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The Chair and Members of Appeals  
and Regulatory Committee

3 November 2015

Dear Councillor,

Please attend a meeting of the APPEALS AND REGULATORY COMMITTEE to be held on WEDNESDAY, 11 NOVEMBER 2015 at **11.30 am** in Committee Room 3, Town Hall, Chesterfield, the agenda for which is set out below.

AGENDA

Part 1(Public Information)

1. Declarations of Members' and Officers' Interests relating to items on the agenda
2. Apologies for Absence
3. Minutes (Pages 3 - 6)

Minutes of the Meetings of the Appeals and Regulatory Committee held on 16 September and 21 October, 2015.

4. Programme of Street Collections 2016 (A250) (Pages 7 - 26)

Yours sincerely,

A handwritten signature in black ink, appearing to be "B. Offiler", written over a white background.

Local Government and Regulatory Law Manager and Monitoring Officer

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## APPEALS AND REGULATORY COMMITTEE

Wednesday, 16th September, 2015

Present:-

Councillor Bellamy (Chair)

Councillors Bingham  
Brady  
A Diouf  
Flood  
Hitchin

Councillors P Innes  
A Murphy  
Niblock  
Perkins  
Rayner

\*Matters dealt with under the Delegation Scheme

**66 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

**67 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Dean Collins and Lisa Collins.

**68 REVIEW OF TAXI LICENSING FEES FOR PRIVATE HIRE OPERATORS AND HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS (A410)**

The Licensing Officer submitted a report to enable Members to consider objections received to the proposals previously agreed by the Committee to changes to Taxi Licensing in accordance with the Deregulation Act 2015.

The changes would increase the length of a taxi driver's licence to three years and an operator's licence to five years with effect from 1 October 2015. Following the Committee's approval of these proposals on 22 July, 2015, there had been a period of statutory consultation, during which two objections had been received.

The objections were attached as an appendix to the report.

One objector felt that the change to an operators' licence was not necessary and that it should have been more widely publicised.

The other objector did not feel the proposed changes to drivers' licences were legal, particularly the ongoing charge for drivers for years two and three.

It was noted that the proposals had been discussed at the Taxi Consultative Committee on 15 July, 2015, at which operators had been represented, considered at a public meeting of the Appeals and Regulatory Committee on 22 July, 2015 and publicised as required by law in the Derbyshire Times and on the Council's website and at the Licensing department. It was confirmed that this was the normal process used in notifying such changes.

It was further noted that section 10 of the Deregulation Act 2015 extended the life of a taxi driver's licence to three years, although provision was made for shorter periods in exceptional circumstances (such as a probationary licence), and that the fees schedule in the original report of 22 July, 2015 had outlined how the three-yearly fee was calculated, taking account of costs incurred in respect of years two and three. It was confirmed that the proposed operator's licence fee comprised a core fee paid at the beginning of the five year period and a fee for the number of vehicles paid each year.

It was explained that fees were set at levels with the aim of the service being cost neutral.

**\* RESOLVED –**

That the original Committee decision of 22 July, 2015 be upheld and the measures and fees for three yearly Hackney Carriage / Private Hire Drivers licences and five yearly Private Hire Operators licences commence as planned on 1 October, 2015.

## **APPEALS AND REGULATORY COMMITTEE**

**Wednesday, 21st October, 2015**

Present:-

Councillor Bellamy (Chair)

<p>Councillors Bingham L Collins P Innes A Murphy</p>	<p>Councillors Niblock Parsons Perkins</p>
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\*Matters dealt with under the Delegation Scheme

**89 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

**90 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Dean Collins, Flood, Hitchin and Rayner.

**91 PET SHOP LICENCE CONDITIONS AND ANIMAL BOARDING LICENCE CONDITIONS (A270)**

The Environmental Health Manager submitted a report to request approval of new pet shop licence conditions and new animal boarding conditions in domestic premises.

