

Agenda

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General Purposes Licensing Committee

Date: **Wednesday 15 June 2011**

Time: **6.00 pm**

Place: **Oxford Town Hall**

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General Purposes Licensing Committee

Membership

Chair	Councillor Clark Brundin	North;
Vice-Chair	Councillor Colin Cook	Jericho and Osney;
	Councillor Jim Campbell	St.Margaret's;
	Councillor Mary Clarkson	Marston;
	Councillor Van Coulter	Barton and Sandhills;
	Councillor John Goddard	Wolvercote;
	Councillor Michael Gotch	Wolvercote;
	Councillor Bryan Keen	Cowley;
	Councillor Gwynneth Royce	St.Margaret's;
	Councillor David Williams	Iffley Fields;

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AGENDA

Pages

1 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

The Quorum for this meeting is 4.

2 DECLARATIONS OF INTEREST

Councillors serving on the Committee are asked to declare any personal or prejudicial interests they may have in any of the following agenda items.

3 HACKNEY CARRIAGES AND PRIVATE HIRE LICENSING SUB-COMMITTEE MEMBERSHIP

Councillor Royce will introduce this item and speak to it.

4 UPDATE ON TAXI LICENSING ACTIVITY JANUARY 2011 - MARCH 2011

1 - 6

The Head of Environmental Development has submitted a report which informs the Committee of the progress made by the Taxi Licensing function between January 2011 and March 2011 and for the whole of the Council Year 2010/11.

The Committee is asked:

- (a) To note the contents of the report;
- (b) To make comments and recommendations regarding the future work of the Taxi Licensing function.

5 UPDATE ON REQUEST TO LICENCE A HORSE DRAWN CARRIAGE AS AN OMNIBUS

7 - 20

The Head of Environmental Development has submitted a report which provides the Committee with an update with regard to the request to licence horse drawn carriages as an omnibus, and the intended licence fee to be charged.

The Committee is asked:

- (a) To note the progress made with Oxfordshire County Council with regard to the proposed Horse Drawn Carriage Scheme;
- (b) To approve the level of fee determined to be reasonable for the guide, driver and proprietor of a Horse Drawn Carriage;
- (c) To recommend Council to make the approved Byelaws;
- (d) To authorise the Head of Environmental Development and the Head of Law and Governance to carry out the statutory advertisement of the Byelaws.

6 CLOSED CIRCUIT TELEVISION IN LICENSED VEHICLES - UPDATE

21 - 34

The Head of Environmental Development has submitted a report which provides an update to the Committee as to the progression of the CCTV initiative following the decision to implement the scheme on 1 March 2011.

The Committee is asked:

- (a) To note the progression of the CCTV initiative and make any comments it sees fit to assist with the promotion of the scheme;
- (b) To note the legal requirements associated with the use of CCTV in licensed vehicles in particular with regard to the Human Rights Act 1998, Data Protection Act 1998, freedom of Information Act 2000 and this Authorities Policies and Procedures already in place with regard to the viewing and storage of recorded images.

7 HACKNEY CARRIAGE TARIFF - APPLICATION FOR INCREASE

35 - 38

The Head of Environmental Development has submitted a report the purpose of which is to determine whether an automatic increase to the Hackney Carriage Tariff of 20 pence per journey be applied upon the price of a litre of diesel fuel reaching £1.50.

The Committee is asked:

- (a) To approve that the Head of Environmental Development may, subject to the consideration of any objections received, amend the table of fares to introduce an automatic surcharge of 20 pence per journey be applied to all fares when the price of a litre of diesel fuel reaches £1.50 per litre at a predetermined lists of local fuel outlets;
- (b) To approve that upon the price of a litre of diesel fuel falling below the £1.50 threshold at any of the listed fuel outlets, that the surcharge be automatically revoked;
- (c) To approve that the Head of Environmental Development publish notice of the surcharge in accordance with Section 65(2) of the Local government (Miscellaneous Provisions) Act 1976;
- (d) To approve that the Head of Environmental Development consider any objections received in consultation with the chair of the Committee before the introduction of the surcharge.

