARTICIPATION

An opportunity for members of the public to make statements and ask questions in accordance with the rules on Public Participation

6. EXCLUSION OF THE PUBLIC

To consider passing a resolution in the following terms:

That, under s.100A (4) of the Local Government Act 1972 Schedule 12A Part 1, as amended by the Local Government (Access to Information) (Variation) Order 2006, the public be excluded during the item in Part II of the Agenda for the meeting, because it is likely, in view of the nature of the business to be transacted, that if members of the public were present during this item there would be disclosure to them of exempt information relating to an individual which would be likely to reveal their identity (Items 7, 8, 9 and 10).

DACORUM BOROUGH COUNCIL

LICENSING AND HEALTH AND SAFETY ENFORCEMENT SUB-COMMITTEE

26 MARCH 2013

Present-

MEMBERS:

Councillor Lawson (Chairman), Mrs G Chapman, Conway, Fantham, Mrs Green, Link and G Sutton

OFFICERS:

L Crowley	Solicitor
R Hill	Licensing Team Leader
R Mabbitt	Licensing Enforcement Officer
T Coston	Member Support Officer
L Stone	Member Support Officer

Other Persons Present:

Item 7 – Mr and Mrs C
Item 8 – Mr M
Item 9 – Mr M
Item 10 – Mr N
Item 10 – Mr A

The meeting began at 7.30 pm

1. INTRODUCTIONS

The Chairman welcomed everyone to the meeting and informed those present he would introduce the Sub-Committee and the Officers when it was appropriate.

2. MINUTES

The minutes of the meetings held on 22 January 2013 and 12 February 2013 were confirmed by the members present and then signed by the Chairman.

3. APOLOGIES FOR ABSENCE

There were no apologies for absence.

4. DECLARATIONS OF INTEREST

There were no declarations of interest.

5. PUBLIC PARTICIPATION

None

6. EXCLUSION OF THE PUBLIC

It was moved by Councillor Mrs G Chapman and seconded by Councillor Conway to move to Part II of the meeting and to exclude the public.

Resolved:

That, under S.100A (4) of the Local government Act 1972 the public be excluded during the items in Part II of the Agenda for this meeting, because it was likely, in view of the nature of the business to be transacted, that if members of the public were present during those items there would be disclosure to them of exempt information relating to an individual which is likely to reveal their identity (Minutes 7, 8, 9 and 10).

7. REQUEST FOR EXEMPTION FROM STANDARD ANIMAL HOME BOARDING ESTABLISHMENT CONDITIONS

Full details are in the Part 2 minutes

8. CONSIDERATION OF A HACKNEY CARRIAGE DRIVERS LICENCE FOLLOWING A COMPLAINT

Full details are in the Part 2 minutes

9. APPLICATION FOR RENEWAL OF HACKNEY CARRIAGE DRIVERS LICENCE WITH CRIMINAL CONVICTIONS

Full details are in the Part 2 minutes

10. APPLICATION FOR RENEWAL OF HACKNEY CARRIAGE DRIVERS LICENCE WITH MOTORING ENDORSEMENTS AND COMPLAINTS

Full details are in the Part 2 minutes

The meeting ended at 9.18 pm

**PROCEDURE FOR THE LICENSING AND HEALTH AND SAFETY ENFORCEMENT
SUB-COMMITTEE (PRIVATE HIRE VEHICLE AND HACKNEY CARRIAGES)**

1. The Chairman will open the proceedings by stating the nature of the matter, which is to be considered, (first application/renewal/suspension/revocation), whether the proceedings concern a vehicle, driver or operator licence, and the name of the applicant or licence holder.
2. The Chairman will introduce himself/herself and the Members of the Committee, the Clerk to the Committee and any other officer present.
3. The Chairman will ask the officers to confirm whether or not the formal requirements in respect of the matter to be considered have been complied with. In the case of a proposed suspension or revocation of licence or a refusal to renew, the Chairman will ask the officers to confirm whether or not the requisite 14 days' prior notice has been served on the licence holder.
4. If satisfied as to the formal requirements the Committee will consider the merits of the application or proposed suspension/revocation and the report of the officers. The Committee may ask the officers for clarification of any points in issue.
5. The Chairman will then invite the applicant or licence holder to make any representations. The applicant or licence holder may make his/her representations personally or through a representative, who shall first identify him/herself.
6. The Chairman and other members of the Committee may ask the applicant or licence holder questions and points of clarification.
7. The applicant or licence holder, his/her representative (if any) and any officer present (with the exception of the Clerk to the Committee) shall withdraw.
8. The members of the Committee consider their decision. If any further clarification or information is required from the applicant or licence holder or any officer, all parties will be recalled
9. All parties will be recalled for the announcement by the Chairman of the Committee's decision.
10. The Committee's decision will be confirmed in writing by the Solicitor to the Council.
11. At any point in this procedure, the Committee may pass a resolution excluding the press and public from the meeting on the basis that, if they were to remain, there may be disclosure of exempt information (information relating to individuals which is likely to reveal their identities).