



WORTHING BOROUGH  
C O U N C I L

15 January 2021

**Worthing Licensing & Control Committee A**

<b>Date:</b>	<b>25 January 2021</b>
<b>Time:</b>	<b>6.30 pm</b>
<b>Venue:</b>	<b>Remote Meeting via Zoom</b>

**Committee Membership:** Councillors Sean McDonald (Chairman), Charles James (Vice-Chairman), Mike Barrett, Roy Barraclough, Keith Bickers, Henna Chowdhury, Karen Harman, Richard Mulholland, Richard Nowak, Dawn Smith, Jane Sim, Bob Smytherman, Nicola Waight, Paul Westover and Steve Wills

**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 19 October 2020, 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.)*

**4. Local Government (Miscellaneous Provisions) Act 1976 - Proposed Increase in the Worthing Hackney Carriage Tariff (Pages 1 - 10)**

To consider a report by the Director for Communities, copy attached as item 4

**5. 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 items 12 and 13. 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 3 of Schedule 12A 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**Part B - Not for Publication – Exempt Information Reports**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's Licence (Pages 11 - 46)**

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

For Democratic Services enquiries relating to this meeting please contact:	For Legal Services enquiries relating to this meeting please contact:
Chris Cadman-Dando Democratic Services Officer 01903 221073 chris.cadman-dando@adur-worthing.gov.uk	Shelley-Ann Flanagan Lawyer 01903 221358 Shelley-ann.flanagan@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.



WORTHING BOROUGH  
COUNCIL

Licensing Committee  
25 January 2021

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 the chair of the 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 2017. A copy of the current Worthing Hackney Carriage tariff structure is attached marked **Appendix A**

- 2.3** The Licensing Unit received a proposed new tariff from Mr Richard Carrington, the taxi associations representative in January 2020.

- 2.4** The majority of the licensed Hackney Carriage drivers/proprietors viewed the proposal and signed in agreement to the tariff review **Appendix B**

- 2.5** Due to covid -19 pandemic the tariff review was postponed from March 2020 and Mr Carrington has confirmed that the trade are now seeking to continue with the tariff review **Appendix C**

#### **3.0 Proposal**

- 3.1** A Worthing Hackney Carriage proprietor has presented a request to the Licensing Unit for an increase to the current Hackney Carriage Tariff including a tariff comparison. **Appendix D**

- 3.2** There are currently 65 Hackney Carriage Vehicles licensed by Worthing Borough Council. At the time of signing the agreement in January 2020, 52 proprietors agreed to the proposal; however; one proprietor is no longer a licence holder.
- 3.3** The proposed tariff has been checked and Officers can confirm that the tariff is mathematically consistent and can be programmed into taximeters.
- 3.4** When considering this application for a new Hackney Carriage tariff the following options are available to the Committee:
- a. Approve the proposed new tariff, as requested and publish the tariff for public consultation
  - b. Reject the tariff proposal.

#### **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** If members are of a mind to provisionally approve the increase 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/proprietors 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 a member of the Worthing Hackney Carriage trade for a new Hackney Carriage Tariff Scheme.

**Catherine Howe**  
**Director for Communities**

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

Teresa Bowley

Licensing Officer

Tel: 01273 63146 or Email: [teresa.bowley@adur-worthing.gov.uk](mailto:teresa.bowley@adur-worthing.gov.uk)

### **Local Government Act 1972**

#### **Background Papers:**

**Appendix A** – Current Taxi Tariff

**Appendix B** – Tariff proposal

**Appendix C** - Mr Carrington email confirmation

**Appendix D** - 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 Matter considered and no issues identified.

### **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.

## Appendix A

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

<b><u>Tariff 1:</u></b>	<b>First 440 Yards or 180 Seconds</b>	<b>£3.00</b>
	<b>For each subsequent 88 yards or 20 Seconds</b>	<b>£0.10</b>

-Daytime Rate between 06.00hrs to 23.00hrs for 1-4 Passengers

To apply at all times Except when tariff 2 or 3 applies

<b><u>Tariff 2:</u></b>	<b>First 440 Yards or 120 Seconds</b>	<b>£4.20</b>
	<b>For each subsequent 120 yards or 30 Seconds</b>	<b>£0.20</b>

-Night Time Rate 23.00hrs to 06.00hrs for 1-4 Passengers

-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 times Except when tariff 3 or 4 applies

<b><u>Tariff 3:</u></b>	<b>First 440 Yards or 180 Seconds</b>	<b>£6.00</b>
	<b>For each subsequent 88 yards or 20 Seconds</b>	<b>£0.20</b>

