

**NORTH DEVON COUNCIL**

Minutes of a meeting of the LICENSING SUB-COMMITTEE E of the LICENSING COMMITTEE held at the Civic Centre, Barnstaple on Thursday 21<sup>st</sup> August 2014 at 11.00 a.m.

PRESENT: Members:

Councillor Mrs Barker (Chairman)

Councillors Mathews (substitute for Councillor Lane) and Wilkinson.

Councillor Haywood attended the meeting as a Substitute Member.

Officers:

Head of Contentious Law (TB), Regulatory Services Officer (PF) and Senior Member Services Officer (BT).

**(a) APOLOGIES FOR ABSENCE**

There were no apologies for absence received.

**(b) DECLARATIONS OF INTEREST**

There were no declarations of interest announced.

**(c) TO CONSIDER A TEMPORARY EVENT NOTICE RELATING TO RISING SUN, 87 BOUTPORT STREET, BARNSTAPLE, DEVON TO WHICH NORTH DEVON COUNCIL'S ENVIRONMENTAL PROTECTION TEAM HAS OBJECTED**

The Sub-Committee noted that the Police and Environmental Protection Team had withdrawn the representations in respect of the temporary event notice for the Rising Sun, 87 Boutport Street, Barnstaple as they have now mediated with the applicant to gain an earlier terminal hour. Therefore, the item had been withdrawn from the agenda.

**(d) EXCLUSION OF PUBLIC AND PRESS AND RESTRICTION OF DOCUMENTS**

RESOLVED:

- (i) That, under Section 100A (4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following item as it involved the likely disclosure of exempt information as defined by Paragraph 3 of Part 1 of Schedule 12A of the Act (as amended from

time to time), namely information relating to the financial or business affairs of any particular person (including the authority holding that information);

- (ii) That all documents and reports relating to the item be confirmed as “Not for Publication”.

**(e) APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE AND A PRIVATE HIRE DRIVER'S LICENCE – MRDE**

The Chairman introduced herself, Members of the Sub-Committee, Officers present and the applicant before outlining the nature of the hearing.

The Licensing Officer outlined a report (circulated previously) regarding an application for the grant of a Hackney Carriage and Private Hire Driver's Licence (reference MRDE) and confirmed that the application had been properly made.

The applicant addressed the Sub-Committee. He explained the reasons and circumstances relating to the motoring offence which appeared on his driving licence being committed and why the court had imposed the number of penalty points on his record.

Members of the Sub-Committee questioned the applicant.

The applicant advised the Sub-Committee of his previous driving experience obtained with different companies. He confirmed that he had never had an accident before this incident and advised of the name of the company that he would be working for should he be granted a Hackney Carriage and Private Hire Driver's Licence.

The Licensing Officer summed up.

The applicant summed up.

RESOLVED that everyone be excluded from the meeting with the exception of Members, the Legal representative and Committee Clerk in order to receive legal advice in accordance with paragraph 5 of Schedule 12A of the Local Government Act 1972.

RESOLVED that everyone be re-admitted to the meeting.

RESOLVED that the application for a Hackney Carriage and a Private Hire Driver's Licence (reference MRDE) be granted.

In reaching its decision, the Sub-Committee was satisfied that the motoring conviction related to a one off incident and considered that the applicant was

a very experienced driver and that this unfortunate incident had made him more aware whilst driving.

Chairman

The meeting ended at 11.22 a.m.

NOTE: These minutes will be confirmed as a correct record at the next meeting of the Licensing Committee.