



Public Document Pack

Arun District Council
Civic Centre
Maltravers Road
Littlehampton
West Sussex
BN17 5LF

Tel: (01903 737500)
Fax: (01903) 730442
DX: 57406 Littlehampton
Minicom: 01903 732765

e-mail: committees@arun.gov.uk

Committee Manager Andrew Bishop (Ext. 37984)

2 December 2021

LICENSING COMMITTEE

A meeting of the Licensing Committee will be held in the **Council Chamber at the Arun Civic Centre, Maltravers Road, Littlehampton BN17 5LF** on **Friday 10 December 2021 at 9.30 am** and you are requested to attend.

Members: Councillors Blanchard-Cooper (Chair), Cooper (Vice-Chair), Clayden, Daniells, Gregory, Hamilton, Kelly, Northeast, Oliver-Redgate, Mrs Staniforth and Worne

PLEASE NOTE: Subject to Covid-19 Risk Assessments members of the public are advised of the following:

Where public meetings are being held at the Arun Civic Centre in order to best manage safe space available, members of the public are in the first instance asked to watch the meeting online via the Council's Committee pages – the meeting will be available to watch live via the internet at this [link](#).

- a) Where a member of the public has registered to take part in Public Question Time, they will be invited to submit the question in advance of the meeting to be read out by an Officer. In response to the continuing health guidelines, there will be very limited public access to this meeting. Admission for public speakers will be by ticket only, bookable when submitting questions. Attendees will be asked to sit in an allocated seat in the public gallery on a first come first served basis. Only one ticket will be available per person.
- b) It is recommended that all those attending take a lateral flow test prior to the meeting.
- c) All those attending the meeting will be required to wear face coverings and maintain safe distancing when in the building/meeting room.
- d) Members of the public must **not** attend any face to face meeting if they or a member of their household have Covid-19 symptoms.

AGENDA

1. APOLOGIES FOR ABSENCE

2. DECLARATIONS OF INTEREST

Members and Officers are reminded to make any declarations of pecuniary, personal and/or prejudicial interests that they may have in relation to items on this agenda and are reminded that they should re-declare their interest before consideration of the item or as soon as the interest becomes apparent.

Members and officers should make their declaration by stating:

- a) the item they have the interest in
- b) whether it is a pecuniary, personal and/or prejudicial
- c) the nature of the interest

3. MINUTES

(Pages 1 - 4)

To approve as a correct record the Minutes of the meeting held on 10 September 2021.

4. ITEMS NOT ON THE AGENDA WHICH THE CHAIRMAN OF THE MEETING IS OF THE OPINION SHOULD BE CONSIDERED AS A MATTER OF URGENCY BY REASON OF SPECIAL CIRCUMSTANCES

5. PUBLIC QUESTION TIME

To receive questions from the public (for a period of up to 15 minutes).

6. MINUTES OF LICENSING SUB-COMMITTEE

(Pages 5 - 6)

To receive and note the Minutes of the meetings of the Licensing Sub-Committee held on 24 September and 3 December 2021. (Minutes for the 3 December meeting to be circulated separately)

7. LICENSING FEE SETTING

(Pages 7 - 14)

This report sets out proposed licence fees for specified licensing regimes to take effect on 1 April 2022.

8. TAXI FARES (Pages 15 - 26)

The fares charged to customers using Hackney Carriages (Taxis) are reviewed and set each year. This report provides information to be considered for the setting of fares for the period of 1 April 2022 to 31 March 2023.

9. STREET TRADING POLICY AND DESIGNATIONS (Pages 27 - 40)

The Licensing Committee are asked to recommend to Full Council that an intention is made to pass a resolution to vary Street Trading Designations as set out in the appendices of this paper. This intention is made by agreeing to the advertising of the proposed Designations attached to this paper. The paper also seeks delegation of Street Trading matters to the Licensing Committee.

10. STATEMENT OF GAMBLING LICENSING PRINCIPLES 2022-2025 (Pages 41 - 42)

A Licensing Authority shall before each successive period of three years, prepare and publish a statement of principles they propose to apply in exercising their functions under the Gambling Act 2005. This report asks Members to recommend Full Council adopt the proposed Statement of Gambling Principles 2022-2025 without change.

11. WORK PROGRAMME (Pages 43 - 44)

The Committee is required to note the Work Programme for 2021/22.

Note: If Members have any detailed questions, they are reminded that they need to inform the Chair and relevant Director in advance of the meeting.

Note: Filming, Photography and Recording at Council Meetings – The District Council supports the principles of openness and transparency in its decision making and permits filming, recording and the taking of photographs at its meetings that are open to the public. This meeting may therefore be recorded, filmed or broadcast by video or audio, by third parties. Arrangements for these activities should operate in accordance with guidelines agreed by the Council and as available via the following link - [PART 8 - CP - Section 5 Filming Photographic Protocol](#)

This page is intentionally left blank

Agenda Item 3

Subject to approval at the next Licensing Committee meeting

167

LICENSING COMMITTEE

10 September 2021 at 9.30 am

Present: Councillors Blanchard-Cooper (Chairman), Cooper (Vice-Chair), Daniells and Gregory

247. APOLOGIES FOR ABSENCE

Apologies for Absence had been received from Councillors Hamilton and Staniforth.

248. DECLARATIONS OF INTEREST

There were no Declarations of Interest made.

249. ITEMS NOT ON THE AGENDA WHICH THE CHAIRMAN OF THE MEETING IS OF THE OPINION SHOULD BE CONSIDERED AS A MATTER OF URGENCY BY REASON OF SPECIAL CIRCUMSTANCES

The Chair confirmed that there were no urgent items.

250. PUBLIC QUESTION TIME

The Chair confirmed that there had been no questions from the public submitted for this meeting.

251. START TIMES

It was proposed and seconded that the remaining Licensing Committee meetings for 2021/22 continue to start at 9.30am.

The Committee

RESOLVED

that the start time of all remaining meetings of the Committee for 2021/22 would be 9.30am.

252. MINUTES

The Minutes of the meeting held on 29 January 2021 were approved by the Committee.

Licensing Committee - 10.09.21

253. STREET TRADING AND MARKETS POLICY

The Licensing Manager presented her report, noting that this was an opportunity to create a springboard for some positive contributions to the local area. She explained the history of street trading legislation, that Arun last adopted street trading controls in April 1987, the accelerated change over the last 18 months within the District and the need to respond to it, the Council receiving an increasing amount of enquiries from those wishing to street trade and in areas that the Council did not currently control, and local businesses looking to diversify and explore new opportunities. She further explained that the policy intended to use street trading as a means to enhance the local area and increase vibrancy and footfall, and also as an effective mechanism for dealing with anti-social behaviour. She concluded by outlining the process to follow in adopting the new policy and stressed that the policy was drafted so that the Licensing Authority could actively identify and promote opportunities for street trading. She confirmed that post-consultation the draft policy would return to Committee.

