



**Riverside, 4 Canning Road, Lowestoft, Suffolk,
NR33 0EQ**

Licensing Committee

Members:

Councillor Keith Robinson (Chairman)
Councillor Mark Newton (Vice-Chairman)
Councillor Paul Ashdown
Councillor Edward Back
Councillor Alison Cackett
Councillor Tony Cooper
Councillor Linda Coulam
Councillor Janet Craig
Councillor John Fisher
Councillor Andree Gee
Councillor Tony Goldson
Councillor Colin Hedgley
Councillor Keith Patience
Councillor Rachel Smith-Lyte
Councillor Steve Wiles

Members are invited to a **Meeting of the Licensing Committee**
to be held in the Conference Room, Riverside, Lowestoft
on **Monday, 17 October 2022 at 6.30pm**

This meeting will be broadcast to the public via the East Suffolk YouTube
Channel at <https://www.youtube.com/watch?v=SxJ6uSO42m0>

An Agenda is set out below.

Part One – Open to the Public

Pages

- | | | |
|----------|--|----------------|
| 2 | Declarations of Interest
Members and Officers are invited to make any declarations of interests, and the nature of that interest, that they may have in relation to items on the Agenda and are also reminded to make any declarations at any stage during the Meeting if it becomes apparent that this may be required when a particular item or issue is considered. | |
| 3 | Minutes
To confirm as a correct record the Minutes of the Meeting held on 1 August 2022. | 1 - 4 |
| 4 | Proposed Taxi Fare Increase ES/1310
Report of the Cabinet Member with Responsibility for Community Health | 5 - 15 |
| 5 | Issued Licences in East Suffolk and an Overview of the work of the Licensing Sub-Committees July – September 2022 ES/1311
Report of the Cabinet Member with Responsibility for Community Health | 16 - 25 |

Part Two – Exempt/Confidential

No Exempt/Confidential

There are no Exempt or Confidential items for this Agenda.

Close



Stephen Baker, Chief Executive

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www.local.gov.uk/Community-Leadership

Unconfirmed



Minutes of a Meeting of the **Licensing Committee** held in the Deben Conference Room, East Suffolk House, on **Monday, 1 August 2022 at 6.30 pm**

Members of the Committee present:

Councillor Paul Ashdown, Councillor Edward Back, Councillor Alison Cackett, Councillor Tony Cooper, Councillor Linda Coulam, Councillor Janet Craig, Councillor John Fisher, Councillor Andree Gee, Councillor Tony Goldson, Councillor Colin Hedgley, Councillor Mark Newton, Councillor Keith Patience, Councillor Keith Robinson, Councillor Steve Wiles

Other Members present:

Councillor Mary Rudd

Officers present: Ben Bix (Democratic Services Officer) and Martin Clarke (Licensing Manager and Housing Lead Lawyer)

1 Apologies for Absence and Substitutions

There were no apologies for absence.

2 Declarations of Interest

There were no Declarations of Interest.

3 Minutes

RESOLVED

That the Minutes of the Meeting held on 11 April 2022 be confirmed as a correct record and signed by the Chairman.

4 Application for Taxi Fare Increase

The Cabinet Member with responsibility for Community Health introduced report **ES/1215** which was a proposal received from a group of licensed Hackney Carriage drivers in the North of the East Suffolk District for an increase to the Hackney Carriage fares tariff for the North of the district. The Licensing Manager and Housing Lead Lawyer explained that the last increase was in September 2012 and summarised the proposal and its effects.

Members questioned:

- How the charges between the North and South of the District compared, and whether there should be an aligned fare structure for the whole District
- How many Hackney Carriage drivers were operating in the District
- Which tariff would apply if a driver picked up a passenger in Lowestoft and dropped them off in Melton
- Whether wheelchairs were considered to be luggage
- Whether the proposal would affect Private Hire Vehicles

The Licensing Manager and Housing Lead Lawyer advised:

- That the matter for decision by Members only related to the North of the District. There was no proposal for an aligned fare structure, but Members observations would be noted
- There were 178 Hackney Carriage drivers, a reduction on the 186 operating in the District in March 2022
- The Hackney Carriage Meter was calibrated according to originating location
- Wheelchairs were not luggage
- The proposal related to Hackney Carriage vehicles only

The Licensing Manager and Housing Lead Lawyer explained that resolution of the Committee would be subject to consultation, the outcome of which would then be presented to a future meeting of the Committee.

Councillor Rudd reminded Members that the proposal had been put to the Committee by the drivers in the North of the district, who had not asked for alignment with the South. Councillor Rudd drew Members attention to the Licensing Committee meeting of 19 April 2021 where it was agreed to continue with the existing arrangement of having two tariff tables in the East Suffolk district; one in the North of the district (the former Waveney District Council area) and one in the South of the district (the former Suffolk Coastal District Council area).

Councillor Robinson observed that due to the significant passing of time since the last review, it may now be appropriate for the trade to be urged to come forward with proposals no more than three years since their last proposal. Councillor Rudd cautioned that the Committee had agreed at its meeting of 19 April 2021 to continue with the existing custom and practice of the trade proposing a new tariff table for the Licensing Authority to approve and formally consult on as and when they considered that an increase was appropriate or necessary.

Councillor Robinson proposed, and Councillor Back seconded an amendment that *“Subject to the removal of the luggage charge, the increase to the hackney carriage fare tariff for the North of the district, be approved for consultation”*. Upon the amendment being put to the vote, by a majority, the amendment was **CARRIED** and became the substantive motion.

