



Bassetlaw
DISTRICT COUNCIL
— North Nottinghamshire —

LICENSING COMMITTEE

AGENDA

Meeting to be held virtually through
Microsoft Teams software
on Wednesday, 10th March, 2021
at 6.30 pm

(This virtual meeting will be livestreamed to YouTube and recorded, the meeting can be accessed at www.bassetlaw.gov.uk/watchlive.

The video archive can be accessed on the Council's website)

If you are participating in this virtual meeting, please turn mobile telephones to silent during meetings to avoid interruptions.

In accordance with the Openness of Local Government Bodies Regulations 2014, audio/visual recording and photography during Council meetings is permitted in accordance with the Council's protocol 'Filming of Public Meetings'.

LICENSING COMMITTEE

Membership 2019/20

Councillors: J Potts, G Jones, J Anderson, G Clarkson, T P Eaton, K M Greaves, S Isard, D R Pressley, H M Richards, N J Sanders, J M Sanger MBE and C Tindle.

Substitute Members: None.

Quorum: 3 Members

Lead Officer for this Meeting

S Wormald

Administrator for this Meeting

E Hinsley

LICENSING COMMITTEE

Wednesday, 10th March, 2021

AGENDA

1. APOLOGIES FOR ABSENCE
2. DECLARATIONS OF INTEREST BY MEMBERS AND OFFICERS
 - (a) MEMBERS
 - (b) OFFICERS
3. MINUTES OF THE MEETING HELD ON 13TH JANUARY 2021 (Pages 5 - 8)
4. MINUTES FOR ACTION (Pages 9 - 10)
5. OUTSTANDING MINUTES LIST (Pages 11 - 12)

SECTION A - ITEMS FOR DISCUSSION IN PUBLIC

KEY DECISIONS

None.

OTHER DECISIONS

None.

EXEMPT INFORMATION ITEMS

The press and public are likely to be excluded from the meeting during the consideration of the following items in accordance with Section 100A(4) of the Local Government Act 1972.

SECTION B - ITEMS FOR DISCUSSION IN PRIVATE

KEY DECISIONS

None.

OTHER DECISIONS

6. REPORTS OF THE COUNCIL SOLICITOR
 - (a) Hackney Carriage / Private Hire Driver's Licence (Pages 13 - 40)

NOTES:

1. The papers enclosed with this Agenda are available in large print if required.
 2. Copies can be requested by contacting us on 01909 533252 or by e-mail ellen.hinsley@bassetlaw.gov.uk
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DRAFT**LICENSING COMMITTEE****Minutes of the meeting held virtually on Wednesday 13th January 2021 via Microsoft Teams**

Present: Councillor J Potts (Chair)
Councillors J R Anderson, G Clarkson, K M Greaves, S Isard, D R Pressley,
H M Richards, N J Sanders, J M Sanger MBE and C Tindle.

Officers in attendance: L Dore, J Flynn, E Hinsley, W Nuttall, R Wilson and S Wormald.

(Meeting opened at 6.30pm).

The Chair welcomed all to the virtual Planning Committee and explained that councils have been enabled to hold virtual meetings in order to allow business to be conducted while maintaining social distancing due to the outbreak of Covid-19. She then introduced Members and Officers by doing a roll call. The Chair also welcomed Councillor Sanders to his first meeting as part of the Licensing Committee. The Chair then outlined that in the event of the livestream failing or Members losing connection the meeting would be adjourned to allow the connection to be re-established. She reminded participants to take appropriate safety precautions from their place of livestreaming.

51. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors T P Eaton and G Jones.

52. DECLARATIONS OF INTEREST BY MEMBERS AND OFFICERS**(a) Members**

There were no Declarations of Interest by Members.

(b) Officers

There were no Declarations of Interest by officers.

53. MINUTES OF THE MEETING HELD ON 4TH NOVEMBER 2020

RESOLVED that the Minutes of the meeting held on 4th November 2020 be approved.

54. MINUTES FOR ACTION

In reference to Minute No. 46a, Hackney Carriage & Private Hire Licensing Policy Update. Following the Issue of Statutory Guidance, the Council Solicitor (CS) advised that a consultation was carried out, however no responses were received. The changes have now been implemented as agreed with the Chair of the Licensing Committee.

Minute No. 47a, Request for Permission to Display Advertisements on a Private Hire Vehicle by MP Travel Worksop, has also been implemented.

RESOLVED that the Minutes for Action and updates be received.

55. OUTSTANDING MINUTES LIST

In reference to Minute No. 31 Street Trading Review, this will be undertaken when the Principle Solicitor (Licensing and Regulatory) returns from maternity leave.

Minute No 49a Hackney Carriage Driver's Licence will be addressed at Agenda Item No. 7a.

