

Agenda

Public Protection Committee

Date:	Wednesday, 13 March 2019 at 10am
Venue:	Town Hall, St Annes, FY8 1LW
Committee members:	Councillor Angela Jacques (Chairman) Councillor Frank Andrews (Vice-Chairman) Councillors Jan Barker, Brenda Blackshaw, Alan Clayton, Gail Goodman JP, Shirley Green, Peter Hardy, Neil Harvey, Paul Hodgson, Sally Nash.

	PROCEDURAL ITEMS:	PAGE
1	Declarations of Interest: Declarations of interest, and the responsibility for declaring the same, are matters for elected members. Members are able to obtain advice, in writing, in advance of meetings. This should only be sought via the Council's Monitoring Officer. However, it should be noted that no advice on interests sought less than one working day prior to any meeting will be provided.	1
2	Confirmation of Minutes: To confirm the minutes, as previously circulated, of the meeting held on 30 January 2019 as a correct record.	1
3	Substitute Members: Details of any substitute members notified in accordance with council procedure rule 23(c).	1
	DECISION ITEMS:	
4	Caravan Site Licensing - Meadfoot Caravan Site	3 - 20
5	Request for Dispensation from Displaying Private Hire Vehicle Signage	21 - 23
6	Caravan Site Licensing- Review of Mobile Home Fee Policy	24 - 32
7	Request to Remove Hackney Carriage Stand	33 - 35
	INFORMATION ITEMS:	
8	Wheelchair Accessible Vehicles	36 - 38

Contact: Sharon Wadsworth - Telephone: (01253) 658546 – Email: democracy@fylde.gov.uk

The code of conduct for members can be found in the council's constitution at
<http://fylde.cmis.uk.com/fylde/DocumentsandInformation/PublicDocumentsandInformation.aspx>

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DECISION ITEM

REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	PUBLIC PROTECTION COMMITTEE	13 MARCH 2019	4
CARAVAN SITE LICENSING- MEADFOOT CARAVAN SITE			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

An application has been received to vary conditions on the Caravan Site Licence dated 12th January 2007 in respect of Meadfoot Caravan Site.

RECOMMENDATION

- To consider approval to amend condition 2 of the site licence from
“Every caravan shall not be less than six metres from any other caravan in a separate occupation, and not less than 3 metres from a carriageway.”
 To
*“Every caravan shall not be less than six metres from any other caravan in a separate occupation, and not less than **2 metres** from a carriageway.”*
- To consider approval to amend condition 26 of the site licence from
“Caravans shall not be stationed on the site for the purposes of human habitation except for the period from 1st March to 31st October in any year”
 To
*“Caravans shall not be stationed on the site for the purposes of human habitation except for the period from **1st March to 29th February** in any year”*

SUMMARY OF PREVIOUS DECISIONS

9th January 2007 – Public Protection Committee resolved to impose the condition 3 on to the site licence.

Application received 22nd November 2018 to transfer the site licence for Meadfoot Caravan Site from Marian Garner to Hanley Parks Ltd. This application was approved at officer level on 12th February 2019

CORPORATE PRIORITIES

Spending your money in the most efficient way to achieve excellent services (Value for Money)	
Delivering the services that customers expect of an excellent council (Clean and Green)	
Working with all partners (Vibrant Economy)	
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	√
Promoting Fylde as a great destination to visit (A Great Place to Visit)	

REPORT

1. An application was received on 22nd November 2018 from the site operator Hanley Parks Ltd of Meadfoot Caravan Site, Cartford Lane, Little Ecclestone, PR3 0YP.
2. The application is to amend condition 2 of the site licence issued on 12th January 2007. Condition 2 of the site licence states:

“Every caravan shall not be less than six metres from any other caravan in a separate occupation, and not less than 3 metres from a carriageway.”

The applicants are seeking to amend this to

“Every caravan shall not be less than six metres from any other caravan in a separate occupation, and not less than 2 metres from a carriageway.”

3. The applicant is also seeking to amend condition 26 on the licence in order to allow all year round holiday use. Condition 26 of the licence states:

“Caravans shall not be stationed on the site for the purposes of human habitation except for the period from 1st March to 31st October in any year”

The applicants are seeking to amend this to

“Caravans shall not be stationed on the site for the purposes of human habitation except for the period from 1st March to 29th February in any year”

4. The Councils Planning Department have been consulted and their response was

“The original planning permission for the caravan site (reference 3/7/2469) does not include any conditions requiring a shutdown period or otherwise restricting the occupation of the caravans at certain times of the year. Therefore, the proposed variation to the site license would not result in any conflicts with the extant planning permission and no application to vary the current permission would be required.”

Planning permission reference 3/7/2469 was granted on 10th March 1961.

5. Lancashire Fire and Rescue Services have been consulted on this application and their response was

“The only issues I would have would be that access for the fire service is maintained in line with Table 20 Approved Document B VOL 2 2013 page 111 and the distances between the caravans is suitable”

A copy of this is detailed in Appendix 3

6. The applicant’s representatives were emailed on 25th February 2019 with the Fire Service comments. This email also included the following proposed conditions to prevent caravan’s becoming permanent residences.

- I. Static holiday caravans shall be occupied for holiday purposes only and not as a person’s permanent, sole or main place of residence.
- II. The licence holder must keep the following records for each static caravan on site:
 - a. The name and current home address of the owner; and
 - b. Documentary evidence of the current home address of the owner
 - c. and must allow the licensing authority to inspect them at any reasonable time.
- III. The licence holder must, if requested by the licensing authority, ask the owner of any static caravan on site to give to the licence holder:
 - a. The name and current home address of each adult occupier; and
 - b. Documentary evidence of the current home address of each adult occupier and must forward them to the licensing authority when received.

No response has been received before the publication of the agenda papers.

IMPLICATIONS	
Finance	There are no financial implications arising directly from this report.
Legal	Section 8 of the Caravan Sites and Control of Development Act 1960 allows the licensing authority to alter the conditions of an existing licence, including by adding conditions, but before exercising their powers the authority must give to the licence holder an opportunity of making representations. Conditions imposed on a caravan site licence must relate to the nature of the use of the land as a caravan park. Conditions attached for any other purpose may be beyond the powers given by the act.
Community Safety	None arising directly from the report.
Human Rights and Equalities	None arising directly from the report.
Sustainability and Environmental Impact	None arising directly from the report.
Health & Safety and Risk Management	None arising directly from the report.

LEAD AUTHOR	CONTACT DETAILS	DATE
Andy Hough	andy.hough@fylde.gov.uk	22 February 2019

Attached documents

Appendix 1 – Application received to amend conditions on site licence issued on 12th January 2007

Appendix 2 – Meadfoot Caravan Site, holiday caravan site licence issued on 12th January 2007

Appendix 3 – Table 20 Approved Document B VOL 2 2013 page 111

Appendix 4 – Email to applicants representatives with Fire Service comments and proposed additional conditions

Caravan Sites and Control of Development Act 1960 Site Licence Variation Form

1. Brief Site Details

Name of Site: <p style="text-align: center; font-size: 1.2em;">MEAD FOOT CARAVAN PARK</p>	
Postal address of Site: <p style="text-align: center; font-size: 1.1em;">CARTFORD LANE LITTLE ECCLESTON NEAR PRESTON</p>	
Post Code: <p style="text-align: center; font-size: 1.2em;">PR3 0YP</p>	Phone: 01995 604514 Fax: e-Mail: debs@grahamanthonyassociates.com

2. Applicants Details

Name: <p style="text-align: center; font-size: 1.1em;">HANLEY PARKS LIMITED</p>	
Postal address of Applicant (If different from above): <p style="text-align: center; font-size: 1.1em;">272 OXCLIFFE ROAD MORECAMBE LA3 3EH</p>	
Post Code: <p style="text-align: center; font-size: 1.2em;">LA3 3EH</p>	Phone: 01995 604514 Mobile: e-Mail: debs@grahamanthonyassociates.com

