

WEST OXFORDSHIRE DISTRICT COUNCIL

Minutes of the meeting of the  
**MISCELLANEOUS LICENSING SUB-COMMITTEE**  
held in Committee Room Two, Council Offices, Woodgreen, Witney, Oxon  
at 10.00am on Wednesday 4 April 2018

PRESENT

Councillors: N A MacRae MBE (Chairman); S J Good (Vice-Chairman) and  
J F Mills.

57. MINUTES

**RESOLVED:** that the minutes of the meeting of the Sub-Committee held on 13 March 2018 be approved as a correct record and signed by the Chairman.

58. APOLOGIES FOR ABSENCE AND TEMPORARY APPOINTMENTS

Apologies for absence were received from Mrs J M Doughty and Mr Mills attended for Mr E H James.

59. DECLARATIONS OF INTEREST

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

60. PARTICIPATION OF THE PUBLIC

No submissions were received from the public in accordance with the Council's Rules of Procedure.

61. 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 Part 1 of Schedule 12A to the Local Government Act 1972 (Information relating to the financial or business affairs of any particular person (including the authority holding that information)), the public be excluded from the meeting.

62. REVIEW OF A HACKNEY CARRIAGE DRIVERS LICENCE

The Sub-Committee received and considered the report of the Group Manager of Environmental and Regulatory Services regarding the review of a Hackney Carriage Drivers Licence.

The Licensing Officer outlined the circumstances that had given rise to the review and the options available for the Sub-Committee to take.

The Council's Legal Advisor reminded Members that it was the role of the Sub-Committee to consider and determine whether, in view of the information contained within the report and that provided at the meeting, the licence holder remained a fit and proper person to hold a Hackney Carriage Driver's Licence.

The driver was then interviewed by the Sub-Committee and presented his case for the retention of a licence, providing details of the circumstances relating to the revocation of his OCC Schools & Social Care Identity Badge by the County Council.

The Sub-Committee then withdrew to determine the application and, having considered the report and the evidence given by the driver, the Sub-Committee:

**RESOLVED:** That, in view of the circumstances leading to the revocation of his OCC Schools & Social Care Identity Badge and his confirmation at the meeting of his intention to undertake the majority of his work outside the District of West Oxfordshire contrary to the Council's Hackney Carriage and Private Hire Policy, the Sub-Committee considered that the licence holder had failed to demonstrate that he was a fit and proper person to hold a licence and, in consequence, his Hackney Carriage Driver's Licence be revoked.

The public was then readmitted to the meeting and, in advising the applicant of the decision, the Chairman explained that the driver had 21 days from notification of the Sub-Committee's decision in which to submit an appeal to the Magistrates Court.

The meeting closed at 10:20am

CHAIRMAN