

LICENSING APPEALS AND COMPLAINTS SUB-COMMITTEE

Minutes of a meeting of the Licensing Appeals and Complaints Sub-Committee of South Norfolk District Council held at South Norfolk House, Long Stratton on Monday 11 April 2022 at 10.30am.

Committee Members Present: Councillors: Y Bendle (Chairman), T Holden and N Legg

Officers in Attendance: The Legal Adviser to the Committee (J Gowland), the Licensing and Enforcement Officer (R Setford) and the Democratic Services Officer (J Hammond).

672 MINUTES

The minutes of the meeting of the Licensing Appeals and Complaints Committee held on Monday 28 March 2022 were confirmed as a correct record.

673 EXCLUSION OF THE PUBLIC AND PRESS

It was

RESOLVED

That under Section 100A (4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 1 of Part 1 Schedule 12A of the Act (as amended).

674 TOWN AND POLICE CLAUSES ACT 1847 AND LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 PRIVATE HIRE OPERATOR LICENSING

(The applicant was in attendance for consideration of this item)

The Chairman welcomed everyone to the meeting and explained the procedure for determining the application.

The Licensing and Enforcement Officer outlined her report and drew attention to the key areas for member consideration. The applicant referred to the offences that had occurred as well as Speed Awareness course recently attended. As this was not included on the DVLA check performed, the Panel adjourned the meeting at 10:52am to allow the Licensing and Enforcement Officer and applicant to complete a new DLVA check.

The meeting resumed at 11:31am, where the Licensing and Enforcement Officer updated the Panel on the finding of the new DVLA check. The applicant confirmed that the information was correct and apologised for the breach in licensing conditions. She responded to a number of questions from both members and the Legal Advisor.

The applicant and the Licensing and Enforcement Officer then left the meeting whilst members determined the application. They were then readmitted to the meeting and the Solicitor announced the decision.

It was

RESOLVED

1. To impose a requirement that the applicant attend at the Council offices to appraise themselves of the South Norfolk Council Private Hire and Hackney Carriage Policy and ensure they are familiar with the obligations placed upon them. This is to be completed within a period of 3 months (if this timeframe is not feasible they must notify the Licensing Team) and the Licensing Authority are to provide confirmation of that being completed;
2. That a written warning be issued as to the applicant's conduct, advising that should the applicant be subject to any conviction (regardless of what sentence is imposed) or any Binding Over order or the acceptance of a Caution, within a period of 1 year from today, they will be called before the Committee with a view to reviewing the licence and taking any appropriate legal action;

The applicant was advised that should they be aggrieved by the decision or the imposition of any term or condition or restriction, they had a right of appeal to the Magistrates' Court within 21 days of the date on which they were notified of the decision in writing.

(The meeting concluded at 11.35am)

Chairman