

Agenda

Licensing Sub Committee 3

Monday 23 January 2023 at 10.00 am
in Committee Room 2 - Sandwell Council House, Oldbury

This agenda gives notice of items to be considered in private as required by Regulations 5 (4) and (5) of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

- | | | |
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| 1 | Apologies for Absence | 7 - 8 |
| | To receive any apologies for absence. | |
| 2 | Declarations of Interest | 9 - 10 |
| | Members to declare any interests in matters to be discussed at the meeting. | |
| 3 | Minutes | 11 - 26 |
| | To confirm the minutes of the meeting held on 5 September and 9 and 29 November 2022 as a correct record. | |



4 Exclusion of the Public and Press

“That the public and press be excluded from the rest of the meeting. This is to avoid the possible disclosure of exempt information under Schedule 12A to the Local Government Act 1972, as amended by the Local Government (Access to information) (Variation) Order 2006 relating to any individual”.

5 To consider Local Government (Miscellaneous Provisions) Act 1976 - Private Hire and Hackney Carriage Drivers/Vehicles/Operator's Licence related matters

27 - 184

Kim Bromley-Derry CBE DL
Managing Director Commissioner
Sandwell Council House
Freeth Street
Oldbury
West Midlands

Distribution

Councillor Gavan (Chair)
Councillors Gavan, Kausar, Jalil, Giles and W Gill

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Licensing Sub Committee 3

Apologies for Absence

To receive any apologies for absence from the members of the Committee.



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Licensing Sub Committee 3

Declarations of Interests

Members to declare any interests in matters to be discussed at the meeting.



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Minutes of Licensing Sub Committee 3

**5 September 2022 at 10.00am
in Committee Room 1, Sandwell Council House, Oldbury**

Present: Councillor Gavan (Chair);
Councillors Allen, J Giles and Singh.

Officers: Balbir Dhugga (Licensing Officer), Usha Devi (Licensing Officer), David Elliott (Legal Adviser), Trisha Newton (Senior Democratic Services Officer), Connor Robinson (Democratic Services Officer) and John Swann (Democratic Services Officer).

7/22 **Apologies for Absence**

Apologies for absence were received from Councillors W Gill, Jalil and Kausar.

8/22 **Declarations of Interest**

No interests were declared at the meeting.

9/22 **Minutes**

Resolved that the minutes of the meeting held on 21 February 2022 be received.



Matters delegated to the Sub Committee to consider the licensing of sex establishments in accordance with (Schedule 3) of the Local Government Act 1982

10/22

Renewal and Transfer of Sex Shop Licence for Private Shop, 19 Bull Street, West Bromwich

The Sub Committee considered an application for the renewal and transfer of the sex shop licence in respect of Private Shop, 19 Bull Street, West Bromwich.

The premises had traded as a licensed sex shop at these premises since 2003 and the licence had been renewed each year.

Upon approval of the renewal and transfer, the licence would run for a period of 12 months commencing 1 August 2022 and expire on 31 July 2023.

No objections had been received.

The Committee took advice from its Legal Advisor before adjourning to make a decision.

Having considered all of the information before them, members were minded to renew and transfer the sex shop licence in respect of Private Shop, 19 Bull Street, West Bromwich.

The Sub Committee was satisfied that the application had been advertised in accordance with statutory requirements and no objections to the application had been received.

Resolved that the sex shop licence in respect of Private Shop, 19 Bull Street, West Bromwich be transferred to Mr Stephen Leinster and renewed for a period of 12 months with effect from 1 August 2022.



11/22 **Exclusion of the Public**

Resolved that the public and press be excluded from the rest of the meeting to avoid the possible disclosure of exempt information under Schedule 12A to the Local Government Act 1972, as amended by the Local Government (Access to information) (Variation) Order, 2006, relating to any individual and information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

(Meeting adjourned 10.15-10.30)

Matters Delegated to the Sub Committee to consider Local Government (Miscellaneous Provisions) Act 1976 – Private Hire Driver’s/Vehicles/Operators Licensing related matters

12/22 **Application for the review of a Private Hire Driver’s Licence in respect of Mr S K**

Further to Minute No. 5/22 (Licensing Sub Committee 1 – 4 April 2022), the Sub Committee considered an application for the review of a Private Hire Driver’s Licence in respect of Mr S K.

Mr S K was in attendance, supported by his son.

The Sub Committee was advised that Mr S K had been referred due to a failure to report an arrest which involved another licensed driver within the required timescale of 3 days.

