

HINCKLEY AND BOSWORTH BOROUGH COUNCIL
LICENSING COMMITTEE
18 MARCH 2009 AT 6.52 P.M.

PRESENT: MR. K. NICHOLS - CHAIRMAN
MR. C.G. JOYCE - VICE-CHAIRMAN

Mr. P.R. Batty, Mr. J.C. Bown, Mr. M.B. Cartwright,
Mrs. S. Francks, Mr. D.M. Gould, Mr. R. Mayne,
Mr. L.J.P. O'Shea, Mr. A.J. Smith and Mrs. S. Sprason

In accordance with Council Procedure Rule 4.4, Ms. B.M.
Wetherford also attended the meeting.

Officers in attendance: Mr. S. Bee, Mr. Mark Brymer, Mr. S.
Merry, Mrs. P.I. Pitt and Mr. M. Rice

473 APOLOGIES AND SUBSTITUTIONS

Apologies for absence were submitted on behalf of Messrs. S.L. Bray,
P.A.S. Hall, K. Morrell and B.E. Sutton

474 MINUTES (L5)

On the motion of Mr. Mayne, seconded by Mrs. Francks, it was

RESOLVED - the minutes of the meeting held on 26 January 2009 be
confirmed and signed by the Chairman.

475 DECLARATIONS OF INTERESTS

No interests were declared at this stage.

476 MATTER FROM WHICH THE PUBLIC MAY BE EXCLUDED

It was moved by Mr. O'Shea, seconded by Mrs. Francks and

RESOLVED - in accordance with Section 100A(4) of the Local
Government Act 1972 the public be excluded from the remaining item of
business on the grounds that it involves the likely disclosure of exempt
information as defined in paragraphs 1, 2 and 10 of Part 1 of Schedule 12A of
that Act.

Following a recess at 6.55 p.m. the meeting reconvened at 7.03 p.m.

477 HACKNEY CARRIAGE/PRIVATE HIRE LICENCE APPLICATION (L6)

The Chairman having outlined the procedure which needed to be
followed by the Committee in the determination of this application circulated to
Members and the applicant at the meeting was additional information relating
to this application. The applicant attended in support of this application for a
new Taxi Driver's Licence and responded briefly to Members' questions. The

applicant and officers, with the exception of the Committee's legal advisor and the Corporate Governance Officer, then left the meeting at 7.17 p.m. whilst the Committee considered this application.

It was moved by Mr. Batty and seconded by Mr. Smith that this application be refused on the following grounds:- "after careful consideration of the evidence presented and taking into account the DVLA guidance, the Committee is of the view that there is insufficient evidence to suggest that the relevant criteria could be met. The Committee has decided that the application be therefore refused but it is suggested that the applicant reapply for a licence at a more appropriate time". A show of hands followed with 7 Members voting for the proposal, one against and 2 Members abstaining. It was thereupon

RESOLVED - after careful consideration of the evidence presented and taking into account the DVLA guidance, the Committee is of the view that there is insufficient evidence to suggest that the relevant criteria could be met. The Committee has decided that the application be therefore refused but it is suggested that the applicant reapply for a licence at a more appropriate time".

At 7.50 p.m. all parties who had withdrawn were invited back into the Chamber and the Chairman delivered the Committee's decision, which would be confirmed to the applicant in writing by the Principal Licensing Officer.

(The meeting closed at 7.55 p.m.)