



PART A: **MATTERS DEALT WITH UNDER DELEGATED POWERS**

REPORT TO: **LICENSING COMMITTEE**

DATE: **7 JUNE 2017**

REPORTING OFFICER: **FRONTLINE & SERVICE DELIVERY LEAD
BECKIE BENNETT**

SUBJECT: **TAXI LICENSING – LETTERS OF AUTHORITY**

WARDS AFFECTED: **NONE**

EXECUTIVE SUMMARY

1.0 PURPOSE OF REPORT

- 1.1 To request approval for the officers of Ryedale District Council named below to be issued with letters of authority to act as authorised officers to administer the taxi licensing function and carry out enforcement activities in relation to taxis.

2.0 RECOMMENDATION

- 2.1 It is recommended a “Letter of Authority” be issued to:

Robert Robinson, Principal Specialist - Environment
Matthew Pawson, Senior Specialist - Environment
Ronnie McClure, Senior Specialist - Environment
Keith White, Senior Specialist - Environment
Owen Davidson, Senior Mechanic
Karen Hood, Senior Customer Services Officer - Place
Janet Smith, Customer Services Officer - Place
Sue Smith, Customer Services Officer - Place

3.0 REASONS SUPPORTING DECISION

- 3.1 In accordance with the Local Government (Miscellaneous Provisions) Act 1976 officers dealing with licensing and enforcement must be authorised and have written authority.

4.0 BACKGROUND

- 4.1 Information from the National Association of Taxi and Private Hire Licensing and Enforcement Officers (NATPHLEO) has identified the need for all officers involved with administering taxi licensing to have formal authority to do so. There have been a number of staff changes affecting the administration of taxi licensing which necessitates the need to update the authorisations for the staff now responsible for dealing with licensing applications and other associated matters.

5.0 INTRODUCTION

- 5.1 Following a series of changes to the staff involved with administering taxi licensing and to ensure sufficient resilience and cover for the service, it is necessary to update the authorisations to ensure compliance with a legal requirement that the appropriate authorisation of officers is in place as per the 1976 Act, the Town Police Clauses Act 1847 and the Ryedale District Byelaws relating to Hackney Carriages.

6.0 POLICY CONTEXT

- 6.1 Not applicable

7.0 REPORT

- 7.1 An authorised officer of the Council has the authority to check documentation, premises and vehicles used for hiring and in certain circumstances remove a vehicle plate. They may also suspend a licence subject to council confirmation of the action after reports. Any officer so authorised must be confirmed in writing and minuted in the Minutes of the Council. Any authorised officer so appointed is required to follow the rules and Criminal Evidence Act in respect of investigations and interviews and may give evidence in court.

8.0 RISK ASSESSMENT

- 8.1 Failure to properly authorise officers would result in inability to prosecute through the courts. With the appropriate authorisation, officers are able to satisfactorily administer the taxi licensing function on behalf of the Council.

9.0 IMPLICATIONS

- 9.1 The following implications have been identified:
- a) Financial
No financial implications.
 - b) Legal
There is a legal requirement to ensure officers are properly authorised to administer the taxi licensing function and carry out enforcement activities in relation to taxis
 - c) Other (Equalities, Staffing, Planning, Health & Safety, Environmental, Crime & Disorder)
None

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Background Papers:

The Local Government (Miscellaneous Provisions) Act 1976
The Town Police Clauses Act 1847
NATPHLEO Codes of Conduct
Ryedale District Byelaws relating to Hackney Carriages