Mr S K had attended court in July 2022 and had been charged of assault by beating.

The Sub Committee viewed footage in which Mr S K was seen to assault another licenced taxi driver in a pre-planned manner.



Mr S K advised that he had not reported the incident to the taxi licensing team and apologised, stating this would not happen again and that it was a unique domestic situation rather than a work related issue.

Having considered all the information before them, the Sub Committee took advice from its Legal Advisor before adjourning to make a decision on the application.

The Sub Committee had taken into consideration all of the information provided, including video footage, and was concerned that Mr S K had been convicted of assault. Whilst a fine was an option for punishment, the Court had imposed a more serious community based penalty of 120 hours unpaid work and 20 days of rehabilitation activity. Members took into account Mr S K's long clean record prior to this incident and the failure to report it and decided to depart from the policy guideline of revocation. They accordingly suspended the licence for 6 months.

Resolved that the Private Hire Driver's Licence in respect of Mr S K be suspended for a period of 6 months.

In making the decision the Committee had regard to the Local Government (Miscellaneous Provisions) Act 1976, Council Policy and Guidelines, relevant case law and the Human Rights Act 1998.

Mr S K would be advised of his right to appeal to the Magistrates Court within 21 days of receiving the decision letter.

13/22

Application for the renewal of a Dual Private Hire and Hackney Carriage Driver's Licence in respect of Mr R M

Further to Minute No. 6/22 (Licensing Sub Committee 1 – 4 April 2022), the Sub Committee considered the renewal of a Dual Private Hire and Hackney Carriage Driver's Licence in respect of Mr R M.

Mr R M was in attendance, supported by his friend.



The Sub Committee was advised that Mr R M had been referred following a failure to declare an arrest for a violent offence and the subsequent conviction.

Mr R M outlined the incident to the Sub Committee which was a family matter involving his son and brother-in-law. Mr R M had been charged with common assault whilst defending his son.

Mr R M informed the Sub Committee that he had never had any complaints around his private hire work and wished to keep his licence with Sandwell (Mr R M was also licenced with Birmingham).

Having considered all the information before them, the Sub Committee took advice from its Legal Advisor before adjourning to make a decision on the application.

The Sub Committee was minded to suspend the Dual Private Hire and Hackney Carriage Driver's Licence in respect of Mr R M for a period of three months. Members had considered the matter carefully and Mr R M had a received a fine only conviction. The Sub Committee had taken into consideration all of the evidence, including video and photographs and also took into account the failure to report the matter in the stipulated timescales.

Resolved that the Dual Private and Hackney Carriage Driver's Licence in respect of Mr R M be renewed and suspended for a period of three months.

In making the decision the Committee had regard to the Local Government (Miscellaneous Provisions) Act 1976, Council Policy and Guidelines, relevant case law and the Human Rights Act 1998.

Mr R M would be advised of his right to appeal to the Magistrates Court within 21 days of receiving the decision letter.

(Adjourned 3.20pm to 3.43pm)



14/22

Application for the grant of a Private Hire Driver's Licence in respect of Mr I Y

The Sub Committee considered an application for a Private Hire Driver's Licence in respect of Mr I Y.

Mr I Y was in attendance, represented by his brother.

The Sub Committee was advised that Mr I Y had failed to declare all convictions on his application form. The Licensing Office were aware of the previous convictions as the information had been retained from a previous license which had been revoked in 2018.

Mr I Y's representative stated that whilst Mr I Y did have a history of criminal offences, these were all historic.

Mr I Y's representative also stated that it was an honest mistake as the DBS issued did not show any convictions.

The Sub Committee heard it was not the applicant's intention to deliberately mislead the taxi licensing team and Mr I Y confirmed that he understood his conditions of license if granted.

Having considered all the information before them, the Sub Committee took advice from its Legal Advisor before adjourning to make a decision on the application.

The Sub Committee was minded to grant Mr I Y's Private Hire Driver's Licence due to his convictions being historic in nature. The Sub Committee was satisfied that this appeared to be an honest mistake as his convictions were referenced elsewhere upon the application form. The Sub Committee also noted that Mr I Y's DBS certificate had not displayed any convictions. The Sub Committee was therefore minded to grant Mr I Y's Private Hire Driver's Licence and issue a warning as to future conduct.

Resolved that the Private Hire Driver's Licence in respect of Mr I Y be granted and Mr I Y be issued with a warning as to future conduct.



