Public Document Pack

Waste & Street Scene Urgency Sub-Committee

Wednesday 27 July 2022 at 9.00 am

Town Hall, Sheffield, S1 2HH

The Press and Public are Welcome to Attend

Membership

Councillor Joe Otten Councillor Mike Chaplin Councillor Alexi Dimond Councillor Tim Huggan



PUBLIC ACCESS TO THE MEETING

A copy of the agenda and reports is available on the Council's website at www.sheffield.gov.uk. You may not be allowed to see some reports because they contain confidential information. These items are usually marked * on the agenda. Members of the public have the right to make a recording under the direction of the Chair. Please see the website or contact Democratic Services for further information regarding the Council's protocol on audio/visual recording and photography at council meetings.

Urgency Sub-Committee meetings are normally open to the public but sometimes the Committee may have to discuss an item in private. If this happens, you will be asked to leave. Any private items are normally left until last on the agenda.

Meetings of the Urgency Sub-Committee have to be held as physical meetings. If you would like to attend the meeting, please report to an Attendant in the Foyer at the Town Hall where you will be directed to the meeting room. However, it would be appreciated if you could register to attend, in advance of the meeting, by emailing committee@sheffield.gov.uk, as this will assist with the management of attendance at the meeting. The meeting rooms in the Town Hall have a limited capacity. We are unable to guarantee entrance to the meeting room for observers, as priority will be given to those that have registered to attend.

Alternatively, you can observe the meeting remotely by clicking on the 'view the webcast' link provided on the meeting page of the <u>website</u>.

In order to ensure safe access and to protect all attendees, you will be recommended to wear a face covering (unless you have an exemption) at all times within the venue. Please do not attend the meeting if you have COVID-19 symptoms. It is also recommended that you undertake a Covid-19 Rapid Lateral Flow Test within two days of the meeting.

If you require any further information please email committee@sheffield.gov.uk.

FACILITIES

There are public toilets available, with wheelchair access, on the ground floor of the Town Hall. Induction loop facilities are available in meeting rooms. Access for people with mobility difficulties can be obtained through the ramp on the side to the main Town Hall entrance.

WASTE & STREET SCENE URGENCY SUB-COMMITTEE AGENDA 27 JULY 2022

Order of Business

1. Welcome and Housekeeping

The Chair to welcome attendees to the meeting and outline basic housekeeping and fire safety arrangements.

2. Apologies for Absence

3. Exclusion of Press and Public

To identify items where resolutions may be moved to exclude the press and public

4. Declarations of Interest

(Pages 5 - 8)

Members to declare any interests they have in the business to be considered at the meeting

5. Public Questions and Petitions Relating To the Issue to be Discussed

To receive any questions or petitions from the public relating to the issue to be discussed.

6. Hackney Carriage Fuel Surcharge

(Pages 9 - 28)

Report of the Executive Director of Operational Services.



ADVICE TO MEMBERS ON DECLARING INTERESTS AT MEETINGS

If you are present at a meeting of the Council, of its Policy Committees, or of any committee, sub-committee, joint committee, or joint sub-committee of the authority, and you have a **Disclosable Pecuniary Interest** (DPI) relating to any business that will be considered at the meeting, you must not:

- participate in any discussion of the business at the meeting, or if you become aware of your Disclosable Pecuniary Interest during the meeting, participate further in any discussion of the business, or
- participate in any vote or further vote taken on the matter at the meeting.

These prohibitions apply to any form of participation, including speaking as a member of the public.

You **must**:

- leave the room (in accordance with the Members' Code of Conduct)
- make a verbal declaration of the existence and nature of any DPI at any
 meeting at which you are present at which an item of business which affects or
 relates to the subject matter of that interest is under consideration, at or before
 the consideration of the item of business or as soon as the interest becomes
 apparent.
- declare it to the meeting and notify the Council's Monitoring Officer within 28 days, if the DPI is not already registered.

