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Miscellaneous Licensing Sub-Committee

9 July 2024

**MINUTES OF THE MEETING OF THE MISCELLANEOUS LICENSING SUB-COMMITTEE,
HELD ON TUESDAY, 9TH JULY, 2024 AT 10.00 AM
IN THE SUNSPOT - SUNSPOTS**

Present:	Councillors Smith (Vice-Chairman, in the Chair), Codling and A Cossens and Davidson
In Attendance:	Linda Trembath (Head of Legal Services & Deputy Monitoring Officer), Bethany Jones (Committee Services Officer), Emma King (Licensing Officer) and Alfie Smith (Licensing Enforcement Officer)

37. CHAIR

The Vice-Chairman of the Sub-Committee (Councillor Smith) informed the meeting that the Chairman of the Sub-Committee (Councillor J Henderson) was absent from the meeting and that therefore he would occupy the Chair.

38. APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

Apologies for absence were received from Councillors Casey (with no substitution) and J Henderson (with Councillor Davidson substituting).

39. MINUTES OF THE LAST MEETING

It was moved by Councillor Davidson, seconded by Councillor Codling and:-

RESOLVED that the minutes of the last meeting of the Sub-Committee, held on Monday, 11 March 2024 be approved as a correct record and be signed by the Chairman.

40. DECLARATIONS OF INTEREST

Councillor Smith (Vice-Chairman, in the Chair) declared for the public record that he was a London Taxi driver of 34 years' experience but that he had no ties in that capacity to the District of Tendring.

41. EXCLUSION OF PRESS AND PUBLIC

It was moved by Councillor A Cossens, seconded by Councillor Davidson, and:-

RESOLVED that under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting during consideration of Agenda Items 5, 6 and 7 on the grounds that they involved the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A, as amended, of the Act.

42. EXEMPT MINUTES

It was moved by Councillor Davidson, seconded by Councillor Cossens and:-

RESOLVED that the Exempt Minutes of the last meeting of the Sub-Committee, held on Monday, 11 March 2024, be approved as a correct record and be signed by the Chairman.

43. REPORT OF THE ASSISTANT DIRECTOR (GOVERNANCE & LEGAL) - B.1 - REVIEW OF A HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE AND HACKNEY CARRIAGE VEHICLE LICENCE

RESOLVED that the Sub-Committee were in support of the 12 Enforcement Penalty Points already imposed on the individual's Hackney Carriage/Private Hire Driver's Licence, the refusal to carry a guide dog was a really serious offence and they could have lost their licence, and that if they was to come back to the Sub-Committee within 2 years with the points still on the licence then a harsher action may be required. The points would remain on their licence the full two years until February 2026.

44. REPORT OF THE ASSISTANT DIRECTOR (GOVERNANCE & LEGAL) - B.2 - REVIEW OF A HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE AND HACKNEY CARRIAGE VEHICLE LICENCE

RESOLVED that the Sub-Committee were in support of the 13 Enforcement Penalty Points already imposed on the individual's Hackney Carriage/Private Hire Driver's Licence and that they would keep those points for the next two years. Further, if the individual was before the Sub-Committee before the Enforcement Penalty Points had expired then a harsher decision would be considered but they would keep their licence now and could keep working.

The meeting was declared closed at 11.41 am

Chairman