The Chair commended the Licensing Manager and her team on this piece of work, commenting that it would actively benefit the area and was excellently timed as there were a number of businesses in the District wanting to operate differently coming out of the pandemic. The Vice-Chair also thanked the Licensing Manager and her team and noted that the draft policy highlighted what the Council needed to do to control and improve what potentially could be the future of the District's streets post-pandemic. Members then took part in a full debate on the item where a number of points were raised including whether streets not designated 'prohibited' could be added to this list at a later date, the lack of prohibited streets in Rustington, whether a summary of key points could be provided as it was a lengthy document, whether there was a design or style guide and the role of Officers in the approval process.

The Licensing Manager provided Members with answers to all points raised during the debate. She confirmed that streets could be added to the prohibited list at a later date, that stall specifications (how they were to be set out etc.) were listed in the appendices and that there would always be an element of subjectivity to ensure consistency in the decision-making due to the wide range of street trading offerings that could come forward. She also confirmed that, if approved, the draft policy would be made available on the Council's website from Monday 13 September 2021 for a 6 week period, that people would be invited to make comments and give feedback, and that the webpage would include a summary of the document so people could understand in brief what it was about though the document by its nature had to be longer to ensure the necessary detail was included.

The recommendations were then proposed and seconded.

The Committee

RESOLVED

That the draft Street Trading and Markets policy be published for consultation for a period of 6 weeks.

254. WORK PROGRAMME 2021/22

The Group Head of Technical Services introduced the Work Programme, noted the amount coming to the next meeting and verbally updated the Committee on the addition of a Statement of Gambling Licensing Principles also coming to the next meeting. The Committee then noted the Work Programme.

(The meeting concluded at 9.55 am)

This page is intentionally left blank

Public Document Pack Agenda Item 6

Subject to approval at the next Licensing Sub-Committee meeting

1

LICENSING SUB-COMMITTEE

24 September 2021 at 9.30 am

Present: Councillors Blanchard-Cooper, Cooper and Daniells.

Officers in attendance were:

Caroline Perry – Legal Services Manager
Sarah Meeten – Licensing Team Manager
Louise Dewberry – Licensing Officer
Glenn James – Licensing Officer
Jane Fulton – Committee Services Manager
Andrew Bishop – Committee Services Officer

1. ELECTION OF CHAIRMAN

Councillor Cooper was elected Chair for the meeting.

2. DECLARATIONS OF INTEREST

There were no Declarations of Interest made.

3. EXEMPT INFORMATION

The Sub-Committee

RESOLVED

That under Section 100A(4) of the Local Government Act 1972, the public and accredited representatives of newspapers be excluded from the meeting for the following item of business on the grounds it may involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A of the Act by virtue of the paragraph specified against the item.

4. APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE DRIVER LICENCE - EXEMPT PARAGRAPH 1 OF PART 1 OF SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972

The Chair confirmed that this application had been deferred.

Licensing Sub-Committee - 24.09.21

5. CONSIDERATION OF THE FIT AND PROPER STATUS OF A LICENSED DRIVER - EXEMPT PARAGRAPH 1 OF PART 1 OF SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972

The Sub-Committee received a report from the Licensing Officer which set out the detail of a renewal application for a hackney carriage/private hire driver licence in the context of the behaviour of a driver following an incident that was reported to the Licensing Authority.

The applicant acknowledged that he had been at fault and advised that throughout his 22 years of service he had not encountered a situation such as this. The Licensing Officer confirmed that the driver had held a licence with the Licensing Authority for 12 years and that throughout that time, no complaints had been made about him.

Having viewed a social media video which had been submitted as evidence, all parties then left the room to enable Members to determine the application.

Having taken account of the nature of the situation, the long service and the clean driving licence of the applicant, and in assessing the action it could take, the Sub-Committee considered greatly the safety of the travelling public which it acknowledged had to be of paramount concern, the Sub-Committee, therefore

RESOLVED

That the renewal application be granted and that five penalty points be registered against the driver for offensive language for a period of twelve months and a written strict warning as to his future behaviour.

All parties were recalled and advised of the decision.

In confirming the Sub-Committee's deliberations, the Chair re-emphasised to the driver that instances of improper conduct were reviewed very seriously and a record was maintained of complaints against individual drivers, which if repeated would result in enforcement action or other sanctions in view of a driver's record.

(The meeting concluded at 10.40 am)

ARUN DISTRICT COUNCIL

REPORT TO AND DECISION OF LICENSING COMMITTEE ON 10 DECEMBER 2021

REPORT

SUBJECT: Licensing Fee Setting

REPORT AUTHOR: Sarah Meeten, Licensing Manager

DATE: 12 November 2021

EXTN: x37680

AREA: Technical Services

EXECUTIVE SUMMARY: This report sets out proposed licence fees for specified licensing regimes to take effect on 1 April 2022.

RECOMMENDATIONS: That the licensing fees set out in appendix 1 are approved, to be effective 01 April 2022.

1. BACKGROUND:

- 1.1 A number of licensing regimes allow for calculation and setting of fees at a local level. This report provides information to Members regarding how specified fees have been calculated and asks them to set them to agree fees for specified regimes to take effect on 1 April 2022.
- 1.2 The general principle is that the council should seek to recover its costs in relation to the authorisation procedures and formalities of each regime.
- 1.3 Some fees regimes are set on a national basis which the District Council has no power to amend. Some regimes allow for the charge of a reasonable fee to cover costs up to a capped limit set by government. Some statute permits for the setting of local fees to recover costs.
- 1.4 When setting fees locally, calculations will consider any surplus or deficit and adjust proposed fees accordingly. This means that fees may fluctuate year on year based on income and costs associated with each regime.
- 1.5 The investment in new software has proved greatly beneficial during the pandemic and has allowed service continuity whilst officers work remotely. This has facilitated much greater service continuity than we would have been able to sustain with the previous system.
- 1.6 The European Union Services Directive – 2006/123/EC was given effect in UK law via the Provision of Services Regulations 2009 (SI2009/2999). The Directive and Regulations contain provisions about the fees which may be charged under relevant licensing regimes within the scope of the Directive. In particular licensing authorities may not set fees which are dissuasive, and any fees must

be reasonable and proportionate to the cost of the licensing process and the issuing of a licence. The provisions have been considered with the proposals in this paper.

