

To: Chair & Members of the General  
Licensing Sub Committee

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Tuesday 20th July 2021

Dear Councillor

**GENERAL LICENSING SUB COMMITTEE**

You are hereby summoned to attend a meeting of the General Licensing Sub Committee of Bolsover District Council to be held at the Council Chamber, The Arc, Clowne on Wednesday, 28th July, 2021 at 10:00 hours.

Whilst COVID restrictions have now been eased, we are still taking social distancing measures where possible for the safety of everyone involved in meetings.

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 onwards.

Yours faithfully



Solicitor to the Council & Monitoring Officer



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

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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.

**GENERAL LICENSING SUB COMMITTEE  
AGENDA**

***Wednesday, 28th July, 2021 at 10:00 hours taking place at the Council Chamber, The Arc,  
Clowne***

<b>Item No.</b>		<b>Page No.(s)</b>
	<b><u>PART 1 OPEN ITEMS</u></b>	
<b>1.</b>	<b>Apologies For Absence</b>	
<b>2.</b>	<b>Urgent Items of Business</b>	
	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.	
<b>3.</b>	<b>Declarations of Interest</b>	
	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.	
<b>4.</b>	<b>Minutes (20th May 2021)</b>	3 - 4
	To consider the minutes of the meeting held on 20 <sup>th</sup> May 2021.	
<b>5.</b>	<b>Minutes (8th July 2021)</b>	5 - 6
	To consider the minutes of the meeting held on 8 <sup>th</sup> July 2021.	
<b>6.</b>	<b>Exclusion of the Public</b>	
	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 1 of Schedule 12A to the Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006)”.	
	<b><u>PART 2 EXEMPT ITEMS</u></b>	
<b>7.</b>	<b>To determine an application made under the Scrap Metal Dealers Act 2013 which has received a representation</b>	7 - 34

# Agenda Item 4

## GENERAL LICENSING SUB COMMITTEE

Minutes of a meeting of the General Licensing Sub Committee of Bolsover District Council held in the Council Chamber on Thursday 20<sup>th</sup> May 2021 at 10:00 hours.

### **PRESENT:-**

Members:-

Councillor Ray Heffer in the Chair

Councillors Andrew Joesbury (Vice-Chair), Rose Bowler, Paul Cooper, Maxine Dixon, Mary Dooley and David Downes.

Officers:- Kevin Shillitto (Solicitor), Charmaine Terry (Environmental Health Team Manager - Licensing), Sian Harpham (Licensing and Enforcement Officer) and Tom Scott (Governance Officer).

Also in attendance at the meeting was the taxi operator applicant for Minute Number GLSC726-20/21.

### **GLSC721-20/21 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Jane Bryson, Tracey Cannon, Steve Fritchley and Rita Turner.

### **GLSC722-20/21 URGENT ITEMS OF BUSINESS**

There was no urgent business to be considered at the meeting.

### **GLSC723-20/21 DECLARATIONS OF INTEREST**

There were no declarations made at the meeting.

### **GLSC724-20/21 MINUTES**

Moved by Councillor Ray Heffer and seconded by Councillor Andrew Joesbury.

**RESOLVED** that the minutes of General Licensing Sub Committee on 22<sup>nd</sup> April 2021 be accepted as a correct record.

### **GLSC725-20/21 EXCLUSION OF PUBLIC**

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 item of business to avoid the disclosure to them of exempt information as defined in Paragraph 1, Part 1 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

### **GLSC726-20/21 TO CONSIDER AN APPLICATION FOR A PRIVATE HIRE OPERATOR WITH A BASE OUTSIDE THE BOLSOVER DISTRICT**

The applicant attended the meeting for Committee to determine whether or not to accept an application for a Private Hire Operator with a base outside the Bolsover District.

The Licensing and Enforcement Officer presented the report.

The Taxi Applicant Hearing Procedure was followed.

The applicant, the Environmental Health Team Manager – Licensing and the Licensing and Enforcement Officer left the meeting whilst the Committee deliberated and returned for the announcement of the decision.

Moved by Councillor David Downes and seconded by Councillor Mary Dooley.

**RESOLVED** that the Sub Committee –

1. Rejects the application on the grounds that:
  - The legislation quoted in his letter is only a small section of that legislation, and there are other interpretations
  - If he commits an offence in our District, the Council can't prosecute him
  - Our taxi policy advises to not allow licences outside the District, and this is legal consensus nationally. Local police have also supported this being in our policy.

(Environmental Health Team Manager – Licensing/Licensing and Enforcement Officer  
/Solicitor)

The meeting concluded at 1035 hours.

# Agenda Item 5

## GENERAL LICENSING SUB COMMITTEE

Minutes of a meeting of the General Licensing Sub Committee of Bolsover District Council held in the Council Chamber on Thursday 8<sup>th</sup> July 2021 at 11:30 hours.

### **PRESENT:-**

Members:-

Councillor Ray Heffer in the Chair

Councillors Andrew Joesbury (Vice-Chair), Rose Bowler, Maxine Dixon, Stan Fox and Evonne Parkin.

Officers:- Kevin Shillitto (Solicitor), Charmaine Terry (Environmental Health Team Manager - Licensing) and Tom Scott (Governance Officer).

Also in attendance at the meeting was the applicant for Minute Number GLSC005-20/21.

### **GLSC001-21/22 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Mary Dooley, David Downes and Deborah Watson.

### **GLSC002-21/22 URGENT ITEMS OF BUSINESS**

There was no urgent business to be considered at the meeting.

### **GLSC003-21/22 DECLARATIONS OF INTEREST**

There were no declarations made at the meeting.

### **GLSC004-21/22 EXCLUSION OF PUBLIC**

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 item of business to avoid the disclosure to them of exempt information as defined in Paragraph 1, Part 1 of Schedule 12A to the Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006).

### **GLSC005-21/22 TO CONSIDER AN APPLICATION FOR A HACKNEY CARRIAGE/ PRIVATE HIRE VEHICLE DRIVER**

The applicant attended the meeting for Committee to determine whether or not to accept an application for a Hackney Carriage/Private Hire Vehicle Driver.

The Environmental Health Team Manager – Licensing presented the report.

## GENERAL LICENSING SUB COMMITTEE

The Taxi Applicant Hearing Procedure was followed.

The Committee discussed a supplementary agenda that was circulated to them prior to the meeting, which included supporting information submitted by the applicant.

The applicant and the Environmental Health Team Manager – Licensing left the meeting whilst the Committee deliberated and returned for the announcement of the decision.

Moved by Councillor Rose Bowler and seconded by Councillor Andrew Joesbury.

**RESOLVED** that the Sub Committee –

1. Grants the licence.

(Environmental Health Team Manager – Licensing/Solicitor)

The meeting concluded at 1205 hours.

# Agenda Item 7

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

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