Members in support of the substantive motion perceived that the luggage charge was outdated and no longer justifiable, as customers would expect to be able to have their bag carried without incurring a separate charge. It would also partially offset the

overall increase, which would come at a time where cost of living increases were impacting household incomes. Councillor Coulam disagreed and was of the view that it was not feasible to remove the charge completely and cautioned that drivers had asked for an increase.

The Chairman invited any further amendments. Councillor Coulam proposed, and Councillor Craig seconded an amendment that the increase to the hackney carriage fare tariff for the North of the district, subject to the soiling charge being increased from £40 to £80, be approved for consultation. Upon being put to the vote, the amendment was **NOT CARRIED**.

Councillor Wiles moved, and Councillor Ashdown seconded the substantive motion that subject to the removal of the luggage charge, the increase to the hackney carriage fare tariff for the North of the district, be approved for consultation. Upon being put to the vote, it was by a majority

RESOLVED

That subject to the removal of the luggage charge, the increase to the hackney carriage fare tariff for the North of the district, be approved for consultation.

5 Fuel Surcharge for Hackney Carriage Vehicles in the East Suffolk District

The Cabinet Member with responsibility for Community Health introduced report **ES/1216** which presented the outcome of the recent consultation exercise on the proposals from a group of licensed hackney carriage drivers for a fuel surcharge.

At its meeting on 11 April 2022, the Licensing Committee considered a proposal for a fuel surcharge from licensed drivers. The Committee had rejected the proposal and instead proposed a fuel surcharge of 20p per journey for a temporary period of three months. All licensed Hackney Carriage drivers were consulted for 28 days from 16 April to 13 May 2022.

The Licensing Manager and Housing Lead Lawyer explained that one consultation response had been received, which was a counterproposal to introduce a surcharge of 20p for every 4 miles travelled, calculated by the trip meter. The Committee was advised that the counterproposal was unlawful and would not satisfy Section 58 of The Town Police Clauses Act 1847. Therefore, no lawful solution had been forthcoming from licensed drivers in response to the consultation.

There being no questions or debate; Councillor Cooper proposed, Councillor Hedgley seconded, and it was by a majority

RESOLVED

To not introduce a fuel surcharge.

6 Introduction of two new pieces of legislation – The Taxis And Private Hire Vehicles (Disabled Persons) Act 2022, and The Taxis and Private Hire Vehicles (Safeguarding And Road Safety) Act 2022

The Cabinet Member with responsibility for Community Health introduced report **ES/1217** which sought the necessary additions and updates to the Council's Hackney Carriage and Private Hire Licensing Policy consequent to two new pieces of legislation i) The Taxis and Private Hire Vehicles (Disabled Persons) Act 2022; and The Taxis and Private Hire Vehicles (Safeguarding and Road Safety) Act 2022.

The Licensing Manager and Housing Lead Lawyer advised that the Council was required to absorb the legislation within its policies and explained that the Acts aimed to ensure that disabled people could use taxi and private hire services with confidence that they would not be discriminated against. From 28 June 2022, all Hackney Carriage and Private Hire drivers and operators, would be subject to duties under the Equality Act 2010, regardless of whether the vehicle was wheelchair accessible.

All drivers would be required to accept the carriage of any disabled person, provide them with reasonable mobility assistance, and carry their mobility aids, without charging any more than they would for a non-disabled passenger. Drivers would also have to provide any disabled passenger on request, with assistance to identify the vehicle available. All private hire operators would be required to accept bookings for or on behalf of any disabled person, if they had a suitable vehicle available.

There being no questions or debate; Councillor Goldson proposed, Councillor Ashdown seconded, and it was unanimously

RESOLVED

That the additions and updates to the Hackney Carriage and Private Hire Licensing Policy, be approved.

7 Issued Licences in East Suffolk and an Overview of the work of the Licensing Sub-Committees April – June 2022

The Cabinet Member with responsibility for Community Health introduced report **ES/1218** which provided Members with information relating to issued licences in East Suffolk and gave an overview of the work of the Licensing Sub-Committees during the period. The Chairman thanked the officers for producing the report and invited questions. There being no questions, Members accepted the report and

RESOLVED

That the overview of the work of the Licensing Team and the Licensing Sub-Committees during the second quarter of 2022 be noted.

The meeting concluded at 7.23 pm

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Chairman



LICENSING COMMITTEE

Monday, 17 October 2022

Subject	Proposed Taxi Fare Increase
Report by	Councillor Mary Rudd – Cabinet Member for Community Health
Supporting Officer	Martin Clarke Licensing Manager and Housing Lead Lawyer 01502 523226 Martin.clarke@eastsuffolk.gov.uk

Is the report Open or Exempt?	OPEN
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Category of Exempt Information and reason why it is NOT in the public interest to disclose the exempt information.	Not applicable
Wards Affected:	All Wards

Purpose and high-level overview

Purpose of Report:

For the Licensing Committee to consider objections and comments received following a consultation regarding the proposed increase to the hackney carriage fares tariff in the North of the East Suffolk district.

Options:

- 1) To consider the objections and make no modifications to the proposed increase to the hackney carriage fare tariff for the North of the district.
- 2) To consider the objections and make modifications to the proposed increase to the hackney carriage fare tariff for the North of the district.

Recommendation/s:

That the Committee considers the objections, determines whether to make any modifications to the proposed hackney carriage fares tariff for the North of the district and sets a date when the new fares will come into force.

