

Agenda

Environment and Licensing Committee

Date: **Tuesday 13 January 2026**

Time: **4.15 pm**

Place: **Council Chamber**

For any further information please contact:

Democratic Services

committees@gedling.gov.uk

0115 901 3844

Environment and Licensing Committee

Membership

Chair Councillor Alison Hunt

Vice-Chair Councillor Marje Paling

Councillor Jim Creamer
Councillor Rachael Ellis
Councillor Andrew Meads
Councillor Julie Najuk
Councillor Sue Pickering
Councillor Alex Scroggie
Councillor Martin Smith
Councillor Clive Towsey-Hinton
Councillor Paul Wilkinson

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Responsibility of Committee:

- 1) All non-executive functions of the Council with regard to:
 - a) Environmental health
 - b) Health and safety at work (other than the exercise of the functions of the Council in the capacity of employer)
 - c) Food hygiene and safety
 - d) Animal health and hygiene
- 2) The determination of applications for licences, approvals, consents, permission or registration or direct regulation of any person or the enforcement of any such licence, approval, consent, permission or regulation with regard to the functions in relation to contaminated land, control of pollution, air quality and noise and statutory nuisance listed in Schedule 1 to the Local Authorities (Functions and Responsibilities) (England) Regulations 2000.
 - a) All non-executive functions of the Council with regard to licensing and registration of:
 - 1) Caravan sites

- 2) Hackney Carriages and Private Hire Vehicles, drivers and operators
- 3) Entertainments
- 4) Betting, gaming and lotteries
- 5) Theatres and cinemas
- 6) Street trading and markets
- 7) All other licensing functions listed in Part B of Schedule 1 to the Regulations other than those relating to streets and highways.

- b) Any function relating to contaminated land
- c) The discharge of any function relating to the control of pollution or the management of air quality.
- d) The service of an abatement notice in respect of a statutory nuisance
- e) The passing of a resolution that Schedule 2 to the Noise and Statutory Nuisance Act 1993 should apply in the authority's area.
- f) The inspection of the authority's area to detect any statutory nuisance
- g) The investigation of any complaint as to the existence of a statutory nuisance.

1. Power to issue licences authorising the use of land as a caravan site.
2. Power to license the use of movable dwellings and camping sites.
3. Power to license Hackney Carriages and Private Hire Vehicles.
4. Power to license drivers of Hackney Carriages and Private Hire Vehicles.
5. Power to grant permits in respect of premises with amusement machines.
6. Power to register societies wishing to promote lotteries.
7. To consider applications for hazardous substances consent.
8. Power to grant permits in respect of premises where amusements with prizes are provided.
9. Power to consider and determine applications for public entertainment licences.
10. Power to licence sex shops and sex cinemas.
11. Power to licence performances of hypnotism.
12. Power to licence premises for acupuncture, tattooing, ear piercing and electrolysis.
13. Power to licence markets and street trading.
14. Power to licence night cafes and take away food shops.
15. Power to licence dealers in game and the killing and seeking of game.
16. Power to register and licence premises for the preparation of food.
17. Power to licence scraps yards.
18. Power to licence premises for the breeding of dogs.
19. Power to licence pet shops and other establishments where animals are kept or bred for the purposes of carrying on a business.
20. Power to licence dangerous wild animals.
21. Power to licence knackers' yards.
22. Power to licence persons to collect for charitable and other causes.
23. Power to approve meat product premises and to approve premises for the production of minced meat or meat preparations.
24. Power to approve dairy establishments and egg product establishments.
25. Power to issue licences to retail butchers' shops carrying out commercial operations in relation to unwrapped raw meat and selling both raw meat and ready to eat foods.
26. To keep a register of food business premises.
27. Power to register food business premises.
28. Power to issue arena and theatre licences.
29. Power to licence zoos.
30. To consider and determine applications for public entertainment licences.
31. The functions of the Council under the following legislation:
 - I. House to House Collections Act 1939 as amended by the Local Government Act 1972;

- II. Betting, Gaming and Lotteries Act 1963 - 1971 as amended by the Gaming and Lotteries (Amendment) Act 1980.
 - III. Gaming Act, 1968 as amended by the Lotteries and Amusement Act 1976.
32. Power to fix those fees and charges falling within the remit of the Committee.

