



Civic Centre,  
Arnot Hill Park,  
Arnold,  
Nottinghamshire,  
NG5 6LU

# Agenda

## Environment and Licensing Committee

Date: **Tuesday 10 March 2015**

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Time: **4.15 pm**

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Place: **Council Chamber**

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For any further information please contact:

**Lyndsey Parnell**

Senior Elections and Members' Services Officer

0115 901 3910

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# Environment and Licensing Committee

## Membership

**Chair** Councillor Marje Paling

**Vice-Chair** Councillor Meredith Lawrence

Councillor Bruce Andrews  
Councillor Sandra Barnes  
Councillor Nicki Brooks  
Councillor Roxanne Ellis  
Councillor Tony Gillam  
Councillor Gary Gregory  
Councillor Cheryl Hewlett  
Councillor Mike Hope  
Councillor Barbara Miller  
Councillor John Parr  
Councillor Carol Pepper  
Councillor Stephen Poole

## **AGENDA**

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- 1 Apologies for Absence and Substitutions.**
- 2 To approve, as a correct record, the minutes of the meeting held on 10 February 2015.** 1 - 6
- 3 Declaration of Interests.**
- 4 Proposed General and Taxi Licensing Fees for 2015/16** 7 - 10  
  
Report of Service Manager, Public Protection
- 5 Any other item which the Chair considers urgent.**
- 6 Exclusion of the Press and Public.**  
  
To move that under Section 100(A)(4) of the Local Government Act 1972 the public and press be excluded from the meeting during consideration of the ensuing report on the grounds that the report involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.
- 7 Application for Hackney Carriage/Private Hire Drivers Licence - SJ** 11 - 14  
  
Report of Corporate Director - David Wakelin
- 8 Application for a Hackney Carriage/Private Hire Drivers Licence - JA** 15 - 16  
  
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- 9 Application for a Hackney Carriage/Private Hire Drivers Licence - MR** 17 - 20  
  
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- 10 Application for a Hackney Carriage/Private Hire Drivers Licence - KAQ** 21 - 24  
  
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- 11 Application for a Hackney Carriage/Private Hire Drivers Licence - MMS** 25 - 30

Report of Corporate Director - David Wakelin

**12 Application for a Hackney Carriage/Private Hire Drivers Licence - IM 31 - 34**

Report of Corporate Director - David Wakelin

## **MINUTES ENVIRONMENT AND LICENSING COMMITTEE**

**Tuesday 10 February 2015**

Councillor Marje Paling (Chair)

Present: Councillor Sandra Barnes                      Councillor Mike Hope  
Councillor Nicki Brooks                              Councillor John Parr  
Councillor Roxanne Ellis                            Councillor Carol Pepper  
Councillor Tony Gillam                              Councillor Stephen Poole  
Councillor Cheryl Hewlett

Absent: Councillor Meredith Lawrence, Councillor Bruce  
Andrews, Councillor Gary Gregory and Councillor  
Barbara Miller

Officers in Attendance: P Gibbs and L Sugden

### **174 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.**

Apologies for absence were received from Councillors Lawrence, Gregory and Miller.

Councillor Prew-Smith attended the meeting as a substitute for Councillor Andrews, who had given his apologies.

### **175 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 13 JANUARY 2015.**

#### **RESOLVED:**

That the minutes of the above meeting, having been circulated, be approved as a correct record.

### **176 DECLARATION OF INTERESTS.**

None.

### **177 NOTICES SERVED**

#### **RESOLVED:**

To note the information.

### **178 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.**

None.

**179 EXCLUSION OF THE PRESS AND PUBLIC.**

**RESOLVED:**

That, the Members being satisfied that the public interest in maintaining the exemption outweighs the public interest in disclosing the information that under Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting during the consideration of the ensuing reports on the grounds that the report involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

**180 APPEAL AGAINST REVOCATION OF A HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE - SA**

**RESOLVED:**

To note the information.

**181 APPLICATION FOR A JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVER'S LICENCE - JH**

JH did not attend the meeting.

**RESOLVED:**

To treat the application from JH as withdrawn as a result of a failure to attend Committee on two occasions.

**182 APPLICATION FOR A JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVER'S LICENCE - MJCN**

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from MJCN.

MJCN attended the meeting and addressed the Committee.

