

Minutes of Licensing Sub Committee 3

**Monday, 31 July 2023 at 10.00 am
at Committee Room 2 - Sandwell Council House, Oldbury**

Present: Councillor Lewis (Chair);
Councillors Hussain, Khan and Loan.

Officers: Usha Devi (Senior Licensing Officer);
David Elliott (Legal Advisor);
Toby Howes (Interim Democratic Services Officer);
Trisha Newton (Deputy Democratic Services Manager)

9/23 Apologies for Absence

Apologies for absence were received from E Giles and Jalil.

10/23 Declarations of Interest

There were no declarations of interest.

11/23 Exclusion of the Press and Public

Resolved 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.

12/23 Application for a review of a Private Hire Driver's Licence in respect of Mr M



Members considered the application for a review of the Private Hire Driver's Licence in respect of Mr M A.

Mr M A and his legal representative were present at the hearing. The Sub Committee took advice from its legal advisor before adjourning to make a decision on the application.

Resolved that the licence in respect of Mr M A be suspended for 42 days and a severe warning.

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.

13/23 Application for a renewal of the Private Hire Driver's Licence in respect of Mr Z A

Members considered the application of the review for a Private Hire Driver's Licence in respect of Mr Z A.

Mr Z A was not present at the hearing.

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

Resolved that consideration of the Private Hire Driver's Licence in respect of Mr Z A be deferred to a future meeting.

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.

14/23 Application for the Private Hire Driver's Licence in respect of Mr J K

Members considered the application for a Private Hire Driver's Licence in respect of Mr J K.

Mr J K was present at the hearing to answer questions from the Sub Committee.

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

Resolved that the Private Hire Driver's Licence in respect of Mr J K be granted with a severe warning not to commit future offences.

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.

15/23 Application for a Private Hire Driver's Licence in respect of Mr M R

Members considered the application for a Private Hire Driver's Licence in respect of Mr J K.

Mr J K and his legal representative were in attendance at the hearing to answer questions from the Sub Committee.

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

Resolved that the Private Hire Driver's Licence in respect of Mr J K 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.

16/23 Application for a Private Hire Driver's Licence in respect of Mr S S

The Sub Committee considered the application for Mr S S.

Mr S S was present to respond to questions from Members.

Resolved that the Private Hire Driver's licence in respect of Mr S S 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. The applicant was advised of his has a right of appeal.

Meeting ended at 3.20 pm

Contact: democratic_services@sandwell.gov.uk