

LICENSING DRIVER PANEL
11/06/2019 at 9.30 am



Present: Councillor Briggs (Chair)
Councillors Cosgrove (Vice-Chair), Garry, C. Gloster, Moores,
Price and Shuttleworth

Also in Attendance:

Shamim Iqbal	Licensing Hearing and Project Officer
David Joy	Solicitor
David Smith	Principal Licensing Officer
Sian Walter-Browne	Constitutional Services

1 **ELECTION OF VICE CHAIR**

RESOLVED that Councillor Cosgrove be appointed as Vice Chair for the duration of the Municipal Year.

2 **APOLOGIES FOR ABSENCE**

There were no apologies for absence received.

3 **URGENT BUSINESS**

There were no items of urgent business received.

4 **DECLARATIONS OF INTEREST**

There were no declarations of interest received.

5 **PUBLIC QUESTION TIME**

There were no public questions received.

6 **MINUTES OF PREVIOUS MEETING**

RESOLVED that the minutes of the meeting held on 2nd April 2019 be approved as a correct record.

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 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS)
ACT 1976 APPLICATION TO RENEW A DUAL DRIVERS
LICENCE (DP/2019/12)**

RESOLVED that, based on the information provided to the Panel, having considered the Applicant'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 to renew a dual hackney carriage / private hire driver's licence be granted subject to:-

1. That licence being suspended for a period of 56 days and
2. Proof being provided to the Licensing Service that the insurers of the vehicle were made aware of the 2015 and 2016 convictions.

NOTE: the Applicant and a family member attended the meeting and addressed the Panel.

9 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS)
ACT 1976 APPLICATION TO RENEW A DUAL DRIVERS
LICENCE (DP/2019/13)**

The Applicant was unable to attend and the matter was deferred to the next meeting.

10 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS)
ACT 1976 APPLICATION TO RENEW A DUAL DRIVERS
LICENCE (DP/2019/14)**

RESOLVED that, based on the information provided to the Panel, having considered the Applicant'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 to renew a dual hackney carriage / private hire driver's licence be granted subject to the licence being suspended for a period of 28 days.

NOTE: the Applicant and a family member attended the meeting and addressed the Panel.

11 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS)
ACT 1976 APPLICATION TO RENEW A DUAL DRIVERS
LICENCE (DP/2019/16)**

RESOLVED that, based on the information provided to the Panel, having considered the Applicant'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 to renew a dual hackney carriage / private hire driver's licence be granted subject to:-

1. That licence being suspended for a period of 56 days and
2. Proof being provided to the Licensing Service that the insurers of the vehicle were made aware of the Applicant's convictions.

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

12 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS)
ACT 1976 APPLICATION TO RENEW A DUAL DRIVERS
LICENCE (DP/2019/17)**

RESOLVED that, based on the information provided to the Panel, having considered the Applicant'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 to renew a dual hackney carriage / private hire driver's licence be refused.



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

13 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS)
ACT 1976 APPLICATION TO RENEW A DUAL DRIVERS
LICENCE (DP/2019/18)**

RESOLVED that, based on the information provided to the Panel, having considered the Applicant'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 to renew a dual hackney carriage / private hire driver's licence be granted subject to:-

1. That licence being suspended for a period of 56 days and
2. Proof being provided to the Licensing Service that the insurers of the vehicle were made aware of the Applicant's convictions.

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

14 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS)
ACT 1976 SECTION 61 - REVIEW OF A DUAL DRIVERS
LICENCE (DP/2019/15)**

The Applicant was unable to attend and the matter was deferred to the next meeting.

15 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS)
ACT 1976 SECTION 61 - REVIEW OF A DUAL DRIVERS
LICENCE (DP/2019/11)**

RESOLVED that, based on the information provided to the Panel, having considered the Applicant'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 and the pending application for a new licence be refused.

NOTE: the Applicant and his representative attended the meeting and addressed the Panel.

16 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS)
ACT 1976 SECTION 61 - REVIEW OF A DUAL DRIVERS
LICENCE (DP/2019/19)**

RESOLVED that, based on the information provided to the Panel, having considered the Applicant'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 Applicant be given a final written warning with regards to his future conduct.



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

17

LICENSING DRIVERS PANEL APPEALS UPDATE

RESOLVED that the up to date information on the appeals against the decisions of the Council's Licensing Driver Panel be noted.

The meeting started at 9.30 am and ended at 2.40 pm