

## EPPING FOREST DISTRICT COUNCIL COMMITTEE MINUTES

**Committee:** Licensing Sub-Committee                      **Date:** 12 November 2013

**Place:** Council Chamber, Civic Offices,                      **Time:** 10.30 - 11.08 am  
High Street, Epping

**Members Present:** K Angold-Stephens (Chairman), L Leonard, H Mann and A Mitchell MBE

**Other Councillors:**

**Apologies:**

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

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### 99. DECLARATIONS OF INTEREST

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

### 100. PROCEDURE FOR THE CONDUCT OF BUSINESS

The Sub-Committee noted the agreed procedure for the conduct of business, and the terms of reference.

### 101. 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 item of business set out below as it 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>
5	Hackney Carriage Driver's Licence – Mr U Chaudhary	1
6	Hackney Carriage Proprietors' Licence – Mr S Rahman H1239	1

### 102. APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR U CHAUDHARY

The Sub-Committee considered an application by Mr U Chaudary for a Hackney Carriage Proprietor's Licence. The Sub-Committee for this item consisted of Councillors K Angold-Stephens, L Leonard and H Mann. The 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 Sub-Committee was informed that the Applicant was not in attendance, and it was decided to defer the application to the next scheduled meeting of the Sub-Committee to allow the Applicant to put forward his case.

**Resolved:**

(1) That the application for a Hackney Carriage Proprietor's Licence by Mr U Chaudary be deferred until a future meeting.

**103. HACKNEY CARRIAGE PROPRIETORS' LICENCE MR S RAHMAN H1239**

The Sub-Committee considered an application by Mr S Rahman for a Hackney Carriage Proprietor's Licence. The Sub-Committee for this item consisted of Councillors K Angold-Stephens, L Leonard and H Mann. The 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 Legal Officer informed the Sub-Committee of the circumstances by which the Licence could not be issued under delegated authority. Mr Rahman had applied for a new Vehicle Licence but the vehicle had only three doors. The Council's Licensing conditions stated that there had to be a minimum of four doors, one adjacent to each seat and capable of being opened from the inside. Mr Rahman had already purchased the vehicle and wished to appeal to the Sub-Committee.

The Applicant made a short statement in support of his application and invited the Councillors to inspect the vehicle. The Applicant answered a number of questions from members of the Sub-Committee, before making a short closing statement. The Chairman requested that the Applicant leave the Chamber whilst the Sub-Committee debated this application in private. The Chairman invited the Applicant back into the Chamber and informed him of the Sub-Committee's decision.

**Resolved:**

(1) That the application for a Hackney Carriage Proprietor's Licence by Mr S Rahman be granted subject to the Council's Standard Conditions and in this instance the reduced amount of doors in the vehicle. However, the licence would not be issued until the appropriate vehicle checks were carried out and passed by Langston Road and the Licensing Section notified of this by Langston Road.

In addition the applicant was advised that in future, before purchasing of another vehicle with the intention of using it as a hackney carriage the Licensing Section of the Council should be first consulted, so as to establish the Council's standard conditions relating to vehicle licences e.g. a vehicle should have 4 passenger doors. Just because in this instance the Panel was minded to grant a vehicle licence it does not mean that another licensing panel would do so in the future.

**104. INCLUSION OF PUBLIC AND PRESS**

**RESOLVED:**

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

**CHAIRMAN**