

Licensing Committee

Monday 31 January 2022 at 10.00 am

**To be held at at the Town Hall,
Pinstone Street, Sheffield, S1 2HH**

The Press and Public are Welcome to Attend

Membership

Councillors David Barker (Chair), Karen McGowan (Chair), Angela Argenzio, Lewis Chinchin, Dawn Dale, Roger Davison, Neale Gibson, Ruth Milsom, Joe Otten, Josie Paszek, Vickie Priestley, Sioned-Mair Richards, Mick Rooney, Cliff Woodcraft and Ann Woolhouse

PUBLIC ACCESS TO THE MEETING

The Licensing Committee carries out a statutory licensing role, including licensing for taxis and public entertainment.

A copy of the agenda and reports is available on the Council's website at www.sheffield.gov.uk. You can also see the reports to be discussed at the meeting if you call at the First Point Reception, Town Hall, Pinstone Street entrance. The Reception is open between 9.00 am and 5.00 pm, Monday to Thursday and between 9.00 am and 4.45 pm. on Friday.

You may not be allowed to see some reports because they contain confidential information. These items are usually marked * on the agenda.

Recording is allowed at Licensing Committee meetings under the direction of the Chair of the meeting. Please see the website or contact Democratic Services for details of the Council's protocol on audio/visual recording and photography at council meetings.

If you would like to attend the meeting please report to the First Point Reception desk where you will be directed to the meeting room.

If you require any further information please contact John Turner on 0114 474 1947 or email john.turner@sheffield.gov.uk

FACILITIES

There are public toilets available, with wheelchair access, on the ground floor of the Town Hall. Induction loop facilities are available in meeting rooms.

Access for people with mobility difficulties can be obtained through the ramp on the side to the main Town Hall entrance.

**LICENSING COMMITTEE AGENDA
31 JANUARY 2022**

Order of Business

- 1. Welcome and Housekeeping Arrangements**
- 2. Apologies for Absence**
- 3. Exclusion of Public and Press**
To identify items where resolutions may be moved to exclude the press and public
- 4. Declarations of Interest**
Members to declare any interests they have in the business to be considered at the meeting.
- 5. Minutes of Previous Meetings**
To approve the minutes of the meetings of (a) this Committee held on 11th October, 2021 and (b) the Sub-Committee held on 14th, 20th, 21st and 28th September, 4th, 5th, 11th, 12th, 18th and 19th October and 1st, 2nd, 8th, 9th, 15th, 16th, 23rd and 30th November and 7th, 13th, 14th and 21st December, 2021 and 4th January, 2022
- 6. Hackney Carriage Fares Review**
Report of the Chief Licensing Officer

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ADVICE TO MEMBERS ON DECLARING INTERESTS AT MEETINGS

If you are present at a meeting of the Council, of its executive or any committee of the executive, or of any committee, sub-committee, joint committee, or joint sub-committee of the authority, and you have a **Disclosable Pecuniary Interest (DPI)** relating to any business that will be considered at the meeting, you must not:

- participate in any discussion of the business at the meeting, or if you become aware of your Disclosable Pecuniary Interest during the meeting, participate further in any discussion of the business, or
- participate in any vote or further vote taken on the matter at the meeting.

These prohibitions apply to any form of participation, including speaking as a member of the public.

You **must**:

- leave the room (in accordance with the Members' Code of Conduct)
- make a verbal declaration of the existence and nature of any DPI at any meeting at which you are present at which an item of business which affects or relates to the subject matter of that interest is under consideration, at or before the consideration of the item of business or as soon as the interest becomes apparent.
- declare it to the meeting and notify the Council's Monitoring Officer within 28 days, if the DPI is not already registered.

If you have any of the following pecuniary interests, they are your **disclosable pecuniary interests** under the new national rules. You have a pecuniary interest if you, or your spouse or civil partner, have a pecuniary interest.

- Any employment, office, trade, profession or vocation carried on for profit or gain, which you, or your spouse or civil partner undertakes.
- Any payment or provision of any other financial benefit (other than from your council or authority) made or provided within the relevant period* in respect of any expenses incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

*The relevant period is the 12 months ending on the day when you tell the Monitoring Officer about your disclosable pecuniary interests.

- Any contract which is made between you, or your spouse or your civil partner (or a body in which you, or your spouse or your civil partner, has a beneficial interest) and your council or authority –
 - under which goods or services are to be provided or works are to be executed; and
 - which has not been fully discharged.

- Any beneficial interest in land which you, or your spouse or your civil partner, have and which is within the area of your council or authority.
- Any licence (alone or jointly with others) which you, or your spouse or your civil partner, holds to occupy land in the area of your council or authority for a month or longer.
- Any tenancy where (to your knowledge) –
 - the landlord is your council or authority; and
 - the tenant is a body in which you, or your spouse or your civil partner, has a beneficial interest.
- Any beneficial interest which you, or your spouse or your civil partner has in securities of a body where -
 - (a) that body (to your knowledge) has a place of business or land in the area of your council or authority; and
 - (b) either -
 - the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or
 - if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, or your spouse or your civil partner, has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

If you attend a meeting at which any item of business is to be considered and you are aware that you have a **personal interest** in the matter which does not amount to a DPI, you must make verbal declaration of the existence and nature of that interest at or before the consideration of the item of business or as soon as the interest becomes apparent. You should leave the room if your continued presence is incompatible with the 7 Principles of Public Life (selflessness; integrity; objectivity; accountability; openness; honesty; and leadership).

You have a personal interest where –

- a decision in relation to that business might reasonably be regarded as affecting the well-being or financial standing (including interests in land and easements over land) of you or a member of your family or a person or an organisation with whom you have a close association to a greater extent than it would affect the majority of the Council Tax payers, ratepayers or inhabitants of the ward or electoral area for which you have been elected or otherwise of the Authority's administrative area, or
- it relates to or is likely to affect any of the interests that are defined as DPIs but are in respect of a member of your family (other than a partner) or a person with whom you have a close association.

Guidance on declarations of interest, incorporating regulations published by the Government in relation to Disclosable Pecuniary Interests, has been circulated to you previously.

You should identify any potential interest you may have relating to business to be considered at the meeting. This will help you and anyone that you ask for advice to fully consider all the circumstances before deciding what action you should take.

In certain circumstances the Council may grant a **dispensation** to permit a Member to take part in the business of the Authority even if the member has a Disclosable Pecuniary Interest relating to that business.

To obtain a dispensation, you must write to the Monitoring Officer at least 48 hours before the meeting in question, explaining why a dispensation is sought and desirable, and specifying the period of time for which it is sought. The Monitoring Officer may consult with the Independent Person or the Council's Audit and Standards Committee in relation to a request for dispensation.

Further advice can be obtained from Gillian Duckworth, Director of Legal and Governance on 0114 2734018 or email gillian.duckworth@sheffield.gov.uk.

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Licensing Committee

Meeting held 11 October 2021

PRESENT: Councillors Karen McGowan (Chair), Lewis Chinchin, Roger Davison, Ruth Milsom, Joe Otten, Vickie Priestley, Sioned-Mair Richards, Cliff Woodcraft and Ann Woolhouse

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1. APOLOGIES FOR ABSENCE

1.1 Apologies for absence were received from the Co-Chair (Councillor David Barker) and Councillors Angela Argenzio, Dawn Dale, Neale Gibson, Josie Paszek and Mick Rooney.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 No items were identified where resolutions may be passed to exclude the public and press.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. MINUTES OF PREVIOUS MEETINGS

4.1 The minutes of meetings of (a) this Committee held on 29th March and 19th May 2021, and (b) the Licensing Sub-Committee held on 2nd, 8th, 15th, 16th, 22nd and 23rd March, 13th and 19th April, 11th and 17th May, 1st, 7th, 8th, 21st and 29th June, 5th, 19th, 20th and 27th July, 9th, 10th, 17th and 24th August and 6th and 13th September 2021, were approved as correct records, with the exception of the list of Members present in the minutes of the meeting held on 20th July 2021, which was amended by the addition of Councillor Josie Paszek to the list.

5. GAMBLING ACT STATEMENT OF PRINCIPLES

5.1 The Chief Licensing Officer submitted a report on the Gambling Act 2005 - Statement of Principles (Policy), which contained information on the results of the consultation recently undertaken on the Act, and set out the changes made to the revised Statement of Principles (Policy) written by the Licensing Authority in accordance with Section 349 of the Gambling Act 2005.

5.2 The report was introduced by Shimla Finch (Licensing Strategy and Policy Officer).

5.3 In response to questions raised by Members of the Sub-Committee, Shimla Finch stated that there had been a number of changes to the rules and regulations

governing betting premises and Fixed Odds Betting Terminals (FOBTs) since the last review. A recent review by the Gambling Commission had resulted in a reduction in the stakes and prize winnings regarding FOBTs, which had, in turn, resulted in a reduction in the number of such terminals. Other changes included a requirement on new betting shops to apply for planning permission to assist local authorities in problems with clustering, and this had recently been discussed by Planning Officers in a meeting of the Place Leadership Team, where the types of premises would be incorporated with the planning, strategies and plans.

- 5.4 Ms Finch stated that she would email details of the explanations of the different categories of betting machines to Members. The Gambling Commission had a national strategy on reducing harm, and the strategy, and its findings, had been extended for another year, therefore the Licensing Service was awaiting information on this. Whilst there was an objective in the Policy which dealt with the protection of children and the vulnerable from gambling-related harm, Public Health was looking to develop its own strategy to deal with the harm caused by gambling to all groups in the city. The policy document itself hoped to ensure that it included sufficient mitigation measures for applicants to reduce the potential of gambling-related harm to children and the vulnerable when applying in Sheffield.
- 5.5 Any safeguarding training for new applicants, and refresher training for existing licensees could be arranged and undertaken by the Sheffield Children Safeguarding Partnership (SCSP), with such safeguarding training being a requirement for applicants under the Policy. When applications were received by the Licensing Service, they were referred to the responsible authorities for comment, with the SCSP being one such authority. The Licensing Service did not hold information on the numbers of problem gamblers in the city, but it was hoped that, as and when a city-wide strategy was developed by Public Health, this would include such statistics. Issues regarding online gambling were dealt with by the Gambling Commission, as part of its Gambling Harm Strategy.
- 5.6 RESOLVED: That the Committee:-
- (a) notes the contents of the report now submitted, the information now reported and the responses to the questions raised;
 - (b) thanks Shimla Finch for attending the meeting, and for responding to the questions raised; and
 - (c) approves the Gambling Act 2005 Statement of Principles (Policy) now submitted, subject to the addition of the word “colleges” after “school” in Part 5 (5.2 Policy – Location, first bullet point) and (5.4 Policy – Risk, second bullet point) for submission to the Co-operative Executive, then to Full Council, for approval.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 14 September 2021

PRESENT: Councillors Lewis Chinchen, Joe Otten and Sioned-Mair Richards

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1. APPOINTMENT OF CHAIR

1.1 RESOLVED: That in the absence of the scheduled Co-Chair of the Sub-Committee (Councillor David Barker), Councillor Sioned-Mair Richards be appointed Chair of the meeting.

2. APOLOGIES FOR ABSENCE

2.1 No apologies for absence were received. Councillor Josie Paszek attended as reserve Member, but was not required to stay.

3. EXCLUSION OF PUBLIC AND PRESS

3.1 No items were identified where resolutions may be moved to exclude the public and press.

4. DECLARATIONS OF INTEREST

4.1 There were no declarations of interest.

5. LICENSING ACT 2003 - OLIVE GROVE CLUB, HEELEY BANK ROAD, SHEFFIELD S2 3GE

5.1 The Chief Licensing Officer submitted a report on an application made under Section 17 of the Licensing Act 2003, for the grant of a premises licence in respect of premises known as Olive Grove.

5.2 Present at the meeting were Chris Grunert (Solicitor for the applicant), Paul Rodgers and Peter Sutton (Applicants), Jayne Gough (Licensing Strategy and Policy Officer), Marie-Claire Frankie (Legal Adviser to the Sub-Committee) and Jennie Skiba (Democratic Services).

5.3 Marie-Claire Frankie outlined the procedure which would be followed during the hearing.

5.4 Jayne Gough presented the report to the Sub-Committee, and it was noted that representations had been received from two local residents and were attached at Appendix "B" to the report. Ms. Gough said that the objectors had been invited to attend the hearing but were not in attendance. Chris Grunert said that there was

an error on the application which had been submitted in the name of Peter Rodgers, when in fact the applicant's name was Paul Rodgers.

