

Minutes

of the Meeting of

The Licensing Sub-Committee

Tuesday, 16 April 2024

Kenn Room

Meeting Commenced: 10:45

Meeting Concluded: 10:55

Councillors:

Stuart Davies (Chairperson)

Mike Solomon

Dan Thomas

Apologies: None.

Also in attendance: Councillor Thomas Daw.

Officers in attendance: Sara Saunders (Solicitor and Senior Legal Advisor), Caz Horton (Licensing Officer) and Geoff Booker (Licensing Officer).

LSC Election of Chairperson for the meeting

60

Resolved: that Councillor Stuart Davies be elected Chairperson for the meeting.

Councillor Davies in the Chair

LSC Declaration of Disclosable Pecuniary Interest (Standing Order 37)

61

None.

LSC Adoption of hearing procedure

62

Resolved: that the hearing procedures be adopted.

LSC Exclusion of the Public and Press

63

The Sub-Committee was invited to pass the following resolution:

“(1) That the press, public, and officers not required by the Members, the Chief Executive or the Director, to remain during the exempt session, be excluded from the meeting during consideration of the following item of business on the ground that its consideration will involve the disclosure of exempt information as defined in

Section 100I of the Local Government Act 1972, by virtue of paragraphs 1 and 2 of Part 1 of Schedule 12A of the Act”

Also, if appropriate, the following resolution should be passed –

“(2) That members of the Council who are not members of this Sub-Committee be invited to remain.”

Resolved: that the resolutions be passed.

LSC 64 Report for a Private Hire Driver's Licence Review Case 6 2023-24

The representative of the Director of Public Health and Regulatory Services presented the report. The Sub-Committee heard the evidence presented by the Licensing Officer pertaining to the review of the Private Hire Driver's Licence and considered all the evidence.

The Licensing Sub-Committee considered the application to review the Private Hire Driver's Licence on its own merits and were advised by the Legal Advisor that they could consider 'soft intelligence' provided by the Avon and Somerset Police and apply the standard of 'Balance of Probabilities' to the evidence they heard, as well as considering the licence holder history as a Private Hire Driver's Licence holder.

The Committee gave regard to North Somerset's Hackney Carriage and Private Hire Licensing Policy, as well as the provisions of the Human Rights Act and Section 61(1) of the Local Government (Miscellaneous Provisions) Act 1976, in considering the case of the License Holder.

Resolved: that the Licensing Sub-Committee did not deem the license holder a fit and proper person to hold a Private Hire Driver's Licence and as such, the License would be revoked based on c) any other reasonable cause under the Local Government (Miscellaneous Provisions) Act 1976 Section 61.

LSC 65 Urgent business permitted by the Local Government Act 1972

None.

Chairperson
