

21 September 2017

Licensing and Control Committee A		
Date:	02 October 2017	
Time:	6:30pm	
Venue: Gordon Room, Stoke Abbott Road		

**Committee Membership:** Councillors Paul High (Chairman), Sean McDonald (Vice Chairman), Noel Atkins, Paul Baker, Keith Bickers, Callum Buxton, Edward Crouch, Lionel Harman, Joshua High, Susan Jelliss, Jane Sim, Bob Smytherman, Steve Wills, Paul Westover, Tom Wye

#### Agenda

#### Part A

#### 1. Declarations of Interest / Substitute Members

Members and officers must declare any disclosable pecuniary interests in relation to any business on the agenda. Declarations should also be made at any stage such an interest becomes apparent during the meeting.

If in doubt contact the Legal or Democratic Services representative for this meeting.

#### 2. Confirmation of Minutes

To approve the minutes of the Licensing and Control Committee A meeting of held on the 27 March 2017, copies of which have been previously circulated.

#### 3. Public Question Time

To receive any questions from Members of the public in accordance with Standing Order 11.2

(Note: Public Question Time will operate for a maximum of 30 minutes.)

# 5. Local Government (Miscellaneous Provisions) Act 1976 Proposed Increase in the Worthing Hackney Carriage Tariff

To consider a report by the Director for Communities, copy attached as item 5

#### 4. Exclusion of the press and Public

In the opinion of the Proper Officer the press and public should be excluded from the meeting for consideration of the following item. Therefore the meeting is asked to consider passing the following resolution:

'that under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting from the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in the paragraph of Part 1 of Schedule 12 A to the Act indicated against the item.'

#### Part B - Not for publication - Exempt Information Reports

6. Local Government (Miscellaneous Provisions) Act 1976 Determination of a Review of a Private Hire Driver Licence

To consider a report by the Director for Communities, copy attached as item 6

# 7. Local Government (Miscellaneous Provisions) Act 1976 Determination of a new application for a Private Hire Driver Licence

To consider a report by the Director for Communities, copy attached as item 7

# 8. Local Government (Miscellaneous Provisions) Act 1976 Determination of a new application for a Private Hire Driver Licence

To consider a report by the Director for Communities, copy attached as item 8

For Democratic Services enquiries relating to this meeting please contact:	For Legal Services enquiries relating to this meeting please contact:
Chris Cadman-Dando	Ruth Pallister
Democratic Services Officer	Solicitor
01903 221364	01903 221050
chris.cadman-dando@adur-worthing.gov.uk	ruth.pallister@adur-worthing.gov.uk

**Duration of the Meeting:** Four hours after the commencement of the meeting the Chairperson will adjourn the meeting to consider if it wishes to continue. A vote will be taken and a simple majority in favour will be necessary for the meeting to continue.



Licensing Committee 2 October 2017

Agenda Item 4

Ward: N/A

#### Local Government (Miscellaneous Provisions) Act 1976 Proposed Increase in the Worthing Hackney Carriage Tariff

#### **Report by the Director for Communities**

- 1.0 Summary
- **1.1** Members are requested to consider an application received from Worthing Hackney Carriage trade for an increase in the Hackney Carriage Tariff.

#### 2.0 Background

- **2.1** Worthing Borough Council has powers under Section 65, of the Local Government (Miscellaneous Provisions) Act 1976 to set a tariff for Hackney Carriages, (Taxis).
- **2.2** The last such increase was authorised in October 2014. A copy of the current Worthing Hackney Carriage tariff structure is attached marked **Appendix A**
- **2.3** The licensing office received 2 proposals called Option 1 and Option 2.
- **2.4** There were 2 proposals that were considered by the trade Option 1 reviewed the tariff for all licensed vehicles and the Option 2 was for a tariff review for 5 8 seater vehicles only.
- **2.5** Option 2 was proposed by Hackney Carriage Proprietor Mr Carrington this has now been withdrawn as a seperate proposal and is included in Option 1.