- 1.7** In addition to the above a Supreme Court judgement has provided clarification that for regimes that fall within scope of the Directive, application costs must be split so that charges for the application through to determination are charged separately from the costs of ongoing operating and compliance costs of regimes. Where fees fall within scope of the relevant Directive, the costs have been divided into parts.
- 1.8** Functionality now exists to provide the facility for more applications to be made on-line. Where this is currently available, or is hoped to be available shortly, an on-line discount has been specified to make provision for the office processing savings where this is applicable. This varies between applications dependant on the amount of time saved. It will not be possible to introduce self-service applications for every type of licence at this time, officers aspire to make provision for this service as widely as possible and recognise the benefits it will bring to our customers.
- 1.9** Street Trading fees will be addressed together with policy review, this work has been delayed due to the pandemic.
- 1.10** The private hire operator charging structure has been simplified by removing different charges dependant on the number of vehicles operated. This is not currently required as the majority of operators in the district have a low number of vehicles.
- 1.11** The hiring of horses structure has also been simplified removing the bandings which related to the number of horses at each establishment. There is now greater consistency of numbers between establishments, so a tiered structure is not required any longer.

2. PROPOSAL(S):

- 2.1** That the licensing fees set out in appendix 1 are approved, to be effective 01 April 2022.

3. OPTIONS:

- 3.1** To set specified fees as proposed to take effect on 1 April 2022
- 3.2** To alter fees and set to take effect on 1 April 2022
- 3.3** To not set fees to take effect 1 April 2022

4. CONSULTATION:

Has consultation been undertaken with:	YES	NO
Relevant Town/Parish Council		✓
Relevant District Ward Councillors		✓
Other groups/persons (please specify)	✓	
Other local authorities		

5. ARE THERE ANY IMPLICATIONS IN RELATION TO THE FOLLOWING COUNCIL POLICIES: (Explain in more detail at 6 below)	YES	NO
Financial	✓	
Legal	✓	
Human Rights/Equality Impact Assessment		✓
Community Safety including Section 17 of Crime & Disorder Act		✓
Sustainability		✓
Asset Management/Property/Land		✓
Technology		✓
Other (please explain)		✓
6. IMPLICATIONS: Licence fees require setting correctly to allow cost recovery for the authority.		

7. REASON FOR THE DECISION:
To allow the authority to charge suitable fees falling within scope of specified licensing regimes.

8. BACKGROUND PAPERS:

Proposed fees and charges with current current costs

Open for Business: LGA Guidance on Locally Set Licence Fees
https://www.local.gov.uk/sites/default/files/documents/5%2013%20%20OpenForBusiness_02_web.pdf

Provision of Services Regulations 2009
http://www.legislation.gov.uk/uksi/2009/2999/pdfs/uksi_20092999_en.pdf

This page is intentionally left blank

Licensing Fees 2022-23

Licence	Type	Duration of licence	Part A (application)	Part B (pay on grant)	Recommended charge	Current cost
DWAs						
	Grant	2 years	£161	£161	£322	£294
	Renewal	2 years	£126	£161	£287	£262
Taxis						
Vehicles (inc horse drawn)	New	1 year			£130	£130
	Renewal	1 year			£118	£118
Operator						
	New	5 years			£580	£580
	Renewal	5 years			£550	£550
	New	1 year			£160	£160
	Renewal	1 year			£130	£130
Drivers						
	New	1 year			£280	£280
	Renewal	1 year			£165	£165
		3 years			£385	£385
Replacement badge					£15	£15
Replacement plate					£30	£30
Additional charge for late renewal					£30	£30
Change of address					£15	£15
Change of vehicle ownership (same as COA)					£15	£15
Change of vehicle registration					£35	£35
30 day replacement vehicle licence					£40	£40
Knowledge Test					£62	£55
Replacement licence document					£10	£10
Knowledge Test Pack in hard copy (free from website)					£15	£15
Scrap Metal						
Site	New	3 year	£219	£155	£374	£399
	Renewal	3 year	£219	£155	£374	£399
Collector	New	3 year	£62	£138	£200	£202
	Renewal	3 year	£62	£138	£200	£202
Zoo						
	New	5 year	£423	£575	£998	£950
	Renewal	6 year	£423	£575	£998	£1,050
Piercing etc						
Premises (inc one operative)	Registration	One-off	£120	£52	£139	£142
Operative	Registration	One-off	£25	£27	£52	£55
Boats						
Vessel		1 year	£120	£52	£172	£170
Navigator		1 year	£42	£33	£75	£63
Animals						
Animal Boarding	Licence	1-3 years (dependant on rating)				
	New		£237	£226	£463	£463
	Renewal		£167	£226	£393	£393
	Variation		£111		£136	£136
	As an Additional Activity		£41		£41	£41
	Re-score		£181		£181	£181

Pet Shop	Appeal	£83		£83	£83
	New	£220	£226	£446	£446
	Renewal	£160	£226	£386	£386
	Variation	£199		£199	£199
	As an Additional Activity	£116		£116	£116
	Re-score	£169		£169	£169
Hiring out horses	Appeal	£83		£83	£83
	New	£232	£221	£453	differing structure
	Renewal	£162	£221	£383	
	Variation	£211		£211	
	As an Additional Activity	£124		£124	
	Re-score	£181		£181	
Appeal	£83		£83		
Dog day care	New	£170	£226	£395.00	£395
	Renewal	£133	£226	£358.00	£358
	Variation	£149		£149.00	£149
	As an Additional Activity	£66		£66.00	£66
	Re-score	£124		£124.00	£124
	Appeal	£83		£83.00	£83
Home Boarding	New	£168	£226	£393.00	£393
	Renewal	£118	£226	£344.00	£344
	Variation	£150		£150.00	£150
	As an Additional Activity	£91		£91.00	£91
	Re-score	£120		£120.00	£120
	Appeal	£83		£83.00	£83
Breeding	New	£208	£226	£425.00	£425
	Renewal	£133	£226	£359.00	£359
	Variation	£186		£186.00	£186
	As an Additional Activity	£111		£111.00	£111
	Re-score	£143		£143.00	£143
	Appeal	£83		£83.00	£83
Provision Boarding (franchises)	New	£289	£226	£515.00	£515
	Renewal	£289	£226	£515.00	£515
	Variation	£111		£111.00	£111
	As an Additional Activity	£41		£41.00	£41
	Re-score	£34		£34.00	£34
	Appeal	£72		£72.00	£72
Exhibition of Animals	New	£184	£226	£410.00	£410
	Renewal	£126	£226	£352.00	£352
	Variation	£184		£184.00	£184
Gambling Act 2005					
Application - standard premises licence					
	Bingo			£505	£505
	Adult GamingCentre (AGC)			£505	£505
	Tracks			£505	£505
	Family Entertainment Centre (FEC)			£505	£505
	Betting Premises			£505	£505
Application - Provisional Statement					
	Bingo			£505	£505
	Adult GamingCentre (AGC)			£505	£505
	Tracks			£505	£505
	Family Entertainment Centre (FEC)			£505	£505
	Betting Premises			£505	£505
Application - Standard Premises by holder of Provisional Statement					
	Bingo			£505	£505
	Adult GamingCentre (AGC)			£505	£505
	Tracks			£505	£505
	Family Entertainment Centre (FEC)			£505	£505

