

**WYRE FOREST  
DISTRICT COUNCIL**

**LICENSING AND ENVIRONMENTAL  
COMMITTEE**

**A G E N D A**

**Date: Monday, 24<sup>th</sup> January 2005**

**Time: 10.30 a.m.**

**Venue: Council Chamber  
Civic Centre  
Stourport-on-Severn**

**Where there is a site visit, Members of the Committee are asked to note the arrangements as set out in a separate memorandum.**

**LICENSING AND ENVIRONMENTAL COMMITTEE****Members of Committee:**

**Councillor Mrs. P.V. Hayward (Chairman)**  
**Councillor J. Baker (Vice-Chairman)**  
**Councillor Mrs. M.B. Aston**  
**Councillor G.W. Ballinger**  
**Councillor J-P. Campion**  
**Councillor N.J. Desmond**  
**Councillor P. Dyke**  
**Councillor B.T. Glass**  
**Councillor P.B. Harrison**  
**Councillor Mrs. A.T. Hingley**  
**Councillor W.G. Jones**  
**Councillor M.B. Kelly**  
**Councillor M.M.G. Oborski**  
**Councillor Mrs. P. Rimell**  
**Councillor A.D. Williams**

**Information for Members of The Public:-**

**Part I** of the Agenda includes items for discussion in public. You have the right to request to inspect copies of Minutes and reports on this Agenda as well as the background documents used in the preparation of these reports.

**Part II** of the Agenda (if applicable) deals with items of "Exempt Information" for which it is anticipated that the public may be excluded from the meeting and neither reports nor background papers are open to public inspection.

**Delegation** - All items are presumed to be matters which the Committee has delegated powers to determine. In those instances where delegation will not or is unlikely to apply an appropriate indication will be given at the meeting.

**For further information:-**

If you have any queries about this Agenda or require any details of background papers, further documents or information you should contact Mrs. S.A. Fleming, Elections/Committee Officer, Civic Centre, Stourport-on-Severn. Telephone No: 01562 732739 or email [stella.fleming@wyreforestdc.gov.uk](mailto:stella.fleming@wyreforestdc.gov.uk).

## **A G E N D A**

### **PART I**

**1. APOLOGIES FOR ABSENCE**

**2. APPOINTMENT OF SUBSTITUTE MEMBERS**

To receive the name of any Councillor who is to act as a substitute, notice of which has been given to the Head of Legal and Democratic Services together with the name of the Councillor for whom he/she is acting.

**3. DECLARATION OF INTERESTS**

To invite Members to declare any interests in any item on this Agenda (including any declaration in relation to Section 106 of the Local Government Finance Act 1992).

**4. MINUTES**

To confirm the Minutes of the meetings held on 13<sup>th</sup> December, 2004.

(Pages 1 - 5)

**5. LICENSING FEES AND CHARGES**

To consider the report of the Head of Planning Health and Environment.

(Pages 6 - 11)

**6. APPLICATION TO GRANT A HACKNEY CARRIAGE VEHICLE LICENCE**

To consider the report of the Head of Planning, Health and Environment relating to Mr. P.C.R. Yardley.

(Pages 12 - 20)

**7. APPLICATION TO GRANT A HACKNEY CARRIAGE VEHICLE LICENCE**

To consider the report of the Head of Planning, Health and Environment relating to Mr. S. Ahmed.

(Pages 21 - 26)

**8. APPLICATION TO GRANT A HACKNEY CARRIAGE VEHICLE LICENCE**

To consider the report of the Head of Planning, Health and Environment relating to Mr. T. Jeavons.

(Pages 27 - 32)

**9. APPLICATION TO GRANT A HACKNEY CARRIAGE VEHICLE LICENCE**

To consider the report of the Head of Planning, Health and Environment relating to Mr. M. Hussain.

(Pages 33 - 38)

**10. TO CONSIDER ANY OTHER BUSINESS, DETAILS OF WHICH HAVE BEEN COMMUNICATED TO THE HEAD OF LEGAL AND DEMOCRATIC SERVICES BEFORE THE COMMENCEMENT OF THE MEETING, WHICH THE CHAIRMAN BY REASON OF SPECIAL CIRCUMSTANCES CONSIDERS TO BE OF SO URGENT A NATURE THAT IT CANNOT WAIT UNTIL THE NEXT MEETING.****11. EXCLUSION OF THE PRESS AND PUBLIC**

If necessary, to consider passing the following resolution:

“That under Section 100A(4) of the Local Government Act 1972 the press and public be excluded from the meeting during the consideration of the following item of business on the grounds that it involves the likely disclosure of “exempt information” as defined in the relevant paragraph(s) of Part 1 of Schedule 12A to the Act”

**12. TO CONSIDER ANY OTHER BUSINESS, DETAILS OF WHICH HAVE BEEN COMMUNICATED TO THE HEAD OF LEGAL AND DEMOCRATIC SERVICES BEFORE THE COMMENCEMENT OF THE MEETING, WHICH THE CHAIRMAN BY REASON OF SPECIAL CIRCUMSTANCES CONSIDERS TO BE OF SO URGENT A NATURE THAT IT CANNOT WAIT UNTIL THE NEXT MEETING.****PART II**

There are no items in this part of the Agenda.





WYRE FOREST DISTRICT COUNCIL

**LICENSING AND ENVIRONMENTAL COMMITTEE**  
**24<sup>th</sup> January 2005**

AN OPEN ITEM

**Increase in Fees and Charges for Licensing**

**1. Purpose of the Report**

- 1.1 To inform Members of the proposed increases in the fees and charges within it's licensing functions for 2005/2006.

**2. Recommendation**

- 2.1 The committee is asked to recommend that the Council approve the proposed increases in fees and charges as proposed for the year 2005/6

(Appendix 1 )

**3. Background**

- 3.1 Home Office Circular 13/2000 informed Local Authorities of the basis on which fees should be set for public entertainment's and similar licensed events.
- 3.2 A complete review of licensing fees and charges took place in 2002 culminating in a report to the Executive on 14<sup>th</sup> February 2002 after which the new fees and charges were formally adopted.
- 3.3 For the year 2005/6 there has been no reason to fundamentally alter the fee structure which is based on full recovery and so the fees have been increased by 3.5 per cent over 2004 and rounded up where appropriate.

**4. Financial Implications**

- 4.1 The increase of 3.5% is in line with current Council Policy on fees and charges and it is estimated that an additional £500 will be raised per annum.

**5. Conclusion**

- 5.1 The fees and charges were reviewed in 2002 and this increase is intended to keep pace with inflation.

