

LICENSING COMMITTEE

THURSDAY 12 OCTOBER 2017

7.00 PM

Bourges/Viersen Rooms - Town Hall

AGENDA

Page No

1. Apologies for Absence

2. Declarations of Interest

At this point Members must declare whether they have a disclosable pecuniary interest, or other interest, in any of the items on the agenda, unless it is already entered in the register of members' interests or is a "pending notification" that has been disclosed to the Solicitor to the Council.

3. Minutes of the Meeting:

3.1 Held on 6 July 2017 3 - 8

3.2 Sub-Committee held on 28 September 2017 9 - 12

4. Draft Byelaws for Hackney Carriages - Responses to Consultation and Recommend Adoption to Full Council 13 - 44

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Committee Members:

Councillors: Ayres (Chair), G Nawaz (Vice Chairman), Allen, Fuller, Hiller, Amjad Iqbal, Hussain, Dowson, Davidson, Saltmarsh and Okonkowski

Substitutes: Councillors: Brown, Clark, Ash and Bond

Further information about this meeting can be obtained from Karen Dunleavy on telephone 01733 452233 or by email – karen.dunleavy@peterborough.gov.uk

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Minutes of a meeting of the Licensing Committee held at the Bourges/Viersen Rooms - Town Hall
on 6 July 2017

Members Present: Councillors Ayres (Chairman), Nawaz, Hiller, Allen, Brown, Saltmarsh, Davidson, Hussain and Okonkowski

Officers Present: Peter Gell, Head of Regulatory Services
Terri Martin, Regulatory Officer
Kerry Leishman, Licensing & Business Manager
Colin Miles, Litigation Lawyer
Karen S Dunleavy, Democratic Services Officer

1. Apologies for Absence

Apologies were received from Councillor Fuller, Councillor Brown was in attendance as substitute.

2. Declarations of Interest

Councillor Nawaz declared a non pecuniary interest in that he had two brother-in-laws that were employed by the A2B Taxi company.

3. Minutes of the Meeting:

3.1 Sub Committee Held on 25 November 2016

The minutes of the Licensing Act Sub Committee 2003 meeting held on 25 November 2016, were agreed as a true and accurate record.

3.2 Held on 8 December 2016

The minutes of the Licensing Committee meeting held on 8 December 2016 were agreed as a true and accurate record.

6. Proposed Taxi Policy - Responses to Consultation and Adoption of Final Policy and Implementation Date

The Regulatory Officer introduced a report to Members of the Licensing Committee which outlined the outcome of the consultation process on the hackney carriage and private hire draft taxi licensing policy, which took place between 7 April 2017 and 2 June 2017.

The Committee were also informed that the draft taxi and private hire licensing policy was subsequently updated by Officers following the consultation period. The Committee was being asked to consider the updates made by Officers to the draft taxi policy and consider the recommendations made by Officers on significant taxi policy matters which were highlighted during the consultation. Following consideration of the draft taxi policy the Committee was also asked to recommend that Council approve the final version.

Officers advised the Committee that the hackney carriage and private hire draft taxi licensing policy consultation was advertised using the various formats, which included:

- Notices placed at the Town Hall and Bayard Place buildings;
- Peterborough bus and train stations;
- Peterborough Taxi Drivers Federation;
- Parish Councils;
- Councillors
- Twitter;
- Facebook;
- All taxi operators.

The Officers also provided clarification to the Licensing Committee over some highlighted sections of the draft taxi policy within the report pack pages 97, 98 and 99 in relation to mobile phone use and awareness, licensing offences and refusal to carry disabled persons, insurance offences and major traffic offences, all of which would remain within the draft taxi policy if approved.

Members discussed the responses to the consultation outlined on pages 117 to 128 of the report and were satisfied that there was no requirement for Officers to consider the comments further.

The Head of Regulatory Services, Regulatory Officer and the Licensing & Business Manager responded to questions and comments in relation to recommendation 2i regarding the type of Disclosure and Barring Service (DBS) checks required by the LA. In summary responses included:

- Where a licensed driver had been arrested, the Police consider what the driver had been arrested for and would share the information with the Regulatory Services Team under the provisions of Common Law Police Disclosure. This was also outlined within the licensed driver conditions and drivers have a duty to disclose such information.
- The Regulatory Services Team would ask for an enhanced DBS check from drivers so that it provided the Regulatory Services Team with all information held regards to a licensed driver.
- There had been no material change in circumstances to warrant the change to a multiple DBS status checking system. A change to adopt the multiple DBS status checking service would impose a financial impact to the Council if adopted and licensed drivers would be required to sign up to the update service.
- The response from the DBS agency asked for the Council to consider whether drivers should sign up to the new DBS update service, but there was a question on what regularity of checks would be appropriate for the Regulatory Services Team to undertake if licensed drivers were to nominate the Local Authority to carry out these checks. There would need to be a determination by the Licensing Committee to state how often the multiple DBS status checks would need to happen if this approach was adopted.
- There would be an annual fee of £13 for the licensed drivers to pay if the DBS update registration was adopted which would be cheaper for them. However, if any issue was highlighted regarding a licensed driver the Regulatory Services Team would be required to ask the them to update their details on the DBS update service.
- The Regulatory Services Team currently rely on intelligence from agencies such as the Police and for this reason Officers felt that the current DBS checking arrangements would suffice.

Members debated and discussed the following:

- Some Members commented that the Local Government Association suggestion included within the consultation on the draft taxi policy was sound surrounding the DBS update registration for licensed drivers. In addition Members felt that the

Council had a duty to maintain public safety and that the new DBS update checks suggested should be considered.

- Some Members commented that there should be no issue for drivers to undertake the DBS update registration.
- Some Members were minded that the enhanced DBS checking system already in place would suffice and wished to keep the DBS requirement as agreed by the Licensing Committee two years ago.
- The amendment to paragraph 3.30 of the draft policy in regards to the 'Notifiable Occupation Scheme' to update to the 'Common Law Police Disclosure', was noted by Members.

The Head of Regulatory Services, Regulatory Officer and Licensing & Business Manager responded to questions and comments in relation to recommendation 2ii, regarding the Police being the enforcing body for driving offences and the clarification statement. In summary responses included:

- There had been no jurisdiction in place for the Local Authority (LA) to regulate drivers from other authorities that operated in the Peterborough City Council area and therefore the Police statement could not be extended to out of the boundary licensed drivers.
- Any incident which occurred that had involved an out of the boundary licensed driver would be referred to the responsible local authority.
- The Regulatory Services Team were liaising with other LA's in regards to cohesion over taxi policies and the outcome would be resolved by the end of the year.
- The LA were not responsible for enforcing the Road Traffic Act and to change the statement to state that 'Peterborough City Council' was to be responsible for dangerous, reckless or careless driving would not be appropriate.

Members debated and discussed the following:

Members felt that the amendment was appropriate for Officers to include in the draft taxi policy in regards to 'Any person who witnesses speeding, dangerous, reckless, or careless driving by a licensed driver or otherwise, should report each incident to the Police (as they were the enforcing body for driving offences).'

The Head of Regulatory Services, Regulatory Officer and Licensing & Business Manager responded to questions and comments in relation to recommendations 2iii and 2iv the period of licence for HCV and PHV and age limits. In summary responses included:

- Adequate rapid charge points in Peterborough were currently not available for Hackney Carriage Vehicles and this was an issue being explored by the Regulatory Services Team.
- The PHV trades recommendation in regards to a five year PHV license extension for Euro 6 compliant purpose built cars was felt by Officers not appropriate as this could prejudice the HCV licensed drivers in addition there were limited rapid charging points available.
- The PHDF recommendation to allow for the extension of an additional 5 years for HCV within the trade of Euro 5 emission standards was deemed not appropriate by Officers as it was not intended for the LA to lower the current HCV and PHV environmental standards currently in place.
- Officers felt that to consider a five year extension for low emission licensed vehicles request by the licensed operators would need the vehicle to be Euro 6 standard or better.
- The Committee determined at their meeting on 8 December 2016, that consideration for any license extension should only apply to purpose built LEVs and therefore could not apply to vehicles that had been converted to low emission vehicles.

- The London Taxi Company who currently produced low emission vehicles were currently manufacturing zero emissions capable HCVs (purpose built LEVs), which would be on sale from Autumn this year in London and then worldwide in 2018. There were other manufacturers on the market producing Euro 6 LEVs, such as E7, which the LA had issued a HCV license for.
- It was not an option to lower licensing fees in order to incentivise drivers to purchase LEVs as the cost to administer remained the same and the service must run on a cost recovery basis. It was agreed that the immediate option was to educate HCV owners and PH operators on the sole benefits introducing zero emission vehicles.
- As Euro standards for low and zero emission vehicles increased there would be a natural progression for companies to improve the emission standards for the vehicles they operated.
- In order to maintain current standards, the Officers felt that the status quo would be the preferred recommendation for the life of a licensed vehicle, however, this could be reviewed by the Committee in the future, as emission standards and legislation evolved.
- Companies would need to invest in future zero emission vehicle requirements for HCV and PHV licensed vehicles.

