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**District Council House, Frog Lane
Lichfield, Staffordshire WS13 6YU**

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Monday, 12 June 2023

Dear Sir/Madam

REGULATORY AND LICENSING COMMITTEE

A meeting of the Regulatory and Licensing Committee has been arranged to take place **TUESDAY, 20TH JUNE, 2023 at 6.00 PM IN THE COMMITTEE ROOM** District Council House, Lichfield to consider the following business.

Access to the Committee Room is via the Members' Entrance.

The meeting will be live streamed on the Council's [YouTube channel](#)

Yours faithfully

A handwritten signature in cursive script that reads 'Kerry Dove'.

Kerry Dove
Chief Operating Officer

To: Members of Regulatory and Licensing Committee

Councillors B Yeates (Chair), Salter (Vice-Chair), Anketell, Hugh, Russell, Checkland, Coe, L Ennis, Evans, Leung, Warfield and Henshaw



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AGENDA

1. Apologies for Absence
2. Declarations of Interest
3. Minutes of the Previous Meeting 3 - 6
4. Footpath Diversion No. 42 (part) - Fradley & Streethay 7 - 10
5. Footpath Diversion No. 43 (part) - Fradley & Streethay 11 - 14
6. Presentation on the functions delivered by Regulation and Enforcement Verbal Report
7. Work Programme 15 - 16



REGULATORY AND LICENSING COMMITTEE

1 MARCH 2023

PRESENT:

Councillors B Yeates (Chair), Checkland (Vice-Chair), Barnett, Cross, Eagland, L Ennis, Evans, Ray, Salter, Mrs Tranter and Warfield

20 APOLOGIES FOR ABSENCE

There were no apologies for absence.

21 DECLARATIONS OF INTEREST

Councillor L. Ennis declared an interest as an employee of St Joseph & St Theresa Catholic Primary School.

Councillor Evans later declared an interest as Chair of the Board of Governors for Chase Terrace Primary School.

22 MINUTES OF THE PREVIOUS MEETING

The minutes of the previous meeting, held on 28 September 2022, were taken as read and approved as a correct record by the Chair.

23 POLLING PLACES - LOCAL ELECTIONS 2023

Christie Tims (Assistant Director Regulation & Enforcement) presented the report to the committee. She noted that the authority will need to comply with new regulations set out in the Elections Act 2022. The council has tried wherever possible to avoid using schools, however there are several locations where this is unavoidable. Ultimately a polling location is legally required, and voters cannot be disenfranchised through the absence of a suitable location.

Members were informed of the national campaign around voter ID that went live end of January. The council will include an information leaflet with council tax letters; advertisements within the free delivery papers that go to households; leaflets to parish clerks; information on poll cards. The Joint Waste service will also work to provide information to houses that require special assistance. In response to member questions it was confirmed that QR codes, BSL and braille versions of the information were being worked on too.

It was confirmed that election planning had been picked up on this occasion by the Governance Team with support from the Customer Services Team. On site appointments could be made by individuals unable to access application systems online. There will also be additional training for polling supervisors and staff can be redeployed throughout the day.

RESOLVED: Members approved the polling stations proposed at Appendix A for use by the Returning Officer in the 2023 District and Parish elections.

24 TAXI LICENSING UPDATE

Ms Tims took the committee through the presentation on Taxi Licensing. The presentation was previously given to the Audit & Member Standards committee after their questions on a

specific issue of the policy. It was stated that the current 93-page policy need to be more succinct and accessible, with conditions clearer and upfront so drivers are aware of them. There is also an emerging narrative from drivers highlighting the impact of the cost of living crisis, exacerbated by the rates and vehicles set out in the policy.

Members questioned what levers the council can pull to impact this area. The labour and bureaucracy intensive application process was highlighted as something that can be made slicker to attract new drivers. The age requirement of vehicles is currently the biggest factor in forcing drivers to other locations.

Ms Tims confirmed the environmental protection team do carry out spot checks to ensure drivers on the taxi rank are licensed and operating as they should. There is also dedicated reporting line and a campaign to raise awareness of these issues being planned for the summer.

RESOLVED: Members noted the contents of the Taxi Licensing Presentation.

25 EVENTS & STREET TRADING UPDATE

Ms Tims took the committee through the presentation on Events & Street Trading. It was noted that a significant amount of work had been conducted over the past couple of years on the back of the events policy. There are exciting new events coming this year, but some minor issues remain with street trading due to changes of business models following the Covid-19 pandemic recovery.

