



Classification	Item No.
Open / Closed	

Meeting:	Licensing & Safety Committee
Meeting date:	20 April 2022
Title of report:	Operational Report
Report by:	Executive Director (Operations)
Decision Type:	N/A Report for information only
Ward(s) to which report relates	N/A

Executive Summary: A report to advise members on operational issues within the Licensing service.

Recommendation(s)

That the report be noted.

Key considerations

Not applicable

Community impact/ Contribution to the Bury 2030 Strategy

Equality Impact and considerations:

24. *Under section 149 of the Equality Act 2010, the 'general duty' on public authorities is set out as follows:*

A public authority must, in the exercise of its functions, have due regard to the need to -

- (a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;*
- (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;*
- (c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.*

25. *The public sector equality duty (specific duty) requires us to consider how we can positively contribute to the advancement of equality and good relations, and demonstrate that we are paying 'due regard' in our decision making in the design of policies and in the delivery of services.*

Assessment of Risk:

The following risks apply to the decision:

Risk / opportunity	Mitigation
None	.

Consultation:

Legal Implications:

Not Applicable

Financial Implications:

Not Applicable

Report Author and Contact Details:

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Please include a glossary of terms, abbreviations and acronyms used in this report.

Term	Meaning
None	

1.0 **BACKGROUND**

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

2.0 **COMPLIANCE/ENFORCEMENT**

2.1 The Licensing Service have dealt with the following compliance and enforcement matters for the following periods

2.2 **7 March to 13 March**

Clients

Complaint 2

Enforcement 3

Operators

Enforcement 2

Premises

Enforcement 5

Vehicle

Complaint 2

Enforcement 12

2.3 **14 March to 20 March**

Clients

Complaint 2

Enforcement 1

Premises

Enforcement 10

Vehicle

Enforcement 14

Intel 1

Compliance 2

2.4 **21 March to 27 March**

Clients

Complaint 3

Enforcement 3

Premises

Complaint 5

Enforcement 1

Multi agency visits 4

Vehicle

Complaint 2

Compliance 1

Enforcement 5

General

Scrapyard enforcement 1

2.5 **28 March to 3 April**

Clients

Complaint 2

Enforcement 2

Premises

Enforcement 4

Vehicle

Enforcement 7

Compliance 1

3.0 PARTNERSHIP WORKING

- 3.1 Licensing Enforcement Officers worked alongside Trading Standards Officers, GMP and a tobacco dog on a multi-agency day on Wednesday 23 March. Eight shops across the borough were visited and in three stores licensed for the sale of alcohol, illicit cigarettes and tobacco were found. This was seized from the stores in Ainsworth, Radcliffe and Tottington and totalled £5000 worth of illegal cigarettes and tobacco.
- 3.2 On Thursday 24 March Licensing Enforcement Officers and Trading Standards Officers visited a licensed scrap yard as part of a GMP Operation. The site was found to no longer be licensed due to the site manager having left and been replaced by a new owner without this being notified to the Licensing Section. A closure notice was served so that no further business could take place until the licence is in order.

4.0 SECOND TESTING STATION

- 4.1 The contract for the second testing station commenced on 1 April.
- 4.2 Application forms are live on the Councils website and information about how to book with either garage has also been uploaded.
- 4.3 An email has been sent to all vehicle owners to communicate this information.

5.0 TAX CHECKS FOR TAXI / PRIVATE HIRE / SCRAP METAL APPLICATIONS

- 5.1 From 4 April 2022 the government will introduce mandatory tax checks through the Finance Act 2021 to confirm that an applicant for any of the licence types below is appropriately registered for tax.
- 5.2 Anyone applying for any of the licenses below must complete a HMRC Tax check and supply the Licensing Section with this code.
- taxi driver licences
 - private hire driver licences
 - private hire vehicle operators' licences
 - scrap metal site licences
 - scrap metal collectors' licences

 - renewing a licence
 - applying for the same type of licence they previously held, that ceased to be valid less than a year ago
 - applying for the same type of licence they already hold with another licensing authority
- 5.3 The Licensing Section must then use the tax check code to confirm that the tax check has taken place before they can proceed with processing an application.
- 5.4 This information has been made available on the Licensing webpages.