#### 3.0 Proposal

**3.1** The Worthing Hackney Carriage drivers have presented a request to the licensing office for an increase to the current Hackney Carriage Tariff including a tariff comparison. **Appendix B** 

- **3.4** There are currently 71 Hackney Carriage Vehicles licensed by Worthing Borough Council. The proposal received Trade agreement from 39 proprietors. Option 1 received 38 signatures and Option 2 received 1 signature. **Appendix C**
- **3.5** The proposed tariff has been checked and Officers can confirm that the tariff is mathematically consistent and can be programmed into taximeters.

#### 4.0 Legal

- **4.1** The Council has powers under Section 65, Local Government (Miscellaneous Provisions) Act 1976 ("the Act") to set a tariff for Hackney Carriages, (Taxis). It is important that the tariff set is consistent and unambiguous.
- **4.2** The suggested tariff must be advertised in a local paper giving the proposed variation in fares, a copy of the notice must be lodged at the Council offices, available for inspection by the public "at all reasonable hours", and at least 14 days must be allowed after such publication for any objections.
- **4.3** If there are no objections, or any objections made are withdrawn, the new tariff may come into effect on a date which is not less than 14 days after the date of publication, or the date of withdrawal of the last objection, whichever is later.
- **4.4** If there are objections, the Council must consider them unless previously withdrawn. The new tariff, if imposed by members after such consideration, will then come into effect on a date set by the Committee, which is not more than two months after the first specified day.

#### 5.0 Financial implications

- **5.1** There are no direct financial implications for the Council.
- **5.2** Members should bear in mind that the vast majority of taxi drivers are small sole trader businesses, whose income is indirectly regulated by the Council.
- **5.3** The tariff set is a maximum tariff, and drivers are not obliged to charge the full amount shown on the meter, in every case.

#### 6.0 Recommendation

6.1 Members are requested to determine the request from the Worthing Hackney Carriage trade for a new Tariff Scheme.

Mary D'Arcy Director for Communities

#### **Principal Author & Contact Officer:**

Teresa Bowley Licensing Officer Tel: 01273 63146 or Email: teresa.bowley@adur-worthing.gov.uk

#### Local Government Act 1972

#### **Background Papers:**

Appendix A – Current Taxi Tariff Appendix B – covering letter and Tariff proposal Appendix C - Trade agreement

#### Schedule of other Matters

#### **1.0 Council Priority**

1.1 Taxi licensing is directly related to public safety issues.

#### 2.0 Specific Action Plans

2.1 Matter considered and no issues identified.

#### 3.0 Sustainability Issues

3.1 Matter considered and no issues identified.

#### 4.0 Equality Issues

4.1 Dealt with in the body of the report.

#### 5.0 Community Safety Issues (Section 17)

5.1 Matter considered and no issues identified.

#### 6.0 Human Rights Issues

6.1 Applicants have the right to expect applications to be properly and fairly considered.

#### 7.0 Reputation

7.1 Matter considered and no issues identified.

#### 8.0 Consultations

8.1 Matter considered and no issues identified.

#### 9.0 Risk Assessment

9.1 Matter considered and no issues identified.

#### 10.0 Health & Safety Issues

10.1 Matter considered and no issues identified.

#### 11.0 Procurement Strategy

11.1 Matter considered and no issues identified.

#### 12.0 Partnership Working

12.1 Matter considered and no issues identified.



#### WORTHING HACKNEY CARRIAGE – FARES

#### Changes to the Taxi Tariff.

On 16<sup>th</sup> September 2014 the Council decided, in accordance with its powers under section 65 Local Government (Miscellaneous Provisions) Act 1976, to increase the tariff charged by Hackney Carriages as detailed below. Any person who has an objection to the new tariff should write to the Taxi Licensing Officer 9 Commerce Way Lancing BN15 8TA within 14 days of first publication of this notice, and the Council will consider their objections on a date to be notified. If no objections are received the tariff below shall take effect on 13<sup>th</sup> October 2014.