Ms Tims set out a number of hypothetical options to the committee, regarding how changes could be made to the existing policies. These included:

- Unadopting the relevant legislation so there is no control over street trading within the district;
- Excluding some streets that are currently consented;
- Excluding council owned land from streets that are currently consented;
- Excluding all land owned by key partners as a consented street;
- Adopting an approach where a street trading consent is given to event organisers and they then take responsibility for ensuring that the traders at the event operate legally and safely;
- Removing the requirements for individual traders to each have their own Public Liability Insurance and allow this to be covered by an overall event organiser policy.

Members noted that public liability insurance has been an issue raised with them by residents. Exceptions for small towns and parishes were suggested as possible options. Members expressed reluctance to leave regulation to event organisers. They suggested that work should be done in tandem with parish councils as they have blanket public liability policies.

Follow up information on Martyn's law was provided to the committee and the presentations circulated to members.

RESOLVED: Members noted the contents of the Events & Street Trading Presentation.

26 WORK PROGRAMME

The committee was informed that the work program had been updated to reflect the change of date of the next meeting.

(The Meeting closed at 7.45 pm)

CHAIR

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Proposed Diversion of Public Footpath No. 42 (part) in the Parish of Fradley and Streethay



Date: 20 June 2023
 Contact Officer: Rhiannon Godley
 Tel Number: 01543 308254
 Email: Rhiannon.Godley@lichfielddc.gov.uk
 Key Decision? **NO**
 Local Ward Members: Councillors D Cross, M Wilcox and S Wilcox

REGULATORY AND LICENSING COMMITTEE

1. Executive Summary

1.1 To consider an application received from Mr Will Baggott, Barratt, West Midlands for the diversion of public footpath No. 42 (part) in the Parish of Fradley and Streethay. The application is to be considered under the Town and Country Planning Act, Section 257.

2. Recommendations

2.1 To approve the proposed diversion of Public Footpath No. 42 (part) in the Parish of Fradley and Streethay as set out in Appendix A to allow for necessary development.

3. Background

- 3.1 An application has been submitted under the Town and Country Planning Act 1990 from Mr Will Baggott, Barratt, West Midlands for the proposed diversion of Public Footpath No. 42 in the Parish of Fradley and Streethay.
- 3.2 The application has been made in connection with planning application 19/00555/REMM for the construction of 250 new dwellings and associated infrastructure, provision of football pitches and changing facility.
- 3.3 Attached at Appendix A is a plan showing a route for Footpath No. 42 (part). The footpath route is shown as points D to F with a dashed black line. Following completion of the development it is proposed that this diverted route will become permanent.

Alternative Options	1. Leave the footpath as it is which will not allow for the development of the site
Consultation	1. An informal consultation has taken place with Outside Bodies and Local Ward Members and there are no outstanding objections.
Financial Implications	1. No financial implications for the Council have been identified. Administrative

	and advertisement cost will be incurred in the making of the Public Footpath Order, these will be met by the applicant.
Approved by Section 151 Officer	Yes

Legal Implications	1. Not applicable. Valid planning permission is in place.
Approved by Monitoring Officer	Yes

