

**LICENSING SUB-COMMITTEE**  
**30 JUNE 2014**

Minutes of the meeting of the Licensing Sub-Committee of Flintshire County Council held in the Delyn Committee Room, County Hall, Mold CH7 6NA on Monday, 30 June 2014

**PRESENT:**     **Councillor Tony Sharps (Chairman)**  
Councillors Alan Diskin and Jim Falshaw

**OFFICERS OF FLINTSHIRE COUNTY COUNCIL:**  
Solicitor (Mr T. Dillon), Senior Licensing Officer and Team Manager, Committee Services

**1.     APOLOGIES**

None were received.

**2.     DECLARATIONS OF INTEREST (INCLUDING WHIPPING DECLARATIONS)**

None were received.

**3.     LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985 - TO CONSIDER THE EXCLUSION OF THE PRESS AND PUBLIC**

**RESOLVED:**

That the press and public be excluded from the meeting for the following item as it is considered to contain exempt information by virtue of paragraphs 12 and 13 of Part 1 of Schedule 12A of the Local Government Act 1972.

**4.     APPLICATION FOR A PRIVATE HIRE / HACKNEY CARRIAGE (JOINT) DRIVER LICENCE**

The Senior Licensing Officer introduced the report which was for Members to consider and determine an application for a Private Hire / Hackney Carriage (Joint) Driver Licence.

The report provided details of convictions of the applicant which had been omitted from the application. Members asked questions on the convictions to which the applicant responded.

The Solicitor explained that Members needed to determine if, on the balance of probability, the driver was a fit and proper person to continue to hold a licence.

**DETERMINATION OF THE RECOMMENDATION**

The Sub-Committee considered the report and the details provided verbally at the meeting.

<b>Approved</b>		<b>Date</b>
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Following careful consideration of all of the information and evidence provided, the Sub-Committee were all of the view that, on the balance of probability, the driver was not a fit and proper person to hold a private hire/hackney carriage (joint) driver's licence.

**DECISION**

The Senior Licensing Officer and the applicant were invited to return to the meeting.

The Sub-Committee heard all of the representations made, both written and verbal. The Sub-Committee had an overriding duty to protect the public and determined that the applicant was not a fit and proper person to hold a private hire / hackney carriage (Joint) driver licence.

The applicant had prolific convictions, the most recent being in 2008 and although the Sub-Committee noted the explanations of those convictions, they still had great concerns, including his account of the way he handled the incident that resulted in him committing the violent offence for which he was convicted. The Sub-Committee considered and applied paragraph 4.22 of Flintshire County Council's Policy in respect of Hackney Carriage and Private Hire Drivers' Licence Applications concerning the treatment of convictions etc.

**RESOLVED:**

That a private hire / hackney carriage (Joint) driver licence not be granted.

**5. MEMBERS OF THE PRESS AND PUBLIC IN ATTENDANCE**

There were no members of the press or public in attendance.

(The meeting started at 10.00 am and ended at 10.55 am)

<b>Approved</b>		<b>Date</b>
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