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# JUDICIAL COMMITTEE (PRIVATE HIRE AND HACKNEY CARRIAGE LICENSING)

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**Monday, 25th July, 2022**

**Present:** Councillor Peter Britcliffe (in the Chair), Councillors Sajid Mahmood (Vice Chair), Melissa Fisher, Loraine Cox, Bernard Dawson and Susan Hayes

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## **82 Apologies for absence, Substitutions, Declarations of Interest and Dispensations**

There were no apologies for absence, declarations of interest or dispensations declared at the meeting.

## **83 Licensing Procedure for Meetings of the Committee**

The General Licensing procedure to be followed at the meeting in relation to hackney carriage and private hire drivers' and operators' licences was submitted. A copy had been provided to the licence holder.

**Resolved - That the Procedure be noted.**

## **84 Licensing Guidelines**

The Institute of Licensing's Guidelines for Hackney Carriage and Private Hire Trades was submitted, which was used to assist Hyndburn Borough Council when determining the suitability of applicants and licensees in the Hackney Carriage and Private Hire trades. A copy of the Guidance had been sent to the licence holder.

**Resolved - That the Guidance be noted.**

## **85 Exclusion of the Public**

**Resolved - That, in accordance with Section 100A(4) Local Government Act 1972, the public were excluded from the meeting during the following item, when it was likely, in view of the nature of the business to be transacted, or the nature of the proceedings, that there would otherwise be disclosure of exempt information within the Paragraphs at Schedule 12A of the Act, specified at the item.**

## **86 Report Relating to an Application for a Licensed Private Hire Driver**

*(Exempt information under the Local Government Act 1972, Schedule 12A, Paragraph 1 – Information relating to any individual)*

In accordance with the licensing procedure the driver, (WH), had been invited to attend the meeting and was present and accompanied by his representative.

The Licensing Manager, on behalf of the Executive Director (Legal and Democratic

Services), submitted a report informing the Committee of relevant issues relating to an application for a private hire licence. Members were asked to consider matters contained in the report and any representations made by the applicant. The applicant's previous history was summarised in 3.0 of the report.

The applicant and their representative provided a number of relevant points in response to the issues raised at the meeting, which the Committee were requested to take into consideration whilst making their decision.

The Committee was requested to consider the issues raised in the report and at the meeting and determine whether the applicant was a fit and proper person to be granted a private hire drivers licence.

**Decision of the Committee:**

**Resolved - That, having taken into account representations made at the Committee and the driver's previous history and whilst recognising and commending the substantial positive changes to the applicant's life style, the Committee did not consider there was a clear and compelling reason to depart from Council policy to grant a licence. They did not find the applicant a fit and proper person to hold a private hire driver's licence.**

Signed:.....

Date: .....

Chair of the meeting  
At which the minutes were confirmed