- 5.5 Chris Grunert stated that the Olive Grove Club was formerly the Sheffield Works Department staff club for which employees had contributions deducted from their wages but has now changed to a community club operating under a Club Premises Certificate. He said that the applicants were looking to hold a premises licence and were not seeking to extend the licence. He said that discussions had been held around the 2.00 a.m. terminal hour on Thursdays to Sunday and the applicants were not willing to reduce that. Chris Grunert stated that the club would want to retain its membership but also make the premises available to non-members through a ticketing system. He said that the club was also a sports club, having a number of football teams associated with it and wanted to extend hospitality to visiting teams. Mr. Grunert said that with a premises licence in place, the club would benefit from having Designated Premises Supervisor (DPS) and was currently applying for a personal licence. With regard to the objections received regarding noise nuisance, Chris Grunert stated that following discussions with the Environmental Protection Service (EPS), a noise monitoring board had been installed and the amplified sound system had been fitted with a sound limiting facility which would impose limits on amplified sound or live music within the building to ensure noise breakout did not exceed the prevailing ambient noise level. Chris Grunert then referred to alleged dispersal issues and said these were of a sporadic nature. He said that polite notices were prominently displayed on all exits reminding customers to leave quietly, as did the DJ and there were no off-sales or carry out drinking vessels. He said that the management of the club was moving to be run on a more professional level and he referred to the training manual as approved by the EPS.
- 5.6 In response to questions from Members of, and the Solicitor to, the Sub-Committee, Chris Grunert stated that the current licence limited the club to members only. He said the principal differences would be ticketing to non-members and the hiring out of the function room. He added that South Yorkshire Police had suggested that having a DPS would improve the running of the club. He said the applicants would be prepared to close before 2.00 a.m. on Thursdays. He said it was expected of everyone using the premises to behave responsibly, both inside and when leaving the premises and as far as he was aware, there had only been two complaints. With regard to the long driveway, he said that the club had been there for more than 20 years and there had never been any accidents, it was felt that the drive was wide enough for two cars to pass each other. He said that speed limit signs were in place and these would be kept under review. For those customers requiring taxis, private hire taxis were called up to the venue, no-one was picked up on the main road. Peter Sutton stated that the drive formed part of the land on which the club resides and the whole area belongs to the club, however the City Council have stated that they own the land and as such negotiations were ongoing for the club to be granted a 30-year lease of the land. Finally, the applicants stated that they were willing for a contact number to be made available to local residents should they have cause for complaint.
- 5.7 Chris Grunert summarised the case on behalf of the applicants.

- 5.8 Jayne Gough outlined the options available to the Sub-Committee.
- 5.9 RESOLVED: That the public and press and attendees involved in the application be excluded from the meeting before further discussion takes place on the grounds that, in view of the nature of the business to be transacted, if those persons were present, there would be a disclosure to them of exempt information as described in paragraph 5 of Schedule 12A to the Local Government Act 1972, as amended.
- 5.10 Marie-Claire Frankie reported orally, giving legal advice on various aspects of the application.
- 5.11 At this stage in the proceedings, the meeting was re-opened to the public and press and attendees.
- 5.12 RESOLVED: That, in the light of the information contained in the report now submitted and the representations now made and the responses to the questions raised, the Sub-Committee agrees to grant a premises licence in respect of the premises known as Olive Grove Club, Heeley Bank Road, Sheffield S2 3GE (Ref No. 68/21) be granted in the terms requested in accordance with the modified operating schedule and the following condition:
- (a) the premises is to advertise at the premises and make available, a managers contact number for all hours that the premises is open to the public; and
- (b) notes the additional points of clarification:
- the applicant's name is Paul Rodgers
 - the premises name is Olive Grove Sports Club
 - the all saints days referred to, are the four patron saint days, i.e. St. George, St. Andrew, St. David and St. Patrick.

(NOTE: The full reasons for the Sub-Committee's decision will be included in the written Notice of Determination).

6. LICENSING ACT 2003 - HORSE AND JOCKEY, 248-250 WADSLEY LANE, SHEFFIELD S6 4EF

- 6.1 The Chief Licensing Officer submitted a report to consider an application, made under Section 34 of the Licensing Act 2003, for the variation of a premises licence in respect of the premises known as Horse and Jockey, 248-250 Wadsley Lane, Sheffield S6 4EF (Ref. No.69/21).
- 6.2 Present at the meeting were Alex Liddle (Operating Director, True North Brew Co) (Applicants), Jayne Gough (Licensing Strategy and Policy Officer), Marie-Claire Frankie (Legal Adviser to the Sub-Committee) and Jennie Skiba (Democratic Services).

- 6.3 Marie-Claire Frankie outlined the procedure which would be followed during the meeting.
- 6.4 Jayne Gough presented the report to the Sub-Committee and it was noted that representations had been received from five members of the public and were attached at Appendix "C" to the report. Ms. Gough stated that the applicant had agreed a condition with the Environmental Protection Service which was detailed at Appendix "D" to the report. Ms. Gough further stated that the objectors had been invited to attend the hearing but were not in attendance.
- 6.5 Alex Liddle stated that the proposals were to extend the bar on the ground floor to facilitate a glass wash area, instead of their being staff accommodation on the first floor it was intended to create a function, dining and food preparation space on the first floor, to change the car park and install two covered areas to seat approximately 20 people which would provide extra facilities on match days and he asked for the removal of the requirement for there to be a personal licence holder on the premises at all times. He said that his company was well run and that managers were trained to a high standard.
- 6.6 In response to questions from Members of, and the Solicitor to, the Sub-Committee, Alex Liddle stated that there was no extension to the current licensing hours and the intention was to change the previous ambience of the pub to a family pub and he stated that they are responsible operators and apologised for any noise issues that had arisen when the premises was not being operated by them. He said there were no plans for amplified music to be played in the function room, it was to be used for pre-booked dining. He said that there would be a Duty Manager on the premises at all times and the premises would be locked up overnight. Mr. Liddle said that if there were to be any events to be held in the car park, he would apply for a Temporary Event Notice. He said that service would cease in the car park area at 10.30 p.m. and the area cleared by 11.00 p.m. and there would be appropriate signage to this effect. He said that staff were booked onto a training course regarding Safeguarding with Julie Hague, the Council's Safeguarding Officer. With regard to traffic issues, Alex Liddle stated that the company would monitor customer parking and would address any highways issues should they arise. He referred to the Noise Management Plan that had been submitted to the Environmental Protection Service. Mr. Liddle stated that True North Brew Co. have other venues in and around the city where there wasn't always a personal licence holder on the premises and whilst he did not have an issue with there being a Personal Licence holder on the premises at all times, and there would always be a Duty Manager on the premises, they may not have passed the Personal Licence course yet and didn't want to fall foul of this condition.
- 6.7 Alex Liddle then gave a brief summary of his case.
- 6.8 Jayne Gough outlined the options available to the Sub-Committee.
- 6.9 RESOLVED: That the public and press and attendees involved in the application be excluded from the meeting before further discussion takes place on the grounds that, in view of the nature of the business to be transacted, if those

persons were present, there would be a disclosure to them of exempt information as described in paragraph 5 of Schedule 12A to the Local Government Act 1972, as amended.

- 6.10 Marie-Claire Frankie reported orally, giving legal advice on various aspects of the application.
- 6.11 At this stage in the proceedings, the meeting was re-opened to the public and press and attendees.
- 6.12 RESOLVED: That, in the light of the information contained in the report now submitted and the representations now made and the responses to the questions raised, the Sub-Committee agrees to vary the premises licence in respect of premises known as Horse and Jockey, 248-250 Wadsley Lane, Sheffield S6 4EF (Ref No.69/21) in the terms requested subject to the two additional conditions as follows:-
- (a) a Duty Manager is to be on the premise at all times that it is open to the public; and
 - (b) the premises must advertise at the premises and make available a managers contact number for all hours that the premises is open to the public.

(NOTE: The full reasons for the Sub-Committee's decision will be included in the written Notice of Determination).

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SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 20 September 2021

PRESENT: Councillors Karen McGowan (Chair), Neale Gibson and Vickie Priestley

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1. APOLOGIES FOR ABSENCE

1.1 No apologies for absence were received. Councillor Roger Davison attended the meeting as a reserve Member, but was not required to stay.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 No items were identified where resolutions may be moved to exclude the public and press.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. LICENSING ACT 2003 - MS MISTRY'S, 250-254 LONDON ROAD, SHEFFIELD, S2 4PA

4.1 The Chief Licensing Officer submitted a report on an application made under Section 17 of the Licensing Act 2003, for the grant of a premises licence in respect of the premises known as Ms Mistry's, 250-254 London Road, Sheffield, S2 4PA (Ref No. 76/21).

4.2 Present at the meeting were Sheena Patel (Applicant), Chris Grunert (John Gaunt and Co, Solicitors, for the Applicant), Jayne Gough (Licensing Strategy and Policy Officer), Marie-Claire Frankie (Solicitor to the Sub-Committee) and John Turner (Democratic Services).

4.3 Marie-Claire Frankie outlined the procedure which would be followed during the hearing.

4.4 Jayne Gough presented the report to the Sub-Committee, and it was noted that representations had been received from one interested party, but they were not in attendance at the meeting.

4.5 Chris Grunert stated that the premises were situated at the junction of Sharrow Lane and London Road, and would be focusing on the sale of Indian tapas-style food. He referred to the plan in the report, indicating that the premises were modest in size, and had seating for a maximum of 18 customers. The proposed opening hours applied for were 11:00 to 23:00 hours, with the premises to be cleared of customers by 23:30 hours, or possibly earlier, dependent on the number of customers. Mr Grunert referred to other licenced premises in the area, indicating that such premises had similar opening hours, and the proposed

- opening hours for Ms Mistry's had been based on such times. The applicant was very familiar with the area, having lived there for 15 years. With regard to the representations, Mr Grunert stated that given the nature of the business, there would be a gradual dispersal of customers, and given the maximum number of customers allowed in at any one time, noise nuisance was not likely to be an issue. He also stressed that any misbehaviour by customers, either on, or within the immediate vicinity of, the premises, would be dealt with by staff. Mr Grunert also referred to the conditions offered by the applicant, and set out in the report. In response to further concerns raised, he stated that a full fire safety risk assessment would be undertaken, the noise and fumes with regard to the extractor fan would be strictly monitored, and that it was not expected that the roller shutters would be used on a regular basis.
- 4.6 Sheena Patel stated that as the premises would primarily be food-led, she did not envisage any problems with drinking. She wished to promote the diversity of the food on offer, and would mainly be targeting passing custom.
- 4.7 In response to questions from Members of the Sub-Committee, it was stated that whilst a full noise survey had been undertaken with regards to the flat above the premises, sound-proofing measures had already been undertaken by the landlord, which had met all required standards. There was only one entrance/exit, and the applicant had been informed that one toilet would be sufficient for the size of the premises. The objectors lived further up the road, and there was a clear gap between the premises and their property. The initial plan was to open around 16:30 hours, and if the demand was there, to open earlier, around dinnertime.
- 4.8 Mr Grunert summarised the case on behalf of the applicant, adding that the applicant planned to apply for a personal licence.
- 4.9 Jayne Gough outlined the options available to the Sub-Committee.
- 4.10 RESOLVED: That the public and press and attendees involved in the application be excluded from the meeting before further discussion takes place on the grounds that, in view of the nature of the business to be transacted, if those persons were present, there would be a disclosure to them of exempt information as described in paragraph 5 of Schedule 12A to the Local Government Act 1972, as amended.
- 4.11 Marie-Claire Frankie reported orally, giving legal advice on various aspects of the application.
- 4.12 At this stage of the proceedings, the meeting was re-opened to the attendees.
- 4.13 RESOLVED: That in the light of the information contained in the report now submitted, together with the representations now made and the responses to the questions raised, approval be given for the grant of a premises licence in the terms requested, in respect of the premises known as Ms Mistry's, 250-254 London Road, Sheffield, S2 4PA (Ref No. 76/21).

(NOTE: The full reasons for the Sub-Committee's decision will be included in the

written Notice of Determination.)

5. LICENSING ACT 2003 - DORE CLUB, TOWNHEAD ROAD, SHEFFIELD, S17 3GA

- 5.1 5.1 The Chief Licensing Officer submitted a report on an application made under Section 84 of the Licensing Act 2003, for the variation of a club premises certificate in respect of the premises known as Dore Club, Townhead Road, Sheffield, S17 3GA (Ref No. 70/21).
- 5.2 Present at the meeting were Alistair Reed (Applicant), Ben Williams (Barrister, for the Applicant), Nigel Parsons, Kim Royds and Jenny and Michael Woolhouse (Objectors), Chris Grunert (John Gaunt, Solicitors, representing Jenny and Michael Woolhouse), Jayne Gough (Licensing Strategy and Policy Officer), Marie-Claire Frankie (Solicitor to the Sub-Committee) and John Turner (Democratic Services).
- 5.3 Maire-Claire Frankie outlined the procedure which would be followed during the hearing.
- 5.4 Jayne Gough presented the report to the Sub-Committee, and it was noted that 26 public objections had been received, together with eight letters of support for the application, and which were all attached at Appendix 'E' to the report. All persons making representations had been invited to attend the meeting, with those listed above, together with other interested parties, being in attendance. Ms Gough added that the suggested conditions proposed by the Environmental Protection Service prior to the hearing had now been agreed by the applicants.
- 5.5 Nigel Parsons stated that he had supported the Club, and had been a member, for a number of years, but was objecting to the proposed variation on the grounds that he considered recent behaviour by the Trustees inconsiderate. During lockdown, the Club had applied for, and had been granted, planning permission for the erection of a gazebo in the premises' grounds. It was not intended that this would be used for smoking, but when the Club re-opened after lockdown, ashtrays were placed on tables under the gazebo. There had been a number of incidents of noise nuisance caused by members drinking and smoking under the gazebo and in the outside area, late into the evening. Previously, there had only been a few tables outside, which were used for special occasions, such as classic car shows and gala days. The gazebo was sited just yards from one neighbour's property, and whose family had been particularly affected by the noise and smell of smoke. With regard to those residents supporting the application, Mr Parsons stated that some of them lived so far away from the Club that they were never going to be affected by the noise. Dore Village had always been a very quiet, residential neighbourhood, but things had changed in recent years, with residents being affected by the smell of smoke and noise nuisance from members drinking outside the Club, and by the sound of taxis arriving and departing. Mr Parsons referred to two recent functions held on the premises, one of which had been a wedding reception, and which had caused specific problems for those residents living within the immediate vicinity of the Club.