**Report prepared by:** Brian Kent      Ext. No. 2593

**Consultees:**                      Head of Financial Services  
                                            Head of Legal and Democratic Services

**Background Papers:** None



WYRE FOREST DISTRICT COUNCIL

**LICENSING AND ENVIRONMENTAL COMMITTEE**

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**Report prepared by:** Brian Kent      Ext. No. 2593

**Consultees:**                      Head of Financial Services  
                                            Head of Legal and Democratic Services

**Background Papers:** None

**Appendices:**                      Appendix 1

**WYRE FOREST DISTRICT COUNCIL**  
**INCOME SERVICE OPTIONS 2005/2006**

GENERAL REGISTRATION		Present Charges 2004/2005	Proposed Charges 2005/2006
New Licence (including provision of food) – Initial		£1,330.00	£1,377.00
	- Renewal	£1,220.00	£1,263.00
0 – 199 Persons		£381.00	£395.00
200 – 399 Persons	Non-Food – Initial	£878.00	£909.00
400+ Persons	- Renewal	£990.00	£1,039.00
Repairs (at vendor's expense)		£220.00	£228.00
Mobile Vendors		£520.00	£539.00
200 – 399 Persons		£820.00	£849.00
400+ Persons		£1,348.00	£1,396.00
Transfer/Final Grant of Provisional			
0 – 199 Persons		£173.00	£180.00
200 – 399 Persons		£173.00	£180.00
400+ Persons		£173.00	£180.00
Certificate Of Suitability			
0 – 199 Persons		£328.00	£340.00
200 – 399 Persons		£820.00	£849.00
400+ Persons		£1,345.00	£1,393.00
Outdoor and Occasional			
0 – 199 Persons		£948.00	£982.00
200 – 999 Persons		£1,475.00	£1,527.00
1000+ Persons		£2,365.00	£2,448.00

Theatres #			
Annual	Initial	£310.00	£321.00
		£214.00	£222.00
Renewal		£54.00	£56.00
Occasional Cinemas		£310.00	£321.00
		£214.00	£222.00
Annual	Initial	£173.00	£180.00
Renewal	Transfer		
# Charitable organisations and educational events may be exempt from payment of fees or be eligible for reduced fees			

**WYRE FOREST DISTRICT COUNCIL**  
**INCOME SERVICE OPTIONS 2005/2006**

LICENSING AND REGISTRATION	Present Charges 2004/2005	Proposed Charges 2005/2006
Acupuncture, Tattooing, Ear Piercing & Electrolysis –	£109.00	£113.00
Certificate Of Registration: (a) Person	£155.00	£161.00
(b) Premise	£263.00	£273.00
(c) Person & Premise	£32.00	£32.00
Amusement With Prizes #	£250.00	£250.00
Amusement Arcades # 34 (1), 34 (5E)	£221.00	£229.00
Animal Boarding Establishments*      Initial	£146.00	£152.00
Renewal	£100.00	£100.00
Butchers Shop #	£221.00	£229.00
Dangerous Wild Animals*              Initial	£146.00	£152.00
Renewal	£221.00	£229.00
Dog Breeding Establishments*        Initial	£146.00	£152.00
Renewal	£127.00	£132.00
Game Dealers                              Initial	£101.00	£105.00
Renewal	£137.00	£142.00
Late Night Refreshment House        Initial	£101.00	£105.00
Renewal	£35.00	£35.00
Lottery #                                    Initial	£17.50	£17.50
Renewal	£221.00	£229.00
Pet Animals Act*                         Initial	£146.00	£152.00
Renewal	£221.00	£229.00
Riding Establishments*                 Initial	£146.00	£152.00
Renewal	£3,282.00	£3,397.00
Sex Establishment                        Initial	£1,260.00	£1,305.00
Renewal	£1,072.00	£1,110.00
Zoo Licences*                            Initial	Plus Inspectors Expenses	Plus Inspectors Expenses
Renewal	£962.00 Plus Inspectors Expenses	£996.00 Plus Inspectors Expenses
* Plus Vet Fees Where Applicable		
# Statutory Charge		

**WYRE FOREST DISTRICT COUNCIL**  
**INCOME SERVICE OPTIONS 2005/2006**

HACKNEY CARRIAGE/PRIVATE HIRE FEES	Present Charges 2004/2005	Proposed Charges 2005/2006
Hackney Carriage/Private Hire Drivers Licence	£220.00	£228.00
Drivers Knowledge Test	£40.00	£42.00
Badge Deposit	£17.00	£18.00
Hackney Carriage Vehicle Licence	£311.00	£322.00
Private Hire Vehicle Licence	£311.00	£322.00
Private Hire Operators Licence	£345.00	£358.00
Transfer of Plate From 1 Vehicle to Another	£37.00	£39.00
Vehicle Retest Fee (if re-tested within 48 hours of Failure)	£22.13 + VAT	£23.00 + VAT
Vehicle Retest Fee (if re-tested after 48 hours of Failure)	£44.26 + VAT	£46.00 + VAT
Change of Business (Sell Car and Transfer Plate)	£277.00	£287.00
Car Plate (inside car) Deposit	£15.00	£16.00
Car Plate (outside car) Deposit	£37.00	£39.00
CRB Check	£47.00	£49.00

**WYRE FOREST DISTRICT COUNCIL**  
**INCOME SERVICE OPTIONS 2005/2006**

	Present Charges 2005/2006	Proposed Charges 2005/2006
<b>CONSUMER PROTECTION</b>		
Sampling of Private Water Supplies	£50.00 + Analysts Fees + VAT	£50.00 + Analysts Fees + VAT
Issue of Food Surrender Certificates	£43.85 + VAT	£46.00 VAT
Release Of Officers Statement	£201* + VAT	£209* VAT
Release of Documents	£72.00* + VAT	£75.00* + VAT
* Plus actual cost of reproducing photographs and photocopy charges		
<b>ENVIRONMENTAL PROTECTION</b>		
Release of Environmental Information	£21.00 + VAT	£22.00 + VAT
Registration of Motor Salvage Operators	£73.00	£76.00
Copy of Register Entry, Motor Salvage operators Register	£3.00 + VAT	£4.00 VAT

# Planning, Health and Environment Division

Duke House  
Clensmore Street  
KIDDERMINSTER  
Worcs. DY10 2JX

Telephone: 01562 820505 Ext: 2593  
Direct Line: 01562 732593  
Fax: 01562 732556  
Email: Brian.Kent@wyreforestdc.gov.uk  
[www.wyreforestdc.gov.uk](http://www.wyreforestdc.gov.uk)

**ENVIRONMENTAL HEALTH & LICENSING MANAGER**  
M. KAY, D.M.S., M.C.I.E.H.

FROM: Mr B Kent

MY REF: BK/HET  
YOUR REF:

DATE: 9<sup>th</sup> December 2004

Mr P.C.R. Yardley  
38, Wesley Court,  
Woodcroft Close,  
CRADLEY HEATH,  
West Midlands B64 6LQ.