In making the decision the Committee had regard to the Local Government (Miscellaneous Provisions) Act 1976, Council Policy and Guidelines, relevant case law and the Human Rights Act 1998.

Mr I Y would be advised of his right to appeal to the Magistrates Court within 21 days of receiving the decision letter.

(Councillor Singh left the meeting)

15/22 **Application for the grant of a Private Hire Driver’s Licence in respect of Mr G W**

The Sub Committee considered the application for a Private Hire Driver’s Licence in respect of Mr G W.

Mr G W was in attendance and had not previously appeared before the Sub Committee.

The Sub Committee was advised that Mr G W had been referred as a result of a previous offence involving dishonesty and matters resulting in revocation of his Private Hire Driver’s Licence whilst licensed by Wolverhampton City Council.

Having considered all the information before them, the Sub Committee took advice from its Legal Advisor before adjourning to make a decision on the application.

The Sub Committee was minded to refuse to the application for a Private Hire Driver’s Licence in respect of Mr G W. The policy guidelines identified that offences involving dishonesty within the last 10 years would normally result in refusal and the Sub Committee saw no reason to depart from policy. Members were also concerned around the alleged previous conduct whilst licensed by Wolverhampton City Council, which had resulted in revocation.



Resolved that the application for a Private Hire Driver's Licence in respect of Mr G W be refused.

In making the decision the Committee had regard to the Local Government (Miscellaneous Provisions) Act 1976, Council Policy and Guidelines, relevant case law and the Human Rights Act 1998.

Mr G W would be advised of his right to appeal to the Magistrates Court within 21 days of receiving the decision letter.

The meeting ended at 5.28pm
(with adjournments between 10.15am to 10.30am
and 3.20pm to 3.43pm)

Contact: democratic_services@sandwell.gov.uk



Minutes of Licensing Sub Committee 3

**Wednesday 9 November 2022 at 6.00pm
in the Council Chamber**

Present: Councillor Allen (Chair)
Councillor Gavan and J Giles

Officers: Makhan SinghGosal (Senior Licensing Officer)
Geeta Bangerh (Licensing Officer)
Mr Daljinder Sahota (applicant)
Mr Burke (representing the applicant)
David Elliott (SMBC Legal Advisor)
Trisha Newton (Senior Democratic Services Officer)
Connor Robinson (Democratic Services Officer)

16/22 **Apologies for Absence**

No apologies for absence were received

17/22 **Declarations of Interest**

There were no declarations of interest made at the meeting.

18/22 **Application for the grant of a variation to a premises licence in respect of The Clock House, 361 High Street, West Bromwich**

The Sub Committee considered the application for the grant of a variation to a premises licence under section 34 of the Licensing Act 2003 in respect of The Clock House, 316 High Street, West Bromwich.



The variation to the premises licence was the change in opening hours, which would result in the premise extending its opening hours, as well as its ability to sell alcohol and play live and recorded music by one hour from 01.00am to 02.00am.

The Sub Committee was advised that several objections had been received from local residents who had raised concerns around the variation of the opening hours, namely to extend the hours for the licensable activity and opening hours, stating undermining of the licensing objectives Prevention of Crime and Disorder, Public Safety and the Prevention of Public Nuisance.

No objectors were present at the hearing, however, their objections were presented to the Committee and the following points were highlighted:-

- anti-social behaviour was an ongoing concern for local residents, in particular the nearby car park;
- the Police had been called on numerous occasions to deal with violent behaviour;
- late night activity from the premises had had a negative impact on local residents;
- CCTV had been requested to address anti-social behaviour.

The Sub Committee noted the refence to a serious event that had occurred at the premises and were advised that the licence holder had not been held responsible. The premises had been in the family for many years.

No representation had been received from the Police or Environmental Health.

In response to the objections the applicant's representative stated that:-

- no objection had been received from the Police for the requested variation to a premises licence;
- the premises had been run without incident since 2018;



- the issues of anti-social behaviour on nearby car parks were not the responsibility of the premises and these were Council owned car parks;
- there were numerous bars/pubs/restaurants in the vicinity of the premises and anti-social behaviour could not be placed on the Clock House;
- the premises would support the additional introduction of CCTV to help reduce anti-social behaviour locally, however, it was noted that it was already in place across the property;
- the applicant had over 18 years of experience;
- the extension of opening hours was to provide the business with flexibility, if a party wanted to carry on for another hour, the applicant would be able to accommodate this.

