

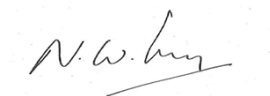
Please ask for:
Helen Johnson

20 June 2018

Dear Councillor

You are requested to attend a meeting of the WELWYN HATFIELD BOROUGH COUNCIL HACKNEY CARRIAGE COMMITTEE to be held on Wednesday 4 July 2018 at 7.30pm in the Chestnut Board Room - Campus East, Welwyn Garden City, Herts, AL8 6AE.

Yours faithfully



Corporate Director
Public Protection, Planning and Governance

AGENDA
PART 1

PROCEDURE

1. **APPOINTMENT OF CHAIRMAN AND VICE-CHAIRMAN**

To note that Councillors H.Bower and P.Hebden were appointed Chairman and Vice-Chairman of the Committee for the 2018/19 municipal year at the Annual Council meeting on 21 May 2018.

2. **SUBSTITUTION OF MEMBERS**

To note any substitution of Members made in accordance with Council Procedure Rules 19-22.

3. **APOLOGIES**

To note any apologies.

4. **MINUTES**

To confirm as a correct record the Minutes of the meeting held on 30 November 2017 (previously circulated).

5. DECLARATIONS OF INTERESTS BY MEMBERS

To note declarations of Members' disclosable pecuniary interests, non-disclosable pecuniary interests and non-pecuniary interests in respect of the item on the Agenda.

6. EXCLUSION OF PRESS AND PUBLIC

The Committee is asked to resolve:

That under Section 100(A)(2) and (4) of the Local Government Act 1972, the press and public be now excluded from the meeting for items 7 and 8 on the grounds that they involves the likely disclosure of confidential or exempt information as defined in Section 100A(3) and Paragraph 1 (personal information), 2 (individual identity) and 3 (private financial or business information) of Part 1 of Schedule 12A of the said Act (as amended).

In resolving to exclude the public in respect of the exempt information, it is considered that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

PART II

7. DETERMINATION OF A REVIEW OF A HACKNEY CARRIAGE DRIVER'S LICENCE (Pages 5 - 16)

Exempt report of the Hackney Carriage Officer on the application for a review of a Hackney Carriage Driver's Licence.

8. DETERMINATION OF A REVIEW OF A HACKNEY CARRIAGE DRIVER'S LICENCE (Pages 17 - 48)

Exempt report of the Hackney Carriage Officer on the review of a Hackney Carriage Driver's Licence.

Circulation: Councillors H.Bower (Chairman) P.Mabbott
P.Hebden (Vice-Chairman) H.Quenet
A.Chesterman R.Trigg
L.Chesterman

Head of Public Health and Protection (J.Harding)
Legal Services Manager (F.Hussain)
Hackney Carriage Officer (J.Vaughan)
Press and Public (except Part II items)

If you require any further information about this Agenda please contact Helen Johnson, Governance Service on 01707 357467 or email – democracy@welhat.gov.uk

Information for Applicants for Private Hire and Hackney Carriage Driver's Licences

Guidance on Policy about Relevant Convictions

The Hackney Carriage Committee is hearing your application for a private hire or hackney carriage driver's licence because the Hackney Carriage Officer has been unable to make a decision on the application in view of your previous convictions (or other reason, if appropriate).

The Committee wish to inform you, that when considering your case it will hear details of your conviction/s, including "spent" convictions, from the Hackney Carriage Officer, and from yourself, under the powers contained in the Rehabilitation of Offenders Act 1974, as amended by the Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975. This legislation exempts hackney carriage and private hire drivers from the Act and allows the Committee to have regard to all relevant current and spent convictions in connection with hackney carriage and private hire licensing matters.

The Committee will also have regard to the Home Office Guidance contained in Circular 13/1992 at Annex B. This Home Office Guidance document has been adopted by the Council and forms part of the Council's Policy on hackney carriage and private hire licensing matters.

For your information, the relevant part from that Guidance Document is as follows

"the disclosure of a criminal record or other information will not debar you from gaining a licence unless the authority considers that the conviction renders you unsuitable. In making this decision the authority will consider the nature of the offence, how long ago and what age you were when it was committed and any other factors which may be relevant.

Any applicant refused a drivers licence on the ground he/she is not a fit and proper person to hold such a licence has the right of appeal to a Magistrates' Court."

All information you give will be treated in confidence and will only be taken into account in relation to your application.

If you have any queries about this guidance document, please contact the Hackney Carriage Office

By virtue of paragraph(s) 1, 2, 3 of Part 1 of Schedule 12A of the Local Government Act 1972.

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