Dear Mr. Yardley,

## **Application for grant of Hackney Carriage Vehicle Licence**


I write to inform you that following a meeting of the Wyre Forest District Council on Wednesday 8<sup>th</sup> December 2004, officers have been directed to commission a study by independent transport consultants, to determine whether or not there exists a significant unmet demand for hackney carriage services in the district, taking into account any latent demand.

The survey will likely take place in the new year and a decision will be made by the Council as to the future control of hackney carriage numbers.

In the meantime I am unable to grant your application for Vehicle Licence, but will keep you informed of any subsequent change.

Should you wish to discuss the matter further I will be pleased to assist.

Yours sincerely



B. KENT  
Principal Licensing Officer



INVESTOR IN PEOPLE

**Head of Planning, Health and Environment, M. PARKER, B.A.(Hons.), B.T.P., M.R.T.P.I., Dip.Surv.**

FORWARD PLANNING + TRANSPORT : DEVELOPMENT + BUILDING CONTROL : ENFORCEMENT : CONSERVATION + LISTED BUILDINGS : TREES :  
FOOD + SAFETY : HEALTH + SUSTAINABILITY : HOUSING : LICENSING : POLLUTION CONTROL

**MR. P.C.R. YARDLEY**

38 Wesley Court Woodcroft Close Cradley Heath  
West Midlands B64 6LQ  
Tel: 07906 125264

Your Ref:

Our Ref: LPY/311504

[ Recorded Delivery ]

14 October 2004

Mr Brian Kent (Principal Licensing Officer),  
Wyre Forest District Council,  
PHE Division, Duke House,  
Clensmore Street,  
Kidderminster,  
Worcs.  
DY10 2JX.



Dear Sir

**Re: Section 37, Town Police Clauses Act 1847 - Ss 3, 4(1), Town Police Clauses Act 1889 - Local Government (Miscellaneous Provisions) Act 1976 - Grant of Additional New Hackney Carriage Licence**

Thank you for the recent application forms for the grant of additional hackney carriage licences.

Accordingly, I enclose on behalf of one of my proposed vehicle's one signed requisition / application form; I also confirm that the full details of the vehicle will follow if my proposed vehicle's application is successful (i.e. if the council confirms in writing that my proposed vehicle will be granted a new h.c. licence, then I will purchase a new vehicle and apply for the grant of a new h.c. driver/conductor's licence).

Please note! I not only intend to use my licensed hackney carriage as a licensed taxi (contract carriage) but also as a licensed bus (stage carriage), i.e. as a licensed taxi-bus in which to provide (from time to time) the public with a local and nation wide service.

I now await your confirmation of the date when the Elected Members of the Licensing Committee will determine my proposed vehicle's application.

Faithfully

Mr P C R Yardley.

*Letter Acc. after  
Scotty Paul  
22/10/04*

Enc. Part completed and signed h.c. licence requisition / application form.

*S.K.*

*OB*

*Please hold until after filing  
decision 8.12.2004*

*SK 28/10/04*

**MR. P.C.R. YARDLEY**

38 Wesley Court Woodcroft Close Cradley Heath

West Midlands B64 6LQ

Tel: 07906 125264

Your Ref: BK/HET

Our Ref: LPY/328704

[ First Class ]

11 November 2004

Mr Brian Kent (Principal Licensing Officer),  
Wyre Forest District Council,  
PHE Division, Duke House,  
Clensmore Street,  
Kidderminster,  
Worcs.  
DY10 2JX.

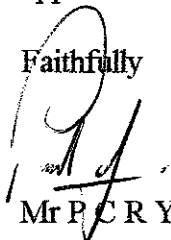
Dear Sir

**Re: Section 37, Town Police Clauses Act 1847 - Ss 3, 4(1), Town Police Clauses Act 1889 - Local Government (Miscellaneous Provisions) Act 1976 - Grant of Additional New Hackney Carriage (Vehicle) Licence - Section 16 Transport Act 1985**

I refer to your letter 9th December 2004 confirming that Wyre Forest District Council ("Council") are currently not satisfied that there is a significant demand for the services of Hackney Carnages (within its prescribed distance) which is unmet.

I now request that my proposed vehicle's application be referred to the Elected Members of the next Licensing Committee for resolution and await confirmation of the date when the Elected Members of the Council will determine my proposed vehicle's application for the grant of a new (additional) hackney carriage licence.

Faithfully



Mr P C R Yardley.



# WYRE FOREST DISTRICT COUNCIL

## APPLICATION/RENEWAL – HACKNEY CARRIAGE/\*PRIVATE HIRE VEHICLE LICENCE

(\*Delete as Applicable)

I/WE HEREBY APPLY TO WYRE FOREST DISTRICT COUNCIL FOR THE GRANT, SUBJECT TO THE PROVISIONS OF PART II OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 OF A VEHICLE LICENCE IN RESPECT OF THE MOTOR VEHICLE, PARTICULARS OF WHICH ARE GIVEN BELOW.

### PARTICULARS OF APPLICANT

PART A WHERE APPLICANT IS A PARTNERSHIP, LIMITED COMPANY OR OTHER INCORPORATED BODY)

1. NAME OF PARTNERSHIP, COMPANY OR OTHER INCORPORATED BODY.
2. ADDRESS OF REGISTERED OFFICE.
3. ADDRESS FROM WHICH BUSINESS WILL BE CONDUCTED.

---

PART B (SHOULD NOW BE COMPLETED IN RESPECT OF EACH DIRECTOR AND/OR PARTNER USING A SEPARATE SHEET IF NECESSARY)

PART B (ALL APPLICANTS)

4. SURNAME/FAMILY NAME  
YARDLEY
5. FORENAME(S)  
PAUL CHARLES ROYSTON
6. DATE OF BIRTH  
16-12-56
7. DRIVER'S BADGE NO.  
NONE

PART C (ALL APPLICANTS)

PARTICULARS OF VEHICLE

DETAILS TO FOLLOW \*

8. REGISTRATION NUMBER

\*

9. MAKE

\*

10. MODEL

TX11

11. ENGINE CAPACITY

\*

12. ENGINE NUMBER

\*

13. CHASSIS/BODY NO.

\*

14. COLOUR(S)

BLACK

15. TYPE OF BODY

HACKNEY

16. DATE OF FIRST REGISTRATION

\*

17. NUMBER OF SEATS

7

18. ADDRESS AT WHICH VEHICLE WILL BE GARAGED

38 WESLEY COURT, CRADLEY HEATH, W/MIDWS B64 6LQ

PART D (ALL APPLICANTS)

19. NAME, ADDRESS AND TELEPHONE NUMBER FROM WHICH VEHICLE WILL OPERATE

PAUL YARDLEY, 38 WESLEY COURT, CRADLEY HEATH  
WEST MIDLANDS, B64 6LQ. P#07906 125264

20. NAME, ADDRESS AND TELEPHONE NUMBER OF THE OPERATOR OF THE VEHICLE

AS ABOVE.