Officers had drafted new pet shop licence conditions, based on the Council's existing pet shop conditions and the Chartered Institute of Environmental Health (CIEH) model conditions for pet vending licensing. Copies of the new draft conditions, the existing conditions and the CIEH model conditions were attached to the report. The new conditions included guidance for pet shop owners, which would be sent to all current pet shop owners once the new conditions were approved.

Under the Animal Boarding Establishments Act 1963, the Council currently licenced ten establishments (catteries and kennels) and ten premises for home boarding of dogs (since the introduction of home boarding in January 2014). Licensing of premises for home boarding was solely to ensure that the premises satisfied basic standards relating to the health, welfare, and safety of the animals boarded.

Officers had drafted new animal boarding conditions in domestic premises to include all businesses day boarding a dog in a domestic premise as if it was in its own home setting, as well as home boarding a dog at night. It was proposed that these conditions would replace the existing home boarding conditions, with an annual licence fee of £155 (compared with the annual fee for animal boarding establishments (Kennels & Catteries) of £310). Copies of the new draft conditions and the existing conditions were attached to the report.

Those businesses that did not fall into the domestic premises category would fall under the Council's existing animal boarding establishments conditions, a copy of which was attached to the report.

In response to questions from Members it was confirmed that the conditions for animal boarding in domestic premises only applied where there was a commercial undertaking and that the maximum number of dogs to be kept at a domestic premise would be shown on each licence. It was explained that the lower fee for a home boarding licence was felt to be fairer as these tended to be smaller undertakings than animal boarding establishments.

#### **RESOLVED –**

- (1) That the new improved pet shop licensing conditions, formed from the merging of CIEH's pet vending model conditions with the Council's existing pet shop conditions, be approved.
- (2) That the new animal boarding conditions in domestic premises be approved to replace the existing home boarding conditions.

**FOR PUBLICATION**

**PROGRAMME OF STREET COLLECTIONS 2016 (A250)**

MEETING: APPEALS AND REGULATORY COMMITTEE  
DATE: 11<sup>th</sup> November, 2015  
REPORT BY: LICENSING OFFICER  
WARD: ALL  
COMMUNITY FORUMFORUM: ALL

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FOR PUBLICATION

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1.0 **PURPOSE OF REPORT**

1.1 To determine the programme of Street Collections for 2016.

2.0 **BACKGROUND**

2.1 Environment Services – Licensing has received a number of applications for permission to collect within the Borough of Chesterfield on various dates in 2016. A provisional programme of collections is attached at Appendix A.

2.2 Details of collections held by the applicants in previous years are shown at Appendix B.

2.3 A Brief summary of the nature of each charity is attached at Appendix C.

3.0 **RECOMMENDATION**

3.1 That the programme of Street Collections for 2016 be determined.

TREVOR DURHAM  
LICENSING MANAGER

November, 2015

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**STREET COLLECTIONS – 2016**

**APPENDIX A**

<b><u>DATE</u></b>	<b><u>CHARITY</u></b>	<b><u>RETURNED</u></b>
January		
Fri 1		
Sat 2		
Sun 3 Mon 4 Tues 5 Wed 6 Thur 7 Fri 8		
Sat 9		
Sun 10 Mon 11 Tues 12 Wed 13 Thur 14 Fri 15		
Sat 16	<b>James Whale Fund for Kidney Cancer</b>	
Sun 17 Mon 18 Tues 19 Wed 20 Thur 21 Fri 22		
Sat 23		
Sun 24 Mon 25 Tue 26 Wed 27 Thur 28 Fri 29		
Sat 30 Sun 31		

<u>DATE</u>	<u>CHARITY</u>	<u>RETURNED</u>
<b>February</b>		
Mon 1 Tues 2 Wed 3 Thur 4 Fri 5	<b>Soldiers off the Street</b>	
Sat 6	<b>Soldiers off the Street</b>	
Sun 7 Mon 8 Tues 9 Wed 10 Thur 11 Fri 12		
Sat 13		
Sun 14 Mon 15 Tues 16 Wed 17 Thur 18 Fri 19		
Sat 20		
Sun 21 Mon 22 Tues 23 Wed 24 Thur 25 Fri 26		
Sat 27		
Sun 28 Mon 29		

