

<b>Subject:</b>	Quarter 1,2 and 3 2013 Enforcement Report	<b>Status:</b>	For Publication
<b>Report to:</b>	Licensing Committee	<b>Date:</b>	Tuesday 11 <sup>th</sup> March 2014
<b>Report of:</b>	Director of Business	<b>Portfolio Holder:</b>	Customers, Legal and Licensing
<b>Key Decision:</b>	<input type="checkbox"/> Forward Plan <input type="checkbox"/>	<b>General Exception</b>	<input type="checkbox"/> <b>Special Urgency</b> <input type="checkbox"/>
<b>Community Impact Assessment:</b>	Required:	No	Attached: No
<b>Biodiversity Impact Assessment</b>	Required:	No	Attached: No
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1.	<b>RECOMMENDATION(S)</b>
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 1<sup>st</sup> April to 31<sup>st</sup> December 2013.

## 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 New premises licenses were granted to the following premises:

- East Lancashire Railway Bar
- Waterfoot Food and Booze, Burnley Road East
- Off Licence 34 Burnley Road Bacup
- Rossendale Museum
- Bizzy Plaice Fish and Chip Shop, Edenfield
- Rossendale Golf Club
- Caffe Aroma, Haslingden
- Market Street News, Edenfield

- 5.2 The following premises licences transferred holder:

- Joiners Arms, Bacup

- Roebuck, Burnley Road East, Waterfoot
- Water Village Stores, Water
- Rostron Arms, Edenfield
- Top Shop, Weir
- Happy Inn, Rawtenstall
- Railway Tavern, Rawtenstall.

The following premises changed the Designated Premises Supervisor:

- Duke Of Buccleugh
- Commercial Inn
- Glory Inn
- Whiteheads
- The Flowers
- Wellington
- Madisons Wine Bar
- Co-op Bacup
- One Stop, Bacup
- Craven Heifer
- British Queen
- North Street Restaurant
- Whitworth Workers
- Red Lion
- George and Dragon
- Hare and Hounds
- Duke of Wellington
- Waterloo
- Morrisons
- McColls, Bacup
- Bay Horse, Rawtenstall

5.3 There were complaints about 17 licensed premises in all areas of the Borough, the majority of which were centred on noise nuisance. All the premises have received visits and been advised accordingly.

5.4 The following temporary event notices were issued:

- Rose and Bowl
- Horse and Bamboo theatre
- St Anne's Church
- Rawtenstall Town Centre
- Marl Pits
- Edenfield Recreation Ground
- Stacksteads Recreation Ground
- St Veronica's
- Broadway Primary School
- Irwell Vale Village Green
- Crawshawbooth Primary school
- St Bartholomews
- Stubbins Primary School
- Bacup Cricket Club
- Station Hotel
- Whitworth Civic Hall

- Irish Democratic League Club
- Waterfoot Primary School
- Rossendale Museum
- Bacup and Rawtenstall Grammar School
- All Saints School
- Animal Quackers
- A,B and D Centre
- Alder Grange School
- Pioneer Gym
- Broadway Primary School
- Irwell Terrace
- Bacup Market
- Tonnacliffe Primary School
- Stubbylee Park
- Ski Rossendale

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

House to House Collections:

- Bacup and Stacksteads Carnival Organisation
- Be Child Cancer Aware
- Tree of Hope
- Action on Hearing Loss
- Voluntary Service Overseas
- National Deaf Children's Society
- R.N.L.I.
- Scope
- Children's Society
- Barnardo's
- SENSE
- Against Breast Cancer
- Salvation Army
- Goodshaw Brass Band
- 2<sup>nd</sup> Rossendale Scouts
- Whitworth and Healey Band
- National Kidney Federation
- Child Cancer Parents Alliance
- Action Medical Research.

Street Collections:

- Bacup and Stacksteads Carnival Organisation
- Cancer Research UK
- Samaritans
- Help for Heroes
- Royal British Legion
- Rossendale Round Table
- Rossendale Rotary Club
- Rossendale Lions
- 2<sup>nd</sup> Rossendale Scouts

## 5.6 Taxi Licensing.

- At the time of writing this report, licensed at this Authority there are:
  - 910 hackney carriage vehicles
  - 1471 hackney carriage drivers
  - 4 private hire vehicles
  - 9 private hire drivers
  - 4 private hire operators
- Between the 1<sup>st</sup> April and the 31<sup>st</sup> December 2013 we licensed 733 new drivers and 418 new vehicles.
- Currently the Authority is averaging 20 new drivers and 15 new vehicles each week.
- During this period, 84 applicants for hackney carriage driving licence appeared before the sub-committee to have their application determined. The sub –committee:
  - refused 67 applicants
  - 3 licences were revoked
  - 1 not renewed, and
  - the remainder of the applications were granted.
- 14 of the above applicants subsequently appealed to the Magistrate's Court against the decision to refuse their application. The Court refused 9 of the appeals and granted 5 of them. Costs were awarded against the applicant in 7 of the cases.

### Complaints:

There have been a total of 49 complaints regarding taxis as follows:

- 7 regarding the manner of driving
- 4 regarding unreported road traffic damage
- 2 regarding absence of plates
- 2 regarding overcharging
- 1 regarding smoking
- 7 regarding defects on vehicles
- 5 regarding undeclared points on DVLA licence
- 5 regarding signage
- 12 regarding conduct
- 4 regarding insurance.

### Exercises:

- Joint working operations were carried out with the Police and VOSA on the 28<sup>th</sup> June, 13<sup>th</sup> September and 6<sup>th</sup> December 2013. A total of 25 vehicles were stopped and inspected. Of those:
  - 6 were suspended from use by VOSA
  - 6 were found to have minor defects and were issued with defect notices
  - 1 driver was found not to be licensed
  - 2 drivers had no badge with them.
- Defects ranged from steering and suspension, tyres, lights, air bag faults to bodywork damage, broken mirrors and dirty vehicles.
- A joint check was carried out in Burnley with Burnley Council's Licensing team and Lancashire Constabulary on the 17<sup>th</sup> May 2013. No Rossendale licensed vehicles were found.
- Also on the 17<sup>th</sup> May in the company of engineers from Lancashire County Council, a check was carried out on taxis under contract to LCC at Cribden House School. No vehicles licensed with Rossendale were found to be defective.

**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. POLICY IMPLICATIONS AND CONSULTATION CARRIED OUT**

8.1 There are no specific human resources implications.

8.2 This report is not proposing new services, policies, strategies, or plans (or significant changes to or reviews of them). It does not propose decisions about budget cuts or service changes/reductions. It is determined therefore, that this report will not have any negative impacts on any protected equality groups.

**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