

Please Ask For: Mr M Brymer
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Direct Fax: 01455 255843
Email: esadmin@hinckley-bosworth.gov.uk
Our Ref:
Date: 17th September 2013

To All Parish / Community Councils

Dear Sir / Madam

Notice of Intention to Adopt Part II of the Local Government (Miscellaneous Provisions) Act 1976

As part of Hinckley & Bosworth Borough Council's ("the Council") recent licensing review, the Executive resolved at its meeting on 11th September 2013 to recommend to Council re-adoption of the provisions of Part II of the Local Government (Miscellaneous Provisions) Act 1976 ("the 1976 Act") within the Borough. Part II of the 1976 Act contains provisions relating to the licensing of private hire and hackney carriage vehicles, drivers and operators.

The re-adoption of the 1976 Act is proposed for the purposes of clarification for the future without prejudice to the Council's previous adoption in 1977 pursuant to the above provisions of the 1976 Act, and to ensure certainty in any enforcement action taken under the legislation.

Section 45(3) of the 1976 Act provides that a council shall not pass a resolution adopting Part II of the 1976 Act unless it has (a) published a notice of intention to pass the resolution in a local newspaper circulating the area for two consecutive weeks; and (b) served a copy of the notice, not later than the date on which it is first published in the newspaper, on each parish or community council within the area to be affected.

The Executive authorised the Principal Licensing Officer to give the appropriate notices to all parish councils and to place the appropriate notices in the Hinckley Times.

Accordingly, please find enclosed for your information Notice pursuant to the provisions of the 1976 Act, the purpose of which is to ensure compliance with the notification requirements. A copy of the Notice will be published in the Hinckley Times Newspaper for 2 consecutive weeks commencing from 19th September 2013.

The Council will be requested to pass a resolution to adopt the provisions at its meeting scheduled to take place on 3rd December 2013. If passed, this will have the effect of confirming that from the 1st February 2014 the Borough of Hinckley & Bosworth will be a "controlled district" for the purposes of the 1976 Act, thus empowering the Council to control the licensing of hackney carriage and private hire vehicles, drivers and operators from the said date.

Should you have any enquiries please do not hesitate to contact Mr Mark Brymer on the above e-mail or telephone number.

Kindly acknowledge safe receipt.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Mark Brymer', written in a cursive style.

Mark Brymer
Principal Licensing Officer