3. Is the applicant the:

Freeholder	<input checked="" type="checkbox"/>	Tenant	<input type="checkbox"/>
Leaseholder	<input type="checkbox"/>	Other	<input type="checkbox"/>

If applicant is the leaseholder of a tenant, please give details of the agreement:

5. Existing Licence Conditions:

Type of unit	Please Tick as appropriate	Number	
Permanent residential	<input type="checkbox"/> Caravans	} <i>As existing</i>
Static Holiday	<input type="checkbox"/> Caravans	
Holiday Chalets	<input type="checkbox"/> Chalets	
Touring Holiday	<input type="checkbox"/> Units	

Opening Season:

Static Sites	<input type="checkbox"/>	<i>1 MARCH to 31 OCTOBER</i>
Touring Sites	<input type="checkbox"/>	<i>1 MARCH to 31 OCTOBER</i>

6. Proposed Application to alter Licence Condition:

Type of unit	Please Tick as appropriate	Number	
Permanent residential	<input type="checkbox"/> Caravans	} <i>as existing</i>
Static Holiday	<input type="checkbox"/> Caravans	
Holiday Chalets	<input type="checkbox"/> Chalets	
Touring Holiday	<input type="checkbox"/> Units	

Opening Season:

Static Sites	<input type="checkbox"/>	<i>1 MARCH to 29 FEBRUARY</i>
Touring Sites	<input type="checkbox"/>	<i>1 MARCH to 29 FEBRUARY</i>

7. Does the site have planning permission?

Yes	<input checked="" type="checkbox"/>	
No	<input type="checkbox"/>	
Applied For	<input type="checkbox"/>	Date:

If yes, please give relevant permissions and references:

*3/7/2469 dated 10 MARCH 1961
Proposed site for 37 Caravans.*

8. How is drinking water provided?

Mains supply to unit	<input type="checkbox"/> Units	} <i>as existing</i>
Standpipes	<input type="checkbox"/> Units	

9. How are toilets and wash hand basins provided?

- Communal toilet blocks Units
- Units have their own facilities Units

10. How are showers provided?

- Communal shower blocks Units
- Units have their own showers Units

11. Type of foul drainage?

- Mains drainage Units
- Cesspool or cesspit Units

12. How is kitchen waste water disposed of?

- Units have their own sinks connected to foul drainage. Units
- Communal washing up sinks/waste water disposal points connected to foul drainage. Units
- Other (Please give details) Units

as existing

- No waste water disposal Units

as existing

13. How is surface water drainage provided?

as existing

14. How is refuse stored on the site?

- Individual bins at each unit Units
- Communal wheeled bins or skips Units
- Communal bin store Units

15. Do units use liquefied petroleum gas (LPG) cylinders?

- Yes
- No

as existing

16. Is there a LPG storage area on the site?

- Yes

No

17. Has the applicant held a site licence which has been revoked at any time in the last three years?

Yes

No

18. Was the site in use as a caravan site:

On 9th March 1960

On 29th March 1960

At any other time since 9th March 1958

If so, when: SINCE 1940

19. Address for correspondence:

Caravan site

Applicants address

Other (please state below)

Name:	
Address:	
Post Code:	Phone:
	Mobile:
	e-Mail:

Signed: Graham Anthony Associates Dated: 15/11/18

With the application form, please send the following:

A layout plan of the site at 1:500 scale including:

A. Site Boundaries	B. Position and numbering of touring/holiday caravans and residential park homes.
C. Roads and footpaths	D. Toilet blocks, stores and other buildings
E. Water Supplies	F. Recreational spaces
G Fire points	H. Parking spaces
I. Foul and surface water drainage	

PROPOSED AMENDMENTS TO SITE LICENCE CONDITIONS

MEADFOOT CARAVAN PARK
CARTFORD LANE
LITTLE ECCLESTON
NEAR PRESTON
PR3 0YP

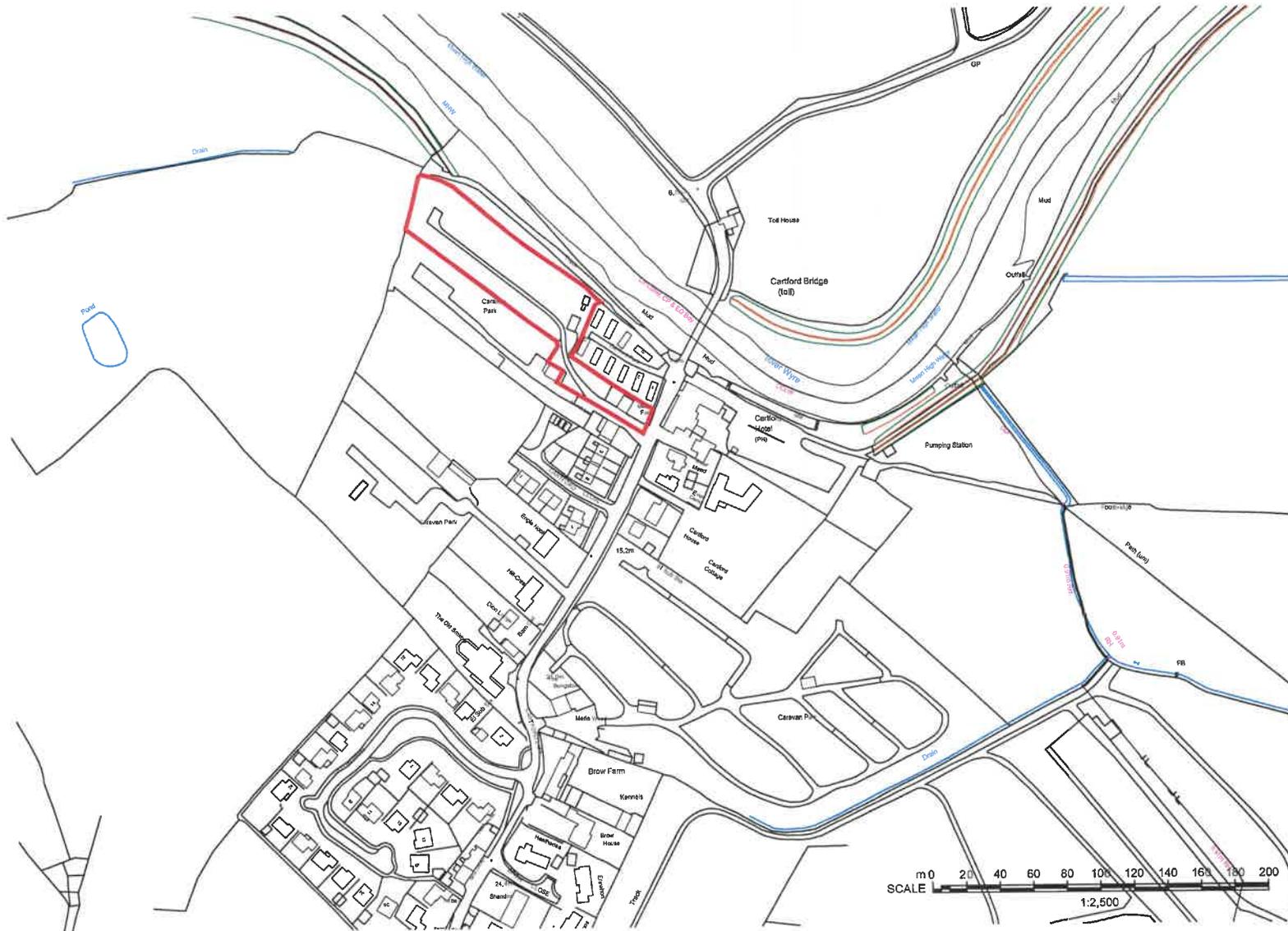
We propose amendment to point 2 in The Schedule to read:

“Every caravan shall be not less than six metres from any other caravan in a separate occupation, and not less than **2 metres from a carriageway.**”

Which we understand is now standard practice.

