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County Hall
Rhadyr
Usk
NP15 1GA

Monday, 19 November 2018

Notice of meeting

Licensing and Regulatory Committee

Tuesday, 27th November, 2018 at 10.00 am,

AGENDA

Item No	Item	Pages
1.	Apologies for absence	
2.	Declarations of interest	
3.	To exclude the press and public from the meeting during consideration of the following items of business in accordance with section 100A the Local Government Act, as amended, on the grounds that they involve the likely disclosure of exempt information as defined in Paragraph 12 of part 4 of Schedule 12A to the Act.	1 - 2
4.	To consider whether the applicant is "Fit and Proper" to hold a Hackney Carriage/Private Hire Drivers Licence	3 - 12
5.	To confirm and sign the minutes of the previous meeting	13 - 16
6.	To note the date and time of the next meeting as 15th January 2019 at 10:00am	

Paul Matthews

Chief Executive / Prif Weithredwr

MONMOUTHSHIRE COUNTY COUNCIL
CYNGOR SIR FYNWY

THE CONSTITUTION OF THE COMMITTEE IS AS FOLLOWS:

County Councillors:

B. Strong
J. Higginson
A. Easson
M.Lane
J.Pratt
R.Roden
J.Treharne
R. Edwards
D. Evans
L. Guppy
F. Taylor
A. Webb

Public Information

Access to paper copies of agendas and reports

A copy of this agenda and relevant reports can be made available to members of the public attending a meeting by requesting a copy from Democratic Services on 01633 644219. Please note that we must receive 24 hours notice prior to the meeting in order to provide you with a hard copy of this agenda.

Watch this meeting online

This meeting can be viewed online either live or following the meeting by visiting www.monmouthshire.gov.uk or by visiting our Youtube page by searching MonmouthshireCC.

Welsh Language

The Council welcomes contributions from members of the public through the medium of Welsh or English. We respectfully ask that you provide us with adequate notice to accommodate your needs.

Aims and Values of Monmouthshire County Council

Our purpose

Building Sustainable and Resilient Communities

Objectives we are working towards

- Giving people the best possible start in life
- A thriving and connected county
- Maximise the Potential of the natural and built environment
- Lifelong well-being
- A future focused council

Our Values

Openness. We are open and honest. People have the chance to get involved in decisions that affect them, tell us what matters and do things for themselves/their communities. If we cannot do something to help, we'll say so; if it will take a while to get the answer we'll explain why; if we can't answer immediately we'll try to connect you to the people who can help – building trust and engagement is a key foundation.

Fairness. We provide fair chances, to help people and communities thrive. If something does not seem fair, we will listen and help explain why. We will always try to treat everyone fairly and consistently. We cannot always make everyone happy, but will commit to listening and explaining why we did what we did.

Flexibility. We will continue to change and be flexible to enable delivery of the most effective and efficient services. This means a genuine commitment to working with everyone to embrace new ways of working.

Teamwork. We will work with you and our partners to support and inspire everyone to get involved so we can achieve great things together. We don't see ourselves as the 'fixers' or problem-solvers, but we will make the best of the ideas, assets and resources available to make sure we do the things that most positively impact our people and places.

SCHEDULE 12A LOCAL GOVERNMENT ACT 1972 EXEMPTION FROM DISCLOSURE OF DOCUMENTS

REPORT: To consider whether the applicant is "Fit and Proper" to hold a Hackney Carriage/ Private Hire drivers licence

AUTHOR: Leigh Beach

MEETING AND DATE OF MEETING: Tuesday 27th November 2018
Licensing and Regulatory Committee

I have considered grounds for exemption of information contained in the report referred to above and make the following recommendation to the Proper Officer:-

Exemptions applying to the report:

Information relating to a particular individual as described in Paragraph 12 of part 4 of Schedule 12A to the Local Government Act 1972

Factors in favour of disclosure:

Openness and transparency in matters concerned with the public

Not applicable at this time (see below)

Prejudice which would result if the information were disclosed:

Applicable The applicant will be attending the Committee meeting on the Tuesday 27th November 2018 and any information disclosed prior to this date may jeopardise the applicant's right to a fair hearing

My view on the public interest test is as follows:

Factors in favour of **not disclosing** outweigh those against.

