



<u>Committee and Date</u>
Strategic Licensing Committee
7 December 2022

<u>Item</u>
<u>Public</u>

## EXERCISE OF DELEGATED POWERS

**Responsible Officer** Mandy Beever, Transactional and Licensing – Team Manager  
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### 1. Synopsis

- 1.1 This report gives details of the licences issued and the variations that have been made between 1 September 2022 and the 31 October 2022 and a summary of applications considered by the Committee.

### 2. Executive Summary

- 2.1 Licensing officers have been given delegated powers to issue or amend licences, providing no objections have been received in the case of licences issued under the Licensing Act or regarding general and public health licences.
- 2.2 Further, procedures have been approved for officers with direct line management responsibility for Licensing to use their delegated powers to refuse, suspend or revoke driver, vehicle, and operator licences.
- 2.3 This report gives details of the licences issued and the variations that have been made between 1 September 2022 and the 31 October 2022 and a summary of applications considered by the Committee.

### 3. Recommendations

- 3.1 That members note the position as set out in the report.

## REPORT

### 4. Risk Assessment and Opportunities Appraisal

- 4.1 This is an information report giving Member's information on the work undertaken by the Licensing Team and Committee and therefore a risk assessment and opportunities appraisal has not been carried out.

### 5. Financial Implications

5.1. There are no financial implications associated with this report.

## 6. Climate Change Appraisal

6.1. There are no anticipated climate change or environmental impacts associated with the recommendations in this report.

## 7. Background

7.1 Information regarding the issue of licences by Officers under delegated powers is reported to Committee on a quarterly basis.

7.2 Officers use their delegated powers in a number of situations, including where:

- a) A licence has been requested and there have been no objections raised by interested parties or Responsible Authorities.
- b) The application has met the Council's policy criteria for accepting an application.
- c) There are vehicle applications for new or renewal licenses and refusal, suspension, and revocation of licences where the operating criteria as set by the Hackney Carriage and Private Hire Licensing Policy 2019 to 2023 is not met and the officer does not consider there to be any special reason for an exception to be made.
- d) There are driver's applications for new or renewal licences and refusal, suspension, or revocation of licences where the criteria as set by the Hackney Carriage and Private Hire Licensing Policy 2019 to 2023 is not met and the officer does not consider there to be any special reason for an exception to be made.
- e) There are Private Hire Operator applications for new or renewal licenses and refusal, suspension, and revocation of licences where the operating criteria as set by the Hackney Carriage and Private Hire Licensing Policy 2019 to 2023 is not met and the officer does not consider there to be any special reason for an exception to be made.

7.3 The table in **Appendix A** shows the complete range of licences issued by the licensing team during the period of 1 September 2022 and the 31 October 2022. During this period the total number of licences processed was 1059.

7.4 The Table in **Appendix B** shows that there were no Licensing and Safety Sub-Committee Meetings held between the 1 September 2022 and the 31 October 2022.

7.5 The Table at **Appendix C** shows that there were two Licensing Act Sub Committee premise hearings held between the 1 September 2022 and the 31 October 2022.

7.6 Following the decision at the Strategic Licensing Committee on 18 March 2015, vehicles and driver applications are now being considered by Officers using delegated powers. This includes refusal of new licence applications, refusal to renew existing licences and revocation and suspension of existing licences, in relation to any matter concerning a hackney carriage or a private hire driver's

licence or a vehicle licence or any matter concerning a private hire operator's licence.

The number of licences and actions determined by this process is as follows:-

<b>Driver</b>	<b>Granted</b>	<b>Granted and/or Warning Letter, Suspension</b>	<b>Letter Council is 'Minded to refuse' or 'Revoke'</b>	<b>Refuse to Grant</b>	<b>Revoke</b>	<b>To refer to Committee</b>
New	1		1			
Renew						
Conduct						
<b>Vehicle</b>	<b>Granted</b>	<b>Granted and/or Warning Letter</b>	<b>Letter Council is 'Minded to refuse' or 'Revoke'</b>	<b>Refuse to Grant</b>	<b>Revoke</b>	<b>To refer to Committee</b>
New			1	1		
Renewal	1	1				
Condition						
<b>Operator</b>	<b>Granted</b>	<b>Granted and/or Warning Letter</b>	<b>Letter Council is 'Minded to refuse' or 'Revoke'</b>	<b>Refuse to Grant</b>	<b>Revoke</b>	<b>To refer to Committee</b>
New						
Renewal						
Conduct						

## 8. Conclusions

- 8.1 During the period captured in this report the workload for the Licensing team has continued to be high. The team have worked together to answer all the queries, support businesses and maintain the flow of applications.

**List of Background Papers (This MUST be completed for all reports, but does not include items containing exempt or confidential information)**

**Cabinet Member (Portfolio Holder)**

Councillor Richard Marshall, Portfolio Holder for Highways and Regulatory Services

**Local Member**

Cover all areas of Shropshire

**Appendices:**

**Appendix A** – Licences processed between 1 September 2022 and the 31 October 2022.

**Appendix B** – Number of Hackney Carriage / Private Hire Vehicle applications considered at the Licensing and Safety Sub-Committees from 1 September 2022 to the 31 October 2022.

**Appendix C** – Hearings held for licensed premises at the Licensing Act Sub-Committees from 1 September 2022 to the 31 October 2022.