- 5.6 In response to questions from Members of the Sub-Committee, Mr Parsons stated that the gazebo had been erected during lockdown, and first used in May 2021. There had been a party at the Club, which had been held when the Club was not licensed to allow drinking outside, and which had resulted in noise nuisance into the early hours of the morning, and. A further event, a wedding reception, had been held using a Temporary Event Notice, and video evidence had shown people outside, talking loudly and shouting, up to 23:00 hours. Mr Parsons stated that he could see the gazebo from his kitchen window, and confirmed that up until the three above-mentioned events had been held, there had been no problems of noise nuisance connected to the operation of the Club. Those residents objecting to the application believed that the suggested closing time of the external area, of 21:00 hours, was still too late.
- 5.7 Kim Royds, who had lived directly opposite the Club for two years, stressed that the area used to be a quiet, residential neighbourhood, but they have been recently affected by noise from the Club on a number of occasions. She referred specifically to when football matches had been televised at the Club, and doors left open, which had resulted in noise emanating from the premises. Mrs Royds expressed concern as to what children walking past or going to recent nearby shops, could be exposed to. She also referred to problems of car parking outside the Club, particularly when functions were being held.
- 5.8 In response to questions from Councillor Neale Gibson, Mrs Royds stated that whilst they were affected by the noise from the Club, they had not complained, but just slept in their back bedroom. She added that she would like the Club to use the large space to the rear of the premises for car parking, particularly when larger functions were being held.
- 5.9 Chris Grunert, representing Jenny and Michael Woolhouse, stated that his clients lived in the property directly next door to the Club, and the gazebo was situated approximately two metres from one of their rear bedrooms. Their main objection related to the change to allow the consumption of alcohol in external areas. They were objecting to the changes although the Club had operated for more than 19 years, since they had lived there, without any problems. They were also concerned at the lack of clarity as to exactly what the Club were asking for as part of the application, and made reference to the fact that the external areas had been used for the consumption of alcohol on two occasions, when the licence did not allow for such use. Mr Grunert referred to the conditions agreed prior to the hearing, stating that Jon Round (Environmental Health Officer) had compared the premises to licensed premises on Ecclesall Road, which was clearly not a fair comparison due to the quiet, tranquil nature of Dore Village. According to Club rules, there had never been permission for external drinking, and it was not clear, as part of the application, as to precisely what was being requested in terms of the use of the external areas. Reference was made to the two events held unlawfully at the Club, which had included drinking outside, and had resulted in neighbours being affected by noise and the smell of smoke. Mr Grunert stated that the Club had failed to address a number of issues, or respond to concerns raised by local residents, which had resulted in a lack of trust between the two parties. He concluded by stating that there was a potential for the Club opening nine hours a day, with neighbours being affected by noise nuisance and the smell

- of smoke. That was clearly a lack of trust and reasonableness on the part of the trustees.
- 5.10 Michael Woolhouse stated that the Club had a quarter of an acre of land, and they had chosen to site the gazebo two metres from his son's bedroom window. This had resulted in the family being affected by noise and the smell of cigarette smoke. He added that the new Club Committee was not concerned about the views of its neighbours, but was were simply concerned about making more money.
- 5.11 In response to questions from Councillor Neale Gibson, Mr and Mrs Woolhouse confirmed that the video they had submitted had been taken at 21:30 hours, and that the lighting on the gazebo was very bright and lit up some of their rooms. They stated that they had lived in their property for 19 years, and that past relationship with the Club had generally been fine, apart from a few issues regarding the use of the extension.
- 5.12 Ben Williams, on behalf of the applicants, stated that the concerns raised related mainly to potential fears, which was not relevant grounds under the Licencing Act 2003. He referred to the relaxation of the Government's social distancing rules in April 2021, which had resulted in licensed premises being forced to exploit the use of their outdoor areas. The Club had not done anything unlawful during this period. It was stressed that no representations had been received from the responsible authorities, and that the view was of the local residents, specifically those claiming the Club had acted unlawfully, had been distorted as a result of them not fully understanding the licencing laws. Mr. Williams stated that applying for the variation would actually improve the situation for local residents, as it would result in the premise being regulated, therefore allowing for stricter monitoring. He stressed that there would be no changes to how the Club was currently operating, and that the gazebo was only likely to be used during the summer months. He made reference to the fact that there had only been problems of noise nuisance on three occasions following the lockdown, and that there were no plans to host wedding receptions, or any other large functions, on a regular basis. If the Club broke any rules regarding the use of external areas, anyone would be able to request a review of the club premises certificate. Mr Williams stated that there was no documented evidence of the Club having treated local residents badly, and that anyone could contact the Club, via its website, to raise any concerns. The Club had undertaken a lot of work on behalf of the local community, including organising gala days and classic car shows.
- 5.13 In response to questions from Members of the Sub-Committee, Jayne Gough and Chris Grunert, it was stated that there were spaces for approximately 40 vehicles in the car park, the current membership of the Club was 144 and the capacity of the premises was 200, with there rarely being more than 12 customers present on any one night. The wedding reception held at the Club had been a one-off event, and had been the Club's Bar Manager's wedding, who wanted to invite his friends and relatives to the Club. Whilst the Club organised gala days and classic car shows, it had no plans to host large events on a regular basis. The Club apologised if it had not responded to residents' concerns in the past, but it was stressed that it had co-existed with the local community for several years, without

any problems, and would welcome dialogue with them to discuss any concerns. The gazebo had been erected following the granting of planning permission, but the Club had not consulted with local residents on this. Little other work had been undertaken in the external areas, other than the laying of stones slabs under the gazebo. The gazebo had been erected purely to provide shelter for those customers wishing to smoke, and those wishing to drink outside when the weather was bad. The intention of the extension, which comprised a narrow corridor, was to create a beer cellar/storage area. It was expected that the external area would be used sporadically by customers during the winter months, dependent mainly on the weather. The Club was seeking to allow for the consumption of alcohol outside. The Club had no record of any formal complaints having been received from local residents.

- 5.14 In response to further questions, it was stated that the Club would be wanting to arrange snooker tournaments and cards nights every now and then. The membership of the Club's Committee had changed a number of times over the years, but had remained the same for the last three years. The new club premises certificate would allow for off-sales from the premises. Whilst it was not clear how many tables there were outside, it was envisaged that drinking would only take place in the external garden area as this was where the tables and chairs were situated. The number of customers in the beer garden varied dependent on the weather. Mr Reed stated that, as far as he was aware, he had not received any emails from local residents regarding their concerns. Despite the concerns raised about the Club's attitude towards its neighbours, there was no evidence to suggest that it would not wish to engage with them in the future. Each club member was allowed to sign in two guests. Fire safety regulations would not allow for any more than 200 people in the premises at any one time. There was also no evidence to show that the Club would choose to use the extension area for special functions.
- 5.15 Ben Williams summarised the case on behalf of the applicants.
- 5.16 Chris Grunert summarised the case on behalf of Mr and Mrs Woolhouse, citing a number of suggested conditions the Sub-Committee may wish to place on the club premises certificate, details of which were circulated at the hearing.
- 5.17 Ben Williams stated that it was too late for the Sub-Committee to consider the conditions now mentioned, and that they should have been included as part of the representations, to allow for all parties to raise questions thereon.
- 5.18 Jayne Gough outlined the options available to the Sub-Committee.
- 5.19 **RESOLVED:** That the public and press and attendees involved in the application be excluded from the meeting before further discussions take place on the grounds that, in view of the nature of the business to be transacted, if those persons were present, there would be a disclosure to them of exempt information as described in paragraph 5 of Schedule 12A to the Local Government Act 1972, as amended.
- 5.20 Marie-Claire Frankie reported orally, giving legal advice on various aspects of the

application.

5.21 At this stage in the proceedings, the meetings was re-opened the attendees.

5.22 RESOLVED: That in the light of the information contained in the report now submitted, together with the representations now made and the responses to the questions raised, approval be given for the grant of a club premises certificate in respect of the premises known as Dore Club, Townhead Road, Sheffield, S17 3GA (Ref No. 70/21), subject to:-

(a) the conditions agreed with the Environmental Protection Service prior to the hearing, as follows:-

- (i) No loudspeakers shall be fixed externally, nor directed to broadcast sound outside the building at any time; and
- (ii) Any outside seating area shall only be used by members and guests for consumption of food and drink between 12:00 and 21:00 hours n any day of the week; and

(b) the additional conditions, as follows:-

- (i) The premises must take all reasonable steps to ensure that patrons consuming food and drink in the external area remain seated at all times;
- (ii) The premises must take a pro-active approach to monitoring noise in the external area, and must make regular checks; and
- (iii) A valid contact telephone number must be made freely available, and should be published on the website for residents to contact the premises during opening hours, should they be experiencing any noise nuisance.

(NOTE: The full reasons for the Sub-Committee's decision will be included in the written Notice of Determination.)

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SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 21 September 2021

PRESENT: Councillors Ruth Milsom and Mick Rooney

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1. APOLOGIES FOR ABSENCE

1.1 Apologies for absence were received from Councillors Lewis Chinchon and Joe Otten. Councillor Karen McGowan attended the meeting and took the Chair and Councillor Cliff Woodcraft attended the meeting as a reserve Member, but was not required to stay.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 No items were identified where resolutions may be moved to exclude the public and press.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. LICENSING ACT 2003 - 418 LOUNGE, 418 ECCLESALL ROAD, SHEFFIELD S11 8PJ

4.1 The Chief Licensing Officer submitted a report on an application made under Section 17 of the Licensing Act 2003, for the grant of a premises licence in respect of premises known as 418 Lounge, 418 Ecclesall Road, Sheffield, S11 8PJ (Ref No.71/21).

4.2 Present at the meeting were two members of the public (Objectors), Jayne Gough (Licensing Strategy and Policy Officer), Marie-Claire Frankie (Legal Adviser to the Sub-Committee and Jennie Skiba (Democratic Services).

4.3 Jayne Gough informed Members that she had received information from the applicants only thirty minutes prior to the start of the meeting and that due to personal circumstances, they were unable to attend the hearing and it was decided that the case be deferred to a later date to give the applicants a further opportunity to present their case.

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SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 28 September 2021

PRESENT: Councillors Neale Gibson, Josie Paszek and Cliff Woodcraft

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1. APPOINTMENT OF CHAIR

1.1 RESOLVED: That in the absence of the scheduled Co-Chair of the Sub-Committee (Councillor David Barker), Councillor Josie Paszek be appointed Chair of the meeting.

2. APOLOGIES FOR ABSENCE

2.1 Apologies for absence were received from the scheduled Co-Chair of the Sub-Committee (Councillor David Barker) and Councillor Ruth Milsom.

3. EXCLUSION OF PUBLIC AND PRESS

3.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

4. DECLARATIONS OF INTEREST

4.1 There were no declarations of interest.

5. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

5.1 The Chief Licensing Officer submitted details in respect of four cases relating to hackney carriage and private hire licensing.

5.2 The applicant in Case No. 74/21 attended the hearing and addressed the Sub-Committee.

5.3 The applicant in Case No. 75/21 attended the hearing with a representative and they both addressed the Sub-Committee.

5.4 The applicant in Case No. 77/21 attended the hearing and addressed the Sub-Committee.

5.5 The licence holder in Case No. 78/21 attended the hearing and addressed the Sub-Committee.

5.6 RESOLVED: That, after consideration of the information contained in the case papers, the information now reported and, where relevant, information circulated

prior to the hearing, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
74/21	Application for the renewal of a Private Hire Vehicle Licence	(a) Grant an extension to the licence for up to 12 months on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles and (b) the applicant be required to arrange three MOTs to be carried out during the 12-month period.
75/21	Application for a Hackney Carriage and Private Hire Driver's Licence	Defer making a decision on the case until the outcome of the applicant's pending Court case was known.
77/21	Application for the extension of a Private Hire Vehicle Licence	(a) Grant a licence for 12 months on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles and (b) the applicant be required to arrange three MOTs to be carried out during the 12-month period.
78/21	Review of a Hackney Carriage and Private Hire Driver's Licence	Lift the suspension and the licence holder be issued with a written warning with regard to his future conduct, such warning to remain live for the term of his current licence.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 4 October 2021

PRESENT: Councillors Karen McGowan (Chair), Roger Davison and Josie Paszek

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1. APOLOGIES FOR ABSENCE

1.1 No apologies for absence were received. Councillor Joe Otten attended as a reserve Member, but was not required to stay.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

4.1 The Chief Licensing Officer submitted details in respect of four cases relating to hackney carriage and private hire licensing.

4.2 The applicant in Case No.79/21 attended the hearing and addressed the Sub-Committee.

4.3 The licence holder in Case No.80/21 attended the hearing with a representative and they both addressed the Sub-Committee.

