

## EPPING FOREST DISTRICT COUNCIL COMMITTEE MINUTES

**Committee:** Licensing Sub-Committee                      **Date:** 1 February 2011

**Place:** Council Chamber, Civic Offices, High Street, Epping                      **Time:** 10.30 - 11.55 am

**Members Present:** R Morgan (Chairman), D Dodeja, Mrs M Sartin and Mrs P Smith

**Other Councillors:** L Leonard

**Apologies:** None

**Officers Present:** R Ferriera (Assistant Solicitor), E Cox (Licensing Officer), G J Woodhall (Democratic Services Officer), and P Sewell (Democratic Services Assistant)

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### 67. DECLARATIONS OF INTEREST

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

### 68. PROCEDURE FOR THE CONDUCT OF BUSINESS

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

### 69. EXCLUSION OF PUBLIC AND PRESS

#### RESOLVED:

That, in accordance with Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the items of business set out below as they would involve the likely disclosure of exempt information as defined in the paragraphs of Part 1 of Schedule 12(A) of the Act indicated and the exemption is considered to outweigh the potential public interest in disclosing the information:

<u>Agenda Item No</u>	<u>Subject</u>	<u>Exempt Information Paragraph Number</u>
6	Hackney Carriage Driver's Licence – Mr M Rich	1
7	Hackney Carriage Driver's Licence – Mr J Smith	1
8	Hackney Carriage Driver's Licence – Mr J Uddin	1

**70. HACKNEY CARRIAGE DRIVER'S LICENCE - MR M RICH**

The Sub-Committee considered an application for the renewal of a Hackney Carriage Driver's Licence by Mr M Rich. The three Councillors that presided over this item were Councillors R Morgan, Mrs M Sartin, and Mrs P Smith. Members noted that officers did not have delegated powers to grant this application and, as a result, the application had to be considered by the Sub-Committee.

The Chairman welcomed the applicant and introduced the members and officers present. The Legal Officer informed the Sub-Committee of the circumstances under which the licence could not be renewed under delegated authority.

The applicant's barrister, Mr Fugallo, made a short statement to the Sub-Committee in support of this application, before the applicant answered a number of questions from members of the Sub-Committee. The Chairman then 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 M Rich for the renewal of a Hackney Carriage Driver's Licence be granted subject to the Council's standard terms and conditions.

**71. HACKNEY CARRIAGE DRIVER'S LICENCE - MR J SMITH**

The Sub-Committee considered an application for the renewal of a Hackney Carriage Driver's Licence by Mr J Smith. The three Councillors that presided over this item were Councillors R Morgan, Mrs M Sartin, and Mrs P Smith. Members noted that officers did not have delegated powers to grant this application and, as a result, the application had to be considered by the Sub-Committee.

The Chairman welcomed the applicant and introduced the members and officers present. The Legal Officer informed the Sub-Committee of the circumstances under which the licence could not be renewed under delegated authority.

The applicant made a short statement to the Sub-Committee in support of his application, before answering a number of questions from members of the Sub-Committee. The Chairman then 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 J Smith for the renewal of a Hackney Carriage Driver's Licence be granted subject to the Council's standard terms and conditions.

**72. HACKNEY CARRIAGE DRIVER'S LICENCE - MR J UDDIN**

The Sub-Committee considered an application for the renewal of a Hackney Carriage Driver's Licence by Mr J Uddin. The three Councillors that presided over this item were Councillors R Morgan, Mrs P Smith, and D Dodeja. Members noted that officers

did not have delegated powers to grant this application and, as a result, the application had to be considered by the Sub-Committee.

**RESOLVED:**

That the application by Mr J Uddin for the renewal of a Hackney Carriage Driver's Licence be deferred until such a time when the applicant could be in attendance.

**73. INCLUSION OF PUBLIC & PRESS**

**RESOLVED:**

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

**74. HACKNEY CARRIAGE VEHICLE LICENCE - MR A CHAUDRY**

The Sub-Committee was informed that the Council's Hackney Carriage Vehicle Licence conditions required vehicles to be submitted for interim examinations at testing premises approved by the Council. Mr A Chaudry was in breach of this condition, despite two reminders, and had been referred to the Sub-Committee for consideration.

