



**Committee and Date**

Strategic Licensing  
Committee

14 June 2023

Item

Public



## Exercise of Delegated Powers Report

<b>Responsible Officer:</b>	Mandy Beever, Transactional Management and Licensing – Team Manager		
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<b>Cabinet Member (Portfolio Holder):</b>	Councillor Richard Marshall, Portfolio Holder for Highways and Regulatory Services		

### 1. Synopsis

- 1.1 This report gives details of the licences issued and the variations that have been made between 1 November 2022 and the 19 May 2023 and a summary of applications considered by the Committee.

### 2. Executive Summary

- 2.1 The Shropshire Plan recognises the importance of supporting businesses to provide safer services. The fundamental purpose of the Licensing service is to support businesses to deliver their services in a way which allows them to thrive whilst protecting the safety and welfare of the public who live, work and visit Shropshire; together this will help to achieve a Healthy Economy.
- 2.2 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 regarding general and public health licences.

- 2.3 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.
- 2.4 This report gives details of the licences issued and the variations that have been made between 1 November 2022 and the 19 May 2023 and a summary of applications considered by the Committee.

### **3. Recommendations**

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

## **Report**

### **4. Risk Assessment and Opportunities Appraisal**

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

### **5. Financial Implications**

- 5.1. There are financial implications associated with this report.

### **6. Climate Change Appraisal**

- 6.1. There are no anticipated climate change or environmental impacts associated with the recommendations in this report.

### **7. Background**

- 7.1 Information regarding the issue of licences by Officers under delegated powers is reported to Committee on a quarterly basis.
- 7.2 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 licences and refusal, suspension, and revocation of licences where the operating criteria as set by the Hackney Carriage and Private Hire Licensing Policy 2023 to 2027 is not met and the officer does not consider there to be any exceptional circumstances demonstrated by the applicant 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 2023 to 2027 is not met and the officer does not consider there to be any exceptional circumstances demonstrated by the applicant for an exception to be made.
- e) There are Private Hire Operator applications for new or renewal licences and refusal, suspension, and revocation of licences where the operating criteria as set by the Hackney Carriage and Private Hire Licensing Policy 2023 to 2027 is not met and the officer does not consider there to be any exceptional circumstances demonstrated by the applicant for an exception to be made.

- 7.3 The table in **Appendix A** shows the complete range of licences issued by the licensing team during the period of 1 November 2022 and the 19 May 2023. During this period the total number of licences processed was 2539.
- 7.4 The Table in **Appendix B** shows that there were no Licensing and Safety Sub-Committee hearings held between the 1 November 2022 and the 19 May 2023.
- 7.5 The Table at **Appendix C** shows that there were six Licensing Act Sub Committee hearings held between the 1 November 2022 and the 19 May 2023.
- 7.6 Following the decision at the Strategic Licensing Committee on 18 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	16		17	19		
Renew	2	5	9	1	4	
Conduct	1	2	3	3	10	
<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		1	2		
Renewal	8	2	3	3		
Condition						
<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						

## 8. Conclusions

- 8.1. During the period captured in this report the workload for the Licensing team has continued to be high. The team have worked together to answer all the queries, support businesses and 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)**

**Local Member:** This report covers all areas of Shropshire.

### Appendices

**Appendix A** – Licences processed between 1 November 2022 and the 19 May 2023.

**Appendix B** – Number of Hackney Carriage / Private Hire Vehicle applications considered at the Licensing and Safety Sub-Committee between 1 November 2022 to the 19 May 2023.

**Appendix C** – Hearings held by the Licensing Act Sub-Committees between 1 November 2022 to the 19 May 2023.

**APPENDIX A****Licences processed from the 1 November 2022 to the 19 May 2023.**

<b>General Licensing</b>	<b>Renewal Period</b>	<b>Total</b>
Acupuncture Personal	For life	16
Acupuncture Premises	For life	5
Activities Involving Animals Licence	Up to 3 years	49
Caravan Sites	For life	11
Mobile Homes Fit and Proper Person Register	Up to 5 Years	
Cosmetic Piercing Personal	For life	22
Cosmetic Piercing Premises	For life	14
House to House Collection	For the period applied for, no longer than 12 months	15
House to House Exemption Order	Exemption certificate is issued by the Home Office	8
Scrap Metal Site (new/renewal)	3 Years	8
Scrap Metal Collector (new/renewal)	3 Years	8
Sex Establishment Licence	1 Year	
Sex Shop Licence	1 Year	
Street Collection	Covers the dates applied for	99
Street Trading Licence (new/renewal)	1 Year (daily licence also available which covers maximum of 7 days in a 12-month period)	21
Tattooing Personal	For life	
Tattooing Premises	For life	
Electrolysis Personal	For life	
Electrolysis Premises	For life	
Dangerous Wild Animals	2 Years	1
Zoo	New licences last 4 years, upon renewal they can be granted for 6 years	
Distribution of Free Printed Matter	7 consecutive days, 28 consecutive days, 1 year – dependent on what is applied for	1
Storage of Explosives	1 Year	1
Year-round Fireworks Sales	1 Year	
Pavement Licence	1 Year	30
Pavement Permit	1 Year	34
<b>Total Applications General</b>		<b>343</b>