4.4 The applicant in Case No.81/21 attended the hearing with a representative and they both addressed the Sub-Committee.

4.5 The applicant in Case No.82/21 attended the hearing with a representative and they both addressed the Sub-Committee.

4.6 RESOLVED: That, after consideration of the information in the case papers, and the information now reported, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
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79/21	Application for a Hackney Carriage and Private Hire Driver's Licence	(a) Grant a licence for the term of one year, as requested, on the grounds that the Sub-Committee considers the applicant to be a fit and proper person to hold a licence, subject to him passing a medical examination, (b) the applicant be given a written warning as to his future conduct and be informed that if there are any further offences during the term of the licence, the licence will be brought back to the Sub-Committee and (c) the applicant be informed that the current term of 14 days allowed for any offences to be reported to the Licensing Service, is shortly to be reduced to 48 hours
80/21	Review of a Hackney Carriage and Private Hire Driver's Licence	The licence holder be issued with a written warning with regard to his future conduct, such warning to remain live for 12 months.
81/21	Application for the renewal of a Private Hire Vehicle Licence	(a) Extend the licence for the term of six months on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles and the applicant be required to arrange for three MOTs to be carried out during that six month period.
82/21	Application for a Private Hire Vehicle Licence	Refuse to grant a licence on the grounds that the applicant has not provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 5 October 2021

PRESENT: Councillors Joe Otten, Vickie Priestley, Sioned-Mair Richards and Mick Rooney

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1. APPOINTMENT OF CHAIR

1.1 RESOLVED: That Councillor Joe Otten be appointed Chair of the meeting.

2. APOLOGIES FOR ABSENCE

2.1 No apologies for absence were received.

3. EXCLUSION OF PUBLIC AND PRESS

3.1 No items were identified where resolutions may be moved to exclude the public and press.

4. DECLARATIONS OF INTEREST

4.1 There were no declarations of interest.

5. LICENSING ACT 2003 - ALMA STREET SOCIAL, 24 ALMA STREET, SHEFFIELD, S3 8SA

5.1 The Chief Licensing Officer submitted a report on an application made under Section 17 of the Licencing Act 2003, for the grant of a premises licence in respect of the premises known as Alma Street Social, 24 Alma Street, Sheffield S3 8SA (Ref No. 83/21).

5.2 Present at the meeting were Kieran Crosby (Applicant), Leigh Schelvis (Applicant's Solicitor), Luke Fitzmaurice (Applicant's Agent), Jayne Gough (Licensing Strategy and Policy Officer), Marie-Claire Frankie (Solicitor to the Sub-Committee) and John Turner (Democratic Services).

5.3 Marie-Claire Frankie outlined the procedure which would be followed during the hearing.

5.4 Jayne Gough presented the report to the Sub-Committee, and it was noted that representations had been received from one interested party and were set out at Appendix 'B' to the report. They had received an invite to the meeting, but were not in attendance. Ms Gough added that the applicants had revised the application by request of the Environmental Protection Service (EPS), by agreeing

to reduce the hours on the operating schedule, amending Regulated Entertainment to be provided “indoors only” and removing all references to broadcasting amplified music outside. The applicants had also agreed that several conditions be added to the licence, if granted, and which were set out in Appendix ‘C’ to the report.

- 5.5 Leigh Schelvis reported that the applicants – Alma Street Social Ltd, were part of the Future Sounds Group, the largest live music brand in Yorkshire, and which had been hosting and running live music venues, and had been associated with live music, for 20 years. The applicants were very experienced, and had hosted gigs and events for some of the world's biggest artists. The group was currently operating two multi-purpose venues in Leeds, which hosted other artists as well as bands, and both had food and drink offerings. The applicants had an excellent record with the Licencing Service in Leeds, and had never had any premises licences revoked, or caused any concerns. The premises comprised a two-storey, industrial unit, with a bar/bistro on the first floor, and a live music/multi-purpose venue on the ground floor. The venue aimed to be the centre of the Kelham Island community, and fit in with the style of other licensed premises in the area. It would be a venue where people could meet for a drink and/or food, businesses could hold meetings or host events, and students could go and study. The drink offer would comprise a selection of craft beers, wines and spirits, and there would be an easy-going food menu. The applicants had worked proactively with the EPS in agreeing a list of conditions, which related mainly to noise control and the prevention of nuisance, following which the Service had withdrawn its objection to the application. Mr Schelvis also referred to other conditions on the operating schedule. He stressed that there were no live objections from the responsible authorities. He referred to the objection received from the Kelham Island and Neepsend Neighbourhood Forum (KINNF), and summarised the group's concerns, which focused mainly on noise control and the prevention of nuisance. In terms of the licensing objectives, Mr Schelvis stated that the only one relevant to this application was the prevention of public nuisance and, again, referred to the conditions agreed with the EPS in this regard.
- 5.6 Mr Schelvis stated that the applicants had engaged with the local community, as well as the EPS, during the application process. With regard to the objections regarding late opening hours, he referred to the information circulated prior to the hearing, which set out the opening times, and locations of, other licensed premises in the Kelham Island area, indicating that most of the venues had longer opening hours.
- 5.7 In response to questions from Members of, and the solicitor to, the Sub-Committee, it was stated that whilst there was no agreed figure in terms of the capacity of the venue, it was envisaged that it would be no more than 350. In terms of the earlier closing times referred to by the objectors, Mr Schelvis stated that this did not represent a like for like comparison as some of the venues referred to were restaurants, which were likely to close earlier. It was stressed again that the opening hours had been suggested by the EPS. Whilst there had been no engagement with KINNF prior to the application, the applicants had liaised with the Forum during the application process, through the Licensing Service. There was also another local group known as the Kelham Island and

Neepsend Community Alliance (KINCA), and with whom the applicants had also been in contact with during the application process. The closest residents to the premises lived across the road.

- 5.8 Leigh Schelvis summarised the case on behalf of the applicants.
- 5.9 Jayne Gough outlined the options available to the Sub-Committee.
- 5.10 RESOLVED: That the public and press and attendees involved in the application be excluded from the meeting before further discussion takes place on the grounds that, in view of the nature of the business to be transacted, if those persons were present, there would be a disclosure to them of exempt information as described in paragraph 5 of Schedule 12A to the Local Government Act 1972, as amended.
- 5.11 Marie-Claire Frankie reported orally, giving legal advice on various aspects of the application.
- 5.12 At this stage in the proceedings, the public and press and attendees were re-admitted to the meeting.
- 5.13 RESOLVED: That, in the light of the information contained in the report now submitted , the additional information circulated prior to the hearing , the representations now made and the responses to the questions raised, approval be given for the grant of a premises licence in respect of the premises known as Alma Street Social, 24 Alma Street, Sheffield, S3 8SA (Ref No. 83/21), subject to the agreed changes to the proposed operating schedule and the conditions agreed with the Environmental Protection Services prior to the hearing, and as set out in the report now submitted.

(NOTE: The full reasons for the Sub-Committee's decision, and the full list of changes to the operating schedule and agreed conditions agreed prior to the hearing, will be set out in the written Notice of Determination.)

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SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 11 October 2021

PRESENT: Councillors Karen McGowan (Chair), Lewis Chinchon and Cliff Woodcraft

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1. APOLOGIES FOR ABSENCE

1.1 No apologies for absence were received.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASE

4.1 The Chief Licensing Officer submitted details in respect of a case relating to an application for a Private Hire Vehicle Licence (Ref No. 84/21).

4.2 The applicant attended the meeting and addressed the Sub-Committee.

4.3 RESOLVED: That after consideration of the information contained in the case papers and the information now reported at the meeting, the applicant be granted a licence for 12 months on the grounds that he has provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.

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SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 12 October 2021

PRESENT: Councillors Ruth Milsom, Vickie Priestley and Ann Woolhouse

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1. APPOINTMENT OF CHAIR

1.1 RESOLVED: That, in the absence of the scheduled Co-Chair of the Sub-Committee (Councillor David Barker), Councillor Vickie Priestley be appointed Chair of the meeting.

2. APOLOGIES FOR ABSENCE

2.1 An apology for absence was received from the Co-Chair (Councillor David Barker). Councillor Josie Paszek attended the meeting as a reserve Member, but was not required to stay.

3. EXCLUSION OF PUBLIC AND PRESS

3.1 No items were identified where resolutions may be moved to exclude the public and press.

4. DECLARATIONS OF INTEREST

4.1 There were no declarations of interest.

5. 418 LOUNGE, 418 ECCLESALL ROAD, SHEFFIELD S11 8PJ

5.1 The Chief Licensing Officer submitted a report to consider an application, made under Section 17 of the Licensing Act 2003, for the grant of a premises licence in respect of premises known as 418 Lounge, 418 Ecclesall Road, Sheffield S11 8PJ (Ref No.71/21).

5.2 Present at the meeting were Chris Grunert (Solicitor for the Applicant) and Saeed Ebrahimi (Applicant), Vivienne Smith, Drummond Murdoch, Patricia Morgan and John Morgan (Objectors), Jayne Gough (Licensing Strategy and Policy Officer), Marie-Claire Frankie (Legal Adviser to the Sub-Committee) and Jennie Skiba (Democratic Services).

5.3 Marie-Claire Frankie outlined the procedure that would be followed during the meeting.

5.4 Jayne Gough presented the report to the Sub-Committee and it was noted that 13

representations had been received from interested parties and were attached at Appendix "B" to the report. Jayne Gough stated that this hearing had originally been scheduled to be heard on 12th September, 2021, but due to the applicant not being able to attend the hearing due to ill-health, the decision was taken to defer consideration of the application. Jayne Gough said that since then, the applicant had offered conditions to promote the four licensing objectives and a number of the objectors had withdrawn their objections.

- 5.5 Vivienne Smith stated that she was Secretary to the Botanical Gate Society and her main concern was the potential for noise and disruption to the area caused by the outbreak of music through the bi-fold doors and the exit from the premises onto Thompson Road. She said there were a number of terraced houses along Thompson Road which acted as a funnel for noise. She said she had further concerns with regard to patrons leaving late at night, hailing taxis in the street and parking issues. Ms. Smith said that there were many professional people and families with young children living in the area and that another bar would cause further disruption to their lives.
- 5.6 Drummond Murdoch reiterated the concerns by Vivienne Smith and stated that he was a permanent, local resident with a young family and felt that there would be increased anti-social behaviour and noise levels should the application be granted. He said that he and his family were already disturbed by people returning from nights out, and that there would be increased parking pressures to the rear of the premises. Mr. Murdoch said that previously the premises had been a restaurant which had caused no major problems, but felt that should the premises operate as a bar, noise and parking nuisance would increase and that this would affect the reputation of the area and would not be a safe environment to raise a young family.
- 5.7 Patricia Morgan stated that she had lived in the area for more than 50 years and had seen many changes, but felt that another bar with a late-night licence in the area was a step too far and she had put her house up for sale. She said that the rear of the premises backed onto residential properties and feared that should this area be opened up, there would be added disruption to the lives of residents living close by. Ms. Morgan said that people who usually enjoyed a night out in the city centre were now moving towards the Ecclesall Road area and felt that rather than attract revellers to the Ecclesall Road area, nights out should remain in the city centre. She added that Ecclesall Road was a residential area with its own community and not a place for people to come and drink.
- 5.8 John Morgan endorsed the points already made and said that sound travelled late at night, particularly by people hailing taxis.
- 5.9 Chris Grunert stated that the proposal for the premises had been described as a late-night bar and, as such, the applicant had taken note of the objections received and it was never the applicant's intention to trade until 1.00 a.m., and stated that he had now agreed to close at 11.00 p.m. He said that there had been a suggestion that the premises would open as a vertical drinking bar and this was not the case. He said the premises were to operate as a lounge type bar, serving drinks, meze and tapas type food, with the aim of attracting families, couples and

individuals and would not tolerate those who were loud or intoxicated. He said that there would only be recorded music played inside the premises and that the bi-fold doors would be closed at 9.00 p.m., with customers being requested to move inside. Mr. Grunert said that the applicant had a business on Abbeydale Road and had never received any complaints. He stated that the applicant had agreed to conditions set out by the Environmental Protection Service without obtaining legal advice with regard to the installation of a sound attenuation system which he deemed to be unnecessary.

- 5.10 In response to questions from Members of the Sub-Committee, Chris Grunert and Saeed Ebrahimi stated that planning permission had been sought regarding the verandah at the front of the premises, for it to be used as a smoking area with a condition that the area be cleared by 9.00 p.m. If people using the area were considered to be loud and caused a nuisance whilst on the verandah, they would be asked to leave. Mr. Grunert stated that the premises were not very large and it was not expected that there would be large numbers, possibly between 30 to 40 patrons during the evening and dispersal from the premises would be controlled. Saeed Ebrahimi stated that healthy option breakfast would be served until 11.00 a.m. and that expensive juice presses and coffee machines had been purchased so that juices, coffees, charcoal grilled meze and tapas type foods would be served throughout the rest of the day. He said that although alcohol would also be served, the business would not be alcohol led. He said that the premises would be totally unique as there were no other lounge type bars in the vicinity offering the same.
- 5.11 In response to questions from the objectors, Chris Grunert stated that Mr. Ebrahimi was the personal licence holder and that there would be a management team in place at all times. He said that it had not been considered necessary to provide door security staff and that the conditions on the premises were unambiguous and would be adhered to. If ownership of the premises changed in the future, it should be noted that the conditions were attached to the premises not the applicant. Mr. Ebrahimi stated that he and his family were used to working long hours, seven days a week and didn't see any reason why that would change. He said that there had never been any complaints received regarding his current business on Abbeydale Road.
- 5.12 Chris Grunert summed up the application.
- 5.13 Jayne Gough outlined the options open to the Sub-Committee.
- 5.14 RESOLVED: That the public and press and attendees involved in the application be excluded from the meeting before further discussion takes place on the grounds that, in view of the nature of the business to be transacted, if those persons were present, there would be a disclosure to them of exempt information as described in paragraph five of Schedule 12A to the Local Government Act 1972, as amended
- 5.15 Marie-Claire Frankie reported orally, giving legal advice on various aspects of the application.

5.16 At this stage in the proceedings, the meeting was re-opened to the public and press and attendees.

5.17 RESOLVED: That in the light of the information contained in the report now submitted, together with the representations now made and the responses to the questions raised, a premises licence in respect of 418 Lounge, 418 Ecclesall Road, Sheffield S11 8PJ (Ref No.71/21), be granted, subject to :-

- (a) the removal of agreed Conditions 1 and 6; and
- (b) the retention of agreed Conditions 2, 3, 4 and 5.

