

Sandwell Metropolitan Borough Council

21 July, 2015

**Annual Report of the Licensing (Miscellaneous) Committee for the
2014-2015 Municipal Year**

1. Summary Statement

1.1 The Licensing (Miscellaneous) Committee is established by Council each year. Its purpose is to determine all matters in relation to the Council's powers and duties under the following Acts and Regulations:-

Town Police Clauses Act 1847;
Local Government (Miscellaneous Provisions) Act 1976;
House to House Collections Act 1939;
Local Government (Miscellaneous Provisions) Act 1982;
The Police, Factories etc. (Miscellaneous Provisions) Act 1916;
Consumer Credit Act 1974;
Safety of Sports Grounds Act 1975;
Part II of the Local Government (Miscellaneous Provisions) Act 1972
Vehicles (Crime) Act 2001 (Part 1) Motor Salvage Operators Regulations 2002

1.2 The key benefits of the Licensing (Miscellaneous) Committee can be seen as:-

- the protection of public health and safety;
- the establishment of professional and respected hackney carriage and private hire trades.

1.3 The Committee is required to submit an annual report to Council each year which details activities undertaken throughout the year and identifies outcomes of the Committee.

2. Recommendation

- 2.1 That the annual report of the Licensing (Miscellaneous) Committee for the 2014-2015 Municipal Year be received.

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3. Strategic Resource Implications

- 3.1 There are no strategic resource implications arising from this report.

4. Legal and Statutory Implications

- 4.1 In making its decisions, the Committee considers the following elements of the Human Rights Act 1998:-

- i) Article 6 which states that in determination of a person's civil rights and obligations, everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law;
- ii) Article 8 which states that everyone has the right to respect for his private and family life, his home and his correspondence;
- iii) Part II, Article 1 of the Act which states that every natural or legal person is entitled to the peaceful enjoyment of his possessions. No one shall be deprived of his possessions except in the public interest and subject to the conditions provided for by law and by the general principles on international law.

5. Implications for the Council's Scorecard Priorities

- 5.1 The Licensing process contributes to the scorecard priority of Great Prospects by making opportunities available for employment locally. The service indirectly supports great prospects by investing in business, people and jobs.
- 5.2 Through the provision of the Private Hire and Hackney Carriage licensing service, the Licensing Section is committed to contributing to the Scorecard Priority of Great Place.
- 5.3 The Committee carries out its role with a view to ensuring the public are kept safe from harm.

6. Background Details

- 6.1 The annual report 2014-2015 is attached.