



Licensing and Safety Committee

Agenda and Reports

For consideration on

**Wednesday, 28th November
2007**

In the Council Chamber, Town Hall, Chorley

At 2.00 pm



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Chief Executive's Office

Please ask for: Ruth Hawes
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Date: 19 November 2007

Chief Executive: Donna Hall

Chorley
Council

Town Hall
Market Street
Chorley
Lancashire
PR7 1DP

Dear Councillor

LICENSING AND SAFETY COMMITTEE - WEDNESDAY, 28TH NOVEMBER 2007

You are invited to attend a meeting of the Licensing and Safety Committee to be held in the Council Chamber, Town Hall, Chorley on Wednesday, 28th November 2007 commencing at 2.00 pm.

AGENDA

1. **Apologies for absence**
2. **Declarations of Any Interests**

Members are reminded of their responsibility to declare any personal interest in respect of matters contained in this agenda. If the interest arises **only** as result of your membership of another public body or one to which you have been appointed by the Council then you only need to declare it if you intend to speak.

If the personal interest is a prejudicial interest, you must withdraw from the meeting. Normally you should leave the room before the business starts to be discussed. You do, however, have the same right to speak as a member of the public and may remain in the room to enable you to exercise that right and then leave immediately. In either case you must not seek to improperly influence a decision on the matter.

3. **Minutes (Pages 1 - 2)**

To confirm as a correct record the minutes of the meeting of the Licensing and Safety Committee held on 17 October 2007 (enclosed).

4. **Proposed Increase in Hackney Carriage Fares (Pages 3 - 6)**

Report of Corporate Director of Governance (enclosed).

5. **Licensing and Registration - Summary of Activity From 2 October 2007 to 2 November 2007 (Pages 7 - 10)**

Report of the Corporate Director of Governance (enclosed).

Continued....

6. **Exclusion of the Public and Press**

To consider the exclusion of the press and public for the following items of business on the ground that it involves the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A to the Local Government Act 1972.

7. **Application for a Licence to Drive a Hackney Carriage/Private Hire Vehicle in Chorley Borough (Pages 11 - 14)**

Report of Corporate Director of Governance (enclosed).

8. **Application for a Licence to drive a Hackney Carriage/Private Hire Vehicle in Chorley Borough (Pages 15 - 16)**

Report of Corporate Director of Governance (enclosed).

9. **Any other item(s) that the Chair decides is/are urgent**

Yours sincerely



Chief Executive

Distribution

1. Agenda and reports to all Members of the Licensing and Safety Committee (Councillor Iris Smith (Chair), Councillor Edward Smith (Vice-Chair), Councillors Judith Boothman, Terry Brown, Magda Cullens, David Dickinson, Mrs Doreen Dickinson, Pat Haughton, Keith Iddon, Margaret Iddon, Hasina Khan, Margaret Lees, Marion Lowe, Thomas McGowan, Ralph Snape, John Walker and Mrs Stella Walsh) for attendance.
2. Agenda and reports to Claire Hallwood (Deputy Director of Legal Services), Stephen Culleton (Licensing Manager), Janet Brereton (Legal Assistant (Licensing and Registration)), Keith Ogden (Enforcement Officer) and Ruth Hawes (Assistant Democratic Services Officer) for attendance.

This information can be made available to you in larger print or on audio tape, or translated into your own language. Please telephone 01257 515118 to access this service.

આ માહિતીનો અનુવાદ આપની પોતાની ભાષામાં કરી શકાય છે. આ સેવા સરળતાથી મેળવવા માટે કૃપા કરી, આ નંબર પર ફોન કરો: 01257 515822

ان معلومات کا ترجمہ آپکی اپنی زبان میں بھی کیا جاسکتا ہے۔ یہ خدمت استعمال کرنے کیلئے براہ مہربانی اس نمبر پر ٹیلیفون
کیجئے: 01257 515823

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Licensing and Safety Committee**Wednesday, 17 October 2007**

Present: Councillor Iris Smith (Chair), Councillor Edward Smith (Vice-Chair) and Councillors Judith Boothman, Terry Brown, Magda Cullens, Mrs Doreen Dickinson, Margaret Iddon, Hasina Khan, Marion Lowe, Thomas McGowan and John Walker

07.LS.60 APOLOGIES FOR ABSENCE

Apologies for absence were submitted on behalf of Councillors David Dickinson, Pat Haughton, Keith Iddon, Margaret Lees, Ralph Snape and Stella Walsh.

07.LS.61 DECLARATIONS OF ANY INTERESTS

No declarations of interest were received.

