



Committee and Date

Strategic Licensing
Committee

23 January 2019

Item

6

Public

EXERCISE OF DELEGATED POWERS

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1. Summary

- 1.1 Licensing officers have been given delegated powers to issue or amend licences, providing no objections have been received in the case of licences issued under the Licensing Act or with regard to general and public health licences.
- 1.2 Further, procedures have been approved for officers with direct line management responsibility for Licensing to use their delegated powers to refuse, suspend or revoke driver, vehicle and operator licences.
- 1.3 This report gives details of the licences issued, variations that have been made and the enforcement action undertaken between 1 September 2018 and the 31 December 2018 and a summary of applications considered by committee.

2. Recommendations

- 2.1 That members note the position as set out in the report.

REPORT

3. Risk Assessment and Opportunities Appraisal

- 3.1 This is an information report giving Members information on the work undertaken by the Licensing Team and Committee and therefore a risk assessment and opportunities appraisal has not been carried out.

4. Financial Implications

- 4.1 There are no financial implications associated with this report.

5. Background

- 5.1 Information regarding the issue of licences by Officers under delegated powers is reported to Committee on a quarterly basis.
- 5.2 Officers use their delegated powers in a number of situations, including where:
 - a) A licence has been requested and there have been no objections raised by interested parties or Responsible Authorities.

- b) The application has met the Council's policy criteria for accepting an application.
 - c) There are vehicle applications for new or renewal licenses and refusal, suspension and revocation of licences where the operating criteria as set by the Hackney Carriage and Private Hire Licensing Policy 2015 to 2019 is not met and the officer does not consider there to be any special reason for an exception to be made.
 - d) There are driver's applications for new or renewal licences and refusal, suspension or revocation of licences where the criteria as set by the Hackney Carriage and Private Hire Licensing Policy 2015 to 2019 is not met and the officer does not consider there to be any special reason for an exception to be made.
 - e) There are Private Hire Operator applications for new or renewal licenses and refusal, suspension and revocation of licences where the operating criteria as set by the Hackney Carriage and Private Hire Licensing Policy 2015 to 2019 is not met and the officer does not consider there to be any special reason for an exception to be made.
- 5.3 The table in Appendix A shows the complete range of licences issued by the licensing team during the period of the 1 September 2018 and the 31 December 2018. During this period the total number of licences processed was 1999.
- 5.4 The Table in Appendix B shows that there were no Licensing and Safety Sub-Committee Meetings held between the 1 September 2018 and the 31 December 2018.
- 5.5 The Licensing Act activities at Sub Committee have also been given in Appendix C.
- 5.6 The Private Hire Vehicle and Hackney Carriage checks undertaken between the 1 September 2018 and the 31 December 2018, results are provided in Appendix D.
- 5.7 Following the decision at the Strategic Licensing Committee on 18th March 2015, vehicles and driver applications are now being considered by Officers using delegated powers. This includes refusal of new licence applications, refusal to renew existing licences and revocation and suspension of existing licences, in relation to any matter concerning a hackney carriage or a private hire driver's licence or a vehicle licence or any matter concerning a private hire operator's licence.

The number of licences and actions determined by this process is as follows:-

Driver	Granted	Granted and/or Warning Letter, Suspension	Letter Council is 'Minded to refuse' or 'Revoke'	Refuse to Grant	Revoke	To refer to Committee
New	1			1		
Renew		1		1	1	
Conduct		5	6		7	
Vehicle	Granted	Granted and/or Warning Letter	Letter Council is 'Minded to refuse' or 'Revoke'	Refuse to Grant	Revoke	To refer to Committee
New	2			1		
Renewal	1		2	2		
Condition						
Operator	Granted	Granted and/or Warning Letter	Letter Council is 'Minded to refuse' or 'Revoke'	Refuse to Grant	Revoke	To refer to Committee
New						
Renewal						
Conduct		1			1	

6. Conclusion

- 6.1 During the period captured in this report the workload for the Licensing team has continued to be high and the team have been working hard to maintain the flow of applications.

List of Background Papers (This MUST be completed for all reports, but does not include items containing exempt or confidential information)

Cabinet Member (Portfolio Holder)

Councillor Joyce Barrow Portfolio Holder for Communities, Waste & Regulatory Services.