	Betting Premises	£505	£505
Annual fee (payable within 30 days of commencement of licence)			
	Bingo	£570	£570
	Adult GamingCentre (AGC)	£570	£570
	Tracks	£570	£570
	Family Entertainment Centre (FEC)	£570	£570
	Betting Premises	£570	£570
Application - vary licence			
	Bingo	£505	£505
	Adult GamingCentre (AGC)	£505	£505
	Tracks	£505	£505
	Family Entertainment Centre (FEC)	£505	£505
	Betting Premises	£505	£505
Application - transfer			
	Bingo	£505	£505
	Adult GamingCentre (AGC)	£505	£505
	Tracks	£505	£505
	Family Entertainment Centre (FEC)	£505	£505
	Betting Premises	£505	£505
Application - reinstate licence			
	Bingo	£505	£505
	Adult GamingCentre (AGC)	£505	£505
	Tracks	£505	£505
	Family Entertainment Centre (FEC)	£505	£505
	Betting Premises	£505	£505
	Copy of licence (all premises)	£25	£25
	Change to licence (not variation) (all premises)	£25	£25

This page is intentionally left blank

ARUN DISTRICT COUNCIL

REPORT TO AND DECISION OF LICENSING COMMITTEE ON 10 DECEMBER 2021

SUBJECT: Review of the fare structure for hackney carriages after consultation

REPORT AUTHOR: Glenn James, Licensing Officer

DATE: 22 November 2021

EXTN: 01903 737681

AREA: Place

EXECUTIVE SUMMARY:

The fares charged to customers using Hackney Carriages (Taxis) are reviewed and set each year. This report provides information to be considered for the setting of fares for the period of 1 April 2022 to 31 March 2023. It is requested that a recommendation is made to Full Council to set taxi fares to be effective 1 April 2022.

It is recommended that Full Council delegate the matter of fare setting to the Licensing Committee.

RECOMMENDATIONS:

To recommend to Full Council to agree the fare structure of no increase for 2022/23, as advertised. The fare structure shall come into effect 1 April 2022.

To recommend to Full Council that the approval of taxi fares is delegated to the Licensing Committee.

1. BACKGROUND:

- 1.1 Each year hackney carriage licence holders are consulted regarding the fares charged to customers. The fare structure is advertised in a local newspaper, inviting comments for a period of fourteen days.
- 1.2 After the consultation period has ended the proposal and any comments that have been received are brought to the committee for final agreement. If objections to the proposed fares are received and are not withdrawn, the committee shall set a further date, not later than two months after the first specified date (in this case 1st April 2022) on which the table of fares shall come in to force with or without modifications after consideration of the objections.

- 1.3 If no objections are received and the committee does not make any modifications, the fare structure comes into effect on 1st April 2022.
- 1.4 This year officers consulted with members of the taxi trade by email, asking for their comments regarding the taxi fares. A total of 261 drivers were consulted. 16 responses asked for no increase; 12 responses asked for an increase but no amount of was suggested; 8 responses requested an increase with a suggested amount of increase provided.
- 1.5 The last increase in the fares was in April 2021 when it was agreed 20p would be added to the first mile and 20p added to each subsequent mile. These increases equate to £4.50 for the first mile and £2.50 for each subsequent mile. 42 drivers recalibrated the taxi meter to the increased fares therefore the majority of drivers were continuing to operate on previous tariffs.
- 1.6 Officers have monitored fuel prices throughout the year and there has been a steady increase from April 2021. Having taken into consideration the increase in fuel, officers have proposed no increase of the fares for the period 2022/23.
- 1.7 The proposed fare structure was advertised in a local newspaper, circulating in the district, for a period of not less than 14 days. Any comments or objections received will be circulated at the meeting.
- 1.8 If members are minded to agree any modifications to the proposed fare structure, they may decide a new date, not later than two months after the originally proposed date, this being 1st April 2022, when the modified fares will take effect.
- 1.9 If no objections or modifications to the fees are agreed the proposed fees will take effect from 1st April 2022.
- 1.10 If diesel prices reach the trigger level of £1.50/ltr for a period of one month, then the fare would increase by 10p on the first and subsequent miles until March 2023. To avoid any delay, it was appropriate to advertise that part of the proposed fees at the same time as the normal fees.
- 1.11 Local Government (Miscellaneous Provisions) Act 1976 section 65
- (1) A district council may fix the rates or fares within the district as well for time as distance, and all other charges in connection with the hire of a vehicle or with the arrangements for the hire of a vehicle to be paid in respect of the hire of hackney carriages by means of a table (hereafter in this section referred to as a “table of fares”) made or varied in accordance with the provisions of this section.
- (2)(a) When a district council make or vary a table of fares they shall publish in at least one local newspaper circulating in the district a notice setting out the table of fares or the variation thereof and specifying the period, which shall not be less than fourteen days from the date of the first publication of the notice, within which the manner in which objections to the table of fares or variation can be made.

(b) A copy of the notice referred to in paragraph (a) of this subsection shall for the period of fourteen days from the date of the first publication thereof be deposited at the offices of the council which published the notice, and shall at all reasonable hours be open to public inspection without payment.

(3) If no objection to a table of fares or variation is duly made within the period specified in the notice referred to in subsection (2) of this section, or if all objections so made are withdrawn, the table of fare or variations shall come into operation on the date of the expiration of the period specified in the notice or the date of withdrawal of the objection or, if more than one, of the last objection, whichever is the latter.

(4) If objection is duly made as aforesaid and is not withdrawn, the district council shall set a further date, not later than two months after the first specified date, on which the table of fares shall come into force with or without modifications as decided by them after consideration of the objections.

(5) A table of fares made or varied under this section shall have effect for the purpose of the Act of 1847 as if it were included in hackney carriage byelaws made thereunder.

(6) On the coming into operation of a table of fares made by a council under this section for the district, any hackney carriage byelaws fixing the rates and fares or any table of fares previously made under this section for the district, as the case may be, shall cease to have effect.

(7) Section 236(8) (except the words "when confirmed") and section 238 of the Local Government Act 1972 (except paragraphs (c) and (d) of that section) shall extend and apply to a table of fares made or varied under this section as they apply to byelaws made by a district council.