8 PAVEMENT STALL SIZE

39 - 48

The Head of Environmental Development has submitted a report which details proposals for the design, layout and size of street trading pitches, with special reference to pitches that have the capability to overhang the 2mx1m cartilage.

The Committee is asked:

- (a) To grant delegated authority to the Head of Environmental Development to decide and authorise variations to stall sizes where it is reasonable and appropriate to do so, having regard to the location of the stall and the type of goods to be sold, up to a maximum size of 2.4m x 1.3 (8ft x 4ft);
- (b) To agree the prescriptive criteria for a street trading stall as set out in Appendix 3 of the report;
- (c) To approve that the Head of Environmental Development only be required to refer the decision to Committee for approval if representation are received from interested parties that a stall should not be increased in size or the conditions varied.

9 DESIGNATION OF STREET FOR STREET TRADING

49 - 56

The Head of Environmental Development has submitted a report which seeks approval to amend the Street Trading Policy in relation to the designation of street in Oxford City.

The Committee is asked:

- (a) To recommend Council retains the current designation of Prohibited and Consent Streets and designates the remainder of the streets within the Oxford City Council boundary as Consent Street for the purposes of the Street Trading Scheme, or:
- (b) To recommend Council designates all streets within the Oxford City Council boundary as Consent Streets for the purposes of the Street Trading Scheme;
- (c) To remove the designation of the Covered Market Walkways, the Clarendon Centre Walkways and the Westgate Centre Walkways:
- (d) To authorise the Head of Environmental Development to carry out the required consultation as set out in paragraph 13 of the report;
- (e) To receive a further report to consider responses to the consultation before making a recommendation to Council.

10 AMENDMENT TO FEES AND CHARGES 2011/12

57 - 58

The Head of Environmental Development has submitted a report which seeks to amend the fee for a Weekly Street Trading Fee to rectify an error.

The Committee is asked to approve the amendment of the fee for a One Week Street Trading Consent to £155.

11 MINUTES

59 - 66

The Committee is asked to approve the minutes of the meetings held on 1 March 2011 and 19 May 2011.

12 DATES OF FUTURE MEETINGS

The Committee is asked to note that it will meet on the following dates at the Town Hall.

Wednesday 19 October 2011
Wednesday 22 February 2012

DECLARING INTERESTS

What is a personal interest?

You have a personal interest in a matter if that matter affects the well-being or financial position of you, your relatives or people with whom you have a close personal association more than it would affect the majority of other people in the ward(s) to which the matter relates.

A personal interest can affect you, your relatives or people with whom you have a close personal association positively or negatively. If you or they would stand to lose by the decision, you should also declare it.

You also have a personal interest in a matter if it relates to any interests, which you must register.

What do I need to do if I have a personal interest?

You must declare it when you get to the item on the agenda headed "Declarations of Interest" or as soon as it becomes apparent to you. You may still speak and vote unless it is a prejudicial interest.

If a matter affects a body to which you have been appointed by the authority, or a body exercising functions of a public nature, you only need declare the interest if you are going to speak on the matter.

What is a prejudicial interest?

You have a prejudicial interest in a matter if;

- a) a member of the public, who knows the relevant facts, would reasonably think your personal interest is so significant that it is likely to prejudice your judgment of the public interest; and
- b) the matter affects your financial interests or relates to a licensing or regulatory matter; and
- c) the interest does not fall within one of the exempt categories at paragraph 10(2)(c) of the Code of Conduct.

What do I need to do if I have a prejudicial interest?

If you have a prejudicial interest you must withdraw from the meeting. However, under paragraph 12(2) of the Code of Conduct, if members of the public are allowed to make representations, give evidence or answer questions about that matter, you may also make representations as if you were a member of the public. However, you must withdraw from the meeting once you have made your representations and before any debate starts.