EPPING FOREST DISTRICT COUNCIL
COMMITTEE MINUTES

Committee:	Licensing Sub-Committee	**Date:**	2 August 2011
Place:	Council Chamber, Civic Offices, High Street, Epping	**Time:**	10.20 am - 2.05 pm

Members Present: Mrs M Sartin (Chairman), D Dodeja, W Pryor and G Waller

Other Councillors: A Boyce

Apologies:

Officers Present: A Hendry (Democratic Services Officer), R Perrin (Democratic Services Assistant), K Tuckey (Senior Licensing Officer) and R Ferriera (Assistant Solicitor)

18. DECLARATIONS OF INTEREST

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

19. PROCEDURE FOR THE CONDUCT OF BUSINESS

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

20. 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 Hussain	1
7	Hackney Carriage Driver's Licence – Mr Mallia	1

21. HACKNEY CARRIAGE DRIVER'S LICENCE CONDITIONS

The Sub-Committee noted the Hackney Carriage Driver's Licence Conditions.

22. CHANGE IN ORDER OF AGENDA

The Legal officer advised that Mr Hussain had been delayed and so the Sub-Committee heard Mr Mallia's case first.

23. HACKNEY CARRIAGE DRIVER'S LICENCE -MR MALLIA

The Sub-Committee considered whether to suspend or revoke Mr Mallia's Hackney Carriage Driver's licence. The three councillors that presided over this item were Councillors M Sartin, G Waller and D Dodeja.

Members noted that officers did not have delegated powers to deal with this issue and, as a result, had to be considered by the Sub-Committee. The Chairman welcomed Mr Mallia and introduced the members and officers present. The Legal Officer informed the Sub-Committee of the circumstances.

Mr Mallia made a short statement in support of himself, before answering a number of questions from members of the Sub-Committee.

The Chairman requested that Mr Mallia leave the Chamber whilst the Sub-Committee debated in private. The Chairman invited the Mr Mallia back into the Chamber and informed him of the Sub-Committee's decision.

> **RESOLVED:**
>
> That no action be taken in respect of Mr Mallia's Hackney Carriage Driver's Licence.

24. HACKNEY CARRIAGE LICENCE - MR M HUSSAIN

The Sub-Committee considered whether to suspend or revoke Mr Hussain's Hackney Carriage Driver's licence and Hackney Carriage Proprietor's Licence. The three councillors that presided over this item were Councillors M Sartin, G Waller and D Dodeja.

Members noted that officers did not have delegated powers to deal with this issue and, as a result 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 breaches of the authority's vehicle licensing conditions had taken place.

The applicant made a short statement in support of himself, before answering a number of questions from members of the Sub-Committee.

The Sub-Committee left the Chamber to debate his application in private. The Sub-Committee re-entered the Chamber and informed the applicant of their decision.

RESOLVED:

That in accordance with Sections 60(1) and 61(2B) of the Local Government (Miscellaneous Provisions) Act 1976 (as amended); the Licensing Committee have decided to suspend the Hackney Carriage Proprietors Licence and Hackney Carriage Drivers Licence for a further period of 30 days after which both licenses will stand revoked should Mr Hussain fail to comply with the conditions set out in the decision of the Licensing Sub-Committee on 2 August 2011.

CHAIRMAN