LOCATION PLAN

MEAD FOOT CARAVAN PARK, CARTFORD LANE, LITTLE ECCLESTON, PRESTON, PR3 0YP



GA ASSOCIATES
 planning • architecture • interior

2 CROSTON VILLA
 HIGH STREET
 GARGTANG
 PRESTON
 PR3 1EA

T: 01995 604514
 E: info@GrahamAnthonyAssociates.com
 W: www.GrahamAnthonyAssociates.com

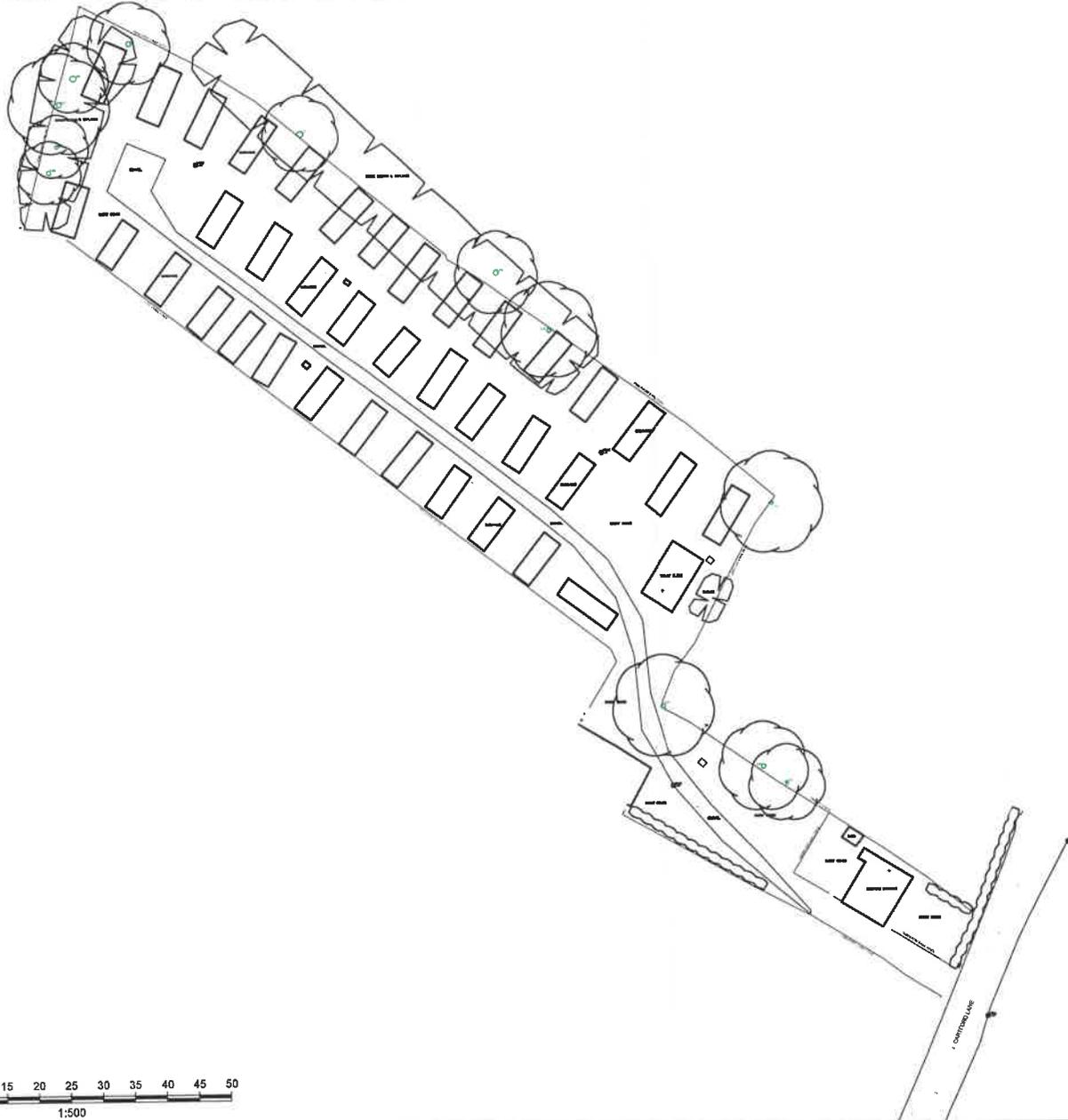
MR HANLEY
 PLANNING PURPOSES ONLY

LOCATION PLAN:
 MEAD FOOT CARAVAN PARK, CARTFORD LANE, LITTLE ECCLESTON, PRESTON, PR3 0YP

GA3189-LP-01 1:2500 (A3) '18

EXISTING SITE PLAN

MEAD FOOT CARAVAN PARK, CARTFORD LANE, LITTLE ECCLESTON, PRESTON, PR3 0YP



SCALE 1:500
0 5 10 15 20 25 30 35 40 45 50 m

GA ASSOCIATES
planning • architecture • design

2 CROSTON VILLA
104-4 STREET
GARSTON
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PR3 1BA

01925 504214
info@grahamanthonyassociates.com
www.GrahamAnthonyAssociates.com

MR HANLEY PLANNING PURPOSES ONLY

EXISTING SITE PLAN:

GA3189-ESP-01	1:500 (A3)	18
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FYLDE BOROUGH COUNCIL
CARAVAN SITES AND CONTROL OF DEVELOPMENT ACT 1960
Section 3

HOLIDAY CARAVAN SITE LICENCE

MEADFOOT CARAVAN SITE

To: Marian Garner
"Meadfoot"
Cartford Lane
Little Eccleston
Nr Preston
PR3 0YP

TAKE NOTICE THAT WHEREAS

1. On the 16th day of September, 1960, an application for a site licence in respect of land situated at "Meadfoot", Cartford Lane, Little Eccleston, indicated on the plan submitted with the application (which land is hereinafter called "the land").
2. In respect of the above application, permission was granted for the use of the land as a caravan site under Part III of the Town and Country Planning Act, 1947, otherwise than by a Development Order.

NOW THEREFORE Fylde Borough Council (hereinafter called "the Council")
HEREBY AMEND and RE-ISSUE the site licence in respect of the land pursuant to section 3 and 5 of the Caravan Sites and Control of Development Act, 1960, subject to the conditions specified in the Schedule hereto.

THE SCHEDULE

1. The total number of caravans stationed on the site at any one time shall be such as to enable compliance with the requirements of this schedule to be maintained, and in any case shall not exceed thirty-seven.
2. Every caravan shall be not less than six metres from any other caravan in a separate occupation, and not less than 3 metres from a carriageway.
3. Every caravan shall not be less than 3 metres from the boundary of the site, which is not adjacent to open rural land or water course.
(The above condition must be fully complied with, within 5 years from the date of the licence).

4. No caravan standing or toilet block is more than forty five metres from a road.
5. The carriageways shall be not less than four metres wide or, if they form part of a one-way traffic system, three metres wide.
6. All carriageways shall be kept free from parked vehicles and other obstructions so as to ensure, at all times, a free traffic flow.
7. A paved area shall be provided at the entrance to each caravan, such area to be not less than 1 metre long by 1 metre deep.
8. Fire points shall be established so that no caravan or site building is more than 30 metres from a fire point. They shall be easily accessible and clearly and conspicuously marked "FIRE POINT". Each such fire point shall consist of either :-
 - a. A water standpipe together with a reel of small diameter hose of not less than 30 metres in length having a means of connection to the standpipe (preferably a screw thread connection) and terminating in a small hand control nozzle. Such standpipe shall have a water supply of sufficient pressure and flow to project a jet of water approximately 5 metres from the nozzle of the hose. The hose shall be housed in a box painted red and marked "HOSE REEL"; or
 - b. Two x 9 litres (gas expelled type) fire extinguishers, suitably protected as far as possible against vandalism; or
 - c. A water tank of at least 500 litres capacity fitted with a hinged lid, two buckets and one hand pump or bucket pump.
9. A means of raising the alarm in the event of a fire shall be provided at each fire point. This may be by means of a manually operated sounder, e.g. metal triangle with a striker, gong or hand operated siren.
10. A clearly written and conspicuous notice shall be provided and maintained at each fire point to indicate the action to be taken in case of fire and the location of the nearest telephone. This notice shall include the following :-

"On discovering a fire-

 - i. Ensure the caravan or site building involved is evacuated
 - ii. Raise the alarm
 - iii. Call the fire brigade (the nearest telephone is sited at)
 - iv. Attack the fire using the fire fighting equipment provided.