**RESOLVED:**

That the Hackney Carriage Vehicle Licence for Mr A Chaudry be suspended until his vehicle inspection had been satisfactorily carried out.

**75. HACKNEY CARRIAGE VEHICLE LICENCE - MR J EL SAYED**

The Sub-Committee was informed that the Council's Hackney Carriage Vehicle Licence conditions required vehicles to be submitted for interim examinations at testing premises approved by the Council. Mr J El Sayed was in breach of this condition, despite two reminders, and had been referred to the Sub-Committee for consideration.

**RESOLVED:**

That the Hackney Carriage Vehicle Licence for Mr J El Sayed be suspended until his vehicle inspection had been satisfactorily carried out.

**76. HACKNEY CARRIAGE VEHICLE LICENCE - MR P HOBBS**

The Sub-Committee was informed that the Council's Hackney Carriage Vehicle Licence conditions required vehicles to be submitted for interim examinations at testing premises approved by the Council. Mr P Hobbs was in breach of this condition, despite two reminders, and had been referred to the Sub-Committee for consideration.

**RESOLVED:**

That the Hackney Carriage Vehicle Licence for Mr P Hobbs be suspended until his vehicle inspection had been satisfactorily carried out.

**77. HACKNEY CARRIAGE VEHICLE LICENCE - MR D JACK**

The Sub-Committee was informed that the Council's Hackney Carriage Vehicle Licence conditions required vehicles to be submitted for interim examinations at testing premises approved by the Council. Mr D Jack was in breach of this condition, despite two reminders, and had been referred to the Sub-Committee for consideration. Following the publication of the agenda, Mr D Jack's vehicle had passed its interim examination and therefore the licence could continue.

**RESOLVED:**

That the Hackney Carriage Vehicle Licence for Mr D Jack be continued as his vehicle inspection had now been satisfactorily carried out.

**78. PRIVATE HIRE VEHICLE LICENCE - MISS C LAWSON**

The Sub-Committee was informed that the Council's Private Hire Vehicle Licence conditions required vehicles to be submitted for interim examinations at testing premises approved by the Council. Miss C Lawson was in breach of this condition for two vehicles, despite two reminders, and had been referred to the Sub-Committee for consideration. Additionally, two vehicles had failed tests and were undergoing repairs.

**RESOLVED:**

(1) That the Private Hire Vehicle Licences for Miss C Lawson pertaining to vehicles awaiting inspection be suspended until the vehicle inspections had been satisfactorily carried out; and

(2) That the Private Hire Vehicle Licences for Miss C Lawson pertaining to vehicles that had failed their inspection be suspended until suitable repairs had been carried out and further inspections performed satisfactorily.

**79. HACKNEY CARRIAGE VEHICLE LICENCE - MR P PHILLIPS**

The Sub-Committee was informed that the Council's Hackney Carriage Vehicle Licence conditions required vehicles to be submitted for interim examinations at testing premises approved by the Council. Mr P Phillips was in breach of this condition, despite two reminders, and had been referred to the Sub-Committee for consideration. Following the publication of the agenda, Mr P Phillips' vehicle had passed its interim examination and therefore the licence could continue.

**RESOLVED:**

That the Hackney Carriage Vehicle Licence for Mr P Phillips be continued as his vehicle inspection had now been satisfactorily carried out.

**80. HACKNEY CARRIAGE VEHICLE LICENCE - MR RENNOCKS**

The Sub-Committee was informed that the Council's Hackney Carriage Vehicle Licence conditions required vehicles to be submitted for interim examinations at testing premises approved by the Council. Mr Rennocks was in breach of this condition, despite two reminders, and had been referred to the Sub-Committee for consideration. Following the publication of the agenda, Mr Rennocks' vehicle had passed its interim examination and therefore the licence could continue.

**RESOLVED:**

That the Hackney Carriage Vehicle Licence for Mr Rennocks be continued as his vehicle inspection had now been satisfactorily carried out.

**CHAIRMAN**