<b>Taxi Licensing</b>		<b>Renewal Period</b>	<b>Total</b>
Hackney Carriage	N	1 Year	3
Hackney Carriage	R	1 Year	36
Joint HC/PH Driver	N	Up to 3 Years	95
Joint HC/PH Driver	R	Up to 3 Years	76
Private Hire Operator	N	Up to 5 Years	13
Private Hire Operator	R	Up to 5 Years	5
Private Hire Vehicle	N	1 Year	126
Private Hire Vehicle	R	1 Year	257
		For period left on existing licence	4
Hackney Vehicle Transfer			
		For period left on existing licence	31
Private Hire Vehicle Transfer			
		For period left on existing licence	
Private Hire Licensee Transfer			
Trailer Licence		1 Year	
<b>Total Taxi Applications</b>			<b>646</b>

<b>Taxi Licensing (Surrendered)</b>	<b>Total</b>	
Private Hire Vehicles	16	
Hackney Carriages		
<b>Total Surrendered Vehicles</b>		<b>16</b>

<b>Licensing Act 2003</b>	<b>Renewal Period</b>	<b>Total</b>
Club Premises Certificate	For Life	1
Personal Alcohol (variation/new)	For Life	111
Premises Licence	For Life	24
Temp Event Notice no Alcohol	For the dates applied for	
Temp Event Notice with Alcohol	For the dates applied for	562
Minor Variation Application	For Life	16
Designated Premises Supervisor (DPS) Change/Variation	For Life	141
Disapply DPS	For Life	2
Premises Licence Transfer Application	For Life	51
Annual Fee	Due each year on anniversary of granting of original licence	461
Notification of Interest	For Life	2
Premises Licence with Alcohol - Full Variation	For Life	17

Premises Licence without Alcohol - Full Variation	For Life	
<b>Total Licensing Act Applications</b>		<b>1388</b>

<b>Gambling Act 2005</b>	<b>Renewal Period</b>	<b>Total</b>
Bingo Premise Licence	For Life	
Betting Premise Licence (other than track)	For Life	
Betting Premises Licence (track)	For Life	
Licensed Premise Gaming Machine Permit	For Life	15
Notification of Intent to have gaming machines	For Life	
Prize Gaming Permit	10 Years	
Club Machine Permits	10 Years	2
Club Gaming Permit	10 Years	
Occasional Use Notice	For the dates applied for	2
Temporary Use Notice	For the dates applied for	
Adult Gaming Centre	For Life	
Small Society Lotteries	For Life	18
Change of Promoter	As necessary	
Annual Fee	Due each year on anniversary of granting of original licence	125
Family Entertainment gaming machine permit	10 Years	
<b>Total Gambling Act 2005 Applications</b>		<b>162</b>

<b>Total Applications</b>	<b>2539</b>
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<b>Total Surrendered Vehicles</b>	<b>16</b>
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## APPENDIX B

### Licensing and Safety Sub-Committee hearings held between 1 November 2022 and the 19 May 2023.

Date of Meeting	Scheduled/ Additional	Item	Meeting Venue	Decisions
None				



## APPENDIX C

**Licensing Act Sub-Committee hearings held between 1 November 2022 and the 19 May 2023.**

<b>Date</b>	<b>Premises</b>	<b>Type of Application</b>	<b>Councillors</b>	<b>Decision</b>	<b>Review Requested by</b>
16 December 2022	Shrewsbury Castle, Castle Street, Shrewsbury, Shropshire, SY1 2BW	Premises Licence Variation	Peter Broomhall Mike Isherwood Nigel Lumby	Granted in full	N/A
23 January 2023	N/A	Review of a Personal Licence	Roy Aldcroft Peter Broomhall Nigel Lumby	Licence revoked	N/A
13 February 2023	Ludlow Rugby Football Club, Linney, Ludlow, SY8 1EE	New Premises Licence	Roy Aldcroft Peter Broomhall Edward Towers	Licence Granted	N/A
16 February 2023	Wyle Blue Restaurant, Café bar, 19 Wyle Cop, Shrewsbury, Shropshire, SY1 1XB	Premises Licence Variation	Peter Broomhall Garry Burchett Kevin Pardy	Variation Allowed	N/A
16 February 2023	Community Pavilion,	Premises Licence Variation	Mike Isherwood Nigel Lumby Edward Towers	Variation Allowed with additional conditions	N/A

	Llanfair Waterdine, Shropshire, LD7 2TU				
6 April 2023	Mytton and Mermaid, Atcham, Shrewsbury, Shropshire, SY5 6QG	Premises Licence Variation	Peter Broomhall Nigel Lumby Chris Schofield	Variation Allowed	N/A