<b>DATE</b>	<b>CHARITY</b>	<b>RETURNED</b>
<b>March</b>		
Tues 1 Wed 2 Thur 3 Fri 4		
Sat 5		
Sun 6 Mon 7 Tues 8 Wed 9 Thur 10 Fri 11		
Sat 12		
Sun 13 Mon 14 Tues 15 Wed 16 Thur 17 Fri 18		
Sat 19		
Sun 20 Mon 21 Tues 22 Wed 23 Thur 24 Fri 25	<b>James Whale Fund for Kidney Cancer Care</b>	
Sat 26		
Sun 27 Mon 28 Tues 29 Wed 30 Thur 31		

<b><u>DATE</u></b>	<b><u>CHARITY</u></b>	<b><u>RETURNED</u></b>
<b>April</b>		
Fri 1		
Sat 2	<b>NEDDC Chairs Appeal – Chest. Royal Hospital Charity</b>	
Sun 3 Mon 4 Tues 5 Wed 6 Thur 7 Fri 8		
Sat 9		
Sun 10 Mon 11 Tues 12 Wed 13 Thur 14 Fri 15		
Sat 16		
Sun 17 Mon 18 Tues 19 Wed 20 Thur 21 Fri 22	<b>RSPCA</b>	
Sat 23	<b>Chesterfield Dance Teams</b>	
Sun 24 Mon 25 Tues 26 Wed 27 Thur 28 Fri 29		
Sat 30		

<u>DATE</u>	<u>CHARITY</u>	<u>RETURNED</u>
<b>May</b>		
Sun 1		
Mon 2 Tues 3 Wed 4 Thur 5 Fri 6		
Sat 7		
Sun 8 Mon 9 Tues 10 Wed 11 Thur 12 Fri 13		
Sat 14		
Sun 15 Mon 16 Tues 17 Wed 18 Thur 19 Fri 20		
Sat 21		
Sun 22 Mon 23 Tues 24 Wed 25 Thur 26 Fri 27	<b>James Whale Fund for Kidney Cancer Care</b>	
Sat 28		
Sun 29 Mon 30 Tues 31		

<u>DATE</u>	<u>CHARITY</u>	<u>RETURNED</u>
<b>June</b>		
Wed 1 Thur 2 Fri 3	<b>RSPCA</b>	
Sat 4	<b>Royal National Lifeboat Institution</b>	
Sun 5 Mon 6 Tues 7 Wed 8 Thur 9 Fri 10		
Sat 11		
Sun 12 Mon 13 Tues 14 Wed 15 Thur 16 Fri 17		
Sat 18	<b>Reach Trust</b>	
Sun 19 Mon 20 Tues 21 Wed 22 Thur 23 Fri 24		
Sat 25		
Sun 26 Mon 27 Tue 28 Wed 29 Thur 30		

<u>DATE</u>	<u>CHARITY</u>	<u>RETURNED</u>
<b>July</b>		
Fri 1		
Sat 2		
Sun 3 Mon 4 Tues 5 Wed 6 Thur 7 Fri 8		
Sat 9	<b>Staveley Armed Forces &amp; Veterans Association</b>	
Sun 10 Mon 11 Tues 12 Wed 13 Thur 14 Fri 15	<b>Staveley Armed Forces &amp; Veterans Association</b>	
Sat 16		
Sun 17 Mon 18 Tues 19 Wed 20 Thur 21 Fri 22		
Sat 23		
Sun 24 Mon 25 Tues 26 Wed 27 Thur 28 Fri 29		
Sat 30		
Sun 31		