1.12 It is recommended that the Licensing Committee recommend to Full Council that future matters in relation to fare setting are delegated to the Licensing Committee. To do so in accordance with the new Committees structure, a constitutional amendment is required.

2. PROPOSAL(S):

2.1 To recommend to Full Council to agree the fare structure of no increase for 2022/23, as advertised. The fare structure shall come into effect 1st April 2022.

2.2 To recommend to Full Council that the approval of taxi fares is delegated to the Licensing Committee.

3. OPTIONS:

3.1 To alter the fare structure, giving full details of any modification to the fare structure and set a date when the modified fare structure comes into effect. This shall not be later than 2 months after 1st April 2022.

4. CONSULTATION:		
Has consultation been undertaken with:	YES	NO
Relevant Town/Parish Council		✓
Relevant District Ward Councillors		✓
Other groups/persons (please specify) The taxi trade has been consulted with. This exercise is undertaken on an annual basis.	✓	
5. ARE THERE ANY IMPLICATIONS IN RELATION TO THE FOLLOWING COUNCIL POLICIES: (Explain in more detail at 6 below)		
Financial		✓
Legal	✓	
Human Rights/Equality Impact Assessment		✓
Community Safety including Section 17 of Crime & Disorder Act		✓
Sustainability		✓
Asset Management/Property/Land		✓
Technology		✓
Other (please explain)		✓
6. IMPLICATIONS:		
The authority should consider and set fares to ensure that a suitable maximum amount is set for charges to be made to the travelling public.		

7. REASON FOR THE DECISION:
 To discharge responsibilities in accordance with Section 65 Local Government (Miscellaneous Provisions) Act 1976.

8. BACKGROUND PAPERS:
 Responses to trade consultation.

Glenn James

From:
Sent: 23 September 2021 15:01
To: Taxis
Subject: Taxi fares.

CAUTION: This email originated from outside of the organisation. You should take extra care when clicking links or opening attachments - if you are unsure the content is safe contact the IT Helpdesk before clicking or opening.

The taxi fares should increase in line with the changes in cost of the renewal of licences , badges etc. If that goes up 50 percent, then the fares should increase 50 percent.

Sent from my Galaxy

Glenn James

From:
Sent: 27 September 2021 13:19
To: Taxis
Subject: Fare increase

CAUTION: This email originated from outside of the organisation. You should take extra care when clicking links or opening attachments - if you are unsure the content is safe contact the IT Helpdesk before clicking or opening.

I think the first push should start at £4.00 or minimum of £3.50, to help with all the shorter journeys Kind regards

Sent from my iPhone

Glenn James

From: [REDACTED]
Sent: 29 September 2021 18:15
To: Taxis
Subject: Taxi Fares 22/23

CAUTION: This email originated from outside of the organisation. You should take extra care when clicking links or opening attachments - if you are unsure the content is safe contact the IT Helpdesk before clicking or opening.

I think the first push needs to be set at £4 But the measured Mile to remain as it is.

Glenn James

From:
Sent: 05 October 2021 15:32
To: Taxis
Subject: Fare changes for 2022/2023

CAUTION: This email originated from outside of the organisation. You should take extra care when clicking links or opening attachments - if you are unsure the content is safe contact the IT Helpdesk before clicking or opening.

I have the following comments regarding Fare changes for 2022/23.

Nobody has ever complained about the cost of a fare.

This means a significant rise in fares (minimum of 10%) will not be noticed by customers.

Plus I pick up a lot of walkers. And they normally leave the car mats in a filthy state. I would like to see the option of making an additional charge of £10 to allow for the time it takes to clear up the mud afterwards.

And finally, I was shocked at the cost of getting my meter recalibrated with the new fares at Radio Relay - Lewes. It was approximately £60 for a two minute job. Getting this cost reduced significantly would also represent real progress.

Regards

Glenn James

From:
Sent: 01 October 2021 09:48
To: Taxis
Subject: Fare changes

CAUTION: This email originated from outside of the organisation. You should take extra care when clicking links or opening attachments - if you are unsure the content is safe contact the IT Helpdesk before clicking or opening.

Hi

I feel the flag needs to be raised to at least £3.50.

With rising costs of fuel, insurance, maintenance and the lower amount of taxi users it is hard to make a living when you have queued on a rank for 45mins to an hour then get a £3 min short fare.

This is sometimes making us earn lower than minimum wage per hour.

Regards

Sent from my Galaxy

Glenn James

From:
Sent: 30 September 2021 07:17
To: Taxis
Subject: Fare 22/23

CAUTION: This email originated from outside of the organisation. You should take extra care when clicking links or opening attachments - if you are unsure the content is safe contact the IT Helpdesk before clicking or opening.

I would like £4 first push on meter and 10p increase per mile

Glenn James

From:
Sent: 24 September 2021 18:21
To: Sandra Sayers
Subject: Re: Important information regarding fare changes for 2022/2023
Attachments: image003.jpg; image005.jpg; image007.jpg; image009.jpg; image002.jpg; image004.jpg; image006.jpg; image008.jpg; image010.jpg

CAUTION: This email originated from outside of the organisation. You should take extra care when clicking links or opening attachments - if you are unsure the content is safe contact the IT Helpdesk before clicking or opening.

Good evening

I personally would like to have a fare increase and also I would like to see us drivers to get the right and backing from the council for us to charge a minimum fare of £5.00.

The other day I did a job, I cannot remember where exactly but it was a very small fair of £3.50, the customer paid by card meaning I only received £3.44 after my card company took their cut of my money. I am fully aware that we cannot charge the customer any money for paying by card, and I do not do that, so I would like to see as I say a minimum of £5.00.

Hope all are well and I await any response.

Kind regards

On Thu, 23 Sep 2021, 14:52 Sandra Sayers, <Sandra.Sayers@arun.gov.uk> wrote:

Dear Licence holders

We seek input from drivers into the decision whether the fares should be raised or not. Please respond by email with your suggestions for the fare structure for 2022/2023 and with any other comments you would like to make.

If you do not agree with a fare change please indicate this on an email, as this will be helpful when we make a decision to compare against those who do want fare changes.

Glenn James

From:
Sent: 25 September 2021 12:25
To: Sandra Sayers
Subject: Re: Important information regarding fare changes for 2022/2023
Attachments: image008.jpg

CAUTION: This email originated from outside of the organisation. You should take extra care when clicking links or opening attachments - if you are unsure the content is safe contact the IT Helpdesk before clicking or opening.

Hi Sandra just the start off to change to 4.00 pound the rest keep the same thanks

On Thu, 23 Sep 2021, 14:52 Sandra Sayers, <Sandra.Sayers@arun.gov.uk> wrote:

Dear Licence holders

We seek input from drivers into the decision whether the fares should be raised or not. Please respond by email with your suggestions for the fare structure for 2022/2023 and with any other comments you would like to make.