Members debated this item and comments included:

- Members raised concerns over battery failings of some of the low emission vehicles currently on the market and the charging time required and whether these LEVs would meet the appropriate emission standards in 20 years time. For this reason, Members felt that the adoption of the increased license for LEVs would be environmentally unfriendly for the future.
- Members felt that as Peterborough City Council had not qualified for the Government funded scheme and had low LA funding resources in order to implement a zero emission capable vehicle city, there was currently limited infrastructure in place to accommodate large numbers of LEVs.
- Members also felt that the current low emission vehicle technology was not advanced enough to allow adoption of extended licenses, however, they were keen to start the journey with the trade and explore the possibilities for the future.
- Members considered whether attaching an initiative such as the Government scrappage scheme to the taxi policy would encourage companies to purchase zero emission vehicles, however, some Members felt that this may not be wise, as such Government initiatives had only operated for a short period of time before they were no longer available.

The Head of Regulatory Services, Regulatory Officer and Licensing & Business Manager responded to questions and comments in relation to recommendation 2v medical health checks. In summary responses included:

- The medical check proposals were contained within the draft taxi policy and consultation response table;
- It was felt by Officers that the Group two medical checks was a proper test for licensed drivers to undertake in order to retain their licence.

Members debated and discussed the following in relation to the Group two medical checks:

- Members felt that the LA held an obligation to ensure that licensed drivers were operating their vehicles in good health.
- Members also commented that health issues may not be identified if the health checks were conducted every five years.
- Members also felt that the amendment to the Part 2 complaints notice was appropriately worded.

Regulatory Officer and Licensing & Business Manager advised Members of other licensing matters and were asked to:

- Note the Town and Police Clauses Act 1872, byelaws outlined within 8.1 and 8.2 of the draft taxi policy;
- Consider an amended recommendation to ask Council to adopt the draft taxi policy and for an amendment to the Committee's terms of reference in terms of statutory and non statutory policy;
- Note the Director approval requirements to allow for PHV licensed drivers waiting at designated car parks in Peterborough; and
- Consider and recommend to Council an implementation date for the draft taxi policy.

RESOLVED

The Committee:

Members determine the following hackney carriage and private hire matters raised during the consultation period on the draft hackney carriage and private hire licensing policy:

1. Agreed with officer direction on areas where no amendment was required in relation to the responses received following the consultation of the draft taxi policy
2. Considered the consultation responses and other matters within the report and:
 - (i) Following a vote 5 for and 3 against it was agreed to retain the status quo in regards to the 3 year standard DBS arrangements;
 - (ii) Following a vote, unanimously Agreed to the addition of the paragraph within sections 6 – Enforcement of the draft taxi policy ‘Any person who witnesses speeding, dangerous, reckless, or careless driving by a licensed driver or otherwise, should report each incident to the police (as they were the enforcing body for driving offences) with sufficient information to allow the police to take appropriate action’;
 - (iii) Agreed to drop proposal option d) not to extend the life of a vehicle in the trade based on emission standards and to retain status quo;
 - (iv) Agreed to remain with the status quo in relation to the licensing age of HCVs as follows:
A maximum age at time of first being licence - 3 year old; with a maximum age limit for a Hackney carriage vehicle for 15 years;
 - (v) Agreed to retain the Group 2 medical check outlined within the draft policy on taxi license application for drivers and then every three years, then annually thereafter when the driver reaches 65;
 - (vi) Agreed to amend the draft policy in relation to the Part 2 notice wording ‘Should you wish to comment positively or negatively on any aspect of your journey today, please call....’;
 - (vii) Noted the awaited response from the secretary of state regarding the proposed byelaws and the pending consultation; and
 - (vii) Noted the use of the designated car parks (wellington street, Worrina and Pleasure Fair Meadow) for the purposes of PHV waiting subject to two Director approvals and an amendment to the (Traffic Regulation Order).

- 3) Recommend that Council adopt the draft Taxi Policy be adopted, subject to the agreed amendments;
- 4) Recommend to Council the draft Taxi Policy implementation date to be of immediate effect subject to:
 - (i) An allowance of three months for the amendment to the Off Street Traffic Regulation Order; and
 - (ii) relevant procurement process for outsourcing HCV and PHV driving tests.
- 5) Recommend to Council that the Licensing Committee terms of reference were amended to state that:
 - (i) On recommendation by the Licensing Committee all statutory policies within the Licensing Committee's remit must go to Full Council for formal adoption. This includes any modifications, amendments to those policies; and
 - (ii) On recommendation by the Licensing Committee all non statutory policies must be submitted either to Full Council or Cabinet for formal adoption. Thereafter, any minor amendments or modifications, can be adopted by the Licensing Committee.

CHAIRMAN
7:00 - 8.21pm

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**Meeting of the Licensing Act 2003 Sub-Committee
held at the Town Hall, Peterborough on 28 September 2017 10:30AM**

RECORD OF PROCEEDINGS

1. Apologies for Absence	There were no apologies for absence received.
2. Declarations of Interest	There were no declarations of interest.
3. Application	Review of Premises Licence
3.1 Application Reference	MAU: 075823
3.2 Sub-Committee Members	Councillor Ayres Councillor Brown Councillor Saltmarsh
3.3 Officers	Darren Dolby, Regulatory Officer Colin Miles, Lawyer – Legal Advisor to the Sub-Committee Karen S Dunleavy, Democratic Services Officer – Clerk to the Sub-Committee
3.4 Applicant	Cambridgeshire Constabulary
3.5 Nature of Application	<u>Application Type</u> Application for a Premises Licence Review. <u>Summary of Premises Licence Review</u> To consider and determine an application for the review of a Premises Licence under Section 51 of the Licensing Act 2003 for Priory Road Store, 44 Priory Road Peterborough. A summary of the issues raised by the applicant included: <ul style="list-style-type: none">● A serious violent incident took place outside the premises which involved the premises licence holder.● A failure by the premises licence holder to assist Police by refusing to supply CCTV footage of the violent incident mentioned in the report.● Criminality believed to be taking place at the premises

3.6	Licensing Objective(s) under which representations were made	Prevention of Crime and Disorder
3.7	Parties/Representatives and witnesses present	<p><u>The Licensing Authority</u></p> <p>The Regulatory Officer, who presented the case on behalf of the Licensing Authority.</p> <p><u>Responsible Authority</u></p> <p>PC Grahame Robinson who presented the case on behalf of Cambridgeshire Constabulary.</p> <p><u>Licence Holder</u></p> <p>Mr Mahmood, Priory Road the Premises Licence Holder, who presented his case.</p>
3.8	Pre-hearing considerations and any decisions taken by the Sub-Committee relating to ancillary matters	There were no pre-hearing considerations.
3.9	Exclusion of the Press and Public	In accordance with regulation 14 of the Licensing Act Hearing Regulations and with standing orders the Committee AGREED that the Premises Licence Review for Priory Road Store – 44 Priory Road, Peterborough, PE1 9ED, which contained information relating to any action taken or to be taken in connection in the prevention or investigation or prosecution of crime, as defined by Paragraph 7 of Schedule 12A of Part 1 of the Local Government Act 1972, would be held in exempt session and the press and public were excluded from the meeting when this item was discussed.
3.10	Written representations and supplementary material taken into consideration	<p><u>Applicant</u></p> <p>Consideration was given to the application for a Premises Licence Review, attached to the Sub-Committee report.</p>
3.11	Facts/Issues in dispute	<p><u>Issue 1</u></p> <p>Whether the premises licence application would further support the 'Prevention of Crime and Disorder' Licensing Objective.</p>
4.	Decision	<p>The Sub-Committee listened to all the evidence put before it and also took into account the contents of the application and all representations and submissions made in relation to it. The Sub-Committee considered the information put before it and took into account the following facts:-</p>

- A serious violent incident took place outside the premises which involved the premises licence holder.
- A failure by the premises licence holder to assist Police by refusing to supply CCTV footage of the violent incident mentioned in the report.
- Criminality believed to be taking place at the premises, which was heard in private.

The Premises Licence Holder, Mr Mahmood, in response stated that:

- He was the victim of an assault.
- He denied knowledge of the matters raised in private session.
- Members of staff were responsible for the issues raised in private.

The Sub-Committee believed that criminal activity was associated with the premises and that the premises was not promoting the licence objective of crime prevention, therefore the Committee had considered revocation in the first instance, in line with paragraph 11.28 of the Guidance.

The Sub-Committee considered other options available but believed that these would not promote the licensing objective of the Prevention of Crime and Disorder.

Therefore, it was the Committee's decision to **REVOKE** the Premises Licence for the premises, known as Priory Road Store, and situated at 44 Priory Road, Peterborough, in its entirety.

Any party in objection to the decision may appeal to the Peterborough Magistrates Court within 21 days.

