

## LICENSING COMMITTEE

Minutes of the meeting held on 30 January 2019 commencing at 6.00 pm

Present: Cllr. Mrs. Morris (Chairman)

Cllr. Clark (Vice Chairman)

Cllrs. Abraham, Dr. Canet, Clack, Clark, Lake, Parkin and Raikes

Apologies for absence were received from Cllrs. Esler, Halford, Kelly, McArthur and Pett

### 15. Minutes

Resolved: That the Minutes of the meeting of the Licensing Committee held on 1 November 2018, be approved and signed by the Chairman as a correct record.

### 16. Declarations of interest

No additional declarations of interest were made.

### 17. Actions from the previous meeting

The Chairman confirmed that this action, to monitor the Hackney Carriage and Private Hire Policy condition aimed at increasing the number of wheelchair accessible vehicles within the fleet was ongoing, with the aim to report back to the Licensing Committee in November 2019.

### 18. Amendments to the Hackney Carriage and Private Hire Policy following Consultation

Members considered a report which set out amendments to the Hackney Carriage and Private Hire policy, following a six-week consultation.

Members queried the Officer comments in appendix B, indicating that CCTV could be placed where drivers want. Members suggested that there were stricter guidelines on where cameras can be placed in vehicles. The Head of Licensing Partnership confirmed that whilst this was the case, the wording mentioned was just a consultation response and would not be in the final policy.

Members indicated that they were impressed with the District's taxi drivers and despite a lot of rules and regulations that needed to be adhered to, they did it very well.

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The Head of Licensing Partnership agreed and noted their increasing professionalism.

Resolved: That it be recommended to Council that the draft amended Hackney Carriage and Private Hire policy be approved.

### 19. Hackney Carriage and Private Hire Licensing: Licensing Fees from April 2019

Members considered the report which proposed the 2.5% rise of Hackney Carriage and Private Hire licence fees from April 2019.

In response to questions, the Senior Licensing Officer confirmed that the 2.5% rise was inflationary. Officers also confirmed that current fees were based on previous assessments of the time and costs it took for Officers to process various applications. A reassessment of these processes had recently commenced.

Members thanked the Licensing team for their hard work and congratulated them on their successful consultations with the trade recently.

#### Public Sector Equality Duty

Members noted that consideration had been given to impacts under the Public Sector Equality Duty.

Resolved: That

- a) the fee levels set out below, be approved for consultation with the taxi trade; and

	Application for a new HC driver licence	Renewal of a HC driver's licence	Application for a new PH driver licence	Renewal of a PH driver's licence
Computerised Knowledge test	£47.00	Not applicable	£47.00	Not applicable
Application	£194.00	£106	£158	£106
DBS enhanced search	£44.00	£44.00	£44.00	£44.00

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	Application for a new HC driver licence	Renewal of a HC driver's licence	Application for a new PH driver licence	Renewal of a PH driver's licence
Medical (From 1 <sup>st</sup> April drivers will go to their own GP for this).	N/A	N/A	N/A	N/A
Driving Standards Assessment test (Price dependant on provider driver chooses)	£70 to £127	Not applicable	£70 to £127	Not applicable
<b>Total</b>	<b>£355 to £412</b>	<b>£150</b>	<b>£319 to £376</b>	<b>£150</b>

	Existing Fees	New Fees from April 2019
<b>Hackney Carriage Driver Licence</b>		
<b>Computerised Knowledge test</b>	£46	£47
<b>On initial application</b>	£189 (excluding knowledge test fee) for three years	£194 (excluding knowledge test fee) for three years
<b>Disclosure Barring Service search fee</b>	£44 every three years or £13 per year if they sign up to the DBS online service	£44 every three years or £13 per year if they sign up to the DBS online service
<b>Total (including DBS fee and Knowledge test fee)</b>	£279 for three years	£285 for three years
<b>On renewal</b>	£103 for three years	£106 for three years
<b>Disclosure Barring Service search fee</b>	£44 every three years or £13 per year if they sign up to the DBS online service	£44 every three years or £13 per year if they sign up to the DBS online service

