

Minutes of the meeting of the **REGULATORY COMMITTEE** held at the Council Offices, Whitfield on Thursday, 26 September 2013 at 10.00 am.

Present:

Chairman: Councillor B W Butcher

Councillors: P S Le Chevalier
J M Smith
R J Thompson

Also Present: Mr D Lamb (Minute No 178)

Officers: Senior Solicitor
Public Protection Manager
Acting Licensing Team Leader
Licensing Officer
Team Leader – Democratic Support
Democratic Support Officer

237 APOLOGIES

There were no apologies for absence.

238 APPOINTMENT OF SUBSTITUTE MEMBERS

There were no substitute members appointed.

239 DECLARATIONS OF INTEREST

There were no declarations of interest from Members.

240 MINUTES

The minutes of the meetings held on 20 August 2013 and 5 September 2013 were deferred from consideration.

241 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - APPLICATION TO LICENCE VEHICLE OUTSIDE OF POLICY GUIDELINES - RELYON TRANSPORT

The Licensing Team Leader informed the Committee that Relyon Transport had applied to renew the licence for 4 Ford Transit Minibuses, (1) VX52 WXS, (2) VA03 YTN, (3) GLO4 USZ and (4) KP05 OUT, as Private Hire Vehicles.

The vehicles had not be altered since the original application and the number of seats had been reduced to a maximum of eight passengers. They were therefore within the scope of the Council's private hire licensing regime rather than having to be licensed as PSV vehicles under the VOSA regulations.

A condition had been imposed on the licence to restrict the vehicles use to the transport of passengers between the Port of Dover/Cruise Terminal and the parking facilities operated by the company in Poulton Close, Dover.

The vehicles were outside the current policy guidelines by reason that they exceeded 8 years of age at the time of the application for relicensing. The Licensing Team Leader's report confirmed that the vehicles were in good condition and under the 300,000 mile limit.

- RESOLVED: (a) That Mr D K Lamb be granted a Private Hire Vehicle licence in respect of 4 Ford Transit Minibuses as follows (1) VX52 WXS, (2) VA03 YTN, (3) GLO4 USZ and (4) KP05 OUT, for a period of 12 months.
- (b) That a condition be imposed on the licence to restrict the vehicles use to the transport of passengers between the Port of Dover/Cruise Terminal and the parking facilities operated by the company in Poulton Close, Dover.

242 SCRAP METAL DEALERS ACT 2013

The Public Protection Manager presented the report on the Scrap Metal Dealers Act 2013 which set out the changes to the regulatory regime for scrap metal dealers. The Act replaced the previous Scrap Metal Dealers Act 2013 and was intended to deal with the problem of metal theft.

Under the new arrangements there would be two types of licence (Site License and a Collectors Licence), both valid for a three year period. A person could not hold more than one type of licence in the area of the authority.

The Act allowed the fees for both Site Licences and Collectors' Licences to be set by the Council on a cost recovery basis and subject to having regard to the European Union Services Directive and any relevant licensing case law.

- RESOLVED: (a) That authority be delegated to the Licensing Team Leader to determine non-contentious licence applications in accordance with the Scrap Metal Dealers Act 2013.
- (b) That responsibility for setting all relevant fees be delegated to the Head of Regulatory Services and the Director of Governance concurrently, in conjunction with the Chairman and vice-chair of the Regulatory Committee.

The meeting ended at 10.33 am.