Chairman
10:30 am – 12:00 pm

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LICENSING COMMITTEE	AGENDA ITEM No. 4
12 OCTOBER 2017	PUBLIC REPORT

Report of:	Annette Joyce - Service Director of City Services & Communications	
Cabinet Member(s) responsible:	Councillor Walsh - Communities and Environment Capital	
Contact Officer(s):	Terri Martin - Regulatory Officer - Licensing Kerry Leishman - Licensing and Business Manager Peter Gell - Head of Regulatory Services	Tel. 453561 Tel. 453502 Tel. 453419

DRAFT BYELAWS FOR HACKNEY CARRIAGES - RESPONSES TO CONSULTATION AND RECOMMEND ADOPTION TO FULL COUNCIL

R E C O M M E N D A T I O N S	
FROM: Licensing Team	Deadline date: N/A
<p>It is recommended that the Licensing Committee:</p> <ol style="list-style-type: none"> I. review the responses (attached at Appendix G) and response table (attached at Appendix F) and confirm if they agree with officer direction that no amendments to the byelaws as drafted is required, (see 6.4) and II. recommend the adoption of the draft hackney carriage byelaws, (subject to any amendments) to full council. (See 6.4) 	

1. ORIGIN OF REPORT

1.1 This report is submitted to the licensing committee following the consultation process, (as agreed by the licensing committee on 8 December 2016) on the draft byelaws for Hackney Carriages.

2. PURPOSE AND REASON FOR REPORT

2.1 The purpose of this report is to advise members of the consultation process carried out, to request members to properly consider the responses received and recommend the adoption of the draft byelaws (subject to any amendment) to full council.

2.2 This report is for committee to consider under its Terms of Reference No. 2.5.1.3 (a). To exercise the functions of the authority as listed in Schedule 2.5.4.1, where these are not delegated to officers as listed at section 2.5.3, namely hackney carriage and private hire licensing.

2.3 The adoption of the byelaws is a function reserved to the full council under its Terms of Reference 1.1.1 to make, amend, revoke or re-enact byelaws and to promote or oppose local or personal Bills.

3. **TIMESCALES**

Is this a Major Policy Item/Statutory Plan?	NO
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4. **BACKGROUND AND KEY ISSUES**

- 4.1 Hackney carriage legislation is primarily concentrated in the Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976. The aim of the legislation is to protect the public. The legislation provides a broad framework for the licensing of drivers and vehicles, but allows local authorities to set their own standards and conditions, to ensure the public travel in safe well maintained vehicles driven by competent drivers.
- 4.2 Section 68 of the Town and Police Clauses Act 1847 provides the ability for local authorities to make byelaws which regulate the conduct of proprietors and drivers of hackney carriages licensed within district.
- 4.3 The DfT (Department for Transport) have produced Model byelaws which cover the range of standard controls which most local authorities would want to impose and expect local authorities to base their byelaws on the model.
- 4.4 Where a local authority wishes to deviate from the model, they must ensure that the tests of legal validity are met. This is set out in case law, as comprising of four elements essential to validity, which are:
- byelaws must be within the powers of the local authority which makes them;
 - byelaws must not be repugnant to the general law;
 - byelaws must be certain and positive in their terms; and
 - byelaws must be reasonable.
- 4.5 Section 236 of the Local Government Act 1972 sets out the procedure etc., for byelaws. Amongst other provisions, it requires;
- a publication in a local circulating newspaper,
 - to make copies of the byelaws to be made available to any person,
 - requires confirmation from the confirming authority. (In this case, the Secretary of State for the Department for Transport.)
- 4.6 On the 8 December 2016, a report was considered by the licensing committee regarding the development, direction and consultation of an overarching policy and byelaws. The committee agreed to consult and adopt the DfT (Department of Transport) model byelaws with the inclusion, where applicable, of the other locally adopted provisions.
- (On the 6th July 2017, the licensing committee properly considered all responses to the overarching policy consultation and recommended adoption of the amended policy to full council. At a meeting on the 26th July 2017, the full council adopted the amended policy.)
- 4.7 For ease of reference, where the draft byelaws deviate from the DfT model byelaws, this is highlighted in yellow. Please see pages 3 to 6 of **Appendix A** attached.
- 4.8 Prior to consulting on the draft byelaws, provisional approval must be sought from the Secretary of State for the Department for Transport (DfT), this was obtained on the 3rd August 2017. (See **Appendix B** attached)

5. **CONSULTATION**

- 5.1 The draft byelaws were put out to consultation for 28 days, (being the required consultation period), from 24th August 2017 to 21st September 2017. The consultation document can be found at **Appendix A**.
- 5.2 A copy of the public notice which appeared in the local press on Thursday 24th August 2017

advising of the the consultation and period can be found at **Appendix C**.

- 5.3 The consultation document was made available at the Town Hall, Bayard Place and the council's website. Notices were put up on the taxi notice boards at the railway station and the hackney rank near the bus station, advising of the consultation and period.
- 5.4 Emails were sent to various stakeholders, advising them of the consultation and period and included a link to the consultation document on the council's website and a pdf attachment of the consultation document. **See Appendix D** for a list of those directly consulted via email.
- 5.5 Meetings with representatives of PHDF (Peterborough Hackney Drivers Federation) have taken place, where the draft byelaws were discussed. At a meeting on the 11 September 2017, representatives of PHDF verbally confirmed that they were satisfied with the byelaws as drafted, and did not wish to raise any objections or representation.
- 5.6 Statistical information showing the webiste views of the consultation document and tweet can be found at **Appendix E**.

6. CONSULTATION RESPONSES

- 6.1 A total of six responses to the consultation were received. Two from Councillors, two from Parish Councils and two from the Police. A response table which details the salient points of the consultation responses, and officer comment, can be found at **Appendix F**
- 6.2 In brief, of the six responses received, two confirm they have no issue, one was a query regarding private hire conditions, two relate to the standard of driving by licensed drivers, with particular regard to dropping off and picking up passengers, and one regarding licensed drivers leaving rubbish in a particular area. The full responses to the consultation can be found at **Appendix G**. Please note, due to data sensitivity, certain identifying detail has been redacted.
- 6.3 All responses received during the consultation period must be properly considered prior to determining the final byelaws. Officers have reviewed the responses and are of the opinion that none of the responses received have suggested that the byelaws as drafted, should be amended.
- 6.4 Members are asked to properly consider all the responses received to the consultation and determine:
- I. Should the byelaws as drafted be amended in light of responses? and
 - II. Recommend to full council that the byelaws as drafted or amended be adopted

7. ANTICIPATED OUTCOMES OR IMPACT

- 7.1 Members will properly consider the responses received during the consultation process and make a determination if the byelaws, as drafted should be amended in light of the responses, and recommend to full council to adopt the byelaws, with or without amendments. (Only full council can adopt byelaws).

8. REASON FOR THE RECOMMENDATION

- 8.1 The adoption of the byelaws which regulate proprietors and drivers of hackney carriages will provide clarity for those bound by them and will strengthen the council's enforcement powers. Failure to comply with a byelaw is a summary offence and can lead to a level 2 (£500) fine.

9. ALTERNATIVE OPTIONS CONSIDERED

- 9.1 Retain the status quo

10. IMPLICATIONS

Financial Implications

10.1 There are no financial implications associated with the adoption of the byelaws.

Legal Implications

10.2 The adoption of the byelaws by full council will provide a legal standing for those who fail to abide by them.

Equalities Implications

10.3 There are no equality implications.

11. BACKGROUND DOCUMENTS

Used to prepare this report, in accordance with the Local Government (Access to Information) Act 1985

- DfT Hackney Carriage Model Byelaws (August 2014)
- Town and Police Clauses Act 1847
- Local Government (Miscellaneous Provisions) Act 1976
- Part 2 Local Government Act 1972

12. APPENDICES

12.1 Appendix A - Consultation document
Appendix B - Provisional approval from the DfT email
Appendix C - Public notice which appeared in a local circulating newspaper
Appendix D - List of consultees who were emailed directly
Appendix E - Website stats and tweet
Appendix F - Response table with officer comment
Appendix G - Consultation responses in full

Consultation on Draft Byelaws for Hackney Carriages

Following on from the recent consultation and adoption of Peterborough City Council's Hackney Carriage and Private Hire Licensing Policy, the council is now consulting on new draft Byelaws for Hackney Carriages, and once again invite your comments. The draft byelaws are available on the council's website at www.peterborough.gov.uk/council/consultations and at Bayard Place and the Town Hall.

The council has attained confirmation from the Secretary of State to advertise and consult with stakeholders on the content of the byelaws.

The consultation period will run from 24th August 2017 to 21st September 2017. Should you wish to respond and make comment, please ensure that you do so prior to the end of the consultation period, to ensure your comments can be properly considered, prior to adoption of the final byelaws.

Any person who wishes to respond to the consultation may do so in the following manner:

In writing to: Consultation Officer, Peterborough City Council, Licensing Department, Town Hall, Peterborough, PE1 1FA

Or by email to: lpc@peterborough.gov.uk

Please note: We are unable to accept verbal responses, however, should any person require any further information or clarification on the byelaws or the consultation process, please call 01733 747474 and ask for the licensing team. Please be aware that unless exceptional circumstances exist, the names of those who respond to the consultation will be released into the public domain.

The draft byelaws are based on the Department for Transport (DfT) Model byelaws. For ease of reference, the text shown in highlighted yellow, is where the council has deviated from the model.

