

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.