Recommended decision on exemption from disclosure:

Maintain exemption from publication in relation to report.

Date: 19th October 2018

Signed: 

Post: Licensing Officer

I accept/do not accept the recommendation made above.

Proper Officer

Date: _____

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

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Public Document Pack Agenda Item 5

MONMOUTHSHIRE COUNTY COUNCIL

**Minutes of the meeting of Licensing and Regulatory Committee held
at The Council Chamber, Rhadyr, Usk, Monmouthshire, NP15 1GA on Tuesday, 16th
October, 2018 at 10.00 am**

PRESENT: County Councillor B. Strong (Chairman)
County Councillor J. Higginson (Vice Chairman)

County Councillors: A. Easson, J. Pratt, R. Roden, J. Treharne,
R. Edwards, D. Evans, L. Guppy and A. Webb

OFFICERS IN ATTENDANCE:

Leigh Beach	Licensing Officer
Richard Cope	Passenger Transport Unit Manager
John Rogers	Legal Officer
Richard Williams	Democratic Services Officer

ALSO IN ATTENDANCE:

PC A. Hollings

APOLOGIES:

County Councillors: M. Lane and F. Taylor

1. Declarations of interest

There were no declarations of interest made by Members.

2. Confirmation of Minutes

The minutes of the Licensing and Regulatory Committee dated 18th September 2018 were confirmed and signed by the Chair.

3. Exclusion of the Press and Public

We resolved to exclude the press and public from the meeting during consideration of the following items of business in accordance with section 100A of the Local Government Act, as amended, on the grounds that they involved the likely disclosure of exempt information as defined in Paragraph 12 of part 4 of Schedule 12A to the Act.

4. To consider whether the driver is 'Fit and Proper' to continue to hold a Hackney Carriage / Private Hire drivers licence

The Chairman welcomed the driver and his representative to the meeting and introduced Members of the Committee and the attending Officers and explained the protocol for the meeting.

The driver confirmed their name and address to the Committee. The driver confirmed receipt of the report.

MONMOUTHSHIRE COUNTY COUNCIL

Minutes of the meeting of Licensing and Regulatory Committee held at The Council Chamber, Rhadyr, Usk, Monmouthshire, NP15 1GA on Tuesday, 16th October, 2018 at 10.00 am

The key issues and details were read out to the Committee.

The driver was then given the opportunity to address the Committee, to put forward any relevant explanations. Following this, Members of the Committee put forward questions to the driver and discussion ensued. The driver's representative was then given the opportunity to sum up, on behalf of the driver.

Following questioning, officers, the driver and representative left the meeting to allow the Committee the opportunity to deliberate and discuss the findings.

Upon re-commencement, the Chairman advised that the Committee had considered the issues and had come to the view that this was a serious incident and that the driver's licence be suspended for three months and that the driver also re-sits a licensing knowledge test.

5. To consider whether the operator is 'Fit and Proper' to continue to hold a Private Hire Operator licence

The Chairman welcomed the operator and his representative to the meeting and introduced Members of the Committee and the attending Officers and explained the protocol for the meeting.

The operator confirmed their name and address to the Committee. The operator confirmed receipt of the report.

The key issues and details were read out to the Committee.

The operator was then given the opportunity to address the Committee, to put forward any relevant explanations. Following this, Members of the Committee put forward questions to the operator and discussion ensued. The operator's representative was then given the opportunity to sum up, on behalf of the operator.

Following questioning, officers, the operator and representative left the meeting to allow the Committee the opportunity to deliberate and discuss the findings.

Upon re-commencement, the Chairman advised that the Committee had considered the issues and had come to the view that this was a serious incident and that the operator's licence be suspended for four months and that the operator also re-sits a licensing knowledge test.

6. Next Meeting

The next Licensing and Regulatory Committee will be held on the 27th November 2018 at 10.00am.

The meeting ended at 12.04 pm.

MONMOUTHSHIRE COUNTY COUNCIL

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