



Licensing and Public Safety Committee

Agenda and Reports

For consideration on

**Wednesday, 14th December
2011**

In the Council Chamber, Town Hall, Chorley

At 2.00 pm

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5 December 2011

Dear Councillor

LICENSING AND PUBLIC SAFETY COMMITTEE - WEDNESDAY, 14TH DECEMBER 2011

You are invited to attend a meeting of the Licensing and Public Safety Committee to be held in the Council Chamber, Town Hall, Chorley on Wednesday, 14th December 2011 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 for approval the enclosed minutes of the Licensing and Public Safety Committee meeting held on 14 September 2011.

4. **Minutes of the General Licensing Sub Committee's**

a) **General Licensing Sub-Committee Minutes - 12 October 2011** (Pages 3 - 6)

To consider for approval the enclosed minutes of the General Licensing Sub Committee meeting held on 12 October 2011.

b) **General Licensing Sub-Committee Minutes - 25 October 2011** (Pages 7 - 8)

To consider for approval the minutes of the General Licensing Sub Committee meeting held on 25 October 2011

c) **General Licensing Sub-Committee Minutes - 26 October 2011** (Pages 9 - 10)

To consider for approval the enclosed minutes of the General Licensing Sub Committee meeting held on 26 October 2011.

- d) General Licensing Sub-Committee Minutes - 9 November 2011 (Pages 11 - 12)

To consider for approval the enclosed minutes of the General Licensing Sub Committee meeting held on 9 November 2011.

5. **Minutes of the Licensing Act 2003 Sub Committee's**

- a) Licensing Act 2003 Sub-Committee Minutes - 21 September 2011 (Pages 13 - 14)

To consider for approval the enclosed minutes of the Licensing Act 2003 Sub Committee meeting held on 21 September 2011.

- b) Licensing Act 2003 Sub-Committee Minutes - 28 September 2011 (Pages 15 - 16)

To consider for approval the enclosed minutes of the Licensing Act 2003 Sub Committee meeting held on 28 September 2011.

- c) Licensing Act 2003 Sub-Committee Minutes - 27 October 2011 (Pages 17 - 18)

To consider for approval the enclosed minutes of the Licensing Act 2003 Sub Committee meeting held on 27 October 2011.

6. **Update on Taxi Driver matter**

Members will receive a verbal update at the Committee meeting.

7. **Proposed Changes to Medical Examination Procedure** (Pages 19 - 42)

Report seeking approval to introduce enhanced medical screening for taxi driver licence applicants

8. **Proposed Change to Hackney Carriage Fares** (Pages 43 - 56)

A further request to change the fares charged for hackney carriage journeys has been received from the trade.

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

Yours sincerely



Gary Hall
Chief Executive

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Democratic and Member Services Officer
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Distribution

1. Agenda and reports to all Members of the Licensing and Public Safety Committee (Councillor Stella Walsh (Chair), Councillor Keith Iddon (Vice-Chair) and Councillors Terry Brown, David Dickinson, Doreen Dickinson, Hasina Khan, Paul Leadbetter, Marion Lowe, Mick Muncaster, Steve Murfitt, Beverley Murray, Pauline Phipps, Alan Platt, Debra Platt, Dave Rogerson, Ralph Snape and John Walker for attendance.
2. Agenda and reports to Simon Clark (Head of Environment), Paul Carter (Public Protection Co-ordinator), Dianne Scambler and Legal Services for attendance.
3. Agenda and reports to Licensing and Public Safety Committee reserves (Councillors Anthony Gee and Alison Hansford) for information.

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 آپ کی اپنی زبان میں بھی کیا جاسکتا ہے۔ یہ خدمت استعمال کرنے کیلئے براہ مہربانی اس نمبر پر ٹیلیفون

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Licensing and Public Safety Committee

Wednesday, 14 September 2011

Present: Councillor Stella Walsh (Chair), Councillor Keith Iddon (Vice-Chair) and Councillors Terry Brown, David Dickinson, Doreen Dickinson, Hasina Khan, Paul Leadbetter, Marion Lowe, Mick Muncaster, Steve Murfitt, Beverley Murray, Pauline Phipps, Alan Platt, Debra Platt, Dave Rogerson, Ralph Snape and John Walker

Also in attendance: Paul Carter (Public Protection Co-ordinator), Alex Jackson (Senior Lawyer) and Dianne Scambler (Democratic and Member Services Officer)

11.LPS.19 APOLOGIES FOR ABSENCE

There were no apologies for absence.

11.LPS.20 DECLARATIONS OF ANY INTERESTS

Item 6 - Councillor Ralph Snape declared a personal interest

11.LPS.21 MINUTES

RESOLVED – That the minutes of the Licensing and Public Safety Committee meeting held on 8 June 2011 be held as a correct record for signing by the Chair.

11.LPS.22 MINUTES OF THE LICENSING SUB COMMITTEES

(a) Licensing Act 2003 Sub-Committee - 18 July 2011

RESOLVED – That the minutes of the Licensing Act 2003 Sub Committee meeting held on 18 July 2011 be held as a correct record for signing by the Chair.

11.LPS.23 INTERNAL AUDIT REPORT - LICENSING FUNCTION

The Committee received a report informing them of a recent internal audit that had been undertaken on the Council's Licensing function and provided reassurance that the service operated with adequate controls in place.

The Council's Licensing function had been subject to an internal audit in May/June 2011 and the report included a management action plan that identified key areas where service could be improved and where greater controls could be implemented to raise the level of governance.

The Public Protection Co-Ordinator outlined the information contained within the action plan for the benefit of Members.

RESOLVED – That the report be noted.

11.LPS.24 LICENSING PERFORMANCE REPORT - 1 APRIL TO 31 AUGUST 2011

The Committee received a report detailing the performance of the Councils licensing function during the period 1 April – 30 August 2011 which included information relating to the following areas:

- General Licensing
- Taxi Licensing
- Licensing Act 2003
- Gambling Act 2005

The report also contained information on the House to House Collections and Street Collection Permit Lists and Members received a verbal report on the enforcement activity that had taken place during the period.

RESOLVED – That the report be noted.

11.LPS.25 TAXI/PRIVATE HIRE DRIVERS MEDICAL EXAMINATION PROCEDURE

The Director of People and Places submitted a report seeking Members approval for changes made to the medical examination procedure for taxi and private hire drivers.

Taxi and private hire drivers are required to undertake a medical examination to demonstrate they are fit to drive. The current medical form requires the applicant to present to a general practitioner (GP) for an assessment of their fitness to drive under DVLA Group 2 standards. Evidence indicates that the majority of GP's may not be experienced or conversant with these complex standards.

The Councils current examination form had been revised by a medical professional competent with Group 2 standards and a copy was attached for members. It proposed that where there were concerns relating to a drivers fitness, highlighted by the GP, the examination form would be referred to a medical professional conversant with DVLA Group 2 standards.

Some Members had concerns that the changes in procedure had not been taken to the Licensing Liaison Panel or comments and a representative of the private hire drivers indicated at the meeting, that he would have preferred that it had been raised at the Licensing Liaison Panel in the first instance.

It was proposed by Councillor Snape, seconded by Councillor Brown to defer the revised medical examination procedure for taxi and private hire drivers, to allow the report be taken to the next meeting of the Licensing Liaison Panel for comments.

An amendment to the motion was proposed by Councillor Debra Platt, seconded by Councillor John Walker to approve the revised medical examination procedure, upon being put to the vote, the motion was lost 7:9.

RESOLVED – That the implementation of the revised medical examination procedure be deferred, to allow the Licensing Liaison Panel to make comments before being brought back to the Committee for approval.

Chair

General Licensing Sub-Committee**Wednesday, 12 October 2011**

Present: Councillor Stella Walsh (Chair) and Councillors Marion Lowe, Mick Muncaster, Dave Rogerson and John Walker

Also in attendance: Bob Beeston (Public Protection Officer), Zeynab Patel (Solicitor) and Dianne Scambler (Democratic and Member Services Officer)

11.LSC.21 APOLOGIES FOR ABSENCE

There were no apologies for absence.

11.LSC.22 DECLARATIONS OF ANY INTERESTS

No declarations of interest were declared.

11.LSC.23 EXCLUSION OF THE PUBLIC AND PRESS

RESOLVED – That the press and public be excluded from the meeting for the following items of business on the ground that they involve the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of schedule 12A of the Local Government Act 1972.

11.LSC.24 PRIVATE HIRE DRIVER SUSPENSION UNDER SECTION 61 (1) (B) OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976

The Sub Committee considered a report from the Director of People and Places drawing Members attention to the suspension of a Private Hire Driver licence under Section 61 (1) (B) of the Local Government (Miscellaneous Provisions) Act 1976.

On the 14 September, the driver had contacted the Council with concerns over his health and was invited into the Council offices to discuss the matter. The driver gave a detailed honest appraisal of his medical condition and believed that he would not at the present time be in a position to satisfy a Group II Medical.

The driver was advised not to continue driving and he agreed to the suspension of his PHD Licence and delivered his Private Hire Drivers Licence and badge to the Council offices.

In order that the driver could access his entitlement to his Private Hire Drivers Licence in the future without having to undergo a full application, officers had agreed that his licence should remain suspended until he is able to meet Group II Medical Standards. When deemed appropriate he would be invited to renew the licence prior to its expiry on 22 May 2014.

The driver could not attend the meeting on the grounds of ill health but his partner attended the meeting to put forward representations in support of the application.

The Sub Committee considered all aspects of the application, including representations from the Public Protection Officer, who commented that the driver had acted in good faith and would welcome him back as he was a good driver and operator.

After careful consideration of all the relevant factors. The Sub Committee unanimously **RESOLVED to approve the suspension of the Private Hire Drivers Licence until officers are satisfied the driver is a fit and proper person to act as a Private Hire Driver and that the decision to lift the suspension be delegated to officers.**

11.LSC.25 REPORT CONCERNING A PRIVATE HIRE AND HACKNEY CARRIAGE DRIVERS LICENCE UNDER SECTION 61 (B) OF LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976

The Director of People and Places submitted a report, which sought the Sub Committee's decision on an application for a Private Hire Drivers Licence.