(NOTE: The full reasons for the Sub-Committee's decision will be included in the written Notice of Determination).

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 18 October 2021

PRESENT: Councillors Karen McGowan (Chair), Lewis Chinchon and Neale Gibson

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1. APOLOGIES FOR ABSENCE

- 1.1 No apologies for absence were received. Councillor Josie Paszek attended as a reserve Member, but was not required to stay.

2. EXCLUSION OF PUBLIC AND PRESS

- 2.1 **RESOLVED:** That the public and press be excluded from the meeting before discussion takes place on item 4 on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

- 3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

- 4.1 The Chief Licensing Officer submitted details in respect of two cases relating to hackney carriage and private hire licensing.
- 4.2 The applicant in Case No.85/21 attended the hearing and requested that consideration of his application be deferred.
- 4.3 The licence holder in Case No.86/21 did not attend the hearing and the Sub-Committee decided to proceed to consider the case in his absence.
- 4.4 **RESOLVED:-** That, after consideration of the information contained in the case papers and, where relevant, additional information provided at the hearing, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
85/21	Application for the renewal of a Hackney Carriage and Private Hire Driver's Licence	Defer consideration of the case to allow for the applicant to attend with his representative.

86/21	Review of a Hackney Carriage and Private Hire Driver's Licence	Immediately suspend the licence under Section 61 of the Local Government (Miscellaneous Provisions) Act 1976, as amended by Section 52 of the Road Safety Act 2006, on the grounds that, due to the licence holder not providing the Licensing Service with a valid medical certificate, the Sub-Committee no longer considers him to be a fit and proper person to hold a licence.
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SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 19 October 2021

PRESENT: Councillors Vickie Priestley, Sioned-Mair Richards and Mick Rooney

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1. APPOINTMENT OF CHAIR

1.1 RESOLVED: That Councillor Mick Rooney be appointed Chair of the meeting.

2. APOLOGIES FOR ABSENCE

2.1 No apologies for absence were received.

3. EXCLUSION OF PUBLIC AND PRESS

3.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

4. DECLARATIONS OF INTEREST

4.1 There were no declarations of interest.

5. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

5.1 The Chief Licensing Officer submitted details in respect of three cases relating to hackney carriage and private hire licensing.

5.2 The applicant in Case No. 87/21 did not attend the hearing, and had not provided any reasons for his non-attendance.

5.3 The applicant in Case No. 88/21 attended the hearing and addressed the Sub-Committee.

5.4 The applicant in Case No. 89/21 did not attend the hearing, and had not provided any reasons for his non-attendance.

5.5 RESOLVED: That, after consideration of the information in the case papers, the information now reported and the additional information circulated prior to the hearing, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
87/21	Application for the extension of a Private Hire Vehicle Licence	The applicant be granted one further opportunity to attend to present his case.
88/21	Application for the extension of a Private Hire Vehicle Licence	Grant a licence up to 30 th September 2022, on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are exceptional circumstances to deviate from the current policy on the age limit of vehicles.
89/21	Application for the extension of a Private Hire Vehicle Licence	The applicant be granted one further opportunity to attend to present his case.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 1 November 2021

PRESENT: Councillors Karen McGowan (Chair), Neale Gibson and Josie Paszek

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1. APOLOGIES FOR ABSENCE

1.1 An apology for absence was received from Councillor Roger Davison.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 4 on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

4.1 The Chief Licensing Officer submitted details in respect of two cases relating to hackney carriage and private hire licensing.

4.2 The licence holder in Case No.90/21 did not attend the hearing and the Sub-Committee decided to proceed to consider the case in his absence.

4.3 The applicant in Case No.91/21 attended the hearing with a representative and an observer and the applicant and his representative both addressed the Sub-Committee.

4.4 RESOLVED:- That, after consideration of the information contained in the case papers and, where relevant, additional information provided at the hearing, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
90/21	Review of a Hackney Carriage and Private Hire Driver's Licence	Suspend the licence under Section 61 of the Local Government (Miscellaneous Provisions) Act 1976, on the grounds that, in view of the offence now reported, the Sub-Committee does not consider the

licence holder to be a fit and proper person to hold a licence.

91/21	Application for the renewal of a Hackney Carriage and Private Hire Driver's Licence	Refuse to grant the licence on the grounds that information had been received from the National Crime Agency stating that the applicant was still under investigation, therefore the Sub-Committee did not consider him to be a fit and proper person to hold a licence until the matter had been resolved.
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SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 2 November 2021

PRESENT: Councillors David Barker (Chair) and Angela Argenzio

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1. APOLOGIES FOR ABSENCE

1.1 An apology for absence was received from Councillor Mick Rooney.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

4.1 The Chief Licensing Officer submitted details in respect of three cases relating to hackney carriage and private hire licencing.

4.2 The applicant in Case No. 92/21 attended the hearing with his wife, and they both addressed the Sub-Committee.

4.3 The applicant in Case No. 93/21 did not attend the hearing, and as he had not provided any explanation for his non-attendance, the Sub-Committee agreed to consider the case in his absence.

4.4 The licence holder in Case No. 94/21 attended the hearing and addressed the Sub-Committee.

4.5 RESOLVED: That after consideration of the information contained in the case papers and the information now reported, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
92/21	Application to extend a Hackney Carriage Vehicle Licence	Refuse to extend the licence on the grounds that the applicant had not provided sufficient evidence to convince the Sub-Committee

		that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
93/21	Application for a Hackney Carriage Vehicle Licence	Refuse to grant a licence on the grounds that the applicant had not provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
94/21	Review of a Hackney Carriage and Private Hire Driver's Licence	The licence holder be (a) given a written warning as to his future conduct, to remain live for the term of the re-instated licence and (b) required to attend a driving skills course prior to his next licence renewal date.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 8 November 2021

PRESENT: Councillors Karen McGowan (Chair), Lewis Chinchon and Ann Woolhouse

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1. APOLOGIES FOR ABSENCE

1.1 No apologies for absence were received.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES*

4.1 The Chief Licensing Officer submitted details in respect of three cases relating to hackney carriage and private hire licensing.

4.2 The applicant in Case No. 95/21 attended the hearing with a representative and they both addressed the Sub-Committee.

4.3 The applicant in Case No. 96/21 attended the hearing and addressed the Sub-Committee.

4.4 The licence holder in Case No. 97/21 attended the hearing with a representative and they both addressed the Sub-Committee.

4.5 RESOLVED: That, after consideration of the information obtained in the case papers, and the information now reported, the cases now submitted, be determined as follows: -

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
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- | | | |
|-------|--------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 95/21 | Application for a Private Hire Vehicle Licence | (a) Grant a licence for the term of 12 months on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are unique and exceptional reasons to deviate from the current policy on the level of window tints, and (b) the vehicle will not be used to undertake generic private hire work, as detailed in the notice issued by the Licensing Service. |
| 96/21 | Application for a Private Hire Vehicle Licence | Grant a licence for the term of 12 months on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are unique and exceptional reasons to deviate from the current policy on the age limit of vehicles. |
| 97/21 | Review of a Hackney Carriage Vehicle and Private Hire Vehicle Driver's Licence | Immediately revoke the licence under section 61 of the Local Government Act (Miscellaneous Provisions) 1976, as amended by Section 52 of the Road Safety Act 2006, on the grounds that the Sub-Committee no longer considers the licence holder to be a fit and proper person to hold a licence in view of the serious offence now reported. |

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 9 November 2021

PRESENT: Councillors David Barker (Chair), Joe Otten and Sioned-Mair Richards

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1. APOLOGIES FOR ABSENCE

1.1 An apology for absence was received from Councillor Cliff Woodcraft.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

4.1 The Chief Licensing Officer submitted details in respect of three cases relating to hackney carriage and private hire licensing.

4.2 The licence holder in Case No. 98/21 attended the hearing and addressed the Sub-Committee.

4.3 The applicant in Case No. 99/21 attended the hearing with a representative, and they both addressed the Sub-Committee.

4.4 The applicant in Case No. 85/21 attended the hearing and, as his representative did not attend, requested a deferral.

4.5 RESOLVED: That after consideration of the information contained in the case papers and the information now reported, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
98/21	Review of a Hackney Carriage	Defer consideration of the case, at the request of the licence holder, as the Sub-Committee

	and Private Hire Driver's Licence	considers that the licence holder needed representation.
99/21	Application for a Private Hire Vehicle Licence	Refuse to grant a licence on the grounds that the applicant has not provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the policy on the age limit of vehicles.
85/21	Application for the renewal of a Hackney Carriage and Private Hire Vehicle Licence	Defer consideration of the case, at the request of the applicant, as the Sub-Committee considered that the applicant needed representation.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 15 November 2021

PRESENT: Councillors Karen McGowan (Chair), Roger Davison and Josie Paszek

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1. APOLOGIES FOR ABSENCE

1.1 No apologies for absence were received. Councillor Ann Woolhouse attended the meeting as a reserve Member, but was not required to stay.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

4.1 The Chief Licensing Officer submitted details in respect of three cases relating to hackney carriage and private hire licensing.

4.2 The applicant in Case No. 100/21 attended the meeting with a family friend, and they both addressed the Sub-Committee.

4.3 The applicant in Case No. 101/21 attended the hearing with a representative, and they both addressed the Sub-Committee

4.4 The applicant in Case No. 102/21 attended the hearing with a representative, and they both addressed the Sub-Committee.

4.5 RESOLVED: That, after consideration of the information in the case papers, the information now reported and, where relevant, the further information circulated prior to the hearing, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
100/21	Application to renew a Private Hire Vehicle Licence	Grant a licence for 12 months on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
101/21	Application to renew a Private Hire Vehicle Licence	Grant a licence up to 31 st March, 2022 on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
102/21	Application to extend a Hackney Carriage and Private Hire Driver's Licence	(a) Grant a licence for 12 months, as requested, on the grounds that the Sub-Committee considers the applicant to be a fit and proper person to hold a licence and (b) the applicant be given a written warning as to his future conduct, to remain live for the term of the 12 month licence just granted and the term of his next licence.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 16 November 2021

PRESENT: Councillors David Barker (Chair) and Ruth Milsom

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1. APOLOGIES FOR ABSENCE

1.1 No apologies for absence were received.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

4.1 The Chief Licensing Officer submitted details in respect of four cases relating to hackney carriage and private hire licensing.

4.2 The applicant in Case No. 103/21 attended the meeting with a representative, and they both addressed the Sub-Committee.

4.3 The applicant in Case No. 89/21 attended the meeting with a representative, and they both addressed the Sub-Committee.

4.4 The applicant in Case No. 104/21 did not attend the meeting but a representative did attend on his behalf and addressed the Sub-Committee.

4.5 The applicant in Case No. 105/21 attended the meeting and addressed the Sub-Committee.

4.6 RESOLVED: That, after consideration of the information contained in the case papers, and the information now reported and, where relevant, circulated at the meeting, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
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103/21	Application for a new Hackney Carriage Vehicle Licence	(a) Grant a licence for 12 months on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles and (b) due to previous defects found on the vehicle during MOT tests, the applicant be requested to arrange a Council Compliance test twice a year whilst the vehicle remains licensed with Sheffield City Council.
89/21	Application for the renewal of a Private Hire Vehicle Licence	Due to the fact that the vehicle was already over nine years old, grant a licence for seven months on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
104/21	Application for the renewal of a Hackney Carriage Vehicle Licence	Refuse to renew the licence on the grounds that the applicant has not provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
105/21	Application for the renewal of a Private Hire Vehicle Licence	Refuse to renew the licence on the grounds that the applicant has not provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 23 November 2021

PRESENT: Councillors David Barker (Chair) and Ann Woolhouse

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1. APOLOGIES FOR ABSENCE

1.1 An apology for absence was received from Councillor Sioned-Mair Richards.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

4.1 The Chief Licensing Officer submitted details in respect of three cases relating to hackney carriage and private hire licensing.

4.2 The applicant in Case No.106/21 attended the hearing with a colleague and they both addressed the Sub-Committee.

4.3 The applicant in Case No.107/21 attended the hearing and addressed the Sub-Committee.

4.4 The licence holder in Case No.90/21 attended the hearing and addressed the Sub-Committee.

4.5 RESOLVED: That, after consideration of the information contained in the case papers, and the information now reported and, where relevant, circulated at the meeting, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
106/21	Application for the renewal of a Private	Refuse to renew the licence on the grounds that the applicant has not provided sufficient

	Hire Vehicle Licence	evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
107/21	Application for the renewal of a Private Hire Vehicle Licence	Refuse to renew the licence on the grounds that the applicant has not provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
90/21	Review of a Hackney Carriage and Private Hire Driver's Licence	The suspension on the licence be lifted, but the licence holder be given a written warning as to his future conduct, to remain live for the term of the licence.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 30 November 2021

PRESENT: Councillors David Barker (Chair), Ruth Milsom and Josie Paszek

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1. APOLOGIES FOR ABSENCE

1.1 There were no apologies for absence.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

4.1 The Chief Licensing Officer submitted details in respect of four cases relating to hackney carriage and private hire licensing.

4.2 The licence holder in Case No.108/21 attended the hearing with a representative and they both addressed the Sub-Committee.

4.3 The applicant in Case No.93/21 attended the hearing with two representatives and they all addressed the Sub-Committee.

4.4 The applicant in Case No.110/21 attended the hearing with two representatives and they all addressed the Sub-Committee.

4.5 The applicant in Case No.111/21 did not attend the hearing and the Sub-Committee decided to proceed to consider the case in his absence.

