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The Chair and Members of Appeals
and Regulatory Committee - Group 3
Councillors Bellamy, Avis Murphy,
Bingham, Hill, Perkins, Rayner

3 October 2018

Dear Councillor,

Please attend a meeting of the APPEALS AND REGULATORY COMMITTEE - GROUP 3 to be held on WEDNESDAY, 10 OCTOBER 2018 at 10.30 am in Committee Room 1, Town Hall, Chesterfield, S40 1LP, the agenda for which is set out below.

AGENDA

Part 1 (Public Information)

1. Declarations of Members' and Officers' Interests relating to items on the agenda
2. Apologies for Absence
3. Minutes (Pages 3 - 6)

Minutes of the Meeting of the Appeals and Regulatory Committee held on 8 August, 2018.

4. Local Government Act 1972 - Exclusion of Public

To move "That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following item 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 Act".

Part 2 (Non-Public Information)

5. Review of Private Hire Driver's Licence for David Peter Whalley (A230)
(Pages 7 - 44)

Yours sincerely,

A handwritten signature in black ink, appearing to be 'David Peter Whalley', written in a cursive style.

Local Government and Regulatory Law Manager and Monitoring Officer

APPEALS AND REGULATORY COMMITTEE**Wednesday, 8th August, 2018**

Present:-

Councillor Bellamy (Chair)

Councillors Bingham

Councillors

Perkins

*Matters dealt with under the Delegation Scheme

**84 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS
RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

85 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Hill, A Murphy and Rayner.

86 MINUTES**RESOLVED –**

That the Minutes of the meeting of the Appeals and Regulatory Committee held on 18 July, 2018 be approved as a correct record and signed by the Chair.

87 LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF PUBLIC**RESOLVED –**

That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A of the Act.

88 **APPLICATION FOR PRIVATE HIRE DRIVER'S LICENCE - SHOIAB HUSSAIN (A410)**

The Licensing Officer submitted a report for Members to consider whether an application for a Private Hire Driver's Licence by Mr Shoiab Hussain could proceed.

Mr Hussain and his representative attended the meeting.

*** RESOLVED –**

That Mr Hussain's application for a Private Hire Driver's Licence be allowed to proceed, initially for a probationary period of 12 months, and commencing with five penalty points.

89 **REVIEW OF DECISION TO TERMINATE AN INTRODUCTORY TENANCY (14 - 18/19) (A090)**

The Committee considered a request from a tenant for a review of the Council's decision to terminate an introductory tenancy.

The appeal was heard in accordance with the Council's Introductory Tenant's Procedure. The tenant and her representative attended the meeting.

*** RESOLVED –**

That the officers' decision to seek possession be upheld, but that the Council do not implement the decision to seek possession and begin possession proceedings provided the tenant makes payments of the current rent plus a minimum of £3.70 per week towards the arrears, until the arrears are cleared.

90 **REVIEW OF HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE - ANNA GROVES (A230)**

The Licensing Enforcement Officer submitted a report for Members to consider a review of the Hackney Carriage / Private Hire Driver's Licence held by Mrs Anna Groves.

Mrs Groves did not attend the meeting.

*** RESOLVED –**

That Mrs Groves' Hackney Carriage / Private Hire Driver's Licence be suspended with immediate effect and she be requested to surrender her licence and driver's badges to the Council until such time as she had completed the required training and had provided up to date Disclosure and Barring Service and medical certificates, to the satisfaction of the Licensing Authority.

91 REVIEW OF HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE - GARY O'GRADY (A230)

The Licensing Enforcement Officer submitted a report for Members to consider a review of the Hackney Carriage / Private Hire Driver's Licence held by Mr Gary O'Grady.

Mr O'Grady did not attend the meeting.

*** RESOLVED –**

That Mr O'Grady's Hackney Carriage / Private Hire Driver's Licence be suspended with immediate effect and he be requested to surrender his licence and driver's badges to the Council until such time as he had completed the required training and had provided up to date Disclosure and Barring Service and medical certificates, to the satisfaction of the Licensing Authority.

92 REVIEW OF PRIVATE HIRE DRIVER'S LICENCE - MATTHEW JAKE BISHOP (A230)

The Licensing Enforcement Officer submitted a report for Members to consider a review of the Private Hire Driver's Licence held by Mr Matthew Jake Bishop.

Mr Bishop did not attend the meeting.

*** RESOLVED –**

That Mr Bishop's Private Hire Driver's Licence be suspended with immediate effect and he be requested to surrender his licence and driver's badges to the Council until such time as he had completed the required training, to the satisfaction of the Licensing Authority.

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Agenda Item 5

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

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