The Sub Committee noted that the car park was approximately 100m from the premises and was Council-owned. The car park had only recently returned to its capacity following its use as a testing centre during the Covid-19 Pandemic, it was also a principal car park for other venues in the town as well as a supermarket.

The Sub Committee took advice from its Legal Advisor before adjourning to make a decision on the application.

Having taken into consideration representations made by all parties, the Sub Committee was minded to approve the variation of the premises licence. Members took into account the objections but also noted that the key responsible authorities had not made representations. Members also considered that much of the representations concerned a Council-owned car park some distance from the premises. The premises had been family run for a considerable number of years.

Resolved that the application for the grant of a variation to a premises licence in respect of The Clock House, 361 High Street, West Bromwich be approved.



In making its decision the Sub Committee took into account the Licensing Act 2003, the Section 182 guidance and noted that it must carry out all its functions under the Act with a view to promoting the licensing objectives. It also took into account the Human Rights Act 1998.

Meeting ended at 7.22pm

Contact: democratic_services@sandwell.gov.uk



Minutes of Licensing Sub Committee 3

**Tuesday 29 November 2022 at 10.29am
In Committee Room 2 - Sandwell Council House, Oldbury**

Present: Councillor Gavan (Chair)
Councillor Dunn and N Singh

Helen Brimelow (Citizen & Consumer Protection Officer)
Makhan SinghGosal (Senior Licensing Officer)
Geeta Bangerh (Licensing Officer)
Nicola Stansbie (West Midlands Police)
Mr Melia (applicant)
Kerry Fox (representing the applicant)
David Elliott (SMBC Legal Advisor)
Trisha Newton (Senior Democratic Services Officer)
Connor Robinson (Democratic Services Officer)

(Meeting adjourned 10.30am to 10.47am due to quorum)

19/22 **Apologies for Absence**

No apologies for absence were received

20/22 **Declarations of Interest**

There were no declarations of interest made at the meeting.



Application for Temporary Event Notices for Turks Head, 25-26 Lower High Street, Wednesbury

The Sub Committee considered an application for four Temporary Event Notices for the Turks Head, Wednesbury, covering weekends in December 2022 leading up to Christmas.

Objections had been received from local residents and responsible authorities citing the undermining of the four licensing objectives:

- Prevention of Crime and Disorder
- Public Safety
- Prevention of Public Nuisance
- Protection of Children from Harm

The applicant's representative advised the Sub Committee that:

- the applicant accepted that the Turks Head had a colourful past;
- the application for Temporary Event Notices was made under by a new applicant;
- the new applicant wished to demonstrate his competence in running the establishment and had provided evidence of his previous involvement in licensed premises;
- the former Premises Licence Holder still owned the property, however, it was important to note that the application was made under the prospective new manager.

Environmental Health addressed the Sub Committee and highlighted their concerns as follows:

- local residents had expressed their concern around the increase in noise disturbance citing numerous previous incidents;
- there was a persistent level of anti-social behaviour emanating from the property;
- the anti-social behaviour often escalated into violence on the street impacting local families.



West Midlands Police had made a representation and addressed the Sub Committee noting:

- the area had been blighted with serious crime, disorder and anti-social behaviour;
- the venue had had its licence revoked following an expedited review due to a serious Police incident;
- licensing conditions could not be placed on a Temporary Event Notice and assurances from the applicant were not enforceable;
- the Temporary Event Notices would coincide with the Christmas period where the Police would experience peak demand on their service.

The applicant addressed the objections made and stated that he was an experienced pub/bar owner with over 20 years experience, was a local man and had managed similar venues. The applicant stated his connection with the owners of the property and that he had worked with them successfully at other venues. The applicant felt that the objections stated referred to historical incidents and he was attempting to move on from these.

The Sub Committee heard that the application was to limit the opening hours to 10.00pm, and noted that previous incidents had been occurring post 02.00am.

The applicant was finalising the CCTV requirements for the venue and explained how he wanted to move the Turks Head in a new direction where it would be a more traditional pub venue and a safe environment.

The Police and Environmental Health stressed their concern that the Temporary Event Notices had no enforceable conditions and the potential for disorder citing the history and location of the premises.

The Police highlighted the lack of door staff to manage a venue with such a capacity. The applicant confirmed that no door staff would be present, but stressed the move away from previous



clientele and a new focus on being a responsible venue. The applicant also stressed that he would be present at all times during the opening period.

The Sub Committee took advice from its Legal Advisor before adjourning to make a decision on the review.

