

## EXERCISE OF DELEGATED POWERS

**Responsible Officer** Mandy Beever, Transactional and Licensing - Team Manager  
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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 16 February 2019 and the 31 May 2019 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 2019 to 2023 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 2019 to 2023 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 2019 to 2023 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 16 February 2019 to the 31 May 2019. During this period the total number of licences issued was 1514.
- 5.4 The Table in Appendix B shows that there were no Licensing and Safety Sub-Committee Meetings held between the 16 February 2019 and the 31 May 2019.
- 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 16 February 2019 and the 31 May 2019, results are provided in Appendix D.
- 5.7 Following the decision at the Strategic Licensing Committee on 18<sup>th</sup> 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:-

<b>Driver</b>	<b>Granted</b>	<b>Granted and/or Warning Letter, Suspension</b>	<b>Letter Council is 'Minded to refuse' or 'Revoke'</b>	<b>Refuse to Grant</b>	<b>Revoke</b>	<b>To refer to Committee</b>
New	3			1	1	
Renew		3	10		1	
Conduct		4				
<b>Vehicle</b>	<b>Granted</b>	<b>Granted and/or Warning Letter</b>	<b>Letter Council is 'Minded to refuse' or 'Revoke'</b>	<b>Refuse to Grant</b>	<b>Revoke</b>	<b>To refer to Committee</b>
New				1		
Renewal	2	1				
Condition		1				
<b>Operator</b>	<b>Granted</b>	<b>Granted and/or Warning Letter</b>	<b>Letter Council is 'Minded to refuse' or 'Revoke'</b>	<b>Refuse to Grant</b>	<b>Revoke</b>	<b>To refer to Committee</b>
New						
Renewal						
Conduct						

## 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 Gwilym Butler Portfolio Holder for Communities, Place Planning and Regulatory Services

**Local Member**

Cover all areas of Shropshire

**Appendices:**

A – Licences issued between the 16 February 2019 and the 31 May 2019.

B – Number of Hackney Carriage / Private Hire Vehicle applications considered at

the Licensing and Safety Sub-Committees from the 16 February 2019 to the 31 May 2019.

C – Hearings held for licensed premises at the Licensing Act Sub-Committees from 16 February 2019 to the 31 May 2019.

D – Private Hire Vehicle and Hackney Carriage checks undertaken between the 16 February 2019 and the 31 May 2019.

## APPENDIX A

Licences issued – from 16 February 2019 to the 31 May 2019.

General Licensing	Total
Acupuncture Personal	0
Acupuncture Premises	0
Activities Involving Animals Licence	58
Animal Breeding	0
Caravan Sites	1
Cosmetic Piercing Personal	8
Cosmetic Piercing Premises	10
House to House Collection	5
Pet Shops	0
Riding Establishments	0
Scrap Metal Site	0
Scrap Metal Collector	0
Sex Establishment Licence	1
Street Collection	60
Street Trading Licence	8
Tattooing Personal	0
Tattooing Premises	0
Electrolysis	0
Dangerous Wild Animals	0
Zoo	0
Performing Animals	0
Distribution of Free Printed Matter	3
<b>Total Applications General</b>	<b>154</b>

Taxi Licensing (Surrendered)	Total
Private Hire Vehicles	23
Hackney Carriages	3
<b>Total Surrendered Vehicles</b>	<b>26</b>

Taxi Licensing		Total
Hackney Carriage	N	12
Hackney Carriage	R	35
Joint HC/PH Driver	N	23
Joint HC/PH Driver	R	176
Private Hire Operator	N	0
Private Hire Operator	R	0
Private Hire Vehicle	N	67
Private Hire Vehicle	R	161
Hackney Vehicle Transfer		2
Private Hire Vehicle Transfer		31
Private Hire Licensee Transfer		0
Trailer Licence		0
<b>Total Taxi Applications</b>		<b>507</b>

Licensing Act 2003	Total
Club Certificate with alcohol	1
Personal Alcohol	86
Premises Licence	20
Temp Event Notice no Alcohol	0
Temp Event Notice with Alcohol	339
Minor Variation Application	5
DPS Change/Variation	77
Transfer Application	24
Annual Fee	189
Notification of Interest	0
Premises Lic with Alcohol - Full Variation	8
Premises Lic without Alcohol - Full Variation	0
<b>Total Lic Act Applications General</b>	<b>749</b>

Gambling Act 2005	Total
Bingo Premise Licence	0
Betting Premise Licence	0
Licensed Premise Gaming Machine Permit	2
Notification of Intent to have gaming machines	2
Club Machine Permits	0
Occasional Use Licence	5
Adult Gaming Centre	0
Small Society Lotteries	30
Change of Promoter	0
Annual Fee	65
Family Entertainment gaming machine permit	0
<b>Total Gambling Act 2005 Applications</b>	<b>104</b>

**Total Applications** **1514**

**Total Surrendered Vehicles** **26**

## APPENDIX B

### Licensing and Safety Sub-Committee Meetings from the 16 February 2019 to the 31 May 2019.

Date of Meeting	Scheduled/ Additional	Item	Meeting Venue	Decisions
None				

**APPENDIX C****Licensing Act Sub-Committees.****Hearings held for licensed premises from 16 February 2019 to the 31 May 2019.**

<b>Date</b>	<b>Premises</b>	<b>Type of Application</b>	<b>Councillors</b>	<b>Decision</b>	<b>Review Requested by</b>
13/03/19	Jaspers Bar and Bistro	Variation of a premises licence	Cllr Peter Adams Cllr Paul Milner Cllr Kevin Pardy	Granted with amendment & additional conditions	n/a
10/05/19	Exempt Premises – Church Stretton	Review of a premises licence	Cllr Simon Jones Cllr Paul Milner Cllr Kevin Pardy	1 month Suspension of Licence and additional conditions	Shropshire Council Public Protection (Trading Standards)
29/05/19	The Boars, Oswestry	Variation of a premises licence	Cllr Keith Roberts Cllr Roy Aldcroft Cllr Simon Jones	Application deferred	n/a
29/05/19	Exempt Premises – Shrewsbury	Review of a premises licence	Cllr Keith Roberts Cllr Roy Aldcroft Cllr Simon Jones	21 days Suspension of Licence and additional conditions	Shropshire Council Public Protection (Trading Standards)

**APPENDIX D****Private Hire Vehicle and Hackney Carriage checks undertaken between the 16 February 2019 and the 31 May 2019.**

<b>Inspection Date</b>	<b>Total Number of Vehicles Inspected</b>	<b>Advisory Note</b>	<b>No Action Required</b>
16/02/2019	3	0	3
23/02/2019	3	1	2
02/03/2019	14	8	6
03/03/2019	9	2	7
04/03/2019	3	0	3
09/03/2019	5	0	5
12/03/2019	2	0	2
15/03/2019	4	3	1
16/03/2019	5	1	4
19/03/19	2	1	1
22/03/2019	6	3	3
23/03/2019	9	4	5
01/04/2019	3	1	2
09/04/2019	8	0	8
10/04/2019	2	0	2
12/04/2019	1	0	1
14/04/2019	1	0	1

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27/04/2019	2	0	2
30/04/2019	3	3	0
10/05/2019	1	0	1
11/05/2019	1	0	1
14/05/19	30	8	22
31/05/2019	4	0	4
<b>Total</b>	<b>121</b>	<b>35</b>	<b>86</b>