

Time Commenced: 6:00pm  
Time Finished: 7.10pm

**LICENSING COMMITTEE**  
**20 September 2018**

**Present:** Councillor Barker (Chair)  
Councillors Cooper, Hussain, Keith, S Khan, Peatfield, P Pegg, Potter,  
Skelton and Smale

**In Attendance:** Olu Idowu – Head of Legal Services  
Lucie Keeler – Legal Services  
Mike Kay – Head of Environmental Health and Licensing  
Sandra Mansell – Team Leader – Licensing  
Jody Shelton – Democratic Services Officer

**09/18 Apologies**

Apologies for absence were received from Councillors Froggatt, A Holmes and Jackson.

**10/18 Late Items to be Introduced by the Chair**

There were no late items.

**11/18 Declarations of Interest**

There were no declarations of interest.

**12/18 Changes to Animal Welfare Regulation**

The Committee considered a report from the Strategic Director of Communities and Place on the changes to Animal Welfare Regulation. It was reported that anyone who currently or in the future wishes to undertake licensable activities involving animals would need to comply with the new regulations that come into force on 1 October 2018.

Members questioned whether there was a previously agreed fee for dog breeding of over 5 bitches. It was reported that as the requirements were being altered under the new regulations it would be appropriate to have a fee for less than 5 bitches and the previously agreed fees would be used for over 5 bitches and over 10 bitches.

It was asked whether horse drawn funeral carriages required a licence whilst they were being hired out for the role, it was noted that they did not meet the definition of riding or instruction for riding.

The Committee raised a point about the ponies/donkey's at Marketon Park. The officer

reported that she would advise the parks department that there were new regulations relating to the hiring of horses for riding and instruction, which they needed to be aware of.

### **Resolved**

- 1. To approve the adoption of the Department for Environment Food and Rural Affairs Guidance notes for conditions for each licensable activity;**
- 2. To approve the proposed fees set out at Appendix 2 for the licensing of activities as prescribed in The Animal Welfare (Licensing Activities Involving Animals) (England) Regulations 2018.**

### 13/18 Changes to the Positioning of Door Signage

The Committee considered a report from the Strategic Director of Communities and Place on the changes to the positioning of door signage. It was reported that a request was made by Derby Area Taxi Association for the conditions that relate to the positioning of door signage to be amended.

The original request from the trade was that the signage be positioned on either the front or the rear doors. Following discussions with the Cabinet Member for Governance and Licensing, it was suggested that consideration be given to the rear door only to aid enforcement and for easy recognition by the public.

Members were of the opinion that as the trade request was for front or rear doors and that Committee could not be certain that due to the shape of modern day cars that all vehicles would be able to fit the sign onto the rear door only, consideration should be given to the original request.

### **Resolved**

- 1. To approve the request from the trade relating to the positioning of vehicle door signage;**
- 2. To approve the request for Condition 11(c) of the Council's Private Hire Conditions to be amended to read: 11 (c) "Operators company signs shall be displayed on both sides of the vehicle on the front or rear doors and must be a minimum size of at least 40cm in width and 20cm in height";**
- 3. To approve the request for Condition 11 (i) of the Council's Private Hire Vehicle Conditions to be amended to read: 11 (i) "The operator's company signs that include an approved advertising shall be displayed on both sides of the vehicle on the front or rear doors and must be a minimum size of at least 50cm in width and 30cm in height".**

### 14/18 Taxi Licensing and Air Quality Update

The Committee considered a report from the Strategic Director of Communities and Place on taxi licensing and air quality update. It was reported that the Derby were required to introduce measures to reduce roadside dioxide levels as soon as possible. Work was being undertaken alongside the Government to develop a feasibility study and seek views to help inform future decisions. Details were provided to the Committee regarding transition periods and timelines. It was expected that there would be a 12 month transition period and that all vehicles would be required to be at least Euro 6 compliant by 1 January 2020. It was reported that Members should expect a Taxi Strategy policy by the end of this year, which would provide details of business models and any infrastructure required.

**Resolved to note the report.**

15/18      Taxi Licensing Administration and Compliance Activities –  
Quarter 3 and Quarter 4 2017/18

The Committee considered a report from the Strategic Director of Communities and Place on the activities the taxi licensing service had undertaken during quarters 3 and 4 of the 2017/18 financial year. It was reported that appendix 6 was incorrect and that the appeal held against the Committee or officer decision was not upheld and that the appeal was dismissed.

Members were informed that the vehicles inspected as reported in appendix 3 were not a true representation of the fleet as a whole as legislation only allows vehicle's to be pulled over where a defect was suspected.

**Resolved to note the contents of the report.**

16/18      General Licensing Administration and Compliance Activities –  
Quarter 3 and Quarter 4 2017/18

The Committee considered a report from the Strategic Director of Communities and Place on the activities the general licensing service had undertaken during quarters 3 and 4 of the 2017/18 financial year.

**Resolved to note the contents of the report.**

MINUTES END