

LICENSING REGULATORY COMMITTEE

Addition of a New Condition to be imposed on all Hackney Carriage Vehicle Licences upon Renewal 27 March 2014

Report of Licensing Manager

PURPOSE OF REPORT

To enable Members to consider imposing a new condition on hackney carriage vehicle licences, to take effect on next renewal, and as a consequence to approve an amendment to the Rules, Regulations and Procedures for Hackney Carriage and Private Hire Licensing document to reflect this.

This report is public.

RECOMMENDATIONS

Members are requested to approve the proposed new condition in relation to hackney carriage vehicle licences, to take effect upon renewal, and as a consequence to approve the following amendment the Rules, Regulations and Procedures for Hackney Carriage and Private Hire Licensing to reflect this –

All hackney carriage proprietors are required to keep complete and accurate records in relation to the name of the person driving their vehicle at any time. This information must be produced upon request to an authorised officer or constable.

1.0 Report

- 1.1 Under the Local Government (Miscellaneous Provisions) Act 1976 a district council may attach to the grant of a licence of a hackney carriage under the Act of 1847 such conditions as the district council may consider reasonably necessary.
- 1.2 Currently there is not a condition attached to a hackney carriage vehicle licence which requires the proprietor to keep records of the person driving the vehicle at any one time.
- 1.3 Clearly there is a public safety issue created by this omission as the information could be crucial if the vehicle had been involved in an incident. It is also vital that the proprietor can show due diligence in case of complaint and that he/she has done the correct checks and assured himself/herself that the person driving the hackney carriage vehicle actually holds a hackney carriage drivers licence issued by this council and is insured to drive the vehicle.

- 1.4 Members are therefore requested, in the interest of public safety, to approve the new condition to be attached to hackney carriage vehicle licences upon renewal and the amendment to the Rules, Regulations and Procedures for Hackney Carriage and Private Hire Licensing to reflect this, as set out above.
- 1.5 If Members are minded to approve the amendment, the condition would apply upon first renewal of the vehicle licence.

2.0 Conclusion

Members are requested to approve the new condition to be attached to hackney carriage vehicle licences upon renewal and the proposed change to the Rules, Regulations and Procedures for Hackney Carriage and Private Hire Licensing to reflect this.

CONCLUSION OF IMPACT ASSESSMENT

(including Diversity, Human Rights, Community Safety, Sustainability and Rural Proofing)

The Rules, Regulations and Procedures are in place to protect the public.

The proposed changes do not have the potential to cause negative impact or discriminate against different groups in the community based on age, disability, gender, race/ethnicity, religion or religious belief (faith), sexual orientation, or rural isolation.

FINANCIAL IMPLICATIONS

There are no financial implications arising from this report.

LEGAL IMPLICATIONS

Anyone aggrieved by a condition attached to a licence can appeal to the Magistrates' Court.

BACKGROUND PAPERS

None.

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