Corporate Impact Assessment

Governance:

Licensing is a Council function exercised by Licensing Committee and Licensing Sub-Committees.

ESC policies and strategies that directly apply to the proposal:

Hackney carriage and private hire licensing policy

Environmental:

No impact

Equalities and Diversity:

No impact

Financial:

No impact

Human Resources:

No impact

ICT:

No impact

Legal:

No impact

Risk:

No impact

External Consultees:

Licensed Hackney Carriage Drivers within East Suffolk.
Members of the public.

Strategic Plan Priorities

Select the priorities of the Strategic Plan which are supported by this proposal: (Select only one primary and as many secondary as appropriate)		Primary priority	Secondary priorities
T01	Growing our Economy		
P01	Build the right environment for East Suffolk	<input type="checkbox"/>	<input type="checkbox"/>
P02	Attract and stimulate inward investment	<input type="checkbox"/>	<input type="checkbox"/>
P03	Maximise and grow the unique selling points of East Suffolk	<input type="checkbox"/>	<input type="checkbox"/>
P04	Business partnerships	<input type="checkbox"/>	<input type="checkbox"/>
P05	Support and deliver infrastructure	<input type="checkbox"/>	<input checked="" type="checkbox"/>
T02	Enabling our Communities		
P06	Community Partnerships	<input type="checkbox"/>	<input type="checkbox"/>
P07	Taking positive action on what matters most	<input type="checkbox"/>	<input type="checkbox"/>
P08	Maximising health, well-being and safety in our District	<input checked="" type="checkbox"/>	<input type="checkbox"/>
P09	Community Pride	<input type="checkbox"/>	<input type="checkbox"/>
T03	Maintaining Financial Sustainability		
P10	Organisational design and streamlining services	<input type="checkbox"/>	<input type="checkbox"/>
P11	Making best use of and investing in our assets	<input type="checkbox"/>	<input type="checkbox"/>
P12	Being commercially astute	<input type="checkbox"/>	<input type="checkbox"/>
P13	Optimising our financial investments and grant opportunities	<input type="checkbox"/>	<input type="checkbox"/>
P14	Review service delivery with partners	<input type="checkbox"/>	<input type="checkbox"/>
T04	Delivering Digital Transformation		
P15	Digital by default	<input type="checkbox"/>	<input type="checkbox"/>
P16	Lean and efficient streamlined services	<input type="checkbox"/>	<input type="checkbox"/>
P17	Effective use of data	<input type="checkbox"/>	<input type="checkbox"/>
P18	Skills and training	<input type="checkbox"/>	<input type="checkbox"/>
P19	District-wide digital infrastructure	<input type="checkbox"/>	<input type="checkbox"/>
T05	Caring for our Environment		
P20	Lead by example	<input type="checkbox"/>	<input type="checkbox"/>
P21	Minimise waste, reuse materials, increase recycling	<input type="checkbox"/>	<input type="checkbox"/>
P22	Renewable energy	<input type="checkbox"/>	<input type="checkbox"/>
P23	Protection, education and influence	<input type="checkbox"/>	<input type="checkbox"/>
XXX	Governance		
XXX	How ESC governs itself as an authority	<input type="checkbox"/>	<input type="checkbox"/>
How does this proposal support the priorities selected?			

Licensing plays an important role in the themes in the Council's Strategic Plan of growing our economy and enabling our community's Hackney carriage (and private hire vehicles) are a key part of the public transport system, enabling people without their own private transport or without easy access to other means of public transport to travel for education, employment, and entertainment, to shop and to attend medical appointments or deliver/receive care.

Background and Justification for Recommendation

1	Background facts
1.1	<p>The Council is responsible for licensing hackney carriage and private hire drivers and vehicles, and private hire operators. It has the power to set and vary fares for hackney carriages under section 65 of the Local Government (Miscellaneous Provisions) Act 1976.</p> <p>Section 55 of the Town Police Clauses Act 1847 prohibits the driver of a hackney carriage from charging more than the set fare.</p>
1.2	<p>On 1 August 2022, the Licensing Committee approved the new fares proposed by a group of licensed hackney carriage drivers. The Local Government (Miscellaneous Provisions) Act 1976 provides that the proposed new fares are published, and objections invited.</p>
1.3	<p>The notices were published in two local newspapers on 12 August 2022 and were displayed for a period of 14 days at the Council's offices. All licensed hackney carriage drivers in East Suffolk were sent a letter. The consultation ended on 26 August 2022.</p> <p>Two objections were received.</p> <p>One comment was received from a Private Hire Operator regarding the calculation of the initial waiting time. It would appear that the proposal submitted by the group of hackney carriage drivers did not include a correct calculation for the initial waiting time and this had gone unnoticed at the last Licensing Committee meeting.</p> <p>The initial waiting time, as stated in the proposal, would have caused a negative effect for passengers as it would have meant that the meter would have dropped to the next payment quicker than it should have done. The time difference is only a matter of a few seconds but nonetheless, the Licensing Authority should ensure that the fare calculations are fair to both drivers and passengers. There is a set calculation that Licensing Authorities should use to</p>