If you do not agree with a fare change please indicate this on an email, as this will be helpful when we make a decision to compare against those who do want fare changes.

If you wish to make comments about any other issues please put them in an email to taxis@arun.gov.uk to reach us by not later than 15th October 2021.

Yours faithfully



Glenn James

Licensing Officer

ARUN DISTRICT COUNCIL

REPORT TO AND DECISION OF LICENSING COMMITTEE ON 10 DECEMBER 2021

REPORT

SUBJECT: Street Trading Designations

REPORT AUTHOR: Sarah Meeten, Licensing Manager

DATE: 23 November 2021

EXTN: 37680

AREA: Technical Services

EXECUTIVE SUMMARY:

The Licensing Committee are asked to recommend to Full Council that an intention is made to pass a resolution to vary Street Trading Designations as set out in the appendices of this paper. This intention is made by agreeing to the advertising of the proposed Designations attached to this paper.

The paper also seeks delegation of Street Trading matters to the Licensing Committee.

RECOMMENDATIONS:

The Licensing Committee recommend to Full Council:

to make an intention to pass a resolution to vary Street Trading Designations as set out in the appendices of this paper. This intention is made by agreeing to the advertising of the proposed Designations attached to this paper;

that future matters relating to Street Trading Designations, Policy and Fees are delegated to the Licensing Committee.

1. BACKGROUND:

- 1.1 Street Trading Controls were originally adopted by Arun in the 1980's. The original controls were adopted under the terms of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 and came into effect on 1 April 1987.
- 1.2 Since this time there has been dramatic change to the local area but no review of, or changes to street trading designations and the way that Street Trading is administered within the District.
- 1.3 Street Trading Designations and policy require review. A draft policy has been published and consulted upon.
- 1.4 Advice has been taken from Counsel regarding policy and procedural matters.

- 1.5 Prior to the policy being brought back for consideration, the process to vary Street Trading Designations requires approval to proceed.
- 1.6 The Licensing Committee are asked to recommend to Full Council to make an intention to pass a Resolution regarding the proposed Street Trading Designations. The current Designations require variation to align them with the proposed new policy.
- 1.7 The current Designations were last considered in the 1980's and are no longer fit for purpose. The council receive numbers of complaints regarding street trading in currently undesignated areas which leaves no mechanism for the management and control of traders.
- 1.8 It is proposed that all streets within the district shall be designated as consent streets with some exceptions. Several streets are proposed as prohibited streets where no street trading will be permitted. Areas managed by the Parks & Greenspace and Property & Estates teams are proposed to be undesignated as these teams manage the areas independently. A notice of intention has been drafted and appended to this paper which provides full details. The Designations are being proposed as a result of informal consultation as well as in response to complaints that have been made regarding areas where no controls currently apply.
- 1.09 The proposed Designations must be published in a locally circulating newspaper and a copy must be served on the chief officer of police and the highway authority responsible for the streets.
- 1.10 After any representations have been considered by Members, a resolution may be passed. A subsequent advertisement must be made specifying the resolution has been made.
- 1.11 After the intention to make a resolution has been made in accordance with Paragraph 2 of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982, the matter will be referred for consideration alongside the policy and consultation comments and a charging structure.
- 1.12 The Licensing Committee are also asked to recommend to Full Council that Street Trading matters including policy, designations and fee setting are delegated to the Licensing Committee.

2. PROPOSAL(S):

- 2.1 The Licensing Committee recommend to Full Council:
- 2.2 to make an intention to pass a resolution to vary Street Trading Designations as set out in the appendices of this paper. This intention is made by agreeing to the advertising of the proposed Designations attached to this paper;
- 2.3 that future matters relating to Street Trading Designations, Policy and Fees are delegated to the Licensing Committee.

3. OPTIONS:

- 3.1 To refuse to recommend to Full Council to resolve to advertise the proposed street trading designations as set out in the appendices of this paper.
- 3.2 To amend the proposed street trading designations as set out in the appendices of this paper and recommend to Full Council to resolve to advertise them.
- 3.3 To refuse to recommend to Full Council that future matters relating to Street Trading Designations, Policy and Fees are delegated to the Licensing Committee.

4. CONSULTATION:

A full public six-week consultation was undertaken with regard to the draft street trading policy (which essentially encompasses these proposals).

Prior to the formal policy consultation informal consultation has been undertaken with interested parties including internal departments, the Bognor Regis BID and Littlehampton Traders Partnership.

The publishing of the intention to make a resolution is a consultation in itself.

Has consultation been undertaken with:	YES	NO
Relevant Town/Parish Council	✓	
Relevant District Ward Councillors	✓	
Other groups/persons (please specify)	✓	
5. ARE THERE ANY IMPLICATIONS IN RELATION TO THE FOLLOWING COUNCIL POLICIES: (Explain in more detail at 6 below)	YES	NO
Financial		✓
Legal	✓	
Human Rights/Equality Impact Assessment	✓	
Community Safety including Section 17 of Crime & Disorder Act		✓
Sustainability		✓
Asset Management/Property/Land	✓	
Technology		✓
Other (please explain)		✓

6. IMPLICATIONS:

The designations if made will apply district wide. This will facilitate the provision of effective street trading controls as well as affording opportunities for street trading to contribute to regeneration and enhancing opportunities.

Street Trading Designations must be made before policy can be applied.

Property and estates are aware that the areas under management will remain undesignated and under their control.

Counsel has provided advice regarding policy and procedural matters.

7. REASON FOR THE DECISION:

To facilitate the opportunity for enhanced street trading provision within the district in a way which supports the objectives of the policy and provides opportunity to further boost the local economy.

