

REGULATORY PANEL

WEDNESDAY 18 NOVEMBER 2020 AT 4.00pm

PRESENT: Councillor Ms Ellis-Williams (Chair), Bainbridge, Ellis (as substitute for Councillor Collier), Meller, Morton, Nedved, Patrick, Shepherd, Miss Sherriff, Dr Tickner, Tinnion and Miss Whalen

OFFICERS: Assistant Solicitor
Licensing Manager
Regulatory Compliance Officer (Apprentice)

RP.23/20 APOLOGIES FOR ABSENCE

An apology for absence was submitted on behalf on Councillor Collier

RP.24/20 DECLARATIONS OF INTEREST

There were no declarations of interest submitted.

RP.25/20 PUBLIC AND PRESS

It was agreed that the items of business in Part A be dealt with in public and the items of business in Part B be dealt with when the public and press were excluded.

RP.26/20 MINUTES OF PREVIOUS MEETING

RESOLVED – It was noted that Council, at its meeting on 3 November 2020, received and adopted the minutes of the meetings held on 9 September 2020 and 14 October 2020. The Chair will sign the minutes at the first practicable opportunity.

RP.27/20 PUBLIC AND PRESS

RESOLVED – That in accordance with Section 100A(4) of the Local Government Act 1972 the Public and Press were excluded from the meeting during consideration of the following item of business on the grounds that it involved the likely disclosure of exempt information as defined in the paragraph number (as indicated in brackets against the minute) of Part 1 of Schedule 12A of the 1972 Local Government Act.

RP.28/20 SUSPENSION OF HACKNEY CARRIAGE DRIVER (Public and Press excluded by virtue of Paragraph 7)

During consideration of the item Councillor Shepherd experienced technical difficulties, he left the meeting and took no part in the decision.

The Licensing Manager submitted a report (GD.55/20) regarding a Hackney Carriage Driver who had been suspended under delegated powers within 3.1.2 of the City Council's Scheme of Delegation.

The Hackney Carriage Driver (the Driver) was in attendance.

The Assistant Solicitor outlined the procedure the Panel would follow. The Driver confirmed that he had received, read and understood the Licensing Manager's report. The Assistant Solicitor

advised the Driver that he had a right to be represented but he indicated that he did not wish to be so represented.

The Licensing Manager set out the Driver's licensing history and detailed the circumstances leading to the suspension.

The Driver addressed the Panel giving his understanding of the circumstances and the situation he was in.

The Driver responded to questions from the Panel.

The Licensing Manager drew the Panel's attention to the legislation which they must take account of and set out the options for the Panel.

The Driver confirmed that he had said everything he wanted to say.

RESOLVED – The Panel carefully considered and read the evidence in report GD.55/20 and listened carefully to the responses and heard from the Driver.

The Panel listened carefully to the Driver's account of the events.

The Panel decided to revoke the Driver's Hackney Carriage Driver Licence with immediate effect:

The reasons the Panel gave were:

1. The Panel had a duty of care to ensure public safety.
2. The Panel did not believe the Driver was a fit and proper person to hold a Hackney Carriage Licence due to the circumstances which led to the suspension.
3. The Driver was aware of the effect of his actions and this had not deterred his actions or prevented him from driving the following day.

[The meeting ended at 4.56pm]