

## **Appeals Committee**

Minutes of a Meeting of the Appeals Committee held in the Council Chamber, Civic Centre, Tannery Lane, Ashford on the **4<sup>th</sup> May 2018 at 2pm.**

### **Present:**

Cllr. Hicks (Chairman);

Cllrs. Link, Sims.

### **Apology:**

Cllr. MacPherson.

### **Also Present:**

Appellant, Appellant's Spouse.

Licensing Officer, Legal Advisor, Member Services Officer.

## **442 Election of Chairman**

### **Resolved:**

**That Councillor Hicks be elected as Chairman for this Meeting of the Appeals Committee.**

## **443 Minutes**

### **Resolved:**

**That the Minutes of the Meetings of this Committee held on the 15<sup>th</sup> December 2017 at 10am and 11.30am be approved and confirmed as a correct record.**

## **444 Exclusion of the Public**

### **Resolved:**

**That pursuant to Section 100A(4) of the Local Government Act 1972, as amended, the public be excluded from the meeting during consideration of the following item, namely 'Appeal Against Refusal to Grant a Private Hire Drivers Licence' as it is likely in view of the nature of the business to be transacted or the nature of the proceedings that if members of the public were present there would be disclosure of exempt information hereinafter specified by reference to paragraphs 1 and 2 of Schedule 12A of the Act, where in the circumstances the public interest in maintaining the exemption outweighs the public interest in disclosing the information.**

## **445 Appeal Against Refusal to Grant a Private Hire Drivers Licence**

The Councillors and Officers present were introduced. The Chairman welcomed all present and explained the procedure to be followed. The Committee confirmed that they had received and read the agenda papers.

The Licensing Officer had submitted a report which outlined the case. He went through the case and explained the decision to refuse to grant the Appellant a Private Hire Drivers licence.

The Appellant, aided by his spouse then put his case to the Committee.

The Licensing Officer and the Appellant then answered questions from Councillors.

The Committee then retired to make its decision.

On the Committee's return, the Legal Advisor read out the 'Decision and Reasoning's Statement' that had been prepared by the Appeals Committee. Copies of this would also be sent to the Appellant after the meeting, along with the minutes and a decision letter.

### **Resolved:**

**That the application for a private hire driver's licence be granted subject to the satisfactory completion of a drugs test prior to the grant of the licence and the undertaking periodic drug testing every six months whilst the Appellant holds a licence until 30<sup>th</sup> June 2021, this being five years from the date of the Appellant's last drugs conviction. The drug testing should be at the Appellant's expense.**