07.LS.62 MINUTES

RESOLVED – That the Minutes of the meeting of the Licensing and Safety Committee held on 19 September 2007 be confirmed as a correct record and signed by the Chairman.

07.LS.63 PRESENTATION ON POLYCARBONATE GLASSES AND TEST PURCHASING

Sergeant Bushell, the Licensing Sergeant for the area, delivered a short presentation on polycarbonate glasses and the positive results of a local pilot.

The Committee examined the range of glasses and noted the benefits for premises where there have been glass related instances.

Sergeant Bushell outlined the way a test purchasing operation was carried out. Members raised several queries and noted the safeguards put in place to protect the children who the police used to try and purchase alcohol.

Members thanked Sergeant Bushell for his presentation.

07.LS.64 EXCLUSION OF THE PUBLIC AND PRESS

RESOLVED – That the press and public be excluded from the meeting for the following item on the ground that it involves the likely disclosure of exempt information as defined in Paragraph 4 of Part 1 of Schedule 12A to the Local Government Act 1972.

07.LS.65 HACKNEY CARRIAGE/PRIVATE HIRE DRIVER - FAILURE TO MEET MEDICAL STANDARD

The Committee received a report of the Director of Governance requesting the Committee to determine whether a driver could continue to drive hackney carriage/private hire vehicles due to failing his Group 2 medical on 02 October 2007.

The driver attended the meeting to make representations and answer questions from the Committee.

RESOLVED –

1. **The Committee considered the representations made by GPA in respect of his medical condition.**
2. **The Committee were concerned that there had been a failure to take medication as prescribed by his General Practitioner, however the Committee acknowledged that GPA had presented medical evidence today that he was fit to drive. Committee also took note of the fact that GPA indicated he was now administering medication in accordance with his doctors instructions.**
3. **The Committee resolved to lift the suspension of his drivers license and allow GPA to continue to drive on the condition that he provide evidence from his doctor indicating that GPA meets Group 2 medical standards in respect of his blood pressure and diabetes every month to the licensing section. Furthermore the situation be reviewed after 6 months and GPA required to undertake a full medical prior to renewal of his license in 2008.**

07.LS.66 LICENSING LIAISON PANEL

The Committee received the Minutes of the meeting of the Licensing Liaison Panel held on 1 October 2007.

RESOLVED – That the minutes be noted.

07.LS.67 LICENSING AND REGISTRATION - SUMMARY OF ACTIVITY FROM 1 SEPTEMBER 2007 - 1 OCTOBER 2007

The Committee received and noted a report of the Corporate Director of Governance on the various licences and permits issued and the regulations effected by the Licensing Section for the period 1 September 2007 to 1 October 2007 under the Licensing Act 2003.

RESOLVED – That the report be noted.

Chair

Report of	Meeting	Date
Corporate Director of Governance	Licensing and Safety Committee	28 November 2007

PROPOSED INCREASE IN HACKNEY CARRIAGE FARES

PURPOSE OF REPORT

- To present to members a request made by the local Hackney Carriage Association for an increase in hackney carriage fares.

RECOMMENDATION(S)

- Members are asked to consider the request.

EXECUTIVE SUMMARY OF REPORT

- Hackney carriage fares were last increased in November 2005 and due to the increases in fuel prices and rises in the cost of living, an increase has been requested.

CORPORATE PRIORITIES

- This report does not relate to any of the Strategic Objectives.

Put Chorley at the heart of regional economic development in the central Lancashire sub region		Improved access to public services	
Improving equality of opportunity and life chance		Develop the character and feel of Chorley as a good place to live	
Involving People in their Communities		Ensure Chorley is a performing Organisation	

BACKGROUND

- Hackney Carriage fares were last increased in November 2005.
- It is the responsibility of the Council to fix hackney carriage fares, after having agreed or otherwise the request by the hackney association. In effect once members have agreed a tariff a notice is placed in a local newspaper and a copy of the proposed increase is left on display at the Civic Offices and on the Council's website inviting any objections. The period of notice shall not be less than 14 days from the date of first publication of the notice.

- 7. If no objections are received within the specified period or if any objections are withdrawn, the table of fares shall come into effect on the date of the expiration of the period specified in the notice.
- 8. A comparison chart of neighbouring authorities is attached to assist the Committee in reaching a decision.

IMPLICATIONS OF REPORT

- 9. There are no implications arising from this report.