	<p>determine time and distance and this is what agents for meter companies use to calculate and calibrate their meters.</p> <p>This calculation has now been used and has been checked by an independent meter agent. The amended initial waiting time is included in the proposed tariff fare table attached as Appendix A.</p> <p>The two objections and the comment regarding the initial waiting time are attached as Appendix B.</p>
1.4	<p>Section 65 (4) of the Local Government (Miscellaneous Provisions) Act 1976 provides that the district council must consider any objections, if they are not withdrawn, and set a further date, not later than two months after the first specified date, on which the table of fares shall come into force, with or without modifications after consideration of the objections.</p> <p>The first specified date was 26 August 2022 as indicated by the public notice placed in two local newspapers and the Council's offices on 12 August 2022.</p> <p>The adjustment to the initial waiting time must be added to any new fare tariff table since this was an error.</p> <p>The two objections should be considered by the Licensing Committee.</p>

2 Current position

2.1	The current North fare tariff table is attached as Appendix C .
2.2	<p>On 1 August 2022, the Licensing Committee approved the new fares proposed by a group of licensed hackney carriage drivers subject to the removal of the luggage charge.</p> <p>The proposed new tariff fare table is attached as Appendix A.</p>
2.3	Two objections have been received regarding the proposed tariff increase.
2.4	One comment was received regarding the initial waiting time on Tariffs 1, 2 and 3 being incorrect.


3 How to address current situation

3.1	The Licensing Committee will need to consider the two objections and decide whether to make any modifications to the proposed North fare tariff table which was published on 12 August 2022.
3.2	The adjustment to the initial waiting time must be added to any new fare tariff table since this was an error.

4 Reason/s for recommendation	
4.1	To determine whether any modifications should be made to the proposed hackney carriage fares tariff as approved on 1 August 2022 and published on 12 August 2022.
4.2	To comply with the requirements to determine applications for an increase in a fare tariff in accordance with the Local Government (Miscellaneous Provisions) Act 1976.

Appendices

Appendices:	
Appendix A	Proposed new North fare tariff table – approved 1 August 2022 (with amended initial waiting times)
Appendix B	Two objections and one comment regarding the proposed North fare increase.
Appendix C	Current North fare tariff table

FARE TABLE NORTH ZONE (proposed)		 EASTSUFFOLK <small>COUNCIL</small>	ES/1310
400p	TARIFF 1 (7am – 11pm) For the first 880 yards (804.67m) or 5 minutes 16.8 seconds or part thereof or a combination of parts of such distance and time.		
20p	For each subsequent 125 yards (114.3m) or 45 seconds or part thereof or a combination of parts of such distance and time.		
440p	TARIFF 2 (11pm – 7am) For the first 700 yards (640m) or 3 minutes 18 seconds or part thereof or a combination of parts of such distance and time.		
20p	For each subsequent 106 yards (96.93m) or 30 seconds or part thereof or a combination of parts of such distance and time.		
700p	TARIFF 3 (CHRISTMAS AND NEW YEAR) For the first 1,260 yards (1152.15m) or 4 minutes 12 seconds or part thereof or a combination of parts of such distance and time.		
20p	For each subsequent 100 yards (91.44m) or 20 seconds or part thereof or a combination of parts of such distance and time		
80p	Additional passengers – each additional passenger in excess of 4 and up to 8 (i.e. passengers 5,6,7 and 8)		
Tariff 2	<u>NIGHTS, SUNDAYS & PUBLIC HOLIDAYS *</u> For any hiring commenced between the following periods: Monday to Friday 11pm to 7am and between 11pm Saturday to 7am Monday, Good Friday, Easter Monday, Early May Bank Holiday, Spring Bank Holiday, August Bank Holiday, and after 6am New Years Day.		
Tariff 3	<u>CHRISTMAS EVE, CHRISTMAS DAY, BOXING DAY AND NEW YEAR'S EVE</u> For hiring's between 6pm 24 th December and 6am 27 th December. For hiring's between 6pm 31 st December and 6am 1 st January.		

*NOTE: ONLY ONE OF THESE CHARGES IS PAYABLE IN RESPECT OF ONE HIRING

VEHICLE SOILING: A CHARGE OF £60 MAY BE MADE FOR SOILING THE VEHICLE.

When Boxing Day falls on a day other than 26 December, Tariff 3 will apply on that day from 6pm to 6am the following day. The interval between 6am on the day following Christmas day and 6pm on the evening preceding the day designated as Boxing Day bank holiday will revert to Tariff 2.

Feedback on the driver, the vehicle or the journey should be addressed to Licensing Team, Riverside, 4 Canning Road, Lowestoft NR33 0EQ together with the driver's badge number, the vehicle licence plate number or the registration number of the vehicle.

Good Afternoon

Please find below email from CEO digitax taxi meters where the waiting time on the new proposed tariff is incorrect

Kind Regards
Stacey Lock
Five One Taxis -Managing Director
www.515151.co.uk



Get [Outlook for iOS](#)

From: [REDACTED]
Sent: Friday, August 19, 2022 10:45:45 AM
To: John lock [REDACTED]
Cc: Stacey Lock [REDACTED]
Subject: RE: Proposed Taxi Fare Increase - North

OK I have looked at it and don't see any problems other than they have the initial W/T wrong
In T1 it states 300 seconds and it should be 316.8 sec
T2 states 180 sec and it should be 198 sec
T3 states 240 sec and it should be 252 sec

All the errors are in the drivers favour so it up to you if you want to point it out.

