

<b>Title of Report:</b>	<b>Hackney &amp; Private Hire Driver Conditions</b>
<b>Report to be considered by:</b>	Licensing
<b>Date of Meeting:</b>	15 <sup>th</sup> March 2011
<b>Forward Plan Ref:</b>	

**Purpose of Report:** Request from Thames Valley Police to add a condition to the Council's conditions for hackney carriage and private hire drivers.

**Recommended Action:** To consider the request

**Reason for decision to be taken:** Request from Thames Valley police

**Other options considered:** To not adopt

**Key background documentation:** None

The proposals contained in this report will help to achieve the following Council Plan Priority(ies):

- CPP1 – Support our communities through the economic downturn** – to alleviate the impact on different communities and individuals who find themselves out of work and/or disadvantaged
- CPP2 – Raise levels of educational achievement** – improving school performance levels
- CPP3 – Reduce crime and the fear of crime**

The proposals will also help achieve the following Council Plan Theme(s):

- CPT1 - Better Roads and Transport**
- CPT2 - Thriving Town Centres**
- CPT3 - Affordable Housing**
- CPT4 - High Quality Planning**
- CPT5 - Cleaner and Greener**
- CPT6 - Vibrant Villages**
- CPT7 - Safer and Stronger Communities**
- CPT8 - A Healthier Life**
- CPT9 - Successful Schools and Learning**
- CPT10 - Promoting Independence**
- CPT11 - Protecting Vulnerable People**
- CPT12 - Including Everyone**
- CPT13 - Value for Money**
- CPT14 - Effective People**
- CPT15 - Putting Customers First**
- CPT16 - Excellent Performance Management**

The proposals contained in this report will help to achieve the above Council Plan Priorities and Themes by:  
Safeguarding vulnerable people

Portfolio Member Details	
<b>Name &amp; Telephone No.:</b>	Councillor Hilary Cole - Tel (01635) 248542
<b>E-mail Address:</b>	hcole@westberks.gov.uk
<b>Date Portfolio Member agreed report:</b>	3 <sup>rd</sup> March 2011

Contact Officer Details	
<b>Name:</b>	Brian Leahy
<b>Job Title:</b>	Senior Licensing Officer
<b>Tel. No.:</b>	01635 42400
<b>E-mail Address:</b>	bleahy@westberks.gov.uk

## Implications

**Policy:** The Council has a policy of attaching approved conditions to licences where appropriate

**Financial:** None  
If there are any financial implications contained within this report this section **must** be signed off by a West Berkshire Group Accountant. Please note that the report cannot be accepted by Policy and Communication unless this action has been undertaken.

**Personnel:** None

**Legal/Procurement:** None

**Property:** None

**Risk Management:** N/A

**Equalities Impact Assessment:** EIA completed  
Where a decision is required, Policy and Communication are not able to accept your report without an EIA being completed. These should be sent to P&C along with your report and should be copied to the Principal Policy Officer (Equality & Diversity). For advice please contact Principal Policy Officer (Equality & Diversity) on Ext. 2441.

**Corporate Board's Recommendation:** To be completed after the Corporate Board meeting.

**NOTE: The section below does not need to be completed if your report will not progress beyond Corporate or Management Board.**

<b>Is this item subject to call-in?</b>	Yes: <input type="checkbox"/>	No: <input checked="" type="checkbox"/>
If not subject to call-in please put a cross in the appropriate box:		
The item is due to be referred to Council for final approval	<input type="checkbox"/>	
Delays in implementation could have serious financial implications for the Council	<input type="checkbox"/>	

Delays in implementation could compromise the Council's position	<input type="checkbox"/>
Considered or reviewed by Overview and Scrutiny Commission or associated Task Groups within preceding six months	<input type="checkbox"/>
Item is Urgent Key Decision	<input type="checkbox"/>

# Executive Summary

---

## **1. Introduction**

- 1.1 The Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions Act 1976 are the areas of legislation that allow the Council to regulate taxi and private hire services.
- 1.2 West Berkshire Council have a set of standard conditions and or byelaws for which compliance is a mandatory requirement for all drivers

## **2. Proposals**

- 2.1 Thames Valley Police have requested that the Council consider adding a condition to all driver licences regarding the conduct of drivers.

## **3. Conclusion**

- 3.1 Thames Valley Police believe that the addition of the proposed condition will protect both drivers and members of the public using public hire vehicles.

# Executive Report

---

## 1. Introduction

- 1.1 Thames Valley Police have requested all of the Thames Valley Unitary Authorities to consider including the following condition on drivers licences:
- 1.2 “A driver may not initiate any dialogue of a sexual nature or become involved sexually, or have sexual contact with, any customers in a licensed vehicle even if they consent”.

## Appendices

---

\*There are no Appendices to this report.

## Consultees

---

**Local Stakeholders:** All taxi and private hire drivers.

**Officers Consulted:** None

**Trade Union:** None