Local Member

Cover all areas of Shropshire

Appendices:

A – Licences issued between the 1 September 2018 and the 31 December 2018.

B – Number of Hackney Carriage / Private Hire Vehicle applications considered at the Licensing and Safety Sub-Committees from the 1 September 2018 to the 31 December 2018.

C – Hearings held for licensed premises at the Licensing Act Sub-Committees from 1 September 2018 to the 31 December 2018.

D – Private Hire Vehicle and Hackney Carriage checks undertaken between the 1 September 2018 and the 31 December 2018.

APPENDIX A

Licences issued – from 1 September 2018 to the 31 December 2018.

General Licensing	Total
Acupuncture Personal	0
Acupuncture Premises	0
Activities Involving Animals Licence	10
Animal Breeding	0
Caravan Sites	2
Cosmetic Piercing Personal	15
Cosmetic Piercing Premises	8
House to House Collection	19
Pet Shops	0
Riding Establishments	5
Scrap Metal Site	0
Scrap Metal Collector	4
Sex Establishment Licence	0
Street Collection	36
Street Trading Licence	6
Tattooing Personal	0
Tattooing Premises	0
Electrolysis	0
Dangerous Wild Animals	0
Zoo	0
Performing Animals	0
Distribution of Free Printed Matter	1
Total Applications General	106

Taxi Licensing (Surrendered)	Total
Private Hire Vehicles	28
Hackney Carriages	6
Total Surrendered Vehicles	34

Taxi Licensing		Total
Hackney Carriage	N	16
Hackney Carriage	R	35
Joint HC/PH Driver	N	24
Joint HC/PH Driver	R	123
Private Hire Operator	N	14
Private Hire Operator	R	4
Private Hire Vehicle	N	107
Private Hire Vehicle	R	128
Hackney Vehicle Transfer		6
Private Hire Vehicle Transfer		42
Private Hire Licensee Transfer		0
Trailer Licence		0
Total Taxi Applications		499

Licensing Act 2003	Total
Club Certificate with alcohol	0
Personal Alcohol	101
Premises Licence	24
Temp Event Notice no Alcohol	0
Temp Event Notice with Alcohol	382
Minor Variation Application	10
DPS Change/Variation	100
Transfer Application	26
Annual Fee	597
Notification of Interest	1
Premises Lic with Alcohol - Full Variation	4
Premises Lic without Alcohol - Full Variation	0
Total Lic Act Applications General	1245

Gambling Act 2005	Total
Bingo Premise Licence	1
Betting Premise Licence	0
Licensed Premise Gaming Machine Permit	0
Notification of Intent to have gaming machines	4
Club Machine Permits	1
Occasional Use Licence	0
Adult Gaming Centre	0
Small Society Lotteries	34
Change of Promoter	0
Annual Fee	109
Family Entertainment gaming machine permit	0
Total Gambling Act 2005 Applications	149

Total Applications

1999

Total Surrendered Vehicles

34

APPENDIX B

Licensing and Safety Sub-Committee Meetings from the 1 September 2018 to the 31 December 2018.

Date of Meeting	Scheduled/ Additional	Item	Meeting Venue	Decisions
None				

APPENDIX C

Licensing Act Sub-Committees.

Hearings held for licensed premises from 1 September 2018 to the 31 December 2018.

Date	Premises	Type of Application	Councillors	Decision	Review Requested by
07/11/2018	Exempt Premises Whitchurch	Review of Premises Licence	Cllr Keith Roberts Cllr Roy Aldcroft Cllr Dave Tremellen	Premises licence revoked	Shropshire Council Public Protection (Trading Standards)

APPENDIX D**Private Hire Vehicle and Hackney Carriage checks undertaken between the 1 September 2018 and the 31 December 2018.**

Inspection Date	Total Number of Vehicles Inspected	Advisory Note	No Action Required
15/12/2018	21	8	13
12/12/2018	1	0	1
11/12/2018	3	0	3
13/10/2018	1	0	1
18/09/2018	4	0	4
13/09/2018	1	0	1
Total	31	8	23