

Minutes

Licensing/Appeals Sub-Committee Friday, 19th December, 2014

Attendance

Cllr Mrs Hubbard
Cllr Mrs Murphy

Cllr Newberry

Officers Present

Gary O'Shea
Jean Sharp
Chris Pickering

Principal Licensing Officer
Governance and Member Support Officer
Principal Solicitor

353. Appointment of Chair

Cllr Newberry was appointed as Chair of the Sub-committee.

354. Quasi-Judicial Function

Members were respectfully reminded that, in determining the matter listed under Minute 357, they were exercising a quasi-judicial function with the civil burden of proof, that the matter would be determined on the facts before the Sub-Committee and the rules of natural justice applied.

355. Application to vary a Premises Licence - Papa John's, 106 High Street, Brentwood

The Chair advised that the application to vary the Premises License for Papa John's, 106 High Street, Brentwood, had been withdrawn.

356. Resolution to exclude press and public

The Chair **MOVED** and Cllr Mrs Murphy **SECONDED** and it was **RESOLVED** that the press and public be excluded and the following item be considered in private session.

357. Appeal against suspension of Hackney Carriage and Private Hire driver's licence (Exempt Information, Paragraph 4 of Part 1 of 12A of the Local Government Act 1972).

Members were requested to consider an appeal received against the suspension of a combined Hackney Carriage/Private Hire Drivers' Licence.

The Sub-committee considered the evidence and submissions before it and following a discussion **RESOLVED** that, while Members supported the decision to suspend the appellant's license following allegations made, the license should be reinstated. However, if further relevant information came to the attention of the licensing department, the Sub-committee would expect the consideration of this license to come before a differently constituted sub-committee for further consideration.