Many of the requirements remain unchanged, however, for clarity, the main amendments are listed below:

- Condition 3.1(j): no material changes to the appearance of hackney carriages without prior approval
- Condition 3.2: requirement to display Part 1 and Part 2 notice
- Condition 12: requirement to return all expired badges to the council
- Condition 14: appropriate carriage of children within the vehicle
- Condition 15: drivers duty to notify the council of significant changes
- Condition 16: proprietors duty to notify the council of any safeguarding issue or serious complaints against a driver.
- Condition 17: conduct of driver when hired
- Condition 18: advertising in or on hackney carriages to be approved by the council
- Condition 19: conduct of driver when hired
- Condition 20: requirement to provide a receipt free of charge

Draft Byelaws for Hackney Carriages

BYELAWS

Made under section 68 of the Town Police Clauses Act 1847, and section 171 of the Public Health Act 1875, by Peterborough City Council with respect to hackney carriages in Peterborough.

Interpretation

- 1 Throughout these byelaws “the council” means Peterborough City Council and “the district” means the City of Peterborough

Provisions regulating the manner in which the number of each hackney carriage corresponding with the number of its licence, shall be displayed

- 2 (a) The proprietor of a hackney carriage shall cause the number of the licence granted to him in respect of the carriage, displayed on the outside of the carriage on plates affixed thereto, in such a manner as to be easily removed by an authorised officer of the council or by a police officer.
- 2 (b) A proprietor or driver of a hackney carriage shall –
- (i) Not wilfully or negligently cause or suffer any such plate to be concealed from public view while the carriage is standing or plying for hire: and
 - (ii) Not cause or permit the carriage to stand or ply for hire with any such plate so defaced that any figure or material particular is illegible.

Provision regulating how hackney carriages are to be furnished or provided

- 3.1 The proprietor of a hackney carriage shall-
- (a) Provide sufficient means by which any person in the carriage may communicate with the driver;
 - (b) Cause the roof or covering to be kept water-tight;
 - (c) Provide any necessary windows and a means of opening and closing not less than one window on each side;
 - (d) Cause the seats to be properly cushioned or covered;
 - (e) Cause the floor to be provided with a proper carpet, mat or other suitable covering;
 - (f) Cause the fittings and furniture generally to be kept in a clean condition, well maintained and in every way fit for public service;
 - (g) Provide means for securing luggage if the carriage is so constructed as to carry luggage
 - (h) Provide an efficient fire extinguisher and first aid kit which shall be carried in such a position as to be readily available for use;
 - (i) Provide at least two doors for the use of persons conveyed in such carriage and a separate means of ingress and egress for the driver, and
 - (j) Make no material change to the specification design or appearance of the hackney carriage without the prior approval of the council.
- 3.2 The driver of a hackney carriage shall cause the display of a notice in the inside of the vehicle, containing the following information in a conspicuous unobscured place so that it can be easily read by a passenger travelling in the rear and front of the vehicle;
- The name of the vehicle proprietor
 - The contact telephone number where a customer can make a complaint or report a concern, e.g. 'Should you wish to comment positively or negatively on any aspect of your journey today, please call (insert telephone number)'
 - The vehicle registration number
 - The vehicle licence plate number
 - A photograph of the licensed driver who is driving the hackney carriage at that time and
 - That drivers licence number

- 4 The proprietor of a hackney carriage shall cause the same to be provided with a taximeter so constructed, attached and maintained as to comply with the following requirements, that is to say –
- (a) The taximeter shall be fitted with a key, flag or other device the turning of which will bring the machinery of the taximeter into action and cause the word “HIRED” to appear on the face of the taximeter;
 - (b) Such key, flag or other device shall be capable of being locked in such a position that the machinery of the taximeter is not in action and that no fare is recorded on the face of the taximeter;
 - (c) When the machinery of the taximeter is in action there shall be recorded on the face of the taximeter in clearly legible figures, a fare not exceeding the rate or fare which the proprietor or driver is entitled to demand and take for the hire of the carriage by time as well as for distance in pursuance of the tariff fixed by the council;
 - (d) The word “FARE” shall be printed on the face of the taximeter in plain letters so as clearly to apply to the fare recorded thereon;
 - (e) The taximeter shall be so placed that all letters and figures on the face thereof are at all times plainly visible to any person being conveyed in the carriage, and for that purpose the letters and figures shall be capable of being suitably illuminated during any period of hiring; and
 - (f) The taximeter and all the fittings thereof shall be so affixed to the carriage with seals or other appliances that it shall not be practicable for any person to tamper with them except by breaking, damaging or permanently displacing the seals or other appliances.
 - (g) The taximeter must comply with paragraph 9 of Schedule 1, or paragraph 13 or Schedule 2 to the Measuring Instruments Regulations 2016 (SI 2016 No 1153).

Provisions regulating the conduct of the proprietors and drivers of hackney carriages plying within the district in their several employments, and determining whether such drivers shall wear any and what badges

- 5 The driver of a hackney carriage provided with a taximeter shall –
- (a) When standing or plying for hire, keep the key, flag or other device fitted in pursuance of the byelaw in that behalf locked in the position in which no fare is recorded on the face of the taximeter;
 - (b) Before beginning a journey for which a fare is charged for distance and time, bring the machinery of the taximeter into action by moving the said key, flag or other device so that the word “HIRED” is legible on the face of the taximeter and keep the machinery of the taximeter in action until the termination of the hiring; and
 - (c) Cause the dial of the taximeter to be kept properly illuminated throughout any part of a hiring which is between half-an-hour after sunset and half-an-hour before sunrise, and also at any other time at the request of the hirer.
- 6 A proprietor or driver of a hackney carriage shall not tamper with or permit any person to tamper with any taximeter with which the carriage is provided, with the fittings thereof, or with the seals affixed thereto.
- 7 The driver of a hackney carriage shall, when plying for hire in any street and not actually hired –
- (a) Proceed with reasonable speed to one of the stands appointed by the council;
 - (b) If a stand, at the time of his arrival, is occupied by the full number of carriages authorised to occupy it, proceed to another stand;
 - (c) On arriving at a stand not already occupied by the full number of carriages authorised to occupy it, station the carriage immediately behind the carriage or carriages on the stand and so as to face in the same direction; and
 - (d) From time to time, when any other carriage immediately in front is driven off or moved forward cause his carriage to be moved forward so as to fill the place previously occupied by the carriage driven off or moved forward.

- 8 A proprietor or driver of a hackney carriage, when standing or plying for hire, shall not make use of the services of any other person for the purpose of importuning any person to hire such carriage.
- 9 The driver of a hackney carriage shall be clean and smart in their appearance and behave in a civil and orderly manner and shall take all reasonable precautions to ensure the safety of persons conveyed in or entering or alighting from the vehicle.
- 10 The proprietor or driver of a hackney carriage who has agreed or has been hired to be in attendance with the carriage at an appointed time and place shall, unless delayed or prevented by some sufficient cause, punctually attend with such carriage at such appointed time and place.
- 11 A proprietor or driver of a hackney carriage shall not convey or permit to be conveyed in such carriage any greater number of persons than the number of person specified on the plate affixed to the outside of the carriage.
- 12 The badge provided by the council and delivered to the driver of a hackney carriage shall be worn by the driver when standing or plying for hire, and when hired, in such position and manner as to be plainly visible. All expired badges must be returned to the council.
- 13 The driver of a hackney carriage so constructed as to carry luggage shall, when requested by any person hiring or seeking to hire the carriage –
- (a) Convey a reasonable quantity of luggage;
 - (b) Afford reasonable assistance in loading and unloading; and
 - (c) Afford reasonable assistance in removing it to or from the entrance of any building, station or place at which he may take up or set down such person.
- 14 A proprietor or driver of a hackney carriage shall not convey or permit to be conveyed in the front seat of the vehicle any person under 12 years of age unless an infant of 2 years or less conveyed in a seat or cot approved for that purpose by the British Standards Institute (or any other body carrying out the functions of the said Institute) and securely fixed to the front seat of the vehicle.
- 15 The driver must notify the council in writing within seven days of any significant changes which occur whilst they are licensed. Such as, changes in health status which may affect ability to drive, all convictions, cautions and arrests, including penalty points issued by DVLA, or any other matter which may question their fit and proper status.
- 16 If a proprietor is aware of a safeguarding issue or serious complaint concerning the 'fit and proper' status of a driver, they must notify the licensing authority immediately or as soon as practically possible including any actions taken
- 17 The driver of a hackney carriage must not eat or drink in the hackney carriage when hired, or consume alcohol whilst standing or plying for hire or when hired.
- 18 The driver of a hackney carriage vehicle must not display or permit to be displayed on or in the hackney carriage any advertising without the prior approval of the council.
- 19 Without the express consent of the hirer, the driver must not play any radio or sound reproducing equipment in the vehicle, other than for the purpose of sending or receiving messages in connection with the operation of the vehicle.
- 20 The driver shall if requested by hirer of the hackney carriage, provide a written receipt, free of charge.

Provisions fixing the rates or fares to be paid for hackney carriages within the district and securing the due publication of such fares

- 21 (i) The proprietor or driver of a hackney carriage shall be entitled to demand and take for the hire

of the carriage the rate or fare prescribed by the council, the rate or fare being calculated by a combination of distance and time unless the hirer express at the commencement of the hiring his desire to engage by time.