<u>DATE</u>	<u>CHARITY</u>	<u>RETURNED</u>
<b>August</b>		
Mon 1 Tues 2 Wed 3 Thur 4 Fri 5		
Sat 6		
Sun 7 Mon 8 Tues 9 Wed 10 Thur 11 Fri 12		
Sat 13		
Sun 14 Mon 15 Tues 16 Wed 17 Thur 18 Fri 19		
Sat 20		
Sun 21 Mon 22 Tues 23 Wed 24 Thur 25 Fri 26		
Sat 27		
Sun 28 Mon 29 Tues 30 Wed 31		



<u>DATE</u>	<u>CHARITY</u>	<u>RETURNED</u>
<b>September</b>		
Thur 1 Fri 2		
Sat 3		
Sun 4 Mon 5 Tues 6 Wed 7 Thur 8 Fri 9		
Sat 10	<b>Leukaemia Research (Bloodwise)</b>	
Sun 11 Mon 12 Tues 13 Wed 14 Thur 15 Fri 16		
Sat 17		
Sun 18 Mon 19 Tues 20 Wed 21 Thur 22 Fri 23		
Sat 24		
Sun 25 Mon 26 Tues 27 Wed 28 Thur 29 Fri 30		

<u>DATE</u>	<u>CHARITY</u>	<u>RETURNED</u>
<b>October</b>		
Sat 1		
Sun 2 Mon 3 Tues 4 Wed 5 Thur 6 Fri 7		
Sat 8		
Sun 9 Mon 10 Tues 11 Wed 12 Thur 13 Fri 14	<b>Arthritis Research UK</b>	
Sat 15		
Sun 16 Mon 17 Tues 18 Wed 19 Thur 20 Fri 21		
Sat 22		
Sun 23 Mon 24 Tues 25 Wed 26 Thur 27 Fri 28		
Sat 29		
Sun 30 Mon 31		

<u>DATE</u>	<u>CHARITY</u>	<u>RETURNED</u>
<b>November</b>		
Tues 1 Wed 2 Thur 3 Fri 4		
Sat 5	<b>Poppy Appeal</b>	
Sun 6 Mon 7 Tues 8 Wed 9 Thur 10 Fri 11	<b>Poppy Appeal Poppy Appeal Poppy Appeal Poppy Appeal Poppy Appeal</b>	
Sat 12	<b>Poppy Appeal</b>	
Sun 13 Mon 14 Tues 15 Wed 16 Thur 17 Fri 18		
Sat 19		
Sun 20 Mon 21 Tues 22 Wed 23 Thur 24 Fri 25		
Sat 26		
Sun 27 Mon 28 Tues 29 Wed 30	<b>RSPCA</b>	

<u>DATE</u>	<u>CHARITY</u>	<u>RETURNED</u>
<b>December</b>		
Thur 1 Fri 2		
Sat 3		
Sun 4 Mon 5 Tues 6 Wed 7 Thur 8 Fri 9		
Sat 10		
Sun 11 Mon 12 Tues 13 Wed 14 Thur 15 Fri 16	<b>RSPCA</b>	
Sat 17		
Sun 18 Mon 19 Tues 20 Wed 21 Thur 22 Fri 23		
Sat 24		
Sun 25 Mon 26 Tues 27 Wed 28 Thur 29 Fri 30		
Sat 31		

