

To: Chair & Members of the General
Licensing Sub Committee

The Arc
High Street
Clowne
S43 4JY

Contact: Alison Bluff
Telephone: 01246 242528
Email: alison.bluff@bolsover.gov.uk

Wednesday, 28th October 2020

Dear Councillor

GENERAL LICENSING SUB COMMITTEE

You are hereby summoned to attend a meeting of the General Licensing Sub Committee of the Bolsover District Council to be held as a virtual meeting and in the Council Chamber, The Arc, Clowne at 10am on Thursday 5th November 2020.

Members will be sent the details on how to access the Virtual Meeting by email.

Virtual Attendance and Hybrid Meetings

I have provided the Leader and Deputy Leader with advice on the holding of “hybrid” meetings outlining the risks including to employees dealing with the Chamber and to Members. Hybrid meetings are those where some attendance is in person in the Council Chamber and some is virtual.

I would encourage you all to attend virtually.

Accordingly if you attend in person you will be deemed to have accepted the following disclaimer (overleaf) as applying.



We speak your language
Polish **Mówimy Twoim językiem**
Slovak **Rozprávame Vaším jazykom**
Chinese **我们会说你的语言**

**If you require this agenda in large print
or another format please call us on 01246 217753**

If you require an adjustment to enable you to participate in or access the meeting please contact the Governance Team at least 72 hours before the meeting starts.

Risk Assessment Disclaimer

When attending this meeting in person, I confirm that I have read and understood the contents of each of the following risk assessments and agree to act in line with its content.

- Covid-19 ARC RTW RA001
- Working in Offices At The Arc During Covid-19 Pandemic Guidance – ARC – SSW001
- Meetings – EM001 - Committee and Council Meetings during the Covid-19 pandemic

These documents have been emailed to Members and are available on the Modern.Gov App library.

The same advice is given to officers who are also encouraged to participate in the meeting remotely.

Register of Members' Interests - Members are reminded that a Member must within 28 days of becoming aware of any changes to their Disclosable Pecuniary Interests provide written notification to the Authority's Monitoring Officer.

You will find the contents of the agenda itemised from page 3 onwards.

Yours faithfully

A handwritten signature in black ink that reads "Sarah Steenberg". The signature is written in a cursive, flowing style.

Solicitor to the Council & Monitoring Officer

GENERAL LICENSING SUB COMMITTEE

AGENDA

Thursday, 5th November 2020 at 10am taking place as a virtual meeting and in the Council Chamber, The Arc, Clowne

Item No.		Page No.(s)
	<u>PART 1 OPEN ITEMS</u>	
1.	Apologies For Absence	
2.	Urgent Items of Business	
	To note any urgent items of business which the Chairman has consented to being considered under the provisions of Section 100(B) 4(b) of the Local Government Act 1972.	
3.	Declarations of Interest	
	Members should declare the existence and nature of any Disclosable Pecuniary Interest and Non Statutory Interest as defined by the Members' Code of Conduct in respect of:	
	a) any business on the agenda	
	b) any urgent additional items to be considered	
	c) any matters arising out of those items	
	and if appropriate, withdraw from the meeting at the relevant time.	
4.	Minutes	4 - 5
	To consider the minutes of the last meeting held on 27 th February 2020.	
	<u>PART 2 EXEMPT ITEMS</u>	
5.	Exclusion of the Public	
	To move:-	
	“That the public be excluded from the meeting during the discussion of the following items of business to avoid the disclosure to them of exempt information as defined in Paragraph 1, Part I of Schedule 12A to the Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006)”.	
6.	To consider whether a Hackney Carriage/Private Hire Vehicle Driver is a fit and proper person to continue to hold a licence. MP/20.	6 - 10

GENERAL LICENSING SUB COMMITTEE

Minutes of a meeting of the Licensing Committee of the Bolsover District Council held in Committee Room 1, on Thursday 27th February 2020 at 1000 hours.

PRESENT:-

Members:-

Councillor Ray Heffer in the Chair

Councillors Rose Bowler, Maxine Dixon, Mary Dooley, Andrew Joesbury and Sandra Peake.

Officers:- Lisa Ingram (Legal Executive), Kevin Rowland (Licensing Team Leader), Sharon Smith (Licensing & Enforcement Officer) and Alison Bluff (Governance Officer).

0689. APOLOGIES

Apologies for absence were received on behalf of Councillors Jane Bryson, Tracey Cannon, Paul Cooper, Steve Fritchley, Natalie Hoy, Peter Roberts and Rita Turner.

0690. URGENT ITEMS OF BUSINESS

There were no urgent items of business to consider.

0691. DECLARATIONS OF INTEREST

There were no declarations of interest made.

0692. MINUTES – 16TH JANUARY 2020

Moved by Councillor Sandra Peake and seconded by Councillor Andrew Joesbury **RESOLVED** that subject to the amendment to Councillor Dixon's name appearing as Maxine Dixon, the Minutes of a General Licensing sub Committee held on 16th January 2020 be approved as a correct record.

0693. THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

Moved by Councillor Ray Heffer and seconded by Councillor Andrew Joesbury **RESOLVED** that the public be excluded from the meeting during the discussion of the following items of business to avoid the disclosure to them of exempt information as defined in Paragraph 1, Part I of Schedule 12A to the Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006).

GENERAL LICENSING SUB COMMITTEE

0694. TO CONSIDER WHETHER AN APPLICANT IS A FIT AND PROPER PERSON TO HOLD A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE LICENCE WITH BOLSOVER DISTRICT COUNCIL. MGE/20 EXEMPT PARAGRAPH 1

The Applicant attended the meeting for Committee to decide if he was a fit and proper person to hold a Hackney Carriage/Private Hire Vehicle Drivers licence.

The Licensing Team Leader presented the report.

The Hearing Procedure was followed.

The Applicant, the Licensing Team Leader, the Licensing and Enforcement Officer left the meeting whilst Committee deliberated and returned for the announcement of the decision.

Moved by Councillor Rose Bowler and seconded by Councillor Sandra Peake
RESOLVED that (1) the Applicant was a fit and proper person to hold a Hackney Carriage/Private Hire Vehicle Drivers licence,

(2) the licence be granted to the Applicant.

(Licensing Team Leader)

0695. TO CONSIDER WHETHER A HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVER IS A FIT AND PROPER PERSON TO CONTINUE TO HOLD A LICENCE. DEN/20 EXEMPT PARAGRAPH 1

The Licence Holder had requested in writing that his application be considered by Committee in his absence as he was unable to attend the hearing.

The Licensing Team Leader presented the report.

Moved by Councillor Rose Bowler and seconded by Councillor Mary Dooley
RESOLVED that the Licence Holder's licence be REVOKED.

Having considered the email received from the Licence Holder and the evidence presented at the hearing, the Sub-Committee determined that the Licence Holder was not considered a 'fit and proper person' within the scope of the statutory provisions and there was no exceptional reason to depart from the Council's Policy.

(Licensing Team Leader)

The meeting concluded at 1050 hours.

Agenda Item 6

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

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