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	Existing Fees	New Fees from April 2019
<b>Total (including DBS fee)</b>	£147 for three years	£150 for three years
<b>Hackney Carriage Vehicle Licence</b>	£333 for one year	£341 for one year
<b>Private Hire Operator Licence</b>		
<b>On initial application - 5 year licence</b>	£492 for five years	£504 for five years
<b>On renewal - 5 year licence</b>	£477 for five years	£489 for five years
<b>On initial application - 3 year licence</b>	£338 for three years	£346 for three years
<b>On renewal - 3 year licence</b>	£323 for three years	£331 for three years
<b>On initial application - 1 year licence</b>	£185 for one year	£190 for one year
<b>On renewal - 1 year licence</b>	£174 for one year	£178 for one year
<b>Private Hire Driver Licence</b>		
<b>Computerised knowledge test</b>	£46	£47
<b>On initial application</b>	£154 (excluding knowledge test fee) for three years	£158 (excluding knowledge test fee) for three years
<b>Disclosure Barring Service search fee</b>	£44 every three years or £13 per year if they sign up to the DBS online service	£44 every three years or £13 per year if they sign up to the DBS online service
<b>Total (including DBS fee and Knowledge test fee)</b>	£244 for three years	£249 for three years
<b>On renewal</b>	£103 for three years	£106 for three years
<b>Disclosure Barring Service search fee</b>	£44 every three years or £13 per year if they sign up to the DBS online service	£44 every three years or £13 per year if they sign up to the DBS online service
<b>Total (including DBS fee)</b>	£147 for three years	£150 for three years

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	Existing Fees	New Fees from April 2019
Private Hire Vehicle Licence	£333 for one year	£341 for one year
<b>Additional Costs</b>		
Change from Hackney Carriage to Private Hire	£72	£74
Change from Private Hire to Hackney Carriage	£92	£94
Replace vehicle plate	£24	£25
Replace driver badge	£10	£10
Vehicle re-test	£54.85	£54.85
Vehicle partial re-test	£27.43	£27.43
Change of ownership of licensed vehicle	£71	£73
Failure to attend in time for the vehicle test (10 minutes prior to the test start time)	£54.85	£54.85
Failure to attend with correct documentation	£54.85	£54.85
Copy of existing paper licence	£12	£12
Change of address details for a replacement licence	£12	£12
Change of name for a vehicle or operator licence	£12	£12
Change of name and address for a driver badge	£22	£23
Medical fee for a new and renewal driver licence for Hackney Carriage and Private Hire From 1 <sup>st</sup> April 2019 payable directly to The Drivers GP.	£45 for three years payable directly to the surgery	? for three years payable directly to the drivers own GP.

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	Existing Fees	New Fees from April 2019
<b>Replacement Vehicles</b>		
<p>If a licensed vehicle is replaced during the valid licence period then the cost of licensing the replacement vehicle will be £303. However, if the vehicle is replaced within six months of the issue of the licence then the fee will be reduced by £60.</p> <p>If a licensed vehicle is replaced temporarily for up to 2 months because of damage to it then the fee will be £103 to test and licence the replacement vehicle and a further £103 to test and re-licence the original vehicle.</p>		

- b) if, following consultation, there are no adverse comments to the proposed fees, that they be implemented from 1 April 2019.

### 20. Gambling Act 2005: Licence Fees from April 2019

Members considered the report which set out the new proposed fee structure ensured that the licensing of Gambling premises that ensured a full cost recovery and represented fairness and value for money.

#### Public Sector Equality Duty

Members noted that consideration had been given to impacts under the Public Sector Equality Duty.

Resolved: That the appropriate fee levels as set below be approved.

