

Licensing Board Agenda

Thursday 28 February 2013 at 09:45 am

Royal Hampshire Committee Room, Town Hall, Bournemouth

Membership:

Councillor Andrew Morgan - Chairman	Councillor David Kelsey - Vice-Chairman
Councillor John Adams	Councillor Linda Bailey
Councillor Stephen Chappell	Councillor Anniina Davie
Councillor Susan Phillips	Councillor Anne Rey
Councillor Theo Stratton	Councillor John Trickett
Councillor Christopher Wakefield	

The minimum number of Members that must be present before the meeting can carry out valid business - quorum - is 5 Members

For further information please contact: Matthew Wisdom, Democratic Services Officer, Legal and Democratic. Tel: 01202 451107

E-Mail: matthew.wisdom@bournemouth.gov.uk

For electronic copies of agenda, minutes and reports visit the Council's website:
<http://www.bournemouth.gov.uk/CouncilDemocracy/Councillors/BoardsPanels/Licensing.aspx>

Public information:

Request to speak - 'Deputation':

Members of the public may send a request for a deputation in relation to items on this agenda. Deputations are not permitted on matters for which the Board or Sub-Committee is acting in a quasi-judicial role. The request must be sent in writing or electronic mail to Matthew Wisdom at the address shown above. **The deadline for receiving deputation requests is Wednesday 27 February 2013 at 09:45 am.**

Other Councillors and members of the public are welcome to attend this meeting.

A loop system for hearing impairment is provided, and the building and meeting room is fully accessible to all visitors.

If Councillors and visitors wish to attend meetings and have particular needs they should inform the Council before arriving at the meeting.

Items for Discussion with the Press and Public Present

1. APOLOGIES

To receive any apologies for absence.

2. DECLARATIONS OF INTEREST

Members are asked to declare any disclosable pecuniary interests at the meeting, under Rule 5. Members are also asked to state fully the nature of the interest(s), which will be recorded in the record of decisions. If any member has a query on any particular matter, please contact the Democratic Services Officer in advance of the meeting.

3. MINUTES

To confirm the minutes of the Licensing Board held on 29 January 2013, and the minutes of the Licensing Sub-Committee held on 12 February and 14 February 2013.

Licensing Board and Sub-Committee minutes are available to view on the Council's website at the following link:-
<http://www.bournemouth.gov.uk/CouncilDemocracy/Councillors/BoardsPanels/Licensing.aspx>

4. DEPUTATIONS

The Service Director for Legal and Democratic will report on any deputation requests received under Procedure Rule 37.

5. APPROVAL OF COMPANY ADVERTISING ON PRIVATE HIRE VEHICLE

See report circulated at 'A'.

Item for Discussion with the Press and Public Excluded*

* NOTE: In relation to the item of business appearing below, the Board is asked to consider the following resolution:-

“That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 5 in Part I of Schedule 12A of the Act and that the public interest in withholding the information outweighs such interest in disclosing the information.”

6. UPDATE ON APPEALS

To receive an update on appeals from the Senior Solicitor.

7. ANY OTHER BUSINESS OF WHICH PRIOR NOTICE HAS BEEN RECEIVED AND BY REASON OF SPECIAL CIRCUMSTANCES, WHICH SHALL BE SPECIFIED IN THE RECORD OF DECISIONS, AND WHERE THE CHAIR IS OF THE OPINION THAT THE ITEMS SHOULD BE CONSIDERED AS A MATTER OF URGENCY.

DESCRIPTION OF EXEMPT INFORMATION

Paragraph 5 - Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

REPORT TO LICENSING BOARD

Subject: Approval of Company Advertising on Private Hire Vehicle
Cabinet Portfolio: Planning and Environment
Corporate Lead: Service Director of Planning, Transport and Regulation
Meeting Date: 28 February 2013
Status: Public

Contact: Keith Evans, Licensing Officer,
☎ 01202 451180 ✉ keith.evans@bournemouth.gov.uk

1.0 Summary:

The Licensing Office has received a request for approval of signage displayed on a specialist private hire vehicle.

2.0 Recommendation:

To consider whether or not to approve such signage.

3.0 Reason for recommendation:

Private Hire vehicle licence conditions require that operators of specialist Private Hire vehicles present their proposals for signage/advertising to the Licensing Board for approval. A picture of the requested signage together with the relevant excerpt from the Councils 'Blue Book' is attached at Appendix A

4.0 Background detail:

Sections 47 & 48 of the Local Government (Miscellaneous Provisions) Act 1976 give the Council the power to attach such conditions to the granting of a vehicle licence as may be considered reasonably necessary.

5.0 Consultation: N/A

6.0 Alternative options:

- 6.1 Approve the proposed signage
- 6.2 Refuse the request for approval
- 6.3 Approve the proposal with amendments

7.0 Summary of Financial/Resource Implications - N/A

8.0 Summary of legal implications - N/A

9.0 Summary of Environmental impact N/A

10.0 Summary of Equalities and diversity impact N/A

11.0 Summary of Risk Assessment: N/A

Background papers: None



**SCHEDULE 2
GUIDELINES for ADVERTISING**

HACKNEY CARRIAGES

- (i) Advertising shall only be located on the rear passenger doors or the equivalent portions and shall be below window level
- (ii) The advertising panel shall not be wider than 420mm nor higher than 300mm.

PRIVATE HIRE VEHICLES

Category A

Each Private Hire operating this type of vehicle must present their proposals to the Licensing Board for approval.

Category B

- (i) Advertising shall only be located on the rear passenger doors or the equivalent portions and shall be below window level.
- (ii) The advertising panel shall not be wider than 420mm nor higher than 300mm.
- (iii) Advertising on Private Hire vehicles must include the words "Pre-Bookable Vehicle Only" in letters not less than 18mm high in a contrasting colour which is clearly visible.
- (iv) No advertising on Private Hire vehicles shall contain the words "Taxi", "Tax", "Cab" or any other words that might imply that the vehicle is a Hackney Carriage, whether in the singular or plural or as part of another word.

Each Operator must present their proposals to the Licensing Board for approval.