It is in the interest of all occupiers of this site to be familiar with the above routine and the method of operating the fire alarm and fire fighting equipment."

11. Long grass and vegetation shall be cut at frequent and regular intervals to prevent it becoming a fire hazard. Any such cuttings shall be removed from the vicinity of caravans.
12. Provisions shall be made for the storage of liquefied petroleum gas and regard shall be had to the Health and Safety Executive Code of Practice for the keeping of Liquefied Petroleum in Cylinders and Similar Containers.
13. Unless already provided, the site shall be provided within six months from the date hereof with a water supply complying with the current British Standard Code of Practice.
- 14. Unless already provided, sufficient water standpipes with an adequate supply of water shall be provided within twelve months from the date hereof so that no caravan or caravan standing shall be more than forty five metres from a standpipe.
15. A properly trapped gulley and at least 1.5 square metres of paved area shall be provided at the base of each water standpipe.
16. Unless provision has already been made, provision shall be made for the disposal of all foul drainage from the site by connection to a public sewer or by discharge into a properly constructed septic tank, having an outlet satisfactory to the local authority and the Environment Agency.
17. Unless already provided, communal toilet blocks shall be provided with adequate supplies of water on at least the following scales:-

Men	3 Water closets and 3 urinals; 3 washbasins; 2 showers or baths (each with hot and cold water)
Women	6 water closets; 3 washbasins; 2 showers or baths (each with hot and cold water)
18. Laundry facilities shall be provided in a separate room and shall include not less than two deep sinks each with running hot and cold running water.
19. If chemical closets are used on the site and unless already provided, a properly designed disposal point for the contents of chemical closets shall be provided in a suitable position.
20. Unless already provided, there shall be provided in approved positions under the control of the applicant a sufficient number of refuse bins with close fitting lids and with handles; the refuse bins to be situated convenient for collection by the councils staff.

21. Adequate provision shall be made for surface water drainage for carriageway , footways and paved areas and for the site generally.
22. Unless already provided, suitably surfaced parking places shall be provided with space for at least 13 cars; additional space shall be set aside (to be surfaced as required) to accommodate a further 24 cars.
23. Space equivalent to approximately one tenth of the total site area shall be allocated for children's games and other recreational purposes.
24. No railway vehicle, tramcar, omnibus body, aeroplane fuselage or similar structure whether on wheels or not and howsoever adapted shall be stationed or erected on the site.
25. No structure (other than a caravan) used for the purposes of human habitation or tent shall be placed or erected on the site at any time when caravans are stationed on the site for the purposes of human habitation.
26. Caravans shall not be stationed on the site for the purposes of human habitation except during the period from 1st March to 31st October in any year.
27. At all times when caravans are stationed on the site for the purposes of human habitation, all facilities and equipment required to be provided by these conditions shall be properly maintained.
28. At all times when caravans are stationed on the site for the purposes of human habitation a copy of the site licence as for the time being in force shall be displayed on the site in some place.
29. The site shall be provided with an electricity supply sufficient in all respects to meet all reasonable demands of the caravans situated thereon.
30. Any electrical installation on the site other than Electricity Board works and circuits subject to regulations made by the Secretary of State for Energy, under section 60 of the Electricity Act 1947, shall be installed and maintained in accordance with the requirements of the Institution of Electrical Engineers Regulations for the Electrical Equipment of Buildings (the IEE Wiring Regulations) for the time being in force, and where appropriate to the standard which would be acceptable for the purposes of the Electricity (overhead Lines) Regulations 1988, SI 1988 No. 1057.

31. The installation shall be inspected not less than once every 12 months, (in the case of underground installations 3 years) or in such longer period as may be recommended by a person who shall be one of the following :-

A professionally qualified electrical engineer;

A member of the Electrical Contractors' Association;

A member of the Electrical Contractors' Association of Scotland

A certificate holder of the National Inspection Council for Electrical Installation Contracting; or

A qualified person acting on behalf of one of these (in which case it should be stated for whom he is acting).

Such person shall in writing within one month of such an inspection issue an inspection certificate in the form prescribed in the IEE Wiring Regulations which should be retained by the site operator and displayed with the site licence. The cost of the inspection and report should be met by the site operator.

Dated 12th Day of January 2007

.....*Clare Platt*.....

Clare Platt
Executive Manager
Consumer Wellbeing and Protection



CARAVAN SITES AND CONTROL OF DEVELOPMENT ACT 1960

Meadfoot, Cartford Lane, Little Eccleston, Nr Preston, PR3 0YP

Site Licence Transfer

Licence transfer endorsement- In pursuance of section 10 of the Caravan Sites and Control of Development Act 1960, the Council hereby consent to the transfer of the licence to **Hanley Parks Ltd, 272 Oxcliffe Road, Morecambe, LA3 3EH**

Dated 12th day of February 2019

Tray Morrison

.....
T Morrison Director of Resources
Resources Directorate

Table 20 Typical fire and rescue service vehicle access route specification

Appliance type	Minimum width of road between kerbs (m)	Minimum width of gateways (m)	Minimum turning circle between kerbs (m)	Minimum turning circle between walls (m)	Minimum clearance height (m)	Minimum carrying capacity (tonnes)
Pump	3.7	3.1	16.8	19.2	3.7	12.5
High reach	3.7	3.1	26.0	29.0	4.0	17.0

Notes:

1. Fire appliances are not standardised. Some fire services have appliances of greater weight or different size. In consultation with the Fire and Rescue Service, the Building Control Body may adopt other dimensions in such circumstances.
2. Because the weight of high reach appliances is distributed over a number of axles, it is considered that their infrequent use of a carriageway or route designed to 12.5 tonnes should not cause damage. It would therefore be reasonable to design the roadbase to 12.5 tonnes, although structures such as bridges should have the full 17 tonnes capacity.

Buildings fitted with fire mains

16.6 In the case of a building fitted with dry fire mains there should be access for a pumping appliance to within 18m of each fire main inlet connection point, typically on the face of the building. The inlet should be visible from the appliance.

16.7 In the case of a building fitted with wet mains the pumping appliance access should be to within 18m and within sight of, a suitable entrance giving access to the main and in sight of the inlet for the emergency replenishment of the suction tank for the main.

Note: Where fire mains are provided in buildings for which Sections 15 and 17 make no provision, vehicle access may be to paragraph 16.6 or 16.7 rather than Table 19.

Design of access routes and hard-standings

16.8 A vehicle access route may be a road or other route which, including any inspection covers and the like, meets the standards in Table 20 and the following paragraphs.

16.9 Where access is provided to an elevation in accordance with Table 19 for:

- a. buildings up to 11m in height (excluding buildings covered by paragraph 16.2(b)), there should be access for a pump appliance adjacent to the building for the percentage of the total perimeter specified;
- b. buildings over 11m in height, the access routes should meet the guidance in Diagram 49.