**APPENDIX B**

<b>CHARITY</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
Phoenix Children's Foundation	£144.00 (24/01/13) Nil Return (06/05/13) £329.00 (14/12/13)	£137.00 (25/01/14) £203.00 (19/03/14) £222.00 (21/08/14)	£220.00 (10/04/15) £201.00 (20/06/15)
Marie Curie Cancer Care	£631.38 (30/03/13)	£508.52 (22/03/14)	£459.99 (21/03/15)
Ashgate Hospice	£302.73 (04/05/13)	£472.07 (02/05/14) £608.43 (03/05/14) £639.60 (19/12/14)	£441.94 (02/05/15) £106.33 (25/06/15) £326.96 (20/06/15) £227.43 (27/06/15) £629.29 (25/09/15)
Guide Dogs		£608.33 (10/10/14)	£546.01 (10/10/15)
Little Stars Luxor Children's Trust	£194.95 (18/03/13) £71.40 (24/06/13)	£71.55 (05/04/14) £81.75 (28/02/14)	No Collection
Chesterfield Amnesty International	£90.00 (12/10/13)	£100.00 (27/09/14)	£80.00 (01/10/15)
Royal National Lifeboat Institution	£799.40 (17/06/13) £297.30 (30/11/13)	£488.49 (07/06/14)	£453.74 (06/06/15)
Arthritis Research UK	£324.49 (11/10/13)	£281.91 (17/10/14)	£368.47 (16/10/15)
Arthritis Research UK (Kenny Owen)			£38.00 (23/05/15) £23.60 (26/06/15) £17.63 (02/10/15)
Action for Children (previously NCH)	£140.06 (13/07/13)	£180.00 (12/07/14)	£169.60 (11/07/15)
Dr. Hadwen Trust	£19.25 (20/08/13)	£17.09 (19/07/14)	£32.23 (18/07/15)
Leukaemia & Lymphoma Research Fund (previously known as the Leukaemia Research fund.) (now called Bloodwise)	£1074.05 (21/09/13)	£849.93 (13/09/14)	£636.19 (12/09/15)
The Poppy Appeal The Royal British Legion	£3208.30 (2-9 Nov.13)	£2158.35 (1-8 Nov.14)	

Pantonic All Stars Steel Orchestra	£196.00 (24/11/13)	£503.65 (28/08/14) £278.47 (23/11/14)	£594.78 (11/07/15)
BBC Children In Need – Mr. J. Fury	£138.00 (11/11/13)	£127.00 (28/11/14)	
The Salvation Army	£546.45 (30/11/13) £685.96 (07/12/13) £768.79 (14/12/13) £865.87 (21/12/13)	£2783.70 (6/13/20 Dec 2014)	
Christian Education Chesterfield	£562.00 (27/05/13)	£404.78 (26/05/14)	
Mayor's Appeal	£1000.56 (05/11/13)	£95.00 (29/03/14) £147.00 (12/12/14)	
Staveley Armed Forces and Veterans Association/Help For Heroes	£26.00 (19/04/13) £324.00 (19/06/13)	£755.00 (12&13/07/14)	
Chairs Appeal NEDDC	£96.21 (02/03/13) £270.17 (16/03/13) £124.48 (06/07/13) £56.13 (09/08/13) £88.78 (07/09/13) £176.42 (16/11/13)	£61.35 (08/02/14) £51.86 (16/08/14) £72.30 (23/08/14)	
Royal Air Forces Association	£773.68 (14/09/13)	£876.69 (20/09/14)	
SAFVA	£401.50 (11/05/13)	£155.00& £600 (Hound for Heroes ) 12/13 <sup>th</sup> July 2014	
Whizz Kidz – George Telfer	£257.82 (09/02/13)	£103.02 (15/02/14)	No Collection
Chesterfield Canal Trust	£172.00 (29 & 30/06/13)	£39.00 (28 & 29/06/14)	No Collection
Cancer Research UK (Mr. Kenny Owen)	£55.12 (01/03/13) £50.73 (15/06/13) £48.24 (25/10/13) £60.12 (17/10/13)	£28.06 (04/07/14) £35.70 (27/03/14) £10.08 (09/10/14) £45.30 (28/11/14)	£25.79 (23/04/15)

