

MINUTES OF A MEETING OF THE
LICENSING SUB-COMMITTEE HELD IN
THE COUNCIL CHAMBER, WALLFIELDS,
HERTFORD ON MONDAY 21 MARCH 2011,
AT 10.00 AM

PRESENT: Councillor R I Taylor (Chairman)
Councillors N C Poulton and M P A McMullen

ALSO PRESENT:

Councillors P A Ruffles and
Mrs R F Cheswright

OFFICERS IN ATTENDANCE:

Linda Bevan	- Committee Secretary
Paul Newman	- Interim Licensing Manager
George Robertson	- Legal Services Manager

ALSO IN ATTENDANCE:

Mr B	- Applicant
Mr D	- Applicant
Mr M	- Applicant

43 APPOINTMENT OF CHAIRMAN

It was proposed by Councillor N C Poulton and seconded by Councillor M P A McMullen that Councillor R I Taylor be appointed Chairman of the Licensing Sub-Committee for the meeting.

RESOLVED - that Councillor R I Taylor be appointed Chairman of the Licensing Sub-Committee for the meeting.

44 MINUTES

RESOLVED – that the Minutes of the meetings of the Licensing Sub-Committee held on 14 October 2010 and 6 December 2010 be confirmed as a correct record and signed by the Chairman.

45 EXCLUSION OF PRESS AND PUBLIC

The Sub-Committee passed a resolution pursuant to Section 100(A)(4) of the Local Government Act 1972 as amended to exclude the press and public during consideration of the business referred to in Minutes 47,48 and 50 on the grounds that they involved the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the said Act.

46 LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005 (AS AMENDED) - APPLICATION TO VARY A PREMISES LICENCE AT TESCO STORES LTD, BISHOPS PARK CENTRE, LANCASTER WAY, BISHOPS STORTFORD CM23 4DD

The Chairman announced that this item had been withdraw.

RESOLVED – that the withdrawal of the item be noted.

47 CONSIDERATION OF A STAGE OF AN APPLICATION TO BE A DUAL HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER - MR B

The Chairman explained that the Sub-Committee had excluded the press and public but that two Members of the Licensing Committee were present. On being asked all applicants agreed they could stay in the meeting. The applicants not under consideration left the meeting in each case.

The Chairman outlined the procedure to be followed and

those present were introduced.

The Interim Licensing Manager gave some details of a conviction which had been revealed when the application was made. He said it was a long time ago and the applicant had given a full explanation which was attached to the report now submitted.

The applicant added that the incident was a one-off event. He had not returned to refereeing although there were new rules and regulations governing the behaviour of parents at football matches. He said he had not intended to complete his first application incorrectly. He had been driving for 40 years and had a clean driving licence.

The Sub-Committee noted the representations and the Chairman announced the decision of the Sub-Committee which was that the application be allowed to proceed.

RESOLVED - that the application be allowed to proceed.

48 CONSIDERATION OF A STAGE OF AN APPLICATION TO BE A DUAL HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER - MR D

The Chairman outlined the procedure to be followed and those present were introduced.

The Interim Licensing Manager gave some details of a conviction which had been revealed when the application was made. He said it was a long time ago and the sentence had been minimal.

The applicant gave a full account of the incident. He said he had accepted being "bound over" rather than making a court appearance at the time as he had not realised it would appear on his record. He said he was of good standing and had not been in trouble since. He had no problems dealing with the public and had managed a large group of people.

The Sub-Committee noted the representations and the Chairman announced the decision of the Sub-Committee which was that the application be allowed to proceed to the next stage.

RESOLVED - that the application be allowed to proceed to the next stage.

49 CONSIDERATION OF A STAGE OF AN APPLICATION TO BE A DUAL HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER - MR G

The Chairman announced that this item had been withdrawn.

RESOLVED - that the withdrawal of the item be noted.

50 CONSIDERATION OF A STAGE OF AN APPLICATION TO BE A DUAL HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER - MR M

The Chairman outlined the procedure to be followed and those present were introduced.

The Interim Licensing Manager gave some details of a conviction which had been revealed when the application was made. He explained that failure to give a specimen was treated as seriously as drink driving to ensure the public did not escape a charge for this offence by avoiding providing evidence.

Councillor Poulton asked about another offence and the applicant gave an explanation.

The applicant also explained the other offence in that he had not intended to drive the vehicle concerned as it had broken down. He said he regretted the incidents which had occurred in his youth. He now had a wife and four children. He lived in Luton but was applying for a licence in East Herts as he hoped to move closer to the area. He was not working at the moment but had a chance to work in Hertford as a taxi driver if he obtained his licence.

At the conclusion of the representations the Sub-Committee withdrew with the Legal Services Manager and Committee Secretary to consider the evidence.

Following this, they returned and the Chairman announced the decision of the Sub-Committee which was that the application should be allowed to proceed subject to the comments now detailed.

RESOLVED - that the application be allowed to proceed to the next stage but the applicant be reminded of the need to co-operate with the Police at all times and that if he fails to do so this could be regarded very seriously by the Licensing Sub-Committee in future.

The meeting closed at 10.40 am

Chairman
Date