

22 OCTOBER 2007

**NEW FOREST DISTRICT COUNCIL**

**LICENSING SUB-COMMITTEE**

Minutes of a meeting of the Licensing Sub-Committee held at Appletree Court, Lyndhurst on Monday, 22 October 2007.

**Councillors:**  
p J A G Hutchins  
p J Penwarden

**Councillors:**  
p Mrs B Smith

**Officers Attending**

Miss G O'Rourke, Mrs M Dunsmore and T Hetherington.

**Also Attending:**

Mr Hayes (Report B)

**1. ELECTION OF CHAIRMAN.**

**RESOLVED:**

That Cllr Penwarden be elected Chairman of the Sub-Committee for this meeting.

(Cllr Penwarden in the Chair).

**2. MINUTES (PAPER A)**

**RESOLVED:**

The minutes of the Sub-Committee meeting held on 29 June 2007 were confirmed as a correct record.

**3. APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE AND PRIVATE HIRE VEHICLE DRIVERS' LICENCE (REPORT B).**

The Sub-Committee considered the application from Mr Hayes for a Hackney Carriage and Private Hire Vehicle Drivers' Licence. The Council's policies required that a Criminal Records Bureau check, or equivalent, should establish that the applicant had no unspent convictions. In this applicant's case he had spent a number of spent convictions, which the Committee considered relevant to examine.

The Sub-Committee considered that 6 out of the 7 spent offences were relevant to the application before them (the only one not considered relevant being the 'Forged Document' offence in November 1977).

Notwithstanding the nature of these spent offences, including the more recent offences for speeding, the Sub-Committee were minded, on balance, to grant Mr Hayes a Licence. They believed Mr Hayes when he said that he regretted the past and that he was a changed person.

The Sub-Committee said they would be prepared to grant Mr Hayes a Licence for an initial period of 1 year and if he had any further convictions, further applications would come before the Sub-Committee for decision.

The Sub-Committee considered the other evidence which was submitted to assist them in the judgment that they must make under Section 51 of the Local Government (Miscellaneous Provisions) Act 1976, in order that they may be satisfied that the applicant was a "fit and proper person" to hold a driver's licence.

Having considered all the available evidence it was,

**RESOLVED:**

That the application for a Hackney Carriage and Private Hire Drivers Licence be granted for an initial period of 1 year.

CHAIRMAN

(LSC221007)