If you have any of the following pecuniary interests, they are your **disclosable pecuniary interests** under the new national rules. You have a pecuniary interest if you, or your spouse or civil partner, have a pecuniary interest.

- Any employment, office, trade, profession or vocation carried on for profit or gain, which you, or your spouse or civil partner undertakes.
- Any payment or provision of any other financial benefit (other than from your council or authority) made or provided within the relevant period* in respect of any expenses incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

*The relevant period is the 12 months ending on the day when you tell the Monitoring Officer about your disclosable pecuniary interests.

- Any contract which is made between you, or your spouse or your civil partner (or a body in which you, or your spouse or your civil partner, has a beneficial interest) and your council or authority –
 - under which goods or services are to be provided or works are to be executed; and
 - which has not been fully discharged.

- Any beneficial interest in land which you, or your spouse or your civil partner, have and which is within the area of your council or authority.
- Any licence (alone or jointly with others) which you, or your spouse or your civil
 partner, holds to occupy land in the area of your council or authority for a month
 or longer.
- Any tenancy where (to your knowledge)
 - the landlord is your council or authority; and
 - the tenant is a body in which you, or your spouse or your civil partner, has a beneficial interest.
- Any beneficial interest which you, or your spouse or your civil partner has in securities of a body where -
 - (a) that body (to your knowledge) has a place of business or land in the area of your council or authority; and
 - (b) either -
 - the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or
 - if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, or your spouse or your civil partner, has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

If you attend a meeting at which any item of business is to be considered and you are aware that you have a **personal interest** in the matter which does not amount to a DPI, you must make verbal declaration of the existence and nature of that interest at or before the consideration of the item of business or as soon as the interest becomes apparent. You should leave the room if your continued presence is incompatible with the 7 Principles of Public Life (selflessness; integrity; objectivity; accountability; openness; honesty; and leadership).

You have a personal interest where -

- a decision in relation to that business might reasonably be regarded as affecting
 the well-being or financial standing (including interests in land and easements
 over land) of you or a member of your family or a person or an organisation with
 whom you have a close association to a greater extent than it would affect the
 majority of the Council Tax payers, ratepayers or inhabitants of the ward or
 electoral area for which you have been elected or otherwise of the Authority's
 administrative area, or
- it relates to or is likely to affect any of the interests that are defined as DPIs but are in respect of a member of your family (other than a partner) or a person with whom you have a close association.

Guidance on declarations of interest, incorporating regulations published by the Government in relation to Disclosable Pecuniary Interests, has been circulated to you previously.

You should identify any potential interest you may have relating to business to be considered at the meeting. This will help you and anyone that you ask for advice to fully consider all the circumstances before deciding what action you should take.

In certain circumstances the Council may grant a **dispensation** to permit a Member to take part in the business of the Authority even if the member has a Disclosable Pecuniary Interest relating to that business.

To obtain a dispensation, you must write to the Monitoring Officer at least 48 hours before the meeting in question, explaining why a dispensation is sought and desirable, and specifying the period of time for which it is sought. The Monitoring Officer may consult with the Independent Person or the Council's Standards Committee in relation to a request for dispensation.

Further advice can be obtained from Gillian Duckworth, Director of Legal and Governance on 0114 2734018 or email gillian.duckworth@sheffield.gov.uk.

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Agenda Item 6



Report to Policy Committee

Author/Lead Officer of Report: Claire Bower, Chief Licensing Officer

Report of:	Executive Director Operation	onal Services	
Report to:	Waste and Street Scene Regulation Committee		
Date of Decision:	27 th July 2022		
Subject:	Request for Hackney Carria	age Fuel Surcharge	
Has an Equality Impact Assessm	nent (EIA) been undertaken?	Yes No x	
If YES, what EIA reference numb	per has it been given?	Ref: n/a	
Has appropriate consultation take	en place?	Yes X No	
Has a Climate Impact Assessment (CIA) been undertaken?		Yes No X	
Does the report contain confidential or exempt information? Yes No X			
If YES, give details as to whether the exemption applies to the full report / part of the report and/or appendices and complete below.			
"The (report/appendix) is not for publication because it contains exempt information under Paragraph (insert relevant paragraph number) of Schedule 12A of the Local Government Act 1972 (as amended)."			
Burnosa of Panart			
Purpose of Report:			
To consider a request from Hackney Carriage Trade Representatives for a fuel surcharge to be applied to each fare.			