Premises Type	New Application £			Annual Fee £		
	Proposed	cap	existing	Proposed	cap	existing
Existing Casinos	n/a			n/a		
New Small Casino	8000	(8,000)	8000	4560	(5000)	4449
New Large Casino	9456	(10,000)	9225	7360	(10000)	7180
Bingo Club	2332	(3500)	2275	820	(1000)	800
Betting Premises (excluding Tracks)	2932	(3000)	2860	593	(600)	579
Tracks	1829	(2500)	1784	820	(1000)	800
Family Entertainment Centres	1829	(2000)	1784	672	(750)	656
Adult Gaming Centre	1829	(2000)	1784	820	(1000)	800
Temporary Use Notice	237	(500)	231	N/A		

	Application to Vary	Application to Transfer	Application for Re-Instatement	Application for Provisional Statement	Licence Application (provisional)	Copy Licence	Notification of Change

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	£	£	£	£	Statement holders) £	£	£
BOLD = proposed fee (figure) = statutory CAP Italics =existing fee Blue / shading = cap reached							
Existing Casinos	n/a	n/a	n/a	n/a	n/a	n/a)	n/a)
New Small Casino	<b>4000</b> (4000) <i>3916</i>	<b>1728</b> (1800) <i>1686</i>	<b>1728</b> (1800) <i>1686</i>	<b>8000</b> (8000) <i>8000</i>	<b>2952</b> (3000) <i>2880</i>	<b>12</b> (25) <i>12</i>	<b>30</b> (50) <i>29</i>
New Large Casino	<b>4492</b> (5000) <i>4382</i>	<b>2150</b> (2150) <i>2142</i>	<b>2150</b> (2150) <i>2142</i>	<b>9461</b> (10000) <i>9230</i>	<b>4334</b> (5000) <i>4228</i>	<b>12</b> (25) <i>12</i>	<b>30</b> (50) <i>29</i>
Bingo Club	<b>1750</b> (1750) <i>1712</i>	<b>1200</b> (1200) <i>1200</i>	<b>425</b> (1200) <i>415</i>	<b>2332</b> (3500) <i>2275</i>	<b>1200</b> (1200) <i>1200</i>	<b>12</b> (25) <i>12</i>	<b>30</b> (50) <i>29</i>
Betting Premises (excluding tracks)	<b>1500</b> (1500) <i>1500</i>	<b>1200</b> (1200) <i>1200</i>	<b>405</b> (1200) <i>395</i>	<b>1829</b> (3000) <i>1784</i>	<b>1200</b> (1200) <i>1200</i>	<b>12</b> (25) <i>12</i>	<b>30</b> (50) <i>29</i>
Tracks	<b>1250</b> (1250) <i>1250</i>	<b>950</b> (950) <i>950</i>	<b>405</b> (1200) <i>395</i>	<b>1780</b> (2500) <i>1737</i>	<b>950</b> (950) <i>950</i>	<b>12</b> (25) <i>12</i>	<b>30</b> (50) <i>29</i>
Family Entertainment Centres	<b>1000</b> (1000) <i>1000</i>	<b>950</b> (950) <i>950</i>	<b>410</b> (950) <i>400</i>	<b>1821</b> (2000) <i>1777</i>	<b>950</b> (950) <i>950</i>	<b>12</b> (25) <i>12</i>	<b>30</b> (50) <i>29</i>
Adult Gaming Centre	<b>1000</b> (1000) <i>1000</i>	<b>1200</b> (1200) <i>1200</i>	<b>410</b> (950) <i>400</i>	<b>1821</b> (2000) <i>1777</i>	<b>1200</b> (1200) <i>1200</i>	<b>12</b> (25) <i>12</i>	<b>30</b> (50) <i>29</i>
Temporary Use Notice	n/a	n/a	n/a	n/a	n/a	<b>12</b> (25) <i>12</i>	<b>30</b> (50) <i>29</i>

### 21. Local Government (Miscellaneous Provisions) Act 1982: Licence Fees from April 2019

Members considered the report which proposed the fee levels which ensured that the licensing of Sexual Establishments maintained a 'self-financing' position for the service, in accordance with the Council's statutory duty and the Council's Service and Budget plan.

The Chairman advised that the 2.5% increase in fees was inflationary.

Members queried whether there were any Sexual Establishments across the Licensing Partnership. The Head of Licensing Partnership advised Members that

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there were, which included establishments in the London Borough of Bexley and Maidstone.

### Public Sector Equality Duty

Members noted that consideration had been given to impacts under the Public Sector Equality Duty.

Resolved: That the appropriate fee levels of £3,762 for a new application or a renewal application, and £1,886 for a transfer of an application be approved.

THE MEETING WAS CONCLUDED AT 6.18 PM

CHAIRMAN