



WORTHING BOROUGH  
C O U N C I L

18 July 2022

<b>Worthing Licensing &amp; Control Committee A</b>	
<b>Date:</b>	<b>26 July 2022</b>
<b>Time:</b>	<b>6.30 pm</b>
<b>Venue:</b>	<b>Gordon Room, Worthing Town Hall</b>

**Committee Membership:** Councillors Sally Smith (Chair), Rosey Whorlow (Vice-Chair), Roy Barraclough, Mike Barrett, Russ Cochran, Cathy Glynn-Davies, Lionel Harman, Richard Mulholland, Kevin Jenkins, Richard Nowak, Jon Roser, Dawn Smith, Samuel Theodoridi, Hazel Thorpe and Andy Whight

## 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. Members and Officers may seek advice upon any relevant interest from the Monitoring Officer prior to the meeting.

#### 2. **Confirmation of Minutes**

To approve the minutes of the Licensing and Control Committee A meeting of held on the 27 June 2022, 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. Tariff proposal 2nd consultation survey** (Pages 3 - 10)

To consider a report by the interim Director of Communities.

**5. Review of a Hackney Carriage Driver licence** (Pages 11 - 24)

To consider a report by the interim Director for Communities.

**6. Review of a new Private Hire Driver Licence** (Pages 25 - 62)

To consider a report by the interim Director for Communities.

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 <a href="mailto:Chris.cadman-dando@adur-worthing.co.uk">Chris.cadman-dando@adur-worthing.co.uk</a>	Shelley-Ann Flanagan Lawyer 01903 221095 <a href="mailto:Shelley-ann.flanagan@adur-worthing.gov.uk">Shelley-ann.flanagan@adur-worthing.gov.uk</a>

**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.



## 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 a representative 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 increase was authorised in January 2021. 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 supported by 22 Hackney Carriage licence holders in March 2022 and rejected by a licence holder who submitted an amended proposal.
- 2.4 Due to the further proposal a further consultation was carried out on the both proposals the results are shown at **Appendix B**

#### 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 **Appendix C**
- 3.2 At the time the consultation was carried out there were 63 Hackney Carriage Vehicles licensed by Worthing Borough Council.
- 3.3 The proposed tariff with the majority votes 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 and supported by 20 of the Worthing Hackney Carriage trade for a new Hackney Carriage Tariff Scheme.**

**Tina Favier  
Interim 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 Tariff

**Appendix B** – Consultation results

**Appendix C** - New Tariff proposal

## **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.



# WORTHING BOROUGH COUNCIL

## WORTHING HACKNEY CARRIAGE –FARES

### Changes to the Taxi Tariff.

On 25 January 2021 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 Portland House Richmond Road Worthing BN11 1HS 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 or thereafter 26 February 2021

**This is a Maximum Charge Tariff & Includes VAT where applicable  
with effect on or thereafter 26 February 2021**

<b><u>Tariff 1:</u> Start rate</b>	<b>£3.00</b>
For each subsequent 88 yards or 18 Seconds	<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> Start rate</b>	<b>£4.00</b>
For each subsequent 120 yards or 30 Seconds	<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> Start rate</b>	<b>£6.00</b>
For each subsequent 88 yards or 18 Seconds	<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 24th December to 06.00hrs on 27th December 1- 4  
Passengers  
New Year from 20.00hrs on 31st December to 06.00hrs on 2nd January for 1- 4  
Passengers**

<b><u>Tariff 4:</u> Start rate</b>	<b>£7.00</b>
For each subsequent 120 yards or 30 Seconds	<b>£0.30</b>

**Christmas from 20.00hrs on 24th December to 06.00hrs on 27th December for 5  
Passengers & above  
New Year from 20.00hrs on 31st December to 06.00hrs on 2nd January for 5  
Passengers & above  
Passenger soiling charge shall not exceed £100.00**

**Dated this day 26 February 2021  
Head of Public Health and Regulation  
Worthing Borough Council**

March Proposal			
Badge number	Yes	No	
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HD [REDACTED]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HD [REDACTED]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Vote taken over telephone call
HD [REDACTED]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
HD [REDACTED]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
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HD [REDACTED]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	vote taken over telephone
HD [REDACTED]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	BY POST
<b>Total</b>	<b>23</b>	<b>8</b>	



	Propopsal	Proposal		Appendix B		
Badge Number	March	April	No change			
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HD [REDACTED]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	asked to vote for the majority recorded - April		
HD [REDACTED]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Vote taken by phone		
HD [REDACTED]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
HD [REDACTED]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
<b>Total</b>	<b>8</b>	<b>20</b>	<b>0</b>			

## Appendix C

This is a Maximum Charge Tariff & Includes VAT Where applicable

With Effect from

<b><u>Tariff 1:</u></b>	Start rate	£3.50
	For each subsequent 76 yards or 16 Seconds	£0.10

-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>	Start rate	£4.50
	For each subsequent 107 yards or 30 Seconds	£0.20

-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>	Start rate	£7.00
	For each subsequent 76 yards or 18 Seconds	£0.20

-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>	Start rate	£8.00
	For each subsequent 88 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

# Agenda Item 5

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

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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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