21. HAS THE APPLICANT HELD LICENCES GRANTED BY ANOTHER AUTHORITY?

YES/NO (Delete as Applicable)

IF YES, GIVE DETAILS

BIRMINGHAM CITY COUNCIL  
H684

22. HAS THE APPLICANT EVER BEEN REFUSED A VEHICLE LICENCE YES/NO

(Delete as Applicable)

IF YES, GIVE DETAILS

~~NA~~

0. OFFICE USE ONLY:

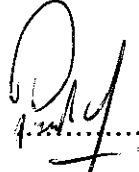
PLATE NO.

DATE GRANTED

PLEASE READ CAREFULLY (\*Delete as Applicable)

I/WE\* DECLARE THAT THE ABOVE MOTOR VEHICLE IS OWNED BY THE APPLICANT(S) OR IS HIRED TO THE APPLICANT UNDER A HIRING AGREEMENT OR HIRE PURCHASE AND THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF THE ABOVE PARTICULARS ARE CORRECT IN EVERY RESPECT.

I/WE\* UNDERSTAND THAT I/WE\* SHALL BE GUILTY OF AN OFFENCE IF I/WE\* KNOWINGLY OR RECKLESSLY MAKE A FALSE STATEMENT OR OMIT ANY MATERIAL PARTICULARS REQUIRED BY SECTION 57 OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976, THE PUNISHMENT FOR WHICH UPON CONVICTION IS A FINE NOT EXCEEDING £400.00.

Signature (s)  ..... Date 14-10-2004 .....

Name(s) PAUL CHARLES RAYMOND .....  
(BLOCK CAPITALS)

THIS AUTHORITY IS UNDER A DUTY TO PROTECT THE PUBLIC FUNDS IT ADMINISTERS AND TO THIS END MAY USE THE INFORMATION YOU HAVE PROVIDED ON THIS FORM WITHIN THIS AUTHORITY FOR THE PREVENTION AND DETECTION OF FRAUD. EXCEPT AS CONCERNS INFORMATION SUPPLIED TO THE COUNCIL UNDER THE PROVISIONS OF THE DATA PROTECTION ACT 1984 IN RESPECT OF PERSONAL CRIMINAL CONVICTIONS. THE COUNCIL MAY ALSO SHARE THIS INFORMATION WITH OTHER BODIES ADMINISTERING PUBLIC FUNDS SOLELY FOR THESE PURPOSES.

This application form, when fully completed, should be returned to **The Licensing Section, Planning, Health & Environment Division, Wyre Forest District Council, 7/8 New Street, Stourport on Severn, Worcs. DY13 8UL.**



WYRE FOREST DISTRICT COUNCIL

LICENSING AND ENVIRONMENTAL COMMITTEE  
24<sup>th</sup> JANUARY 2005

AN OPEN ITEM

Application to Grant a Hackney Carriage Vehicle Licence

**1. Purpose of the Report**

- 1.1 To consider an application made by Mr. P. C. R. Yardley, 38 Westley Court, Woodcroft Close, Cradley Heath, West Midlands, for the grant of a hackney carriage vehicle licence.

**2. Recommendation**

- 2.1 **That the Committee determines the application of Mr. Yardley.**

**3. Background**

- 3.1 On the 14<sup>th</sup> October 2004 Mr. Yardley made application for the grant of a hackney carriage vehicle licence. He stated that he

*“intends to use the licensed hackney carriage as a licensed taxi (contract carriage) but also as a licensed bus (stage carriage) i.e. as a licensed taxi bus, in which to provide (from time to time ), the public with a local and nation-wide service. “*  
**(Application Form - Appendix A)**

**4, Relevant Council Policy**

- 4.1 Wyre Forest District has a policy, which restricts Hackney carriages to 83 operating within the district.

**5. Administration**

- 5.1 Mr Yardley was informed that officers were currently unable to process his application for a hackney carriage vehicle licence , but that the Council policy was under review by virtue of a government directive.  
**(Letter dated 9<sup>th</sup> December 2004 - Appendix B)**

## **6. Relevant Issues**

### **Government Directive**

- 6.1 The Office of Fair Trading published a market study into the regulation of taxis in November 2003, and the Government now requires all local authorities to review their policy to restrict the number of taxi licences and to publish the outcome by 31<sup>st</sup> March 2005.
- 6.2 The Government Action Plan makes it clear that the restriction should only be retained where there is shown to be a clear benefit for the consumer and that Councils should publicly justify their reasons for the retention of restrictions and how decisions on numbers have been reached.
- 6.3 The Office of fair Trading has recommended that Local Authorities should not retain this power because restrictions can
- a) reduce the availability of Taxis
  - b) increase the waiting time for consumers
  - c) reduce choice and safety for consumers
  - d) restrict those waiting to set up a taxi business.
- 6.4 The current system of limitation of hackney carriages prevents the district from supporting any Transport Strategy, which involves the use of taxi buses as they require a hackney carriage vehicle licence.

## **7. Council Policy**

- 7.1 The Wyre Forest District Council met on the 8<sup>th</sup> December 2004 to review the policy on the limitation of numbers, and directed that officers should commission a study by independent transport consultants to determine whether or not there exists a significant unmet demand for hackney carriage services in the district, taking into account any latent demand.
- a) whether or not there exists a significant unmet demand for hackney carriage services in the District of Wyre Forest taking into account any latent demand;
  - b) determine the number of additional licences required to meet any identified unmet demand; and
  - c) If a need for additional licences is identified then advise on a 3 year Deregulation Plan under which a specific number of new licences would be granted annually from 1<sup>st</sup> April 2005 to 1<sup>st</sup> April 2008, subject to approved local criteria including accessibility, suitability, and age of vehicles;
  - d) justify the reasons for retention of quantity restrictions and how the numbers have been reached;
  - e) state why the removal of restrictions would lead to consumer detriment as a result of local conditions;

- f) advise generally on any other matters relevant to restrictions on hackney carriage vehicles.