Finance		Customer Services	
Human Resources		Equality and Diversity	
Legal		No significant implications in this area	√

ANDREW DOCHERTY
CORPORATE DIRECTOR OF GOVERNANCE

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
Keith Ogden	5726	1 November 2007	

**HACKNEY CARRIAGE TABLE OF FARES
COMPARISON COMPILED FOR LICENSING AND SAFETY COMMITTEE, NOVEMBER 2007**

LOCAL AUTHORITY	DISTANCE NOT EXCEEDING	EACH SUBSEQUENT	1 MILE	2 MILES	3 MILES	4 MILES	5 MILES	WAITING TIME	SOILING CHARGE
Chorley Council (Existing)	1/2 mile £1.80	1/15 mile 10p	£2.60	£4.10	£5.60	£7.10	£8.60	For each period of 30 seconds or part 10p	£45.00
Chorley Council (Proposed)	1/2 mile £1.90	1/16 mile 10p	£2.70	£4.30	£5.90	£7.50	£9.10	Unchanged	Unchanged
South Ribble	1/4 mile £1.80	1/8 mile 20p	£3.00	£4.60	£6.20	£7.80	£9.40	For each period of 30 seconds or part 10p	£40.00
Preston	1/2 mile £2.00	1/15 mile 10p	£2.80	£4.30	£5.80	£7.30	£8.80	For each period of 1 minute 20p	£30.00

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Report of	Meeting	Date
Corporate Director of Governance	Licensing and Safety Committee	28 November 07

LICENSING AND REGISTRATION – SUMMARY OF ACTIVITY FROM 02 OCTOBER 2007 – 02 NOVEMBER 2007

PURPOSE OF REPORT

- To inform this Committee of the various licences and permits issued, registrations effected and enforcement activity for the above period.

RECOMMENDATION(S)

- Members are asked to note the report.

EXECUTIVE SUMMARY OF REPORT

- This report is for information only.

CORPORATE PRIORITIES

- This report does not relate to any of the Strategic Objectives:

Put Chorley at the heart of regional economic development in the central Lancashire sub region		Improved access to public services	
Improving equality of opportunity and life chance		Develop the character and feel of Chorley as a good place to live	
Involving People in their Communities		Ensure Chorley is a performing Organisation	



BACKGROUND

5. This report is for information only.

HACKNEY CARRIAGES, PRIVATE HIRE REGISTRATIONS

6. The table below shows the number of licences/registrations issued during this period. Generally, renewal of Private Hire/Hackney Carriage Vehicle/Drivers Licences and renewal of Private Hire Operator Licences are now done by the One Stop Shop.

Number of	New	Renewals	Transfers	Vehicle Change
Private Hire Vehicles	4	16	2	2
Private Hire Drivers Licence	7	17	0	0
Private Hire Operator	0	1	0	0
Hackney Carriage Drivers Licence	1	2	0	0
Hackney Carriage Vehicle	0	2	0	0

SECOND HAND GOODS

7. There have been no applications granted for second hand goods licences during this period.

HOUSE TO HOUSE COLLECTIONS

8. There have been no applications for House to House Permits during this period.

STREET COLLECTION PERMITS

9. There have been two applications granted for a Street Collection Permit during this period for the following charities.

Name of Charity	Date of Street Collection
Marie Curie Cancer Care	8 March 2008
Bowland Pennine Mountain Rescue	14 June 2008

MOTOR SALVAGE OPERATOR

10. There have been no applications for Motor Salvage Operator Licences during this period.

ENFORCEMENT/INSPECTION VISITS FOR PERIOD FROM 02 OCTOBER 2007 TO 02 NOVEMBER 2007

13. During the above period 6 visits have been made, 3 were of a routine nature and 3 in connection with suspensions. One suspension was of a private hire driver who had failed to meet the Council's medical standard.

SUSPENSION OF VEHICLES

14. One private hire vehicle has been suspended for mechanical faults. This vehicle is operated by a company that has already appeared before this Committee for similar matters and the proprietor has been warned that should this happen again he will be brought back in front of the Committee.

JOINT OPERATIONS

- 15. One joint operation has been held with Lancashire County Council vehicle examiners and a VOSA inspector. No faults were found on any of our licensed vehicles.

COMPLAINTS

- 16. No complaints have been received during this period.

IMPLICATIONS OF REPORT

- 17. There are no implications arising from this report.

Finance		Customer Services	
Human Resources		Equality and Diversity	
Legal		No significant implications in this area	√

ANDREW DOCHERTY
CORPORATE DIRECTOR OF GOVERNANCE

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
Jayne Day	5161	5 November 2007	LICENSING/0611AC02

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of the Local Government Act 1972.

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