Regards,

Steve Laidler
Technical Director

Digitax Electronics UK Ltd.
31 Tanners Bank
North Shields
NE30 1JH

[REDACTED]
[REDACTED]



Mr C Bing
Head of Legal & Democratic Services
East Suffolk Council
East Suffolk House
Riduna Park, Station Road
Melton, Woodbridge
Suffolk
IP12 1RT

Tuesday 23 August, 2022

STRICTLY PRIVATE AND CONFIDENTIAL - ADDRESSEE ONLY

Dear Mr Bing,

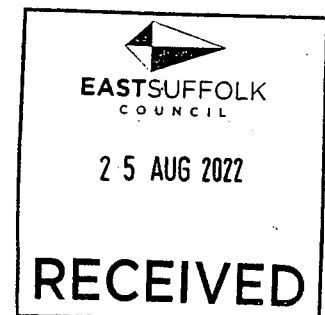
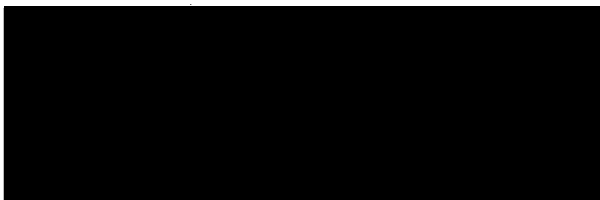
Taxi Tariff Increase - North Zone. East Suffolk Council

I refer to the letter dated 10 August, 2022 regarding the above and confirm that I object to the increase.

The increase would involve an initial outlay of £360.00 for a new meter as my current meter can no longer be recalibrated.

Due to the economic climate, customers are declining and an increase would result in even fewer customers and therefore lower income.

Yours Sincerely



[REDACTED]

Mr C Bing
Head of Legal & Democratic Services
East Suffolk Council
East Suffolk House
Riduna Park, Station Road
Melton, Woodbridge
Suffolk
IP12 1RT

Tuesday 23 August, 2022

STRICTLY PRIVATE AND CONFIDENTIAL - ADDRESSEE ONLY

Dear Mr Bing,

Taxi Tariff Increase - North Zone. East Suffolk Council

I refer to the letter dated 10 August, 2022 regarding the above and confirm that I object to the increase.

The increase would involve an initial outlay of £360.00 for a new meter as my current meter can no longer be recalibrated.


Due to the economic climate, customers are declining and an increase would result in even fewer customers and therefore lower income.

Yours Sincerely

[REDACTED]

[REDACTED]



FARE TABLE NORTH ZONE		 EASTSUFFOLK <small>COUNCIL</small>	ES/1310
300p	TARIFF 1 (7am – 11pm) For the first 987 yards (902.5m) or 5 minutes 2.9 seconds or part thereof or a combination of parts of such distance and time.		
20p	For each subsequent 146.66 yards (134.1m) or 45 seconds or part thereof or a combination of parts of such distance and time.		
320p	TARIFF 2 (11pm – 7am) For the first 789 yards (721.4m) or 3 minutes 8.6 seconds or part thereof or a combination of parts of such distance and time.		
20p	For each subsequent 121.37 yards (110.9m) or 29 seconds or part thereof or a combination of parts of such distance and time.		
560p	TARIFF 3 (CHRISTMAS AND NEW YEAR) For the first 1,440 yards (1316.7m) or 4 minutes 02 seconds or part thereof or a combination of parts of such distance and time.		
20p	For each subsequent 107 yards (97.8m) or 18 seconds or part thereof or a combination of parts of such distance and time		
30p	EXTRA CHARGES Additional passengers – each additional passenger in excess of two (excluding infants in arms).		
90p	Additional passengers – each additional passenger in excess of the first 2 additional passengers incurring 30p, in vehicles licensed to carry more than 4 passengers.		
30p	Luggage – for the use of the luggage compartment (no restriction on the number of items).		
Tariff 2	NIGHTS, SUNDAYS & PUBLIC HOLIDAYS * For any hiring commenced between the following periods: Monday to Friday 11pm to 7am and between 11pm Saturday to 7am Monday, Good Friday, Easter Monday, Early May Bank Holiday, Spring Bank Holiday, August Bank Holiday, and after 6am New Years Day.		
Tariff 3	CHRISTMAS AND NEW YEAR For hiring's between 6pm 24 th December and 6am 27 th December. For hiring's between 6pm 31 st December and 6am 1 st January.		

*NOTE: ONLY ONE OF THESE CHARGES IS PAYABLE IN RESPECT OF ONE HIRING VEHICLE SOILING: A CHARGE OF £40 MAY BE MADE FOR SOILING THE VEHICLE.

When Boxing Day falls on a day other than 26 December, Tariff 3 will apply on that day from 6pm to 6am the following day. The interval between 6am on the day following Christmas day and 6pm on the evening preceding the day designated as Boxing Day bank holiday will revert to Tariff 2.

Complaints: Complaints regarding the conduct of the driver or the condition of the vehicle should be addressed to: Licensing, Riverside, 4 Canning Road, Lowestoft NR33 0EQ together with the driver's badge number or the number of the vehicle.



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LICENSING COMMITTEE

Monday, 17 October 2022

Subject	Issued Licences in East Suffolk and an Overview of the work of the Licensing Sub-Committees July – September 2022
Report by	Councillor Mary Rudd – Cabinet Member for Community Health
Supporting Officer	Martin Clarke Licensing Manager and Housing Lead Lawyer 01502 523226 Martin.clarke@east Suffolk.gov.uk

Is the report Open or Exempt?	OPEN
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Category of Exempt Information and reason why it is NOT in the public interest to disclose the exempt information.	Not applicable
Wards Affected:	All Wards

Purpose and high-level overview

Purpose of Report:

This report provides an overview of the current number and licences issued with regard to the Licensing Act 2003, the Gambling Act 2005 and taxis by East Suffolk Council. The report also summarises the applications received and the work of the Licensing Sub-Committees from July to September 2022.

