



## Minutes

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### Licensing Sub-Committee Thursday, 28th November, 2019

#### Attendance

Cllr Keeble  
Cllr Kerlake

Cllr McCheyne

#### Officers Present

Paul Adams	-	Principal Licensing Officer
Surinder Atkar	-	Planning Solicitor
Caroline Harrison	-	Licensing Officer
Jean Sharp	-	Governance and Member Support Officer
Maria Williams	-	Licensing Officer

#### 275. Appointment of Chair

Members RESOLVED that Cllr McCheyne should chair the meeting.

#### 276. Administrative Function

Members were respectfully reminded that, in determining the matters listed below, they were exercising an administrative function with the civil burden of proof, i.e. 'on the balance of probabilities'. The matter would be determined on the facts before the Sub-Committee and the rules of natural justice would apply.

#### 277. Determination of a current Combined Hackney Carriage and Private Hire Drivers Licence (Exempt)

An application had been made to renew a Combined Hackney Carriage and Private Hire Driver's license and the driver had been given a temporary license pending the matter being considered by the Licencing Sub-committee because a number of complaints had been received him in reference to his driving conduct.

The Sub-committee considered the evidence provided and heard from the applicant. Their decision was that the temporary license would be revoked and that the application for a fresh license would be refused as the driver was

not considered to be a fit and proper person to be granted such a license under section 59 of the Local Government (Miscellaneous Provisions) Act 1976.

**278. Determination of a current Combined Hackney Carriage and Private Hire Drivers Licence (Exempt)**

A complaint had been received from a local resident in relation to alleged dangerous driving and verbally abusive behaviour by a Brentwood Council licensed Hackney Carriage private hire driver. The decision to be made by the Licensing Sub-committee was whether the Licence-holder was a fit and proper person to continue to hold his license.

Following consideration of the evidence provided and the driver's previous good character, Members decided not to revoke the licence.

**279. Determination of a current Combined Hackney Carriage and Private Hire Drivers Licence (Exempt)**

Members were asked to consider whether the driver was a fit and proper person to continue to hold a Combined Hackney Carriage and Private Hire Drivers Licence following Licensing Officers observing five people exiting his vehicle which was only licensed to carry four passengers.

Members considered the evidence presented and heard from the applicant. Their decision was that the driver's licence should not be suspended or revoked but that the driver should take and pass an approved Taxi Driver Assessment within three months.