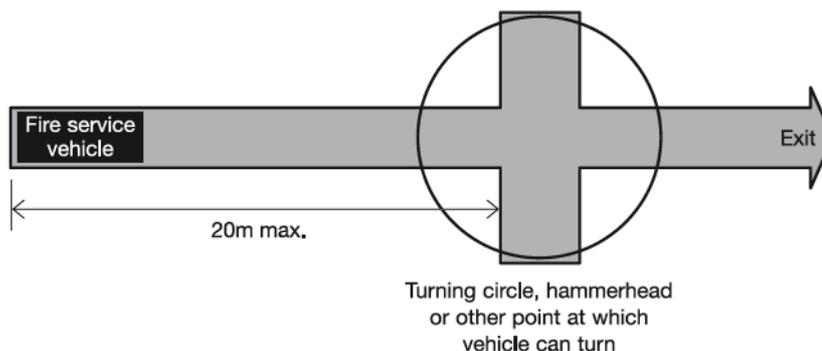
16.10 Where access is provided to an elevation for high reach appliances in accordance with Table 19, overhead obstructions such as cables and branches that would interfere with the setting of ladders etc, should be avoided in the zone shown in Diagram 49.

16.11 Turning facilities should be provided in any dead-end access route that is more than 20m long (see Diagram 50). This can be by a hammerhead or turning circle, designed on the basis of Table 20.

Diagram 50 Turning facilities

See para 16.11

Fire and rescue service vehicles should not have to reverse more than 20m from the end of an access road



Andy Hough

From: Andy Hough
Sent: 25 February 2019 09:23
To: 'Deborah Stanners'
Subject: Meadfoot, Cartford Lane. Little Eccleston
Attachments: vehicle access.pdf

Morning Deborah

I refer to our conversation regarding the application to vary the site licence in respect of the above's Holiday Caravan Site Licence and would advise that the application will be heard by the Council's Public Protection Committee on 13th March. Further information will be forwarded in due course.

Fire Service have made the following comments in respect of vehicle access:-

"The only issues I would have would be that access for the fire service is maintained in line with Table 20 Approved Document B VOL 2 2013 page 111 and the distances between the caravans is suitable"

A copy of the relevant page is attached.

Because the site is looking to open all year round and is licensed as a Holiday Caravan Site the Committee would be looking to impose the following conditions in order to prevent the caravan's becoming permanent residence's.

I. Static holiday caravans shall be occupied for holiday purposes only and not as a person's permanent, sole or main place of residence.

II. The licence holder must keep the following records for each static caravan on site:

- a. The name and current home address of the owner; and
- b. Documentary evidence of the current home address of the owner
- c. and must allow the licensing authority to inspect them at any reasonable time.

III. The licence holder must, if requested by the licensing authority, ask the owner of any static caravan on site to give to the licence holder:

- a. The name and current home address of each adult occupier; and
- b. Documentary evidence of the current home address of each adult occupier and must forward them to the licensing authority when received."

Could you please refer these to your client and advise as to their comments in this respect.

Thanks Andy

Andy Hough
Technical Enforcement Officer – Licensing Team
Fylde Borough Council

DDI: 01253 658606

Main: 01253 658658

You can now sign up to the 2019/20 green bin collection service, please visit:
<http://www.fylde.gov.uk/greenwaste>

DECISION ITEM

REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	PUBLIC PROTECTION COMMITTEE	13 MARCH 2019	5
REQUEST FOR DISPENSATION FROM DISPLAYING PRIVATE HIRE VEHICLE SIGNAGE			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

A request has been received from a prospective Private Hire Operator seeking dispensation from displaying the required private hire vehicle signage.

The signage requirements set within the Borough are for the protection of the public with regards to the ease of recognising private hire vehicles. However, it is understood that the vehicles for which the dispensation is sought are to operate in conjunction the applicant's main business.

RECOMMENDATION

1. That the Committee considers the report and determines the request.

SUMMARY OF PREVIOUS DECISIONS

There are no previous decisions relating to this applicant.

Dispensation has been issued previously to operators which fall within the Policy.

CORPORATE PRIORITIES

Spending your money in the most efficient way to achieve excellent services (Value for Money)	√
Delivering the services that customers expect of an excellent council (Clean and Green)	√
Working with all partners (Vibrant Economy)	√
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	√
Promoting Fylde as a great destination to visit (A Great Place to Visit)	√

REPORT

1. Private Hire vehicles are currently required to display the Fylde Borough Council door stickers and identity plates to the front and rear of the vehicle. However, S75 (3) of the Local Government (Miscellaneous Provisions) Act 1976, does provide Local Authorities with the discretion to provide dispensation from displaying signage, in writing.
2. Dispensation is currently granted to some Private Hire Operators in Fylde Borough involved in the Chauffeur Business. The proprietors of vehicles are still required to display a disc confirming the vehicle to be licensed as a Private Hire vehicle, whilst all signage such as the identity plates and door signs must be conveyed in the boot of the vehicle.
3. A formal request has been received from Mark Upton for dispensation from displaying the required signage upon two vehicles he intends to licence as private hire vehicles as part of his business. At the time of writing, the vehicles have not been purchased but it is understood, Mr Upton is considering purchasing 2 Mercedes V Class.

4. Mr Upton states,

The main part of our business is as Superyacht agents. This is not something most people have heard of but we started doing this in 2012 for the Olympics where we looked after all the Superyachts that visited London for the Olympics. Having worked in this industry since 1996 (I was crew and then Captain on Large yachts) we are one of the only companies in the UK that caters to the needs of visiting large yachts. We do everything from booking their berth whether it is in London, Cornwall or Scotland for example to providing security, food deliveries, customs and immigration clearance, organising visas for guests and crew, all the way through to arranging private events, booking jets and helicopters. A large part of our service has been arranging chauffeur driven cars for our customers.

Over the last few years we have seen a large increase in visiting yachts and therefore a proportionate increase in the amount of cars and private vans needed for our clients. As a result of the fact that these are not only very expensive to sub contract and not always to the standard we expect we decided it would be easier for us and more cost effective for our clients to take this service in house providing vehicles directly for our clients. We will have two drivers working for us and two others we can call on as required.

I know this does not necessarily require a private hire license but, as our season is short (April-September) we would like to be able to do some sub contract work ourselves in the winter to contacts we have at premiership football clubs, Formula 1 racing teams and Private jet operations, hence the application for the license.

Our clients will never be customers who call and book by finding us on the internet or business directories as we will not advertise our services to the general public. Therefore with this in mind and the fact that our entire business revolves around privacy and discretion I would very much like to apply for the dispensation not to carry private hire signage on our vehicles.

The vehicles we will be purchasing will be 2 Mercedes V Class Extra Long wheel base as these are best suited to the type of clients we have. We would very much appreciate it if we were granted this dispensation as the private hire signs would definitely detract from the type of service we offer.

5. The [Hackney Carriage and Private Hire Licensing Policy](#) refers to dispensation requests at Appendix F, and comments:

All applications for dispensation from the requirements to display external vehicle licence plates will be considered by the Public Protection Committee who will take account of the individual circumstances of the case. Dispensations are unlikely to be granted unless the applicant can satisfy the committee that their vehicle(s) are of such a type and age that they would be appropriate for executive travel and that such work represented at least 80% of their total business (verified by operator records in the case of existing vehicles). Such vehicles must display a windscreen badge, provided by the council. These badges will show the details of the vehicle as they appear on the plate. Vehicle licence plates and door signs will be provided and must be carried in the boot of the vehicle at all times. Vehicles given this exemption will normally be limousines, executive type cars, such as top range Mercedes, BMW's etc.

6. As such, the matter is referred to the Public Protection Committee so that consideration may be given to the request.
7. The applicant has been invited to attend the meeting.

IMPLICATIONS	
Finance	There are no financial implications arising directly from the report.
Legal	<p>The requirement to display a licence plate is imposed in the interests of public safety and is intended to enable anybody picked up by a private hire vehicle to verify that the vehicle is a genuine licensed PHV. A further reason for plates being required is to enable a passenger or other member of the public to identify the vehicle in the event of an incident or cause for complaint. Allowing vehicles to operate without complying with the normal requirements to display a plate compromises these protections.</p> <p>In summary, members should, in considering whether to grant the dispensation, satisfy themselves that the lowering of the level of protection offered to the public is offset by some advantage offered by allowing the requests. None has been identified in the report, but no doubt the applicants will be able to provide more information to support their request.</p>
Community Safety	No implications arising directly from the report.
Human Rights and Equalities	No implications arising directly from the report.
Sustainability and Environmental Impact	No implications arising directly from the report.
Health & Safety and Risk Management	No implications arising directly from the report.