Contribution to the Delivery of the Strategic Plan	1. By enabling growth and development, footpath diversions contribute to the 'Delivering Prosperity' strategic objective.
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Equality, Diversity and Human Rights Implications	1. None identified
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Crime & Safety Issues	1. Not applicable
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Environmental Impact	1. Ensuring the protection of public rights of way by rerouting the footpath to enable development, rather than removing the footpath.
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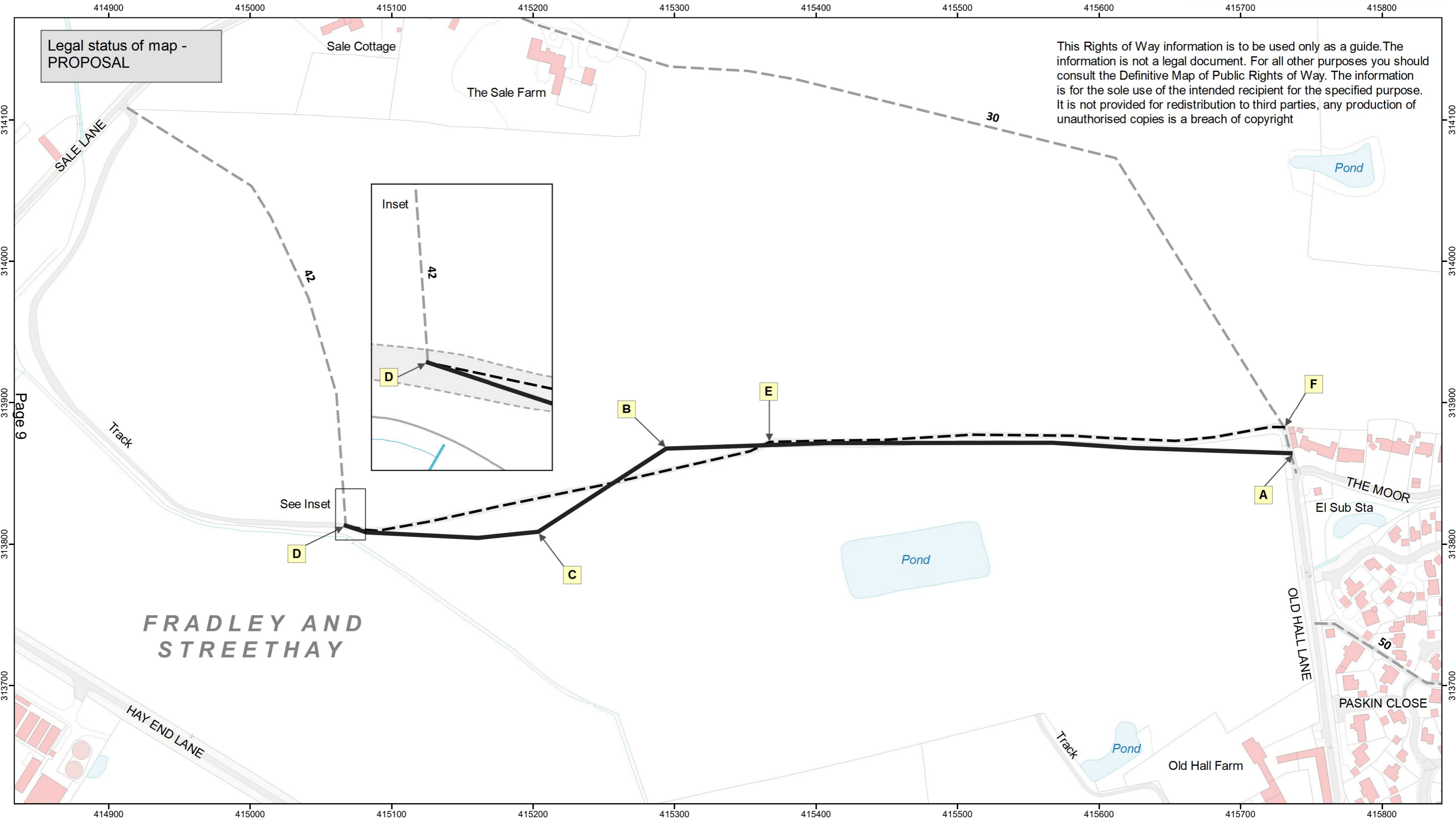
GDPR / Privacy Impact Assessment	1. Not applicable
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	Risk Description & Risk Owner	Original Score (RYG)	How We Manage It	Current Score (RYG)
A	Footpath diversion process not followed correctly and being challenged.	Green	We have an agreed process which follows the relevant legislation and also legal advice if required	Green
B				
C				
D				
E				

	Background documents Appendix A – Map of Proposed Diversion (Town and Country Planning Act 1990 Section 257)
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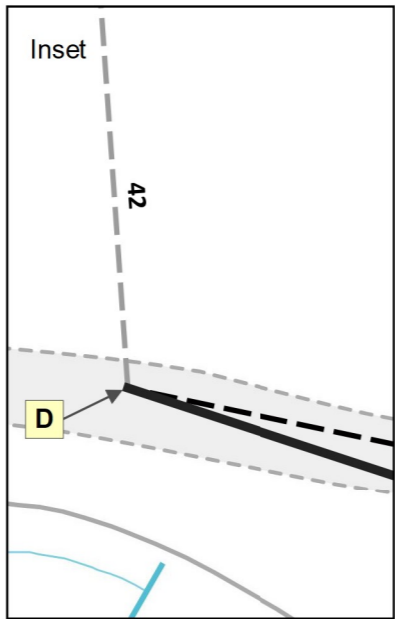
	Relevant web links
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Town and Country Planning Act 1990, Section 257
 Diversion of Public Footpath No. 42 (part)
 Fradley and Streethay Parish.



