

EPPING FOREST DISTRICT COUNCIL COMMITTEE MINUTES

Committee: Licensing Sub-Committee **Date:** 5 February 2009

Place: Council Chamber, Civic Offices, **Time:** 10.00 - 10.40 am
High Street, Epping

Members Present: D Dodeja, Mrs R Gadsby, Mrs P Smith and J Wyatt

Other Councillors:

Apologies: R Barrett

Officers Present: K Tuckey (Senior Licensing Officer), L Cole (Legal Services Officer) and G J Woodhall (Democratic Services Officer)

62. ELECTION OF CHAIRMAN

RESOLVED:

That, in accordance with the terms of reference for the Licensing Committee, Councillor Mrs R Gadsby be elected Chairman for the duration of the Sub-Committee meeting.

63. APOLOGIES FOR ABSENCE

The Sub-Committee noted that Councillor Mrs P Smith was substituting for Councillor R Barrett, who had tendered his apologies for the meeting.

64. DECLARATIONS OF INTEREST

There were no declarations of interest pursuant to the Council's Code of Member Conduct.

65. PROCEDURE FOR THE CONDUCT OF BUSINESS

The Sub-Committee noted the agreed procedure for the conduct of business, and its Terms of Reference.

66. EXCLUSION OF PUBLIC AND PRESS

That the public and press be excluded from the meeting for the items of business set out below on the grounds that they would involve the likely disclosure of exempt information as defined in the paragraphs of Part 1 of Schedule 12A of the Local Government Act 1972:

Agenda Item Number	Subject	Exempt Information Paragraph Number
6	Hackney Carriage Driver's Licence – Mr R J Plester	1

67. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR R J PLESTER

The Sub-Committee considered an application by Mr R J Plester for a Hackney Carriage Driver's Licence. The three Councillors that presided over this item were Councillors Mrs R Gadsby, Mrs P Smith and J Wyatt. The Chairman welcomed the Applicant, introduced the Members and Officers present and outlined the procedure that would be followed for the determination of the application. The Legal Officer introduced the case and informed the Sub-Committee of the circumstances under which the Licence could not be issued by Officers under delegated authority.

The Applicant made a short statement in support of his application, before answering a number of questions from the Sub-Committee. The Applicant then made a short closing statement before the Chairman requested that the Applicant leave the Chamber whilst the Sub-Committee debated his application in private. The Chairman invited the Applicant back into the Chamber and informed him of the Sub-Committee's decision.

RESOLVED:

That the application by Mr R J Plester for a Hackney Carriage Driver's Licence be refused because he did not meet the Council's Licensing criteria as his record from the Criminal Records Bureau revealed relevant offences under the conviction criteria.

68. INCLUSION OF PUBLIC AND PRESS

RESOLVED:

That the public and press be invited back into the meeting for the remaining items of business.

69. LICENSING ACT 2003 - APPLICATION TO VARY A PREMISES LICENCE - BAYLISS NEWS, 159 HIGH STREET, LOUGHTON

A request had been received from the Applicant to defer consideration of their application until the next meeting, on the grounds that the Applicant's representatives were unable to attend the meeting due to the adverse travelling conditions caused by the inclement weather. The Divisional Licensing Officer from Essex Police was in attendance but did not object to the application being deferred to the next meeting.

RESOLVED:

That, at the request of the Applicant, consideration of the application to vary a Premises Licence for Bayliss News at 159 High Street in Loughton under the Licensing Act 2003 be deferred until the next scheduled meeting of the Licensing Sub-Committee on 5 March 2009.

CHAIRMAN