LEAD AUTHOR	CONTACT DETAILS	DATE
Chris Hambly	chris.hambly@fylde.gov.uk Tel 01253 658422	21 st February 2019

BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
Hackney Carriage and Private Hire Licensing Policy	November 2017	http://www.fylde.gov.uk/assets/files/11/Hackney-Carriage-and-Private-Hire-Licensing-Policy.pdf

DECISION ITEM

REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	PUBLIC PROTECTION COMMITTEE	13 MARCH 2019	6

CARAVAN SITE LICENSING- REVIEW OF MOBILE HOME FEE POLICY

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

A report will be made to the Members regarding the Mobiles Home Act 2013 and the potential impact upon caravan site licensing within the Borough.

RECOMMENDATION

- To approve the administrative amendments to the Mobile Home Fee Policy for 2019/20

SUMMARY OF PREVIOUS DECISIONS

Public Protection Committee Meeting- On 14th February 2018 the committee approved Mobile Home Fee Policy for 2018-2019

CORPORATE PRIORITIES

Spending your money in the most efficient way to achieve excellent services (Value for Money)	
Delivering the services that customers expect of an excellent council (Clean and Green)	
Working with all partners (Vibrant Economy)	
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	√
Promoting Fylde as a great destination to visit (A Great Place to Visit)	

REPORT

- On 26 March 2013 the Government passed the Mobile Homes Act 2013 which is designed to give greater protection to occupiers of residential mobile (park) homes.
- The Act allows the Council to set fees for the following statutory functions in respect of residential park homes only, for-
 - Application fee for a new site licence;
 - Annual site licence fee;
 - To transfer and existing site licence;
 - Altering a condition to an existing site licence;

- Depositing site rules;
- Fees for enforcement action and statutory notices.

3. The Licensing Team are looking to amend a number of administrative details of the Mobile Home Fee Policy for 2019-2020.

4. On reviewing the Mobile Home Fee Policy 2018-2019 the following amendments are to be made-

Paragraph 2.10 first line to remove the number "...2018..." and replace the number with "...2019...".

Paragraph 2.10 first line to remove the number "...2019..." and replace the number with "...2020...".

Paragraph 9.2 first line to remove the number "...2019." and replace the number with "...2020.".

IMPLICATIONS	
Finance	There are no financial implications arising directly from this report.
Legal	None arising directly from the report.
Community Safety	None arising directly from the report.
Human Rights and Equalities	None arising directly from the report.
Sustainability and Environmental Impact	None arising directly from the report.
Health & Safety and Risk Management	None arising directly from the report.

LEAD AUTHOR	CONTACT DETAILS	DATE
Sharon Wadsworth	democracy@fylde.gov.uk	6 February 2019

BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
Mobile Homes Fee Policy	29 th January 2018	Town Hall

Attached documents

Appendix 1- Mobile Home Fee Policy 2018/19 with proposed changes

	Mobile Home Fee Policy					
	SUBJECT:		Mobile Home Fee Policy for Residential Relevant Protected Sites			
	Date of issue:	July 2017	Reference:	MHFP/1		
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1.0 EXECUTIVE SUMMARY

- 1.1 The Mobile Homes Act 2013 (MHA 13) was introduced to provide greater protection to occupiers of residential caravans, and park homes.
- 1.2 Royal Assent was received on 26th March 2013 with some parts introduced on 26th May 2013. The MHA 2013 will introduce some important changes to park home licensing on 1st April 2014, due to its amendment of the Caravan Sites and Control of Development Act 1960.
- 1.3 Such changes include the ability of Local Authorities to charge site owners a fee for:
- Applying for a site licence;
 - Amendments and transfers of existing licences;
 - Depositing site rules and
 - Annual fees.
- 1.4 In order to be able to charge for these fees the Council needs to publish them within a fees policy.
- The fees associated with site licensing include:
- Applying for a new site licence,
 - Transfer of an existing licence;
 - Alteration of a condition of an existing licence; and
 - Setting of an annual fee.
- 1.5 Sites that are for holiday use only or sites where caravans are only to be permitted to be stationed on the land at certain times of the year are exempt from licensing fees. These are the only statutory exemptions.
- 1.6 It is felt that it is appropriate to make single pitch sites exempt from annual fees (but not fees for applying, amending and transferring a site licence) as these are considered to be lower risk sites and are less onerous to inspect and collecting annual fees from them would not be cost effective.
- 1.7 The MHA 2013 also introduced the ability for Local Authorities to serve enforcement notices and to carry out works in default to remedy breaches of site licence conditions from 1st April 2014. The Council will be able to charge fees in relation to this.
- 1.8 Local Authorities will be able to require a fee when the site rules are deposited with the Local Authority. Furthermore, the Local Authority will be required to publish an up to date site register of the rules.

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	SUBJECT:		Mobile Home Fee Policy for Residential Relevant Protected Sites			
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2.0 INTRODUCTION

- 2.1 The Caravan Sites and Control of Development Act 1960 (CSCDA 60)¹ introduced a licensing system to regulate the establishment and operation of caravan sites.
- 2.2 The Mobile Homes Act 2013 (MHA 13)² was introduced in order to provide greater protection to occupiers of residential park homes and caravans as the current legislation had been in existence for more than 50 years.
- 2.3 The MHA 13 introduces some important changes to the buying, selling or gifting of park homes and a pitch free review process.
- 2.4 Councils can now also charge a fee for their different licensing functions. There is an expectation that Councils will inspect sites annually and use additional powers to ensure compliance with site licence conditions. The legislation allows the Council to serve enforcement notices and to publish any site rules relating to a site.
- 2.5 The Changes introduced by the MHA 13 only apply to ‘relative protected’ sites, as defined by section 5A(5) and (6) of CSCDA 60. Further guidance has also been issued by the Department for Communities and Local Government (DCLG) entitled ‘Park Homes: Site Licensing, Definition of Relevant Protected Sites’ (January 2014)³-
- “Any licensable caravan site is a ‘relevant protected site’ unless it is specifically exempted from being so. A site is exempted if:
- It has planning permission or a site licence for exclusive holiday use;
 - There is a restriction on use as permanent residential” DCLG 2014.
- 2.6 Section 10A (2) of CSCDA 60 (as amended by MHA 13) requires a local authority to prepare and publish a fee policy, where they propose to charge for functions associated with the regulations of ‘relevant protected sites’.
- 2.7 Sites which do not fall into within the definition of a ‘relevant protected sites’ are still subject to the licensing requirements contained within CSCDA S6, but the provisions relating to payment of fees do not apply.
- 2.8 This policy details the level of fees Fylde Council will charge in relation to the different functions covered by the legislation.

¹ <http://www.legislation.gov.uk/ukpga/Eliz2/8-9/62/contents>

² <http://www.legislation.gov.uk/ukpga/2013/14/contents>

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2.9 The fee levels have been calculated based on the time and cost involved in undertaking the activities involved. The costs typically cover officer time, overheads Appendix 1 details what the Council can consider in calculating the fee levels.

2.10 The fee rates in this policy cover the period 1st April ~~2018~~ 2019 to 31st March ~~2019~~ 2020 and each section details when a fee is payable.

2.11 Currently, Fylde Council administers site licences for 21 Park Home sites with the total number of units across all sites exceeding 665. The extent of work with each individual site will vary according to the size, complexity and whether there are any issues arising with residents.

3.0 APPLICATION FOR A NEW LICENCE

3.1 All sites (subject to exemptions contained within the Act) require a licence to operate a residential park home site. Failure to make an application for a site licence is an offence under Section 1(2) of CSCDSA 1960.

3.2 Section 3(2A) of the CSCDA 1960 amended Act, allows the local authority to require a fee to accompany applications for licences, and this should accompany any new application.