Legal status of map -
PROPOSAL





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**FRADLEY AND
 STREETHAY**

Map created at the scale of 1:2500
 (facsimiles may vary)

-  Path to be extinguished (A - B - C - D)
-  Path to be created (D - E - F)
-  Rights of Way Unaffected
-  Footpath

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Proposed Diversion of Public Footpath No. 43 (part) in the Parish of Fradley and Streethay



Date: 20 June 2023
Contact Officer: Rhiannon Godley
Tel Number: 01543 308254
Email: Rhiannon.Godley@lichfielddc.gov.uk
Key Decision? NO
Local Ward Members Councillors D Cross, M Wilcox and S Wilcox

REGULATORY AND LICENSING COMMITTEE

1. Executive Summary

- 1.1 To consider an application received from Fradley Residential LLP, Woolsington House, Woolsington, Newcastle Upon Tyne, NE13 8BF for the diversion of public footpath No. 43 (part) in the Parish of Fradley and Streethay. The application is to be considered under the Town and Country Planning Act, Section 257.

2. Recommendations

- 2.1 To approve the proposed diversion of Public Footpath No. 43 (part) in the Parish of Fradley and Streethay as set out in Appendix A to allow for necessary development.

3. Background

- 3.1 An application has been submitted under the Town and Country Planning Act 1990 from Fradley Residential LLP, Woolsington House, Woolsington, Newcastle Upon Tyne, NE13 8BF for the proposed diversion of Public Footpath No. 43 in the Parish of Fradley and Streethay.
- 3.2 The application has been made in connection with planning application 10/01498/OUTMEI for the demolition of existing buildings and redevelopment of the site to provide up to 750 new homes, primary school, health centre, nursery, public house, public and private open space, car and cycle parking together with landscaping and associated servicing (all matters reserved except points of access) and under the same application, highway improvement under reference 10/01498/OUTMEI.
- 3.3 Attached at Appendix A is a plan showing a route for Footpath No. 43 (part). The footpath route is shown as points A to N with a dashed black line. Following completion of the development it is proposed that this diverted route will become permanent.

Alternative Options	1. Leave the footpath as it is which will not allow for the development of the site
Consultation	1. An informal consultation has taken place with Outside Bodies and Local Ward Members and there are no outstanding objections.

Financial Implications	1. No financial implications for the Council have been identified. Administrative and advertisement cost will be incurred in the making of the Public Footpath Order, these will be met by the applicant.
Approved by Section 151 Officer	

