

## EPPING FOREST DISTRICT COUNCIL COMMITTEE MINUTES

**Committee:** Licensing Sub-Committee                      **Date:** 8 December 2015

**Place:** Council Chamber, Civic Offices,                      **Time:** 10.00 am - 12.30 pm  
High Street, Epping

**Members Present:** P Keska (Chairman), R Morgan, M Sartin and B Surtees

**Other Councillors:**

**Apologies:**

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

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### 48. DECLARATIONS OF INTEREST

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

### 49. PROCEDURE FOR THE CONDUCT OF BUSINESS

The Sub-Committee noted the agreed procedure for the conduct of business.

### 50. 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:

<u>Agenda Item No</u>	<u>Subject</u>	<u>Exempt Information Paragraph Number</u>
5	Application for a Hackney Carriage Driver's Licence – Mr S Buckley	1
6	Application for a Hackney Carriage Driver's Licence – Mr R Usman	1
7	Application for a Private Hire Driver's Licence and a Private Hire Operator's Licence – Mr L Pascovitch	1

**51. APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR S BUCKLEY**

The Sub-Committee considered an application by Mr S Buckley for a Hackney Carriage Driver's Licence. The three Councillors that presided over this item were Councillors P Keska, R Morgan and B Surtees. 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 Chairman invited the Applicant back into the Chamber and informed him of the Sub-Committee's decision.

**RESOLVED:**

That the application for a Hackney Carriage Driver's Licence for Mr S Buckley be granted.

**52. APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR RAJA USMAN**

The Sub-Committee considered an application by Mr R Usman for a Hackney Carriage Driver's Licence. The three Councillors that presided over this item were Councillors P Keska, R Morgan and B Surtees. 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 Chairman invited the Applicant back into the Chamber and informed him of the Sub-Committee's decision.

**RESOLVED:**

That the application for a Hackney Carriage Driver's Licence for Mr R Usman be granted subject to the Council's standard conditions and that a written warning be sent to the applicant regarding his future conduct and noted in his records.

**53. APPLICATION FOR A PRIVATE HIRE DRIVER'S LICENCE AND A PRIVATE HIRE OPERATOR'S LICENCE - MR L PASCOVITCH**

The Sub-Committee considered an application by Mr L Pascovitch for a Private Hire Driver's Licence and a Private Hire Operator's Licence. The three Councillors that presided over this item were Councillors P Keska, R Morgan 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 his Barrister Mr Edward Cole 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.

The Sub-Committee withdrew from the meeting to consider the application in private. During their deliberations the Sub-Committee received no further advice from the Officers present.

**RESOLVED:**

(1) That the application for a Private Hire Operator's Licence for Mr L Pascovitch be granted as the Sub-Committee were satisfied that the Applicant was a fit and proper person to hold an operator's licence.

(2) That the application for a Private Hire Driver's Licence for Mr L Pascovitch be refused. The Sub-Committee took account of the previous decision of the Licensing sub-committee held on 13 January 2015 which stated that Mr Pascovitch be given a second and final warning over his conduct. He had committed further offences. The Sub-Committee considered the mitigating circumstances but were not satisfied that the Applicant was a fit and proper person to drive members of the public and therefore hold such a licence.

**CHAIRMAN**