The application had been received on 26 July 2011, and could only be determined by the General Licensing Sub Committee as the applicant had a number of relevant disclosures on his application and DVLA driving licence.

The Criminal Records Bureau disclosure had disclosed a number of convictions.

Members of the Committee received information about the offences and the Council's policy regarding these matters and the relevant parts of the policy were contained within the report.

The applicant had held a full driving licence from 26 January 2007 and had satisfactorily passed the Council's Knowledge Test, DSA and Medical requirements.

The driver had attended the Council offices to offer explanations to the convictions, giving a detailed account of the circumstances and his involvement in the matter outlined in the report and was invited to address the Sub Committee to give further representation.

The driver had applied to South Ribble Borough Council for a private hire/hackney carriage drivers licence and had been refused on the grounds that he was not a fit and proper person.

The driver had, at his own expense passed a PSV Driving Test and now held the group entitlement on his DVLA Drivers Licence. The driver currently worked for a Chorley based Private Hire Operator and drove on a regular basis a 17 seat bus under the PSV entitlement.

The driver and his employer both attended the meeting to put forward representations in support of his application and answered questions of the Sub Committee Members, the Public Protection and Legal Officers about his convictions. The Committee were also informed that the 3 points for the SP30 had expired.

After careful consideration of all the relevant factors including the nature of the convictions and the reasons behind the non disclosure of all the convictions, as well as the operator's supportive representations, the Sub Committee unanimously **RESOLVED to grant the Private Hire Drivers Licence. The Sub Committee appreciated the drivers honesty in relation to his circumstances and determined that the applicant was a suitable driver from his recent driving experiences, feeling confident that he was a fit and proper person who would not let the Committee down.**

11.LSC.26 REPORT CONCERNING PRIVATE HIRE AND HACKNEY CARRIAGE DRIVERS LICENCES UNDER SECTION 61 OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976

The Sub Committee considered a report of the Director of People and Places, asking Members to consider revoking of a private hire drivers and hackney carriage driver's licence, following information received from a Criminal Justice Act 1988.

Officers had received a Criminal Record Bureau check in respect of the applicant. The check had revealed that the driver had received a caution from Lancashire Constabulary for an offence of battery contrary to sec. 39 of the Criminal Justice Act 1988 and contrary to the Council's hackney carriage and private hire drivers conditions, the driver had not informed the Council.

The driver attended the meeting to give his representations regarding the conviction and an explanation as to why he had not informed the Council.

The Sub Committee considered all aspects of the incident, including the representations made by the driver and the Public Protection Officer and **RESOLVED to take no action, allowing the driver to retain both his hackney carriage driver and private hire driver licences.**

11.LSC.27 APPLICATION FOR A PRIVATE HIRE DRIVERS LICENCE UNDER SECTION 51 OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976

The Director People and Places submitted a report drawing Member attention to the suspension of a Private Hire Driver Licence and Hackney Carriage Drivers Licence under Section 61 (1) (B) of the Local Government (Miscellaneous Provisions) Act 1976.

The driver had contacted the Council with concerns over his health and ability to continue driving private hire and hackney carriage vehicles. The driver explained that he had suffered a heart attack and gave an honest and detailed appraisal of his medical condition and believed that he would not at the present time be in a position to satisfy a DVLA Group II Medical.

The driver was advised not to continue driving and he agreed to the suspension of his PHD and HCD licences, delivering his licences and badges to the Council offices on the same day.

So that the driver could access his entitlement to his private hire drivers and hackney carriage licences in the future without having to undergo a full application, officers had agreed that his licence should remain suspended until he is able to meet Group II Medical Standards,

The driver could not attend the meeting to give representations due to his medical condition.

The Sub Committee considered all aspects of the application, including representations from the Public Protection Officer, who commented that the driver had acted in good faith.

The Sub Committee unanimously **RESOLVED to approve the suspension of the Private Hire Drivers Licence and Hackney Carriage Drivers Licence until the driver is considered a fit and proper person to act as a Private Hire Driver and /or Hackney Carriage Driver, and that the decision to lift the suspension be delegated to officers.**

Chair

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General Licensing Sub-Committee

Tuesday, 25 October 2011

Present: Councillor Keith Iddon (Chair) and Councillors David Dickinson, Pauline Phipps, Debra Platt and John Walker

Also in attendance: Councillors Dianne Scambler (Democratic and Member Services Officer), Bob Beeston (Public Protection Officer) and Zeynab Patel (Solicitor)

11.LSC.28 APOLOGIES FOR ABSENCE

No apologies for absence were received.

11.LSC.29 DECLARATIONS OF ANY INTERESTS

No declarations of any interests were declared.

11.LSC.30 EXCLUSION OF PUBLIC AND PRESS

RESOLVED – That the press and public be excluded from the meeting for the following items of business on the ground that they involve the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of schedule 12A of the Local Government Act 1972.

11.LSC.31 SUSPENSION OF PRIVATE HIRE DRIVERS LICENCE

The Sub Committee considered a report of the Director of People and Places that sought approval to uphold the suspension of a private hire driver's licence following information received from Lancashire Constabulary regarding matters of a serious nature.

On 12 October 2011, the driver was interviewed by the Police on suspicion of grooming which he had denied and had been granted bail with conditions until 9 January 2012. The driver had been employed on school taxi contracts by Lancashire County Council and had since been suspended from those contracts. Following receipt of this information, officers had suspended the drivers Private Hire Drivers with immediate effect.

The details of the offence of grooming were outlined in the report and Members were informed that the drivers Solicitor had confirmed in writing that he would not be attending the meeting. The driver had also handed in his Private Hire Drivers Licence and badge on 24 October 2011.

The Public Protection Officer confirmed to the Sub Committee that in light of the latest information from the Police, which he explained in full at the meeting, he was changing his recommendation set out in the report for the Committee to consider revocation of the Licence.

The Sub Committee **RESOLVED that after considering all the relevant factors and in the interest of public safety to revoke the drivers Private Hire Drivers Licence on the grounds that he was not a fit and proper person to hold a Drivers Licence.**

Chair

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General Licensing Sub-Committee

Wednesday, 26 October 2011

Present: Councillor Keith Iddon (Chair) and Councillors Doreen Dickinson, Paul Leadbetter, Steve Murfitt and Ralph Snape

Also in attendance: Councillors Alex Jackson (Senior Lawyer), Stephen Culleton (Public Protection Officer) and Dianne Scambler (Democratic and Member Services Officer)

11.LSC.32 APOLOGIES FOR ABSENCE

No apologies for absence were received.

11.LSC.33 DECLARATIONS OF ANY INTERESTS

There were no declarations of any interests.

11.LSC.34 EXCLUSION OF THE PUBLIC AND PRESS

RESOLVED – That the press and public be excluded from the meeting for the following items of business on the ground that they involve the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of schedule 12A of the Local Government Act 1972.

11.LSC.35 APPLICATION FOR A PRIVATE HIRE AND HACKNEY CARRIAGE DRIVER LICENCES

The Director of People and Places submitted a report seeking the sub Committee's decision on an application for a Private Hire drivers and Hackney Carriage Driver Licence.

The applicant had previously held licences from Chorley Borough Council and had repeatedly driven taxis which were unsafe and were not insured or taxed, put the travelling public and other road users at risk.

The sub Committee was shown photographs showing the condition of the tyres on one of the drivers vehicles when he had been stopped on 19 June 2009 and Members considered that they illustrated the drivers lack of care for the safety of his passengers and other road users.

The driver also had a long history at Chorley which had involved the revocation of an operators licence and revocation of his drivers licence in 2006 and later in 2010. The sub Committee considered that over the years the driver had been given the benefit of the doubt and issued with warnings but his continued breaches demonstrated that he was not a fit and proper person. Whilst a year had elapsed since he had last been licensed by Chorley Council the Sub Committee did not have any confidence given his previous conduct that he was now a fit and proper person.

The Sub Committee also noted that the driver had recently appeared before the Licensing Panel at Manchester City Council and Members considered that this demonstrated that questions over whether the driver was fit and proper had arisen in the period since his last taxi licences were revoked by Chorley Council in 2010.

Members noted that the driver had gained a financial advantage by allowing the magistrates at his unsuccessful appeal in 2010 to make an award of costs in the belief

that he had no other source of income when in fact he held various taxi licences from Manchester and Wigan. Members further noted that over the years that Chorley had incurred significant abortive costs from the drivers non-attendance at licensing hearings and that this had been mentioned in the magistrates reasons for dismissing his appeal in 2010. Members considered that the costs incurred by Chorley Council because of the high level of enforcement activity in relation to the driver and his allowing the court to be misled were further evidence that he was not fit and proper.

The Sub Committee considered all the representations, taking into account the representations of the driver, his legal representative and the Council's Public Protection Officer.

After carefully considering and taking into account all the due factors, the Sub Committee did not consider that the driver was a fit and proper person and unanimously **RESOLVED to refuse his application.**

11.LSC.36 SUSPENSION AND REVOCATION OF PRIVATE HIRE DRIVER AND OPERATORS LICENCES

The Sub Committee received a report of the Director of People and Places seeking approval of the suspension and revocation of a Private Hire Drivers and Operators Licence.

The driver failed to attend the meeting which had been scheduled for 10.00am. Members waited until 11.30am before considering the agenda item in relation to the driver to allow him the opportunity to attend. Members were informed that the driver had telephoned the Council a few days previously and had asked for the meeting to be deferred. Members decided to proceed as the driver had been given the required notice of the hearing and had not given any reasons which would justify an adjournment. The Sub Committee considered the report which was outlined by the Public Protection Officer and were updated regarding the collision on 2 August 2011.

The Sub Committee noted that a significant number of defect and suspension notices had been served on vehicles within the operators fleet during 2011 which demonstrated a risk to public safety. Members considered that the Operator had not been diligent in ensuring that vehicles which he operated were adequately tested and maintained.

The Sub Committee were also concerned that on several occasions in 2011 vehicles within the fleet did not appear to be adequately insured putting passengers and other road users at risk of inadequate compensation in the event of an accident.

Members were very concerned that a driver working for the Operator had taken bookings by mobile phone whilst driving a passenger and that the Operator appeared to expect drivers whom he employed to take bookings in this way.

It was also reported that the Operator had driven off after a collision with a parked vehicle on two occasions without leaving his details.