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 2 December 2025** 7 - 9
- 3 **Declaration of Interests.**
- 4 **Removal of Hackney Carriage and Private Hire Vehicle Licence Condition 8 relating to vehicle re-test fees.** 11 - 13
Report of the Director of Place
- 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 a one year Joint Hackney Carriage/Private Hire Drivers Licence - MR** 15 - 21
Report of the Director of Place
- 8 **Change of Circumstances of Hackney Carriage/Private Hire Drivers Licence - AUH** 23 - 40
Report of the Director of Place
- 9 **Change of Circumstances of Joint Hackney Carriage/Private Hire Drivers Licence - KY** 41 - 49
Report of the Director of Place

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MINUTES ENVIRONMENT AND LICENSING COMMITTEE

Tuesday 2 December 2025

Councillor Alison Hunt (Chair)

Present: Councillor Marje Paling Councillor Julie Najuk
 Councillor Stuart Bestwick Councillor Sue Pickering
 Councillor Jim Creamer Councillor Alex Scroggie
 Councillor Rachael Ellis Councillor Paul Wilkinson
 Councillor Andrew Meads

Absent: Councillor Martin Smith and Councillor Clive Towsey-Hinton

Officers in L Chaplin, A Hutchinson, R Towlson, Gamble and B Hopewell
Attendance:

46 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.

Apologies were received from Councillors Towsey-Hinton and Martin Smith. Councillors Hughes and Bestwick attended as substitutes.

47 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 4 NOVEMBER 2025.

RESOLVED:

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

48 DECLARATION OF INTERESTS.

None.

49 REQUEST FOR A VARIATION OF THE STREET TRADING CONSENT FOR THE ARNOLD MARKET AT EAGLE SQUARE ARNOLD.

Consideration was given to a report of the Director of Place, which had been circulated in advance of the meeting, seeking approval for a variation of Street Trading Consent for the Arnold Market to trade in a stationary van, cart, barrow or other vehicle.

RESOLVED to:

Approve the variation to the street trading consent granted to Gedling Borough Council for the Arnold Market on Eagles Square to depart from

section 4.1 of the Street Trading Policy to allow trading from a stationary van, cart, barrow or other vehicle.

50 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.

None.

51 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.

52 APPLICATION FOR A ONE-YEAR JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE- BSS

Consideration was given to a report of the Corporate Director of Place which had been circulated prior to the meeting, regarding an application for a one year joint Hackney Carriage/Private Hire Driver's Licence for BS.

BS attended the meeting, and he addressed the Committee.

In making the decision the Committee applied the Council's approved Policy and Guidelines.

RESOLVED to:

Approve BS's application for a one year Joint Hackney Carriage/Private Hire Driver's Licence.

Issue a warning to the applicant that should their conduct fall short of the expected standard for Hackney Carriage Drivers, it would result in another appearance before the Committee.

53 APPLICATION FOR A ONE-YEAR JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE- JS

Consideration was given to a report of the Corporate Director of Place, which had been circulated prior to the meeting, regarding an application for a one year joint Hackney Carriage/Private Hire Driver's Licence for JS.

JS attended the meeting along with a family member and they both addressed the Committee.

In making the decision the Committee applied the Council's approved Policy and Guidelines.

RESOLVED:

To refuse JS's application for a Joint Hackney Carriage/Private Hire Driver's Licence.

JS was advised of the right of appeal against the decision of the Committee.

54

APPLICATION FOR A ONE-YEAR JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE-NZ

Consideration was given to a report of the Corporate Director of Place, which had been circulated prior to the meeting, regarding an application for a one year joint Hackney Carriage/Private Hire Driver's Licence for NZ.

NZ attended the meeting along with a friend and they both addressed the Committee.

In making the decision the Committee applied the Council's approved Policy and Guidelines.

RESOLVED:

To refuse NZ's application for a Joint Hackney Carriage/Private Hire Driver's Licence.

NZ was advised of the right of appeal against the decision of the Committee.

