

## Appeals Committee – 15 February 2011

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Minutes of the meeting of the **Appeals Committee** held on **15 February 2011** when there were present:-

Chairman: Cllr J E Grey  
Vice-Chairman: Cllr Mrs L M Cox

Cllr K H Hudson  
Cllr T Livings

Cllr R A Oatham  
Cllr Mrs B J Wilkins

### **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Cllr Mrs L M Cox.

### **OFFICERS PRESENT**

A Law	- Solicitor
J Crawford	- Transportation Manager
M Keogh	- Enforcement Officer, Transportation
C Stone	- Hackney Carriage Officer
S Worthington	- Committee Administrator

### **36 MINUTES**

The Minutes of the meeting held on 23 September 2010 were approved as a correct record and signed by the Chairman.

### **37 PROCEDURAL NOTE**

The Committee noted the procedure to be followed in hearing the review.

### **EXCLUSION OF THE PRESS AND PUBLIC**

#### **Resolved**

That the press and public be excluded from the meeting for the remaining item of business on the grounds that exempt information as disclosed in paragraph 1 of Part 1 of Schedule 12A of the Local Government Act 1972 would be disclosed.

### **38 HACKNEY CARRIAGE DRIVER'S LICENCE, PRIVATE HIRE DRIVER'S LICENCE AND HACKNEY CARRIAGE VEHICLE LICENCE**

The Committee considered the exempt report of the Head of Planning and Transportation relating to a driver falling outside the Council's licence conditions after receiving a Police caution for battery and failing to notify the Council of the Police caution within the required seven days.

The Transportation Manager advised the Committee that the driver's hackney carriage vehicle plate had, since publication of her report, been transferred to a relative.

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The Committee, having given careful consideration to all the evidence and representations made, determined that the receipt of a Police caution and, furthermore, failing to report this to the Council within the required seven days, was a serious breach of the Council's licensing conditions.

The Committee was concerned that there was inconsistency in the information provided by the driver in relation to his health and the period during which he was taking medication. The Committee emphasised the need for Councillors to be satisfied that the driver was a fit and proper person to continue to hold hackney carriage and private hire driver's licences. The Committee accordingly deemed it appropriate to suspend the driver's hackney carriage and private hire driver's licences for a period of 3 months, subject to the Transportation Manager being provided with a satisfactory medical report. The driver's licences could be reinstated after this 3-month period, but only upon receipt of a satisfactory medical report.

### **Resolved**

That the driver's hackney carriage and private hire driver's licences be suspended for a period of three months, subject to the Transportation Manager being provided with a satisfactory medical report. The licences to be reinstated after 3 months, only upon receipt of a satisfactory medical report.  
(HPT)

The meeting commenced at 10.00 am and closed at 12.00 pm.

Chairman .....

Date .....

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