In making its decision, the Committee applied the Council's approved Policy and Guidelines. On the basis of what it heard, the Committee was satisfied on balance that no exceptional circumstances existed which warranted departure from this policy.

**RESOLVED:**

To refuse MJCN's application for a Hackney Carriage/Private Hire

Driver's Licence on the grounds that he is not a fit and proper person.

MJCN was advised of his right to appeal against the decision of the Committee.

**183 APPLICATION FOR A JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVER'S LICENCE - RT**

Councillor Ellis entered the meeting.

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from RT.

RT attended the meeting and addressed the Committee.

In making its decision, the Committee applied the Council's approved Policy and Guidelines. On the basis of what it heard, the Committee was satisfied on balance that no exceptional circumstances existed which warranted departure from this policy.

**RESOLVED:**

To refuse RT's application for a Hackney Carriage/Private Hire Driver's Licence on the grounds that he is not a fit and proper person.

RT was advised of his right to appeal against the decision of the Committee.

**184 APPLICATION FOR A JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVER'S LICENCE - TFH**

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from TFH.

TFH attended the meeting and addressed the Committee.

In making its decision, the Committee applied the Council's approved Policy and Guidelines and took into consideration the circumstances of the event. On the basis of what it heard, the Committee was satisfied on balance that exceptional circumstances existed which warranted departure from this policy.

**RESOLVED:**

To approve TFH's application for a Hackney Carriage/Private Hire Driver's Licence, with a warning as to the necessary consequences of failure to comply with the conditions of his license.

**185 APPLICATION FOR A JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVER'S LICENCE - SGW**

Councillor Hope left the meeting.

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from SGW.

SGW attended the meeting and addressed the Committee.

In making its decision, the Committee applied the Council's approved Policy and Guidelines and took into consideration the circumstances of the event. On the basis of what it heard, the Committee was satisfied on balance that exceptional circumstances existed which warranted departure from this policy.

**RESOLVED:**

To approve SGW's application for a Hackney Carriage/Private Hire Driver's Licence, with a warning as to the necessary consequences of failure to declare any convictions or pending prosecutions to the Licensing Department.

**186 APPLICATION FOR A JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVER'S LICENCE - ZIA**

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from ZIA.

ZIA attended the meeting and addressed the Committee.

In making its decision, the Committee applied the Council's approved Policy and Guidelines. On the basis of what it heard, the Committee was satisfied on balance that no exceptional circumstances existed which warranted departure from this policy.

**RESOLVED:**

To refuse ZIA's application for a Hackney Carriage/Private Hire Driver's Licence on the grounds that he is not a fit and proper person.



ZIA was advised of his right to appeal against the decision of the Committee.

**187 APPLICATION FOR A JOINT HACKNEY CARRIAGE ? PRIVATE HIRE DRIVER'S LICENCE - BA**

The Committee considered a report from Corporate Director, David Wakelin, regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence from BA.

BA attended the meeting and addressed the Committee.

In making its decision, the Committee applied the Council's approved Policy and Guidelines and took into consideration the circumstances of the event. On the basis of what it heard, the Committee was satisfied on balance that exceptional circumstances existed which warranted departure from this policy.

**RESOLVED:**

To approve BA's application for a Hackney Carriage/Private Hire Driver's Licence, with a warning as to the necessary consequences of failure to declare any convictions or pending prosecutions to the Licensing Department.

**188 APPLICATION FOR A JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVER'S LICENCE - SAK**

SAK did not attend the meeting.

**RESOLVED:**

To treat the application from SAK as withdrawn as a result of a failure to attend Committee on two occasions.

The meeting finished at 7.15 pm

Signed by Chair:  
Date:

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**Report to:** Environment and Licensing Committee  
**Subject:** Proposed General and Taxi Licensing Fees for 2015/16  
**Date:** 10<sup>th</sup> March 2015  
**Author:** Service Manager, Public Protection

## **Purpose of Report**

To approve a proposed increase to taxi licensing fees for 2015/16 as shown in Appendix 1, subject to advertisement requirements being satisfied, and to approve an increase in general fees for 2015/16 as shown in Appendix 2.

## **Information**

The fixing of fees proposed in the attached fee schedules at Appendix 1 and 2 for 2015/16 is a function of the Licensing Committee as laid out in the Local Authorities (Functions and Responsibilities)(England) Regulations 2000.

