

LICENSING REGULATORY SUB-COMMITTEE

Minutes of the proceedings at a meeting of the Licensing Regulatory Sub-Committee held in the District Council Chamber, South Lakeland House, Kendal, on Wednesday, 23 August 2017, at 10.00 a.m.

Present

Councillors

John Holmes

Helen Irving

Mel Mackie

Officers

Hardeep Burnley

Principal Food, Licensing and Safety Officer

Nicola Hartley

Senior Solicitor

Paul Rogers

Assistant Committee Services Officer

LRS/20 ELECTION OF CHAIRMAN

RESOLVED – That Councillor Helen Irving be elected Chairman for the meeting.

LRS/21 APOLOGIES AND RECONSTITUTION OF MEMBERSHIP

There were no apologies and there had been no change in the membership of the Sub-Committee and, therefore, no reconstitution was necessary.

LRS/22 DECLARATIONS OF INTEREST

RESOLVED – That it be noted that no declarations of interest were raised.

LRS/23 LOCAL GOVERNMENT ACT 1972 - EXCLUDED ITEMS

RESOLVED – That the item in Part II of the Agenda be dealt with following the exclusion of press and public.

LRS/24 INTRODUCTIONS

The Chairman made introductions and read out the procedure for the meeting.

LRS/25 PRESS AND PUBLIC

RESOLVED - That, under Section 100(A)(4) of the Local Government Act 1972, the press and public, with the exception of the applicant and their prospective employer, be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Part 1 of Schedule 12 A of the Act as amended by the Local Government (Access to Information) (Variation) Order 2006 by virtue of the paragraph indicated.

LRS/26**APPLICATION FOR THE GRANT OF HACKNEY CARRIAGE & PRIVATE HIRE DRIVING LICENCE - DS04 17/18**

- *Paragraph 1 - Information relating to any individual.*

The Licensing Officer presented a report asking Members to consider an application for the grant of both a Hackney Carriage and a Private Hire Driver's Licence.

The applicant presented his case and the prospective employer spoke on behalf of the applicant.

The prospective employer answered a question from Members.

Note – The Sub-Committee passed a resolution to adjourn the meeting to exclude the applicant and their prospective employer, in making its decision, pursuant to Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) Order 2006 by virtue of the paragraph indicated:-

Paragraph 5 – Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

The Sub-Committee, supported by the Senior Solicitor and Assistant Committee Services Officer, withdrew to consider the circumstances put forward and then reconvened to deliver the decision.

Having heard the facts of the case, and having heard the representations made by the applicant and their prospective employer, the Sub-Committee considered the circumstances put forward and

RESOLVED – That the applicant is a fit and proper person to hold both a Hackney Carriage and a Private Hire Driver's Licence and that they be granted licences for a 12 month period.

The meeting ended at 10.19 a.m.