RESOLVED that the Outstanding Minutes List and updates be received.

Key Decisions

None.

Other Decisions

56. REPORT(S) OF THE COUNCIL SOLICITOR

(a) Fees and Charges 2021/22

The Committee was asked to consider the proposed increase to the present level of fees and charges for Licences for the financial year 2021/2022.

In line with Council Policy, the Licensing Committee has the power to set fees and charges for Licences on an annual basis. These should be considered in the context of the Council's Corporate Charging Policy. At its meeting on 1st December 2020, Cabinet approved proposed fees and charges including licensing fees, for 2021/22, however, these were approved only subject to approval of the Licensing Committee in respect of fees and charges for Licences. A list of Licences under the responsibility of the Licensing Committee detailing previous (2019/20), current (2020/21) and proposed (2021/22) fees were appended to the report.

The Committee expressed concerns that businesses have not been able to operate for considerable periods due to national lockdowns and asked about the possibility of refunds or concessions. An elected Member also asked about the enforcement of fishing permits.

The CS advised that these fees will be charged from 1st April 2021 and are for the next year rather than the current year during which many business have not been able to trade for extended periods. Statutory fees are set by the Government and there is no provision to offer refunds or reductions. Non-statutory fees are set at a local level but at present no decision has been made to offer refunds or concessions on licences. The Council has instead, sought to address the financial impact on businesses by distribution of government grants. The CS advised that fishing permits did not fall within the Licensing directorate but he would find out for the next meeting.

RESOLVED that:

1. The fees and charges for Licences for 2021/2022 as set out at 'Appendix C' and paragraph 3.10 be approved;
2. The discount on the annual licence fee for "green" hackney carriages and private hire vehicles be approved as set out at paragraphs 3.6 to 3.8. This discount will come in to force from 1 April 2021;
3. The Council Solicitor to find out how fishing permits are to be enforced and to advise the Committee at the next meeting.

57. LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

RESOLVED that, in accordance with Part 1 of Schedule 12A of the Local Government Act 1972, and after considering the public interest test as set out by the officer in the body of the report, Members agreed that the following items of business involved the likely disclosure of exempt information as defined in Paragraph 1 and therefore, in accordance with Section 100A of the Act, the press and public be excluded from the meeting:

Agenda Item No. 7a – Hackney Carriage / Private Hire Driver's Licence – Paragraph 1

Key Decisions

None.

Other Decisions

58. REPORT(S) OF THE PRINCIPAL SOLICITOR (LICENSING AND REGULATORY)

(a) Hackney Carriage / Private Hire Driver's Licence

As the applicant was not in attendance the Committee determined that this item be adjourned and the applicant be invited to the next meeting of the Committee. The Applicant to be advised that a decision will be made in their absence, should they fail to attend.

RESOLVED that the agenda item be adjourned and the applicant be invited to the next meeting of the Licensing Committee scheduled for 10th March 2021.

59. ANY OTHER BUSINESS WHICH THE CHAIR CONSIDERS TO BE URGENT.

As there was no other urgent business to be discussed, the Chair closed the meeting.

(Meeting closed at 7:25pm)

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LICENSING COMMITTEE

MINUTES FOR ACTION AND IMPLEMENTATION LIST

13 JANUARY 2021

FROM: Democratic Services

TO: CS = Council Solicitor
SLO = Senior Licensing Officer

The following decisions are brought to your attention for action by the appropriate officers within your Service:

56(a) Fees and Charges 2021/22

RESOLVED that:

1. The fees and charges for Licences for 2021/2022 as set out at 'Appendix C' and paragraph 3.10 be approved;
2. The discount on the annual licence fee for "green" hackney carriages and private hire vehicles be approved as set out at paragraphs 3.6 to 3.8. This discount will come in to force from 1 April 2021;
3. The Council Solicitor to find out how fishing permits are to be enforced for the next meeting.

CS

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LICENSING COMMITTEE**OUTSTANDING MINUTES LIST****10 MARCH 2021**

Members please note that the updated positions are shown in bold type following each item:

PS(LR) = Principal Solicitor (Licensing & Regulatory)
CS = Council Solicitor

<u>Min No</u>	<u>Date</u>	<u>Subject</u>	<u>Decision</u>	<u>Officer Responsible</u>
31	11.3.2020	Outstanding Minutes List	(3) Street Trading Review be added to the Outstanding Minutes List and a review be undertaken by the PS(LR) on her return from maternity leave.	PS(LR)

Report to be presented to a future meeting

58a	04.11.2020	Hackney Carriage Private Hire Driver's Licence	The agenda item be adjourned and the applicant be invited to the next meeting of the Licensing Committee on 10 th March 2021.	CS
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Report to be presented at Agenda Item No. 6a

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