

CHESHIRE EAST COUNCIL

Minutes of a meeting of the
Cabinet Member for Communities and Regulatory Services
held on Monday, 7th January, 2013 at Committee Suite 1 & 2, Westfields,
Middlewich Road, Sandbach CW11 1HZ

PRESENT

Councillor L Gilbert

Officers

Kim Evans, Licensing Team Leader
Ian Dale, Heritage and Design Manager
Rachel Graves, Democratic Services Officer

1 DECLARATIONS OF INTEREST

There were no declarations of interest.

2 PUBLIC SPEAKING TIME/OPEN SESSION

There were no members of the public present.

3 HACKNEY CARRIAGE TABLE OF FARES

The Cabinet Member considered a report on the Hackney Table of Fares and the consultation carried out to date.

Following consultation on the harmonisation of the Tables of Fares, agreement had been reached with the Congleton and Macclesfield Zones on the following – the Crewe and Nantwich Zone had chosen not to engage in the process:

- a harmonised structure based on a fixed rate for the first mile or part there of
- the subsequent mile rate to be £0.22 per 1/10th mile or part there of
- Tariff 2 to operate from 9 pm to 12 am at the flag rate plus a set percentage
- Tariff 3 to operate from 12 am to 7 am at the flag rate plus 50%
- Soling charge to be £50.00

Additional agreements had been reached regarding Sundays, public holidays and Christmas and the rates that applied.

No further agreement had been reached on the harmonisation of the flag/first mile rate.

Following consideration at the Licensing Committee on 5 November 2012, the Committee had resolved:

- “1 That the Cabinet Member for Communities and Regulatory Services be recommended to approve for further consultation the agreed structure with a flag/first mile rate of £3.50 and Tariff 2 set at the flag rate plus 20%;
- 2 That, in the view of the extensive consultation that had already been undertaken, the Cabinet Member for Communities and Regulatory Services be recommended to approve a reduction in the consultation period to six week.”

RESOLVED: That

- (1) the recommendations of the Licensing Committee on 5 November 2012 be noted;
 - (2) consultation be undertaken based on a flag rate of £3.50 and Tariff 2 set at the flag rate plus 20%;
 - (3) the consultation be conducted for a six week period.
- 4 **DANGEROUS TREE AT 44 ARLINGTON DRIVE, MACCLESFIELD - USE OF POWERS UNDER THE LOCAL GOVERNMENT ACT (MISCELLANEOUS PROVISIONS) ACT 1976**

In accordance with Section 100B(4)(b) of the Local Government Act 1972 the Cabinet Member had agreed that this could be added as an item of urgent business as approval was required so that action could be taken as soon as possible on the dangerous tree.

The Cabinet Member considered a report requesting action be taken under the Local Government Act (Miscellaneous Provisions) Act 1976 to make safe a dangerous tree in the garden of 44 Arlington Drive, Macclesfield.

Under the Local Government (Miscellaneous Provisions) Act 1976, the Council had discretionary powers to make safe dangerous trees as a means of last resort in order to avoid causing “damage to persons or property.”

The owners of 42 Arlington Drive, Macclesfield, had contacted the Council in June 2012 about a tree within the front garden of 44 Arlington Drive which had been assessed as being in a dangerous condition. Attempts to resolve the situation since that date had failed and it was considered that the only means now available was to use the powers contained within the Act.

RESOLVED:

That the Heritage and Design Manager and the Borough Solicitor be authorised to use the powers detailed within section 23 and 24 of the Local Government Act (Miscellaneous Provisions) Act 1976 to make safe a Laburnum Tree within the front garden of 44 Arlington Drive, Macclesfield.

The meeting commenced at 9.30 am and concluded at 9.45 am

Councillor L Gilbert