

29 August 2018

Report of	Assistant Director (Environment)	Author	Jon Ruder ☎ 282840
Title	Amendments to the Hackney Carriage & Private Hire Licensing Policy		
Wards affected	Not applicable		

## 1. Executive Summary

- 1.1 The Committee is asked to consider further changes to the Hackney Carriage and Private Hire Licensing Policy including the Policy in relation to CCTV and to approve a further period of consultation.

## 2. Recommended Decision

- 2.1 To consider and approve the proposed amendments to the Policy, as set out in the report, for consultation purposes.
- 2.2 To carry out a further six week consultation with the licensed trade on the amended policy.

## 3. Reason for Recommended Decision

- 3.1 Further changes have been made to the Policy which will affect licence holders, in particular the draft CCTV Policy, and therefore a further period of consultation is considered necessary.

## 4. Alternative Options

- 4.1 To leave the policy unchanged but this would leave it unfit for purpose.

## **5. Detailed Considerations**

- 5.1 The Committee has previously considered and agreed the Hackney Carriage & Private Hire Licensing Policy. This consideration however did not include the detail of the CCTV policy and this element has now been finalised for consultation with the trade. Further minor changes have been made to the Policy to clarify some issues and these are marked in bold on the attached policy document. The draft Policy is brought to the Committee for approval prior to a further 6 week period of consultation and its consideration by full Council.

## **6. Equality, Diversity and Human Rights implications**

- 6.1 The draft Policy has been developed in accordance with and taken account of, all relevant legislation and national and local strategies.

## **7. Strategic Plan References**

- 7.1 The Policy aims to contribute to the Council's vision of the Borough by ensuring that the licensed trade plays a significant role not only in the Borough's transport strategy but also in helping to promote Colchester and thereby enhancing our reputation as a destination and encouraging further investment.

## **8. Publicity Considerations**

- 8.1 The draft revised policy was the subject of an extensive consultation process. However, as the proposed changes include the CCTV Policy and number of small amendments to the Policy it is considered necessary to carry out a further 6 week consultation. A copy of the draft revised policy will be placed on the Council's website.

## **9. Financial Implications**

- 9.1 There may be costs incurred in defending any action brought against the Council which seeks to judicially review the policy. However, having consulted extensively it is thought such a challenge is unlikely.

## **10. Community Safety Implications**

- 10.1 The policy deals with the protection of children and vulnerable adults.

## **11. Health and Safety Implications**

- 11.1 There is no known direct public health and safety issues which might arise from the adoption of the revised Policy.

## **12. Risk Management Implications**

- 12.1 A flexible yet robust revised Policy will continue to provide both the Council with a sound basis for decision making.