Options:

Not applicable. This is an update report for noting.

Recommendation/s:

That the Committee:

- 1) Notes the overview of some of the work of the Licensing Team and the Licensing Sub-committees during the third quarter of 2022.

Corporate Impact Assessment

Governance:

Licensing is a Council function exercised by Licensing Committee and Licensing Sub-Committees.

ESC policies and strategies that directly apply to the proposal:

Not applicable. This is an update report for noting.

Environmental:

Not applicable. This is an update report for noting.

Equalities and Diversity:

Not applicable. This is an update report for noting.

Financial:

Not applicable. This is an update report for noting.

Human Resources:

Not applicable. This is an update report for noting.

ICT:

Not applicable. This is an update report for noting.

Legal: Not applicable. This is an update report for noting.	
Risk: Not applicable. This is an update report for noting.	
External Consultees:	Not applicable. This is an update report for noting.

Strategic Plan Priorities

Select the priorities of the Strategic Plan which are supported by this proposal: (Select only one primary and as many secondary as appropriate)		Primary priority	Secondary priorities
T01	Growing our Economy		
P01	Build the right environment for East Suffolk	<input type="checkbox"/>	<input type="checkbox"/>
P02	Attract and stimulate inward investment	<input type="checkbox"/>	<input type="checkbox"/>
P03	Maximise and grow the unique selling points of East Suffolk	<input type="checkbox"/>	<input type="checkbox"/>
P04	Business partnerships	<input type="checkbox"/>	<input type="checkbox"/>
P05	Support and deliver infrastructure	<input type="checkbox"/>	<input checked="" type="checkbox"/>
T02	Enabling our Communities		
P06	Community Partnerships	<input type="checkbox"/>	<input type="checkbox"/>
P07	Taking positive action on what matters most	<input type="checkbox"/>	<input type="checkbox"/>
P08	Maximising health, well-being and safety in our District	<input checked="" type="checkbox"/>	<input type="checkbox"/>
P09	Community Pride	<input type="checkbox"/>	<input type="checkbox"/>
T03	Maintaining Financial Sustainability		
P10	Organisational design and streamlining services	<input type="checkbox"/>	<input type="checkbox"/>
P11	Making best use of and investing in our assets	<input type="checkbox"/>	<input type="checkbox"/>
P12	Being commercially astute	<input type="checkbox"/>	<input type="checkbox"/>
P13	Optimising our financial investments and grant opportunities	<input type="checkbox"/>	<input type="checkbox"/>
P14	Review service delivery with partners	<input type="checkbox"/>	<input type="checkbox"/>
T04	Delivering Digital Transformation		
P15	Digital by default	<input type="checkbox"/>	<input type="checkbox"/>
P16	Lean and efficient streamlined services	<input type="checkbox"/>	<input type="checkbox"/>
P17	Effective use of data	<input type="checkbox"/>	<input type="checkbox"/>

P18	Skills and training	<input type="checkbox"/>	<input type="checkbox"/>
P19	District-wide digital infrastructure	<input type="checkbox"/>	<input type="checkbox"/>
T05	Caring for our Environment		
P20	Lead by example	<input type="checkbox"/>	<input type="checkbox"/>
P21	Minimise waste, reuse materials, increase recycling	<input type="checkbox"/>	<input type="checkbox"/>
P22	Renewable energy	<input type="checkbox"/>	<input type="checkbox"/>
P23	Protection, education and influence	<input type="checkbox"/>	<input type="checkbox"/>
XXX	Governance		
XXX	How ESC governs itself as an authority	<input type="checkbox"/>	<input type="checkbox"/>
How does this proposal support the priorities selected?			
Not applicable. This is an update report for noting.			

Background and Justification for Recommendation

1 Background facts				
1.1	Applications determined during July - September 2022			
Premises and type of application	Address	Hearing / Mediated	Date of Hearing	Outcome and date of issue
L'Escargot Sur Mer VARIATION PREM2087	152 High Street, Aldeburgh, IP15 5AQ	Yes	21.7.22	Cons end 29.6.22 Issued 21.7.22
Golden Palace Takeaway SURRENDER WPREM2143	100 Carlton Road, Lowestoft, NR33 0RT	N/A	N/A	Surrendered 28.6.22 Completed 6.7.22
Xtra Xtra VARIATION WPREM2431	102 St Peters Street, Lowestoft, NR32 1QE	No	N/A	Cons end 6.7.22 Issued 12.7.22
Bistro@47a NEW PREM2244	47a Thoroughfare, Woodbridge, IP12 1AH	Yes - resolved	N/A	Cons end 7.7.22 Issued 12.7.22
Café 1885 SURRENDER PREM0610	Snape Maltings, Snape, Saxmundham, IP17 1SR	N/A	N/A	Surrendered 10.6.22 Completed 8.7.22

