

Subject:	Increase Rawtenstall Bus Station HC stand from 4 to 10 spaces, change times of operation.	Status:	For Publication
Report to:	Licensing Committee	Date:	28 th February 2012
Report of:	Director of Business	Portfolio Holder:	Environmental Services
Key Decision:	<input type="checkbox"/> Forward Plan <input type="checkbox"/>	General Exception	<input type="checkbox"/> Special Urgency <input type="checkbox"/>
Community Impact Assessment:	Required: Yes	Attached:	No
Biodiversity Impact Assessment	Required: Yes	Attached:	No
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1.	RECOMMENDATION(S)
1.1	It is recommended that the Licensing Committee determine to appoint a hackney carriage stand for ten hackney carriages at the Bus Station on Bacup Road, Rawtenstall under section 63 of the Local Government (Miscellaneous Provisions) Act 1976.
1.2	It is further recommended that the hackney carriage stands hours of operation should be Monday to Sunday, 23.30 to 05.30.
1.3	The Licensing Committee are recommended to delegate all matters relating to the appointment of the hackney carriage stand to the Public Protection Manager in consultation with the Chair of Licensing.

2. PURPOSE OF REPORT

- 2.1 To request the Committee agree to increase the current hackney carriage stand for 4 hackney carriages at the Bus Station in Bacup Road, Rawtenstall by formally appointing a hackney carriage stand for ten hackney carriages under section 63 of the Local Government (Miscellaneous Provisions) Act 1976.
- 2.2 To request the Committee agree to an operation time for the said hackney carriage stand from 23.30 to 05.30.
- 2.3 To request the Committee delegate all matters relating to the appointment of the hackney carriage stand to the Public Protection Manager in consultation with the Chair of Licencing..

3. CORPORATE PRIORITIES

- 3.1 The matters discussed in this report impact directly on the following corporate priorities:
 - **A clean and green Rossendale** – creating a better environment for all.
 - **A healthy and successful Rossendale** – supporting vibrant communities and a strong economy.
 - **Responsive and value for money local services** – responding to and meeting the different needs of customers and improving the cost effectiveness of services.

4. RISK ASSESSMENT IMPLICATIONS

- 4.1 All the issues raised and the recommendation(s) in this report involve risk considerations as set out below:
 - There are no specific risk issues for members to consider arising from this report.

5. BACKGROUND AND OPTIONS

- 5.1 Rossendale Borough Council licences hackney carriage drivers and vehicles, and private hire drivers, vehicles and operators under the provisions of the Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976.
- 5.2 Private hire drivers and vehicles are operated through private hire operators and are not permitted to ply for hire or wait on hackney carriage stands.
- 5.3 Hackney carriages are one of the oldest forms of public transport and an important part of the overall passenger transport infrastructure of the country. Hackney carriages can ply for hire in a street or other public places and indeed, by virtue of bye-laws within the Borough of Rossendale, are obliged to return to a hackney carriage stand after completing each hire.
- 5.4 The adoption of a taxi stand makes it an offence under Section 64 of the Local Government (Miscellaneous Provisions) Act 1976 for any person to cause or permit any vehicle other than a hackney carriage to wait on any stand for hackney carriages during any period for which that stand has been appointed, or is deemed to have been appointed, by a district council under the provisions of section 63 of the Act.
- 5.5 Current details of hackney carriage stands appointed under section 63 of the Local Government (Miscellaneous Provisions) Act 1976 by Rossendale Borough Council are appended at Appendix A.
- 5.6 The current hackney carriage stand at the Bus Station on Bacup Road, Rawtenstall, is a stand for 4 hackney carriage vehicles between the hours of 23.00 and 05.00 Monday to Sunday on stands D and E. This stand was appointed on 22nd October 1982.
- 5.7 Due to a recent change to the operation of the bus times which impacts on the operation of the hackney carriage stand, it is proposed to re-appoint the hackney carriage stand for 10 vehicles spanning from stand D to H (Appendix B) of the Bus Station and change the time of operation to 23.30 to 05.30 Monday to Sunday.

COMMENTS FROM STATUTORY OFFICERS:

6. SECTION 151 OFFICER

- 6.1 There are no specific financial implications

7. MONITORING OFFICER

- 7.1 The Council must make a decision based on all relevant information and following consideration of all relevant Council policies.

8. HEAD OF PEOPLE AND POLICY (ON BEHALF OF THE HEAD OF PAID SERVICE)

- 8.1 There are no specific human resources implications.

9. CONSULTATION CARRIED OUT

- 9.1 Rossendale Transport Limited – Correspondence at Appendix C

10. CONCLUSION

- 10.1 To consider the report and to make the appropriate determination.

There is no background papers (*delete where applicable*)

Appendices	
Document	Appendix Number
Hackney carriage stands appointed under section 63 of the Local Government (Miscellaneous Provisions) Act 1976 by Rossendale Borough Council	<i>Appendix A</i>
Site Plan	<i>Appendix B</i>
Correspondence between RBC and Rossendale Transport Limited	<i>Appendix C</i>