

**BOROUGH COUNCIL OF KING'S LYNN & WEST NORFOLK**

**LICENSING AND APPEALS BOARD**

**Minutes from the Meeting of the Licensing and Appeals Board held on  
Wednesday, 22nd March, 2017 at 10.00 am in the Committee Suite, King's  
Court, Chapel Street, King's Lynn, Norfolk, PE30 1EX**

**PRESENT:** Councillor D Tyler (Chairman), C Sampson and D Whitby.

**OFFICERS:**

John Gilbraith – Licensing Manager

Cara Jordan – Legal Advisor

Rebecca Parker – Democratic Services Officer

**1        APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**2        ITEMS OF URGENT BUSINESS**

There were no items of urgent business.

**3        DECLARATIONS OF INTEREST**

There were no declarations of interest.

**4        EXCLUSION OF THE PRESS AND PUBLIC**

**RESOLVED:** That under Section 100(a)(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 it involves the likely disclosure of exempt information as defined by paragraphs 1, 2 and 3 of Part 1 of Schedule 12A to the Act.

**5        REVIEW OF COMBINED DRIVERS LICENCE**

The Chairman welcomed everyone to the Hearing and stated that the purpose of the Hearing was to review a Combined Drivers Licence and Private Hire Operators Licence. He introduced the Panel Members, Officers and Legal Advisor.

The Licence Holder's representative and the Licence Holder introduced themselves. They confirmed that they would be calling one witness. The witness introduced themselves and remained in the Hearing whilst the procedure was outlined.

The Licensing Manager informed those present that he would be calling two witnesses. The witnesses introduced themselves and remained in the Hearing whilst the procedure was outlined.

6 **PROCEDURE FOR DETERMINING HACKNEY CARRIAGE/PRIVATE HIRE LICENCE APPLICATIONS AND DISCIPLINARY HEARINGS**

The Legal Advisor outlined the procedure which would be followed at the Hearing.

The three witnesses left the Hearing.

7 **REPORT OF THE LICENSING MANAGER**

At the request of the Chairman, the Licensing Manager presented his report. He explained that the matter before the Panel was to review a Combined Drivers Licence and Private hire Operators Licence. He explained that the Hearing had originally been scheduled to take place on 8<sup>th</sup> March 2017, but the Licence Holder's representative had requested an adjournment, which had been granted.

The Licensing Manager called two witnesses. The witnesses responded to questions from the Licensing Manager, the Licence Holder's representative and Members of the Panel.

The witnesses left the Hearing.

The Licensing Manager outlined historical matters on the Licence Holder's record.

The Licensing Manager responded to questions from the Licence Holder's representative. There were no questions from the Panel.

8 **LICENCE HOLDER'S CASE**

The Licence Holder's representative presented his case. The Licence Holder provided detail of the complaint and historic matters.

The Licence Holder's representative called his witness. The witness responded to questions from the Licence Holder's representative, the Licensing Manager and Members of the Panel.

The witness left the Hearing.

The Licence Holder's representative and the Licence Holder responded to questions from the Licensing Manager and Members of the Panel.

9 **SUMMING UP - LICENSING MANAGER**

The Licensing Manager summed up his case. He reminded the Panel that they needed to consider the Licence Holder's continued suitability to hold a Combined Drivers Licence and Private Hire Operators Licence. He reminded the Panel that full reasons for their decision must be given as there was a right of appeal to the Magistrates Court.

10 **SUMMING UP - LICENCE HOLDER**

The Licence Holder summed up his case.

11 **LEGAL ADVICE**

The Legal Advisor reminded the Panel that they needed to consider if the Licence Holder continued to be fit and proper to operate and drive a taxi. She explained that they needed to consider the written and verbal submissions provided at the Hearing and that the Panel's main consideration should be the protection of the public.

12 **DECISION**

The Decision of the Panel was read out.

**The meeting closed at 12.16 pm**