7.2 The Council has requested that the survey be completed by 31<sup>st</sup> March 2005.

## **8. Related Decisions**

8.1 Mr Yardley was informed of the councils decision, and he replied on the 11<sup>th</sup> December 2004 requesting that his application be referred to the Licensing and Environmental Committee for resolution (**Letter - Appendix C**).

## **9. Legal Aspects**

9.1 Before a local authority can refuse an application for a vehicle licence in order to limit the number of licensed taxis they must be satisfied that there is no significant unmet demand for the services of taxis within the area to which the licence would apply is unmet;

9.2 If the local authority are thus satisfied a discretion as opposed to an obligation, arises to refuse the grant of a licence; but

9.3 If the local authority is not so satisfied, they cannot refuse to grant a licence for the purpose of limiting the number of licensed taxis and are thus obliged to grant it.

## **10. Financial Aspects**

10.1 No additional expenditure is contemplated in this matter.

**Report prepared by:** Brian Kent - Ext. No. 2593

**Consultees:** Head of Planning, Health and Environment  
Head of Legal and Democratic Services

**Background Papers:** None

**Appendices:** Appendix A Application Form  
Appendix B Letter to Mr Yardley  
Appendix C Letter received from Mr Yardley



# WYRE FOREST DISTRICT COUNCIL

## APPLICATION/RENEWAL – HACKNEY CARRIAGE/\*PRIVATE HIRE VEHICLE LICENCE

(\*Delete as Applicable)

I/WE HEREBY APPLY TO WYRE FOREST DISTRICT COUNCIL FOR THE GRANT, SUBJECT TO THE PROVISIONS OF PART II OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 OF A VEHICLE LICENCE IN RESPECT OF THE MOTOR VEHICLE, PARTICULARS OF WHICH ARE GIVEN BELOW.

### PARTICULARS OF APPLICANT

PART A WHERE APPLICANT IS A PARTNERSHIP, LIMITED COMPANY OR OTHER INCORPORATED BODY)

1. NAME OF PARTNERSHIP, COMPANY OR OTHER INCORPORATED BODY.
2. ADDRESS OF REGISTERED OFFICE.
3. ADDRESS FROM WHICH BUSINESS WILL BE CONDUCTED.

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PART B (SHOULD NOW BE COMPLETED IN RESPECT OF EACH DIRECTOR AND/OR PARTNER USING A SEPARATE SHEET IF NECESSARY)

PART B (ALL APPLICANTS)

4. SURNAME/FAMILY NAME

AHMED

19 HAROLD EVERS WAY

5. FORENAME(S)

SACAHUDDIN

KIDDERMINSTER

DY1102HF

6. DATE OF BIRTH

30 12 1975

7. DRIVER'S BADGE NO.

77

PART C (ALL APPLICANTS)

PARTICULARS OF VEHICLE

- |                                              |                      |
|----------------------------------------------|----------------------|
| 8. REGISTRATION NUMBER                       | 9. MAKE              |
| 10. MODEL                                    | 11. ENGINE CAPACITY  |
| 12. ENGINE NUMBER                            | 13. CHASSIS/BODY NO. |
| 14. COLOUR(S)                                | 15. TYPE OF BODY     |
| 16. DATE OF FIRST REGISTRATION               | 17. NUMBER OF SEATS  |
| 18. ADDRESS AT WHICH VEHICLE WILL BE GARAGED |                      |
- 

PART D (ALL APPLICANTS)

19. NAME, ADDRESS AND TELEPHONE NUMBER FROM WHICH VEHICLE WILL OPERATE
20. NAME, ADDRESS AND TELEPHONE NUMBER OF THE OPERATOR OF THE VEHICLE
21. HAS THE APPLICANT HELD LICENCES GRANTED BY ANOTHER AUTHORITY?  
YES/NO (*Delete as Applicable*)
- IF YES, GIVE DETAILS
22. HAS THE APPLICANT EVER BEEN REFUSED A VEHICLE LICENCE YES/NO  
(*Delete as Applicable*)
- IF YES, GIVE DETAILS

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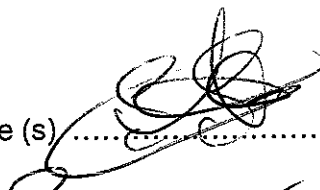
0. OFFICE USE ONLY:	PLATE NO.	DATE GRANTED
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PLEASE READ CAREFULLY (\*Delete as Applicable)

I/WE\* DECLARE THAT THE ABOVE MOTOR VEHICLE IS OWNED BY THE APPLICANT(S) OR IS HIRED TO THE APPLICANT UNDER A HIRING AGREEMENT OR HIRE PURCHASE AND THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF THE ABOVE PARTICULARS ARE CORRECT IN EVERY RESPECT.

I/WE\* UNDERSTAND THAT I/WE\* SHALL BE GUILTY OF AN OFFENCE IF I/WE\* KNOWINGLY OR RECKLESSLY MAKE A FALSE STATEMENT OR OMIT ANY MATERIAL PARTICULARS REQUIRED BY SECTION 57 OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976, THE PUNISHMENT FOR WHICH UPON CONVICTION IS A FINE NOT EXCEEDING £400.00.

Signature (s) .....  ..... Date 9.01.05 .....

Name(s) SALAHUDDIN AHMED .....  
(BLOCK CAPITALS)

THIS AUTHORITY IS UNDER A DUTY TO PROTECT THE PUBLIC FUNDS IT ADMINISTERS AND TO THIS END MAY USE THE INFORMATION YOU HAVE PROVIDED ON THIS FORM WITHIN THIS AUTHORITY FOR THE PREVENTION AND DETECTION OF FRAUD. EXCEPT AS CONCERNS INFORMATION SUPPLIED TO THE COUNCIL UNDER THE PROVISIONS OF THE DATA PROTECTION ACT 1984 IN RESPECT OF PERSONAL CRIMINAL CONVICTIONS. THE COUNCIL MAY ALSO SHARE THIS INFORMATION WITH OTHER BODIES ADMINISTERING PUBLIC FUNDS SOLELY FOR THESE PURPOSES.

This application form, when fully completed, should be returned to **The Licensing Section, Planning, Health & Environment Division, Wyre Forest District Council, 7/8 New Street, Stourport on Severn, Worcs. DY13 8UL.**





# WYRE FOREST DISTRICT COUNCIL

## APPLICATION/RENEWAL – HACKNEY CARRIAGE/\*PRIVATE HIRE VEHICLE LICENCE

(\*Delete as Applicable)

I/WE HEREBY APPLY TO WYRE FOREST DISTRICT COUNCIL FOR THE GRANT, SUBJECT TO THE PROVISIONS OF PART II OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 OF A VEHICLE LICENCE IN RESPECT OF THE MOTOR VEHICLE, PARTICULARS OF WHICH ARE GIVEN BELOW.

