

Licensing Appeals and Complaints Committee

Members of the Licensing, Appeals and Complaints Sub-Committee:

Mr R Elliott
Mr T Spruce
Mrs J Wilby

Agenda

Date

Thursday 25 July 2019

Time

2.00 pm

Place

Colman Room
South Norfolk House
Cygnet Court
Long Stratton Norwich
NR15 2XE

Contact

Democratic Services Officer:
Sue Elliott (01508) 533869

Licensing and Enforcement Officer:
Rosemary Setford (01508) 533602

South Norfolk District Council
Cygnet Court
Long Stratton Norwich
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If you have any special requirements in order to attend this meeting,
please let us know in advance

Large print version can be made available

AGENDA

1. **To report apologies for absence and identify substitute voting members (if any);**
2. **To deal with any items of business the Chairman decides should be considered as matters of urgency pursuant to Section 100B (4) (b) of the Local Government Act, 1972.** [Urgent business may only be taken if, “by reason of special circumstances” (which will be recorded in the minutes), the Chairman of the meeting is of the opinion that the item should be considered as a matter of urgency.];
3. **To receive Declarations of Interest from Members;**
(Please see guidance form and flow chart attached page 4)
4. **To confirm the minutes of the meeting of the Licensing Appeals and Complaints Committee, held on 11 March 2019;** (attached – page 6)
5. **Exclusion of Public and Press;**
To exclude the public from the meeting under Section 100A of the Local Government Act 1972 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 of Schedule 12A to the Act (as amended).
6. **To consider the combined hackney carriage/private hire driver’s licence;**
(attached for members – page 9)
[NOT FOR PUBLICATION by virtue of paragraph 1 of part 1 of Schedule 12A of the Local Government Act 1972 (as amended)]

MEMBERSHIP OF THE LICENSING APPEALS AND COMPLAINTS COMMITTEE AND THE LICENSING AND GAMBLING ACTS COMMITTEE

The following members make up the Licensing Appeals and Complaints Committee and the
Licensing and Gambling Acts Committee.

Sub Committees will be established to hear applications:

(Updated: 04/06/2019)

Members of Licensing, Appeals & Complaints and the Licensing and Gambling Acts Committees	Expiry of training accreditation-Taxi	Expiry of training accreditation- Licensing Act 2003
Elliott Cllr R	29/05/21	29/05/21
Kemp Cllr W	03/06/21	03/06/21
Burrill Cllr D	29/05/21	29/05/21
Curson Cllr F	03/06/21	03/06/21
Easter Cllr J	29/05/21	29/05/21
Glover Cllr L	03/06/21	03/06/21
Halls Cllr J	29/05/21	29/05/21
Hardy Cllr P	29/05/21	29/05/21
Holden Cllr T	29/05/21	29/05/21
Hornby Cllr J	03/06/21	03/06/21
Legg Cllr N	29/05/21	29/05/21
Rowe Cllr J		
Savage Cllr J	03/06/21	03/06/21
Spruce Cllr T	03/06/21	03/06/21
Wilby Cllr J	29/05/21	29/05/21



DECLARATIONS OF INTEREST AT MEETINGS

When declaring an interest at a meeting Members are asked to indicate whether their interest in the matter is pecuniary, or if the matter relates to, or affects a pecuniary interest they have, or if it is another type of interest. Members are required to identify the nature of the interest and the agenda item to which it relates. In the case of other interests, the member may speak and vote. If it is a pecuniary interest, the member must withdraw from the meeting when it is discussed. If it affects or relates to a pecuniary interest the member has, they have the right to make representations to the meeting as a member of the public but must then withdraw from the meeting. Members are also requested when appropriate to make any declarations under the Code of Practice on Planning and Judicial matters.

Have you declared the interest in the register of interests as a pecuniary interest? If Yes, you will need to withdraw from the room when it is discussed.

Does the interest directly:

1. affect yours, or your spouse / partner's financial position?
2. relate to the determining of any approval, consent, licence, permission or registration in relation to you or your spouse / partner?
3. Relate to a contract you, or your spouse / partner have with the Council
4. Affect land you or your spouse / partner own
5. Affect a company that you or your partner own, or have a shareholding in

If the answer is "yes" to any of the above, it is likely to be pecuniary.

Please refer to the guidance given on declaring pecuniary interests in the register of interest forms. If you have a pecuniary interest, you will need to inform the meeting and then withdraw from the room when it is discussed. If it has not been previously declared, you will also need to notify the Monitoring Officer within 28 days.

Does the interest indirectly affect or relate any pecuniary interest you have already declared, or an interest you have identified at 1-5 above?

If yes, you need to inform the meeting. When it is discussed, you will have the right to make representations to the meeting as a member of the public, but must then withdraw from the meeting.

