



RHONDDA CYNON TAF COUNCIL

RECORD OF DECISIONS OF THE EXECUTIVE

DECISION MADE BY: Cabinet DATE DECISION MADE: 24 September, 2019

Cabinet Members Present:

Councillor A Morgan (Chair), Councillor M Webber (Vice-Chair),
Councillor R Bevan, Councillor G Hopkins, Councillor M Norris,
Councillor J Rosser, Councillor R Lewis and Councillor C Leyshon

Apologies for Absence:

Councillor A Crimmings

Other Councillor(s) in Attendance:-

Councillor E Webster

Agenda Item : 10

**SUBJECT: NEW POLICY GUIDANCE ON RELEVANCE OF CONVICTIONS IN
DETERMINING THE SUITABILITY OF APPLICANTS AND LICENSEES IN THE
HACKNEY AND PRIVATE HIRE TRADES**

1. DECISION MADE:

Agreed –

1. To approve the new policy of guidance on relevance of convictions for the determination and suitability of applicants and licence holders in the Hackney Carriage and Private Hire trade, further to the recommendation made by the Licensing Committee held on the 29th July 2019, as detailed in Appendix 1 of the report.
2. To approve the implementation of the new policy of guidance with effect for all new applications received and existing licences in place on and after 1st November 2019.

2. REASON FOR THE DECISION BEING MADE:

The need to advise Cabinet of the Guidance published by the Institute of Licensing (IOL) and the rationale for such guidance.

Rhondda Cynon Taf Licensing Authority is a member of the 'All Wales Expert Licensing Panel', who have recommended adoption of the policy by all Wales local authorities.

3. LINKS TO CORPORATE PRIORITIES/FUTURE GENERATIONS - SUSTAINABLE DEVELOPMENT:

Due regard has been made to the five ways of working, as contained within the Wellbeing of Future Generations (Wales) Act 2015, when preparing, reviewing, consulting on and publishing the strategy. The authority has collaborated with other local authorities and partners when considering this policy for a consistent approach nationally and locally. The Institute of Licensing (IoL) development of the guidance has involved in depth consultation with the trade and stakeholders to inform the policy content. The overriding aim of any licensing authority when carrying out its functions within the taxi trade must be the protection of the public and others who use the facilities and the prevention of harm.

4. CONSULTATION UNDERTAKEN PRIOR TO DECISION BEING MADE:

The IOL Guidance was prepared following widespread national consultation with trade organisations and local government representatives. It was published in consultation with the endorsement of the Local Government Association, Lawyers in Local Government, and the National Association of Licensing and Enforcement Officers.

5. PREVIOUS CONSIDERATION BY A COMMITTEE OF THE COUNCIL:

[Licensing Committee](#) - 29th July 2019

6. PERSONAL INTERESTS DECLARED:

None

7. DISPENSATION TO SPEAK (AS GRANTED BY STANDARDS COMMITTEE):

N/A

8. (a) IS THE DECISION SUBJECT TO CALL-IN BY THE OVERVIEW AND SCRUTINY COMMITTEE:

Yes

Note: This decision will not come into force and may not be implemented until the expiry of 3 clear working days after its publication i.e. **30 September 2019** to enable it to be the subject to the Call-In Procedure in Rule 17.1 of the Overview and Scrutiny Procedure Rules.

8.(b) IF NO, REASONS WHY IN THE OPINION OF THE DECISION-MAKER THE DECISION IS EXEMPT OR NON APPLICABLE:

- I. COUNCIL / SCRUTINY FUNCTION (CALL IN IS THEREFORE NON APPLICABLE):-
Reason: N/A
- II. URGENT DECISION:-
Reason N/A

8.(c) IF DEEMED URGENT - SIGNATURE OF PRESIDING MEMBER OR DEPUTY PRESIDING MEMBER OR HEAD OF PAID SERVICE CONFIRMING AGREEMENT THAT THE PROPOSED DECISION IS REASONABLE IN ALL THE CIRCUMSTANCES FOR IT BEING TREATED AS A MATTER OF URGENCY, IN ACCORDANCE WITH THE OVERVIEW AND SCRUTINY PROCEDURE RULE 17.2:

.....
(PRESIDING MEMBER)

.....
(Dated)

FOR OFFICE USE ONLY

PUBLICATION

Publication on the Councils Website:- **Tuesday, 24 September 2019**

APPROVED FOR PUBLICATION: ✓