### PARTICULARS OF APPLICANT

PART A WHERE APPLICANT IS A PARTNERSHIP, LIMITED COMPANY OR OTHER INCORPORATED BODY)

1. NAME OF PARTNERSHIP, COMPANY OR OTHER INCORPORATED BODY.
2. ADDRESS OF REGISTERED OFFICE.
3. ADDRESS FROM WHICH BUSINESS WILL BE CONDUCTED.

---

PART B (SHOULD NOW BE COMPLETED IN RESPECT OF EACH DIRECTOR AND/OR PARTNER USING A SEPARATE SHEET IF NECESSARY)

PART B (ALL APPLICANTS)

4. SURNAME/FAMILY NAME

HUSSAIN

5. FORENAME(S)

MALIK

6. DATE OF BIRTH

1/8/54

7. DRIVER'S BADGE NO.

107

Tel. 07971719723



PLEASE READ CAREFULLY (\*Delete as Applicable)

I/WE\* DECLARE THAT THE ABOVE MOTOR VEHICLE IS OWNED BY THE APPLICANT(S) OR IS HIRED TO THE APPLICANT UNDER A HIRING AGREEMENT OR HIRE PURCHASE AND THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF THE ABOVE PARTICULARS ARE CORRECT IN EVERY RESPECT.

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Signature (s) ..... Date .....

Name(s) .....  
(BLOCK CAPITALS)

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# WYRE FOREST DISTRICT COUNCIL

## APPLICATION/RENEWAL – HACKNEY CARRIAGE/\*PRIVATE HIRE VEHICLE LICENCE

(\*Delete as Applicable)

I/~~WE~~ HEREBY APPLY TO WYRE FOREST DISTRICT COUNCIL FOR THE GRANT, SUBJECT TO THE PROVISIONS OF PART II OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 OF A VEHICLE LICENCE IN RESPECT OF THE MOTOR VEHICLE, PARTICULARS OF WHICH ARE GIVEN BELOW.

### PARTICULARS OF APPLICANT

PART A WHERE APPLICANT IS A PARTNERSHIP, LIMITED COMPANY OR OTHER INCORPORATED BODY)

1. NAME OF PARTNERSHIP, COMPANY OR OTHER INCORPORATED BODY.
2. ADDRESS OF REGISTERED OFFICE.
3. ADDRESS FROM WHICH BUSINESS WILL BE CONDUCTED.

---

PART B (SHOULD NOW BE COMPLETED IN RESPECT OF EACH DIRECTOR AND/OR PARTNER USING A SEPARATE SHEET IF NECESSARY)

PART B (ALL APPLICANTS)

4. SURNAME/FAMILY NAME

JEANONS

5. FORENAME(S)

TIMOTHY

6. DATE OF BIRTH

26/10/74

7. DRIVER'S BADGE NO.

109

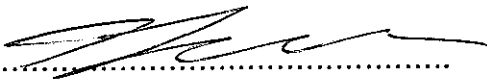
9. CHARLES AVE  
KIDDERMINSTER  
JONES



PLEASE READ CAREFULLY (\*Delete as Applicable)

I/WE\* DECLARE THAT THE ABOVE MOTOR VEHICLE IS OWNED BY THE APPLICANT(S) OR IS HIRED TO THE APPLICANT UNDER A HIRING AGREEMENT OR HIRE PURCHASE AND THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF THE ABOVE PARTICULARS ARE CORRECT IN EVERY RESPECT.

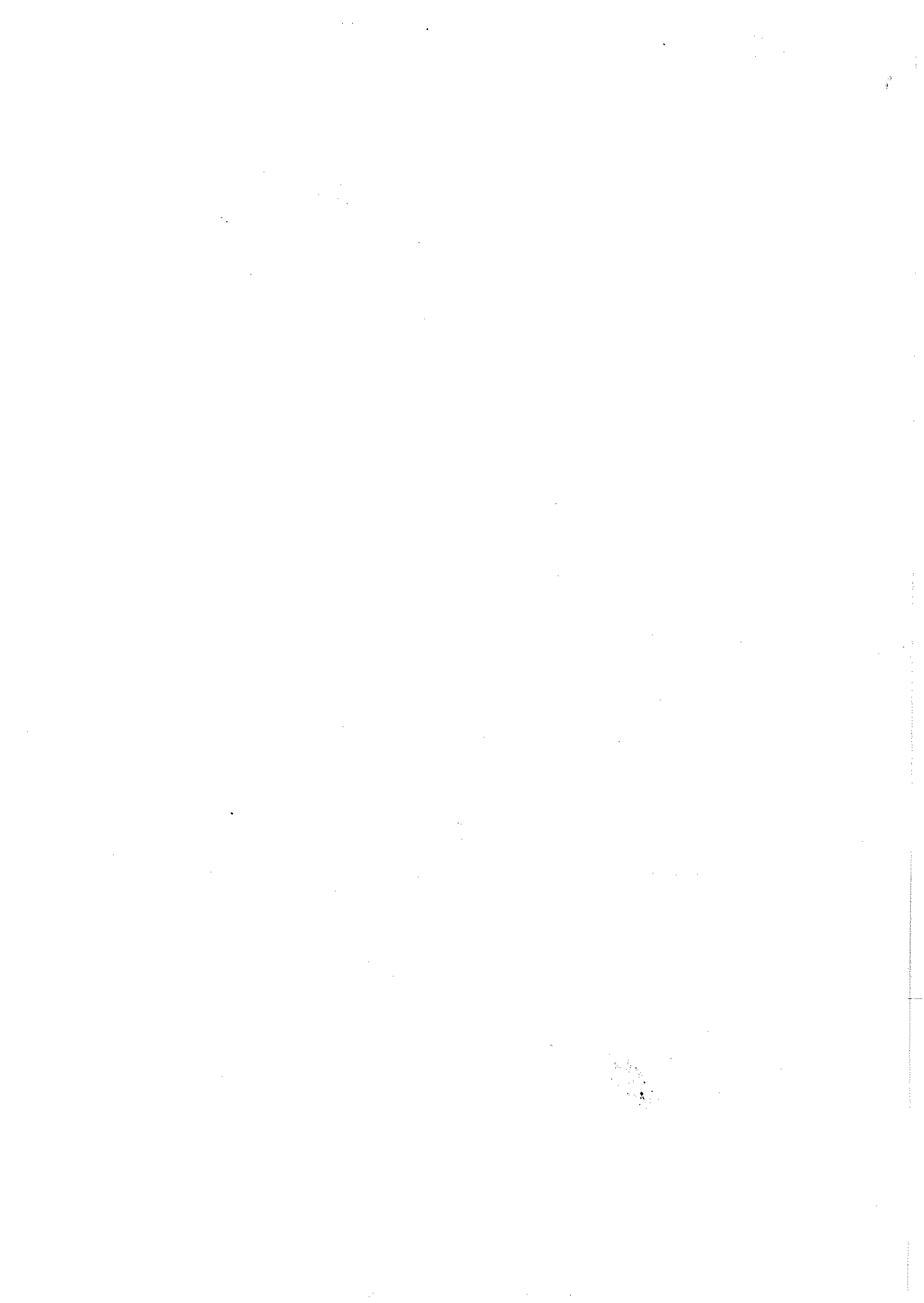
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Signature (s) .....  ..... Date ..... 11.1.05 .....