-Night Time Rate 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

<b><u>Tariff 4:</u></b>	<b>First 440 Yards or 120 Seconds</b>	<b>£7.00</b>
	<b>For each subsequent 120 yards or 30 Seconds</b>	<b>£0.30</b>

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**





# Worthing taxi Tariff increase 2020



Wed, 6 May,  
16:40

**Richard Carrington**

Dear Teresa Bowley ,

Although the Taxi trade proposed in 2019 a taxi tariff increase hopefully for the early part of 2020 , but due to the current situation and the nature of current climate surrounding the covid-19 outbreak, Worthing taxi association would like to postpone the proposed tariff increase for a later meeting this year to be considered for the safety of its members and that of the committee members until a later time this year , more suitable for everyone involved , probably around October 2020 when it will be safer to do so.

Kind regards

Chair WTA

Richard CARRINGTON

RICHARD  
AMIR

dm  
PASS 1 of 2

WORTHING TAXI ASSOCIATION

NEW TARIFF CHANGE 2020

Worthing taxi association new tariff increase, if you agree to the tariff increase, please sign this form with your name, date and badge number to show you are in agreement with the changes proposed

DATE

NAME

SIGNATURE

BADGE NUMBER



15-

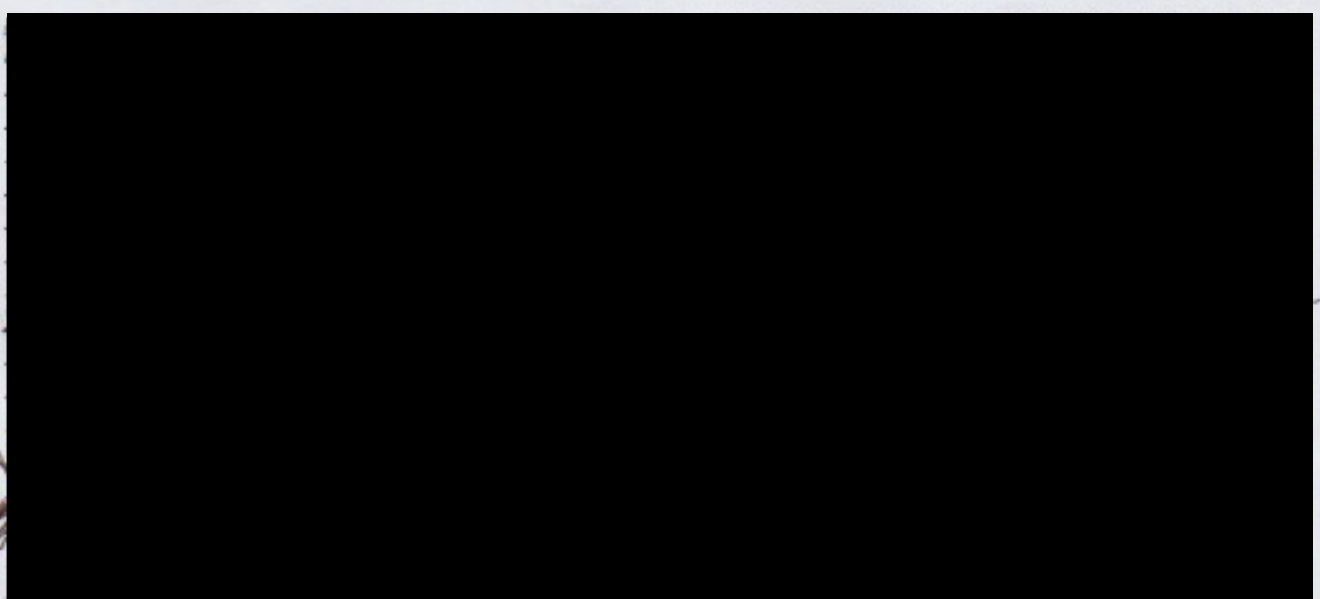
37

2 of 2

WORTHING TAXI ASSOCIATION  
NEW TARIFF CHANGE 2020

Worthing taxi association new tariff increase, if you agree to the tariff increase, please sign this form with your name, date and badge number to show you are in agreement with the changes proposed

DATE                      NAME                      SIGNATURE                      BADGE NUMBER



9  
45  
52

9

THESE ARE THE DRIVERS THAT ARE OUT HERE WORKING CONSTANTLY OFF THE TAXI RATES ALL THE ABOVE ARE IN FAVOR OF A FARE INCREASE

54 SIGNATURES IN TOTAL

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# Agenda Item 6

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A of the Local Government Act 1972.

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