- (ii) Where a hackney carriage furnished with a taximeter is hired by distance and time the proprietor or driver thereof shall not be entitled to demand and take a fare greater than that recorded on the taximeter, save for any extra charges authorised by the council which it may not be possible to record on the face of the taximeter.
- 22 (i) The proprietor of a hackney carriage shall cause a statement of the fares fixed by council resolution to be exhibited inside the carriage, in clearly distinguishable letters and figures.
- (ii) The proprietor or driver of a hackney carriage bearing a statement of fares in accordance with this byelaw shall not wilfully or negligently cause or suffer the letters or figures in the statement to be concealed or rendered illegible at any time which the carriage is plying or being used for hire.

Provision securing the safe custody and re-delivery of any property accidentally left in hackney carriages, and fixing the charges to be made in respect thereof

- 23 The proprietor or driver of a hackney carriage shall immediately after the termination of any hiring, or as soon as practicable thereafter, carefully search the carriage for any property which may have been accidentally left therein.
- 24 The proprietor or driver of a hackney carriage shall, if property accidentally left therein by any person who may have been conveyed in the carriage be found by or handed to him -
- (a) Carry it as soon as possible and in any event within 48 hours if not sooner claimed by or on behalf of its owner, **to Thorpe Wood Police Station** and leave it in the custody of the officer in charge of the office on his giving a receipt for it; and
 - (b) Be entitled to receive from any person to whom the property shall be re-delivered an amount equal to five pence in the pound of its estimated value (or the fare for the distance from the place of finding to the office of the council, whichever be the greater) but not more than five pounds.

Penalties

- 25 Every person who shall offend against any of these byelaws shall be liable on summary conviction to a fine not exceeding Level 2 on the standard scale and in the case of a continuing offence to a further fine not exceeding two pounds for each day during which the offence continues after conviction therefor.

Repeal of Byelaws

All prior byelaws relating to hackney carriages which were made by Peterborough City Council are hereby repealed. This byelaw shall come into force on

The Common Seal of Peterborough City Council was hereunto affixed in the presence of:

Authorised Signatory:

The common seal of Peterborough City Council will be hereunto affixed, dated and signed, following consultation, any revision agreed by virtue of the consultation process and confirmation from the Secretary of State. The above byelaws will then take effect four weeks after receiving confirmation from the Secretary of State.



APPENDIX B
 Terri Martin <terri.martin@peterborough.gov.uk>

Fwd: FW: FAO Mr Paul Elliot re Hackney Carriage Byelaws

1 message

Terri Martin <terri.martin@peterborough.gov.uk>
 To: Terri Martin <terri.martin@peterborough.gov.uk>

21 September 2017 at 16:09

----- Forwarded message -----

From: **Danielle Watson** <danielle.watson@peterborough.gov.uk>
 Date: 3 August 2017 at 14:06
 Subject: FW: FAO Mr Paul Elliot re Hackney Carriage Byelaws
 To: "Miles Colin (G)" <colin.miles@peterborough.gov.uk>
 Cc: Martin Terri <terri.martin@peterborough.gov.uk>

-----Original Message-----

From: Francis Liston [mailto:Francis.Liston@dft.gsi.gov.uk]
 Sent: 03 August 2017 13:55
 To: 'Danielle Watson' <danielle.watson@peterborough.gov.uk>
 Subject: RE: FAO Mr Paul Elliot re Hackney Carriage Byelaws

Dear Ms Watson

Thank you for sending me a revised version of your byelaws which I forwarded to our legal colleagues. I can confirm that we are content with the latest version and are happy for you to go ahead and advertise.

Yours sincerely

Mr Francis Liston | Policy Advisor, Buses and Taxis Division, Department for Transport
 2/12 | 020 7944 4503 |

-----Original Message-----

From: Danielle Watson [mailto:danielle.watson@peterborough.gov.uk]
 Sent: 13 July 2017 12:17
 To: Taxis <Taxis@dft.gsi.gov.uk>
 Subject: RE: FAO Mr Paul Elliot re Hackney Carriage Byelaws

Dear Mr Liston

PETERBOROUGH CITY COUNCIL TAXI BYELAW - AMENDED

Thank you for your email below.

I enclose a copy of the latest version for your consideration.

I trust this meets with your approval as we have incorporated all of your recommendations.

Yours sincerely

Danielle Watson

From: Danielle Watson [mailto:danielle.watson@peterborough.gov.uk]
 Sent: 12 June 2017 13:12
 To: 'taxis@dft.gsi.gov.uk' <taxis@dft.gsi.gov.uk>

Subject: FAO Mr Paul Elliot re Hackney Carriage Byelaws

Dear Sirs

Please see attached letter and enclosures to be passed to Mr Paul Elliot.

Kind regards,

Danielle Watson
Legal Officer

Legal Services
Peterborough City Council
Town Hall
Bridge Street
Peterborough
PE1 1HG
DX 12310 Peterborough 1

Email: danielle.watson@peterborough.gov.uk (please note that service by email is not accepted)
Tel: 01733 452537
Fax:

Peterborough City Council Legal Services is Lexcel accredited.
For further information on the Lexcel standard visit
www.lawsociety.org.uk/lexcel

To find out more about Peterborough City Council please go to:
www.Peterborough.gov.uk Please consider the environment before printing
this email Document Reference: 098335 / 897220

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PUBLIC NOTICES



ROAD TRAFFIC REGULATION ACT 1984 - SECTION 14(1)(b) THE A1 TRUNK ROAD (CARPENTER'S LODGE JUNCTION, CITY OF PETERBOROUGH) TEMPORARY PROHIBITION OF TRAFFIC ORDER 2017

NOTICE IS HEREBY GIVEN that Highways England Company Limited (a) has made an Order on the A1 Trunk Road near Wothorpe to allow for traffic to travel in safety during the Burghley Horse Trials...

The effect of the Order will be to close the A1 northbound and southbound exit slip roads leading to the B1081 London Road, at Carpenter's Lodge Junction during the times specified above.

The slip road closures will only be implemented to relieve traffic flow on the A1 and will be monitored and removed as soon as traffic flows reach an acceptable level.

When traffic volumes are high, nearside lane closures will be in operation to allow unrestricted access for traffic wishing to join the A1, except for at its junction with Wittering Ford Road, Barnack where access to the southbound carriageway of the A1 will be prohibited.

Any vehicle being used for police, fire and rescue authority, ambulance purposes and for traffic officer purposes will be exempt from the closures. The slip road closures and diversion routes will be clearly signposted throughout the event.

NORTHAMPTONSHIRE COUNTY COUNCIL ROAD TRAFFIC REGULATION ACT 1984 - SECTION 14 THE NORTHAMPTONSHIRE COUNTY COUNCIL ROAD TO TANSOR GRANGE, TANSOR (TEMPORARY PROHIBITION OF THROUGH TRAFFIC) ORDER 2017

NOTICE IS HEREBY GIVEN that Northamptonshire County Council intend, not less than seven days from the date of this Notice, to make an Order the effect of which will be to prohibit traffic from proceeding along that length of road to Tansor Grange, Tansor as set out below.

LENGTH OF ROAD TO WHICH RESTRICTION APPLIES: That length of road to Tansor Grange, Tansor from Main Street to Tansor Grange Cottages.

REASONS FOR RESTRICTION: The restriction is required for safety during refurbishment of culvert and associated works.

PERIOD OF CLOSURE: The proposed Order will continue in force for a period of eighteen months. An application may be made for the approval of the Secretary of State for Transport for the Order to be extended if this proves necessary.

ALTERNATIVE ROUTES: use Tansor, World Road, Luton Road, Morthorne Road and Taylors Green. Dated this 24th day of August 2017

Director of Law & Governance PK/GT/17/381 If you require any further information please contact Gary Thompson on 01604-883400.

Peterborough City Council The City of Peterborough (1) Bishop Road and (2) Vineyard Road (Temporary Prohibition of Through Traffic) Order 2017

Notice is given that the Council of the City of Peterborough has made an Order pursuant to section 14 of the Road Traffic Regulations Act 1984, the effect of which is to stop any vehicle from proceeding along the roads known as (1) Bishop Road and (2) Vineyard Road as follows: (1) Bishop Road and (2) Vineyard Road (as between (1) Vineyard Road and South Street and (2) Gravel Walk and St Johns Street.

The alternative route for vehicles affected by this order is (1) Bishops Road, Fengate, Boongate, Crawthorne Road, Burghley Road, Lincoln Road, Bright Street, Bourges Boulevard and vice versa (2) St Johns Street, Boongate, Crawthorne Road, Burghley Road, Lincoln Road, Bright Street, Bourges Boulevard and vice versa.

Closure dates will be confirmed locally on site. A copy of the Order can be inspected at the following locations: Town Hall, Bridge Street, during normal office hours, Destination Centre, Bridge Street or Central Library, Broadway, during normal opening times.

Peterborough City Council The City of Peterborough (Flaxland Breton) (Temporary Prohibition of Through Traffic) Order 2017

Notice is given that the Council of the City of Peterborough has made an Order pursuant to section 14 of the Road Traffic Regulations Act 1984, the effect of which is to stop any vehicle from proceeding along the road known as Flaxland Breton as lies between Rightwell East and Unnamed Access Road to Highlees Smeirey.