Legal Implications	1. Not applicable
Approved by Monitoring Officer	

Contribution to the Delivery of the Strategic Plan	1. By enabling growth and development, footpath diversions contribute to the 'Delivering Prosperity' strategic objective.
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Equality, Diversity and Human Rights Implications	1. None identified
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Crime & Safety Issues	1. Not applicable
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Environmental Impact	1. Ensuring the protection of public rights of way by rerouting the footpath to enable development, rather than removing the footpath.
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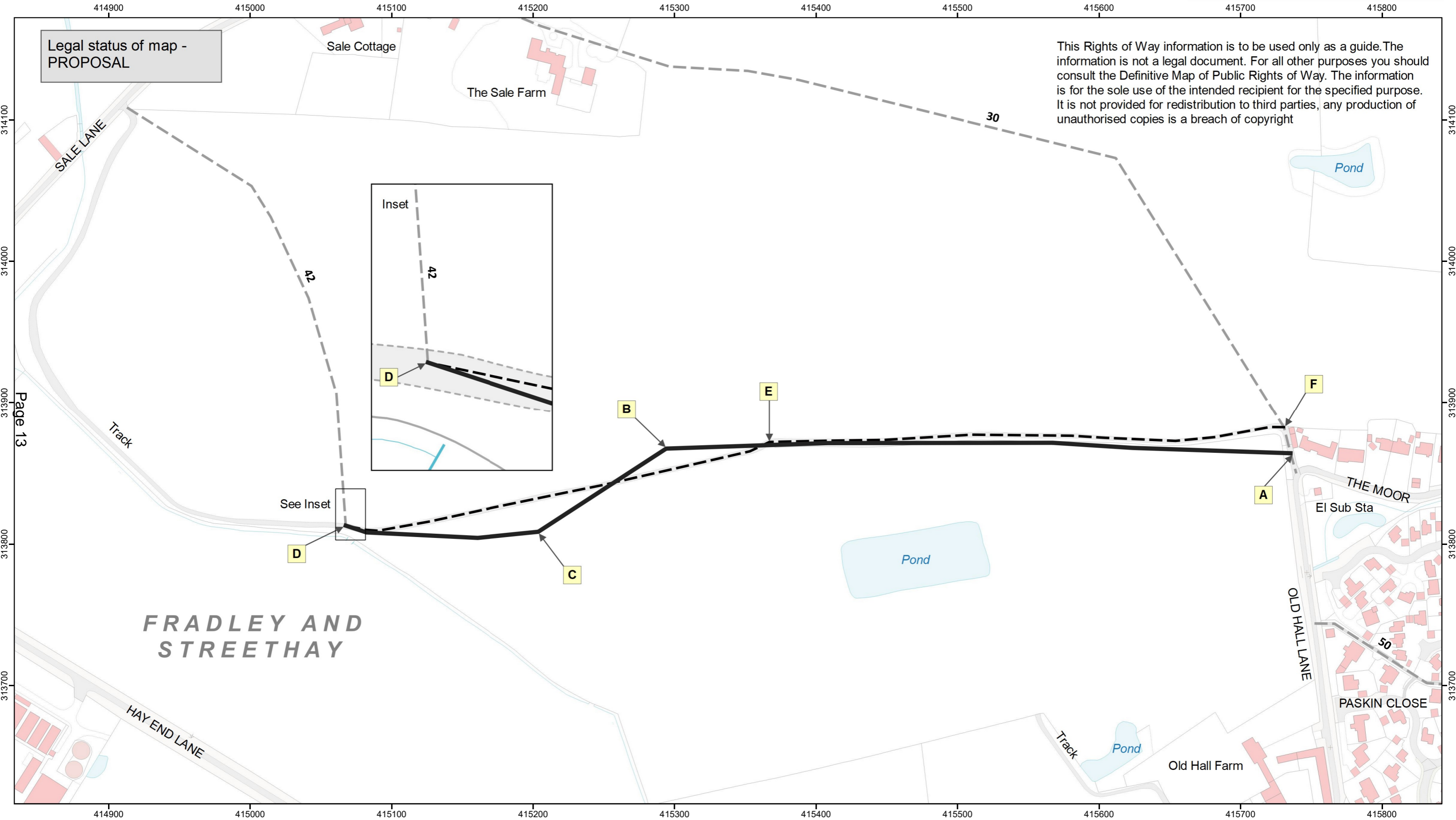
GDPR / Privacy Impact Assessment	1. Not applicable
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	Risk Description & Risk Owner	Original Score (RYG)	How We Manage It	Current Score (RYG)
A	Footpath diversion process not followed correctly and being challenged.	Green	We have an agreed process which follows the relevant legislation and also legal advice if required	Green
B				
C				
D				
E				





	Background documents Appendix A – Map of Proposed Diversion (Town and Country Planning Act 1990 Section 257)
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	Relevant web links
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Town and Country Planning Act 1990, Section 257
 Diversion of Public Footpath No. 42 (part)
 Fradley and Streethay Parish.



Map created at the scale of 1:2500
 (facsimiles may vary)

-  Path to be extinguished (A - B - C - D)
-  Path to be created (D - E - F)
-  Rights of Way Unaffected
-  Footpath

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REGULATORY & LICENSING COMMITTEE WORK PROGRAMME FOR 2023/24

Item	20 June 2023	25 September 2023	13 December 2023	22 February 2024	Comments
Presentation on the functions delivered by Regulation and Enforcement	✓				
Footpath Diversion No. 42 (part) – Fradley & Streethay	✓				Application received from Mr Will Baggott, Barratt, West Midlands for the diversion of public footpath No. 42 (part) in the Parish of Fradley and Streethay.
Footpath Diversion No. 43 (part) – Fradley & Streethay	✓				Application received from Mr Will Baggott, Barratt, West Midlands for the diversion of public footpath No. 43 (part) in the Parish of Fradley and Streethay.
Extension of and amendments to the Public Spaces Protection Order for dog control		✓			
Review of the delivery of pest control functions			✓		
Review of the delivery of stray dog functions			✓		
Revised Street Trading Policy			✓		
Revised Taxi Licensing Policy			✓		
Setting of Regulation and Enforcement fees, charges and fixed penalty amounts for 2024-25				✓	
Food Safety Delivery Plan 2024-25				✓	
Review of the delivery of the monitoring of private water supplies				✓	

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