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The Chair and Members of Appeals  
and Regulatory Committee - Group 1  
Councillors Bellamy, Avis Murphy,  
Bexton, Alexis Diouf, Elliott, Miles,  
Parsons

12 December 2018

Dear Councillor,

Please attend a meeting of the APPEALS AND REGULATORY COMMITTEE - GROUP 1 to be held on WEDNESDAY, 19 DECEMBER 2018 at 10.00 am in Committee Room 1, Town Hall, Rose Hill, Chesterfield, 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 Meetings of the Appeals and Regulatory Committee held on 28 November, 2018.

4. Local Government Act - 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 items of business

on the grounds that they involve 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. Application for Hackney Carriage Driver's Licence - Mohammed Imran (A410) (Pages 7 - 28)

Yours sincerely,

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

Local Government and Regulatory Law Manager and Monitoring Officer

## APPEALS AND REGULATORY COMMITTEE

Wednesday, 28th November, 2018

Present:-

Councillor Bellamy (Chair)

Councillors A Murphy  
Bingham  
P Innes

Councillors Miles  
T Murphy  
Niblock

\*Matters dealt with under the Delegation Scheme

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

No declarations of interest were received.

**162 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Hill and Perkins.

**163 MINUTES**

**RESOLVED –**

That the minutes of the meeting of the Appeals and Regulatory Committee held on 24 October, 2018 be approved and signed as a correct record by the Chair.

**164 HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING POLICY  
(A000)**

Pursuant to Appeals and Regulatory Committee Minute No. 116, the Licensing Manager submitted a report for Members to consider proposed amendments to the Hackney Carriage and Private Hire Licensing Policy following the period of consultation.

The proposed amendments covered the following issues within the policy:

- 1) Adoption of the National Anti-Fraud Network (NAFN) database of refusals and revocations;
- 2) Consideration of convictions to commence from the completion of any sentence imposed, rather than the date of conviction;
- 3) Knowledge tests to be administered by a computerised system, when appropriate;
- 4) Payment of an initial application fee for drivers, to cover the process up to the point their application is determined, the fee to be non-returnable;
- 5) A requirement for licensed private hire drivers to notify the Council which private hire operator they are working for;
- 6) Amendment of the code of conduct with regard to the wording of the dress code;
- 7) Replacement of the requirement for applicants to provide financial references with a self-declaration form.

The consultation had involved discussion at the Taxi Consultative Committee meeting, a letter to all licence holders and operators and information provided to customers at the licensing service counter. The only response which had been received was support for the amendments from the Taxi Consultative Committee.

**\* RESOLVED –**

That the proposed policy amendments be approved for implementation from 3 December, 2018.

**APPEALS AND REGULATORY COMMITTEE****Wednesday, 28th November, 2018**

Present:-

Councillor Bellamy (Chair)

Councillors A Murphy

Councillors

Miles

\*Matters dealt with under the Delegation Scheme

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

No declarations of interest were received.

**166 APOLOGIES FOR ABSENCE**

No apologies for absence were received.

**167 MINUTES****RESOLVED –**

That the minutes of the meeting of the Appeals and Regulatory Committee held on 7 November, 2018 be approved and signed as a correct record by the Chair.

**168 LOCAL GOVERNMENT ACT - 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 item of business on the grounds that it involved the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A of the Act.

169 **REVIEW OF A DECISION TO TERMINATE AN INTRODUCTORY TENANCY (24 - 18/19) (A090)**

Pursuant to Appeals and Regulatory Committee Minute No. 153, 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 representatives 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.

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

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