Whilst Members noted the issues identified in the recording of bookings contrary to the Local Government (Miscellaneous Provisions) Act 1976 had been addressed by the Operator, they still considered that overall the driver was not a fit and proper person and after taking into account all the relevant factors, the Sub Committee unanimously **RESOLVED to revoke his Private Hire Operators Licence.**

Chair

General Licensing Sub-Committee

Wednesday, 9 November 2011

Present: Councillor Keith Iddon (Chair) and Councillors David Dickinson, Mick Muncaster, Beverley Murray and Pauline Phipps

Also in attendance: Councillors Alex Jackson (Senior Lawyer), Stephen Culleton (Public Protection Officer) and Dianne Scambler (Democratic and Member Services Officer)

11.LSC.37 APOLOGIES FOR ABSENCE

No apologies for absence were received.

11.LSC.38 DECLARATIONS OF ANY INTERESTS

There were no declarations of any interest.

11.LSC.39 EXCLUSION OF THE PUBLIC AND PRESS

RESOLVED – That the press and public be excluded from the meeting for the following items of business on the ground that they involve the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of schedule 12A of the Local Government Act 1972.

11.LSC.40 REVOCATION OF HACKNEY CARRIAGE DRIVERS LICENCE

The Sub Committee met to consider the revocation of a Hackney Carriage Driver Licence under section 61 of the Local Government (Miscellaneous Provisions) Act 1976.

The Council's legal representative explained that the recommendation was now for a refusal of an application to renew a Hackney Carriage Driver Licence under section 61 of the Local Government (Miscellaneous Provisions) Act 1976.

Before the start of the hearing the applicant's representative, told the Committee that the applicant had withdrawn his application for the renewal of a Hackney Carriage Driver Licence and did not think that the meeting should go ahead as there was nothing for the Sub Committee to determine.

The applicants representative showed the Chair a copy of the withdrawal letter, dated 4 November 2011, asking for the application to be withdrawn with immediate effect and asking for a refund of the application renewal fee. The Chair confirmed that all Members of the Committee had received a copy of this letter at the meeting.

The Council's legal representative explained to Members that in light of this information, Members needed to determine if they accepted the withdrawal of the application and whether to refund the application renewal fee that had been requested.

The Chair requested an update from the Council's Public Protection Officer who confirmed the change in the decision for Members and provided some additional information which was circulated at the meeting.

Members carefully considered the representations from the applicants representative and the Public Protection Officer and **RESOLVED** that:

1. It be acknowledged that the application had been withdrawn and there was no formal determination by Members to make in relation to the application.
2. Members commented that had the applicant proceeded with his application for a Hackney Carriage Drivers Licence, that they would have been minded to refuse because he had been convicted of a very serious offence against a passenger in his taxi.
3. Members requested that the Licensing Unit keep an appropriate record in relation to their comments above.
4. Members also **RESOLVED** not to refund the application fee to applicant on the following grounds:
 - It is Council Policy not to refund application fees;
 - Applicants understand that fees are payable upon application and are non refundable;
 - An Application fee can reasonably be considered part of the cost of running a business;
 - It is unfair that Council Tax payers bear the cost of licensing the taxi trade and associated enforcement. Members noted that the applicant had withdrawn his application after considerable officer time had been spent in preparing the report and that he would have been aware in March when he submitted his application that it would have to go before the Sub Committee.

Chair

Licensing Act 2003 Sub-Committee**Wednesday, 21 September 2011**

Present: Councillor Keith Iddon (Chair) and Councillors Doreen Dickinson and Steve Murfitt

Also in attendance: Councillors Bob Beeston (Public Protection Officer), Stephen Culleton (Public Protection Officer), Dianne Scambler (Democratic and Member Services Officer) and Zeynab Patel (Solicitor)

11.LAS.04 APOLOGIES FOR ABSENCE

There were no apologies for absence.

11.LAS.05 DECLARATIONS OF ANY INTERESTS

No declaration of any interests were declared.

11.LAS.06 APPLICATION FOR REVIEW OF LICENCE - T & S CONVENIENCE STORE, 76 - 78 MARKET STREET, CHORLEY

Members of the Sub-Committee met to consider a report of the Director of People and Places which sought a decision on an application to review the premises licence for the T & S Convenience Store, 76 – 78, Market Street, Chorley.

The licence holder, his colleague and legal representative attended the meeting. The legal representative informed the Sub Committee that up until that morning the licence holder had a potential purchaser for his business and had that still been the case, the legal representative would have requested an adjournment of the hearing to allow for the sale of the business to be finalised and that this course of action had received support from the police. In view of this information they requested that the Sub-Committee consider the following two proposals:

1. That the hearing be adjourned for five weeks to allow for the sale of the business to other potential purchasers;
2. That the hearing be adjourned for one week to allow the premises licence holder adequate time to prepare for this review.

The Members of the Sub Committee carefully considered the license holder's representations along with representations made by representatives of the police, trading standard services and the Council's licensing officers.

Members were minded to refuse the adjournment as they felt it was not in the interests of public safety, the crime and disorder and protection of children from harm licensing objectives to delay the hearing of this review.

The Committee also felt that adequate time had been given to the licence holder to prepare for the review since the police submitted the application.

Having also heard from the licence holders solicitor that if an adjournment for one week be granted, they would reapply at that hearing for a further adjournment. The Committee felt they would be unlikely to entertain this request on the grounds that had been put forward as this would be detrimental to the public interest.

However, considering the late hour (approx. 3.30pm) and from a practical point of view, it was with reluctance, that the Committee felt it was reasonable to adjourn the review hearing for one week to enable a full and fair hearing within reasonable time for all parties involved in this matter and it was **RESOLVED that the review would now take place on Wednesday 28 September 2011.**

Chair

Licensing Act 2003 Sub-Committee**Wednesday, 28 September 2011**

Present: Councillor Keith Iddon (Chair) and Councillors Doreen Dickinson and Steve Murfitt

Also in attendance: Councillors Zeynab Patel (Solicitor), Bob Beeston (Public Protection Officer) and Dianne Scambler (Democratic and Member Services Officer)

11.LAS.07 APOLOGIES FOR ABSENCE

No apologies for absence were received.

11.LAS.08 DECLARATIONS OF ANY INTERESTS

There were no declaration of any intrests.

11.LAS.09 APPLICATION FOR THE REVIEW OF A LICENCE - T & S CONVENIENCE STORE, 76 - 78, MARKET STREET, CHORLEY

The Licensing Sub Committee considered an application made by Lancashire Constabulary and Lancashire Trading Standards to review a premises licence and a hearing was convened under section 52 of the Licensing Act 2003.

The Sub Committee carefully considered the applications and the written and verbal representations made by representatives from the Lancashire Constabulary, Lancashire Trading Services, the Council's Public Protection Officer and the Premises Licence holders legal representative.

The Sub Committee also took into account the guidance issued under Section 4 of the Licensing Act 2003, its Statement of Licensing Policy and the amended guidance issued by the Secretary of State under Section 182 of the Act, in particular those paragraphs referred to in the report, the Licensing Objectives and the Human Rights Act implications including Article 6, Article 8 and Article 1 of the First Protocol.

The Sub Committee were of a view that it was necessary and proportionate to remove the Designated Premises Supervisors because the management failings of the premises directly reflected the poor operation of the business and the licensing objectives being undermined. The Committee considered that the Designated Premises Supervisors had been given the opportunity to comply with the licensing conditions again when the last Magistrates' Appeal was concluded, however they had repeatedly failed to manage the premises and had breached the conditions.

The Sub Committee did not feel that they were fit and proper persons to manage licensed premises as the evidence demonstrated the irresponsible way in which the premises operated. Therefore Members were confident that the removal of the Designated Premises Supervisors' was an adequate response to the problems presented.

In addition the Sub Committee were of the view that the Premises Licence should be revoked for the following reasons:

- 1) It was necessary for the promotion of the licensing objectives as the evidence put before the Members proved that the licensing objectives were being undermined significantly.

- 2) It was felt that any additional conditions would not satisfy the public safety concerns and the potential harm to children.
- 3) The selling and permitting sale of alcohol to under 18's – criminal offence – evidence of Trading Standards and Police test purchases.
- 4) That despite being given extra advice, guidance and support the premises licence holder and designated premises supervisors' had failed to implement the additional measures imposed on the licence, particularly in relation to the training of staff which had then resulted in a number of conditions being breached on the licence and insufficient record keeping;
- 5) Members were disappointed that the premises had been reviewed before on the same issues and had been given every opportunity by the Committee and relevant officers to meet the licensing objectives;
- 6) The licence holder had been given every opportunity to explain and question the conditions breached as set out at Appendix F of the report but accepted that they had not complied with the conditions;
- 7) The Trading Standards Officer had advised that the licence holder had failed to attend an age restrictive training course;

Members considered the financial effects on the sale of the business but felt that this did not outweigh the need to safeguard the public safety and it was in the public interest to resolve the existing problems with the premises licence so that the Licensing objectives were met.

The Sub Committee also gave due regard to the draft Conditions proposed by the licence holder's legal representative. The Police confirmed that they were not prepared to accept the conditions and the Council's Licensing team and the Trading Standards Officer concurred that the conditions would not wholly remedy the problems at the premises and would cause difficulties with enforcement.

The Sub Committee – **RESOLVED to revoke the premises licence and remove the Designated Premises Supervisors of T&S Convenience Store for the reasons stated above.**

Chair

Licensing Act 2003 Sub-Committee**Thursday, 27 October 2011****Present:** Councillor Stella Walsh (Chair)**Also in attendance:** Zeynab Patel (Senior Solicitor), Bob Beeston (Public Protection Officer) and Dianne Scambler (Democratic and Member Services Officer)**11.LAS.10 APOLOGIES FOR ABSENCE**

No apologies for absence were received.

11.LAS.11 DECLARATIONS OF ANY INTERESTS

There were no declarations of any interests.

11.LAS.12 APPLICATION TO TRANSFER A PREMISES LICENCE AND AN APPLICATION TO VARY THE PREMISES LICENCE TO SPECIFY AN INDIVIDUAL AS A DESIGNATED PREMISES SUPERVISOR - THE CROWN, 46 - 48 CHAPEL STREET, CHORLEY

The Licensing Sub Committee Chair met with officers to consider an application to transfer a premises licence and an application to vary the Premises Licence to specify an individual as a Designated Premises supervisor relating to the premises known as The Crown, Chapel Street, Chorley.