Having taken into consideration representations made by all parties, the Sub Committee was minded to grant the Temporary Event Notices for the Turks Head, Wednesbury.

In making its decision the Sub Committee noted:

- the experience of the applicant and his local knowledge;
- the opening hours of the venue were not excessive;
- the representations of the responsible authorities were taken into account.
- the Sub Committee recognised the temporary nature of the application.

Resolved that the Temporary Event Notices for Turks Head, 25-26 Lower High Street, Wednesbury, WS10 7AQ be granted.

In making its decision the Sub Committee took into account the Licensing Act 2003, the Section 182 guidance and noted that it must carry out all its functions under the Act with a view to promoting the licensing objectives. It also took into account the Human Rights Act 1998.

The responsible authorities would be advised of her right of appeal under section 53c of the Licensing Act 2003 to the Magistrates Court within 21 days of receipt of the decision letter.

Meeting ended at 1.32pm
(with an adjournment between 10.30am and 10.47am)

Contact: democratic_services@sandwell.gov.uk



Report to Licensing Sub Committee 3

Monday 23 January 2022

Not for Publication

Exempt information: relating to any individual

The information contained in this report is strictly confidential and in accordance with the appropriate Codes of Conduct, must not be disclosed to unauthorised persons.

Subject:	Private Hire/Vehicles/Operators Licence related matters
Director:	Director of Borough Economy - Alice Davey
Contact Officer:	Fiona Gee – Licensing Manager Fiona_gee@sandwell.gov.uk David Elliott – Solicitor David_Elliott@sandwell.gov.uk

1 Recommendations



That the Committee take appropriate action in respect of individual licence applications and current licences in view of the information presented.



2 Reasons for Recommendations

To allow the Licensing sub-committee to make an informed decision in respect of individual licence applications and current licences in view of the information presented to them.

3 How does this deliver objectives of the Corporate Plan?

	Best start in life for children and young people: Our workforce and young people are skilled and talented geared up to respond to changing business needs to win rewarding jobs in a growing economy locally.
	Strong resilient communities: Our communities are built on mutual respect and taking care of each other, supported by all the agencies that ensure we feel safe and protected in our homes and local neighbourhoods.

4 Context and Key Issues

4.1 Section 51 of the Act provides that a district council shall on receipt of an application from any person for the grant to that person of a licence to drive private hire vehicles, grant to that person a licence:

- a) unless they are satisfied that the applicant is not a fit and proper person for the grant to that person of a licence to drive private hire vehicles, grant to that person a licence;
- b) to any person who has not for at least twelve months been, and is not at the date of application for a driver's licence, the holder of a licence granted under part III of the Act of 1972, 1988 (not being a provisional licence) authorising him to drive a motor car.

4.2 Section 61 (1) of the Act states that a district council may suspend, revoke or refuse to renew a private hire/hackney carriage driver's licence on any of the following grounds:

- a) the holder has, since the grant of the licence;
 - i) been convicted of an offence involving dishonesty, indecency or violence, or



- ii) been convicted of an offence or failed to comply with the provisions of this part of the Act, or
- iii) any other reasonable cause.

(2A) Subject to subsection (2B) of this section, a suspension or revocation of the licence of a driver under this section takes effect at the at the end of the period of 21 days beginning with the day on which notice is given to the driver under subsection (2)(a) of this section.

(2B) if it appears that the interest of public safety requires the suspension or revocation of the licence to have immediate effect, and the notice given to the driver under subsection (2)(a) of this section includes a statement that is so and an explanation why, the suspension or revocation takes effect when the notice is given to the driver.

4.3 Section 48 of the Act states that a district council may on the receipt of an application from the proprietor of any vehicle for the grant in respect of such vehicle of a licence to use the vehicle as a private hire vehicle, grant in respect thereof a vehicle licence:

Provided that a district council shall not grant such a licence unless they are satisfied:-

- (a) that the vehicle is:-
 - (i) suitable in type, size and design for use as a private hire vehicle;
 - (ii) not of such design and appearance as to lead any person to believe that the vehicle is a hackney carriage;
 - (iii) in a suitable mechanical condition;
 - (iv) safe; and
 - (v) comfortable;
- (b) that there is in force in relation to the use of the vehicle a policy of insurance or such security as complies with the requirements of part VI of the Act of 1972.



