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1 December 2014

S U M M O N S

MEETING: Licensing Board
DATE: 9 December 2014
TIME: 6pm
PLACE: Council Chamber, Town Hall, Gosport
Democratic Services contact: Lisa Young

LINDA EDWARDS
BOROUGH SOLICITOR

MEMBERS OF THE BOARD

The Mayor (Councillor Gill) (ex officio)
Chairman of P & O Board (Councillor Hook) (ex officio)

Councillor Allen (Chairman)
Councillor Mrs Morgan (Vice Chairman)

Councillor Ms. Ballard	Councillor Geddes
Councillor Mrs Batty	Councillor Murphy
Councillor Beavis	Councillor Ronayne
Councillor Ms. Diffey	Councillor Scard
Councillor Mrs Forder	Councillor Mrs Searle

FIRE PRECAUTIONS

(To be read by the Chairman if members of the public are present)

In the event of the fire alarm sounding, please leave the room immediately. Proceed downstairs by way of the main stairs or as directed by GBC staff, follow any of the emergency exit signs. People with disability or mobility issues please identify yourself to GBC staff who will assist in your evacuation of the building.

This meeting may be filmed or otherwise recorded. By attending this meeting, you are consenting to any broadcast of your image and being recorded.

IMPORTANT NOTICE:

- If you are in a wheelchair or have difficulty in walking and require access to the Committee Room on the First Floor of the Town Hall for this meeting, assistance can be provided by Town Hall staff on request

If you require any of the services detailed above please ring the Direct Line for the Democratic Services Officer listed on the Summons (first page).

NOTE:

- i. Councillors are requested to note that, if any Councillor who is not a Member of the Board wishes to speak at the Board meeting, then the Borough Solicitor is required to receive not less than 24 hours prior notice in writing or electronically and such notice shall indicate the agenda item or items on which the member wishes to speak.
- ii. Please note that mobile phones should be switched off or switched to silent for the duration of the meeting.

AGENDA

RECOMMEN
DED MINUTE
FORMAT

PART A ITEMS

1. APOLOGIES FOR NON-ATTENDANCE

2. DECLARATIONS OF INTEREST

All Members present are reminded to declare, at this point in the meeting or as soon as possible thereafter, any disclosable personal interest in any item(s) being considered at this meeting.

3. MINUTES OF THE MEETING OF THE BOARD HELD ON 28 OCTOBER 2014(copy herewith)

4. DEPUTATIONS – STANDING ORDER 3.5

(NOTE: The Board is required to receive a deputation(s) on a matter which is before the meeting of the Board provided that notice of the intended deputation and its object shall have been received by the Borough Solicitor by 12 noon on Friday, 5 December 2014. The total time for deputations in favour and against a proposal shall not exceed 10 minutes).

5. PUBLIC QUESTIONS – STANDING ORDER 3.6

(NOTE: The Board is required to allow a total of 15 minutes for questions from Members of the public on matters within the terms of reference of the Board provided that notice of such Question(s) shall have been submitted to the Borough Solicitor by 12 noon on Friday, 5 December 2014).

6. REVIEW OF HACKNEY CARRIAGE FARE TARIFF

Each year the taxi trade are consulted in respect of the level of taxi tariff, this year a signed petition requesting an increase has been submitted to the Council. Part of the role of this Board is to set the level of Taxi Tariff.

Sarah
Hardy
5553

7. ANY OTHER ITEMS

which the Chairman determines should be considered, by reason of special circumstances, as a matter of urgency.

8. EXCLUSION OF THE PUBLIC

That in relation to the following items the public be excluded from the meeting, as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the public were present during these items there would be disclosure to them of exempt information within Paragraph 1 of Part 1 of Schedule

Licensing Board
9 December 2014

12A to the Local Government Act 1972, and further that in all circumstances of the cases, the public interest in maintaining the exemption outweighs the public interest in disclosing the information, for the reasons set out in the report.

**PART B ITEMS
FOLLOWING THE EXCLUSION OF PRESS AND PUBLIC**

Item No.	Item	Paragraph no.1 of Part I of Schedule 12A of the Act	
9.	Application for a Private Hire Drivers Licence	Paragraph 1 The report contains personal data which is identified as sensitive material.	PART II Contact Officer Ian Rickman Ext. 5609

AGENDA ITEM NO.06

Board/Committee:	LICENSING BOARD
Date of Meeting:	9 th December 2014
Title:	REVIEW OF HACKNEY CARRIAGE FARE TARIFF
Author:	HOUSING SERVICES MANAGER
Status:	FOR DECISION

Purpose

Each year the taxi trade are consulted in respect of the level of taxi tariff, this year a signed petition requesting an increase has been submitted to the Council. Part of the role of this Board is to set the level of Taxi Tariff.

Recommendation

The Licensing Board is requested to:-

Consider an increase in the maximum level of Hackney Carriage fares chargeable and give consideration to the tariff model shown in Appendix B and decide the level of tariff to be implemented, subject to public consultation, from 1 April 2015.