Before the start of the meeting the Public Protection Officer explained that there had been a request by all interested parties to cancel the meeting because of recent developments regarding the two applications. However because the required notification had not been given no later than 24 hours before the day of the Committee hearing by Lancashire Constabulary in accordance with Regulation 10 of the Licensing Act 2005, the Sub Committee meeting was still required to take place and a police representative was invited to orally explain their withdrawal further.

The Lancashire Constabulary representative explained to the Chair that the application to transfer the premises licence to Euro Business and Property Brokers Ltd had been withdrawn leaving Scottish and Newcastle Pub Company (Management) Ltd as the holder of the premises licence.

The application to vary the licence to specify the individual as a designated premises supervisor had also been withdrawn and a new application had been submitted for another individual.

In light of the withdrawn applications, Lancashire Constabulary did not, now have any representations to make, the Public Protection Officer confirmed that the new application had been received by the Council and the Chair was provided with a copy of all the email correspondence confirming the above.

In light of the new information the Chair of the Sub Committee **RESOLVED to formally withdraw the Lancashire Constabulary objection and to dispense of the Licensing act 2003 Sub Committee hearing.**

Chair

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Report of	Meeting	Date
Director of People and Places	Licensing and Public Safety Committee	14 December 2011

TAXI / PRIVATE HIRE DRIVERS MEDICAL EXAMINATION PROCEDURE

PURPOSE OF REPORT

1. To seek Members approval for the changes made to the medical examination procedure for taxi and private hire drivers.

RECOMMENDATION(S)

- 2 That Members consider the report and approve the proposed changes to the medical examination procedure relating to Hackney Carriage and Private Hire Driver Licences.
3. Members are asked to determine which method of referral is preferred:
Option 1- cost of medical referral is absorbed within the taxi licensing regime budget.
Option 2- cost of referral is borne by the applicant.

EXECUTIVE SUMMARY OF REPORT

4. A report (Appendix A) was originally submitted to Licensing and Public Safety Committee on 14 September 2011 where it was resolved – That the implementation of the revised medical examination procedure be deferred, to allow the Licensing Liaison Panel to make comments before being brought back to the Committee for approval.
5. The issue was discussed at a Licensing Liaison Panel meeting on 31st October 2011 chaired by Councillor Stella Walsh. The following questions / concerns were raised:
 - a. Why does Chorley Council feel the need to implement this system when no other surrounding local authorities are doing the same?
 - b. Drivers are likely to stop taking their prescribed medication in order to pass the medical examination.
 - c. Why can't the individual driver bear the cost of the referral to the Group 2 specialist?

It was agreed that a balanced report be submitted to the Licensing and Public Safety Committee addressing the issues raised above and these questions and concerns are answered within the body of the report.

- 6 Taxi and private hire drivers are required to undertake a medical examination to demonstrate that they are fit to drive. The current medical examination form requires the applicant to present themselves to a general medical practitioner (GP) for an assessment of their fitness to drive under DVLA Group 2 standards. Evidence indicates that the majority of GP's may not be experienced or conversant with these complex standards.

- 7 The Council’s current examination form has been revised by a medical professional competent with Group 2 standards and is attached at Appendix B. It is proposed that where any concerns relating to the drivers’ fitness are highlighted by the GP, the examination form will be referred to a medical professional conversant with DVLA Group 2 standards.
- 8 There is the potential with the current medical examination procedure where a driver could be certified fit to drive when actually they do not comply with the DVLA Group 2 standards. The proposed changes will only affect a very small amount of drivers whose GP states there is a serious medical concern and will ensure that a suitably qualified person makes the assessment of fitness to drive in line with the DVLA Group 2 standards.

Confidential report Please bold as appropriate	Yes	No
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CORPORATE PRIORITIES

9. This report relates to the following Strategic Objectives:

Strong Family Support		Education and Jobs	
Being Healthy		Pride in Quality Homes and Clean Neighbourhoods	
Safe Respectful Communities		Quality Community Services and Spaces	
Vibrant Local Economy		Thriving Town Centre, Local Attractions and Villages	
A Council that is a consistently Top Performing Organisation and Delivers Excellent Value for Money			√

BACKGROUND

10. All taxi and private hire driver are required to undertake a medical examination on initial application; when they reach 45 years of age; then every 5 years until they are 65 when they go to annual medical examination. This means that where a driver applies at the earliest age of 21, they could go 24 years without ever having a check on their medical fitness to drive.
11. The medical must be carried out by a general medical practitioner (GP) who has access to the drivers records of medical history so this can be referred to when making a decision regarding the applicants medical fitness.
12. It is appropriate for taxi and private hire drivers to have more stringent medical standards than those applicable to normal car drivers because:
 - they carry members of the general public who have expectations of a safe journey;
 - they are on the road for longer hours than most car drivers; and
 - they may have to assist disabled passengers and handle luggage;
13. As recommended by the Department of Transport- *“Taxi and Private Hire Vehicle Licensing- Best Practice Guidance”* (March 2010) and approved by members at Licensing and Public Safety Committee in September 2010, all drivers in Chorley are required to be assessed against the “Group 2” medical standards. Members should note that these are the same standards as applied by DVLA to the licensing of lorry and bus drivers.

14. Although the vast majority of GP's are qualified to assess whether a person is medically fit, they may not be experienced or conversant with the complex Group 2 medical standards for fitness to drive.
15. Our current medical examination form requires GP's to specifically state whether the applicant they are assessing is fit to drive. Officers are aware of cases where an applicant was informed by his usual GP that they were unable to carry out the assessment as they acknowledged they were not competent to assess under the relevant Group 2 standards.
16. As a desktop exercise, officers presented a specialist consultant who is conversant with Group 2 standards, with two randomly selected anonymised medical examinations for current drivers in Chorley that had been certified fit to drive. He stated that based on the results of the first one, he would have serious concerns as to whether the driver is suffering from "sleep apnea" and that he would require further tests to establish if the driver was suffering from this and if so, to what extent. For members information sleep apnea is described as follows:
17. Sleep apnea is an ongoing condition which generally results in poor sleep quality (due to the interrupted nature of your sleep). Despite the causes of sleep apnea varying based on what type you suffer from, the symptoms are largely the same. The most common symptoms are as follows:
 - Loud snoring – more common in obstructive sleep apnea
 - Difficulty staying asleep (insomnia) – more common in central and complex
 - Waking up with a dry or sore throat
 - Morning headaches
 - Excessive tiredness during the day (hypersomnia)
 - Cessations or pauses of breathing while asleep
 - Frequent need to urinate at night
 - Memory or learning problems & not being able to concentrate – most common in young children and can often lead to an incorrect ADHD diagnosis.
 - Irritability, depression, mood swings or personality changes
18. The DVLA Group 2 standards state in cases of Obstructive Sleep Apnea:

Driving must cease until satisfactory control of symptoms has been attained, with ongoing compliance with treatment, confirmed by consultant / specialist opinion. Regular, normally annual, licensing review required.

The specialist did not have any concerns regarding the other drivers fitness to drive based on the details provided on the other medical examination.
19. Officers recently received a complaint regarding a driver appearing drunk whilst carrying passengers. Officers established that the driver had been diagnosed with advanced multiple sclerosis of which it is recognised that symptoms may make a person appear as drunk or intoxicated. The driver had not told the Council of his condition and his licence was suspended. The driver then independently requested his doctor to carry out a medical in which he was determined fit to drive. He came into the offices to present the medical and was clearly struggling with general mobility. He agreed to refer his medical examination to Dr G Parker, Consultant Occupational Physician at Lancashire Teaching Hospitals and a DVLA Group 2 standards specialist. Dr Parker categorically stated that he should not operate as a licensed driver and provided a report to confirm this. The driver subsequently acknowledged he was no longer fit to drive and surrendered his licence.

20. Neighbouring local authorities have adopted a wide variety of approaches to the frequency and standards of medical examinations for drivers. The proposed changes to the examination procedure are based on:
- information supplied from individual drivers about their GPs' reluctance to complete the form;
 - the results of the desktop exercise; and
 - the example explained in paragraph 19.

The proposed changes would only affect the very small proportion of the drivers in Chorley whose GP's have highlighted serious concerns about their medical fitness.

21. The Council's current medical examination form has been revised by Dr G Parker and is attached at Appendix B. Essentially, there is no material change in the examination form as the questions are standard for a Group 2 assessment. However, the questions now clearly demonstrate where there is an issue that requires the applicant's medical condition to be considered against Group 2 standards by someone competent to assess their fitness to drive at this standard.
22. It is proposed that on receipt of a completed medical examination form, Public Protection Officers will establish whether any of the medical checks have been ticked "Yes". If this is the case, the paperwork will then be referred to a competent Group 2 medical professional. They will review the medical examination form and provide the Council with a report as to the applicants' fitness to drive.
23. Should members approve the recommendations, this would align our medical procedure with the DVLA Group 2 standards in its entirety and not in part as we are currently operating. Members will be able to place complete reliance that any recommendations they are being asked to consider will be made by a competent medical professional conversant with the relevant standards. The proposed changes would not only protect the Council and allow officers and members to make an informed decision on the determination of an application, but would also protect public safety and the applicant themselves.
24. Research suggests that specialists competent to assess drivers against Group 2 standards work on a rate of approximately £100 / hour. However, anecdotal evidence from officers at South Lakeland District Council who operate the proposed system indicates that the majority of referrals would take the specialist 10 /15 minutes to review the medical. Admittedly, if there are health concerns regarding the applicants' fitness to drive then the length of time writing a report would increase.
25. The specialist can also recommend that conditions should be attached to the drivers licence which would allow more frequent monitoring of a drivers health condition if there are concerns that it could deteriorate i.e. diabetes. At present, officers are not aware of a GP ever making these recommendations on a medical examination form.
26. Should Members be minded to approve the proposed changes to the medical examination procedure then Members are asked to decide which method of referral they wish to approve:

Option 1

Officers would electronically refer the medical to an approved DVLA Group 2 medical professional and receive a report in return that would be handed to the driver. The Council, acting within its statutory powers, would bear the cost of this referral and it will be recovered within the current licensing fee structure.