3.3 The Council may only issue a licence for a site with a valid and correct planning permission for the use of the land as a residential park home site. Any application made before the planning status must be processed within 6 weeks of the planning decision. Sites which already have the correct planning permission in place, must be processed within 2 months of the receipt of the site licence application.

3.4 The fee below reflects the fixed costs which would apply to any new licence application.

3.5 New licence application fee £320

4.0 TRANSFER OF AN EXISTING LICENCE

4.1 Where an existing licence holder or new site owner wishes to transfer a licence, an application must be made to the Council, for which a fee is payable (Section 10(1A) of the Caravan Sites and Control of Development Act 1960 (as amended), allows the Council to charge a fee for this function.

4.2 Fee to accompany an application to transfer a licence £190

5.0 ALTERATION OF CONDITIONS ON AN EXISTING LICENCE

5.1 Where a site owner requests a variation of a site licence conditions. Section 8(1B) of the Caravan Sites and Control of Development Act 1960 (as amended), allows the Council to charge a fee for this function.

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5.2 Applications can be made by the licence holders to amend, add or remove conditions, the fee is payable at the application stage.

5.3 **Fee to accompany an application to alter conditions £375**

6.0 ANNUAL FEES

6.1 All 'relevant protected sites' must pay an annual fee to the Council (subject to any exemptions). The first fee is due on 30th April 2015 and annually thereafter.

6.2 The annual fee covers the costs associated with an annual site inspection to ensure compliance with site licence conditions and a follow up visit to ensure compliance with any formal schedule of works. If there is still a breach in site licence conditions at the point of the follow up visit, further charges may be payable to cover the costs of any enforcement action which may be taken. Further details can be found in Section 7- Enforcement Action.

6.3 DCLG Guidance offers a variety of suggested options for local authorities in calculating the annual fee and Option 1 has been adopted as it is considered to be the most transparent and fairness to both residents and owners.

6.4 The fee is calculated on a price per unit based on the total estimated cost to the Council of carrying out its annual licensing function for all 'relevant protected sites' in the Borough. The unit cost is multiplied by the actual number of each unit on each site to provide the annual fee payable.

Annual Fee £250 x £5 per pitch fee -

6.5 Charges for the first year (2015/16) will be based on estimates. The Council is not permitted to make surplus from this function section – 5A(2) of the Act requires all surplus and deficits to be included in the fees policy. These will be calculated and included in future revisions of the fee policy i.e. any deficits or surpluses from this activity will be carried forward at the end of the financial year to the next financial year and will affect the charges for the next financial year.

Exemptions from Annual Fees

6.7 Sites where there is only one park home are excluded from the annual licensing fee.

6.8 This category of site is exempt from the annual licensing fee as the Council do not intend to carry out annual inspections of these sites. However, any complaints received will be dealt with as appropriate.

Charging Arrangements

6.10 Section 10A(5) of CSCDA 60 (as amended) states that fees policy must include provision about the time at which the fee is payable. For the purpose of this policy the

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period covered by the annual fee will be 1st April to 31st March in each financial year.

- 6.11 Letters will be sent to licence holders of 'relevant protected sites' at the start of the financial year and payment will be due within 30 days.
- 6.12 Where a new licence is issued part way through the year the annual fee will also be due in the same year and an invoice will be sent after the licence has been granted, for the pro-rata amount.
- 6.13 In the event of an annual fee not being paid within the terms of the letter. The Local Authority will seek to recover all incurred court costs from the licence holder. The Council may apply to the First Tier Tribunal (Property Chamber) for an order requiring the licence holder pay the amount due.
- 6.14 Payment can be made by cheque to Fylde Borough Council in respect of your annual fee.
Or electronically to: Fylde Council
HSBC A/C 1006428
Sort Code 40-40-02
Quoting "Annual Site Licence Fee for £..... in respect of
..... Caravan Park"

7.0 ENFORCEMENT ACTION

- 7.1 Where there has been a breach of the site licence condition, which comes to the attention of the Council, who may serve a Compliance Notice.
- 7.2 Section 9(c) of the CSCDA 60 (as amended) details the elements which the local authority may include when imposing a charge for enforcement action. These include the time involved in deciding to serve and prepare the Compliance Notice. A detailed breakdown of the relevant expenses would be provided with the Compliance Notice.
- 7.3 Charges would be based on an hourly rate, in addition to any other costs incurred.
- 7.4 Where the works identified within the Compliance Notice are not carried out by the site licence holder. The licence holder commits an offence and the local authority may consider taking legal proceedings. Failure to comply with the notice would be a criminal offence, punishable by a fine on the standard scale (currently £5000), Any costs associated with this process would be at the discretion of the court.
- 7.5 A site licence could be revoked upon a third or subsequent prosecution.
- 7.6 Where the prosecution is successfully taken, the Council would have the power to serve a notice to enter the site and carry out the works in default of the licence holder. An administration cost of 20% would be added to the cost of the works.

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7.7 A local authority may enter the site and take emergency action where there is imminent risk of serious harm to residents or the wider community.

7.8 Unpaid charges can be placed as charge against the site owners land.

8.0 SITE RULES- FEES FOR DEPOSITING, AMENDING, OR DELETING SITE RULES

8.1 Site rules are different to the site licence conditions and are put in place by the owner of the site to ensure acceptable standards are maintained. For the benefit of residents to promote and maintain community cohesion on the site.

8.2 The MHA 13 changes the way in which the site rules must be agreed between the site owner and residents.

8.3 Before publishing the site rules the Council will ensure the rules deposited have been made in accordance with the Statutory Procedure.

8.4 The Mobile Home Act 1983 (as amended by the MHA 13) allows the Council to charge a fee for depositing, amending, or deleting site rules.

8.5 Fee to deposit, amend or delete site rules £80

8.6 The Council must keep an up to date public register of site rules on protected sites and publish the register on-line.

9.0 REVISING THE FEE POLICY

9.1 The fees detailed in this policy have been determined based upon experience of dealing with site licensing historically with consideration of the changes the new Act has introduced. Some of the processes are new (for example the depositing of site rules) and therefore the estimates have been made as to the cost of providing these services.

9.2 This policy will be revised no later than March ~~2019~~ 2020.

10.0 APPENDIX 1- GUIDANCE FROM DCLG- SETTING OUT OF ACTIVITIES TO BE INCLUDING IN SETTING OF SITE LICENSING FEES

10.1 The DCLG- Mobile Homes Act 2013- A Guide for Local Authorities on Setting Licence Fees⁴- sets out activities that the Council can include when calculating its site licensing fee, these include-

⁴ <https://www.gov.uk/government/publications/mobile-homes-act-2013-a-guide-for-local-authorities-on-setting-licence-fees>

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Setting Site Licensing Fees

- Initial enquires;
- Pre-application advice;
- Letter writing/telephone calls etc. to make an appointment and requesting any documents or other information from the site owner or from any third party in connection with the licensing process;
- Sending out forms;
- Land registry searches;
- Handling enquires and complaints;
- Updating hard files/computer systems;
- Processing the licence fee;
- Time for reviewing necessary documents and certificates;
- Downloading photographs;
- Preparing draft and final licences;
- Updating public register;
- Preparing reports on contraventions;
- Review by manager or lawyers;
- Review of any consultation responses from third parties;
- Carrying out any risk assessment process considered necessary;
- Consultation with Planning and Fire and Rescue Services;
- A pre-programmed full site inspection; and
- A follow-up inspection to check compliance following a programmed inspection.

DECISION ITEM

REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	PUBLIC PROTECTION COMMITTEE	13 MARCH 2019	7

REQUEST TO REMOVE HACKNEY CARRIAGE STAND

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

A request has been received from a resident of the Borough for the removal of an appointed Hackney Carriage Stand. The Committee will be requested to consider the request and recommend the appropriate consultation should take place.

RECOMMENDATION

1. That the Committee notes the report and considers instructing Officers to conduct the appropriate consultation exercise.

SUMMARY OF PREVIOUS DECISIONS

There are no previous decisions relating to this request.

