

REGULATORY COMMITTEE

AGENDA

Meeting to be held in the Civic Centre (Committee Room No. 6) on
Monday, 30th October, 2006 at 2.00 p.m.

Part I

ITEM	PAGE
1. Receipt of Declarations of Interest (if any)	
2. Apologies for Absence	
3. Minutes of the meeting of the Committee held on 2nd October, 2006 – Part I	1
(Copy herewith).	
4. Gaming Act 1968 – Section 34(5e) Application for Grant of a permit for all Cash Amusements with Prizes Machines – The Pizza Place, 3-4 Stockton Road, Sunderland, SR1 3NR	5
Report of the Director of Community and Cultural Services (Copy herewith)	

Local Government (Access To Information) (Variation) Order 2006

The reports contained in Part II of the Agenda are not for publication as the Committee is considered likely to exclude the public during consideration thereof as they contain information relating to any individual and the financial or business affairs of a particular person (including the authority holding that information) (Local Government Act 1972, Schedule 12A, Part I, Paragraphs 1 and 3).

**This information can be made available on request in other languages.
If you require this, please telephone 553 1008**

Part II

5. **Minutes of the meeting of the Committee held on 2nd October, 2006, Part II** 7
- (Copy herewith).
6. **Local Government (Miscellaneous Provisions) Act 1976 – Section 51 – Consideration of an Application for a Licence to Drive Private Hire Vehicles and Section 59 – Consideration of an Application to Drive Hackney Carriages – Mr. A.C.** 9
- Report of the Director of Community and Cultural Services (copy herewith).
7. **Local Government (Miscellaneous Provisions) Act 1976 – Section 61 – Consideration of the Suspension or Revocation of a Licence to Drive Hackney Carriages and or Private Hire Vehicles – Mr. J.G.C.** 13
- Report of the Director of Community and Cultural Services (copy herewith).
8. **Local Government (Miscellaneous Provisions) Act 1976 – Section 61 – Consideration of Suspension or Revocation of a Licence to Drive Private Hire Vehicles – Mr. G.F.M.** 21
- Report of the Director of Community and Cultural Services (copy herewith).
9. **Local Government (Miscellaneous Provisions) Act 1976 – Section 61 – Consideration of Suspension or Revocation of a Licence to Drive Private Hire Vehicles – Mr. I.M.N.** 23
- Report of the Director of Community and Cultural Services (copy herewith).

R.C. RAYNER,
City Solicitor.

Civic Centre,
SUNDERLAND.

19th October, 2006.

At the meeting of the REGULATORY COMMITTEE held in the CIVIC CENTRE on MONDAY, 2ND OCTOBER, 2006 at 2.15 p.m.

Present:-

Councillor Mrs. Higgins in the Chair

Councillor Bohill, P. Gibson, Grey, Peter Maddison, T. Martin, Richardson, J.B. Scott, Trueman, J. Walton, Whalen and Wilson

Declarations of Interest

There were no declarations of interest.

Apologies for Absence

Apologies for absence were submitted to the meeting on behalf of Councillors S. Gofton, J. Heron and M. Smith.

Minutes of the Last Meeting of the Committee held on 4th September, 2006 – Part I

1. RESOLVED that the minutes of the last meeting of the Committee held on 4th September, 2006 – Part I (copy circulated) be confirmed and signed as a correct record.

Gaming Act 1968 – Section 34(5e) – Application for Grant of a Permit for All Cash Amusements with Prizes Machines, The Pizza Place, 3-4 Stockton Road, Sunderland, SR1 3NR

The Director of Community and Cultural Services submitted a report (copy circulated) on an application received from Mr. Mohammad Teramizadeh and Mrs. Selina Teramizadeh for the grant of Section 34(5e) Gaming Permit in respect of The Pizza Place, 3-4 Stockton Road, Sunderland.

(For copy report – see original minutes)

2. RESOLVED that consideration of the application be deferred to the next meeting of the Committee.

Gaming Act 1968 – Application for Grant of Section 34(1) Permit – TNT Express UK Ltd., Rainton Bridge Industrial Estate, Houghton-le-Spring, Tyne and Wear, DH4 5PH

The Director of Community and Cultural Services submitted a report, (copy circulated) on an application received from TNT Express UK Ltd., for the grant of a section 34(1) permit for amusements with prizes machines in respect of one Amusement with Prizes Machine at TNT Express UK Ltd., Rainton Bridge Industrial Estate.

(For copy report – see original minutes)

Consideration having been given to the application, it was:-

3. RESOLVED that approval be given to the granting of a Section 34(1) permit to TNT Express UK Ltd., in respect of TNT Express UK Ltd., Rainton Bridge Industrial Estate for the use of one Amusement with Prizes Machine.

