

WEST OXFORDSHIRE DISTRICT COUNCIL

Minutes of the meeting of the  
**MISCELLANEOUS LICENSING SUB-COMMITTEE**  
held in the Council Chamber, Council Offices, Woodgreen, Witney, Oxon  
at 10.00am on Thursday 9 July 2015

PRESENT

Councillors: S J Good (Vice-Chairman in the Chair); H B Eaglestone and G Saul

13. MINUTES

**RESOLVED:** that the minutes of the meeting of the Sub-Committee held on 11 June 2015 be approved as a correct record and signed by the Chairman.

14. APOLOGIES FOR ABSENCE AND TEMPORARY APPOINTMENTS

Apologies for absence were received from Mr E H James and Mr N A MacRae MBE.

The Chief Executive reported the following temporary appointment:

Mr H B Eaglestone attended for Mr M Brennan

15. DECLARATIONS OF INTEREST

There were no declarations of interest from Members or Officers relating to matters to be considered at the meeting.

16. PARTICIPATION OF THE PUBLIC

There was no public participation.

17. EXCLUSION OF THE PUBLIC

**RESOLVED:** That the Sub-Committee, being of the opinion that it was likely, in view of the nature of the business to be transacted, that if members of the public were present during the following item of business there would be a disclosure to them of exempt information as defined in Paragraph 1 of Schedule 12A to the Local Government Act 1972, the public be excluded from the meeting.

18. APPLICATION FOR A PRIVATE HIRE DRIVER'S LICENCE

The Sub-Committee received and considered the report of the Shared Head of Public Protection and Regulation containing exempt information regarding an application for a Private Hire Drivers Licence, copies of which had been circulated.

The Licensing Officer introduced the application and outlined the information contained in the Disclosure and Barring Service (DBS) check. The Sub-Committee noted that there had been a delay in receiving the DBS check and information from DVLA.

Mr Good then clarified the process for dealing with the application and the options available to the Sub-Committee.

The applicant, accompanied by their prospective employer, was then interviewed by the Sub-Committee.

In response to questions the applicant clarified the endorsement on the driving licence. The applicant then outlined the circumstances relating to the offences that appeared on the DBS check.

In addition the prospective employer advised that he had spoken to the applicant about the offences and was supporting the application.

At this point the Sub-Committee withdrew to determine the application and following discussion it was:-

**RESOLVED:** That, as the Sub-Committee did not consider that the driver had demonstrated that he was a fit and proper person to hold a licence the application be refused.

The public was then readmitted to the meeting and, in advising the applicant of the decision, the Chairman indicated that whilst the Sub-Committee understood the situation of the applicant this needed to be balanced against the duty of the council to ensure public safety.

#### 19. REVIEW OF A PRIVATE HIRE DRIVER'S LICENCE

The Sub-Committee received and considered the report of the Shared Head of Public Protection containing exempt information regarding the review of a Private Hire Drivers Licence, copies of which had been circulated.

The Licensing Officer introduced her report and details of the endorsements were outlined.

The driver was then interviewed by the Sub-Committee and the driver presented the case for the retention of a licence, and provided details of the circumstances relating to the endorsements on the driving licence.

Having considered the report and the evidence given by the driver the Sub-Committee:

**RESOLVED:** That, in view of the evidence submitted by the driver the Private Hire Driver's Licence be not suspended or revoked.

The public was then readmitted to the meeting and, in advising the applicant of the decision, the Chairman emphasised the importance of complying fully with the terms of the licence.

The meeting closed at 10.55am

CHAIRMAN