CORPORATE PRIORITIES

Spending your money in the most efficient way to achieve excellent services (Value for Money)	√
Delivering the services that customers expect of an excellent council (Clean and Green)	√
Working with all partners (Vibrant Economy)	√
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	√
Promoting Fylde as a great destination to visit (A Great Place to Visit)	√

REPORT

1. Section 63 of Part II of the Local Government (Miscellaneous Provisions) Act 1976 states that. "a District Council may from time to time appoint stands for Hackney Carriages for the whole or any part of a day in any highway in the District which is maintainable at the public expense...". By virtue of subsection (5) this power also extends to the revocation of such stands.
2. A request has been received from a member of the public living in the vicinity of the stand located on Church Road, St Annes adjacent to the Victoria Public House, that the stand be removed. The resident states,

“To whom it may concern,

I am writing with reference to the taxi rank on Church Road, st Anne’s, fy8 3ne. I would like to submit a formal request to have this rank removed or at least erect signs to say rank no longer in use as it is having a severe detrimental effect on the immediate residents. This request has been made before by other residents and has duly been ignored. I am not willing to let this issue slide as my wife works as an out of hours social worker and frequently has to park down the adjacent alley way which is completely unlit when she returns home in the early hours, putting her at considerable risk as well as the other residents who are forced to park there as a result of the completely unused taxi rank. I am aware that one taxi driver parks here around once or twice a month to eat his lunch, to put every other council tax paying resident at such a massive disadvantage for one taxi driver is simply unacceptable. Of course there is ample parking down said alleyway which would allow countless taxis to pull up to take on refreshment. The local pub does not require this rank as taxis simply pull up directly outside the pub, never using the rank. I am happy to provide photographic evidence of this rank at any and all hours of the day or night while it is completely empty, causing animosity with local residents as they vie for the two spaces available. I have already wrote to our local councillor to assist with this and I am happy to do whatever it takes to make my wife safer and the local residents able to park near their homes.”

3. The location of the stand may be seen below:



4. Before appointing or revoking any stand, the Authority is required to give notice to the Chief Officer of Police for the area and give public notice of the proposal by advertisement in at least one local newspaper circulating in the area. A period of 28 days follows for any objections of representations. The Highway Authority must also be consulted.
5. The Committee is therefore requested to note the request and consider instructing officers to undertake the necessary consultation exercise and report back to a future meeting of the Public Protection Committee.

IMPLICATIONS	
Finance	Any costs arising from the implementation of the request as described within the report will be met from existing budgets.
Legal	No implications arising directly from the report.
Community Safety	Hackney Carriage stands play a vital role in the removing of persons from Town Centres, particularly late at night and by placing at places of public resort should facilitate a speedier removal of taxi customers.
Human Rights and Equalities	Hackney carriages are a vital form of transport for the disabled who may have difficulties accessing other forms of public transport.
Sustainability and Environmental Impact	No implications arising directly from the report.
Health & Safety and Risk Management	No implications arising directly from the report.

LEAD AUTHOR	CONTACT DETAILS	DATE
Chris Hambly	chris.hambly@fylde.gov.uk Tel 01253 658422	28 th February 2019

BACKGROUND PAPERS		
Name of document	Date	Where available for inspection

INFORMATION ITEM

REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	PUBLIC PROTECTION COMMITTEE	13 MARCH 2019	8

WHEELCHAIR ACCESSIBLE VEHICLES

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY OF INFORMATION

At a meeting of the Public Protection Committee held on the 14th February 2018, the Committee considered a request from a licensed Private Hire Operator for an additional hackney carriage licence to be issued to a rear loading vehicle.

The Committee refused the request but resolved "To evaluate the effect the policy has had on the number of licensed wheelchair assessable vehicles in twelve months."

The purpose of the report is to update members on the number of licensed wheelchair accessible vehicles.

SOURCE OF INFORMATION

Chris Hambly, Environmental Health Manager

INFORMATION ATTACHED

Wheelchair Accessible Vehicles information note

WHY IS THIS INFORMATION BEING GIVEN TO THE COMMITTEE?

To comply with the resolution of the Public Protection Committee from its meeting on the 14th February 2018, "To evaluate the effect the policy has had on the number of licensed wheelchair assessable vehicles in twelve months."

FURTHER INFORMATION

Contact Chris Hambly, Environmental Health Manager

chris.hambly@fylde.gov.uk, 01253 658422

INFORMATION NOTE

WHEELCHAIR ACCESSIBLE VEHICLES

1. At a meeting of the [Public Protection Committee](#) on the 14th February 2018, the Committee considered a request from a licensed private hire operator for the grant of an additional hackney carriage licence for a rear loading wheelchair accessible vehicle, and also to amend the Policy to accept vehicles longer in length.
2. It was reported that current policy, adopted in 2017, provides that:
Any new Hackney Carriage vehicle licences are only granted in respect of vehicles that are:
 - i) less than six years old at the time of the initial grant of the new Hackney Carriage licence and*
 - (ii) a purpose built vehicle, designed and developed for use as a wheelchair accessible taxi. Wheelchair access must be from the side and not from the rear.*
The vehicle must be unaltered from the manufacturers/converters specification and documentation must be produced to show that the vehicle is certified to M1, European Whole Vehicle Approval or Low Volume Approval standards. Any replacement vehicle must also meet the standard required of such newly licensed hackney carriage vehicles.
 - iii) Any application should be submitted with supporting information in relation to the Intended Use Policy*
3. Concerns relating to rear loading and longer vehicles were highlighted and the potential to reduce the number of rank spaces available but it was confirmed the rear loading restriction does not apply to private hire vehicles.
4. The minutes report that:
Following a discussion on the pros and cons of amending the Hackney Carriage and Private Hire Licensing Policy, members were satisfied that there was adequate provision for both types of vehicles to be licensed under Private Hire.
The committee RESOLVED:
 - 1. Not to amend the Hackney Carriage and Private Hire Licensing Policy.*
 - 2. To evaluate the effect the policy has had on the number of licensed wheelchair assessable vehicles in twelve months.*
5. The table overleaf demonstrates the number of purpose built wheelchair accessible vehicles that have been issued with additional hackney carriage licences. For the benefit of members, the Policy was first introduced with a maximum age limit from the time of first registration of 1 year at the time of first registration in 2005, amended to 2 years in 2006 and to 6 years in October 2017.

Licence Number	First Licensed	Last Granted	Expiry Date	Vehicle age
916	26/10/2018	26/10/2018	27/10/2019	5yr 5m
915	01/08/2018	01/08/2018	31/07/2019	6m
914	31/05/2018	31/05/2018	30/05/2019	8m
913	30/05/2018	30/05/2018	29/05/2019	5yr 11m
912	31/01/2018	31/01/2019	30/01/2020	1yr
911	23/11/2016	LAPSED	22/11/2018	2ye 2m
910	09/11/2016	08/11/2018	08/11/2019	2yr 3m
909	22/06/2016	22/06/2018	21/06/2019	2yr 7m
908	10/09/2016	10/09/2018	09/09/2019	4yr 5m
907	03/06/2013	LAPSED	20/04/2016	7yr 8m
906	18/04/2011	18/04/2018	17/04/2019	7yr 10m
905	No info held			
904	31/07/2008	20/11/2018	19/11/2019	5yr 2m
903	11/06/2008	LAPSED	10/06/2012	10yr 8m
902	No info held			
901	05/05/2005	LAPSED	23/8/2014	16yr 6m

6. It can be seen that whilst take up of the additional hackney carriages has been slow with the maximum initial age limit of one and 2 years, following the amendment to Policy in 2017 an additional 5 vehicles have been licensed, 4 of those being after the Committee refused the request for rear loading vehicles to be included within the Policy.
7. Finally, the current Hackney Carriage fleet comprises 107 vehicles of which 11 are purpose built wheelchair accessible vehicles.

FURTHER INFORMATION AVAILABLE FROM

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