

**REGULATORY SUB-COMMITTEE
PROCEDURE FOR DEALING WITH REVIEW HEARINGS
FOR DRIVER'S WITH A LICENCE**

1. The Chair to propose excluding the public and press representatives by virtue of Paragraph 2 (Information which is likely to reveal the identity of an individual) and Paragraph 3 (Information relating to the Financial or Business Affairs of a Particular Person (including the Authority holding that information)) of Part I of Schedule 12A of the Local Government Act 1972, in order that the Sub-Committee may continue with the hearing.
2. On being seconded, voted upon and carried, the public, press and officers with no connection with the item, leave the room.
3. The Chair will introduce the Sub-Committee Councillors and colleagues and explain their roles for the purpose of the hearing.
4. The Chair will explain the procedure to be followed by the Sub-Committee, which will normally take the form of:
 - (a) The colleague will introduce his report, but make no recommendations regarding a decision on issues to be considered by the Sub-Committee. The Officer is permitted to call any witness or present any information in support of their case.
 - (b) The Sub-Committee may ask questions of the colleague.
 - (c) The License Holder or the Licence Holder's representative may ask questions of the colleague.
 - (d) The Licence Holder or the Licence Holder's representative will then present their case. The Licence holder is permitted to call any witnesses or present any information in support of their case.
 - (e) The colleague has the opportunity to ask questions of the Licence Holder or the License Holder's representative.
 - (f) The Sub-Committee may ask questions of the License Holder and the License Holder's representative.
 - (g) Parties will be invited to sum up their case in the following order:
 - (i) The colleague will be invited to sum up his case.
 - (ii) The Licence Holder or the Licence Holder's representative will be invited to sum up their case.
 - (h) The Sub-Committee will be invited to adjourn to come to its decision. Upon adjournment, all parties will withdraw, directly or through retirement of the Sub-Committee. The only colleague

who may remain with the Sub-Committee during its adjournment shall be the legal advisor.

- (i) Where the Sub-Committee has to make a decision at the end of the hearing, all parties will be called back and informed orally of the decision of the Sub-Committee and any conditions made, with the reasons for those conditions.
5. The Regulatory Sub-Committee may choose to take one of the following options:
 - (a) Take no further action.
 - (b) Formal caution.
 - (c) Suspension of his Private Hire driver licence and Hackney Carriage driver licence for a period considered appropriate.
 - (d) Revocation of Private Hire driver licence and Hackney Carriage driver licence (with or without immediate effect).
6. The Committee will reconvene and inform all present of its decision. If the Licence Holder is not present during this part of the meeting a letter will be sent to the Licence Holder within 5 working days of the hearing.
7. If the Sub-Committee decides to revoke or suspend a licence, the Licence holder has the right to appeal to the magistrate's court within 21 days of notification.

At any stage, the Committee may seek 'advice/clarification' from its legal representative, adjourning the meeting if necessary.