The proposed Order will come into force on the 29 August 2017 and will continue until the carriageway improvement works have been completed or until the 28 August 2018, whichever is the earlier.

It is anticipated that the works will take place between the 29 August 2017 and the 30 August 2017. A copy of the Order can be inspected at the following locations: Town Hall, Bridge Street, during normal office hours, Destination Centre, Bridge Street or Central Library, Broadway, during normal opening times.

Peterborough City Council The City of Peterborough School Road Barnack (Temporary Prohibition of Through Traffic) Order 2017

Notice is given that the Council of the City of Peterborough has made an Order pursuant to section 14 of the Road Traffic Regulations Act 1984, the effect of which is to stop any vehicle from proceeding along the road known as School Road Barnack as lies between Millstone Lane and Jack Haws Lane.

The alternative route for vehicles affected by this order is School Road, Stamford Road, Balinton Road, Station Road, Main Street and vice versa.

Closure dates will be confirmed locally on site. A copy of the Order can be inspected at the following locations: Town Hall, Bridge Street, during normal office hours, Destination Centre, Bridge Street or Central Library, Broadway, during normal opening times.

Peterborough City Council The City of Peterborough West Lake Avenue (Temporary Prohibition of Through Traffic) Order 2017

Notice is given that the Council of the City of Peterborough has made an Order pursuant to section 14 of the Road Traffic Regulations Act 1984, the effect of which is to stop any vehicle from proceeding along the road known as West Lake Avenue as lies between Redstank Way and Smeareby Avenue.

The proposed Order will come into force on the 29 August 2017 and will continue until the resurfacing works have been completed or until the 28 August 2018, whichever is the earlier.

It is anticipated that the works will take place between the 29 August 2017 and the 01 September 2017. A copy of the Order can be inspected at the following locations: Town Hall, Bridge Street, during normal office hours, Destination Centre, Bridge Street or Central Library, Broadway, during normal opening times.

Peterborough City Council The City of Peterborough Woodcroft Road, Eton, Peterborough (Temporary Prohibition of Through Traffic) Order 2017

Notice is given that the Council of the City of Peterborough intends in not less than seven days to make an Order pursuant to section 14 of the Road Traffic Regulations Act 1984, the effect of which is to stop any vehicle from proceeding along the road known as Woodcroft Road, Eton, Peterborough as lies between points 10 metres either side of the Woodcroft Level Crossing.

The alternative route for vehicles affected by this order is via Woodcroft Road, Walton Road & Stamford Road, Marlton, Heath Road, West Street & Ginton Road, Helpston and vice versa.

Closure dates will be confirmed locally on site. It is anticipated that the works will take place between 23:00hrs Saturday 02 September 2017 until 09:00hrs Sunday 03 September 2017. A copy of the Order can be inspected at the following locations: Town Hall, Bridge Street, during normal office hours, Destination Centre, Bridge Street or Central Library, Broadway, during normal opening times.

Peterborough City Council The City of Peterborough Abbots Grove (Temporary Prohibition of Through Traffic) Order 2017

Notice is given that the Council of the City of Peterborough has made an Order pursuant to section 14 of the Road Traffic Regulations Act 1984, the effect of which is to stop any vehicle from proceeding along the road known as Abbots Grove as lies between 56-69 Abbots Grove.

The proposed Order will come into force on the 28 August 2017 and will continue until the new service supply works have been completed or until the 27 August 2018, whichever is the earlier.

It is anticipated that the works will take place between the 28 August 2017 and the 30 August 2017. A copy of the Order can be inspected at the following locations: Town Hall, Bridge Street, during normal office hours, Destination Centre, Bridge Street or Central Library, Broadway, during normal opening times.

Goods Vehicle Operator's Licence

HIGHWAY 86 TRANSPORT LTD of 35, BAYLEAF AVENUE, HAMPTON VALE, PETERBOROUGH, PE7 8NS is applying to change an existing licence as follows: To keep an extra 1 goods vehicle and 1 trailer, at the operating centre at RVM GROUP, BRAY SOLUTIONS LTD, KINGSCLEFFE INDUSTRIAL ESTATE, KINGSCLEFFE ROAD, WANSFORD, PETERBOROUGH, PE8 6PB.

Peterborough City Council Public Notice

Notice is hereby given that Peterborough City Council intends to make new byelaws for Hackney Carriages licensed by this authority in accordance with Section 68 of the Town and Police Clauses Act 1847 and Section 236 of the Local Government Act 1972.

JAMES GEE PASCOE (CROWDEN (Deceased))

Pursuant to the Trustee Act 1925 or any persons having a claim against or an interest in the Estate of the abovesigned deceased, late of Peterborough Nursing Home, Margate Coast, Peterborough, Peterborough, PE1 4NX, who died on 28/07/2017, are required to send particulars thereof in writing to the undersigned Solicitors on or before 02/11/2017, after which date the Estate will be distributed having regard only to claims and interests of which they have had notice.

KEVIN CHARLES GOODCHILD (Deceased) Pursuant to the Trustee Act 1925 or any persons having a claim against or an interest in the Estate of the abovesigned deceased, late of 8 Cherrytree Grove, Peterborough, PE1 4NX, who died on 28/07/2017, are required to send particulars thereof in writing to the undersigned Solicitors on or before 02/11/2017, after which date the Estate will be distributed having regard only to claims and interests of which they have had notice.

ILMA FLORENCE BAILEY (Deceased) Pursuant to the Trustee Act 1925 or any persons having a claim against or an interest in the Estate of the abovesigned deceased, late of Longville Court Care Home, The Village Green, Otton (Langleyville), Peterborough, PE7 7DN, who died on 28/05/2017, must send written particulars to the undersigned Solicitors on or before 23/10/2017, after which date the Estate will be distributed having regard only to claims and interests of which they have had notice.



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List of Consultees

Organisation	Contact Method	Date
General Public	Public notice in local press (Evening Telegraph)	24/8/17
	Notice and consultation document made available in main council offices	22/8/17
	Consultation web page	24/8/17
	Facebook and Tweet	29/8, 5/9 and 12/9/17
Trade		
PHDF – Peterborough Hackney Drivers Federation	Preliminary Meeting	10/8/17
	Email	21/8/17
	Detail discussion	11/9/17
All Licensed Operators	Email	22/8/17
	Notice in the trade notice board at the Railway Station and near the Bus Station	22/8/17
Other Stakeholders		
All Ward Councillors	Email	22/8/17
All Parish Councillors	Email	22/8/17
Cambridgeshire Constabulary	Email	22/8/17
Police Crime Commissioner	Email	22/8/17
Amey (Appointed Testing Centre)	Email	22/8/17
Cambridgeshire Chamber of Commerce	Email	22/8/17
Passenger Transport	Email	22/8/17
Children's Transport	Email	22/8/17
Peterborough Regional Collage	Email	22/8/17
Inspire Peterborough	Email	22/8/17
Peterborough Adult and Children's Safeguarding Boards	Email	22/8/17
Others		
Neighbouring Authorities:	Email	22/8/17
Rutland CC		
South Cambs		
South Holland Council		
Huntingdon Council		
Fenland Council		
East Northamptonshire Council		
South Kesteven Council		
East Cambs Council		
Cambridge City Council		

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Pages

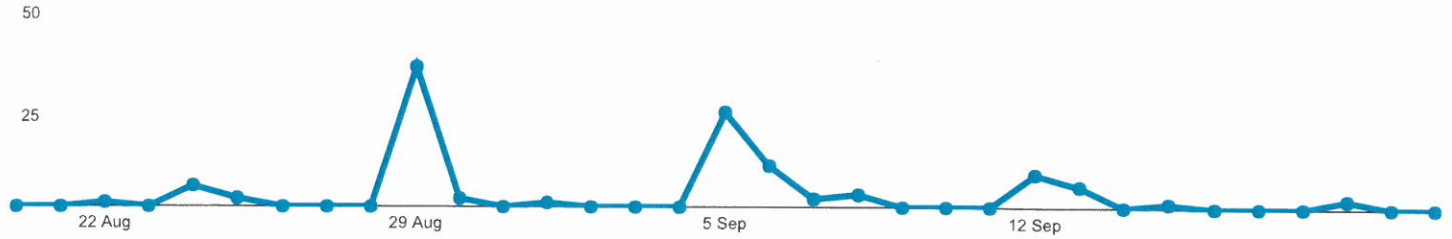
APPENDIX E

20 Aug 2017 - 21 Sep 2017

All Users
100.00% Page Views

Explorer

Page Views



This data was filtered using an advanced filter.