This would ensure the Council retained control over the referral, reduce further administrative burdens on the applicant and prevent any unnecessary delays in the application process.

Option 2

If a GP highlighted any serious health issues on the medical, the applicant / driver would be provided with an approved list of competent DVLA Group 2 medical professionals and they would be required to make an appointment, attend the referral meeting and pay that person direct. They would then have to provide a report to the Council based on the outcome of the referral. The actual cost of this would only be established after the referral process is complete and would be based entirely on the medical professionals' time.

- 27. On the recommendation of the Group 2 medical professional, the applicant may be required to undertake additional medical assessments to establish their fitness to drive. If this is the case, the applicant will be notified and they will be required to meet any further cost incurred. These tests would be commissioned by the drivers GP.
- 28. It is unlikely that a driver would be able to influence the result of the medical by intentionally not taking prescribed medicine as they are required to be assessed by a GP that has access to their personal medical records. It is also inconceivable that a driver would omit to consult their GP on a serious medical condition in order to pass their taxi/private hire medical examination. If a driver is this way minded then the Council really are limited in their ability to influence this matter.

IMPLICATIONS OF REPORT

- 29. This report has implications in the following areas and the relevant Directors' comments are included:

Finance		Customer Services	
Human Resources		Equality and Diversity	
Legal	√	Integrated Impact Assessment required?	
No significant implications in this area		Policy and Communications	

COMMENTS OF THE MONITORING OFFICER

- 30. It is proportionate, reasonable and in the public interest to recognise a medical standard prior to the grant or renewal of a Hackney Carriage, or Private Hire Drivers Licence or during the lifetime of an existing licence should a medical concern be raised.
- 31. The Committee should take a prudent and cautious line, balancing the human rights of drivers to earn a living with public safety considerations should Option 2 be accepted.

JAMIE CARSON
DIRECTOR PEOPLE AND PLACES

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
Paul Carter	5738	5732	medical

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Report of	Meeting	Date
Director of People and Places	Licensing and Public Safety Committee	14 September 2011

TAXI / PRIVATE HIRE DRIVERS MEDICAL EXAMINATION PROCEDURE

PURPOSE OF REPORT

To seek Members approval for the changes made to the medical examination procedure for taxi and private hire drivers.

RECOMMENDATION

1. It is recommended that Members approve the revised medical examination procedure relating to Hackney Carriage and Private Hire Driver Licences.

EXECUTIVE SUMMARY OF REPORT

2. Taxi and private hire drivers are required to undertake a medical examination to demonstrate that they are fit to drive. The current medical examination form requires the applicant to present to a general medical practitioner (GP) for an assessment of their fitness to drive under DVLA Group 2 standards. Evidence indicates that the majority of GP's may not be experienced or conversant with these complex standards.
3. The Councils current examination form has been revised by a medical professional competent with Group 2 standards and is attached at Appendix A. It is proposed that where any concerns relating to the drivers' fitness are highlighted by the GP, that the examination form will be referred to a medical professional conversant with DVLA Group 2 standards.

REASONS FOR RECOMMENDATION

(If the recommendations are accepted)

4. To ensure that the medical examination procedure for taxi and private hire drivers is robust and fit for purpose.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

5. To object to the proposed changes and revert to the current medical examination procedure.

CORPORATE PRIORITIES

6. This report relates to the following Strategic Objectives:

Put Chorley at the heart of regional economic development in the Central Lancashire sub-region		Develop local solutions to climate change.	
Improving equality of opportunity and life chances		Develop the Character and feel of Chorley as a good place to live	

Involving people in their communities		Ensure Chorley Borough Council is a performing organization	√
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BACKGROUND

7. All taxi and private hire driver are required to undertake a medical examination on application and at specified times when they meet a certain age. The medical must be carried out by a general medical practitioner (GP) who has access to their records of medical history so that an informed decision can be made regarding the applicants fitness to drive.
8. It is appropriate for taxi and private hire drivers to have more stringent medical standards than those applicable to normal car drivers because:
 - they carry members of the general public who have expectations of a safe journey;
 - they are on the road for longer hours than most car drivers; and
 - they may have to assist disabled passengers and handle luggage.
9. As recommended by the Department of Transport- "*Taxi and Private Hire Vehicle Licensing- Best Practice Guidance*" (March 2010) and approved by members at Licensing and Public Safety Committee in September 2010, all drivers in Chorley are required to be assessed against the "Group 2" medical standards. Members should note that these are the same standards as applied by DVLA to the licensing of lorry and bus drivers.
10. Although the vast majority of GP's are qualified to assess whether a person is medically fit, they may not be experienced or conversant with the complex Group 2 medical standards for fitness to drive.
11. Our current medical examination form requires GP's to specifically state whether the applicant they are assessing are fit to drive. Officers are aware of a case where an applicant was informed by his usual GP that they were unable to carry out the assessment as they acknowledged they were not competent to assess under the relevant standards.
12. The Councils current medical examination form has been revised by Dr G Parker, Consultant Occupational Physician at Lancashire Teaching Hospitals and is attached at Appendix A. Essentially; there is no material change in the examination form as the questions are standard for a Group 2 assessment. However, the questions now clearly demonstrate where there may be an issue that requires the applicant to undergo further medical assessment by someone competent to assess their fitness to drive.
13. It is proposed that on receipt of a completed medical examination form, Public Protection Officers will establish whether any of the medical checks have been ticked "Yes". If this is the case, the paperwork will then be referred to a competent Group 2 medical professional. They will review the medical examination form and provide the Council with a report as to the applicants' fitness to drive. Research suggests that this will cost in the region of £100 per referral. The Council will bear the cost of this referral and it will be recovered within the current licensing fee structure.
14. On the recommendation of the Group 2 medical professional, the applicant may be required to undertake additional medical assessments to establish their fitness to drive. If this is the case, the applicant will be notified and they will be required to meet any further cost incurred.
15. It is estimated that the Council will refer approximately 6 medical assessments each year.
16. It is anticipated that the majority of taxi and private hire drivers will not be affected by the proposed changes unless their medical assessment form highlights that there are concerns regarding their fitness to drive.

IMPLICATIONS OF REPORT

17. This report has implications in the following areas and the relevant Directors' comments are included

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

JAMIE CARSON
DIRECTOR PEOPLE AND PLACES

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
Paul Carter	5738	14 September 2011	Medical review2011

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**MEDICAL EXAMINATION REPORT FOR
HACKNEY CARRIAGE
AND PRIVATE HIRE DRIVERS**

**When completed, please return this form with your application to:
CHORLEY COUNCIL
PUBLIC PROTECTION TEAM (LICENSING)
PEOPLE & PLACES DIRECTORATE
CIVIC OFFICES, UNION STREET
CHORLEY, PR7 1AL**

GROUP II MEDICAL EXAMINATION REPORT FORM

INFORMATION NOTES

It is a requirement under Section 57 of the Local Government (Miscellaneous Provisions) Act, 1976, to provide a Medical Examination Report to the effect that you are physically fit to hold a Hackney Carriage / Private Hire Driver Licence and is for the confidential use of the Licensing Authority.

This form is to be completed by the applicant's own General Practitioner (GP) or another GP within the same practice and must have full access to the applicant's medical records.

Upon reaching the age of 45 a Group II Medical Report Form is required every 5 years until the age of 65. From the age of 65, a Group II Medical Report Form is required annually.

Any fees charged are payable by the applicant.

- PLEASE USE THIS FORM TO RECORD MEDICAL EXAMINATION DETAILS
- PLEASE COMPLETE IN BLOCK CAPITAL LETTERS IN BLACK INK

Licensing Officers are not permitted to complete or amend forms on behalf of applicants for legal reasons.

NOTE:

Any existing licensed private hire/hackney carriage driver must immediately inform the Council in writing of any deterioration in health or of any injury that would affect his/her ability to drive. (This is in addition to the requirement of Section 94 of the Road Traffic Act 1988 requiring any driver to notify the Secretary of State of any relevant disability)

GUIDANCE NOTES

What you have to do:

1. **Before** consulting your GP you may find it helpful to consult the DVLA's "At a Glance" booklet. This is available for download at the 'medical rules for all drivers' Section of <http://www.direct.gov.uk/en/Motoring/index.htm>
2. If, after reading the notes, you have any doubts about your ability to meet the medical or eyesight standards, consult your GP/Optician **before** you arrange for this medical form to be completed as your GP will normally charge you for completing it. In the event of your application being refused, the fee you pay your GP is **not** refundable. Chorley Council has no responsibility for medical fees.
3. Fill in Section 8 of this report in the presence of the GP carrying out the examination.
4. Application forms must be submitted together with the Group II Medical Report Form otherwise there may be delays in processing your application.

What the GP has to do:

1. Please arrange for the patient to be seen and examined having access and regard for there medical records.
2. Please complete Sections 1-7 and 9 of this report. Please ensure the applicant completes Section 8 in your presence. You may find it helpful to consult the DVLA's "At a Glance" booklet. This is available for download at the 'medical rules for all drivers' Section of <http://www.direct.gov.uk/en/Motoring/index.htm>
3. Applicants who may be asymptomatic at the time of the examination are to be advised that, if in future they develop symptoms of a condition which could affect safe driving and they hold either a Hackney Carriage and/ or Private Hire driver licence they must immediately inform the Public Protection (Licensing) Team at Chorley Council . Please record any advice given at Section 7.
4. Please ensure that you have completed all Sections within this form. If this report does not bring out important clinical details which may affect the applicant's fitness to drive, please give details in Section 7.

