

# Public Document Pack

## Licensing Sub Committee

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Held at Council Chamber, Ryedale House, Malton  
on Friday 4 March 2016

### Present

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Councillors Hope, Farnell and Frank

### In Attendance

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Nicki Lishman, Beckie Bennett, Fiona Brown, Charlie Hawkes and Mark Sissons

### Minutes

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#### 9 Exempt information

**Resolved**

That under Paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972 (as amended), the public be excluded from the meeting for the following item as there would be a likely disclosure of exempt information relating to the financial or business affairs of any particular person (including the authority holding that information) and that under Paragraph 5 of Part 1 of Schedule 12A of the Local Government Act 1972 (as amended), exempt information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

#### 10 Hearing procedure

The Chairman outlined the procedure to be followed for both items.

#### 11 Members to determine a New Hackney Carriage Driver Application

The Head of Environment, Streetscene and Facilities presented a report (previously circulated) on an application for a Hackney Carriage driver licence.

As a former employee of the Council it was considered that this matter could not satisfactorily dealt with by officers under delegated powers, due to a conflict of interest with the manager having responsibility as the former employer and decision maker as the licensing authority. Therefore, the Committee was requested to determine the application.

It was explained that all required documentation had been provided and that, many years ago, the applicant had been previously licensed by the Council and held the licence in compliance with the conditions attached.

**Resolved**

In the case of determining the application, the Sub Committee granted a hackney carriage driver licence.

#### 12 Members to determine a complaint against Dual Licensed Driver DD084

The Head of Environment, Streetscene and Facilities presented a report (previously circulated) to consider any action to be taken in respect of a licensed driver following an investigation into an allegation of assault.

Due to the seriousness of the incident it was considered that the matter could not be satisfactorily dealt with by officers under delegated powers, therefore the Sub Committee was requested to determine any action to be taken in respect of the licensed driver.

The Council had received a complaint that a taxi driver had assaulted the complainant on 3 December 2015, which had been reported to the Police. The Police had dealt with this via the Community Resolution Disposal Procedure.

Council officers had conducted an investigation into the complaint and had brought the matter to the Committee to consider whether the driver was a fit and proper person to continue to hold such a licence.

**Resolved**

In the case of determining the drivers' licence the Sub Committee issued a warning and agreed that the driver continued to be licensed.

**13 Any other business that the Chairman decides is urgent.**

There were no items of urgent business.