4.6 RESOLVED: That, after consideration of the information contained in the case papers, and the information now reported and, where relevant, circulated at the meeting, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
108/21	Review of a Hackney Carriage and Private Hire Driver's Licence	The licence holder be given a written warning as to his future conduct, to remain live for the term of his current licence.
93/21	Application for the grant of a Hackney Carriage Vehicle Licence	Refuse to grant the licence on the grounds that the applicant has not provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
110/21	Application for the extension of a Private Hire Vehicle Licence	Extend the licence until 10 th June, 2022, on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
111/21	Application for the renewal of a Private Hire Vehicle Licence	Refuse to renew the licence on the grounds that the applicant has not provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 7 December 2021

PRESENT: Councillors David Barker (Chair), Roger Davison and Ann Woolhouse

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1. APOLOGIES FOR ABSENCE

1.1 There were no apologies for absence.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 **RESOLVED:** That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING – INDIVIDUAL CASES*

4.1 The Chief Licensing Officer submitted details in respect of three cases relating to hackney carriage and private hire licensing.

4.2 The applicant in Case No.112/21 attended the hearing with a representative and they both addressed the Sub-Committee.

4.3 The licence holder in Case No.98/21 attended the hearing with a representative and they both addressed the Sub-Committee.

4.4 The licence holder in Case No.07/21 attended the hearing with a representative and they both addressed the Sub-Committee.

RESOLVED: That, after consideration of the information obtained in the case papers, and the information now reported, the cases now submitted, be determined as follows: -

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
112/21	Application to	Grant a licence for the term

	extend a Hackney Carriage Vehicle and Private Hire Vehicle Licence	of 12 months from the date of issue on the grounds that the applicant has provided sufficient evidence to convince the Sub-Committee that there are unique and exceptional reasons to deviate from the current policy on the age limit of vehicles.
98/21	Review of a Hackney Carriage and Private Hire Driver's Licence	(a) Suspend the licence after 21 days under section 61 of the Local Government Act (Miscellaneous Provisions) 1976 until such time the licence holder completes 'The Introduction to the Role of Professional Private Hire and Taxi Driver' course and (b) The licence holder be given a written warning as to his future conduct, to remain live for the term of his current licence.
07/21	Review of a Hackney Carriage and Private Hire Driver's Licence	Reinstate the licence with immediate effect on the grounds that the Sub-Committee now considers the licence holder a fit and proper person to hold the licence.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 13 December 2021

PRESENT: Councillors Karen McGowan (Chair), Angela Argenzio and Dawn Dale

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1. APOLOGIES FOR ABSENCE

1.1 No apologies for absence were received. Councillor Josie Paszek attended as a reserve Member, but was not required to stay.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

4.1 The Chief Licensing Officer submitted details in respect of four cases relating to hackney carriage and private hire licensing.

4.2 The applicant in Case No.113/21 attended the hearing and addressed the Sub-Committee.

4.3 The licence holder in Case No.114/21 attended the hearing with a representative and they both addressed the Sub-Committee.

4.4 The applicant in Case No.115/21 did not attend the hearing and the Sub-Committee decided to proceed to consider the case in his absence.

4.5 The applicant in Case No.85/21 attended the hearing with a representative and they both addressed the Sub-Committee.

4.6 RESOLVED:- That, after consideration of the information contained in the case papers and, where relevant, additional information provided at the hearing, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
113/21	Application for the extension of a Hackney Carriage Vehicle Licence	Refuse to extend the licence on the grounds that the applicant has not provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
114/21	Review of a Hackney Carriage and Private Hire Vehicle Driver's Licence	Take no action.
115/21	Application for a Private Hire Vehicle Licence	Refuse to grant the licence on the grounds that the applicant did not attend the hearing to provide sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
85/21	Application for the renewal of a Hackney Carriage and Private Hire Vehicle Driver's Licence	Refuse to grant a licence on the grounds that, in the light of the offence now reported, the Sub-Committee does not consider the applicant to be a fit and proper person to hold a licence.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 14 December 2021

PRESENT: Councillors David Barker (Chair), Neale Gibson and Ruth Milsom

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1. APOLOGIES FOR ABSENCE

1.1 There were no apologies for absence. Councillor Mick Rooney attended as reserve Member, but was not required to stay.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3,1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

4.1 The Chief Licensing Officer submitted details in respect of four cases relating to hackney carriage and private hire licensing.

4.2 The applicant in Case No. 116/21 attended the meeting with a representative, and they both addressed the Sub-Committee.

4.3 The applicant in Case No. 117/21 attended the meeting with a representative, and they both addressed the Sub-Committee.

4.4 The applicant in Case No. 118/21 attended the meeting with a representative, and they both addressed the Sub-Committee.

4.5 The applicant in Case No. 119/21 attended the meeting with a representative, and they both addressed the Sub-Committee.

4.6 RESOLVED: That, after consideration of the information contained in the case papers, and the information now reported, and where relevant, circulated at the meeting, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
116/21	Application for a Hackney Carriage and Private Hire Driver's Licence	Refuse to grant a licence on the grounds that, in the light of the offence now reported, and the representations now made, the Sub-Committee did not consider the applicant to be a fit and proper person to hold a licence.
117/21	Application for the renewal of a Hackney Carriage and Private Hire Driver's Licence	(a) Grant a licence for two years, as requested, on the grounds that the Sub-Committee considers the applicant to be a fit and proper person to hold a licence and (b) the applicant be given a written warning as to his future conduct, to remain live for the term of the licence.
118/21	Application to extend a Hackney Carriage Vehicle Licence	Refuse to extend the licence on the grounds that the applicant had not provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.
119/21	Application to renew a Hackney Carriage Vehicle Licence	Refuse to renew the licence on the grounds that the applicant had not provided sufficient evidence to convince the Sub-Committee that there are exceptional reasons to deviate from the current policy on the age limit of vehicles.

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 21 December 2021

PRESENT: Councillors David Barker (Chair) and Roger Davison

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1. APOLOGIES FOR ABSENCE

1.1 Apologies for absence were received from Councillors Sioned-Mair Richards and Ann Woolhouse.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 5 on the agenda (item 4 of these minutes) on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING - INDIVIDUAL CASES

4.1 The Chief Licensing Officer submitted details in respect of four cases relating to hackney carriage and private hire licensing.

4.2 The licence holder in Case No. 121/21 attended the hearing with a representative, and they both addressed the Sub-Committee

4.3 The licence holder in Case No. 122/21 attended the hearing with a representative, and they both addressed the Sub-Committee

4.4 The licence holder in Case No. 123/21 attended the hearing with a representative, and they both addressed the Sub-Committee

4.5 The licence holder in Case No. 124/21 attended the hearing and addressed the Sub-Committee.

4.6 RESOLVED: That, after consideration of the information in the case papers, the information now reported and, where relevant, the further information circulated prior to the hearing, the cases now submitted be determined as follows:-

<u>Case No.</u>	<u>Licence Type</u>	<u>Decision</u>
121/21	Review of a Hackney Carriage and Private Hire Driver's Licence	The suspension on the licence be lifted, but the licence holder be issued with a written warning as to his future conduct, with such warning to remain live for the term of his current, and subsequent licence.
122/21	Review of a Hackney Carriage and Private Hire Driver's Licence	Immediately revoke the licence under Section 61 of the Local Government (Miscellaneous Provisions) Act 1976, as amended by Section 52 of the Road Safety Act 2006, on the grounds that the Sub-Committee considers the licence holder to be an immediate and ongoing risk to the public.
123/21	Review of a Hackney Carriage and Private Hire Driver's Licence	Immediately revoke the licence under Section 61 of the Local Government (Miscellaneous Provisions) Act 1976, as amended by Section 52 of the Road Safety Act 2006, on the grounds that the Sub-Committee considers the licence holder to be an immediate and ongoing risk to the public.
124/21	Review of a Hackney Carriage and Private Hire Driver's Licence	The suspension on the licence be lifted but the licence holder be issued with a written warning with regard to his future conduct, with such warning to remain live for the term of his current licence

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 4 January 2022

PRESENT: Councillors David Barker (Chair), Angela Argenzio and Lewis Chinchon

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1. APOLOGIES FOR ABSENCE

1.1 No apologies for absence were received. Councillor Joe Otten attended the meeting as a reserve Member, but was not required to stay.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 No items were identified where resolutions may be moved to exclude the public and press.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. LICENSING ACT 2003 - NALI EXPRESS, 132 NORTHERN AVENUE, SHEFFIELD, S2 2EH

4.1 The Chief Licensing Officer submitted a report on an application made under Section 17 of the Licensing Act 2003 for the grant of a premises licence in respect of the premises known as Nali Express, 132 Northern Avenue, Sheffield S2 2EH (Ref No. 01/22).

4.2 Present at the meeting were Karzan Ismaeel (Applicant), Sara Zouhane (Premises Manager), Nick Semper (Applicant's Representative), Leigh Schelvis (Objector's Representative), Hitesh Bokhiriya (Objector), Jayne Gough (Licensing Strategy and Policy Officer), Marie-Claire Frankie (Solicitor to the Sub-Committee) and John Turner (Democratic Services).

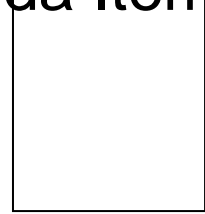
4.3 Prior to the presentation of the report, the applicant's representative stated that further to discussions held prior to the hearing between the applicant and the objector, the applicant had agreed to reduce the terminal hour at the premises to 22:00 hours, Monday to Sunday, and following this, the objector, as confirmed by his representative, had subsequently agreed to withdraw his objection.

(NOTE: As there were now no live objections, the application for a premises licence would be granted as requested.)

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**SHEFFIELD CITY COUNCIL
Committee Report**



Report of: Chief Licensing Officer Head of Licensing

Date: 31st January 2022

Subject: Review of Hackney Carriage Fares
(Local Government (Miscellaneous Provisions) Act 1976. Section 65.
Town Police Clauses Act 1847)

Author of Report: Clive Stephenson

Summary: To review the current maximum fares charged in Licensed Hackney
Carriage vehicles.

Background Papers: Not applicable

Category of Report: OPEN

Report of the Chief Licensing Officer and Head of Licensing Licensing Committee on 31ST January 2022

Request for increase in Hackney Carriage Fares

1.0 **Purpose**

1.1 To consider a request from two licensed Hackney Carriage drivers, and a trade association to increase the fares for journeys in Hackney Carriage Vehicles.

2.0 **Background**

2.1 Under Section 65 of the Local Government (Miscellaneous Provisions) Act 1976.

“A Council may fix the rates or fares within the district as well for time as distance, and all other charges in connection with the arrangements for hire of a vehicle, to be paid in respect of the hire of the hackney carriages by means of a table made or varied in accordance with the provisions of this section”

2.2 If the Council vary the fares (rates) in anyway then they must advertise those changes and allow 14 days for objections to the variations. If no objections are received the new fares will take effect not less than 14 days from when the advert was placed.

2.3 The current table of fares was determined by the Council in April 2016 and is attached at appendix A.

2.4 This review was postponed from a hearing of 20th December 2021, due to the tightening of restrictions under Covid Legislation.

3.0 **Received Increase Proposals**

3.1 The licensing service has received three separate requests for an increase in the current hackney carriage fares. Mr Ray Chappell, Mr Ibrar Hussain, and the Sheffield Taxi Trade Association have made representations. These representations are all attached at Appendix B.

3.2 The requestees have been notified and asked to attend the hearing to make representation to the Committee in relation to their request.

3.3 Comparisons of the requests which have stated an increase amount are shown in comparison to the current fares are listed below in 3.5.

3.4 The STTA increase of 4.8% has been added to the start up fee on the tariff only for this example.

3.5 Since the postponement of the original hearing the licensing service has received a submission from the STTA, this is attached at Appendix B

3.6 Examples of request against current fares:

Current Tariff		RC request £5 each trip	STTA 4.8%	I Hussain	
	First 100yds	First 100yds	First 100yds	First 100yds	
Day	£2.60	£7.60	£2.73	£3.10	
Night	£3.10	£8.10	£3.25	£3.50	Changed from 8pm start to 7pm
Waiting time	20p every 51 seconds	20p every 51 seconds	20p every 51 seconds	20p every 36 seconds	
Distance charges	20p every 220 till 10 miles Then 20p every 195 yards	20p every 220 till 10 miles Then 20p every 195 yards	20p every 220 till 10 miles Then 20p every 195 yards	20p every 220 till 10 miles Then 20p every 195 yards	
Extras	£2 Christmas Bank holiday £50 fouling Charge	£2 Christmas Bank holiday £50 fouling Charge	£2 Christmas Bank holiday £50 fouling Charge	£3 Christmas Bank holiday £50 fouling Charge 20p extra for Railway Station forecourt pick up.	A weekend rate from 7pm Friday to 7pm Sunday (Fare charge not specified in application)

3.6 The full examples of these and other examples of increases that can be considered are attached at Appendix D.

4.0 **Fare Calculations**

4.1 Hackney Carriage fare calculations are complex in nature. Fares are calculated by a meter within the vehicle. The meter charges on yards travelled by the vehicle. A guide to the calculation methods is attached at Appendix C.

5.0 **Financial implications**

5.1 Variations to the fares chart must be advertised in a local paper. The cost of the advertisement would be approximately £2000. All costs must be borne out of the Licensing Service (taxi and private hire budget).

5.2 There will be a small charge levied on drivers/owners of licensed hackney carriages to have their meters in the vehicle altered to reflect any change in the fare charging systems. This cost is to the Meter companies and their agents who complete the meter change over.