# The table of fares made by the Council under Section 65 of the Local Government (Miscellaneous Provisions) Act 1976.

Tariff 1: 06:00hrs to 23:00hrs. To apply at all times when Tariff 2, 3 or Tariff 4 applies	
First 880 yards or 350 seconds	£3.00
For each subsequent 176 yards or 50 seconds	£0.20

Tariff 2: Night Time Rate/Bank Holidays/Public Holiday Rates		
First 1232 yards or 250 seconds	£4.20	
For each subsequent 176 yards or 50 seconds (For 5 Passengers & above 06:00hrs to 23:00hrs)	£0.30	

Tariff 3: From 20:00hrs on 24<sup>th</sup> Dec to 06:00hrs on 27<sup>th</sup> Dec & from 20:00hrs on 31<sup>st</sup> Dec to 06:00hrs on 1<sup>st</sup> Jan

First 880 yards or 250 Seconds	£6.00
For each subsequent 176 yards or 50 seconds	£0.40

Tariff 4: 5 to 8 passengers from 23:00hrs to 06:00hrs				
First 1232 yards or 350 seconds	£6.20			
For each subsequent 176 yards or 50 seconds £0.30				

Maximum extras to be charged	£1.00
For each passenger in excess of one	£0.20
For each article carried in the luggage area	£0.10

No extras to be charged on Tariff 2/3 or Tariff 4 unless authorised by Worthing Borough Council

Maximum soiling charge £75:00

Dated: 13<sup>th</sup> October 2014

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#### **Appendix B**

#### This is a Maximum Charge Tariff & Includes VAT Where applicable With Effect from DD/MM/YYYY

Tariff 1:	First 440 Yards or 180 Seconds	£3.00		
	For each subsequent 88 yards or 20 Seconds	£0.10		
-Daytime Rate b	etween 06.00hrs to 23.00hrs for 1-4 Passengers			
To apply at all ti	mes Except when tariff 2 or 3 applies			
<u>Tariff 2:</u>	First 440 Yards or 120 Seconds	£4.20		
	For each subsequent 120 yards or 30 Seconds	£0.20		
-Night Time Rate	e 23.00hrs to 06.00hrs for 1-4 Passengers			
-Day time Rate I	-Day time Rate between 06.00hrs to 23.00hrs for 5 passengers & above			
-Bank holidays/Public holidays for 1-4 passengers				
To apply at all ti	nes Except when tariff 3 or 4 applies			
<u>Tariff 3:</u>	First 440 Yards or 180 Seconds	£6.00		
	For each subsequent 88 yards or 20 Seconds	£0.20		
-Night Time Rate	e 23.00hrs to 06.00hrs for 5 Passengers and above			
-Bank holidays/Public holidays for 5 passengers & Above				
-Christmas from 20.00hrs on 24 <sup>th</sup> December to 06.00hrs on 27 <sup>th</sup> December 1-4 Passengers				

-New Year From 20.00hrs on 31<sup>st</sup> December to 06.00hrs on 2<sup>st</sup> January for 1-4 Passengers

<u>Tariff 4:</u>	First 440 Yards or 120 Seconds	£7.00	
	For each subsequent 120 yards or 30 Seconds	£0.30	
Christmas from 20.00hrs on 24 <sup>th</sup> December to 06.00hrs on 27 <sup>th</sup> December for 5 Passengers & above			
-New Year From 20.00hrs on 31 <sup>st</sup> December to 06.00hrs on 2 <sup>st</sup> January for 5 Passengers& above			

Passenger soiling charge shall not exceed

#### £100.00

For complaints or praise contact the licencing team at 9 commerce way, Lancing, BN15 8TA