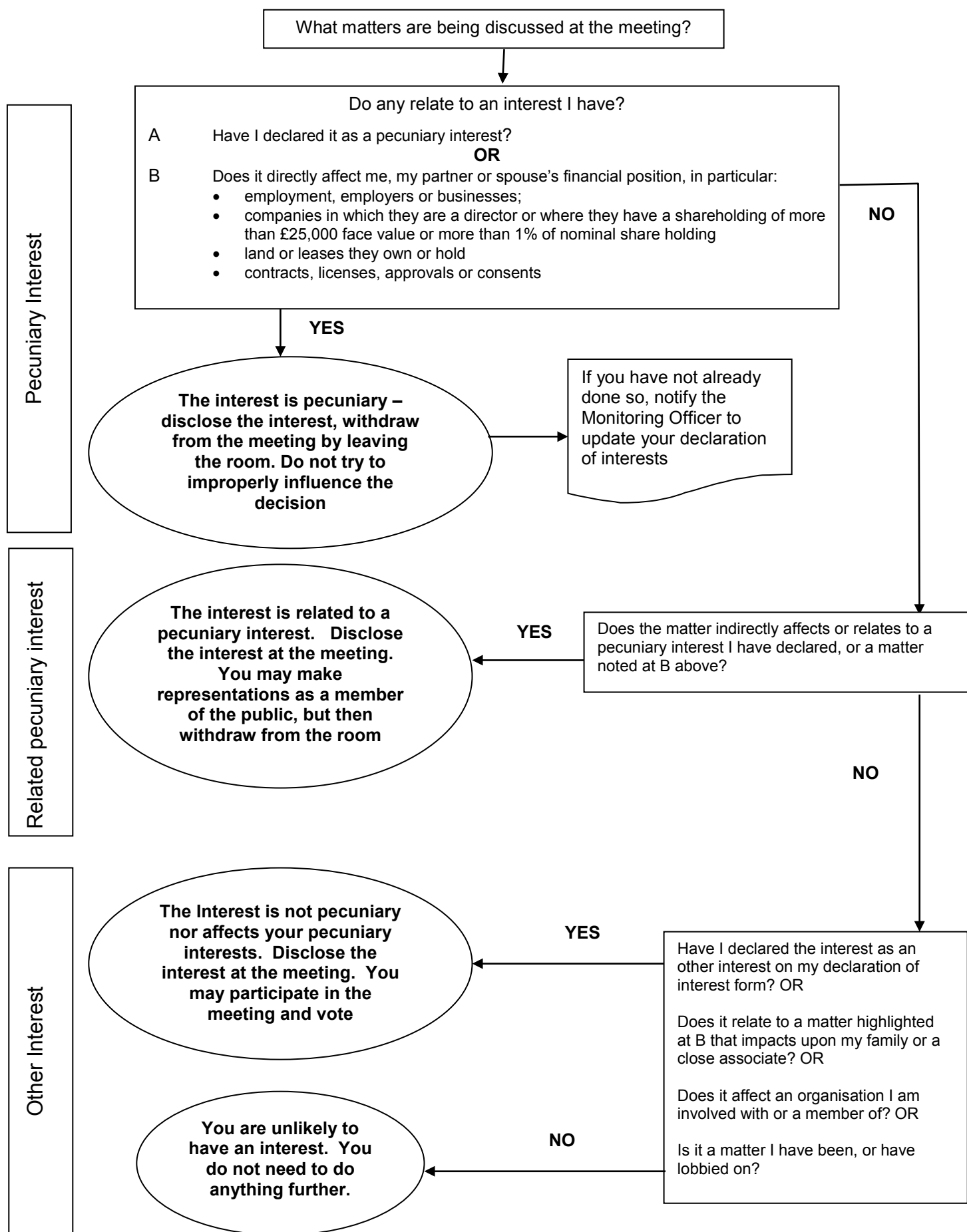
Is the interest not related to any of the above? If so, it is likely to be another interest. You will need to declare the interest, but may participate in discussion and voting on the item.

Have you made any statements or undertaken any actions that would indicate that you have a closed mind on a matter under discussion? If so, you may be predetermined on the issue; you will need to inform the meeting, and when it is discussed, you will have the right to make representations to the meeting as a member of the public, but must then withdraw from the meeting.

FOR GUIDANCE REFER TO THE FLOWCHART OVERLEAF.

PLEASE REFER ANY QUERIES TO THE MONITORING OFFICER IN THE FIRST INSTANCE

DECLARING INTERESTS FLOWCHART – QUESTIONS TO ASK YOURSELF





LICENSING APPEALS AND COMPLAINTS COMMITTEE

Minutes of a meeting of the Licensing Appeals and Complaints Committee of South Norfolk Council held at South Norfolk House, Long Stratton on Thursday 11 March 2019 at 2:30pm

Committee

Councillors: D Goldson, C Gould and T Palmer

Members Present:

Officers in Attendance:

The Legal Advisor to the Sub Committee (T Eddison), the Operational Economic Development Manager (D Disney), the Licensing Team Leader (R Broadbelt) and the Licensing and Enforcement Officer (R Setford)

650 MINUTES

The minutes of the meeting held on 17 January 2019 were confirmed as a correct record and signed by the Chairman.

651 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).

652 COMBINED HACKNEY CARRIAGE / PRIVATE HIRE DRIVER LICENCE APPLICATION

(The applicant was in attendance for this item).

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

The Licensing and Enforcement Officer outlined the salient points of her report, explaining the circumstances which had led to the requirement for the Committee to determine whether the applicant was considered a fit and proper person to be granted a Hackney Carriage / Private Hire Licence.

After the applicant had explained his past actions and had responded to a number of questions from members, he and the officers left the meeting whilst members determined the application. They were then re-admitted to the meeting, and the Chairman announced the decision.

RESOLVED:

1. that the applicant be granted a one-year Combined Hackney Carriage / Private Hire Driver Licence;
2. that a written warning be issued regarding future conduct.

The meeting concluded at 3.30pm

Chairman