Name(s) ..... T. JEVENS .....  
(BLOCK CAPITALS)

THIS AUTHORITY IS UNDER A DUTY TO PROTECT THE PUBLIC FUNDS IT ADMINISTERS AND TO THIS END MAY USE THE INFORMATION YOU HAVE PROVIDED ON THIS FORM WITHIN THIS AUTHORITY FOR THE PREVENTION AND DETECTION OF FRAUD. EXCEPT AS CONCERNS INFORMATION SUPPLIED TO THE COUNCIL UNDER THE PROVISIONS OF THE DATA PROTECTION ACT 1984 IN RESPECT OF PERSONAL CRIMINAL CONVICTIONS. THE COUNCIL MAY ALSO SHARE THIS INFORMATION WITH OTHER BODIES ADMINISTERING PUBLIC FUNDS SOLELY FOR THESE PURPOSES.

This application form, when fully completed, should be returned to **The Licensing Section, Planning, Health & Environment Division, Wyre Forest District Council, 7/8 New Street, Stourport on Severn, Worcs. DY13 8UL.**



WYRE FOREST DISTRICT COUNCIL

**LICENSING AND ENVIRONMENTAL COMMITTEE**  
**24<sup>th</sup> JANUARY 2005**

AN OPEN ITEM
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**Application to Grant a Hackney Carriage Vehicle Licence**

**1. Purpose of the Report**

- 1.1 To consider an application made by Mr S. Ahmed, 19 Harold Evers Way, Kidderminster for the grant of a hackney carriage vehicle licence.

**2. Recommendation**

- 2.1 That the committee determines the application of Mr . Ahmed**

**3. Background**

- 3.1 On the 9<sup>th</sup> January 2005 Mr. Ahmed made application for the grant of a hackney carriage vehicle licence (*Application Form at Appendix A*)

**4. Relevant Council Policy**

- 4.1 Wyre Forest District has a policy, which restricts Hackney carriages to 83 operating within the district.

**5. Administration**

- 5.1 Mr. Ahmed was informed that officers were currently unable to process his application for a hackney carriage vehicle licence , but that the council policy was under review by virtue of a government directive.

**6. Relevant Issues**

**Government Directive**

- 6.1 The Office of Fair Trading published a market study into the regulation of taxis in November 2003, and the Government now requires all local authorities to review their policy to restrict the number of taxi licences and to publish the outcome by 31<sup>st</sup> March 2005.

- 6.2 The Government Action Plan makes it clear that the restriction should only be retained where there is shown to be a clear benefit for the consumer and that Councils should publicly justify their reasons for the retention of restrictions and how decisions on numbers have been reached.
- 6.3 The Office of fair Trading has recommended that Local Authorities should not retain this power because restrictions can
- a) reduce the availability of Taxis
  - b) increase the waiting time for consumers
  - c) reduce choice and safety for consumers
  - d) restrict those waiting to set up a taxi business.
- 6.4 The current system of limitation of hackney carriages prevents the district from supporting any Transport Strategy, which involves the use of taxi buses as they require a hackney carriage vehicle licence.

## **7. Council Policy**

- 7.1 The Wyre Forest District Council met on the 8<sup>th</sup> December 2004 to review the policy on the limitation of numbers, and directed that officers should commission a study by independent transport consultants to determine whether or not there exists a significant unmet demand for hackney carriage services in the district, taking into account any latent demand.
- a) whether or not there exists a significant unmet demand for hackney carriage services in the District of Wyre Forest taking into account any latent demand;
  - b) determine the number of additional licences required to meet any identified unmet demand; and
  - c) If a need for additional licences is identified then advise on a 3 year Deregulation Plan under which a specific number of new licences would be granted annually from 1<sup>st</sup> April 2005 to 1<sup>st</sup> April 2008, subject to approved local criteria including accessibility, suitability, and age of vehicles;
  - d) Justify the reasons for retention of quantity restrictions and how the numbers have been reached;
  - e) State why the removal of restrictions would lead to consumer detriment as a result of local conditions;
  - f) Advise generally on any other matters relevant to restrictions on hackney carriage vehicles.
- 7.2 The Council has requested that the survey be completed by 31<sup>st</sup> March 2005.

## **8. Related Decisions**

- 8.1 Mr. Ahmed was informed that his application would be referred to the Licensing and Environmental Committee sitting on the 24<sup>th</sup> January 2005

## **9. Legal Aspects**

- 9.1 Before a local authority can refuse an application for a vehicle licence in order to limit the number of licensed taxis they must be satisfied that there is no significant unmet demand for the services of taxis within the area to which the licence would apply is unmet;
- 9.2 If the local authority are thus satisfied a discretion as opposed to an obligation, arises to refuse the grant of a licence; but
- 9.3 If the local authority is not so satisfied, they cannot refuse to grant a licence for the purpose of limiting the number of licensed taxis and are thus obliged to grant it.

## **10. Financial Aspects**

- 10.1 No additional expenditure is contemplated in this matter.

**Report prepared by:** Brian Kent – Ext. No. 2593

**Consultees:** Head of Planning Health and Environment  
Head of Legal and Democratic Services

**Background papers:** Appendix A            Application Form

**WYRE FOREST DISTRICT COUNCIL**

**LICENSING AND ENVIRONMENTAL COMMITTEE  
MONDAY 24<sup>th</sup> JANUARY 2005**

AN OPEN ITEM
--------------

**Application to Grant a Hackney Carriage Vehicle Licence**

**1. Purpose of the Report**

- 1.1 To consider an application made by Mr. T. Jeavons, 9 Charles Avenue, Kidderminster for the grant of a hackney carriage vehicle licence.