	£19.98 (12/12/13)		
Edale Mountain Rescue	£936 (13/12/13)	£686 (29/11/14)	
Lord Dowding Fund	£26.80 (31/08/13)	£10.00 (02/08/14)	£16.65 (25/07/15)
Kids 'N' Cancer	£64.78 (15/11/13)	£34.33 (15/03/14)	£105.36 (07/03/15) £50.78 (01/05/15)
Studio House – The Gateway Trust	No Collection	£518.05 (06/06/14)	£275.00 (27/04/15) £200.00 (01/06/15)
McMillan Cancer Support		£197.33 (26/04/14)	£350.48 (12/07/15) £129.00 (15/08/15)
James Whale Fund	No Collection	£81.75 (15/09/14) £80.65 (04/10/14) £189.85 (12/11/14)	£81.00 (20/02/15) £107.05 (07/04/15) £282.55 (23/24/06/15) £103.10 (17/07/15)
RSPCA	No Collection	£120.05 (27/11/14)	£107.26 (16/04/15) £115.26 (30/04/15)
Kidney Cancer Care	No Collection	No Collection	£207.00 (05/01/15)
Derbyshire, Leicestershire and Rutland Air Ambulance	No Collection	No Collection	£78.03 (16/01/15) £248.22 (24/09/15)
REACH	No Collection	No Collection	£20.08 (27/06/15)

Street Collections – Returns 2015

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**INFORMATION ON CHARITIES THAT HAVE APPLIED TO COLLECT IN THE BOROUGH OF CHESTERFIELD IN 2016**

<b><u>Date of collection</u></b>	<b><u>Charity</u></b>
<b>16th January, 25<sup>th</sup> March and 27<sup>th</sup> May, 2016</b>	<p><b><u>James Whale Fund For Kidney Cancer</u></b></p> <p>To reduce the harm caused by kidney cancer by increasing knowledge and awareness, providing patient information and by supporting research into causes, prevention and treatment of the disease.</p>
<b>5<sup>th</sup> and 6<sup>th</sup> February, 2016</b>	<p><b><u>Soldiers off the Street</u></b></p> <p>The relief of charitable need of homeless ex-service personnel, in particular but not exclusive by the provision of clothing, food and rehabilitation, including advice on post traumatic stress disorder, alcoholism, drug abuse, housing and employment</p>
<b>20<sup>th</sup> April, 1<sup>st</sup> June, 30<sup>th</sup> November and 14<sup>th</sup> December, 2016</b>	<p><b><u>RSPCA</u></b></p> <p>To promote animal welfare, care for neglected and abused animals</p>
<b>23<sup>rd</sup> April, 2016</b>	<p><b><u>Chesterfield Dance Teams</u></b></p> <p>Chesterfield Garland Dancers and Cock and Magpie Morris often dance together under the title of Chesterfield Dance Teams and the street collection is to raise funds for the dance group.</p>
<b>4<sup>th</sup> June 2016</b>	<p><b><u>Royal National Lifeboat Institution</u></b></p> <p>Funded by charitable donations, the lifeboat crews and lifeguards of the Royal National Lifeboat Institution have saved lives at sea since 1824.</p>
<b>9<sup>th</sup> and 10<sup>th</sup> July, 2016</b>	<p><b><u>Staveley Armed Forces &amp; Veterans Assoc. – Hounds for Heroes</u></b></p> <p>Providing specially trained assistance dogs to injured and disabled men and women of the UK Armed Forces and Civilian Emergency Services.</p>

<p><b>10<sup>th</sup> September 2016</b></p>	<p><b><u>Leukaemia &amp; Lymphoma Research (Bloodwise)</u></b></p> <p>Leukemia &amp; Lymphoma Research is the only UK charity solely dedicated to research into blood cancers, including leukemia, lymphoma and myeloma.</p> <p>Our life-saving research is focused on finding causes, improving diagnosis and treatments, and running groundbreaking clinical trials for all blood cancer patients.</p>
<p><b>5<sup>th</sup> to 12<sup>th</sup> November 2016</b></p>	<p><b><u>Poppy Appeal</u></b></p> <p>The Poppy appeal raises funds for the Royal British Legion, the nations leading armed forces charity providing care and support to all members and of the British Armed Forces past and present.</p>