

Subject:	Quarter 3 Enforcement Report	Status:	For Publication
Report to:	Licensing Committee	Date:	12 th March 2013
Report of:	Director of Business	Portfolio Holder:	Customers, Legal and Licensing
Key Decision:	<input type="checkbox"/> Forward Plan <input type="checkbox"/>	General Exception	<input type="checkbox"/> Special Urgency <input type="checkbox"/>
Community Impact Assessment:	Required:	No	Attached: No
Biodiversity Impact Assessment	Required:	No	Attached: No
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1.	RECOMMENDATION(S)
1.1	That the Committee note the contents of the report.

2. PURPOSE OF REPORT

- 2.1 To inform the Committee of enforcement action and issues in respect of licensing matters for the period 1st October to 31st December 2012.

3. CORPORATE PRIORITIES

- 3.1 The matters discussed in this report impact directly on the following corporate priorities:

- **Regenerating Rossendale:** This priority focuses on regeneration in its broadest sense, so it means supporting communities that get on well together, attracting sustainable investment, promoting Rossendale, as well as working as an enabler to promote the physical regeneration of Rossendale.
- **Responsive Value for Money Services:** This priority is about the Council working collaboratively, being a provider, procurer and a commissioner of services that are efficient and that meet the needs of local people.
- **Clean Green Rossendale:** This priority focuses on clean streets and town centres and well managed open spaces, whilst recognising that the Council has to work with communities and as a partner to deliver this ambition.

4. RISK ASSESSMENT IMPLICATIONS

- 4.1 There are no specific risk issues for members to consider arising from this report.

5. LICENSING.

- 5.1 There were 4 new premises licences granted during this period:

- Higher Cloughfold Store, Newchurch Road.
- B and M Bargains, Rawtenstall
- Basils Restaurant, Whitworth
- Shell garage, Rising Bridge.

- 5.2 In addition there were nine changes of DPS at licenced premises:

- Rostron Arms
- Barbarellas
- Forresters Arms
- Duke of Buccleugh

- Madisons
- Queens (Bacup)
- Select and Save
- British Queen
- One Stop

5.3 There was one Hearing for a review of the premises licence in respect of the Green Squirrel and there were complaints about 3 licensed premises in the Bacup and Rawtenstall areas over the period, two centred on noise nuisance and one regarding under age drinking. All the premises have been visited by police and licensing officers.

5.4 The following temporary event notices were issued:

- Helmshore Primary School
- St Peters Primary School
- All Saints College
- Animal Quackers
- Constable Lee Primary School
- Bacup and Rawtenstall Grammar
- Pioneer Fitness Studio
- Rawtenstall Town Square
- St Veronica's church hall
- Edenfield Primary School
- Broadway Primary School
- Woolpack Hotel
- Tesco's Rawtenstall
- Vincenzo's Restaurant
- Haslingden Sports Centre
- St Philips Church hall (no alcohol)
- Irwell Terrace, Bacup (no alcohol)

5.5 The following charitable collections were applied for during the period:

House to House Collections:

- Claire House Hospice
- Christie Foundation
- Royal British Legion
- Troop Aid
- North West air ambulance
- Goodshaw Brass Band
- Rainbow Trust
- Woodlands Cancer Care

Street Collections:

- Rossendale Hospice
- Rossendale Lions
- Royal British legion poppy appeal
- Rossendale Scouts
- Rossendale Rotary Club
- Whitworth Vale and Healey band

5.6 Taxi Licensing.

- At the time of writing this report there are 418 hackney carriage vehicles and 6 private hire vehicles.
- There are 704 hackney carriage drivers and 8 private hire drivers licensed with this Authority.
- One driver has been suspended during this period after being charged with serious traffic and drug related offences.
- On 4th September, Ilyas Ramzan aged 27 of Flockton Road, Bradford had his application determined by this Committee. He had 2 driving convictions for exceeding the speed limit in 2009 and 2010 and he had also received a further conviction in 2011 for an offence of driving a motor vehicle with excess alcohol and was disqualified from driving for 16 months. The Committee considered that Ramzan was not a fit and proper person to hold a taxi licence. Mr Ramzan, whose DVLA licence was restored on 24th May, had his appeal heard by Reedley magistrates on 18th October where the decision of the Council was upheld. He was ordered to pay costs to the Council of £120.

Complaints:

There have been a total of 4 complaints regarding taxis as follows:

- Sounding horn
- Overcharging
- No door stickers
- Magnetic door stickers/plying for hire in Stockport.

Exercises:

The following exercises were conducted during this period:

School checks

In company with LCC engineers and VOSA, vehicles on contract with LCC were checked on arrival at the following locations:

- 2nd October Cribden House School
- 9th October Belmont School
- 16th October Tor View School
- 23rd October Rossendale School

Operation Spartacus Friday 14th December 7pm-9pm.

1. This operation was carried out with police and VOSA. A total of 15 vehicles were stopped and checked. 5 vehicles were suspended, 4 more were given defect notices and one driver was reported for prosecution not having a hackney carriage driver's licence (expired).
2. Vehicle faults ranged from defective tyres and steering ball joints, lighting defects, expired vehicle excise licence (September) and no smoking stickers displayed.

COMMENTS FROM STATUTORY OFFICERS:

6. SECTION 151 OFFICER

- 6.1 There are no specific financial implications

7. MONITORING OFFICER

7.1 The Council must make a decision based on all relevant information and following consideration of all relevant Council policies.

8. HEAD OF PEOPLE AND POLICY (ON BEHALF OF THE HEAD OF PAID SERVICE)

8.1 There are no specific human resources implications.

9. CONSULTATION CARRIED OUT

9.1 None

10. CONCLUSION

10.1 Members are requested to note the content of the report.

There are no background papers