

Report to the Council

Committee: Licensing

Date: 20 December 2016

Subject: Hackney Carriage & Private Hire Licensing Conditions and Guidance

Chairman: Councillor B Surtees

Recommending:

(1) That the new Hackney Carriage and Public Hire Licensing Conditions and Guidance be adopted.

1. On 8 April 2015, the Licensing Committee considered a report which outlined the current state of the Council's public hire licensing conditions and guidance. It was decided that an in depth revision should be undertaken and a Member/Officer Sub-Group was set up to consider if the conditions and guidance were fit for purpose and what (if any) changes should be made.

2. The Sub-Group considered a number of issues including:

- the licensing of MPV's;
- the licensing of vehicles for less than four passengers;
- advertising on vehicles;
- guidance on how to deal with infringements of the conditions; and
- any other updating measures thought necessary paying particular reference to safeguarding.

3. Subsequently the conditions and /guidance were amended and a full consultation with the trade and other interested parties undertaken. The consultation returns together with officer responses were attached at Appendix 1 of the report to the Licensing Committee on 19 October 2016 (report LCS-003-2016/17 refers).

4. Following the completion of the consultation, the revised conditions and guidance were considered by the Licensing Committee. The Licensing Committee requested two revisions to the guidance, as outlined in the table below:

<u>High Level Scenario</u>	<u>Scenario Detail</u>	<u>Original Decision Guidance</u>	<u>Revised Decision Guidance</u>
Isolated conviction of drink driving / driving while under influence of drugs	3. Isolated conviction and DVLA licence now restored	3a. Grant licence with a warning	3a. Refuse application until 12 months after the restoration of the DVLA licence
Isolated conviction of drink driving / driving while under influence of drugs	4. Isolated conviction which involved the use of a Public Hire vehicle and DVLA licence now restored	4. Refuse application until 12 months after the restoration of the DVLA licence.	4. Refuse application until 2 years after the restoration of the DVLA licence

5. The proposed Hackney Carriage and Private Hire conditions and guidance are attached at Appendix 1 of this report.

6. We recommend as set out at the commencement of this report.