6.0 **Consultation**

- 6.1 The report was advertised on the Council website prior to the meeting. All trade representatives were sent a copy of the report.
- 6.2 The three requestees have been invited to the meeting to give evidence.
- 6.3 Hackney Carriage fares reviews in future will form part of the Hackney Carriage Policy review which will be reviewed on a regular basis with full consultation periods.

7.0 **Recommendations**

- 7.1 The Committee consider the requests made, and any representations made to them.
- 7.2 If they are minded to amend fares that they consider one of the options attached in appendix D.
- 7.3 The charge currently advertised on the fares for use of a credit or debit card, should be removed as it is no longer legal to make such charges.

8.0 **Options**

- 8.1 Vary the hackney carriage fares. Stating the variation, they wish to set.
- 8.2 Make no changes to the current fares, apart from the removal of the charge notice at 7.3.
- 8.3 Full reasons of any decision should be given.

Steve Lonnia

Steven Lonnia
Chief Licensing Officer
Head of Licensing Service

31ST January 2022

Appendix A

Current fares table

TABLE OF FARES

The fares detailed below are the **MAXIMUM** fares, which may be charged.

FIRST 100 YARDS (91.4 metres)

Tariff 1	(7.00 AM UNTIL 8.00 PM) Day	£2.60
Tariff 2	(8.00 PM UNTIL 7.00 AM) Night	£3.10

Then 20p for every 60 yards (54.86m) travelled up to 160 yards (146.30 metres)

Then 20p for every 220 yards (201.17 meters) yards up to 17600 yards 10 miles (16093 metres). Then 20p for every 195 yards (178.31 meters) thereafter.

Waiting time

For every 51 Seconds the cab is kept waiting **20p**

Waiting time is calculated once the vehicle is stood or travelling at less than 8 miles per hour.

Extras

Each hiring begun between 6.00 pm on 24th December and 6.00 am on 27th December and between 6.00 pm on 31st December and 6.00 am on 2nd January. **£2**

Fouling the vehicle - MAXIMUM charge **£50**

Credit & Debit Card Charges.

50p may be added to the fare where payments are made using a credit or debit card and the fare is below £10.00

Notes for passengers:

Any journey carried out in this vehicle whether pre booked (private hire) or hailed the driver must engage the meter for each journey.

Journeys that end outside of the district of Sheffield

Drivers may ask for you to agree a fare when the fare ends outside the district of Sheffield. If you agree this fare then the driver **must still engage the meter**. If the metered fare at the end of your journey is less than that agreed then you may pay the metered fare only. (LGMP Act 1976 S66, Byelaw 19 (b) TPC ACT S54 & S55) If the meter fare is more than agreed you pay the agreed fare only.

The driver of this vehicle must produce a copy of the byelaws to you on request.

The driver of this vehicle must display within the vehicle his identification, and must always wear the badge as issued by Sheffield City Council.

Enquiries or complaints about taxis or their drivers should be made to:-

Licensing Service Sheffield City Council, Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD. Telephone 0114 2736937 Head of Licensing (August 2016)

Appendix B

Requests

REQUEST FROM Mr R Chappell

From: ray chappell

Sent: 31 August 2021 16:56

To: Licensing(Taxi) TaxiLicensing@sheffield.gov.uk

Subject: Fare increase

Hi, I wish to propose a fare increase. We have not had one for many years and certainly not a significant one. Licensing Authorities throughout the country are pressing us to go electric but, with the fares as they are there is little incentive. You are aware that Uber surge their prices when it gets busy and even City cars recently raised their prices (half again)during Tramlines. In Sheffield Hackney carriages are left behind with very old fares despite increases in expenses. please pass my request on to the Licensing committee, regards Ray chappell (HC 585)

From: Licensing(Taxi) <TaxiLicensing@sheffield.gov.uk>

Sent: Monday, September 6, 2021 3:31:11 PM

To: 'ray chappell

Subject: RE: Fare increase

Dear Mr Chappell

Thank you for your email. Prior to being able to submit a report to the full licensing committee in respect of your request for a fares increase could you please supply some further information as to the reason for the request, how much an increase would be requested, and the current running costs, of a Hackney Carriage in Sheffield. This would aid consideration for the Committee when making a decision on the need for an increase in fares.

You should note that this is the information that was requested the last time an application was made for an increase and was recorded by the Committee. It is the starting point for a consideration of Fares, increases. I note that it has been some time since the last increase was introduced, so I would assume that the information as to the difference in running costs would be considerable and easily evidenced from the drivers /owners prospective , The resolution of the committee, is below,

From: ray chappell

Sent: Wednesday, September 8, 2021 11:01:33 AM

To: Licensing(Taxi) <TaxiLicensing@sheffield.gov.uk>

Subject: Re: Fare increase

Hi, seeing that you have the expenses from previous years I will not be going through all that.Costs generally go up not down .The committee know that council Fee's have risen since then. The real Elephant in the Room is the cost of an EV Taxi, 60 K for a TXE and 48K for a Dynamo. You are talking £900 per month over 5 years. Leasing is similar figures. I hear that many cabbies have already handed back their hackney vehicle licenses, this tells you that they are not viable at the moment. A fare increase may help matters. regards Ray chappell

Hi,the increase I would request is £5 per journey which can be specified as a consequence of going green., thanks ray chappell

Request from Mr Ibrar Hussain

I request and submit my hackney carriage fare increase including 20p on every station pick job too, and we can work out the real details in discussion please.

Ibrar Hussain
Cab driver

Hi Clive,

I have not received your email about committee meeting for fare increase, and I await the full report. I would be grateful if you could assist me with the following:

Daytime fare increase from £2.60 to £3.10 what percentage increase is that?

Night-time fare increase from £3.10 to £3.50,

Waiting time from current rate 51seconds to 36seconds, £20 an hour,

Change: Night time rate instead of 8pm to 7pm till 7am, & Daytime rate 7am till 7pm,

For station permit holder only to charge on every fare, 20p to recoup cost for station permit,

Weekend rate throughout from Friday 7pm till Sunday 7pm

Christmas and New year charges extras from £2 increase to £3.

All drops in 20p

Ibrar Hussain

Request from
Sheffield Taxi Trade Association

From: [Hafeas](#)

Sent: 27 October 2021 13:49

To: Craig Harper

Subject: Taxi Fare

Hi Craig,

hope all is well with you.

Over the last few weeks, we have had several requests from our members for a fare increase.

We have spoken to the local agent for taxi meter company about having a look at our proposal, we are waiting for their reply.

However, we request we are requesting an increase in line with the recent railway fare increase of 4.8%.

Please advice

STTA Proposal for Hackney Carriage Fare Increase

Current Tariff				
<u>Day</u>	<u>Night</u>	<u>Waiting Time</u>	<u>Distance Charge</u>	<u>Extras</u>
-	-	£0.20	£0.20	-
£2.60	£3.10	every 51 secs	every 220 yds Then £0.20 every 191 yds	£2 Xmas Bank Holiday £50 Foul Charge

Proposed Tariff - increase across the board				
<u>Day</u>	<u>Night</u>	<u>Waiting Time</u>	<u>Distance Charge</u>	<u>Extras</u>
-	-	£0.20	£0.20	-
£2.80	£3.30	every 48 secs	every 195 yds £0.20 every 176 yds	£2.10 Xmas Bank Holiday* £50.00 Foul charge

*To include all Bank Holidays

10 mile Example		
	Current Tariff	Proposed
Pick up	£2.60	£2.80
10 miles	£16.00	£18.05
Total	£18.60	£20.85

Mileage	Yardage	Start up	Start up					No of meter turns
		day	Night	Daytime	Night			
		£2.80	£3.30					
1	1760	£4.61	£5.11	9.76%	£0.41	8.72%	£0.41	9
2	3520	£6.41	£6.91	10.52%	£0.61	9.63%	£0.61	18
3	5280	£8.22	£8.72	11.02%	£0.82	10.32%	£0.82	27
4	7040	£10.02	£10.52	11.34%	£1.02	10.74%	£1.02	36
5	8800	£11.83	£12.33	11.56%	£1.23	11.04%	£1.23	45
6	10560	£13.63	£14.13	11.73%	£1.43	11.27%	£1.43	54
7	12320	£15.44	£15.94	11.85%	£1.64	11.44%	£1.64	63
8	14080	£17.24	£17.74	11.95%	£1.84	11.58%	£1.84	72
9	15840	£19.05	£19.55	12.04%	£2.05	11.69%	£2.05	81
10	17600	£20.85	£21.35	12.10%	£2.25	11.79%	£2.25	90
11	19360	£22.86	£23.36	12.04%	£2.46	11.75%	£2.46	100
12	21120	£24.86	£25.36	11.99%	£2.66	11.72%	£2.66	110
13	22880	£26.87	£27.37	11.94%	£2.87	11.70%	£2.87	120
14	24640	£28.87	£29.37	11.91%	£3.07	11.68%	£3.07	130
15	26400	£30.88	£31.38	11.87%	£3.28	11.66%	£3.28	140
16	28160	£32.88	£33.38	11.84%	£3.48	11.65%	£3.48	150
17	29920	£34.89	£35.39	11.82%	£3.69	11.63%	£3.69	160
18	31680	£36.89	£37.39	11.79%	£3.89	11.62%	£3.89	170
19	33440	£38.90	£39.40	11.77%	£4.10	11.54%	£4.10	180
20	35200	£40.85	£41.35	11.62%	£4.25	11.46%	£4.25	190
		Average Increase		11.60%	11.20%			

Average proposed increase based on over 5 years is 2.32% and 2.24% day and night respectively.

Rate of Inflation

Year	Rate of Inflation
2017	2.68%
2018	2.48%
2019	1.79%
2020	0.85%
2021	4.20%
Average	2.40%

Fuel Price

Year	Fuel Price – November
2017	122.6
2018	135.9
2019	130.4
2020	117.2
2021	150.5
% Increase in fuel	18.54%
% Yearly increase	3.71%

All figures taken from AA Website: theaa.com

Over the last five years (from 2017 to 2021) the average yearly rate of inflation is 2.40%

During the same period, we have witnessed rise in fuel by 18.54%, this equates to an average yearly increase of 3.71%.

The average taxi journey is approximately 3 miles based on our proposal this would mean a gain of £0.82, this equates to an increase of 11.02% and 10.32% day and night rates respectively.

If we take into consideration that there has been no fare increase for over 5 years, then this equates to an average yearly increase of 2.20% and 2.06% respectively.

If we did the same for a 20mile journey, then the average yearly increase over 5 years is 2.32% and 2.24% respectively.

Buses – in June 2021 SYPT increased bus fares by 5%.

Railway – rail companies increase fares each (and every) year by RPI + 1%, in 2021 rail fares were increased by 4.8%

The level of increase that we are requesting is reasonable, below average yearly increase by other public transport, below the average rate of inflation and below the average fuel cost.

We propose an addition of £1.00 per hire between the hours of 10pm – 6am on Friday & Saturday nights. This is to encourage drivers to work the late shift.

We also propose extra charges for all Bank Holidays throughout the year and not just over the festive period as it is currently.

Something similar is already implemented by local private hire companies and some of the app-based companies charge a 'surcharge' during busy periods to encourage drivers to continue to work and complete jobs. We are requesting a very small nominal extra charge in comparison to private hire companies, for example what would normally be a ten-pound fare customers' have been charged sixty pounds for the same journey during 'surge' prices. We urge members to download one of these apps and test it for themselves during busy periods.

We believe and agree that future fare reviews should be part of the Hackney Carriage Policy, our members would like to see a yearly increase on fare based on inflation rate plus 1%, similar to that of rail and bus fares.

This is not just a request for the sake of one but there is a dire need to consider all factors associated currently with what is affecting Hackney Carriages and why taxi drivers are leaving causing a shortfall.

If we are to retain the number of hackney carriage drivers for the future, this proposal will give confidence to drivers when they have to consider changing to 'greener/cleaner' vehicles. As it stands currently it is more financially viable to invest in a private hire vehicle, its cheaper to purchase and running costs are lower, hence we have witnessed many Hackney Carriage drivers move over to private hire industry.

APPENDIX C

How fares are Calculated

HACKNEY CARRIAGE FARE CALCULATIONS AND FORMULAS

- The meter uses the signal (or distance) pulses from the vehicle, which comes from a transducer (a unit that converts movement to electrical pulses) which is connected to some part of the drive mechanism. The transducer in the vehicle converts vehicle movement to distance pulses which is used to show speed/distance on the speedometer / odometer
- Fares are charged in a way that the charge is added prior to the distance or part distance travelled by each “pulse”.
 - A simple equation of this is: If the fares were 10p per 100 yards and if the vehicle travelled up to 100 yards the cost would be 10p. If the vehicle travelled 101 yards the cost would be 20p for any distance between 101 – 200 yards.
- The increases are calculated by reducing the yards travelled before the next “drop” of the meter. If the proposals in section 3 were accepted and the increments moved from 30p to 20p the number of yards travelled per pulse would reduce from 346 yards, up to 10 miles to 225 yards and reduces the over 10 miles from 285 yards to 193 yards.
- Percentage increases are very difficult to calculate as can be seen from the examples given in the appendices.
- In Appendix C are some examples of calculations in different way to alter fares, and the differences of reduction of yardage per pulse and increments would affect the costs of hiring a hackney carriage vehicle.
 - These include some rough calculations of what the % increase is per unit and miles and an average of the overall effect and %.
- **Waiting time calculations**
- Waiting time is calculated by the meter, and starts when the meter is engaged, and the vehicle drops below 8 mph. The meter does not calculate the time it calculates the distances. It reduces the yardage to the next drop by calculating the time it takes to travel that distance at the speed it is traveling.
- The current waiting time equates to £14.20 per hour. Which is calculated as 20p for every 51 seconds the cab is moving slowly or is kept waiting at a standstill.
- None of the current request have indicated that they wish to increase this.
- This would have to be recalculated if the pence per drop were to change.

