

Contact Officer: Jenny Bryce-Chan

## KIRKLEES COUNCIL

### LICENSING AND SAFETY COMMITTEE

**Monday 18th January 2016**

Present: Councillor Ken Smith (Chair)  
Councillor Mahmood Akhtar  
Councillor Bill Armer  
Councillor Christine Iredale  
Councillor Carole Pattison  
Councillor Amanda Pinnock  
Councillor Hilary Richards  
Councillor David Ridgway  
Councillor Michael Watson  
Councillor Amanda Stubbley

Apologies: Councillor Marielle O'Neill  
Councillor Mohan Sokhal

In attendance: Jenny Bryce-Chan, Principal Governance and Democratic  
Engagement Officer  
Yolande Myers, Governance and Democratic  
Engagement Officer  
John Chapman, Legal Officer  
Cath Walter, Licensing Local Land Charge and Highways  
Registry Manager  
Paul Kemp, Assistant Director

**1 Membership of the Committee**

No substitutions were made.

**2 Minutes of Previous Meeting**

The Minutes of the meeting of the Committee held on 4 November 2015 were approved as a correct record.

**3 Interests**

No interests were declared.

**4 Admission of the Public**

The Committee considered the question of the exclusion of the public and determined that all items be taken in public session.

**5 Deputations/Petitions**

No deputations or petitions were received.

**6 Public Question Time**

No questions were asked.

**7 Constitution - Revised Scheme of Delegation**

The Committee considered a report to note proposals to additions and amendments of the Scheme of Delegation in relation to the Town and Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976.

The Committee noted the decisions made at the Corporate and Governance Audit Committee held on the 15 January 2016.

**RESOLVED** - That the Licensing and Safety Committee approve the changes to the Delegation Scheme as outlined and to delegate the authority to the Assistant Director, Legal Governance and Monitoring to make the appropriate amendments and any consequential changes to the Constitution.

**8 Constitution - Taxi and Private Hire Vehicles: Delegation of Enforcement Powers**

The Committee considered a report and noted the additions and amendments to the Scheme of Delegation in relation to Enforcement Powers under the Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976.

The Licensing and Safety Committee noted the decisions of the Corporate Governance and Audit Committee held on 15 January 2016.

**RESOLVED -**

That the Committee agree that the Taxi and Private Hire Enforcement Powers as set out at paragraph 3.8 of the report be delegated by Kirklees Council to the other West Yorkshire Authorities and City of York Council, as well as being retained by Kirklees Council as Licensing Authority as detailed in paragraph 3.1.

That the Committee agree to Kirklees Council receiving similar delegated Enforcement Power from other West Yorkshire and City of York Authorities.

That authority be delegated to the Assistant Director (Legal, Governance and Monitoring) to make the appropriate amendments, and any consequential changes to the Constitution.

That the Assistant Director, Legal, Governance and Monitoring be asked to investigate the possibility of also delegating Enforcement Authority in respect of Authorities not listed within paragraph 3.1, in instances where drivers apply for trade in Kirklees and to make the appropriate Constitutional amendments to this delegation.