The Salty Crow NEW WPREM2586	127 London Road North, Lowestoft, NR32 1LZ	No	N/A	Cons end 19.7.22 Issued 20.7.22
YouDrink Stall NEW WPREM2587	Kessingland Car Boot, Whites Lane, Kessingland, NR34 7TF	No	N/A	Cons end 20.7.22 Issued 21.7.22
Barley Mow REVIEW PREM0176	Mow Hill, Witnesham, IP6 9EH	Yes	5.8.22	Cons end 20.7.22 Issued 26.9.22
Earsham Street Delicatessen NEW WPREM2589	51 Earsham Street, Bungay, NR35 1AF	No	N/A	Cons end 28.7.22 Issued 3.8.22
Shish Anatolia Restaurant SURRENDER WPREM2537	First Floor 58 Bridge Road, Oulton Broad, NR32 3LR	N/A	N/A	Surrendered 5.7.22 Completed 3.8.22
Trinity Park (UK Live) NEW PREM2245	Trinity Park Fields, Felixstowe Road, Purdis Farm, Ipswich, IP3 8UH	Yes- resolved	N/A	Cons end 8.8.22 Issued 24.8.22
The Club NEW WPREM2590	Beccles Conservative Club, 2 London Road, Beccles, NR34 9TZ	No	N/A	Cons end 10.8.22 Issued 11.8.22
Lowestoft Telecoms Sports & Social Club SURRENDER WCLUB0018	18 Clapham Road, Lowestoft, NR32 1RQ	N/A	N/A	Surrendered 19.7.22 Completed 30.8.22
Jolly Sailors VARIATION PREM0143	Quay Street, Orford, IP12 2NU	No	N/A	Cons end 15.8.22 Issued 2.9.22
Salter & King NEW PREM2246	The Causeway, Peasenhall, Aldeburgh, IP17 2HU	No	N/A	Cons end 15.8.22 Issued 26.8.22

Bullards Spirits NEW WPREM2591		17 Market place, Southwold, IP18 6EB	No	N/A	Cons end 18.8.22 Issued 26.8.22
Airstream Refreshment Trailer NEW PREM2247		Bawdsey Manor, Bawdsey, IP12 3BH	No	N/A	Cons end 30.8.22 Issued 2.9.22
YouDrink. Unit 1 NEW WPREM2592		Unit 1, Exchange House, 1 Fountain Way, Reydon, IP18 6SZ	No	N/A	Cons end 12.9.22 Issued 14.9.22
White Horse VARIATION WPREM2419		47 The Street, Corton, NR32 5HP	Yes	7.11.22	Cons end 16.9.22
Wherry Hotel VARIATION WPREM2417		Bridge Road, Oulton Broad, NR32 3LN	No	N/A	Cons end 19.9.22 Issued 27.9.22
Fox & Hounds Social Club NEW		25 Ravensmere, Beccles, NR34 9DX			Cons end 7.10.22
Leiston Newsagent VARIATION PREM0308		75 High Street, Leiston, IP16 4BX			Cons end 19.10.22
Engineers Arms VARIATION PREM0127		7 Main Street, Leiston, IP16 4ER			Cons end 19.10.22
The Grit Lowestoft Centre for the Arts & Heritage NEW		Old Court Buildings, Old Nelson Street, Lowestoft, NR32 1EQ			Cons end 21.10.22
Carnitas Taqueria NEW		Beach Street, Micklegate Road, Felixstowe, IP11 2GN			Cons end 21.10.22
1.2	Appeals to Magistrates Court There are currently no appeals to the Magistrates Court.				

1.3	<p>28 day consultation period has passed, and application is still to be determined</p> <p>There is currently one application waiting to be considered by the Licensing Sub-committee:</p> <p>Variation of Premises Licence – White Horse, Corton – hearing 7 November 2022.</p>
1.4	<p>In consultation</p> <p>New Premises Licence – Fox & Hounds, Beccles. Consultation period ends on 7 October 2022.</p> <p>Variation of Premises Licence – Leiston Newsagent, Leiston. Consultation period ends on 19 October 2022.</p> <p>Variation of Premises Licence – Engineers Arms, Leiston. Consultation period ends on 19 October 2022.</p> <p>New Premises Licence – The Grit Lowestoft Centre for the Arts & Heritage, Lowestoft. Consultation period ends on 21 October 2022.</p> <p>New Premises Licence – Carnitas Taqueria, Felixstowe. Consultation period ends on 21 October 2022.</p>
1.5	<p>There have been 6 Sub-committee hearings regarding licensed or gambling premises, or personal licences during the period July to September 2022:</p> <p>04/07/2022 – Co-op Bungay – application to vary</p> <p>21/07/2022 – L’Escargot Sur Mer – application to vary</p> <p>05/08/2022 – Barley Mow, Witnesham – review application</p> <p>24/08/22 – Film classification</p> <p>31/08/22 – Becks Green Farm, Ilketshall St Andrew – Temporary Event Notice</p> <p>21/09/22 – Film classification</p>