The proposed fees and charges for 2015/16 are designed to ensure that the service operates on a full cost recovery basis. All fees for 2015/16 show an increase of fees from 2014/15, this increase reflects increased costs and a fuller assessment of the total costs of providing the service particularly with reference to the increased workload for customer services.

With specific reference to taxis, The Local Government (Miscellaneous Provisions) Act 1976 permits the Council to set vehicle and operator licence fees, but where this fee exceeds £25, as is the case at Gedling, a public notice of the proposed fees must be advertised in a local newspaper circulating in the district. The advertisement must advise where any objections to the fee changes can be lodged and must allow a period of at least 28 days from publication of the notice for objections to be lodged. If no objections are made or if all objections are withdrawn the fees come into effect at the end of the 28 day period. Where objections are not withdrawn, the Council must then consider the objections before determining the fee level and setting a further date, not later than two months after the first specified date, on which the new fees shall come into force.

In relation to taxi drivers' licence application fees, there is no statutory requirement to publicise any changes in the level of fees. However, as with the vehicle and operator licence fees, Gedling will publish details of the proposed

fees for 2015/16 and provide for a period of 28 days from publication for any objections to the fees to be lodged with the Council. Any such objections will be considered by the Council before the proposed fees are finally approved. This 28 day period will be a period of consultation, the results of this will be considered before final determination of these fees.

In relation to the other fees listed in the attached Appendix 2 for 2015/16 there is no requirement to advertise any increases in fees and again, the fees have been calculated on a cost recovery basis.

### **Proposal**

It is proposed that the fees and charges detailed in Appendix 2 for 2015/16 be approved from 1<sup>st</sup> April 2015.

In respect of taxi operators licence fees and vehicle licence fees, it is proposed that the fees outlined in Appendix 1 for 2015/16 be approved for advertisement in accordance with the Act and subject to no objections being received by the specified date (28 days after publication) those fees will come into effect. If objections are received, in line with the Act the Council will have to consider the objections and set a further date no later than 2 months after the first specified date on which the new fees would come into force.

In respect of Taxi drivers' licence application fees it is proposed that Members approve the proposed fees outlined in Appendix 1 for 2015/16 for advertising but that the final decision to approve new fees for 2014/16 for taxi driver applications be delegated to the Corporate Director in consultation with the Chair of Environment and Licensing Committee following advertisement of the proposed fees and a 28 day period for consultation.

### **Financial implications**

The proposed fees and charges are designed to ensure that the service operates on a full cost recovery basis

### **Recommendations**

1. That Members approve the fees and charges detailed in Appendix 2 for 2015/16 with effect from 1<sup>st</sup> April 2015.
2. That Members approve the fees for taxi operators and vehicle licences as detailed in Appendix 1 for 2015/16 for advertisement in accordance with the Local Government (Miscellaneous Provisions) Act 1976, such fees to automatically come into force if no objections are received within the statutory period.

3. That Members approve the proposed fees for taxi driver's licences detailed in Appendix 1 for 2015/16 for advertisement and the Corporate Director in consultation with the Chair of Environment and Licensing Committee be authorised to agree the final fees after taking into account any comments received during the consultation period.

4.

**Appendix 1.**

Proposed Taxi License Fees

Driver Licence Fee	
-New Drivers	£105.10
-Existing Drivers	£ 84.50
-Knowledge Test Fee	£ 39.50
Vehicle Inspection	£ 65.80
Re-test	£ 41.00
Meter Test	£ 31.60
Operator's Licence	£ 66.70

**Appendix 2.**

Proposed General License Fees

<b>Licenses (exempt from VAT)</b>	
Special treatment involving massage	£159.90
Special treatment	£149.40
Laser treatment-first application	£206.80
Laser treatment-renewal	£103.50
Laser treatment-variation	£206.80
Sex establishments	£5,603.70
Animal boarding	£145.50
Riding establishments	£145.50
Breeding of dogs	£132.40
Breeding of dogs where associated with animal boarding	£ 42.80
Dangerous wild animals	£185.70
Pet animals (pet shops)	£108.90
Mobile home, new site license fee	£463.50
Mobile home, transfer or amendment of license	£154.50
Mobile home, annual pitch fee	£ 5.15
<b>Registrations (exempt from VAT)</b>	
Ear piercing/tattooing/electrolysis/acupuncture	
-Persons	£ 57.20
-Premises	£125.10

By virtue of paragraph(s) 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

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