The meeting finished at 6.35 pm

Signed by Chair:
Date:

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Report to Environment and Licensing Committee

Subject: Removal of Hackney Carriage and Private Hire Vehicle Licence Condition 8 relating to vehicle re-test fees.

Date: 13 January 2026

Author: Director of Place

Purpose

To seek approval to remove Hackney Carriage and Private Hire Vehicle Licence Condition 8.

Recommendation(s)

THAT:

- 1) Members approve the removal of Condition 8 of the Hackney Carriage and Private Hire Vehicle Licence Conditions.**

1 Background

- 1.1 Licence Condition 8 of the Hackney Carriage and Private Hire Vehicle Conditions currently states:

"If, on inspection, the vehicle fails the technical test, the vehicle must be submitted for re-inspection within fourteen days. If the Proprietor fails to comply with this time limit an additional fee as set out in the Council's Scale of Fees at the time, will be payable when the vehicle is finally inspected."

- 1.2 Following a complaint from a licensed driver regarding this condition Officers wish to clarify that the condition is applied as follows. If a vehicle fails the initial inspection and is brought back for re-inspection within fourteen days the re-test fee, as advertised is payable. Should the vehicle be presented outside of the fourteen days the inspection fee, as

advertised will be payable. This is the 'additional fee' referenced in Condition 8.

- 1.3 In reviewing the condition Officers are of the opinion that it relates to administrative matters concerning fees prior to the issue of a licence, as such this licence condition is not enforceable against any licence so does not need to be a condition of the licence.
- 1.4 The fee arrangements for inspections and re-tests are managed under the Council's published fees and charges. These will be updated to clarify the position outlined in paragraph 1.2.

2 Proposal

- 2.1 To remove Condition 8 from the Council's standard Hackney Carriage and Private Hire Vehicle Conditions as it is an unenforceable condition and is more appropriately dealt with in the published fees and charges.

3 Alternative Options

- 3.1 Retain Condition 8 in its current form. This is not recommended as would embed fee-related matters within licence conditions, which is not best practice as the condition is unenforceable.

4 Financial Implications

- 4.1 Removal of Condition 8 will not result in any loss of income to the Council, as the re-test fees will continue to be charged at the reduced rate. The change is administrative and does not alter the existing fee structure.

5 Legal Implications

- 5.1 The Local Government (Miscellaneous Provisions) Act 1976 ("the Act") enables district councils to administer licences for Hackney Carriage and Private Hire vehicles and drivers. The Act provides that a district council may attach to the grant of a licence such conditions, as it may consider reasonably necessary.
- 5.2 Such conditions must be reasonable, proportionate and enforceable. Matters relating to fees are governed by the Council's approved fees and charges and should not form part of the licence conditions.
- 5.3 Removal of the condition would be a minor administrative correction to ensure that the Council's conditions are enforceable. There would be no significant impact on the trade as fees are governed by the published

fees and charges which are consulted on as and when changes are considered.

- 5.4 The Council's published fees and charges is the appropriate place for information regarding fees and charges to be set out and the discount available for a re-test within fourteen days will still apply as set out in the fees and charges schedule.

6 Equalities Implications

- 6.1 The proposed change is administrative and does not alter the substantive requirements for vehicle licensing or access to services. It applies equally to all licensed vehicle proprietors and does not introduce any differential treatment based on protected characteristics under the Equality Act 2010. No adverse impact has been identified.

7 Carbon Reduction/Environmental Sustainability Implications

- 7.1 While the change has minimal direct environmental impact, as it relates to administrative wording rather than operational requirement, the current fee structure indirectly supports environmental sustainability by encouraging timely re-inspections. Prompt compliance reduces the likelihood of vehicles operating for extended periods with unresolved defects, which could otherwise lead to increased emissions or reduced fuel efficiency. Ensuring vehicles meet technical standards contributes to maintaining cleaner, safer vehicles on the road, aligning with the Council's broader environmental objectives.

8 Appendices

- 8.1 None

9 Background Papers

- 9.1 None

Statutory Officer approval

Approved by:

Date:

On behalf of the Chief Financial Officer

Approved by:

Date:

On behalf of the Monitoring Officer

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