Recommendations

That Members of the Sub-Committee approve the suggested fuel surcharge to be applied to all Hackney Carriage Fares.

Background Papers:

There are no background papers associated with this report.

Lea	Lead Officer to complete:-			
1	I have consulted the relevant departments in respect of any relevant implications indicated on the Statutory and Council Policy Checklist, and comments have been incorporated / additional forms completed / EIA completed, where required.	Finance: James Lyon		
		Legal: David Hollis		
		Equalities & Consultation: N/A		
		Climate: N/A		
	Legal, financial/commercial and equalities implications must be included within the report and the name of the officer consulted must be included above.			
2	SLB member who approved submission:	Ajman Ali		
3	Committee Chair consulted:	Councillor Joe Otten		
4	I confirm that all necessary approval has been obtained in respect of the implications indicated on the Statutory and Council Policy Checklist and that the report has been approved for submission to the Committee by the SLB member indicated at 2. In addition, any additional forms have been completed and signed off as required at 1.			
	Lead Officer Name: Claire Bower	Job Title: Chief Licensing Officer		
	Date: 18 th July 2022			

1. PROPOSAL

- 1.1 Representatives of the Hackney Carriage Trade have requested consideration of a fuel surcharge to be approved for Hackney Carriage Fares as an urgent measure in response to the significant increases in fuel since the beginning of the year.
- 1.2 Section 65 of the Local Government (Miscellaneous Provisions) Act 1976

- makes provision for the Council to fix the rates of fares for time, distance, and all other charges in connection with the hire of a hackney carriage.
- 1.3 The proposal is to add a fuel surcharge to each Hackney Carriage job fare that 'tracks' when the average UK price of diesel reaches a specific amount using the monthly fuel price reports for Yorkshire & Humberside (published by the AA) as follows:

When the price of diesel exceeds	The additional surcharge on all
the following price per litre:	journeys will be:
165.00	£0.40
175.00	£0.60
185.00	£0.80
195.00	£1.00
205.00	£1.20

- 1.4 Any agreed change in fares must be advertised publicly for a period of 14 days. If there are no objections, the fares come into effect at the end of the prescribed period for making objections. If objections are received, the Committee must consider those objections and set a date for any change to take effect no later than 2 months from the date of the original public notice.
- 1.5 If the Sub-Committee were minded to approve the fuel surcharge, this would added to the meter as an additional extra on each journey.
- 1.6 This would require the meter in each Hackney Carriage to be recalibrated to allow the driver to add the surcharge as an "extra" at the end of each journey.
- 1.7 The surcharge will also be detailed on the fares card in each vehicle, to advise passengers about the additional charge.
- 1.8 The Licensing Service will check the fuel price for Yorkshire & Humberside on the AA website each month and send a short GovDelivery email bulletin to Hackney Carriage licensees where there has been a change.
- 1.9 The timetable below outlines the timescales should the temporary fuel surcharge be implemented:

27 Jul 2022	Waste & Street Scene Committee decision
4 Aug 2022	Public Notice published in Sheffield Telegraph
	14-day consultation period begins
17 Aug 2022	2 14-day consultation period ends
18 Aug 2022	If no objections received, fuel surcharge takes effect

1.10 The fuel surcharge will be a temporary measure and consideration will be given to its continuation at the next fares review.

2. HOW DOES THIS DECISION CONTRIBUTE?

2.1 The decision will contribute to the 'Climate Change, economy and development' ambition set out in 'Our Sheffield – One Year Plan'. It will assist our local taxi trade to continue to provide an essential service to all Sheffield citizens, including those with disabilities and visitors to the city.