Hackney Carriage Fare Structure

The Director of Community and Cultural Services submitted a report (copy circulated) which sought Members' consideration of an application received from the Sunderland Hackney Carriage Operators' Association (SHCOA) for increases to the present scale of fares.

(For copy report – see original minutes)

Copies of representations submitted by the City of Sunderland Private Hire Operators Association (COSPHOA) were also tabled for Members' information.

Consideration was given to the report and the view was expressed that the proposed 40p increase with regard to Tariff Two was excessive. It was moved by Councillor Gibson that the proposed increase in respect of Tariff Two be limited to 20p.

With regard to the requested third tariff Members were of the opinion that this should operate only between 6.00 p.m. on 31st December and 7.00 a.m. on 2nd January.

Accordingly it was:-

4. RESOLVED that approval be given to the following scale of fares subject to statutory advertising:-

(i) Tariff One

If the distance does not exceed 228.6m (250yds), for the whole distance - £2.20.

If the distance exceeds 228.6m (250yds), for the first 228.6m (250yds) - £2.20.
and each subsequent 292.61m (320yds) or uncompleted part thereof - £0.20.

(ii) Tariff Two

If the distance does not exceed 192.20m (210yds), for the whole distance - £2.40.

If the distance exceeds 192.02m (210yds), for the first 192.02m (210yds)- £2.40.

and each subsequent 237.74m (260yds) or uncompleted part thereof - £0.20.

(iii) Tariff Three

If the distance does not exceed 192.02m (210yds), for the whole distance - £3.60.

If the distance exceeds 192.02m (210yds), for the first 192.02m (210yds) - £3.60.

and each subsequent 237.74m (260yds) or uncompleted part thereof £0.20.

(Tariff Three to operate between 6.00 p.m. on 31st December and 7.00 a.m. on 2nd January only).

Local Government (Access to Information) (Variation) Order 2006

At the instance of the Chairman, it was:-

5. RESOLVED that, in accordance with Section 100A(4) of the Local Government Act 1972, the public be excluded during consideration of the remaining business as it was considered likely to include the disclosure of exempt information relating to an individual and the financial or business affairs of a particular person (including the authority holding that information). Local Government Act 1972, Schedule 12A, Part I, Paragraphs 1 and 3).

(Signed) M. HIGGINS,
Chairman.

Note:

The above minutes comprise only those relating to items during which the meeting was open to members of the public.

Additional minutes in respect of further items are included in Part II.

REGULATORY COMMITTEE

30 OCTOBER 2006

GAMING ACT 1968 – SECTION 34(5e) APPLICATION FOR GRANT OF A PERMIT FOR ALL CASH AMUSEMENTS WITH PRIZES MACHINES THE PIZZA PLACE, 3-4 STOCKTON ROAD, SUNDERLAND, SR1 3NR

Report by the Director of Community and Cultural Services

1. INTRODUCTION

- 1.1 An application has been received from Mr Mohammad Teramizadeh and Mrs Selina Teramizadeh of 61a Hylton Road, Sunderland for the grant of a Section 34(5e) gaming permit for the above-mentioned premises. The application is for the grant of a permit for all cash amusements with prizes machines.
- 1.2 Members originally considered this matter at their meeting on 4 September 2006 and again at their meeting on 2 October 2006 where they deferred consideration of this matter in order for a site visit to take place.

2. CONSULTATION REPLIES

- 2.1 Northumbria Police have been consulted with regard to the application and have no objection to the application.
- 2.2 The Director of Community and Cultural Services has been consulted with regard to Health and Safety matters and has no objection to the application.

3. RELEVANT STATUTORY PROVISIONS

- 3.1 Section 34(5e) of the Gaming Act 1968 allows applications to be made to the local authority for permits for the use of all cash amusements with prizes. The maximum payout permitted for these machines changed on 27 October 2006 and is currently £35.00 and they can only be installed either in premises where access is restricted to persons aged 18 years or over, or, in premises which admit under 18's, in "age controlled designated areas" within the premises.
- 3.2 The local authority has a discretion as to whether or not a permit should be granted but consideration of an application for the grant of a permit should be restricted to such matters as the suitability of the applicant and the premises, the social effects of the proposal, the number of amusement centres in the area and matters of public order. Questions relating to planning issues, for example traffic and amenity questions, should not be taken into account.

3.3 Applicants for the above type of permit may not be refused unless the applicant has been given the opportunity to attend before the Committee to make representations.

4. CONCLUSION

Members are requested to consider the above application.

Background Papers

1. Application dated 31.07.06
2. Letter to the applicant dated 08.08.06
3. E-mail from Northumbria Police dated 08.08.06