1 Background

- 1.1 Section 65 of the Local Government (Miscellaneous Provisions) Act 1976 (LGMPA76) gives the Council the power to set local taxi fares for journeys within its area by means of a scheme of fares.
- 1.2 Section 55 of the Town Police Clauses Act 1847 (TPCA47) makes it an offence for a Hackney Carriage driver to charge more than the tariff set by the licensing authority for a journey.
- 1.3 Any alteration to the tariff must be agreed by the Council acting as the licensing authority and is subject to public consultation prior to implementation.
- 1.4 Previously this Council has reviewed the Hackney Carriage tariff for vehicles operating in the Borough on an annual basis. The process adopted to carry out this review has been a formula which was agreed by the Licensing Sub Committee at its meeting held on the 4 October 2001, following consultation with the trade. The formula calculates the operating costs of Hackney Carriages with certain elements incurring different weightings to reflect their contribution to the overall costs incurred by the trade.

2 Report

- 2.1 The tables in Appendix B show the current rate headed 2013/2014. The next column described as "Meter distance reduced from 184 to 178 to achieve an average increase as close to 2.09% as possible". The next column is Fareham's current tariff for comparative purposes, although no increase for 2014 is included on that example.
- 2.2 Guidance issued by the Department for Transport states that " *Fare scales should be designed with a view to practicality. The Department sees it as good practice to review the fare scales at regular intervals.....*" The guidance goes on to say " *The Department also suggests that in reviewing fares authorities should pay regard to the needs of the travelling public, with reference both to what is reasonable to expect people to pay but also to the need to give taxi drivers sufficient incentive to provide a service when it is needed.....*"
- 2.3 The Taxi trade has been consulted on the level of tariff and the petition that was received in response is attached Appendix C.

3 Risk Assessment

- 3.1 Recent guidance received from the Department for Transport recommends regular review of the tariff using a formula approach. Failure to review the tariff may provide grounds for judicial review of the process adopted by the Council for setting the Hackney Carriage tariff.
- 3.2 The main risks relating to the setting of the maximum Hackney Carriage fares charging levels are that the fares are either set too high and will be seen as unfair to the customer and discourage the use of taxi's or set too low and will affect the trade adversely leading to insufficient provision. This risk has been reduced both by the comparison with Fareham and the consultations with the Gosport Taxi trade.

4 Legal Implications

- 4.1 The Local Government (Miscellaneous Provisions) Act 1976 and the Town Police Clauses Act 1847 provide licensing authorities with the power to set Hackney carriage tariffs.
- 4.2 When a district council make or vary a table of fares they shall publish in at least one local paper newspaper circulating in the district a notice setting out the tale of fares or the variation thereof and specify the period which shall not be less than fourteen days from the date of the first publication of the notice within which and the manner in which objections to the table of fares or variations can be made.

5 Conclusion

- 5.1 An increase of 2.09% has been identified by the Hackney Carriage Tariff formula as the percentage increase in the operational costs of operating a hackney carriage in the Borough of Gosport since the Hackney Carriage Tariff was last increased.
- 5.2 The trade have submitted a petition requesting an increase of 2.1%.

Financial Services comments:	As contained in the report
Legal Services comments:	As contained in the report
Crime and Disorder:	Complies with Section 5 & 6 Crime and Disorder Act 1998
Equality and Diversity:	Compliant
Service Improvement Plan implications:	<p>This report has positive outcomes in :</p> <p>Participation – the setting to the Hackney Carriage tariff was influenced by a consultation process</p> <p>Partnership - is central to effective to the lawful setting of a Hackney Carriage Tariff</p> <p>People – effective control maintains the safety of the travelling public using Hackney Carriages</p>
Corporate Plan:	Compliant
Risk Assessment:	Included in the report.
Background papers:	<p>Licensing Sub committee Minutes of meeting 4 October 2001.</p> <p>2. Licensing Board Minutes of meeting 7 June 2011.</p> <p>3. Council Minutes of meeting 20 July 2011</p>
Appendices/Enclosures:	
Appendix 'A'	The Approved Tariff Formula calculation.
Appendix 'B'	Copy of the Model options offered for achieving a tariff increase
Appendix 'C'	Copy of petition following consultation
Report author/ Lead Officer:	Sarah Hardy Ext 5553

HACKNEY CARRIAGE FARES TABLE OPTIONS 2014/15

PRICE INDICES FOR HACKNEY CARRIAGE FARE INCREASES

	2013/14						2014/15					
	% Change Feb-12 Feb-13	X	% Weighting	=	Expenses weighted using last years % inc. £		% Change Feb-13 Feb-14	X	% Weighting	=	Expenses weighted using last years % inc. £	
1. Average Weekly Earnings	0.43%	X	45.0%	=	0.19	24,847	3.23%	X	45.0%	=	1.45	25,367
2. Maintenance of Motor Vehicles	2.36%	X	5.3%	=	0.13	3,000	3.29%	X	5.4%	=	0.18	3,127
3. Purchase of Motor Vehicles	-1.42%	X	7.6%	=	-0.11	4,128	-0.41%	X	7.5%	=	-0.03	4,150
4. Vehicles Tax and Insurance	-4.69%	X	7.5%	=	-0.35	3,930	9.34%	X	7.1%	=	0.66	4,334
5. Fuel and Oil	0.40%	X	15.4%	=	0.06	8,488	-4.56%	X	15.4%	=	-0.70	8,180
6. Retail Price Increase	3.21%	X	19.1%	=	0.61	10,822	2.67%	X	19.6%	=	0.52	11,211
Annual Percentage Increase			100.0%		0.54%	55,216			100.0%		2.09%	56,369