## APPENDIX A

## Licences processed – from the 1 September 2022 to the 31 October 2022.

General Licensing	Renewal Period	Total
Acupuncture Personal	For life	
Acupuncture Premises	For life	
Activities Involving Animals Licence	Up to 3 years	18
Caravan Sites	For life	2
Mobile Homes Fit and Proper Person Register	Up to 5 Years	2
Cosmetic Piercing Personal	For life	17
Cosmetic Piercing Premises	For life	8
House to House Collection	For the period applied for, no longer than 12 months	6
House to House Exemption Order	Exemption certificate is issued by the Home Office	7
Scrap Metal Site (new/renewal)	3 Years	
Scrap Metal Collector (new/renewal)	3 Years	
Sex Establishment Licence	1 Year	
Sex Shop Licence	1 Year	
Street Collection	Covers the dates applied for	23
Street Trading Licence (new/renewal)	1 Year (daily licence also available which covers maximum of 7 days in a 12-month period)	3
Tattooing Personal	For life	
Tattooing Premises	For life	
Electrolysis Personal	For life	
Electrolysis Premises	For life	
Dangerous Wild Animals	2 Years	
Zoo	New licences last 4 years, upon renewal they can be granted for 6 years	
Distribution of Free Printed Matter	7 consecutive days, 28 consecutive days, 1 year – dependent on what is applied for	
Storage of Explosives	1 Year	3
Year-round Fireworks Sales	1 Year	
Pavement Licence	1 Year	15
Pavement Permit	1 Year	17
<b>Total Applications General</b>		<b>121</b>

Taxi Licensing	Renewal Period	Total
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Hackney Carriage	N	1 Year	3
Hackney Carriage	R	1 Year	10
Joint HC/PH Driver	N	Up to 3 Years	21
Joint HC/PH Driver	R	Up to 3 Years	23
Private Hire Operator	N	Up to 5 Years	9
Private Hire Operator	R	Up to 5 Years	2
Private Hire Vehicle	N	1 Year	46
Private Hire Vehicle	R	1 Year	91
Hackney Vehicle Transfer		For period left on existing licence	1
Private Hire Vehicle Transfer		For period left on existing licence	19
Private Hire Licensee Transfer		For period left on existing licence	
Trailer Licence		1 Year	
<b>Total Taxi Applications</b>			<b>225</b>

<b>Taxi Licensing (Surrendered)</b>	<b>Total</b>
Private Hire Vehicles	5
Hackney Carriages	2
<b>Total Surrendered Vehicles</b>	<b>7</b>

	<b>Renewal Period</b>	<b>Total</b>
<b>Licensing Act 2003</b>		
Club Premises Certificate	For Life	
Personal Alcohol (variation/new)	For Life	55
Premises Licence	For Life	6
Temp Event Notice no Alcohol	For the dates applied for	
Temp Event Notice with Alcohol	For the dates applied for	219
Minor Variation Application	For Life	2
Designated Premises Supervisor (DPS) Change/Variation	For Life	25
Disapply DPS	For Life	
Premises Licence Transfer Application	For Life	10
Annual Fee	Due each year on anniversary of granting of original licence	337
Notification of Interest	For Life	
Premises Licence with Alcohol - Full Variation	For Life	1
Premises Licence without Alcohol - Full Variation	For Life	
<b>Total Licensing Act Applications</b>		<b>655</b>

<b>Gambling Act 2005</b>	<b>Renewal Period</b>	<b>Total</b>
Bingo Premise Licence	For Life	
Betting Premise Licence (other than track)	For Life	
Betting Premises Licence (track)	For Life	
Licensed Premise Gaming Machine Permit	For Life	
Notification of Intent to have gaming machines	For Life	
Prize Gaming Permit	10 Years	
Club Machine Permits	10 Years	
Club Gaming Permit	10 Years	
Occasional Use Notice	For the dates applied for	
Temporary Use Notice	For the dates applied for	
Adult Gaming Centre	For Life	
Small Society Lotteries	For Life	7
Change of Promoter	As necessary	
Annual Fee	Due each year on anniversary of granting of original licence	44
Family Entertainment gaming machine permit	10 Years	
<b>Total Gambling Act 2005 Applications</b>		<b>51</b>
<b>Total Applications</b>		<b>1052</b>
<b>Total Surrendered Vehicles</b>		<b>7</b>

**APPENDIX B**

**Licensing and Safety Sub-Committee Meetings from 1 September 2022 to the 31 October 2022.**

<b>Date of Meeting</b>	<b>Scheduled/ Additional</b>	<b>Item</b>	<b>Meeting Venue</b>	<b>Decisions</b>
None				

## APPENDIX C

**Licensing Act Sub-Committees.****Hearings held for licensed premises from 1 September 2022 to the 31 October 2022.**

<b>Date</b>	<b>Premises</b>	<b>Type of Application</b>	<b>Councillors</b>	<b>Decision</b>	<b>Review Requested by</b>
23 September 2022	Shrewsbury Flaxmill Malting Dye House and Mill Experience Shop, Spring Gardens, Shrewsbury, SY1 2SZ	New Premises Licence	Peter Broomhall Mike Isherwood Kevin Pardy	Licence Granted	N/A
3 October 2022	Shrewsbury Flaxmill Malting Dye House and Mill Experience Shop, Spring Gardens, Shrewsbury, SY1 2SZ	New Premises Licence	Garry Burchett Nigel Lumby Kevin Pardy	Licence Granted	N/A