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Municipal Buildings
Boston
Lincolnshire PE21 8QR
Tel: **01205 314200**
Fax: **01205 364604**

Chief Executive
Phil Drury
MCIAT, ACIOB

18 November 2019

NOTICE OF MEETING OF THE REGULATORY AND APPEALS SUB COMMITTEE

Dear Councillor

You are invited to attend a meeting of the Regulatory and Appeals Sub Committee on
Tuesday, 26th November, 2019 at 10.00 am
in the Council Chamber, Municipal Buildings, West Street, Boston, PE21 8QR

PHIL DRURY
Chief Executive

Membership: Councillors Jonathan Noble, Tom Ashton and Stephen Woodliffe

A G E N D A

PART I – PRELIMINARIES

A APOLOGIES

To receive apologies for absence.

PART II - AGENDA ITEMS

1 EXCLUSION OF THE PUBLIC AND PRESS

To consider resolving - That under Section 100(A)(iv) of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, the public and press be excluded from the meeting for the following items of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Order.

2 DECLARATION OF INTERESTS

To receive declarations of interests in respect of any item on the agenda.

3 HEARING TO CONSIDER A PRIVATE HIRE VEHICLE DRIVER LICENCE
FOLLOWING MOTORING CONVICTIONS (Pages 1 - 28)

(A report by Fiona White, Licensing and Land Charges Manager)

Notes:

The person to contact about the agenda and documents for this meeting is Janette Collier, Senior Democratic Services Office 01205 314227, Municipal Buildings, Boston, email: janette.collier@boston.gov.uk

Council Members who are not able to attend the meeting should notify Janette Collier, Senior Democratic Services Office 01205 314227 as soon as possible.

Alternative Versions

Should you wish to have the agenda or report in an alternative format such as larger text, Braille or a specific language, please contact Democratic Services on direct dial (01205) 314226

Emergency Procedures

In the event of a fire alarm sounding all attendees are asked to leave the building via the nearest emergency exit and make their way to the Fire Assembly Point located in the car park at the rear of the Municipal Buildings.

The procedures or the hearing appear overleaf.

Taxi Licensing Hearing Procedure

1. The Sub-Committee deals with the Preliminaries.
2. The Licence Holder and the Licensing & Land Charges Manager are invited into the room.
3. The Chairman invites introductions.
4. The Licensing & Land Charges Manager presents her report.
5. Members of the Sub-Committee ask any questions of the Licensing & Land Charges Manager in respect of the information they have received.
6. The Licence Holder is invited to address the Sub-Committee to present their case.
7. Members of the Sub-Committee ask questions of the Licence Holder.
8. If required, Members of the Sub-Committee may then ask further questions of the Licensing & Land Charges Manager and the Licence Holder in respect of the report.
9. The Chairman asks the Legal Advisor whether there are any other matters to be raised or resolved before the Sub-Committee retires to begin its deliberations.
10. The Chairman advises the Licence Holder that the Members of the Sub-Committee will consider the report in private and make their decision. The Legal Representative will remain with them, but will at no point take part in the deliberations; the Legal Representative will give legal advice if required and the Licence Holder will be told what this advice is when the Hearing is re-convened.
11. The Licence Holder and the Licensing & Land Charges Manager are escorted from the room.
12. Once a decision has been made, the Licence Holder and the Licensing & Land Charges Manager are invited back into the room to hear the decision.
13. The Chairman reads out the decision and the reasons for the decision, including any conditions that may have been attached. The Chairman will advise the Licence Holder they have the right to appeal to the Magistrates Court, within 21 days of the date of the decision notice.
14. The Democratic Services Officer then escorts the Licence Holder from the room.

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Agenda Item 3

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

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