

## HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING SUB-COMMITTEE

Thursday, 21 March 2019

5.30 pm

Committee Room 3, City  
Hall

Membership: Councillors Pat Vaughan (Chair), Loraine Woolley (Vice-Chair),  
Kathleen Brothwell, Adrianna McNulty and Andy Kerry

Substitute members: Councillors Biff Bean

Officers attending: Will Allen and John Cunliffe

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### AGENDA

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<b>SECTION A</b>	<b>Pages</b>
1. Confirmation of Minutes	<b>3 - 4</b>
2. Declarations of Interest	
Please note that, in accordance with the Members' Code of Conduct, when declaring interests members must disclose the existence and nature of the interest, and whether it is a disclosable pecuniary interest (DPI) or personal and/or pecuniary.	
3. Exclusion of Press and Public	
You are asked to resolve that the press and public be excluded from the meeting during the consideration of the following item(s) because it is likely that if members of the press or public were present, there would be disclosure of 'exempt information'	
<b>SECTION B</b>	
4. To Interview an Applicant for a Private Hire Driver's Licence who has Previous Convictions	<b>5 - 10</b>

[Exempt Paras 1]

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**Present:** Councillor Pat Vaughan (*in the Chair*),  
Councillor Loraine Woolley, Councillor  
Kathleen Brothwell, Councillor Adrianna McNulty and  
Councillor Alan Briggs

**Apologies for Absence:** Councillor Andy Kerry

**20. Confirmation of Minutes - 31 January 2019**

RESOLVED that the minutes of the meeting held on 31 January 2019 be noted.

**21. Declarations of Interest**

No declarations of interest were received.

**22. Exclusion of Press and Public**

RESOLVED that the press and public be excluded from the meeting during consideration of the following item(s) of business because it is likely that if members of the public were present there would be a disclosure to them of 'exempt information' as defined by Section 100I and Schedule 12A to the Local Government Act 1972.

**23. To Interview an Applicant for a Private Hire Driver's Licence who has Previously been Refused a Private Hire Licence and is unable to Provide a Certificate of Good Conduct [04/2019]**

The Licensing Officer:

- a) Stated that the applicant had previously been refused a private hire drivers licence in 2017 due to non-disclosure of criminal offences, the offences of which were serious driving related offences, and was unable to provide a certificate of good conduct.
- b) Explained that the reason for the hearing was to determine whether the applicant was a fit and proper person to hold a licence following an 18 month period before the applicant could apply for a licence again.
- c) Highlighted that a DBS check had revealed that the applicant had had no further convictions in the 18 months since his licence application was refused.

The Sub-Committee questioned the applicant about his convictions.

The applicant was remorseful about his previous convictions and explained that he was very young when the convictions occurred and they shouldn't have happened. He was now married with children and hadn't committed any offences since 2009.

The applicant went on to explain that he had been delivering Take-away for the last 6 years using his own vehicle and had lived in Lincoln for many years.

## **Decision**

That the Private Hire Vehicle Driver's Licence be granted and a letter would be sent to highlight his responsibilities in declaring convictions.

## **Reasons for the Decision**

1. The Sub-Committee believed that the applicant came across well.
2. The applicant had no further convictions since 2009.
3. The applicant was currently working delivering take-aways with no further convictions.
4. The Sub-Committee considered the reasons he had not disclosed his convictions previously was because he thought they were spent and he didn't have to.

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