How to calculate a hackney carriage fare – and increases

Firstly you need to know the yardage of the 1st drop of the meter.

For this exercise we will use the 100 yards as the first drop.

For instance then the price shown when entering a cab is the price for the first 100 yards for this example that will be £1.00 this is the start-up fare.

To calculate how much a mile and so on will cost in fares you
Minus the start-up yardage 100 yards

From 1 mile – 1760 yards

= 1660 yards you then need to divide this number by the cost per drop (20p in this example

$1660 / 0.20 = 8.3$ drops of the meter per mile, this is always rounded up as the driver gets paid up front for yards to be travelled = 9

To gain the cost of the mile, is $9 \times 0.20 = £1.80$ plus your start-up cost of £1.00 = £2.80 for the 1st mile.

This is then repeated per mile,
 $3520 - 100 / 0.20 \times 18 \times 0.20 = £3.60$

Waiting Time Calculations

1 hour in Seconds = 3600 (60 x 60)

Divide the hour seconds by the current waiting time, then times the (rounded) figure by the charge 20p for example. This will give you the current waiting cost per hour.

Currently this is

$$3600 / 51 = 71 \times 0.20 = £14.20$$

If you wish to increase it to £16.00 per hour you have to calculate the numbers of “drops” in 1 hour to achieve this.

This is done by

3600 seconds / SEC currently (51) seconds = no of drops per hour, then x by cost per SEC

$$3600 / 45 = 80 \text{ drops} \times 0.20\text{p} = £16.00 \text{ per hour}$$

So the charge on the chart would read 20p for every 45 seconds the cab is kept waiting.

APPENDIX D

Example Calculations of Fares

Current Fares

Yards	Drop Yardage	Start up Miles	DAY £2.60	NIGHT £3.10	Drops per Mile No of Drops
1760	1701	1	£4.20	£4.70	8
3520	3461	2	£5.80	£6.30	16
5280	5221	3	£7.40	£7.90	24
7040	6981	4	£9.00	£9.50	32
8800	8741	5	£10.60	£11.10	40
10560	10501	6	£12.20	£12.70	48
12320	12261	7	£13.80	£14.30	56
14080	14021	8	£15.40	£15.90	64
15840	15781	9	£17.00	£17.50	72
17600	17541	10	£18.60	£19.10	80
19360	19296	11	£20.40	£20.90	89
21120	21051	12	£22.20	£22.70	98
22880	22806	13	£24.00	£24.50	107
24640	24561	14	£25.80	£26.30	116
26400	26316	15	£27.60	£28.10	125
28160	28071	16	£29.40	£29.90	134
29920	29826	17	£31.20	£31.70	143
31680	31581	18	£33.00	£33.50	152
33440	33336	19	£34.80	£35.30	161
35200	35091	20	£36.60	£37.10	170

Yardage Drops are:

1 – 17600: 220

17601 +: 195

I Hussain Proposed Increase

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Yards	Drop Yardage	Miles	Start up	7am	7pm	7pm	7am	Drops per Mile	
			Day	Night	% Increase	£ inc	% Increase		£ inc
			£3.10	£3.50	Daytime		Night	No of Drops	
1760	1701	1	£4.70	£5.10	10.50%	£0.50	8.0%	£0.40	8
3520	3461	2	£6.30	£6.70	8.00%	£0.50	7.5%	£0.50	16
5280	5221	3	£7.90	£8.30	6.40%	£0.50	4.9%	£0.40	24
7040	6981	4	£9.50	£9.90	5.30%	£0.50	4.0%	£0.40	32
8800	8741	5	£11.10	£11.50	4.50%	£0.50	3.5%	£0.40	40
10560	10501	6	£12.70	£13.10	4.00%	£0.50	3.1%	£0.40	48
12320	12261	7	£14.30	£14.70	3.50%	£0.50	2.7%	£0.40	56
14080	14021	8	£15.90	£16.30	3.20%	£0.50	2.5%	£0.40	64
15840	15781	9	£18.50	£17.90	2.70%	£0.50	2.2%	£0.40	72
17600	17541	10	£19.10	£19.50	2.60%	£0.50	2.1%	£0.40	80
19360	19296	11	£20.90	£21.30	2.40%	£0.50	1.9%	£0.40	89
21120	21051	12	£22.70	£23.10	2.20%	£0.50	1.7%	£0.40	98
22880	22806	13	£24.50	£24.90	2.00%	£0.50	1.6%	£0.40	107
24640	24561	14	£26.30	£26.70	1.90%	£0.50	1.5%	£0.40	116
26400	26316	15	£28.10	£28.50	1.80%	£0.50	1.4%	£0.40	125
28160	28071	16	£29.90	£30.30	1.70%	£0.50	1.3%	£0.40	134
29920	29826	17	£31.70	£32.10	1.60%	£0.50	1.3%	£0.40	143
31680	31581	18	£33.50	£33.90	1.50%	£0.50	1.2%	£0.40	152
33440	33336	19	£35.30	£35.70	1.40%	£0.50	1.1%	£0.40	161
35200	35091	20	£37.10	£37.50	1.40%	£0.50	1.1%	£0.40	170

Yardage Drops are

1 – 17600: 220

17601 +: 195

R Chappell - £5 on each Journey

Yards	Drop Yardage	Start up	Day	Night	Drops per Mile		No of drops
		Miles	£7.60	£8.10	% increase	£ inc	
1760	1701	1	£9.20	£9.70	55%	5.00	8
3520	3461	2	£10.80	£11.30	47%	5.00	16
5280	5221	3	£12.40	£12.90	41%	5.00	24
7040	6981	4	£14.00	£14.50	36%	5.00	32
8800	8741	5	£15.60	£16.10	32%	5.00	40
10560	10501	6	£17.20	£17.70	29%	5.00	48
12320	12261	7	£18.80	£19.30	27%	5.00	56
14080	14021	8	£20.40	£20.90	25%	5.00	64
15840	15781	9	£22.00	£22.50	23%	5.00	72
17600	17541	10	£23.60	£24.10	21%	5.00	80
19360	19296	11	£25.40	£25.90	20%	5.00	89
21120	21051	12	£27.20	£27.70	19%	5.00	98
22880	22806	13	£29.00	£29.50	17%	5.00	107
24640	24561	14	£30.80	£31.30	16%	5.00	116
26400	26316	15	£32.60	£33.10	15%	5.00	125
28160	28071	16	£34.40	£34.90	15%	5.00	134
29920	29826	17	£36.20	£36.70	14%	5.00	143
31680	31581	18	£38.00	£38.50	13%	5.00	152
33440	33336	19	£39.80	£40.30	13%	5.00	161
35200	35091	20	£41.60	£42.10	12	5.00	170

Yardage Drops are

1 – 17600: 220

17601 +: 195

Officer Example £5 first mile, then ¼ mile drops at .40p

Yards	Drop Yardage	Start up	Day	Night	Drops per Mile		
		Miles	£5.00	£5.50	% Increase	£ inc	No of Drops
3520	3081	2	£6.60	£7.10	12	0.80	4
5280	4841	3	£8.20	£8.70	9.9	0.80	8
7040	6601	4	£9.80	£10.30	8.1	0.80	12
8800	8361	5	£11.40	£11.90	7	0.80	16
10560	10121	6	£13.00	£13.50	6.2	0.80	20
12320	11881	7	£14.60	£15.10	5.5	0.80	24
14080	13641	8	£16.20	£16.70	4.9	0.80	28
15840	15401	9	£17.80	£18.30	4.5	0.80	32
17600	17583	10	£19.00	£19.50	2.1	0.40	35
19360	19161	11	£21.40	£21.90	4.7	1.00	41
21120	21161	12	£23.40	£23.90	5.1	1.20	46
22880	22761	13	£25.00	£25.50	4	1.00	50
24640	24361	14	£26.60	£27.10	3	0.80	54
26400	26361	15	£28.60	£29.10	3.5	1.00	59
28160	27961	16	£30.20	£30.70	2.7	0.80	63
29920	29561	17	£31.80	£32.30	1.9	0.60	67
31680	31561	18	£33.80	£34.30	2.4	0.80	72
33440	33161	19	£35.40	£35.90	1.7	0.60	76
35200	35161	20	£37.40	£37.90	2.2	0.80	81

Yardage Drops are

1-17600: 440 x 0.40p

17601: 400 x 0.40p

Officer Example £5 first mile 1/4 (440) mile drops & 330 yds (40p)

Yards	Drop Yardage	Start up	Day	Night	Drops per Mile		
		Miles	£5.00	£5.50	% Increase	£ inc	No of Drops
3520	3081	2	£6.60	£7.10	12	0.80	4
5280	4841	3	£8.20	£8.70	9.9	0.80	8
7040	6601	4	£9.80	£10.30	8.1	0.80	12
8800	8361	5	£11.40	£11.90	7	0.80	16
10560	10121	6	£13.00	£13.50	6.2	0.80	20
12320	11881	7	£14.60	£15.10	5.5	0.80	24
14080	13641	8	£16.20	£16.70	4.9	0.80	28
15840	15401	9	£17.80	£18.30	4.5	0.80	32
17600	17583	10	£19.00	£19.50	2.1	0.40	35
19360	19261	11	£22.20	£22.70	8.1	1.80	43
21120	21061	12	£24.60	£25.10	9.8	2.40	49
22880	22861	13	£27.00	£27.50	11.1	3.00	55
24640	24361	14	£29.00	£29.50	11	3.20	60
26400	26161	15	£31.40	£31.90	12.1	3.80	66
28160	27961	16	£33.80	£34.30	13	4.40	72
29920	29761	17	£36.20	£36.70	13.8	5.00	78
31680	31561	18	£38.60	£39.10	14.5	5.60	84
33440	33361	19	£41.00	£41.50	15.1	6.20	90
35200	35161	20	£43.40	£43.90	15.7	6.80	96

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Yardage Drops are:

1-17600: 440 x 0.40p

17601 +: 330 x 0.40p

Officer example shortened drops to 200-190

Yards	Drop Yardage	Start up	Day	Night	Drops per Mile		
		Miles	£2.60	£3.10	% Increase	£ inc	No of Drops
1760	1561	1	£4.20	£4.70	0	0.00	8
3520	3361	2	£6.00	£6.50	3.5	0.20	17
5280	5161	3	£7.80	£8.30	3.8	0.40	26
7040	6961	4	£9.60	£10.10	6.6	0.60	35
8800	8761	5	£11.40	£11.90	7	0.40	44
10560	10361	6	£13.00	£13.50	6.2	0.80	52
12320	12161	7	£14.80	£15.30	6.8	1.00	61
14080	13961	8	£16.60	£17.10	4.8	0.60	70
15840	15761	9	£18.40	£18.90	7.6	1.40	79
17600	17561	10	£20.20	£20.70	7.9	1.60	88
19360	19271	11	£22.00	£22.50	9.1	1.60	97
21120	20981	12	£23.80	£24.30	6.7	1.60	106
22880	22691	13	£25.60	£26.10	6.3	1.60	115
24640	24591	14	£27.60	£28.10	6.5	1.80	125
26400	26301	15	£29.40	£29.90	6.1	1.80	134
28160	28011	16	£31.20	£31.70	5.8	1.80	143
29920	29911	17	£33.20	£33.70	6	2.00	153
31680	31621	18	£35.00	£35.50	5.9	2.00	162
33440	33331	19	£36.80	£37.30	5.5	2.00	171
35200	35041	20	£38.60	£39.10	5.3	2.00	180

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Yardage Drops are:

1-17600: 200 x 0.20p
 17601 +: 190 x 0.20p

Officer Example 25p drops, each drop increased by 5p

		Start up	Day	Night			Drops per Mile
Yards	Drop Yardage	Miles	£2.60	£3.10	% Increase	£ inc	No of Drops
1760	1701	1	£4.60	£5.10	8.5%	£0.40	8
3520	3461	2	£6.60	£7.10	12.0%	£0.80	16
5280	5221	3	£8.60	£9.10	14.0%	£1.20	24
7040	6981	4	£10.60	£11.10	15.0%	£1.60	32
8800	8741	5	£12.60	£13.10	16.0%	£2.00	40
10560	10501	6	£14.60	£15.10	16.5%	£2.40	48
12320	12261	7	£16.60	£17.10	16.8%	£2.80	56
14080	14021	8	£18.60	£19.10	17.2%	£3.20	64
15840	15781	9	£20.60	£21.10	17.5%	£3.60	72
17600	17541	10	£22.60	£23.10	17.8%	£4.00	80
19360	19301	11	£24.60	£25.10	17.9%	£4.20	88
21120	21061	12	£26.60	£27.10	16.5%	£4.40	96
22880	22821	13	£28.60	£29.10	16.1%	£4.60	104
24640	24581	14	£30.60	£31.10	15.7%	£4.80	112
26400	25341	15	£32.60	£33.10	15.4%	£5.00	120
28160	28101	16	£34.60	£35.10	15.0%	£5.20	128
29920	29861	17	£36.60	£37.10	14.8%	£5.40	136
31680	31621	18	£38.60	£39.10	14.5%	£5.60	144
33440	33381	19	£40.60	£41.10	14.3%	£5.80	152
35200	35141	20	£42.60	£43.10	14.0%	£6.00	160

Yardage Drops are:

1-17600: 220 x 0.25p

17601 +: 195 x 0.25p

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