

LICENSING DRIVER PANEL
Regulatory Committee
Agenda

Date Tuesday 7 February 2023

Time 9.30 am

Venue Crompton Suite, Civic Centre, Oldham, West Street, Oldham, OL1 1NL

- Notes
1. DECLARATIONS OF INTEREST- If a Member requires any advice on any item involving a possible declaration of interest which could affect his/her ability to speak and/or vote he/she is advised to contact Paul Entwistle or Constitutional Services in advance of the meeting.
 2. CONTACT OFFICER for this Agenda is Constitutional Services Tel. 0161 770 5151 or email Constitutional.Services@oldham.gov.uk
 3. PUBLIC QUESTIONS – Any member of the public wishing to ask a question at the above meeting can do so only if a written copy of the question is submitted to the Contact officer by 12 Noon on Thursday, 2 February 2023.
 4. FILMING - The Council, members of the public and the press may record / film / photograph or broadcast this meeting when the public and the press are not lawfully excluded. Any member of the public who attends a meeting and objects to being filmed should advise the Constitutional Services Officer who will instruct that they are not included in the filming.

Please note that anyone using recording equipment both audio and visual will not be permitted to leave the equipment in the room where a private meeting is held.

Recording and reporting the Council's meetings is subject to the law including the law of defamation, the Human Rights Act, the Data Protection Act and the law on public order offences.

Please also note the Public attendance Protocol on the Council's Website

https://www.oldham.gov.uk/homepage/1449/attending_council_meetings

MEMBERSHIP OF THE LICENSING DRIVER PANEL IS AS FOLLOWS:
Councillors Byrne, Cosgrove, C. Gloster, McLaren, Shuttleworth, Surjan (Chair) and Wilkinson

1 Apologies For Absence

2 Urgent Business

Urgent business, if any, introduced by the Chair

3 Declarations of Interest

To Receive Declarations of Interest in any Contract or matter to be discussed at the meeting.

4 Public Question Time

To receive Questions from the Public, in accordance with the Council's Constitution.

5 Minutes of Previous Meeting (Pages 1 - 4)

The Minutes of the meeting held on 10th January 2023 are attached for approval.

6 Exclusion of the Press and Public

That, in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they contain exempt information under paragraph(s) 1 and 2 of Part 1 of Schedule 12A of the Act, and it would not, on balance, be in the public interest to disclose the reports.

7 DP-2023-06 (Pages 5 - 14)

The purpose of this report is to ask Members to review a dual driver licence where a complaint recorded against the applicant calls in to question their fitness and propriety to be a suitable person to hold such a licence. As such, the applicant has been referred to this panel for determination.

8 DP-2023-07 (Pages 15 - 30)

The purpose of this report is to ask Members to review a Dual Driver's licence, which, due to convictions against the applicant calls in to question their fitness and propriety to be a suitable person to hold such licence. As such the application has been referred to this Panel for determination.

9 Appeals Update 07/02/2023 (Pages 31 - 34)

The purpose of this report is to provide Members with an update on any appeals against the decisions of the Council's Licensing Drivers Panel.



LICENSING DRIVER PANEL
10/01/2023 at 9.30 am

Present: Councillor Surjan (Chair)
Councillors Byrne, Cosgrove, C. Gloster, McLaren, Shuttleworth
and Wilkinson

Also in Attendance:

Laila Chowdhury	Constitutional Services
Alan Evans	Solicitor
Susan Loftus	Licensing Projects and Hearings Officer
Nicola Lord	Principal Licensing Officer
Kaidy McCann	Constitutional Services

1 **APOLOGIES FOR ABSENCE**

There were no apologies for absence received.

2 **URGENT BUSINESS**

There were no items of urgent business received.

3 **DECLARATIONS OF INTEREST**

There were no declarations of interest received.

4 **PUBLIC QUESTION TIME**

There were no public questions received.

5 **MINUTES OF PREVIOUS MEETING**

RESOLVED that the minutes of the meeting held on 6th
December 2022 be approved as a correct record.

6 **EXCLUSION OF THE PRESS AND PUBLIC**

RESOLVED that, in accordance with Section 100A(4) of the
Local Government Act 1972, the press and public be excluded
from the meeting for the following items of business on the
grounds that they contain exempt information under paragraphs
1 and 2 of Part 1 of Schedule 12A of the Act, and it would not,
on balance, be in the public interest to disclose the reports.

7 **DP-2023-01**

RESOLVED that, based on the information provided to the
Panel, having considered the Driver's conduct and taking into
account Oldham Metropolitan Borough Council's 'Statement of
Fitness and Suitability (Private Hire & Hackney Carriage)',
approved by the Council in March 2018, the current dual
hackney carriage/private hire driver's licence be suspended for a
period of two months.

NOTE: the Driver attended the meeting and addressed the Panel.

8 **DP-2023-02**

RESOLVED that, based on the information provided to the Panel, having considered the Driver's conduct and taking into account Oldham Metropolitan Borough Council's 'Statement of Fitness and Suitability (Private Hire & Hackney Carriage)', approved by the Council in March 2018, the current dual hackney carriage/private hire driver's licence be revoked.

NOTE: the Driver did not attend the meeting to address the Panel.

9 **DP-2023-03**

RESOLVED that, based on the information provided to the Panel, having considered the Driver's conduct and taking into account Oldham Metropolitan Borough Council's 'Statement of Fitness and Suitability (Private Hire & Hackney Carriage)', approved by the Council in March 2018, the application for a new dual driver licence be REFUSED.

NOTE: the Driver and an Interpreter attended the meeting and addressed the Panel.

10 **DP-2023-04**

RESOLVED that, based on the information provided to the Panel, having considered the Driver's conduct and taking into account Oldham Metropolitan Borough Council's 'Statement of Fitness and Suitability (Private Hire & Hackney Carriage)', approved by the Council in March 2018, the current dual hackney carriage/private hire driver's licence be REVOKED with immediate effect.

NOTE: the Driver did not attend the meeting to address the Panel.

11 **DP-2023-05**

RESOLVED that, based on the information provided to the Panel, having considered the Driver's conduct and taking into account Oldham Metropolitan Borough Council's 'Statement of Fitness and Suitability (Private Hire & Hackney Carriage)', approved by the Council in March 2018, the application for a new dual driver licence be GRANTED for a period of one year.

NOTE: the Driver attended the meeting and addressed the Panel.

12 **APPEALS UPDATE 10.01.2023**
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RESOLVED that the updated information on the appeals against the decisions of the Council's Licensing Driver Panel and those made under delegated powers be noted.



The meeting started at 9.37 am and ended at 11.56 am

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