Page	Source	Page Views	Unique Page Views	Avg. Time on Page	Entrances	Bounce Rate	% Exit	Page Value
		99 % of Total: 0.03% (339,359)	92 % of Total: 0.04% (252,493)	00:01:41 Avg for View: 00:01:45 (-4.57%)	76 % of Total: 0.06% (119,334)	55.26% Avg for View: 40.72% (35.71%)	81.82% Avg for View: 35.16% (132.67%)	£0.00 % of Total: 0.00% (£0.31)
1. /council/consultations/draft-byelaws-hackney-carriag-e-consultation/	m.facebook.com	35 (35.35%)	34 (36.96%)	00:04:28	34 (44.74%)	47.06%	94.29%	£0.00 (0.00%)
2. /council/consultations/draft-byelaws-hackney-carriag-e-consultation/	t.co	29 (29.29%)	27 (29.35%)	00:02:51	27 (35.53%)	51.85%	93.10%	£0.00 (0.00%)
3. /council/consultations/draft-byelaws-hackney-carriag-e-consultation/	(direct)	16 (16.16%)	14 (15.22%)	00:01:09	6 (7.89%)	66.67%	37.50%	£0.00 (0.00%)
4. /council/consultations/draft-byelaws-hackney-carriag-e-consultation/	google	8 (8.08%)	7 (7.61%)	00:00:59	1 (1.32%)	100.00%	62.50%	£0.00 (0.00%)
5. /council/consultations/draft-byelaws-hackney-carriag-e-consultation/	facebook.com	3 (3.03%)	3 (3.26%)	00:00:00	3 (3.95%)	66.67%	100.00%	£0.00 (0.00%)
6. /council/consultations/draft-byelaws-hackney-carriag-e-consultation/	l.facebook.com	2 (2.02%)	2 (2.17%)	00:00:00	2 (2.63%)	100.00%	100.00%	£0.00 (0.00%)
7. /council/consultations/draft-byelaws-hackney-carriag-e-consultation/	pcc.i3x.co.uk	2 (2.02%)	1 (1.09%)	00:00:50	0 (0.00%)	0.00%	50.00%	£0.00 (0.00%)
8. /council/consultations/draft-byelaws-hackney-carriag-e-consultation/	twitter.com	2 (2.02%)	2 (2.17%)	00:00:00	2 (2.63%)	100.00%	100.00%	£0.00 (0.00%)
9. /council/consultations/draft-byelaws-hackney-carriag-e-consultation/	mail.google.com	1 (1.01%)	1 (1.09%)	00:00:00	0 (0.00%)	0.00%	100.00%	£0.00 (0.00%)
10. /council/consultations/draft-byelaws-hackney-carriag-e-consultation/	p.socialstudio.radian6.com	1 (1.01%)	1 (1.09%)	00:00:00	1 (1.32%)	100.00%	100.00%	£0.00 (0.00%)

Rows 1 - 10 of 10



Peterborough Council @PeterboroughCC

Have your say on the draft byelaws for Hackney Carriages:

<https://bddy.me/xxxxxx>



Responses to consultation on Draft Byelaws for Hackney Carriages (Consultation period 24/8/17 to 21/9/17 inclusive)

Response received 22/8/17 from Glinton Parish Council		
Points raised	Officer comments for consideration	Direction
Are there similar rules / regulations governing Private Hire vehicles?	Yes, they can be found on the council's website along with the recently adopted policy which provides further information on all taxi and private hire matters.	No amendments proposed No amendments required
Response received 23/8/17 from Cllr Aitken		
Should be stricter rules regarding parking when setting down passengers. Some licensed drivers cut across roads and traffic instead of turning around properly and finding an appropriate place to park.	All drivers, licensed or otherwise, must adhere to the Road Traffic Act (RTA) and are expected to follow the Highway Code. The police are the enforcers of the RTA, where it is observed that licensed drivers are in contravention of the RTA, this should be reported to the police and the licensing team with sufficient detail to identify the licensed vehicle with date and time. Section 3.64 of the recently adopted policy provides: <i>'Licensed drivers must ensure that they fully consider the safety of the passenger, other road users, parking restrictions, street furniture and other hazards when stopping to allow a passenger to alight the vehicle.'</i>	No amendments required
Response received 30/8/17 from Cllr Bisby		
There should be no allowance for drivers to drop off or pick up passengers on roundabouts or any clearways	As above. Also, reports of parking contraventions should be reported to the parking services team as they are empowered to issue PCN's (Penalty Charge Notices) where applicable, the police enforce obstruction.	No amendments required
Response received 30/8/17 from PC G Robinson (Police Licensing Officer)		
No issues	No amendments proposed	No amendments required
Response received 31/8/17 from Cambridgeshire Constabulary		
The byelaws have been reviewed locally and we have no issues with them	No amendments proposed	No amendments required
Response received 16/9/17 from Orton Longueville Parish Council		
Put forward the following comment, hackney carriages are parking on a regular basis on a piece of ground opposite Thuro Grove on Goldhay Way and littering throwing rubbish out of their vehicles and leaving it behind.	This has been reported to the licensing team and licensed drivers have been warned about littering. If this is observed in the future, please report it to the licensing team with sufficient details to identify the vehicle, including date and time. It may also be reported to the Peterborough Enforcement Services, who can issue FPN (Fixed Penalty Notices) to litterers.	No amendments required

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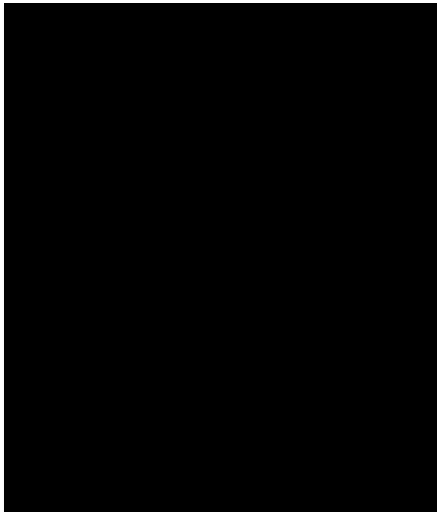
Terri Martin <terri.martin@peterborough.gov.uk>

Fwd: Consultation on draft Hackney Carriage Byelaws starts 24th August 2017

1 message

Licensing Mailbox <licensing@peterborough.gov.uk>
To: Martin Terri <terri.martin@peterborough.gov.uk>

30 August 2017 at 15:13



----- Forwarded message -----

From: **Members Services Mailbox** <membersservices@peterborough.gov.uk>
Date: 30 August 2017 at 14:55
Subject: Fwd: Consultation on draft Hackney Carriage Byelaws starts 24th August 2017
To: Licensing Mailbox <licensing@peterborough.gov.uk>

Hello

Please see the email below from Cllr Bisby in respond to the above mentioned matter



----- Forwarded message -----

From: **Ray Bisby** [redacted]
Date: 24 August 2017 at 15:50
Subject: Re: Consultation on draft Hackney Carriage Byelaws starts 24th August 2017
To: Members Services Mailbox <membersservices@peterborough.gov.uk>

Hello

There should be no allowance for drivers to drop off or pick up passengers on roundabouts or any clearways.

Kindest regards

Cllr R. Bisby



On 22 August 2017 at 10:43, Members Services Mailbox <membersservices@peterborough.gov.uk> wrote:

Please see the email below forwarded to you on behalf of Licensing Dept.

Good morning,

Peterborough City Council are consulting on new Hackney Carriage byelaws and invite your comments.

The consultation runs from Thursday 24th August 2017, for 28 days, to 21st September 2017.

The draft byelaws can be found on the council's website from the 24th August, on the following link: [Peterborough Consultations](#)

For ease of reference they are also attached to this email.

Should you wish to respond to the consultation, please ensure that you do so prior to the end of the consultation period, to ensure that your comments can be properly considered, prior to the adoption of the final byelaws.

Kind regards

—

Consultation Officer

Licensing
Peterborough City Council
Town Hall
Bridge Street
Peterborough
PE1 1FA

lpc@peterborough.gov.uk

Tel: 01733 747474

To find out more about Peterborough City Council please go to: www.peterborough.gov.uk

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Terri Martin <terri.martin@peterborough.gov.uk>

Re: Consultation on draft Hackney Carriage Byelaws starts 24th August 2017

1 message

Licensing Mailbox <licensing@peterborough.gov.uk>

23 August 2017 at 10:55

To: Martin Terri <terri.martin@peterborough.gov.uk>

Hi

Terri for your info see reply from Cllr Aitken ref taxi consultation.

Regards

Licensing

Peterborough City Council

Resources Directorate

Town Hall

Bridge Street

Peterborough

PE1 1FA

(01733) 453491

licensing@peterborough.gov.uk

On 22 August 2017 at 13:42, Kim Aitken [REDACTED] wrote:

Just one point to make about taxi drivers, there should be stricter rules regarding parking when setting down passengers. I have noticed they cut other drivers up to park on the wrong side of the road, cutting across all traffic, as they are carrying passengers they should turn round properly and find an appropriate place to park. I witnessed Goldstar Diamond driver in Breton centre, cut straight across the pathway of another car to drop off a disabled, wheel chair bound passenger, I'm sure he had time to turn around and park in a safe location in Bretton Centre.

Cllr Kim Aitken

----- Forwarded message -----

From: Members Services Mailbox <membersservices@peterborough.gov.uk>

Date: Tue, 22 Aug 2017 at 10:44

Subject: Fwd: Consultation on draft Hackney Carriage Byelaws starts 24th August 2017

To: COUNCILLORS <councillors@peterborough.gov.uk>

Please see the email below forwarded to you on behalf of Licensing Dept.