Source Documentation

1 Labour Market Trends

2 - 5 Consumer Price
Index

6 RPI

All available from National Statistics Website

APPENDIX B

HACKNEY CARRIAGE FARES 2014/15

Miles	2013/14				2014/15				2013/14 - No increase applied			
	Distance (metres)	First 199 metres	Subsequent 184 metres	Fare	First 199 metres	Subsequent 178 metres	Fare	Increase	First 190 metres	Subsequent 190 metres	Fare	GBC/FBC Difference
		£		£	£		£	%	£		£	%
0.5	805	2.20	4	3.00	2.20	4	3.00	0.00	2.20	4	3.00	0.00
1	1609	2.20	8	3.80	2.20	8	3.80	0.00	2.20	8	3.80	0.00
	2414	2.20	13	4.80	2.20	13	4.80	0.00	2.20	12	4.60	-4.17
2	3218	2.20	17	5.60	2.20	17	5.60	0.00	2.20	16	5.40	-3.57
	4023	2.20	21	6.40	2.20	22	6.60	3.13	2.20	21	6.40	-3.03
3	4827	2.20	26	7.40	2.20	26	7.40	0.00	2.20	25	7.20	-2.70
	5632	2.20	30	8.20	2.20	31	8.40	2.44	2.20	29	8.00	-4.76
4	6436	2.20	34	9.00	2.20	36	9.40	4.44	2.20	33	8.80	-6.38
	7241	2.20	39	10.00	2.20	40	10.20	2.00	2.20	38	9.80	-3.92
5	8045	2.20	43	10.80	2.20	45	11.20	3.70	2.20	42	10.60	-5.36
	8850	2.20	48	11.80	2.20	49	12.00	1.69	2.20	46	11.40	-5.00
6	9654	2.20	52	12.60	2.20	54	13.00	3.17	2.20	50	12.20	-6.15
	10459	2.20	56	13.40	2.20	58	13.80	2.99	2.20	55	13.20	-4.35
7	11263	2.20	61	14.40	2.20	63	14.80	2.78	2.20	59	14.00	-5.41
	12068	2.20	65	15.20	2.20	67	15.60	2.63	2.20	63	14.80	-5.13
8	12872	2.20	69	16.00	2.20	72	16.60	3.75	2.20	67	15.60	-6.02
	13677	2.20	74	17.00	2.20	76	17.40	2.35	2.20	71	16.40	-5.75
9	14481	2.20	78	17.80	2.20	81	18.40	3.37	2.20	76	17.40	-5.43
	15286	2.20	82	18.60	2.20	85	19.20	3.23	2.20	80	18.20	-5.21
10	16090	2.20	87	19.60	2.20	90	20.20	3.06	2.20	84	19.00	-5.94

Average % increase 2.24

Average % difference -4.41

CALCULATION OF PROPOSED INCREASE

First click at 199 meters	£	2.20
Subsequent metres	184	£ 0.20


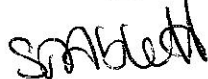



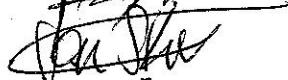


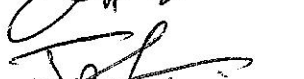


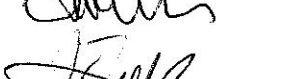

First click at 199 meters	£	2.20
Subsequent meters	178	£ 0.20

First click at 190 meters	£	2.20
Subsequent meters	190	£ 0.20

LICENSING TEAM APPENDIX C
 GOSPORT BOROUGH COUNCIL
 TOWN HALL
 GOSPORT
 PO12 1EB
 8/8/14.

Dear licensing team.

Please find listed on this paper the names of all hackney carriage plate holders that would like to be considered for a minimum of a 2.1% tariff increase to fall in line with the cost of living.

Name	Sign	Plate number
MR MARTIN ROSSITER		56
STEVE ABLETT		140
DAVID RICHARDSON		64
LIMIT BARAN		¹⁵ 15 18 47
Zeki Bural		22
IAN SKITTHORPE		146
VURAL ARDA		02
Siyami Er		144
JOHN SEYMOUR		5
ALAN FISHER		116
M Emin VARIS		39
Emin Ayhan		14
HALIS ARVIS		

ALI Nohut

~~Ali~~

CAROL RUTTER

18 S Rockhurst RD
2X CARS