

ANGUS COUNCIL

CIVIC LICENSING COMMITTEE – 1 JUNE 2017

TAXI STANCE - KIRRIEMUIR

REPORT BY SHEONA C HUNTER HEAD OF LEGAL AND DEMOCRATIC SERVICES

ABSTRACT

This Report relates to the proposed amendment to the taxi stance located outside No.6 High Street, Kirriemuir.

1. RECOMMENDATION

It is recommended that the Committee:-

- (i) considers the proposal to remove the taxi stance located outside No.6 High Street, Kirriemuir as detailed in this report and on the plan marked **Appendix A** and as described in **Appendix B** attached hereto;
- (ii) considers the 2 objections received in response to the consultation to remove the taxi stance as contained within **Appendix D** attached hereto; and
- (iii) delegates authority to the Head of Legal and Democratic Services to implement the proposal should the Committee determine to approve the proposed amendment

2. ALIGNMENT TO THE ANGUS COMMUNITY PLAN/SINGLE OUTCOME AGREEMENT/CORPORATE PLAN

This report aligns with the Local Outcome – Communities that are prosperous and fair.

We have a sustainable economy with good employment opportunities.

3. BACKGROUND

In terms of Section 19 of the Civic Government (Scotland) Act 1982, a Local Authority may appoint and vary stances for taxis within their area.

A single berth taxi stance is currently located outside No.6 High Street, Kirriemuir. This taxi stance was sited at this location in Summer 2016 to service the then new Kirriemuir Post Office which is on the south side of the High Street opposite the stance. Following the introduction of the taxi stance, objections to its placement were received from the Kirriemuir Business Community.

As a result of the objections received, a survey incorporating spot checks was carried out by Angus Council Roads Department between Tuesday 29 November 2016 and Monday 19 December 2016. This survey indicated that the taxi operators and taxi drivers rarely used the stance and that there was spare capacity in the nearby Bank Street taxi stance. The survey is attached at **Appendix C** for information.

On 23 February 2017 authority was given by the Civic Licensing Committee to:-

- (i) consult with persons or organisations appearing to them to be, or be representative of, the operators of taxis operating in their area (as required by Section 19(1) of the Civic Government (Scotland) Act 1982) in respect of the proposed removal of the taxi stance

located outside No6. High Street, Kirriemuir as detailed in this Report and on the plan marked **Appendix A** and as described in **Appendix B** attached hereto,

- (ii) in the absence of any objection or representation, give notice of the proposal to the chief constable of the area in which the stance is situated and give public notice of the proposal by advertisement in at least one newspaper circulating in the area (as required by Section 19(4) of the Civic Government (Scotland) Act 1982),
- (iii) in the absence of any objection or representation, obtain the consent of the roads authority to the proposal; and
- (iv) implement the proposal.

On the 28 February 2017 persons and organisations appearing to them to be, or be representative of, the operators of taxis operating in the Kirriemuir and Forfar area, were written to and advised of the proposed amendment. On the 2 March 2017 a notice was placed in the Dundee Courier allowing 28 days for any objections to be received.

Two objections have been received and are contained within **Appendix D**. Accordingly the committee must now consider the proposal and objections.

4. PROPOSAL

It is proposed that the current taxi stance arrangement is altered by removing the single berth taxi rank currently located outside No.6 High Street, Kirriemuir, as detailed on the plan marked **Appendix A** and as described in **Appendix B** both to this Report

Removal of the taxi stance would create one additional on-street parking bay.

5. FINANCIAL IMPLICATIONS

There will be an approximate cost of £300 involved with the removal of the taxi stance.

6. CONSULTATION

Persons and Organisations appearing to be, or be representative of, the operators of taxis operating in the Kirriemuir and Forfar area, Kirriemuir Community Council, Police Scotland and the public, have been consulted in the preparation of this report.

NOTE: No background papers as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) were relied on to any material extent in preparing this report.

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APPENDIX A TO REPORT NO 166/17
CIVIC LICENSING COMMITTEE – 1 JUNE 2017



APPENDIX B TO REPORT NO 166/17
CIVIC LICENSING COMMITTEE – 1 JUNE 2017

High Street, Kirriemuir – New Taxi Stance – 1 bay

Taxi Stance Description – To be included in Taxi Stance Bylaws

High Street - North side thereof east of its junction with Tannage Brae

North side thereof for a distance of 6 metres or thereby eastwards from a point 63 metres or thereby east of the intersection of the kerbline thereof with the extended east kerbline of Tannage Brae.

Reform Street, Kirriemuir – Existing Taxi Stance 1 bay

Taxi Stance to be deleted from Taxi Stance Bylaws

Reform Street - South side thereof east of its junction with Roods

APPENDIX C TO REPORT NO 166/17

CIVIC LICENSING COMMITTEE – 1 JUNE 2017

KIRRIEMUIR TAXI STANCE USAGE SURVEY

Date	Time	Bank Street Usage (3bays)	High Street Usage (1bay)
Tuesday 29/11/16	18.45	0 taxis (1 private car)	0 taxis (empty) (AB)
Wednesday 30/11/12	18.30	0 taxis (empty)	0 taxis (1 private car) (AB)
Thursday 1/12/16	19.55	0 taxis (empty)	0 taxis (1 private car) (AB)
Thursday 1/12/16	22.45	0 taxis (empty)	0 taxis (1 private car) (AB)
Saturday 2/12/16	11.15	0 taxis (empty)	0 taxis (1 private car) (AB)
Wednesday 7/12/16	11.15	0 taxis (empty)	0 taxis (1 Com. van) (AB)
Thursday 8/12/16	19.45	0 taxis (3 private cars)	0 taxis (1 private car) (AB)
Saturday 17/12/16	10.20	0 taxis (2 private cars)	0 taxis (2 private cars) (AB)
Thursday 1/12/16	09.30	0 taxis (empty)	0 taxis (1 private car) (SH)
Thursday 8/12/16	09.50	1 taxi (+ 1 van)	0 taxis (1 private car) (SH)
Monday 12/12/16	09.15	0 taxis (empty)	0 taxis (1 private car) (SH)
Monday 19/12/16	14.25	0 taxis (1 private car)	0 taxis (1 private car) (SH)
Monday 12/12/16	09.15	0 taxis (1 private car)	0 taxis (1 private m/c) (MM)
Saturday 17/12/16	12.15	0 taxis (empty)	0 taxis (1 private car) (MM)