

Licensing Committee Minutes

The minutes of the Licensing Committee meeting of Wyre Borough Council held on Tuesday, 29 March 2022 at the Council Chamber - Civic Centre, Poulton-le-Fylde.

Licensing Committee members present:

Councillors Robinson, Cartridge, Baxter, Leech, Smith, S Turner, A Turner, Williams and A Vincent

Apologies for absence:

Councillors Cropper, C Birch, George and Matthew Vincent

Other councillors present:

None.

Failure to attend:

Councillor Armstrong

Officers present:

Daphne Courtenage, Assistant Democratic Services Officer
Mary Grimshaw, Legal Services Manager (and Monitoring Officer)
Patrick Cantley, Senior Licensing Officer
Wayne Clarke, Senior Compliance/Licensing Enforcement Officer

No members of the public or press attended the meeting.

48 Declarations of Interest

None.

49 Confirmation of minutes

The minutes of the meeting of the Licensing Committee held on the 22 February 2022 were **approved** as a correct record.

50 Exclusion of the public and press

In accordance with Paragraph 11 of the Access to Information Rules in Part 4 of the Council's Constitution, the Chief Executive had determined that the reports submitted under item 5 of this agenda were "Not for Publication"

because they contained “exempt information”, as defined in Schedule 12A of the Local Government Act 1972.

The Committee passed the following resolution: “That the public and press be excluded from the meeting whilst agenda item 5 was being considered, as it referred to exempt information as defined in category 1 (information relating to any individual) of Part 1 of Schedule 12(a) of the Local Government Act 1972, as amended by the Local Government (Access to Information) Variation Order 2006 and that the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

51 Application for the grant of a Wyre dual driver's licence

The Corporate Director Environment submitted a report to provide members of the Licensing Committee with information to assist them in their decision making process at the hearing.

The applicant and their solicitor were both present at the hearing.

The Senior Licensing Officer introduced the report.

The applicant's solicitor spoke on behalf of the applicant to the committee, stating the reasons for the application to hold a Wyre dual driver's license, and referred to the applicant's history with the committee.

Members of the committee asked questions of the applicant, which he answered.

Following questions, the applicant, their solicitor, the Senior Licensing Officer and the Senior Licensing Enforcement Officer left the room whilst the committee members considered the decision in closed session.

In reaching its decision the committee had regard to:

1. Sections 51(1)(a), 53(1)(a),(b) and 59(1)(a) of Part II of the Local Government (Miscellaneous Provisions) Act 1976
2. The Wyre Council Hackney Carriage and Private Hire Licensing Policy on Convictions (Sections 3.1, 6.1 and 7) and other relevant matters

The applicant and his solicitor, the Senior Licensing Officer and the Senior Licensing Enforcement Officer were brought back into the room and the Licensing Committee reconvened and the Chair announced the committee's decision.

Decision

The committee resolved not to grant a three year dual driver's licence.

Reasons for the decision

Due to the applicant's history with the committee and insufficient evidence to the contrary, the committee found they could not be satisfied that the

applicant was a fit and proper person to hold a Wyre dual driver's licence.

Full reasons for the decision would be sent to the driver.

The meeting started at 6.00 pm and finished at 6.31 pm.

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