

CITY AND COUNTY OF SWANSEA

MINUTES OF THE GENERAL LICENSING COMMITTEE

HELD AT COUNCIL CHAMBER, GUILDHALL, SWANSEA ON FRIDAY,
11 NOVEMBER 2016 AT 10.00 AM

PRESENT: Councillor P M Matthews (Chair) Presided

Councillor(s)

C Anderson
H M Morris

Councillor(s)

A M Cook
C L Philpott

Councillor(s)

K E Marsh
T H Rees

Officer(s)

Lynda Anthony
Aled Gruffydd
R Jones
C Swain
S Woon

Divisional Officer, Licensing, Food & Safety
Lawyer
Transport Officer
Transportation Group Leader
Democratic Services Officer

Apologies for Absence

Councillor(s): A C S Colburn, J P Curtice, P Downing and V M Evans

55 **DISCLOSURES OF PERSONAL AND PREJUDICIAL INTEREST.**

In accordance with the Code of Conduct adopted by the City and County of Swansea, no interests were declared.

56 **MINUTES:**

RESOLVED that the minutes of the General Licensing Committee held on 14 October, 2016 be agreed as a correct record.

57 **EXCLUSION OF THE PUBLIC.**

The Committee was requested to exclude the public from the meeting during the consideration of the items of business identified in the recommendations to the report on the grounds that it involved the likely disclosure of exempt information as set out in the exclusion paragraph of 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information)(Variation)(Wales) Order 2007, relevant to the item of business as set out in the report.

The Committee considered the Public Interest Test in deciding to exclude the public from the meeting for the items of business where the Public Interest Test was relevant, as set out in the report.

It was **RESOLVED** that the public be excluded for the following items of business.

(CLOSED SESSION)

58 **TOWN POLICE CLAUSES ACT 1847 - LOCAL GOVERNMENT
(MISCELLANEOUS PROVISIONS) ACT 1976 - APPLICATION FOR THE GRANT
OF A HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER'S LICENCE - MC.**

The Divisional Officer, Licensing, Food & Safety, detailed the background in respect of MC.

Members asked questions of the Officer who responded accordingly.

MC explained the circumstances of the convictions and answered Members questions.

RESOLVED that MC's application for a Hackney Carriage and Private Hire Driver's Licence be **REFUSED**.

Reason for Decision

The Committee did not consider MC to be a fit and proper person as they were of the opinion that misunderstanding the process was not valid mitigation. In addition to MC being evasive during questioning, MC had also failed to disclose the endorsements.

59 **APPEAL AGAINST DECISION NOT TO APPROVE AS A PASSENGER
ASSISTANT FOR HOME TO SCHOOL TRANSPORT - MOP.**

The Transport Officer detailed the background in respect of MOP.

MOP explained the circumstances of the conviction and answered Members questions.

RESOLVED that MOP's appeal against the decision not to approve as a Passenger Assistant be **UPHELD**.

60 **APPEAL AGAINST DECISION NOT TO APPROVE AS A DRIVER FOR HOME TO
SCHOOL TRANSPORT - DLL.**

The Transport Officer detailed the background in respect of DLL.

DLL, accompanied by his wife, explained the circumstances of the conviction and answered Members questions.

The Lawyer advising the Committee read a letter of support in respect of DLL's Appeal.

RESOLVED that DLL's appeal against the decision not to approve as a Passenger Assistant be **UPHELD** and DLL be issued with a strong warning letter regarding future conduct.

The meeting ended at 10.50 am

CHAIR