



Classification	Item No.
Open / Closed	

Meeting:	Licensing & Safety Committee
Meeting date:	14 July 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:

L Jones
Deputy Licensing Officer
3 Knowsley Place
Duke Street
Bury
BL9 0EJ Tel: 0161 253 7206 Email: laura.j.jones@bury.gov.uk

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 **16-22 May**

Clients

Complaint 2

Enforcement 1

Operator

Complaint 1

Enforcement 2

Premises

Advice 2

Complaint 3

Compliance 1

Enforcement 3

Multi agency 1

Vehicle

Enforcement 15

23-29 May (inc Op Avro)

Client

Enforcement 35

Premises

Enforcement 14

Compliance 2

Intel 1

Vehicle

Enforcement 42

30 May – 5 June

Clients

Complaint 3

Enforcement 6

Premises

Intelligence 1

Vehicle

Complaint 2

Compliance 4

Enforcement 13

6-12 June

Client

Compliance 6

Enforcement 6

Premises

Advice 1

Compliant 2

Compliance 8

Enforcement 1

Intel 2

Vehicle

Enforcement 6

13 – 19 June

Client

Complaint 2

Enforcement 1

Premises

Compliance 2

Enforcement 1

Complaint 1

Vehicle

Compliance 1

Enforcement 14

20 - 26 June 2022

Client

Complaint 2

Enforcement 1

Premises

Compliance 15

Enforcement 10

Vehicle

Complaint 2

Compliance 4

Enforcement 9

27 – 3 July 2022

Client

Complaint 5

Compliance 1

Enforcement 5

Premises

Compliance 5

Enforcement 10

Advice 2

Vehicles

Compliance 9

Enforcement 12

3.0 PARKLIFE

3.1 Officers from the Public Protection Service worked during the weekend of the Parklife concert that took place on the weekend of the 11th and 12th June 2022. Officers dealt with matters relating to:

- Unlicensed Taxi's
- Illegal Street Trading
- Pedlars
- Hackney Carriage and Private Hire Trade enforcement
- Assistance of residents surrounding the event relating to taxis, noise and street trading
- Visited and checked all licensed premises in the vicinity of the event for compliance including off licences.
- Intelligence gathering on the event and reported matters to the Community Impact team.
- Officers were accompanied by Councillors O'Brien, Quinn and Gold during parts of the event.

3.2 BURY HACKNEY ASSOCIATION

Correspondence of Thanks received following Park Life.

Bury Hackney Association like to say thank you for your arrangements to facilitate taxi rank for Bury Hackney carriage taxis during events time,

Our members are very happy with our officers from licencing department, they work hard and well organised and facilitate our taxis manage to approaching taxi rank trouble free.

Our all members feel secure and happy with the services provided by your department.

On behalf of my members and association I appreciate your support and like to say thank you, please pass my complements to officers who provided excellent service during events to our customers and drivers safety, especially Laura and Alex done great job and we appreciated.

3.3 CORRESPONDANCE OF THANKS

The Public Protection Service have received correspondence from Councillors and the organisers of the event, thanking the service for the work that they had undertaken.

4.0 **TRADE LIAISON MEETING**

4.1 On the 16th June 2022, a joint trade liaison meeting (Licensing/Police and the Hackney carriage and Private hire trade) took place. Discussions took place on a number of issues relating to:

- Reporting of any incidents to Greater Manchester Police
- Praise was given for the work carried out by the Police, Licensing Officers and other officers of the Council.
- Application submission times – can apply up to 8 weeks in advance
- Driver Safety Initiative
- Update on EV Charge Points – Clean Air
- Wheelchair Accessible vehicles – Fiat Freedom/Peugeot Premier.
- Common Minimum Licensing Standards
- Compliance Test Certification

The Licensing Service are in the process of developing a webpage on the Council's Website to enable the minutes of the trade liaison meetings can be published to enable all the hackney carriage and private hire trade to view the minutes

5.0 **IMMEDIATE REVOCATION OF A PRIVATE HIRE DRIVER**

5.1 The Licensing Service have recently received a complaint regarding a Private Hire Driver. Due to the nature of the information received, the Licensing Service in conjunction with the Head of Public Protection and Chair of this Committee considered the information and through the Council's scheme of delegation on the 23 June 2022 revoked a licensed private hire driver's licence with immediate effect under the powers of the Road Safety Act 2006 in the interests of public safety.

6.0 **ENGAGEMENT WITH HACKNEY CARRIAGE AND PRIVATE HIRE TRADE**

6.1 Following the recent request from the Licensing and Safety Committee to remind all drivers regarding the declaring of convictions/fixed penalties, the Licensing Service sent the following information on the 1 July 2020 to all licensed drivers, operators and Trade representatives:

The Licensing Service would like to inform you of issues that are currently being implemented and to remind drivers of their responsibilities:

Trade Liaison meetings

Recently a joint Trade Liaison meeting has been set up with the Licensing Service, Greater Manchester Police and the representatives from the Hackney Carriage and Private hire Trade. Councillor Morris (Executive Member for

Licensing) and Councillor Walmsley (Chairperson of the Licensing and Safety Committee are also in attendance.

A new term of reference has been agreed between all parties concerned. The Licensing Service are currently waiting for a webpage to be developed to enable all the licensed trade in Bury to view the minutes of these meetings that have taken place. As soon as the new webpage is available to the public, a further email will be sent to you.

Notification of convictions/motoring convictions/fixed penalty notices

Further to our email of the 27 May 2021, The Licensing Service have been requested by the Licensing and Safety Committee to remind all drivers, operators again of their obligations in respect of the licences that you hold.

As a licensed hackney carriage /private hire driver within Bury, there is a condition on your licence to declare convictions/fixed penalties that you may incur whilst driving your licensed vehicle or any other vehicle.

The main issue that we are experiencing is that licensed hackney carriage /private hire drivers are not notifying the Council's Licensing Service within the required timeframe of any convictions/motoring offences/fixed penalty notices which may result in an appearance before the Licensing and Safety Committee and could have implications on your hackney carriage and/or private hire driver's licence.

As a licensed driver in Bury you are required to comply with the conditions of your drivers/vehicle licence conditions which are included on the licence when it is issued to you. Therefore, please ensure that you read and understand the conditions.

7.0 TAXI DRIVER SAFETY INITIATIVE

- 7.1 The Licensing Service have contacted all licensed hackney carriage and private hire drivers to inform them of a six-week consultation (28 June until 9 August 2022) relating to a boroughwide (Licensed) Driver Safety Initiative.

The consultation is being carried out to provide Licensed Drivers in Bury the opportunity to contribute their views and opinions on their own safety as a licensed driver in Bury.

All responses obtained through the consultation will be used to contribute to the development and implementation of this new safety initiative.

Licensed Drivers in Bury have been encouraged to take part in the consultation to ensure their concerns are addressed and appropriate crime reduction advice, guidance and control measures are included and considered.