### **PAYMENT UP FRONT AT DRIVERS REQUEST**

<u>YARDS</u>	MILES	ARROW	<u>Adur</u>	CURRENT	OPTION 1	OPTION 2
88		£2.90	£2.80	£3.00	£3.00	£3.00
176		£2.90	£2.80	£3.00	£3.00	£3.00
264		£2.90	£2.80	£3.00	£3.00	£3.00
352		£2.90	£2.80	£3.00	£3.00	£3.10
440			£2.80	£3.00	£3.00	£3.20
528			£2.80	£3.00	£3.10	£3.30
616				£3.00	£3.20	£3.40
704				£3.00	£3.30	£3.50
792				£3.00	£3.40	£3.60
880	0.5	£3.40	£3.20	£3.00	£3.50	£3.70
968				£3.00	£3.60	£3.80
1056				£3.20	£3.70	£3.90
1144				£3.20	£3.80	£4.00
1232				£3.40	£3.90	£4.10
1320				£3.40	£4.00	£4.20
1408				£3.60	£4.10	£4.30
1496				£3.60	£4.20	£4.40
1584				£3.80	£4.30	£4.50
1672				£3.80	£4.40	£4.60
1760	1	£4.20	£4.30	£4.00	£4.50	£4.70
1848				£4.00	£4.60	£4.80
1936				£4.20	£4.70	£4.90
2024				£4.20	£4.80	£5.00
2112				£4.40	£4.90	£5.10
2200				£4.40	£5.00	£5.20
2288				£4.60	£5.10	£5.30
2376				£4.60	£5.20	£5.40
2464				£4.80	£5.30	£5.50
2552				£4.80	£5.40	£5.60
2640	1.5	£5.10	£5.40	£5.00	£5.50	£5.70
2728				£5.00	£5.60	£5.80
2816				£5.20	£5.70	£5.90
2904				£5.20	£5.80	£6.00
2992				£5.40	£5.90	£6.10
3080				£5.40	£6.00	£6.20
3168				£5.60	£6.10	£6.30
3256				£5.60	£6.20	£6.40
3344				£5.80	£6.30	£6.50
3432				£5.80	£6.40	£6.60
3520	2	£5.90	£6.50	£6.00	£6.50	£6.70
3608	-			£6.00	£6.60	£6.80
3696				£6.20	£6.70	£6.90
3784 3872	Û.			£6.20	£6.80	£7.00
3960	5			£6.40	£6.90	£7.10
4048				£6.40	£7.00	£7.20
4048				£6.60	£7.10	£7.30
4130				£6.60	£7.20	£7.40
4224				£6.80 £6.80	£7.30	£7.50
7975				E0.00	£7.40	£7.60

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YARDS	MILES	ARROW	<u>Adur</u>	CURRENT	OPTION 1	OPTION 2
4400	2.5	£6.80	£7.60	£7.00	£7.50	£7.70
4488				£7.00	£7.60	£7.80
4576				£7.20	£7.70	£7.90
4664				£7.20	£7.80	£8.00
4752				£7.40	£7.90	£8.10
4840				£7.40	£8.00	£8.20
4928				£7.60	£8.10	£8.30
5016				£7.60	£8.20	£8.40
5104				£7.80	£8.30	£8.50
5192				£7.80	£8.40	£8.60
5280	3	£7.60	£8.70	£8.00	£8.50	£8.70
5368				£8.00	£8.60	£8.80
5456				£8.20	£8.70	£8.90
5544				£8.20	£8.80	£9.00
5632				£8.40	£8.90	£9.10
5720				£8.40	£9.00	£9.20
5808				£8.60	£9.10	£9.30
5896				£8.60	£9.20	£9.40
5984				£8.80	£9.30	£9.50
6072				£8.80	£9.40	£9.60
6160	3.5	£8.50	£9.80	£9.00	£9.50	£9.70
6248				£9.00	£9.60	£9.80
6336				£9.20	£9.70	£9.90
6424				£9.20	£9.80	£10.00
6512				£9.40	£9.90	£10.10
6600				£9.40	£10.00	£10.20
6688				£9.60	£10.10	£10.30
6776				£9.60	£10.20	£10.40
6864				£9.80	£10.30	£10.50
6952				£9.80	£10.40	£10.60
7040	4	£9.30	£10.90	£10.00	£10.50	£10.70
7128				£10.00	£10.60	£10.80
7216				£10.20	£10.70	£10.90
7304				£10.20	£10.80	£11.00
7392				£10.40	£10.90	£11.10
7480				£10.40	£11.00	£11.20
7568				£10.60	£11.10	£11.30
7656				£10.60	£11.20	£11.40
7744				£10.80	£11.30	£11.50
7832				£10.80	£11.40	£11.60
7920	4.5	£10.20	£12.00	£11.00	£11.50	£11.70