2 Current position

2.1	<p>Licensing Act Premises</p> <p>On the 28 June 2022 there were 1047 Premises Licences and 902 of these include alcohol on the licence.</p> <p>There were 64 Club Premises Licences.</p> <p>On 30 September 2022 there were 1057 Premises Licences and 913 of these include alcohol on the licence.</p> <p>There were 63 Club Premises Licences.</p> <p>In summary, on 28 June 2022 there were 1111 Premises Licences and Club Premises Licences, and on 30 September 2022, there were 1120.</p> <p>13 new Premises Licences were granted between 28 June 2022 and 30 September 2022.</p> <p>3 Premises Licences were surrendered.</p> <p>1 Club Premises Certificate was surrendered.</p> <p>Licensing Act Premises Comparisons</p> <table border="1"> <thead> <tr> <th>Date</th><th>Number of premises licences and club premises certificates</th></tr> </thead> <tbody> <tr> <td>1 January 2020</td><td>1070</td></tr> <tr> <td>1 July 2020</td><td>1071</td></tr> <tr> <td>1 January 2021</td><td>1073</td></tr> <tr> <td>1 July 2021</td><td>1086</td></tr> <tr> <td>1 January 2022</td><td>1093</td></tr> <tr> <td>1 July 2022</td><td>1111</td></tr> </tbody> </table>	Date	Number of premises licences and club premises certificates	1 January 2020	1070	1 July 2020	1071	1 January 2021	1073	1 July 2021	1086	1 January 2022	1093	1 July 2022	1111
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1 July 2022	1111														
2.2	<p>Gambling Act Premises</p> <p>On 28 June 2022 there were 35 Gambling Premises licences in total.</p> <p>During the third quarter one Adult Gaming Centre Premises licence was surrendered and one Bingo Premises Licence was surrendered.</p> <p>On 30 September 2022 there were 35 Gambling Premises Licences in total.</p> <p>There were 9 Bingo Premises Licences.</p> <p>There were 11 Adult Gaming Centre Premises Licences.</p> <p>There was 1 Family Entertainment Centre Premises Licence.</p> <p>There was 1 Betting Premises Licence (in respect of a track)</p> <p>There were 13 Betting Premises Licences (in respect of a premises other than a track).</p> <p>Gambling Act Premises Comparisons</p> <table border="1"> <thead> <tr> <th>Date</th><th>Number of premises licences and club premises certificates</th></tr> </thead> <tbody> <tr> <td>1 January 2020</td><td>40</td></tr> <tr> <td>1 July 2020</td><td>40</td></tr> <tr> <td>1 January 2021</td><td>37</td></tr> <tr> <td>1 July 2021</td><td>38</td></tr> </tbody> </table>	Date	Number of premises licences and club premises certificates	1 January 2020	40	1 July 2020	40	1 January 2021	37	1 July 2021	38				
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	1 January 2022	38																																																																														
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2.3	Taxi and Private Hire Licences On 28 June 2022 , East Suffolk Council licensed: 70 hackney carriage vehicles and 178 hackney carriage/private drivers 367 private hire vehicles and 325 private hire drivers 80 private hire operators On 30 September 2022 , there were: 69 hackney carriage vehicles and 172 hackney carriage/private drivers 375 private hire vehicles and 326 private hire drivers 77 private hire operators Since the last Licensing Committee in April 2022, the taxi and private hire licence activity is as follows: July to September 2022 <table><tr><td><u>Type of Licence</u></td><td><u>Renewed</u></td><td><u>Did not renew</u></td><td><u>New</u></td><td><u>Change of Veh</u></td></tr><tr><td>Private Hire Vehicle</td><td>59</td><td>11</td><td>20</td><td>12</td></tr><tr><td>Hackney Carriage</td><td>17</td><td>4</td><td>7</td><td>0</td></tr><tr><td>Private Hire Driver</td><td>18</td><td>13</td><td>18</td><td>n/a</td></tr><tr><td>Hackney Carriage Driver</td><td>13</td><td>7</td><td>2</td><td>n/a</td></tr><tr><td>Private Hire Operator</td><td>6</td><td>3</td><td>2</td><td>n/a</td></tr><tr><td>Rickshaws & Horse drawn</td><td>0</td><td>0</td><td>0</td><td>0</td></tr></table> There are currently 47 new applications for drivers in progress. Taxi and Private Hire Licence Comparisons <table><tr><td>Date</td><td>HC/PH Drivers</td><td>PH Drivers</td><td>HC Vehicles</td><td>PH Vehicles</td><td>PH Operators</td></tr><tr><td>1 January 2020</td><td>237</td><td>352</td><td>136</td><td>349</td><td>72</td></tr><tr><td>1 July 2020</td><td>223</td><td>341</td><td>108</td><td>301</td><td>75</td></tr><tr><td>1 January 2021</td><td>203</td><td>315</td><td>95</td><td>289</td><td>75</td></tr><tr><td>1 July 2021</td><td>197</td><td>301</td><td>101</td><td>295</td><td>79</td></tr><tr><td>1 January 2022</td><td>194</td><td>321</td><td>73</td><td>350</td><td>81</td></tr><tr><td>1 July 2022</td><td>178</td><td>325</td><td>70</td><td>367</td><td>80</td></tr></table>			<u>Type of Licence</u>	<u>Renewed</u>	<u>Did not renew</u>	<u>New</u>	<u>Change of Veh</u>	Private Hire Vehicle	59	11	20	12	Hackney Carriage	17	4	7	0	Private Hire Driver	18	13	18	n/a	Hackney Carriage Driver	13	7	2	n/a	Private Hire Operator	6	3	2	n/a	Rickshaws & Horse drawn	0	0	0	0	Date	HC/PH Drivers	PH Drivers	HC Vehicles	PH Vehicles	PH Operators	1 January 2020	237	352	136	349	72	1 July 2020	223	341	108	301	75	1 January 2021	203	315	95	289	75	1 July 2021	197	301	101	295	79	1 January 2022	194	321	73	350	81	1 July 2022	178	325	70	367	80
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2.4	There have been 4 Sub-Committee hearings regarding a taxi/private hire licences during the period July to September 2022.																																																																															

3	How to address current situation
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3.1	Not applicable. This is an update report for noting.
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4	Reason/s for recommendation
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4.1	To keep Licensing Committee members updated as to the work of the Licensing Sub-Committee and Licensing Services.
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Appendices

Appendices:

None
