

REPORT FOR DECISION

DECISION OF:	LICENSING & SAFETY PANEL
DATE:	10TH JANUARY 2019
SUBJECT:	OPERATIONAL REPORT
REPORT FROM:	ASSISTANT DIRECTOR (LEGAL AND DEMOCRATIC SERVICES)
CONTACT OFFICER:	M BRIDGE
TYPE OF DECISION:	N/A – Report for information only
FREEDOM OF INFORMATION/STATUS:	This paper is in the public domain
SUMMARY:	A report to advise members on operational issues within the licensing service.
IMPLICATIONS:	
Wards Affected:	N/A
Scrutiny Interest:	Internal Scrutiny Panel

1.0 BACKGROUND

1.1 The report advises Members on operational issues within the licensing service.

2.0 APPEAL TO MAGISTRATES COURT

2.1 The Licensing Service have been notified that following a decision of this panel to refuse to grant an Hackney Carriage Drivers Licence, an appeal has been lodged with the Magistrates Court. The appeal will be heard on the 1st March 2019

2.2 The Licensing Service have been notified that following a decision to refuse to renew the Hackney Carriage Vehicle Licence due to it failing the Five Fault Rule as it is a vehicle over the 10 years of age from the date of registration. The appeal will be heard on the 11th March 2019

2.3 On the 17th December 2018, an appeal against the Council's decision to revoke a Hackney Carriage Drivers Licence due to him failing to maintain vehicles. The Magistrates decided to dismiss the appeal. An application for costs was made in

the sum of £2.305. Mindful that the driver had lost his livelihood as a result of the appeal, the court reduced the award to £1,735.

3.0 Multi Agency Visits with Greater Manchester Police

3.1 The Licensing Service took part in visits to licensed premises with Greater Manchester Police on the 7th December 2018. A total number of visits carried out was 12 and the findings were as follows:-

- Three premises were found to have no designated Premises Supervisor in place, advice was given at the time of inspection to cease the retail sale of Alcohol.
- A section 19 notice under the Criminal Justice and Police Act 2001 was served on a Licensed Premises in Bury due to the Premises Licence Holder being made insolvent. Premises were closed.
- At one of the licensed premises, a gambling machine was situated in the premises and no permit had been applied for. Advice was given by officers at the time of the inspection and the machine was turned off.

4.0 Multi Agency Visits with Trading Standards

4.1 Over the last month, officers from the Trading Standards and Licensing Service visited 26 Off-licences to undertake compliance checks in relation to alcohol, tobacco and food. Minor issues found, advice was given to licence holders at time of visit.

5.0 Visits to Second Hand Dealers

5.1 Officers from the Trading Standards and Licensing Service visited 14 second hand dealers to ensure compliance with the Greater Manchester Act 1981. Officers are currently dealing with their findings.

Contact Details:

M Bridge

Licensing Unit Manager

3 Knowsley Place

Duke Street

Bury

BL9 0EJ

Tel: 0161 253 5209 Email: m.bridge@bury.gov.uk