

Licensing Sub-Committee – Meeting held on Monday, 19th February, 2018.

Present:- Councillors Cheema (Chair), Davis and Strutton.

Officers Present:- Shabana Kauser (Democratic Services) and Alison Peters (Legal Representative)

PART 1

14. Declarations of Interest

None were declared.

15. Guidance on Predetermination/ Predisposition - To Note

Members confirmed that they had read and understood the guidance on predetermination and predisposition.

16. Minutes of the Meetings held on 24th August 2017 and 26th September 2017

Resolved - That the minutes of the meetings held on 24th August and 26th September 2017 be approved as a correct record.

17. Exclusion of the Press and Public

Resolved – That the press and public be excluded from the remainder of the meeting as the items to be considered contained exempt information relating to individuals as defined in Paragraph 1 of Part I of Schedule 12A to the Local Government Act 1972 (as amended).

18. Private Hire Driver Conduct Hearing (Reference 02-17)

In the absence of Appellant Reference 02-17 the Sub-Committee decided to adjourn consideration of the matter.

Resolved – That the matter be deferred to the next meeting of the Licensing Sub-Committee.

19. Revocation/Suspension of a Personal Licence

The Following is a Part 1 summary of the case:

The Licensing Sub-Committee was asked to consider the Appellant was a fit and proper person to continue to hold a Personal Licence.

The Licensing Manager summarised the background to the case and discussed the relevant Policy and Legislative considerations. He advised Members that in December 2017, the Licensing Team were informed that

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during a joint operation between the London Borough of Hillingdon and the West London Immigration Compliance Enforcement Team, officers found an individual employed at Muskan Food and Wine who was found to be an illegal overstayer in contravention of Section 24(1)(b)(i) of the Immigration Act 1971. Members were reminded that an Immigration Civil Penalty was regarded as a 'relevant offence' under Schedule 4 of the Licensing Act 2003 and as such Members had authority to revoke or suspend the Appellant's Personal Licence for a period of up to six months.

It was also brought to Members' attention that the Appellant had held two Premises' Licences which had both subsequently also been revoked by Hillingdon Borough Council.

The Sub-Committee carefully considered all the evidence at its disposal. In reaching its decision, the Sub-Committee's primary concern was promotion of the statutory licensing objectives and specifically the prevention of crime and disorder.

Resolved - That the Personal Licence be revoked in accordance with Section 132A(3)(b) and 132A(8) of the Licensing Act 2003.

Chair

(Note: The Meeting opened at 10.30 am and closed at 11.37 am)