

LICENSING DRIVER PANEL Agenda

Date Tuesday 8th April 2025

Time 9.30 am

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

- Notes
1. DECLARATIONS OF INTEREST- If a Member requires 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 Alex Bougatef or Constitutional Services at least 24 hours in advance of the meeting.
 2. CONTACT OFFICER for this agenda is Constitutional Services – 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 12.00 noon on Thursday, 3rd April 2025.
 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.

MEMBERSHIP OF THE LICENSING DRIVER PANEL

Councillors Byrne, Chowhan, Hamblett, Hindle, J. Hussain, S. Hussain (Chair) and Shuttleworth

Item No

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 5 - 8)

The Minutes of the meeting of the Licensing Driver Panel, held on 4th March 2025, are attached for approval.

6 Order of Proceedings (Pages 9 - 10)

7 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 six 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.

8 DP/2025/19 (Pages 11 - 16)

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

9 DP/2025/20 (Pages 17 - 22)

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

10 DP/2025/21 (Pages 23 - 28)

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

11 DP/2025/22 (Pages 29 - 34)

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

12 DP/2025/23 (Pages 35 - 40)

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

13

DP/2025/24 (Pages 41 - 46)

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

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LICENSING DRIVER PANEL

04/03/2025 at 9.30 am

Present: Councillors Byrne, Chowhan, J. Hussain, S. Hussain
(Chair) and Shuttleworth

Also in attendance
Elise Brophy- Licensing Officer
Susan Loftus- Licensing Projects & Hearings Officer
Sumayya Rawat- Solicitor
Durga Paul- Constitutional Services

1 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Cllr Hamblett.

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 for this meeting to consider.

5 **MINUTES OF PREVIOUS MEETING**

RESOLVED that the minutes of the meeting held on 11th
February 2025 be approved as a correct record.

6 **ORDER OF PROCEEDINGS**

RESOLVED that the Order of Proceedings be noted.

7 **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.

8 **DP/2025/13**

The Panel considered an application to review a licence, due to
a conviction of the Driver which calls in to question their fitness
and propriety to be a suitable person to hold such a licence. As
such, the application was referred to the Panel for
determination.

RESOLVED that, based on the information provided to the
Panel, having taken into account the reason the Driver has
appeared before the Panel, namely a conviction, the report
written by the Officer, their recommendations, the driver's
comments and the Council's Statement of Fitness and
Suitability, the Driver is no longer a fit and proper person and
accordingly the licence is to be REVOKED in accordance with

the guidelines in the Council's Statement of Fitness and Suitability with immediate effect on the grounds of public safety.

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

9

DP/2025/14

The Panel considered a report to inform them of an application for a new Dual Driver's licence, which, due to convictions 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 application was referred to the Panel for determination.

RESOLVED that, based on the information provided to the Panel, having taken into account the reason the Applicant has appeared before the Panel, namely convictions, the report written by the Officer, their recommendations, the Applicant's comments and the Council's Statement of Fitness and Suitability, the Applicant is not a fit and proper person and accordingly the application be **REFUSED** in accordance with the guidelines in the Council's Statement of Fitness and Suitability.

NOTE: The Applicant attended the meeting and addressed the Panel.

10

DP/2025/15

The Panel considered an application to review a licence, due to a conviction of the Driver which calls in to question their fitness and propriety to be a suitable person to hold such a licence. As such, the application was referred to the Panel for determination.

RESOLVED that, based on the information provided to the Panel, having taken into account the reason the Driver has appeared before the Panel, namely a conviction, the report written by the Officer, their recommendations, the driver's comments and the Council's Statement of Fitness and Suitability, the Driver is no longer a fit and proper person and accordingly the licence is to be **REVOKED** in accordance with the guidelines in the Council's Statement of Fitness and Suitability with immediate effect on the grounds of public safety.

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

11

DP/2025/16

The Panel considered a report to inform them of an application for a new Dual Driver's licence, which, due to convictions 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 application was referred to the Panel for determination.

RESOLVED that, based on the information provided to the Panel, having taken into account the reason the Applicant has

appeared before the Panel, namely convictions, the report written by the Officer, their recommendations, the Applicant's comments and the Council's Statement of Fitness and Suitability, the Applicant is not a fit and proper person and accordingly the application be REFUSED in accordance with the guidelines in the Council's Statement of Fitness and Suitability.

NOTE: The Applicant attended the meeting and addressed the Panel.

12

DP/2025/17

The Panel considered a report to inform them of an application for a new Dual Driver's licence, which, due to a conviction 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 application was referred to the Panel for determination.

RESOLVED that, based on the information provided to the Panel, having taken into account the reason the Applicant has appeared before the Panel, namely a conviction, the report written by the Officer, their recommendations, the Applicant's comments and the Council's Statement of Fitness and Suitability, the Applicant is deemed to be a fit and proper person and accordingly the application is GRANTED for a probationary period of twelve months to be extended for a further 2 years if no issues about the Applicant's conduct arise in the meantime. The decision to grant was made on the grounds that the Panel believe that the applicant was a victim of fraud and this led to the conviction.

NOTE: The Applicant attended the meeting and addressed the Panel.

13

DP/2025/18

The Panel considered a report to inform them of an application for a new Dual Driver's licence, which, due to a conviction 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 application was referred to the Panel for determination.

RESOLVED that, based on the information provided to the Panel, having taken into account the reason the Applicant has appeared before the Panel, namely a conviction, the report written by the Officer, their recommendations, the Applicant's comments and the Council's Statement of Fitness and Suitability, the Applicant is deemed to be a fit and proper person and accordingly the application is GRANTED for a probationary period of twelve months to be extended for a further 2 years if no issues about the Applicant's conduct arise in the meantime. The decision to grant was made on the grounds that the applicant has taken positive steps to change his life and not demonstrated further offending behaviour in 17 years.

NOTE: The Applicant attended the meeting and addressed the Panel.

The meeting started at 9.30am and ended at 12.40pm

LICENSING PANEL (DRIVERS) ORDER OF PROCEEDINGS

Hackney Carriage and Private Hire Drivers Applications and Reviews

Panel Members and Officers introduce themselves

1. The Licensing Officer will introduce the Applicant/Driver and their representative (if they have one).
2. The Licensing Officer will introduce the application/review and the reasons for bringing it to the Panel.
3. Members and the Applicant/Driver and their representative may question the Licensing Officer
4. The Applicant/Driver and their representative will be offered the opportunity to make representations or add any further information.
5. Members or Officers may then question the Applicant/Driver.
6. The Licensing Officer will then summarise.
7. The Applicant/Driver and their representative will be offered the opportunity to summarise their case.
8. All parties will be asked to leave the room while the Panel considers the matter and will be brought back in to be informed of the Panel's decision.

Licensing Officer will leave with the Applicant/Driver and their representative and explain to them outside the meeting what happens next.

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