

## EPPING FOREST DISTRICT COUNCIL COMMITTEE MINUTES

**Committee:** Licensing Sub-Committee                      **Date:** 9 December 2014

**Place:** Council Chamber, Civic Offices,                      **Time:** 10.30 am - 12.15 pm  
High Street, Epping

**Members Present:** R Morgan (Chairman), K Adams, D Dorrell and Mrs M Sartin

**Other Councillors:** -

**Apologies:** -

**Officers Present:** A Mitchell (Assistant Director (Legal Services)), K Tuckey (Licensing Manager) and G J Woodhall (Democratic Services Officer)

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### 55. DECLARATIONS OF INTEREST

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

### 56. PROCEDURE FOR THE CONDUCT OF BUSINESS

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

### 57. EXCLUSION OF PUBLIC AND PRESS

**Resolved:**

(1) 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 was considered to outweigh the potential public interest in disclosing the information:

<u>Agenda Item</u>	<u>Subject</u>	<u>Paragraph No.</u>
5	Hackney Carriage Driver's Licence – Mr Baker	1
6	Hackney Carriage Driver's Licence – Mr Long	1
7	Hackney Carriage Driver's Licence – Mr Z Malik	1
8	Hackney Carriage Driver's Licence – Mr M Miah	1

### 58. APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR BAKER

The Sub-Committee considered an application by Mr Baker for a Hackney Carriage Driver's Licence. The three Councillors that presided over this item were Councillors R Morgan, M Sartin and D Dorrell. 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 Senior Licensing Officer informed the Sub-Committee of the circumstances by which the Licence could not be issued under delegated authority.

The Applicant made a short statement in support of his application, before answering a number of questions from Members of the Sub-Committee. The Applicant then made a short closing statement to the Sub-Committee before the Chairman requested that the Applicant leave the Chamber whilst the Sub-Committee debated the application in private.

The Sub-Committee received advice from the Assistant Director of Governance (Legal Services) regarding the Council's Criminal Records Policy. 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 Driver's Licence for Mr Baker be refused, as the Sub-Committee was not satisfied that the applicant was a fit and proper person to hold such a licence.

**59. APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR LONG**

The Sub-Committee considered an application by Mr Long for a Hackney Carriage Driver's Licence. The three Councillors that presided over this item were Councillors R Morgan, M Sartin and K Adams. 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 Senior Licensing Officer informed the Sub-Committee of the circumstances by which the Licence could not be issued under delegated authority.

The Applicant made a short statement in support of his application, before answering a number of questions from Members of the Sub-Committee. The Applicant then made a short closing statement to the Sub-Committee before the Chairman requested that the Applicant leave the Chamber whilst the Sub-Committee debated the application in private.

The Sub-Committee received no advice from the Assistant Director of Governance (Legal Services). 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 Driver's Licence for Mr Long be granted; and

(2) That any further convictions be reported to the Council without delay.

**60. APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR Z MALIK**

The Sub-Committee considered an application by Mr Z Malik for a Hackney Carriage Driver's Licence. The three Councillors that presided over this item were Councillors R Morgan, K Adams and D Dorrell. 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 Senior Licensing Officer informed the Sub-Committee of the circumstances by which the Licence could not be issued under delegated authority.

The Applicant made a short statement in support of his application, before answering a number of questions from Members of the Sub-Committee. The Applicant then made a short closing statement to the Sub-Committee before the Chairman requested that the Applicant leave the Chamber whilst the Sub-Committee debated the application in private.

The Sub-Committee received no advice from the Assistant Director of Governance (Legal Services). 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 Driver's Licence for Mr Z Malik be refused, as the Sub-Committee was not satisfied that the Applicant was a fit and proper person to hold such a licence.

**61. APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR M MIAH**

The Sub-Committee considered an application by Mr M Miah for a Hackney Carriage Driver's Licence. The three Councillors that presided over this item were Councillors R Morgan, D Dorrell and M Sartin. 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 Senior Licensing Officer informed the Sub-Committee of the circumstances by which the Licence could not be issued under delegated authority.

The Applicant made a short statement in support of his application, before answering a number of questions from Members of the Sub-Committee. The Applicant then made a short closing statement to the Sub-Committee before the Chairman requested that the Applicant leave the Chamber whilst the Sub-Committee debated the application in private.

The Sub-Committee received no advice from the Assistant Director of Governance (Legal Services). 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 Driver's Licence for Mr M Miah be granted.

**62. ANY OTHER BUSINESS**

**Resolved:**

(1) That, as agreed by the Chairman and in accordance with Section 100B(4)(b) of the Local Government Act 1972, together with paragraphs (6) and (24) of the

Council Procedure Rules, the following item of urgent business be considered following the publication of the agenda:

- (a) Hackney Carriage Driver's Licence Review – Mr Kazimi.

### 63. EXCLUSION OF PUBLIC AND PRESS

**Resolved:**

(1) 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 was considered to outweigh the potential public interest in disclosing the information:

<u>Agenda Item</u>	<u>Subject</u>	<u>Paragraph No.</u>
11	Hackney Carriage Driver's Licence Review – Mr Kazimi	1

### 64. REVIEW OF A HACKNEY CARRIAGE DRIVER'S LICENCE - MR KAZIMI

The Sub-Committee considered a review of the Hackney Carriage Driver's Licence held by Mr Kazimi, which had been recently suspended by Officers. The three Councillors that presided over this item were Councillors R Morgan, K Adams and M Sartin. Members noted that Officers did not have delegated powers to determine this review and, consequently, the review had to be considered by the Sub-Committee.

The Chairman welcomed the Applicant and introduced the Members and Officers present. The Senior Licensing Officer informed the Sub-Committee of the circumstances which led to the Licence being suspended.

The Applicant made a short statement in support of his application, before answering a number of questions from Members of the Sub-Committee. The Applicant then made a short closing statement to the Sub-Committee before the Chairman requested that the Applicant leave the Chamber whilst the Sub-Committee debated the application in private.

The Sub-Committee received no advice from the Assistant Director of Governance (Legal Services). The Chairman invited the Applicant back into the Chamber and informed him of the Sub-Committee's decision.

**Resolved:**

- (1) That the suspension of the Hackney Carriage Driver's Licence held by Mr Kazimi be lifted with immediate effect; and
- (2) That the Licence would be reviewed again should the Applicant commit any further offences.

**CHAIRMAN**