MEDICAL EXAMINATION REPORT

Applicant's Details

To be completed in the presence of the Medical Practitioner carrying out the examination

Your Details

Your full name		Date of Birth	DD	MM	YY
Your address		Home tel. no.			
		Work/Day no.			
Email address					

About your GP/Group Practice

GP/Group name	
Address	
Telephone	
Email address	
Fax number	

To be completed by the Doctor (please use black ink)

Please give patient's weight (kg/st) Height (cms/ft)

Please give details of smoking habits, if any

Please give number of alcohol units taken each week

Is the urine analysis positive for Glucose? No Yes (please tick appropriate box)

Details of specialist(s)/ consultants, including address	1	2	3
Speciality			

Date last seen

Current medication including exact dosage and reason for each treatment

Date when first licensed to drive a taxi/PH vehicle

 And/or lorry

 And/or bus

1 Vision

Please tick the appropriate boxes **YES** **NO**

1. **IS the applicant UNABLE to achieve a visual acuity of 6/9 (in the better eye) 6/12 (in the worse eye) using corrective lenses if necessary. (as measured with the full size 6m Snellen chart).**
2. **Is the applicant monocular, ie. (visual acuity less than 3/60 in one eye).**

3. Please state the visual acuities **of each eye** in terms of the 6m Snellen chart. Please convert any 3 metre readings to the 6 metre equivalent.

Uncorrected	Corrected (if applicable)			
Right <table border="1" style="display: inline-table; width: 100px; height: 25px; vertical-align: middle;"></table>	Left <table border="1" style="display: inline-table; width: 100px; height: 25px; vertical-align: middle;"></table>	Right <table border="1" style="display: inline-table; width: 100px; height: 25px; vertical-align: middle;"></table>	Left <table border="1" style="display: inline-table; width: 100px; height: 25px; vertical-align: middle;"></table>	

4. **Is there a defect in his/her binocular field of vision (central and/or peripheral)?**
5. **Is there diplopia? (Controlled or uncontrolled)?**
6. **Does the applicant have any other ophthalmic condition?**

If **YES** to 4, 5 or 6, please give details in Section 7 and enclose any relevant visual field charts or hospital letters.

2 Nervous System

Please tick the appropriate boxes **YES** **NO**

1. Has the applicant had any form of epileptic attack?
 - a) If Yes, please give date of last attack

DD	MM	YY
DD	MM	YY
 - b) If treated, please give date when treatment ceased

DD	MM	YY
DD	MM	YY
 - c) Is the applicant currently on anti-epileptic medication?
If **YES**, please complete current medication on the appropriate section of the front of this form
2. **Is there a history of blackout or impaired consciousness within the last 5 years?**
If **YES**, please give date(s) and details in **Section 7**
3. **Does the applicant suffer from narcolepsy/cataplexy?**
If **YES**, please give details in **Section 7**

- 4. Is there a history of, or evidence of any of the conditions listed at a-h below?**
If NO, go to Section 3.
If YES, please tick the relevant box(es) and give dates and full details at Section 7.
- a) Stroke/TIA *please delete as appropriate*
 - b) Sudden and disabling dizziness/vertigo within the last 1 year with a liability to recur
 - c) Subarachnoid haemorrhage
 - d) Serious head injury within the last 10 years
 - e) Brain tumour, either benign or malignant, primary or secondary
 - f) Other brain surgery
 - g) Chronic neurological disorders e.g. Parkinson's disease, Multiple Sclerosis
 - h) Dementia or cognitive impairment

3 Diabetes Mellitus

Please tick the appropriate boxes **YES** **NO**

- 1. Does the applicant have diabetes mellitus?**
If NO, please proceed to Section 4
If YES, please answer the following questions.

Please tick the appropriate boxes **YES** **NO**

- 2. Is the diabetes managed by:-**
- a) Insulin?
- If YES, please give date started on insulin**

DD	MM	YY
----	----	----

- b) Oral hypoglycaemic agents and diet?
- If YES, please complete current medication on the appropriate section on the front of this form**

- c) Diet only?

3. Does the applicant test blood glucose at least twice every day?

- 4. Is there evidence of:-**
- a) Loss of visual field?

- b) Severe peripheral neuropathy, sufficient to impair limb function for safe driving?

- c) Diminished/Absent awareness of hypoglycaemia?

5. Has there been laser treatment for retinopathy?
If YES, please give date(s) of treatment

6. Is there a history of hypoglycaemia during waking hours in the last 12 months requiring assistance from a third party?

If YES to any of 4-6 above, please give details in Section 7

4 Psychiatric Illness

Please tick the appropriate boxes

YES NO

Is there a history of, or evidence of any of the conditions listed at 1-6 below?

If NO, please go to **Section 3**

If YES, please tick the relevant box(es) below and give date(s), prognosis, period of stability and details of medication, dosage and any side effects in **Section 7**.

NB. If applicant remains under specialist clinic(s) ensure details are completed at the top of page 1.

- 1. Significant psychiatric disorder within the past 6 months
- 2. A psychotic illness within the past 3 years, including psychotic depression
- 3. Persistent alcohol misuse in the past 12 months
- 4. Alcohol dependency in the past 3 years
- 5. Persistent drug misuse in the past 12 months
- 6. Drug dependency in the past 3 years

NB. Please enclose relevant hospital notes with reference to this condition

5 Cardiac

Please follow the instructions in all sections (5A-5G) giving details as required in Section 7 and enclose hospital notes relevant to this condition.

NB. If applicant remains under specialist cardiac clinic(s) ensure details are completed on page 5.

5A Coronary Artery Disease

Please tick the appropriate boxes

YES NO

Is there a history of, or evidence of, coronary artery disease?

If NO, proceed to **Section 5B**

If YES please answer all questions below and give details at **Section 7** of the form.

1. Acute Coronary Syndrome including Myocardial Infarction?

If **YES**, please give date(s)

DD	MM	YY
----	----	----

2. Coronary artery by-pass graft?

If **YES**, please give date(s)

DD	MM	YY
----	----	----

3. Coronary Angioplasty (P.C.I)

If **YES**, please give date(s)

DD	MM	YY
----	----	----

4. Has the applicant suffered from Angina?

If **YES**, please give the date of the last attack

DD	MM	YY
----	----	----

Please proceed to next Section 5B

5B Cardiac Arrhythmia

Please tick the appropriate boxes

YES NO

Is there a history of, or evidence of, cardiac arrhythmia?

If NO, proceed to Section 5C

If YES please answer all questions below and give details at Section 7 of the form.

1. Has the applicant had a significant documented disturbance of cardiac rhythm within the past 5 years?

2. Has the arrhythmia been controlled satisfactorily for at least 3 months?

3. Has a cardiac defibrillator device (I.C.D) been implanted

4. Has a pacemaker been implanted?

If YES:-

a) Has the pacemaker been implanted for at least 6 weeks?

b) Since implantation of the pacemaker, is the applicant now symptom free as a result?

c) Does the applicant attend a pacemaker clinic regularly?

Please proceed to next Section 5C

5C Peripheral Arterial Disease

Please tick the appropriate boxes

YES NO

1. Is there a history or evidence of ANY of the below:

If YES please tick ALL relevant boxes below, and give details at Section 7 of the form.

PERIPHERAL ARTERIAL DISEASE

AORTIC ANEURYSM

IF YES:

a) Site of Aneurysm: Thoracic Abdominal

b) Has it been repaired successfully?

c) Is the transverse diameter more than 5cms?

Please tick the appropriate boxes

YES NO

DISSECTION OF THE AORTA

IF YES:

d) Has it been repaired successfully?

Please proceed to next Section 5D

5D Valvular/Congenital Heart Disease

Please tick the appropriate boxes

YES NO

Is there a history of, or evidence of, valvular/congenital heart disease?

If NO, proceed to Section 5E

If YES please answer all questions below and give details at Section 7 of the form.

1. Is there a history of congenital heart disorder?

2. Is there a history of heart valve disease?

3. Is there any history of embolism? (not pulmonary embolism)

4. Does the applicant currently have significant symptoms?

5. Has there been any progression since the last licence application? (if relevant)

Please proceed to next Section 5E

5E Cardiomyopathy

Please tick the appropriate boxes

YES NO

Does the applicant have a history of ANY of the following conditions:

- a) a history of, or evidence of heart failure?
- b) established cardiomyopathy?
- c) a heart or heart/lung transplant?

If YES to any part of the above, please give full details in Section 7 of the form. If NO proceed to next Section 5F.

5F Cardiac Investigations

Please tick the appropriate boxes

YES NO

This section must be completed for all applicants.

1. Has a resting ECG been undertaken?

If YES does it show:-

a) pathological Q waves?

b) left bundle branch block?

c) right bundle branch block?

2. Has an exercise ECG been undertaken (or planned)?

If YES, please give date and give details in Section 7

DD	MM	YY
----	----	----

Sight/copy of the exercise test result/report (if done in the last 3 years) would be helpful

Please tick the appropriate boxes

YES NO

3. Has an echocardiogram been undertaken (or planned)?

a) If YES please give date and give details in Section 7

DD	MM	YY
----	----	----

b) If undertaken, is/was the left ventricular ejection fraction greater than or equal to 40%?
Sight/copy of the echocardiogram result/report would be helpful

4. Has a coronary angiogram been undertaken (or planned)?

If YES, please give date and give details in Section 7

DD	MM	YY
----	----	----

Sight/copy of the angiogram result/report would be helpful

5. Has a 24 hour ECG tape been undertaken (or planned)?

If YES, please give date and give details in Section 7

DD	MM	YY
----	----	----

Sight/copy of the 24 hour tape result/report would be helpful

6. Has a myocardial perfusion scan or stress echo study been undertaken (or planned)?

If YES, please give date and give details in Section 7

DD	MM	YY
----	----	----

Sight/copy of the scan result/report would be helpful

Please proceed to Section 5G

5G Blood Pressure

Please tick the appropriate boxes

YES NO

This section must be completed for all applicants.

- 1. Is today's resting systolic pressure 180mm Hg or greater?
- 2. Is today's resting diastolic pressure 100mm Hg or greater?
- 3. Is the applicant on anti-hypertensive treatment?

If YES, to any of the above, please supply today's reading and three previous readings and dates.

--	--	--	--

6 General

Please tick the appropriate boxes

YES NO

Please answer all questions in this section. If your answer is 'YES' to any of the questions, please give full details in Section 7.

- 1. Is there **currently** a disability of the spine or limbs, likely to impair control of the vehicle?
- 2. Is there a history of bronchogenic carcinoma or other malignant tumour, for example, malignant melanoma, with a significant liability to metastasise cerebrally?

If YES, please give dates and diagnosis and state whether there is current evidence of dissemination.