**2. Recommendation**

- 2.1 **That the Committee determines the application of Mr. Jeavons**

**3. Background**

- 3.1 On the 9<sup>th</sup> January 2005 Mr. Jeavons made application for the grant of a hackney carriage vehicle licence (*Application Form at Appendix A*)

**4. Relevant Council Policy**

- 4.1 Wyre Forest District has a policy, which restricts Hackney carriages to 83 operating within the district.

**5. Administration**

- 5.1 Mr. Jeavons was informed that officers were currently unable to process his application for a hackney carriage vehicle licence, but that the Council policy was under review by virtue of a government directive.

**6. Relevant Issues**

**Government Directive**

- 6.1 The Office of Fair Trading published a market study into the regulation of taxis in November 2003, and the Government now requires all local authorities to review their policy to restrict the number of taxi licences and to publish the outcome by 31<sup>st</sup> March 2005.

- 6.3 The Government Action Plan makes it clear that the restriction should only be retained where there is shown to be a clear benefit for the consumer and that Councils should publicly justify their reasons for the retention of restrictions and how decisions on numbers have been reached.
- 6.4 The Office of fair Trading has recommended that Local Authorities should not retain this power because restrictions can
- a) reduce the availability of Taxis
  - b) increase the waiting time for consumers
  - c) reduce choice and safety for consumers
  - d) restrict those waiting to set up a taxi business.
- 6.5 The current system of limitation of hackney carriages prevents the district from supporting any Transport Strategy, which involves the use of taxi buses as they require a hackney carriage vehicle licence.

## 7. **Council Policy**

- 7.1 The Wyre Forest District Council met on the 8<sup>th</sup> December 2004 to review the policy on the limitation of numbers, and directed that officers should commission a study by independent transport consultants to determine whether or not there exists a significant unmet demand for hackney carriage services in the district, taking into account any latent demand.
- a) whether or not there exists a significant unmet demand for hackney carriage services in the District of Wyre Forest taking into account any latent demand;
  - b) determine the number of additional licences required to meet any identified unmet demand; and
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  - d) Justify the reasons for retention of quantity restrictions and how the numbers have been reached;
  - e) State why the removal of restrictions would lead to consumer detriment as a result of local conditions;
  - f) Advise generally on any other matters relevant to restrictions on hackney carriage vehicles.
- 7.2 The Council has requested that the survey be completed by 31<sup>st</sup> March 2005.

8. **Related Decisions**

8.1 Mr. Jeavons was informed that his application would be referred to the Licensing and Environmental Committee sitting on the 24<sup>th</sup> January 2005

9. **Legal Aspects**

9.1 Before a local authority can refuse an application for a vehicle licence in order to limit the number of licensed taxis they must be satisfied that there is no significant unmet demand for the services of taxis within the area to which the licence would apply is unmet;

9.2 If the local authority is thus satisfied a discretion as opposed to an obligation, arises to refuse the grant of a licence; but

9.3 If the local authority is not so satisfied, they cannot refuse to grant a licence for the purpose of limiting the number of licensed taxis and are thus obliged to grant it.

10. **Financial Aspects**

10.1 No additional expenditure is contemplated in this matter.

**Report prepared by:** Brian Kent - Ext. No. 2593

**Consultees:** Head of Planning, Health and Environment  
Head of Legal and Democratic Services

**Background Papers:** None

**Appendices:** Appendix A Application Form

## WYRE FOREST DISTRICT COUNCIL

### LICENSING AND ENVIRONMENTAL COMMITTEE MONDAY 24<sup>th</sup> JANUARY 2005

AN OPEN ITEM
--------------

#### Application to Grant a Hackney Carriage Vehicle Licence

##### 1. Purpose of the Report

- 1.1 To consider an application made by Mr. M. Hussain, 53 High Street, Lye, Stourbridge, West Midlands, for the grant of a hackney carriage vehicle licence.

##### 2. Recommendation

- 2.1 **That the Committee determines the application of Mr. Hussain.**

##### 3. Background

- 3.1 On the 9<sup>th</sup> January 2005 Mr. Hussain made application for the grant of a hackney carriage vehicle licence (*Application Form at Appendix A*)

##### 4. Relevant Council Policy

- 4.1 Wyre Forest District has a policy, which restricts Hackney carriages to 83 operating within the district.

##### 5. Administration

- 5.1 Mr. Hussain was informed that officers were currently unable to process his application for a hackney carriage vehicle licence, but that the Council policy was under review by virtue of a government directive.

##### 6. Relevant Issues

###### **Government Directive**

- 6.1 The Office of Fair Trading published a market study into the regulation of taxis in November 2003, and the Government now requires all local authorities to review their policy to restrict the number of taxi licences and to publish the outcome by 31<sup>st</sup> March 2005.

- 6.3 The Government Action Plan makes it clear that the restriction should only be retained where there is shown to be a clear benefit for the consumer and that Councils should publicly justify their reasons for the retention of restrictions and how decisions on numbers have been reached.
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  - d) restrict those waiting to set up a taxi business.
- 6.5 The current system of limitation of hackney carriages prevents the district from supporting any Transport Strategy, which involves the use of taxi buses as they require a hackney carriage vehicle licence.

## 7. **Council Policy**

- 7.1 The Wyre Forest District Council met on the 8<sup>th</sup> December 2004 to review the policy on the limitation of numbers, and directed that officers should commission a study by independent transport consultants to determine whether or not there exists a significant unmet demand for hackney carriage services in the district, taking into account any latent demand.
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  - e) State why the removal of restrictions would lead to consumer detriment as a result of local conditions;
  - f) Advise generally on any other matters relevant to restrictions on hackney carriage vehicles.
- 7.2 The Council has requested that the survey be completed by 31<sup>st</sup> March 2005.

8. **Related Decisions**

- 8.1 Mr. Hussain was informed that his application would be referred to the Licensing and Environmental Committee sitting on the 24<sup>th</sup> January 2005

9. **Legal Aspects**

- 9.1 Before a local authority can refuse an application for a vehicle licence in order to limit the number of licensed taxis they must be satisfied that there is no significant unmet demand for the services of taxis within the area to which the licence would apply is unmet;
- 9.2 If the local authority is thus satisfied a discretion as opposed to an obligation, arises to refuse the grant of a licence; but
- 9.3 If the local authority is not so satisfied, they cannot refuse to grant a licence for the purpose of limiting the number of licensed taxis and are thus obliged to grant it.

10. **Financial Aspects**

- 10.1 No additional expenditure is contemplated in this matter.

**Report prepared by:** Brian Kent - Ext. No. 2593

**Consultees:** Head of Planning, Health and Environment  
Head of Legal and Democratic Services

**Background Papers:** None

**Appendices:** Appendix A Application Form