Good morning,

Peterborough City Council are consulting on new Hackney Carriage byelaws and invite your comments.

The consultation runs from Thursday 24th August 2017, for 28 days, to 21st September 2017.

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For ease of reference they are also attached to this email.

Should you wish to respond to the consultation, please ensure that you do so prior to the end of the consultation period, to ensure that your comments can be properly considered, prior to the adoption of the final byelaws.

Kind regards

--
Consultation Officer

Licensing
Peterborough City Council
Town Hall
Bridge Street
Peterborough
PE1 1FA

lpc@peterborough.gov.uk

Tel: 01733 747474

To find out more about Peterborough City Council please go to: www.peterborough.gov.uk

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--
Cllr Kim Aitken





Licensing Policy Consultation Mailbox <ipc@peterborough.gov.uk>

Consultation on draft bye-laws for Hackney Carriages

1 message

Orton Longueville Parish Council [REDACTED]
To: ipc@peterborough.gov.uk

16 September 2017 at 12:07

Orton Longueville Parish Council would like to put forward the following comment in respect of the consultation on draft bye-laws for Hackney Carriages:

That Hackney Carriages are parking on a regular basis on a piece of ground opposite Thuro Grove, just off the roundabout on Goldhay Way, and are littering by deliberately throwing their rubbish out of their vehicles and leaving it behind.

Kind regards

[REDACTED]

Consultation on draft Hackney Carriage Byelaws starts 24th August 2017

2 messages

Licensing Policy Consultation Mailbox <lpc@peterborough.gov.uk>

22 August 2017 at 16:25

To: [REDACTED]

Good afternoon,

Peterborough City Council are consulting on new Hackney Carriage byelaws and invite your comments.

The consultation runs from Thursday 24th August 2017, for 28 days, to 21st September 2017.

The draft byelaws can be found on the council's website from the 24th August, on the following link: [Peterborough Consultations](#)

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Should you wish to respond to the consultation, please ensure that you do so prior to the end of the consultation period, to ensure that your comments can be properly considered, prior to the adoption of the final byelaws.

Kind regards

—
Consultation Officer


Licensing
Peterborough City Council
Town Hall
Bridge Street
Peterborough
PE1 1FA

lpc@peterborough.gov.uk

Tel: 01733 747474

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 **byelaw consult pk.pdf**
2755K

ROBINSON, Grahame 1572 [REDACTED]

30 August 2017 at 11:58

To: Licensing Policy Consultation mailbox <lpc@peterborough.gov.uk>

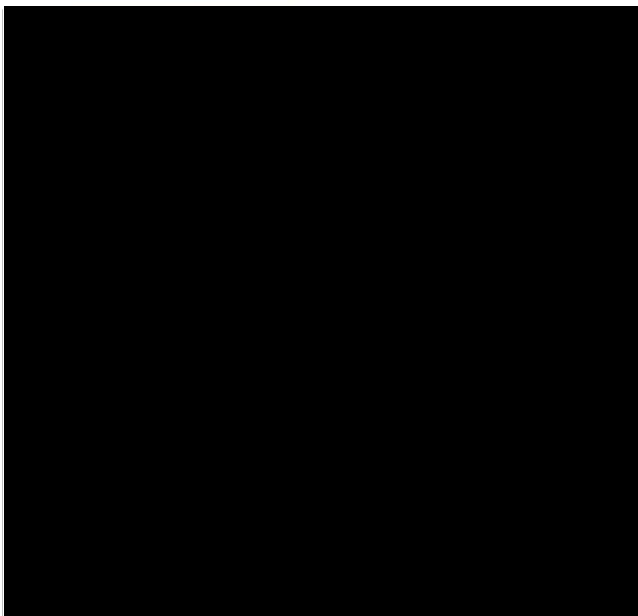
No issues Terri. Thanks for the notification

G

PC1572 Grahame Robinson

Police Licensing Officer (Peterborough District)

Safer Peterborough Partnership



From: terri.martin@peterborough.gov.uk [mailto:terri.martin@peterborough.gov.uk] **On Behalf Of** Licensing Policy Consultation Mailbox
Sent: 22 August 2017 16:25
To: ROBINSON, Grahame 1572 [REDACTED]
Subject: Consultation on draft Hackney Carriage Byelaws starts 24th August 2017

[Quoted text hidden]

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To visit Cambridgeshire Constabulary's website please follow this link:
<http://www.cambs-police.co.uk/index.asp>

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 This communication is confidential and intended for the addressee(s) only.



Terri Martin <terri.martin@peterborough.gov.uk>

FW: Consultation on draft Hackney Carriage Byelaws starts 24th August 2017 [OFFICIAL]

1 message

MYLCHREEST, Kieran 0158 [REDACTED]
To: "terri.martin@peterborough.gov.uk" <terri.martin@peterborough.gov.uk>

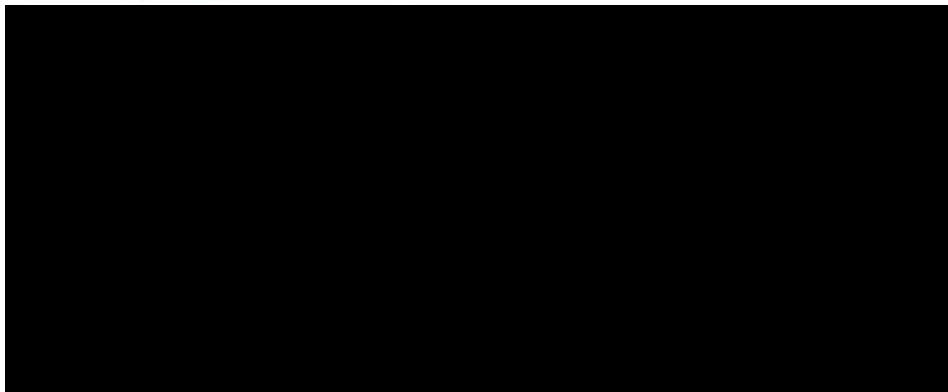
31 August 2017 at 14:12

Dear Terri,

On behalf of Cambridgeshire Constabulary the new byelaws have been reviewed locally and we have no issues with them.

Regards

Kieran Mylchreest



From: terri.martin@peterborough.gov.uk [mailto:terri.martin@peterborough.gov.uk] **On Behalf Of** Licensing Policy Consultation Mailbox

Sent: 22 August 2017 16:48

To: WOOD, Alec 0017 [REDACTED] IPP, Andy 1141

Subject: Consultation on draft Hackney Carriage Byelaws starts 24th August 2017

Good afternoon,

Peterborough City Council are consulting on new Hackney Carriage byelaws and invite your comments.

The consultation runs from Thursday 24th August 2017, for 28 days, to 21st September 2017.

The draft byelaws can be found on the council's website from the 24th August, on the following link: [Peterborough Consultations](#)

For ease of reference they are also attached to this email.

Should you wish to respond to the consultation, please ensure that you do so prior to the end of the consultation period, to ensure that your comments can be properly considered, prior to the adoption of the final byelaws.

Kind regards

-

Consultation Officer

Licensing

Peterborough City Council

Town Hall

Bridge Street

Peterborough

PE1 1FA

lpc@peterborough.gov.uk

Consultation on draft Hackney Carriage Byelaws starts 24th August 2017

3 messages

Licensing Policy Consultation Mailbox <ipc@peterborough.gov.uk>

22 August 2017 at 11:42

Good morning,

Peterborough City Council are consulting on new Hackney Carriage byelaws and invite your comments.

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Kind regards

--
Consultation Officer

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Peterborough City Council
Town Hall
Bridge Street
Peterborough
PE1 1FA

ipc@peterborough.gov.uk

Tel: 01733 747474

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 **byelaw consult pk.pdf**
2755K

John [REDACTED]
To: Licensing Policy Consultation Mailbox <ipc@peterborough.gov.uk>

22 August 2017 at 12:12

Good Afternoon,

Are there similar byelaws or rules / regulations governing Private Hire vehicles please?

regards

Glinton Parish Council

This email and any attachments to it may be confidential and are intended solely for the use of the individual to whom it is addressed. If you are not the intended recipient please inform the sender by reply and delete immediately thereafter. Thank you.

From: terri.martin@peterborough.gov.uk [mailto:terri.martin@peterborough.gov.uk] **On Behalf Of** Licensing Policy Consultation Mailbox

Sent: 22 August 2017 11:42

To: undisclosed-recipients:

Subject: Consultation on draft Hackney Carriage Byelaws starts 24th August 2017

[Quoted text hidden]

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please visit www.peterborough.gov.uk/emaildisclaimer

Licensing Policy Consultation Mailbox <lpc@peterborough.gov.uk>

22 August 2017 at 12:55

To: John [REDACTED]

Dear John,

Thank you for your enquiry.

Private hire vehicles and drivers have conditions which must be complied with. Further information can be found on the council's website. Please see link below.

[Taxis weblink](#)

We recently consulted and adopted a new Hackney Carriage and Private Hire Licensing policy, which will provide further information on how the council administers its functions. The policy can be found on the link below.

[Taxi policy link](#)

If you have any further queries, please don't hesitate in contacting me.

Kind regards

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