Please tick the appropriate boxes

YES NO

- 3. Is the applicant profoundly deaf?
If **YES**, is he/she able to communicate in the event of an emergency by speech or by using a device, e.g. a MINICOM/text phone?

- 4. Is there a history of either renal or hepatic failure?

- 5. Does the applicant have sleep apnoea syndrome?
If **YES**, please supply details

a) Date of diagnosis

DD	MM	YY
----	----	----

- b) Is it controlled successfully?

c) If **YES**, please state treatment

d) Please state period of control

6. Is there any other **Medical Condition**, causing excessive daytime sleepiness?
If **YES**, please supply details

a) Diagnosis

b) Date of diagnosis

c) Is it controlled successfully?

d) If **YES**, please state treatment e) Please state period of control

7. Does the applicant have severe symptomatic respiratory disease causing chronic hypoxia?

8. Does any medication currently taken cause the applicant side effects that affect safe driving?

If **YES**, please supply details of medication

9. Does the applicant have any other medical condition that could affect safe driving?
If **YES**, please supply details

7 Please forward copies of relevant hospital notes only.
PLEASE DO NOT send any notes not related to fitness to drive.

8 Applicant's consent and declaration

Consent and Declaration

This section **MUST** be completed and must **NOT** be altered in any way.

Please read the following important information carefully then sign the statements below.

Important information about Consent

I accept that as part of the investigation into my fitness to drive, Chorley Council, may require me to undergo further medical examination or some form of practical assessment. In these circumstances, those personnel involved will require my background medical details to undertake an appropriate and adequate assessment. Such personnel might include doctors, specialist consultants, orthoptists at eye clinics or paramedical staff at a driving assessment centre. Only information relevant to the assessment of my fitness to drive will be released. In addition, where the circumstances of my case appear exceptional, the relevant medical information may need to be further considered, where such further examination / consideration attracts a cost this will be met by me the applicant, (you will be advised of any further costs as appropriate to determine your application) and where matters of a medical nature exist the application may then be determined by the Councils Licensing Committee. (The HC/PH Driver licensing process is managed to strict principles of confidentiality, where applications are to be determined by the Councils Licensing Sub-Committee such meetings are held to the exclusion of the press and public).

I authorise my Doctor(s) and Specialist(s) to release report/medical information about my condition, relevant to my fitness to drive, to Chorley Councils medical adviser.

I authorise Chorley Council to disclose such relevant medical information as may be necessary to the investigation of my fitness to hold a HC/PH Drivers Licence, to doctors, paramedical, DVLA and to inform my doctor(s) of the outcome of the case where appropriate.

I declare that I have checked the details I have given on the enclosed questionnaire and that to the best of my knowledge and belief they are correct.

During the period of application and any period when holding a private hire/hackney carriage driver licence, I will immediately inform Chorley Council in writing of any deterioration in health or of any injury or condition that would affect my ability to drive. (This is in addition to the requirement of Section 94 of the Road Traffic Act 1988 requiring any driver to notify the Secretary of State of any relevant disability.

“I understand that it is a criminal offence if I make a false declaration to obtain a private hire / hackney carriage driving licence and can lead to prosecution.”

Signature

Date

Medical Practitioner Details

To be completed by Doctor carrying out the examination

9 Doctor's details

Name		Surgery Stamp
Address		
Email address		
Fax number		

I confirm that: is registered with this
 Doctors Practice and I have checked and have had access to their medical history.

Signature of Medical Practitioner

Date

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Report of	Meeting	Date
Director of People and Places	Licensing and Public Safety Committee	14 December 2011

HACKNEY CARRIAGE PROPOSED FARE CHANGES

PURPOSE OF REPORT

1. To bring to the attention of Members a request from the Chorley Hackney Carriage Drivers for a change in hackney carriage fares which amounts to a slight decrease in the fares charged for Hackney Carriage journeys.

RECOMMENDATION(S)

2. That the Members consider the request for a fare change and consider any representations the Chorley Hackney Carriage Drivers may wish to make.
3. That the proposed change in Hackney Carriage fares be agreed, subject to the necessary statutory Notice being advertised and no objections being received. Should any objections be received it is intended that they will be presented to the next meeting of the Licensing and Public Safety Committee for consideration.
4. Should no objections be received Members are asked to set an implementation date of 9 January 2012 for the fare change to take effect.

EXECUTIVE SUMMARY OF REPORT

5. The Council has the power to set fares charged hackney carriage journeys and changes to the fare structure are usually considered following representations made by the hackney carriage trade or their representatives.
6. Such a request for change in fares has been received and this report details the impact of that request and the administrative process for effecting any change in fares for hackney carriage journeys.

Confidential report Please bold as appropriate	Yes	No
--	-----	----

CORPORATE PRIORITIES

7. This report relates to the following Strategic Objectives:

Strong Family Support		Education and Jobs	
Being Healthy		Pride in Quality Homes and Clean Neighbourhoods	
Safe Respectful Communities		Quality Community Services and Spaces	X
Vibrant Local Economy	X	Thriving Town Centre, Local Attractions and Villages	X
A Council that is a consistently Top Performing Organisation and Delivers			

Excellent Value for Money	
---------------------------	--

BACKGROUND

8. A written request for an increase in hackney carriage fare change was received by the Council on 13 September 2011. A copy of the written request is attached at Appendix A.
9. Under Section 65 of the Local Government (Miscellaneous Provisions) Act 1976 the Council may fix fares for time and distance, and all other charges in connection with the hire of a hackney carriage.
10. Members will recall a report to the Licensing and Public Safety Committee in June 2011 where it was agreed to increase the hackney carriage fares following a request from the Hackney Carriage trade representative body BBBHA. The effect of the increase agreed has had an unintended consequence on the pricing of fares at the taxi meter in that charges for part mile journeys result in small change being required. In addition it is reported that the meter calibration using the current fare structure poses difficulties.
11. Therefore the hackney carriage trade representatives have consulted with a taxi meter calibration company and determined the proposed fare structure before Members in this report as providing a satisfactory solution.
12. A comparison table of the effect of a hackney fare change is attached to this report at Appendix B.
13. When the Council make or vary a table of fares we have to publish in at least one local newspaper a notice setting out the table of fares and proposed increases. This Notice must allow at least 14 days for objections to be made In addition a copy of the Notice (Appendix C) must be available for viewing at Council offices at all reasonable hours free of charge.
14. If no objection to a table of fares or variations is made within the period specified in the Notice, or if all objections made are withdrawn, the table of fares or variations shall come into operation on the date of the expiration of the period specified in the notice or the date of withdrawal of the objection.
15. Hackney Carriage fares were last amended in June 2011 when the charge for the first 0.5 mile was increased from £2.20 to £2.30. At that time there was an increase imposed on the subsequent mileage or part thereof at a rate of £0.01p per one sixteenth of a mile. (from 10p to 11p per 1/16 mile)
16. Members should note that the last fare change request had the effect of making the cost of journeys require passengers and drivers to calculate fares involving small change and therefore handle ‘coppers’ (penny and twopence pieces). The revision ensures fares are rounded to the a minimum denomination of £0.05p.
17. A copy of the revised table of fares is attached as Appendix D.

IMPLICATIONS OF REPORT

18. This report has implications in the following areas and the relevant Directors’ comments are included:

Finance		Customer Services	
Human Resources		Equality and Diversity	
Legal	X	Integrated Impact Assessment required?	
No significant implications in this		Policy and Communications	

area			
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COMMENTS OF THE MONITORING OFFICER

19. The Licensing and Public Safety Committee have the responsibility for fixing the Hackney Carriage fares for their area. The request from the trade is reasonable and has no significant adverse impact as it moderates an earlier increase.

JAMIE CARSON
DIRECTOR OF PEOPLE AND PLACES

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
Simon Clark	5732	22 November 2011	taxifares

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Appendix A

From: mohammed sajid [<mailto:msajid68@hotmail.co.uk>]
Sent: 13 September 2011 23:10
To: Paul Carter
Subject: Revised Fares

Paul,

I, as representative of Chorley Hackney carriage drivers, have been asked to send you a revised tariff sheet with their requirements. Attached is a modified tariff sheet. The only difference between the current one and the new one attached is the subsequent drop distance and fare.

The revised distance is now 1/17th of a mile (103.5 yards or 94.6 metres) and the fare has reverted back to 10p. All other values remain unchanged but the overall effect of £1.70 per mile is retained.

The new rates now become :

Tariff 1	£2.30	880 yds	10p	103.5 yds	10p	30 secs (waiting time)
Tariff 2	£3.45	880 yds	15p	103.5 yds	10p	30 secs
Tariff 3	£4.60	880 yds	20p	103.5 yds	10p	30 secs

The new rates have been calculated with the help of Eddy Wane, of RF Radiofitter in Leyland. I have spoken to Bob Beeston regarding this issue on Tuesday 13th September, and he asked me to forward this email to you, on behalf of all the drivers so that you can hopefully sort this issue out in time for the next committee meeting.

If you need further clarification, feel free to contact me on 07913998731 or email me.

Regards,

Mohammed Sajid, Chairman of Hackney carriage drivers.