8. BACKGROUND PAPERS:

Proposed Street Trading Designations (newspaper advert)

Equality Impact Assessment

Schedule 4 Local Government (Miscellaneous Provisions) Act 1982 [Local Government \(Miscellaneous Provisions\) Act 1982 \(legislation.gov.uk\)](#)

NOTICE A

Street trading - Notice of Intention to Re-Designate Streets Within Arun District as Consent Streets and Prohibited Streets

NOTICE is hereby given that Arun District Council (“the Council”) in accordance with Paragraph 2 of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 intends (subject to consideration of representations received by the date specified below) to pass a resolution in the following terms:

- “1. That all previous resolutions of the Council made pursuant to paragraph 2 of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 (“the Act”) to designate specified areas of the District as consent streets or prohibited streets or licence streets for the purposes of regulating street trading under Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 are hereby rescinded*
- 2. That as from the date when this resolution takes effect all areas of land within the District of Arun which are “streets” within the definition of that term contained in Paragraph 1 of Schedule 4 to the Act shall be designated as “consent streets” with the exception of any area of land referred to in resolutions 3 and 4 below*
- 3. That there shall be excluded from the designation in resolution 2 above any streets which are designated as “prohibited Streets”. The streets designated as prohibited streets are set out in the appendix of prohibited streets below.*
- 4. With the exception of Public Authority owned car parks there shall be excluded from the designation in resolution 2 above any area of land which is from time to time in the ownership and control of a Public Authority or a registered charity other than any highway which is included from time to time on the list of streets maintainable at public expense pursuant to section 36(6) of the Highways Act 1980.*
- 5. For the purposes of resolution 4 above “ownership and control” means having a sufficient estate or legal interest in the area of land to enable the relevant Public Authority or registered charity to restrict and regulate the use of that area in the public interest and “Public Authority” means West Sussex County Council or Arun District Council or any Parish or Town Council the whole or part of whose area falls within the boundary of the Arun District Council.”*

If the resolution is passed, it will mean that street trading in the streets subject to the current designation will no longer be prohibited, but upon the passing of the resolution designating streets as “consent streets” or “prohibited streets”, street trading in all streets (except prohibited streets) within the Arun District Council area will be subject to the obtaining of consent. Subject to the consent street designation, anyone who

engages in street trading in any street within the Arun District Council area without consent will be committing an offence and will be liable on summary conviction to a fine not exceeding level 3.

Anyone wishing to make representations about the intended resolution should do so in by email to licensing@arun.gov.uk , within 28 days of the publication of this notice.

All such representations received by that date will be considered before it is decided whether or not to pass the resolution.

A copy of this notice will be displayed for public inspection on the notice board at the main entrance to the Council offices and on the Council's website www.arun.gov.uk.

Signed Licensing Manager

Dated: ?????

Appendix of Prohibited Streets

Arundel

Maltravers Street

Mill Lane

Queen Street

Bognor Regis

Aldwick Road (West Street to Silverston Ave)

Bedford Street

Belmont Street

Charlwood Street

Nyewood Lane

Park Road

Victoria Drive

Canada Grove

Chapel Street

Clarence Road

Crescent Road

John Street

Lennox Street

Lyon Street

Lyon Street West

Manor Place

Market Street

Norfolk Street

Queensway

Richmond Road

Sadler Street

Spencer Street

Station Road

Steyne Street

Sudley Road

Sussex Street
West Street
The Beach

Ferring

The car park known as The Bluebird car park.

Littlehampton

Beach Road
Coastguard Road
East Street (between High St and Avon Road)
South Terrace
Surrey Street
Terminus Road (between Terminus Place and Arundel Road)
Windmill Road
The Beach

Pagham

Cardinals Drive
The Causeway
Church Way
Kings Drive

Appendix of Car Parks

Arundel

Crown Yard short stay
Fitzalan Pool short stay

Bognor Regis

Regis Centre
Fitzleet multi-storey
Hothampton Short Stay
London Road Long Stay
Coach and lorry park, Hotham Way Westbound
Lyon Street long stay
Hotham Park
Gloucester Road
Rock Gardens
West Park Aldwick
Culver Road Felpham
Links Avenue Felpham
Grassmere Felpham
Shrubbs Field Middleton-on-Sea

Littlehampton

Manor House short stay
Surrey Street short stay
River Road short stay
St Martins short stay
Anchor Springs short stay
Mewsbrook
Sea Road
The Wall
Banjo Road
West Beach

Appendix B

Street Designation Resolution[after consultation period]

Licensing Committee/Council RESOLVES

1. That all previous resolutions of the Council made pursuant to paragraph 2 of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 (“the Act”) to designate specified areas of the District as consent streets or prohibited streets or

licence streets for the purposes of regulating street trading under Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 are hereby rescinded

2. That as from the date when this resolution takes effect all areas of land within the District of Arun which are “streets” within the definition of that term contained in Paragraph 1 of Schedule 4 to the Act shall be designated as “consent streets” with the exception of any area of land referred to in resolutions 3 and 4 below

3. That there shall be excluded from the designation in resolution 2 above any streets which are designated as “prohibited Streets” . The streets designated as prohibited streets are set out in the **appendix of prohibited streets**.

4. With the exception of Public Authority owned car parks that there shall be excluded from the designation in resolution 2 above any area of land which is from time to time in the ownership and control of a Public Authority or a registered charity other than any highway which is included from time to time on the list of streets maintainable at public expense pursuant to section 36(6) of the Highways Act 1980.

5. For the purposes of resolution 4 above “ownership and control” means having a sufficient estate or legal interest in the area of land to enable the relevant Public Authority or registered charity to restrict and regulate the use of that area in the public interest and “Public Authority” means West Sussex County Council or Arun District Council or any Parish or Town Council the whole or part of whose area falls within the boundary of the Arun District Council.

Notice B

Street trading - Notice of Resolution to Re-Designate Streets Within Arun District as Consent Streets and Prohibited Streets

NOTICE is hereby given that Arun District Council (“the Council”) in accordance with Paragraph 2 of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 intends passed the following resolution on [Date]

:

“1. That all previous resolutions of the Council made pursuant to paragraph 2 of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 (“the Act”) to designate specified areas of the District as consent streets or prohibited streets or licence streets for the purposes of regulating street trading under Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 are hereby rescinded

2. That as from the date when this resolution takes effect all areas of land within the District of Arun which are “streets” within the definition of that term contained in Paragraph 1 of Schedule 4 to the Act shall be designated as “consent streets” with the exception of any area of land referred to in resolutions 3 and 4 below

3. That there shall be excluded from the designation in resolution 2 above any streets which are designated as “prohibited Streets”. The streets designated as prohibited streets are set out in the appendix below.

4. That there shall be excluded from the designation in resolution 2 above any area of land which is from time to time in the ownership and control of a Public Authority or a registered charity other than any highway which is included from time to time on the list of streets maintainable at public expense pursuant to section 36(6) of the Highways Act 1980.

5. For the purposes of resolution 4 above “ownership and control” means having a sufficient estate or legal interest in the area of land to enable the relevant Public Authority or registered charity to restrict and regulate the use of that area in the public interest and “Public Authority” means West Sussex County Council or Arun District Council or any Parish or Town Council the whole or part of whose area falls within the boundary of the Arun District Council.”

Signed

Dated

Appendix of prohibited streets[it is possible this this list may be different from the consultation list as some streets would be added or removed after consultation]

EQUALITY IMPACT ASSESSMENT

Name of activity:	Street Trading Policy and Designations	Date Completed:	10/06/21
Directorate / Division responsible for activity:	Place	Lead Officer:	Sarah Meeten
Existing Activity	<input checked="" type="checkbox"/> <input type="checkbox"/>	New / Proposed Activity	<input type="checkbox"/> <input checked="" type="checkbox"/>
		Changing / Updated Activity	<input checked="" type="checkbox"/>

What are the aims / main purposes of the activity?