3. HAS THERE BEEN ANY CONSULTATION?

- 3.1 The Trade Representatives for the Hackney Carriage Trade initially made the request for the temporary surcharge via petition.
- We consulted with them for more detail of their request and their responses are attached at **Appendix B**.
- 3.3 Further bench marking with other councils suggested that the 'tracking' of diesel prices may work better and therefore further consultation was carried out.
- 3.4 The outcome of that second consultation is attached at **Appendix A**.

4. RISK ANALYSIS AND IMPLICATIONS OF THE DECISION

- 4.1 Equality Implications
- 4.1.1 There are no equality implications.
- 4.2 Financial and Commercial Implications
- 4.2.1 Variations to fares must be advertised in a local newspaper. The cost of advertisement would be approximately £2000. Advertising costs are paid by the Licensing Service.
- 4.2.2 There will be a small charge for drivers/owners of licensed Hackney Carriages to alter the meter to reflect any determined change. Meter calibration is carried out by an external company.
- 4.3 Legal Implications
- 4.3.1 Section 58 of the Town Police Clauses Act 1847 makes it an offence for the driver of a Hackney Carriage to take as a fare a sum greater than authorised.
- 4.3.2 The Council fixes fares under s65 Local Government (Miscellaneous Provisions) Act 1965. This authorise a table of fares which sets the amounts that may be recovered as a fare for the metered amount and any additional charges authorised by the Council and displayed in the Hackney carriage by way of notice.

- 4.3.3 This report sets out the legal implications of setting a table of fares under s65 Local Government (Miscellaneous Provisions) Act 1965.
- 4.4 Climate Implications
- 4.4.1 There are no climate implications.
- 4.4 Other Implications
- 4.4.1 There are no other implications.

5. ALTERNATIVE OPTIONS CONSIDERED

- 5.1 The option of a fixed surcharge amount was considered.
- 5.2 As can be seen at **Appendix B**, trade representatives felt that a fixed surcharge amount on each job would be appropriate.
- 5.3 Evidence from <u>Department for Business</u>, <u>Energy & Industrial Strategy</u> shows that weekly national average fuel prices are starting to show a downturn so it was considered better to have a surcharge that reflected the current diesel prices and the second consultation showed that the trade agreed.

6. REASONS FOR RECOMMENDATIONS

- 6.1 The average price of diesel in Yorkshire & Humberside has increased from **148.8** pence per litre when the fares were reviewed in January 2022 to **195.7** pence per litre in June (according to the fuel price reports published on the AA website).
- 6.2 Representatives of the Hackney Carriage trade have requested that a review of fares is considered urgently.
- 6.3 A surcharge that tracks the average price of diesel is recommended so that drivers have the certainty of being able to add a surcharge quickly as prices increase but that they can also alter when they decrease.
- 6.4 It is also recommended so that changes can be applied efficiently without the need to ask Committee for a decision each time.

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APPENDIX A

From:
To:
Cc:
Po: Fares Surd

Subject: Re: Fares Surcharge - Further detail on proposal

Date: 17 July 2022 15:02:28

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Claire,

After a considerable consultation and thought i would like to put forward the following proposal please:

1litre Price	Additional	Surcharge
£169.6	0.40p	
£179.6	0.60p	
£189.6	0.80p	
£199.6	£1.00	
£209.6	£1.20	
£219.6	£1.40	
£229.6	£1.60	
£239.6	£1.80	
£249.6	£2.00	

The reason for this such proposal is that almost all forecourt price's are either .6 or .9 at the end of the priced per litre.

I request you take into consideration my proposal seriously and support me in this regard Please.

Furthermore i would ask the policy committee through its processes to write to dft dept and secretary of state for transport to make legislation easier to allow local licensed authorities to impliment such surcharge request or changes easier and efficiently quicker.

The whole process is too slow to implement as a surcharge, it needs to be a quick easy process without delay unnecessarily.

I hope you can take my proposal forward and let's get it done.

Thank you for your efforts in advance.

