

**Medway Council**  
**Meeting of Licensing Sub-Committee of Licensing and**  
**Safety Committee**  
**Friday, 23 July 2010**  
**2.30pm to 3.05pm**

**Record of the meeting**

- Present:** Councillors: Burt, Mrs Diane Chambers, Etheridge, Harriott, Haydock and Stephen Kearney
- Substitutes:** Councillors:  
Kenneth Bamber (Substitute for Andrews)
- In Attendance:** Mandy Francis, Senior Licensing Officer  
Peter Holland, Committee Co-ordinator  
Colin Sacre, Senior Legal Assistant

**195 Record of meeting**

The record of the meeting held on 15 January 2010 was agreed and signed by the Chairman as correct.

**196 Apologies for absence**

Apologies for absence were received from Councillor Andrews.

**197 Declarations of interest**

There were no declarations of interest.

**198 Exclusion of the press and public**

The Sub-Committee agreed to ask the press and public to leave the meeting because the following item contained sensitive information relating to an individual and was considered exempt under paragraph 1 of schedule 12A of the Local Government Act 1972.

**199 Appeal against refusal against refusal to renew a private hire driver's licence.**

**Discussion:**

The Senior Licensing and Enforcement Officer asked the Sub-Committee to determine an appeal against the decision of the Licensing Unit to refuse to renew Mr T's private hire driver licence.

## **Licensing Sub-Committee of Licensing and Safety Committee, 23 July 2010**

The Senior Licensing and Enforcement Officer stated that in light of the cautions that Mr T had received for violence related offences and the fact that the Police felt that there was sufficient mitigation to warrant a caution for assault occasioning actual bodily harm, the Licensing Unit felt that Mr T did not fulfil the “fit and proper” criteria. Therefore, under officer delegated powers, his application to renew his private hire driver’s licence was refused.

The Sub-Committee considered the case taking into account all written representations and those made at the hearing by Mr T and the Senior Licensing and Enforcement Officer.

### **Decision:**

Mr T was advised that Medway Council expected high standards from its licensed drivers and in view of the cautions received for violence related offences, the Sub-Committee's decision was as follows:

The Sub-Committee agreed to renew Mr T’s private hire drivers licence and that a warning be placed on Mr T’s record and that 6 monthly CRB checks be carried out for a period of 3 years.

**Chairman**

**Date:**

**Peter Holland, Committee Co-ordinator**

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