This draft policy makes provision for street trading opportunities within the Arun District. Street Trading Designations form the framework for areas in the district to which the policy applies.

What are the main actions and processes involved?

The policy lays out opportunities for Street Trading that have been identified by the council and lays out a process of how to apply for a consent, the process, eligibility criteria and detail of enforcement related matters. Publishing the policy for consultation will encourage feedback from a wide range of persons and Bodies and provide an opportunity for any concerns to be addressed.

Who is intended to benefit & who are the main stakeholders?

Street Trading provision is for the benefit of those living in and visiting the area as well as for the benefit of those who trade. It applies equally to all persons of all backgrounds and ensures provision of services in an equally accessible way.
A policy ensures that all applications are treated in a fair and consistent manner. Consulting on the policy ensures that any person has an opportunity to engage with the council's views and proposals regarding this activity.

Have you already consulted on / researched the activity?

Consultation has already informally taken place with internal stakeholders as well as organisations including a traders partnership and BID as well as Town and Parish Councils. The policy will be published for public consultation.

Impact on people with a protected characteristic (What is the potential impact of the activity? Are the impacts high, medium or low?)		
Protected characteristics / groups	Is there an impact (Yes / No)	If Yes, what is it and identify whether it is positive or negative
Age (older / younger people, children)	Yes / No	Persons under the age of 17 are not permitted to work or be employed as street traders. This for protection of young persons.
Disability (people with physical / sensory impairment or mental disability)	Yes / No	
Gender reassignment (the process of transitioning from one gender to another.)	Yes / No	
Marriage & civil partnership (Marriage is defined as a 'union between a man and a woman'. Civil partnerships are legally recognized for same-sex couples)	Yes / No	
Pregnancy & maternity (Pregnancy is the condition of being pregnant & maternity refers to the period after the birth)	Yes / No	
Race (ethnicity, colour, nationality or national origins & including gypsies, travellers, refugees & asylum seekers)	Yes / No	
Religion & belief (religious faith or other group with a recognised belief system)	Yes / No	
Sex (male / female)	Yes / No	
Sexual orientation (lesbian, gay,	Yes / No	

bisexual, heterosexual)		
Whilst Socio economic disadvantage that people may face is not a protected characteristic; the potential impact on this group should be also considered	Yes / No	

What evidence has been used to assess the likely impacts?

Decision following initial assessment			
Continue with existing or introduce new / planned activity	Yes / No	Amend activity based on identified actions	Yes / No

Page 39

Action Plan			
Impact identified	Action required	Lead Officer	Deadline

Monitoring & Review	
Date of last review or Impact Assessment: 23/11/21	SM
Date of next 12 month review: 01/07/21	
Date of next 3 year Impact Assessment (from the date of this EIA): 01/07/24	

Date EIA completed:01/06/21.....Reviewed 23/11/21.....
Signed by Person Completing:Mrs S Meeten.....

ARUN DISTRICT COUNCIL

REPORT TO AND DECISION OF THE LICENSING COMMITTEE ON 10 DECEMBER 2021

SUBJECT: Statement of Gambling Licensing Principles 2022-2025

REPORT AUTHOR: Andrew Burrows, Licensing Officer
DATE: 15 November 2021
EXTN: 01903 737749
AREA: Place - Licensing

EXECUTIVE SUMMARY:

A Licensing Authority shall before each successive period of three years, prepare and publish a statement of principles they propose to apply in exercising their functions under the Gambling Act 2005.

RECOMMENDATIONS:

That committee recommend Full Council adopt the proposed Statement of Gambling Principles 2022-2025 without change.

1. BACKGROUND: Gambling Act 2005 and the Gambling Commission Guidance to Licensing Authorities, April 2021.

- 1.1 The Licensing Authority is required to consider and republish its Gambling Policy every three years. The policy should be re-published by 1 January 2022.
- 1.2 Officers have considered the current policy and have not identified any areas requiring revision. In addition, no matters have been brought by any person requesting consideration.
- 1.3 Guidance from the Gambling Commission published on the 1st April 2021 (see background papers), stated with regards to reviewing and updating the policy statement, that it is only the revision of a policy that requires consultation.
- 1.4 It is proposed that the Statement of Gambling Principles 2019-2022 does not require revising and therefore consultation on the proposed 2022-2025 statement is not required.

2. PROPOSAL(S):

That committee recommend Full Council adopt the proposed Statement of Gambling Principles 2022-2025 without change.

3. OPTIONS:		
3.1 That committee recommend Full Council adopt the proposed Statement of Gambling Principles 2022-2025 without change.		
3.2 Make changes and consult on the amended statement. Consultation would be required for a 12-week period. Consultees would include Sussex Police, Gambling businesses and persons who would likely be affected by the exercise of the authority's functions under the Gambling Act 2005.		
4. CONSULTATION:		
Has consultation been undertaken with:		NO
Relevant Town/Parish Council		NO
Relevant District Ward Councillors		NO
Other groups/persons (please specify)		NO
5. ARE THERE ANY IMPLICATIONS IN RELATION TO THE FOLLOWING COUNCIL POLICIES: (Explain in more detail at 6 below)	YES	NO
Financial		NO
Legal		NO
Human Rights/Equality Impact Assessment		NO
Community Safety including Section 17 of Crime & Disorder Act		NO
Sustainability		NO
Asset Management/Property/Land		NO
Technology		NO
Other (please explain)		NO
6. IMPLICATIONS:		

7. REASON FOR THE DECISION:
To ensure the licensing authority an continue to discharge the function in accordance with policy.
8. BACKGROUND PAPERS:
Gambling Act 2005 https://www.legislation.gov.uk/ukpga/2005/19/contents
Gambling Commission Guidance to Licensing Authorities, April 2021 https://www.gamblingcommission.gov.uk/manual/guidance-to-licensing-authorities/part-6-reviewing-and-updating-the-policy-statement
Statement of Gambling Licensing Principles

Agenda Item 11

Licensing Committee	Report Author	Date of Meeting	Full Council Meeting Date
Karl Roberts Nat Slade			
Street Trading and Markets Policy	S Meeten	10 Sept	10 Nov
Licensing Fee Setting	S Meeten	10 Dec	12 Jan
Taxi Fares	S Meeten		
Street Trading Policy and Designations	S Meeten		
Statement of Gambling Licensing Principles 2022-2025	S Meeten		
Taxi Policy Revision	S Meeten	11 March	11 May

This page is intentionally left blank