Section 55 of the Act states:-

(1) Subject to the provisions of this Part of this Act, a district council shall, on receipt of an application from any person for the grant to that person of a licence to operate private hire vehicles grant to that person an operator's licence:

Provided that a district council shall not grant a licence unless they are satisfied that the applicant is a fit and proper person to hold an operator's licence.

(2) Every licence granted under this section shall remain in force for such period, not being longer than five years, as a district council may specify in the licence.

(3) A district council may attach to the grant of a licence under this section such conditions as they may consider reasonably necessary.

(4) Any applicant aggrieved by the refusal of a district council to grant an operator's licence under this section, or by any conditions attached to the grant of such a licence, may appeal to a magistrates' court.

4.4 Section 56 of the Act states:-

(1) For the purposes of this Part of this Act every contract for the hire of a private hire vehicle licensed under this Part of this Act shall be deemed to be made with the operator who accepted the booking for that vehicle whether or not he himself provided the vehicle.

(2) Every person to whom a licence in force under section 55 of this Act has been granted by a district council shall keep a record in such form as the council may, by condition attached to the grant of the licence, prescribe and shall enter therein, before the commencement of each journey, such particulars of every booking of a private hire vehicle invited or accepted by him, whether by accepting the same from the hirer or by undertaking it at the request of another operator, as the district council may by condition prescribe and shall produce such record on request to any authorised officer of the council or to any constable for inspection.



(3) Every person to whom a licence in force under section 55 of this Act has been granted by a district council shall keep such records as the council may, by conditions attached to the grant of the licence, prescribe of the particulars of any private hire vehicle operated by him and shall produce the same on request to any authorised officer of the council or to any constable for inspection.

(4) A person to whom a licence in force under section 55 of this Act has been granted by a district council shall produce the licence on request to any authorised officer of the council or any constable for inspection.

(5) If any person without reasonable excuse contravenes the provisions of this section, he shall be guilty of an offence.

4.5 Section 62(1) of the Act states a district council may suspend or revoke, or (on application therefore under section 55 of this Act) refuse to renew an operator's licence on any of the following grounds:-

- (a) any offence under, or non-compliance with, the provisions of this Part of this Act;
- (b) any conduct on the part of the operator which appears to the district council to render him unfit to hold an operator's licence;
- (c) any material change since the licence was granted in any of the circumstances of the operator on the basis of which the licence was granted; or
- (d) any other reasonable cause.

4.6 Section 60 of the Act states that a district council may suspend or revoke or refuse to renew a vehicle licence on any of the following grounds:-

- (a) that the hackney carriage or private hire vehicle is unfit for use as a hackney carriage or private hire vehicle;
- (b) any offence under, or non-compliance with, the provisions of the Act of 1847 or of this part of this Act by the operator or driver; or
- (c) any other reasonable cause.



- 4.7 Individual case details are appended which refer to unspent convictions. Unspent convictions are those not covered by the Rehabilitation of Offenders Act 1974.
- 4.8 If an application is refused, suspended or revoked the applicant has the right of appeal to the Magistrates Court.

5 Alternative Options

There are no alternative options.

6 Implications

Resources:	There are no resource implications in this report
Legal and Governance:	Article 6 of the Human Rights Act 1998 state that in determination of a person's civil rights and obligations, everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law. Article 8 states that everyone has the right to respect for his private and family life, his home and his correspondence. Part II, Article 1 of the Act states that every natural or legal person is entitled to the peaceful enjoyment of his possessions. No one shall be deprived of his possessions except in the public interest and subject to the conditions provided for by law and by the general principles on international law.
Risk:	The Licensing sub-committees help to deter and prevent disorder by exercising its quasi-judicial powers.
Equality:	It was not necessary to undertake an Equality Impact Assessment.
Health and Wellbeing:	There are no direct health and wellbeing implications from this report.
Social Value	Implications for social value and how the proposals are meeting this (for e.g. employment of local traders, young people)



7. Appendices

Cases for consideration attached.

8. Background Papers

- Licensing (Miscellaneous Provisions) Act 1976
- Council Policy and Guidelines
- Human Rights Act 1998



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Licensing Committee

Consideration with regard to granting licences for private hire vehicle and hackney carriage drivers and operators falls within the remit of the Licensing Committee and is delegated to the Sub Committee.

This requires the Sub Committee to receive personal information about the licence applicants that cannot be made publicly available under Access to Information and Data Protection legislation. Consequently the information cannot be released.

The Council would like to apologise to you for any inconvenience that the unavailability of this information may cause you.

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

Document is Restricted

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