BOROUGH OF CHORLEY THE FOLLOWING RATES OF CHARGES (VAT INCLUDED) FOR THE HIRE OF HACKNEY CARRIAGES AUTHORISED BY BYE-LAWS MADE BY THE COUNCIL	
YOU ARE BEING CONVEYED IN HACKNEY CARRIAGE	**
HACKNEY CARRIAGE TABLE OF FARES	
FARE FOR DISTANCE	*****
Tariff 1 (Standard Charge)	
For the first ½ mile (approx 805 metres)	£2.30
For each succeeding 1/17th mile (approx 94.6metres) or part thereof	10p
Tariff 2 (additional 50% on standard charge)	
For hirings begun between: 6.00pm - 12 midnight Christmas Eve 6.00am - 12 midnight Boxing Day 6.00pm - 12 midnight New Year's Eve 10.00pm - 6.00am all other days All public holidays (24hrs) (to include Easter Sunday)	
Tariff 3 (additional 100% on standard charge)	
For hirings begun between: 12 midnight Christmas Eve & 6.00am Boxing Day 12 midnight New Years Eve & 6.00am 2 January	
Hackney carriages licensed to carry 5 or more persons may charge an additional 50% on each tariff but <u>only when actually conveying 5 or more persons</u> , the hirer to be made aware of this by the driver at commencement of hiring.	
Waiting Time	
For each period of 30 seconds or uncompleted part	10p
Animal Carriage	
For the carriage of an animal, for the whole journey, per animal <i>(all guide dogs will be carried free of charge)</i>	£1
Soiling Charge	
Where the vehicle or seating is soiled or defecated upon by any passenger or animal which necessitates cleaning before the vehicle can be used again for public hire	£45.00
PENALTY FOR BREACH OF BYE-LAWS	
The penalty for breach or non-observance of any of the above provisions shall in every case be a sum not exceeding £500.00	
Donna Hall, Chief Executive, Town Hall, Chorley, PR7 1DP	
A RECEIPT WILL BE GIVEN IF REQUESTED	

Appendix B

PRESENT HACKNEY CARRIAGE FARES	PROPOSED HACKNEY CARRIAGE FARES
1 MILE £3.18	1 MILE £3.15
2 MILES £4.94	2 MILES £4.85
3 MILES £6.70	3 MILES £6.55
4 MILES £8.46	4 MILES £8.25
5 MILES £ 10.22	5 MILES £9.95

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CHORLEY COUNCIL**HACKNEY CARRIAGE FARES**

NOTICE IS GIVEN that in accordance with Section 65 of the Local Government (Miscellaneous Provisions) Act 1976, Chorley Council propose to vary the Table of Fares as shown below.

Any person wishing to make any objection to these proposals may do so in writing, specifying the grounds on which they are made to the undersigned or by e-mail to contact@chorley.gov.uk within fourteen days of the date of this notice, a copy of which is available for inspection between 9.00am and 5.00pm, Monday to Friday at the Reception Area of the Civic Offices, Union Street, Chorley. If no objections are received the variation in fares will come into force following the expiry of the above-specified period of notice, namely 9 January 2012.

PROPOSED VARIATION

The variation relates to the rate of hire charges as follows:

TARIFF 1 (STANDARD CHARGE)

For each succeeding $\frac{1}{17}$ th mile (approx 94.6 metres) or part thereof 10p

All other charges remain unchanged.

15 December 2011

Jamie Carson
Director People and Places
Civic Offices
Union Street
Chorley
PR7 1AL

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BOROUGH OF CHORLEY	
THE FOLLOWING RATES OF CHARGES (VAT INCLUDED) FOR THE HIRE OF HACKNEY CARRIAGES AUTHORISED BY BYE-LAWS MADE BY THE COUNCIL	
YOU ARE BEING CONVEYED IN HACKNEY CARRIAGE	**
HACKNEY CARRIAGE TABLE OF FARES	
FARE FOR DISTANCE	9 January 2012
Tariff 1 (Standard Charge)	
For the first ½ mile (approx 805 metres)	£2.30
For each succeeding 1/17th mile (approx 94.6 metres) or part thereof	10p
Tariff 2 (additional 50% on standard charge)	
For hirings begun between:	
6.00pm - 12 midnight Christmas Eve	
6.00am - 12 midnight Boxing Day	
6.00pm - 12 midnight New Year's Eve	
10.00pm - 6.00am all other days	
All public holidays (24hrs) (to include Easter Sunday)	
Tariff 3 (additional 100% on standard charge)	
For hirings begun between:	
12 midnight Christmas Eve & 6.00am Boxing Day	
12 midnight New Years Eve & 6.00am 2 January	
Hackney carriages licensed to carry 5 or more persons may charge an additional 50% on each tariff but <u>only when actually conveying 5 or more persons</u> , the hirer to be made aware of this by the driver at commencement of hiring.	
Waiting Time	
For each period of 30 seconds or uncompleted part	10p
Animal Carriage	
For the carriage of an animal, for the whole journey, per animal <i>(all guide dogs will be carried free of charge)</i>	£1
Soiling Charge	
Where the vehicle or seating is soiled or defecated upon by any passenger or animal which necessitates cleaning before the vehicle can be used again for public hire	£45.00
PENALTY FOR BREACH OF BYE-LAWS	
The penalty for breach or non-observance of any of the above provisions shall in every case be a sum not exceeding £500.00	
Gary Hall, Chief Executive, Town Hall, Chorley, PR7 1DP	
A RECEIPT WILL BE GIVEN IF REQUESTED	

FARE FOR DISTANCE		9 October 2008
Tariff 1 (Standard Charge)		
For the first ½ mile (approx 805 metres)		£2.20
For each succeeding 1/16th mile (approx 100 metres) or part thereof		10p
Tariff 2 (additional 50% on standard charge)		
For hirings begun between:		
6.00pm - 12 midnight Christmas Eve		
6.00am - 12 midnight Boxing Day		
6.00pm - 12 midnight New Year's Eve		
10.00pm - 6.00am all other days		
All public holidays (24hrs) (to include Easter Sunday)		
Tariff 3 (additional 100% on standard charge)		
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For each period of 30 seconds or uncompleted part		10p
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PENALTY FOR BREACH OF BYE-LAWS		
The penalty for breach or non-observance of any of the above provisions shall in every case be a sum not exceeding £500.00		
Donna Hall, Chief Executive, Town Hall, Chorley, PR7 1DP		
A RECEIPT WILL BE GIVEN IF REQUESTED		

Appendix D

FARE FOR DISTANCE	9 October 2008
Tariff 1 (Standard Charge) For the first ½ mile (approx 805 metres)	£2.20
For each succeeding 1/16th mile (approx 100 metres) or part thereof	10p
Tariff 2 (additional 50% on standard charge) For hirings begun between: 6.00pm - 12 midnight Christmas Eve 6.00am - 12 midnight Boxing Day 6.00pm - 12 midnight New Year's Eve 10.00pm – 6.00am all other days All public holidays (24hrs) (to include Easter Sunday)	
Tariff 3 (additional 100% on standard charge) For hirings begun between: 12 midnight Christmas Eve & 6.00am Boxing Day 12 midnight New Years Eve & 6.00am 2 January	
Hackney carriages licensed to carry 5 or more persons may charge an additional 50% on each tariff but <u>only when actually conveying 5 or more persons</u> , the hirer to be made aware of this by the driver at commencement of hiring.	
Waiting Time For each period of 30 seconds or uncompleted part thereof	10p
Animal Carriage For the carriage of an animal, for the whole journey, per animal <i>(all guide dogs will be carried free of charge)</i>	£1
Soiling Charge Where the vehicle or seating is soiled or defecated upon by any passenger or animal which necessitates cleaning before the vehicle can be used again for public hire	£45.00
A RECEIPT WILL BE GIVEN IF REQUESTED	

FARE FOR DISTANCE	9 October 2008
Tariff 1 (Standard Charge) For the first ½ mile (approx 805 metres)	£2.20
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Soiling Charge Where the vehicle or seating is soiled or defecated upon by any passenger or animal which necessitates cleaning before the vehicle can be used again for public hire	£45.00
A RECEIPT WILL BE GIVEN IF REQUESTED	

BOROUGH OF CHORLEY

THE FOLLOWING RATES OF CHARGES (VAT INCLUDED) FOR THE HIRE OF HACKNEY CARRIAGES ARE AUTHORISED BY BYE-LAWS MADE BY THE COUNCIL

FARE FOR DISTANCE COMMENCING 9 OCTOBER 2008 - A RECEIPT WILL BE GIVEN IF REQUESTED

**YOU ARE BEING CONVEYED
IN HACKNEY CARRIAGE**

2

**ALL PASSENGERS MUST BY LAW
USE A SEAT BELT
WHERE PROVIDED**

TARIFF 1 (STANDARD CHARGE)

For the first ½ mile (approx 805 metres) **£2.20**
For each succeeding 1/16th mile or part thereof **10p**
(Approx 100 metres)

TARIFF 3 (ADDITIONAL 100% ON STANDARD CHARGE)

For hirings begun between:
12 midnight Christmas Eve & 6.00am Boxing Day
12 midnight New Years Eve & 6.00am 2 January

TARIFF 2 (ADDITIONAL 50% ON STANDARD CHARGE)

For hirings begun between:

6.00pm – 12 midnight Christmas Eve
6.00am – 12 midnight Boxing Day
6.00pm – 12 midnight New Years Eve
10.00pm – 6.00am all other days

All public holidays (to include Easter Sunday)

WAITING TIME 10p

For each period of 30 seconds or uncompleted part

ANIMAL CARRIAGE £1

For the carriage of an animal, for the whole journey per animal (**all guide dogs will be carried free of charge**)

SOILING CHARGE £45

HACKNEY CARRIAGES LICENSED TO CARRY 5 OR MORE PERSONS MAY CHARGE AN ADDITIONAL 50% ON EACH TARIFF BUT ONLY WHEN ACTUALLY CONVEYING 5 OR MORE PERSONS, THE HIRER TO BE MADE AWARE OF THIS BY THE DRIVER AT COMMENCEMENT OF HIRING.

IF YOU HAVE ANY COMPLAINTS PLEASE CONTACT THE LICENSING – 01257 515151

TAXI 75

BOROUGH OF CHORLEY

THE FOLLOWING RATES OF CHARGES (VAT INCLUDED) FOR THE HIRE OF HACKNEY CARRIAGES ARE AUTHORISED BY BYE-LAWS MADE BY THE COUNCIL

FARE FOR DISTANCE COMMENCING 9 OCTOBER 2008 - A RECEIPT WILL BE GIVEN IF REQUESTED

**YOU ARE BEING CONVEYED
IN HACKNEY CARRIAGE**

2

**ALL PASSENGERS MUST BY LAW
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TARIFF 1 (STANDARD CHARGE)

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(Approx 100 metres)

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TARIFF 2 (ADDITIONAL 50% ON STANDARD CHARGE)

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6.00pm – 12 midnight Christmas Eve
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10.00pm – 6.00am all other days

All public holidays (to include Easter Sunday)

WAITING TIME 10p

For each period of 30 seconds or uncompleted part

ANIMAL CARRIAGE £1

For the carriage of an animal, for the whole journey per animal (**all guide dogs will be carried free of charge**)

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IF YOU HAVE ANY COMPLAINTS PLEASE CONTACT LICENSING – 01257 515151

TAXI 75