Arrow£2.90 for first/352 yards and £1.70 per mile thereafterAdur£2.80 for first 600 yards and £2.20 per mile thereafterCurrent£3.00for first 880 yards and £2.00 per mile thereafterOption 1£3.00 for first 440 yards and £2.00 per mile thereafterOption2£3.00 for first 260 yards and £2.00 per mile thereafter

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Driver:

Option: Signiture

Appendix C

Please see the attached comparison details for choosing your option.

OPTION 1	COMMENTS:	
OPTION 2		
NAME: C. LACON		·
PLATE NO:		
SIGNATURE:		

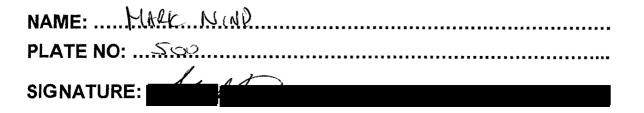
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NAME: M. AG		
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OPTION 1	COMMENTS:
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NAME: FRANCIS HOBB	S
PLATE NO:	
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NAME: IMRAN	HFEEZ
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OPTION 1	COMMENTS:
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NAME: RICHARD CARRINGTON	
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NAME: ROGIEN	D BUS1988
PLATE NO:	52
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OPTION 1	COMMENTS:
OPTION 2	
NAME: GARI SIPHA	15
PLATE NO: 4-0	
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X	OPTION 1	COMMENTS:
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NAME:	Sw	vor pral	NAC -
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OPTION 1	COMMENTS:	
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NAME: MR PHILIP. CHEMAL		
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$\square$	OPTION 1	COMMENTS:
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	NO INCREASE	
NAME:	MINE BISHOP	
PLATE	NO:401	
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NAME: COUN HAU	IE S		
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NAME: PETER	PANNELL
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OPTION 1	COMMENTS:
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NAME: R. PILCE	
PLATE NO:	
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NAME:	NO: 39	
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NAME:HA.	ZEL PANNEL	L	
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OPTION 1	COMMENTS:		
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NAME: ADRIAN MAGMARS PLATE NO: 29			
SIGNATURE:			

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NAME: Arshard Klan				
PLATE NO: .37.				
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V	OPTION 1	COMMENTS:	
	OPTION 2		
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NAME:	Mohammed KHF	+HAR_	
PLATE NO: 23			
SIGNAT	URE:		

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	OPTION 1	COMME	NTS:		
	OPTION 2				
	NO INCREASE			•	
NAME:	MR CAR LANTON				
PLATE	NO:				
SIGNATURE:					

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	COMMENTS:			
OPTION 2				
NAME: W.O.DZBEVS				
SIGNATURE:				
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NAME: <u>ABDESSMEM</u> $SO(YA)$ PLATE NO: $Q^2$				
	NO:			

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OPTION 1	COMMENTS:	n
OPTION 2		
NAME: PHILIP CO	251	
PLATE NO:		
SIGNATURE:		

### **FARE INCREASE**

# Please see the attached comparison details for choosing your option.

OPTION 1	COMMENTS:				
OPTION 2					
NAME: <u>Charlie Rayne</u> PLATE NO: <u>45</u>					
SIGNATURE:					

#### **FARE INCREASE**

OPTION 1	COMMENTS:			
OPTION 2				
NAME: SELLA TURE				
PLATE NO:				
SIGNATURE:				

### Please see the attached comparison details for choosing your option.

	OPTION 1	COMMENTS:		
	OPTION 2			
	NO INCREASE			
NAME:	ROBIN SMI	77-11-125		
PLATE	NO:2.4	<u> </u>	•••••	
SIGNATURE:				

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OPTION 1	COMMENTS:	
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OPTION 1	COMMENTS:			
OPTION 2				
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NAME: Bob GOODE.				
PLATE NO:				
SIGNATURE:				