



Classification	Item No.
Open / Closed	

Meeting:	Licensing & Safety Committee
Meeting date:	8 June 2023
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

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 **10 April - 16 April**

Client

Complaint 7

Enforcement 3

Premises

Enforcement 2

Vehicle

Enforcement 6

2.3 **17 April – 23 April**

Client

Multi agency 33

Enforcement 9

Complaint 6

Operator

Enforcement 1

Premises

Complaint 2

Compliance 11

Enforcement 9

Multi agency 7

Vehicle

Enforcement 8

Multi agency 19

2.4 **24 April – 30 April**

Client

Complaint 2

Enforcement 1

Multi agency 1

Premises

Complaint 2

Enforcement 9

Intel 1

Vehicle

Complaint 2

Enforcement 14

Multi agency 1

2.5 **1 May – 7 May**

Client

Complaint 3

Enforcement 4

Vehicle

Complaint 3

Enforcement 9

Premises

Enforcement 7

2.6 **8 May – 14 May**

Client

Complaint 5

Enforcement 4

Premises

Compliance 10

Enforcement 9

Vehicles

Complaint 2

Enforcement 13

2.7 **15 May – 21 May**

Client

Complaint 2

Enforcement 1

Operator

Enforcement 3

Premises

Enforcement 12

Intel 2

Vehicles

Complaint 2

Enforcement 10

2.8 **22 May – 28 May**

Client

Complaint 1

Enforcement 2

Update 1

Premises

Update 4

Complaint 3

Enforcement 3

Multi Agency Visit 2

Vehicles

Enforcement 5

3.0 IMMEDIATE REVOCATION OF A PRIVATE HIRE DRIVERS LICENCE

3.1 The Licensing Service received information from Greater Manchester Police in relation to a private hire drivers conduct which has resulted in him being charged for a serious offence. The driver concerned has been given a right of reply before the Head of Public Protection and the Chair of this Committee considered taking action in the interests of Public Safety under the Road Safety Act 2006. It was felt appropriate to immediately revoke his private hire drivers licence on the 5 May 2023

4.0 NR3S – NATIONAL DATABASE FOR REFUSALS, REVOCATIONS AND SUSPENSIONS

Letters were sent out on 2 May 2023 to all those whose historical data will go on the NR3S. Emails were sent to all other drivers on the same date to inform them that we have now started to use the system. Our historical data is due to be uploaded on 31 May 2023. All new and renewal applications for drivers are now being checked against the database.

5.0 LICENSING HEARINGS SUB-COMMITTEE HEARINGS

5.1 Summary Review – Topshop, 20 Hurst Street Bury

On the 24 April 2023, Greater Manchester Police submitted an application to the Licensing Authority for a Summary Review in respect of Top Shop, 20 Hurst Street, Bury, BL9 7ER because they believe that the premises are associated with Serious Crime. As required by the legislation an interim steps hearing of the Licensing Hearings Sub-Committee was set up with 48 hours to consider what interim steps to take. Members decided to suspended the premises licence and remove the designated premises

supervisor. A full review hearing took place on the 18 May 2023 and members decided to revoke the premises licence and took a separate decision to leave the interim steps in place should the licence holder appeal the Council's decision. All parties have been notified of the d

5.2 **Grant of a premises licence – Nova Wines and Tapas, 3 and 3a Radcliffe New Road, Whitefield**

The Licensing Service received an application for the grant of a new premises licence for the above premises. Representation were received from Greater Manchester Police in their capacity as a responsible authority .and an a interested party. Discussions have taken place between the applicant and Greater Manchester Police and they have agreed conditions to be applied to the premises licence. The matter was considered by the Licensing Hearings Sub-Committee on the 19 May 2023 and Members decided to Grant the application with conditions. All parties have been notified of the decision.

6.0 **TRADE LIAISON MEETING**

6.1 The Licensing Service held a Trade Liaison meeting with the taxi trade on the 11 May 2023, this was attended by representatives of the trade. The minutes of the meeting will be published in due course at:

<https://councildecisions.bury.gov.uk/ieListMeetings.aspx?CId=368&Year=0>

Community impact / links with Community Strategy

Not applicable

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.*

Equality Analysis	<i>Please provide a written explanation of the outcome(s) of either conducting an initial or full EA.</i>
<i>The Licensing Service have considered the Equality Act 2010 and due to each application being dealt with on its own merits there is no positive or negative on any of the protected characteristics.</i>	

Assessment of Risk:

The following risks apply to the decision:

Risk / opportunity	Mitigation
None	.

Consultation:

Not applicable

Legal Implications:

Not applicable

Financial Implications:

Not Applicable

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

Term	Meaning
None	