Ibrar Hussain

The petitioner Cab Driver/ Owner From: To: Subject:

Date:

RE: HACKNEY CARRIAGE SURCHARGE 2022 17 July 2022 23:48:57

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Clair Bower.

Following a in-depth conversation with Ibrar Hussain and his proposal-chart, we GMB-S75 Branch, agree with the chart as it is set out.

Obviously Ibrar being a very long time Hackney driver, that we have faith in his experience an judgement in this matter of this surcharge.

My Proposal to Taxi Licensing Service

After a considerable consultation and thought i would like to put forward the following proposal please:

1litre Price	Additional	Surcharge
£169.6	0.40p	
£179.6	0.60p	
£189.6 £199.6	0.80p £1.00	
£199.6 £209.6	£1.00 £1.20	
£219.6	£1.40	
£229.6	£1.60	
£239.6	£1.80	
£249.6	£2.00	

The reason for this such proposal is that almost all forecourt price's are either .6 or .9 at the end of the priced per litre.

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The whole process is too slow to implement as a surcharge, it needs to be a quick easy process without delay unnecessarily.

I hope you can take my proposal forward and let's get it done.

Kind Regards Mr Tariq Mahmood Nazir

Senior Representative of the GMB-S75 Branch, Sheffield.



We conducted a further survey amongst Hackney Carriage drivers to ascertain their views on the proposal put forward by Taxi Licensing.

Below (page 2) are the results of the survey carried between 16th July to 17th July, we had an excellent response from taxi driver with 131 taking part.

98 % of the participants agreed with the proposal method.

We also took opportunity to discuss the proposal with drivers, majority of the drivers agreed with the method but some raised concerns about the distance drivers may have to travel on some jobs and weather drivers would be sufficiently compensated for cost of fuel.

Drivers would like to see the threshold levels slightly lower, thus we suggest the following:

Fuel Price	Surcharge
165.00	£0.40
175.00	£0.60
185.00	£0.80
190.00	£1.00
210.00	£1.20

Second Survey Results

Responses

13

Sheffield Taxi Trade Association

131

Responses

01:48

Average time to complete

Active

Status

View results

Open in Excel

1.

Your Vehicle Hackney Carriage Number?

More Details

114

Responses

Latest Responses

"003"

"8"

"767"

2.

When Hackney Carriage fares were reviewed on 31/1/2022, according to this website, the average UK fuel price was **149.68** pence per litre (for diesel).

On 11/7/2022, when it was last updated, the average UK fuel price was **198.74** pence per litre (for diesel).

I am therefore suggesting that a surcharge should be added when fuel prices go above 170.00 pence per litre as follows:

When the price of diesel exceeds the following price per litre:

The additional surcharge on all journeys will be:

Fuel Price 170.00	Surcharge £0.40
180.00	£0.60
190.00	£0.80
200.00	£1.00
210.00	£1.20

This will be a permanent surcharge with no expiry date linked to cost of fuel, this can be reviewed/updated during normal fare discussion.

Do you agree with this proposal?

More Details

YES	129
NO	2

First Survey Results

Responses

200

Sheffield Taxi Trade Association

200

Responses

01:14

Average time to complete

Active

Status

View results

Open in Excel

1.

Hackney Carriage License Number

More Details

200

Responses

Latest Responses

"14"

"Hc0002"

"202"

2.

Do you agree with the idea that there should be a taxi fare surcharge to help alleviate the cost of fuel?

More Details

Yes 198

No 2

3. What level of surcharge would you suggest to the current fare to help towards the cost of increasing fuel prices?

Per Job

More Details

£0.50	25
£1.00	85
£1.50	22
£2.00	29
£2.50	8
£3.00	9
£4.00	3
£5.00	17
No Surcharge	2

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Appendix B

From:
To:
Cc:
Subject: Re: Fuel Prices
Date: 30 June 2022 13:19:35

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Clive,

From January 2022 £1.40 per litre to now 30th june £2 per litre it is, so that's approximately 60p increase per litre.

Blacks cabs are very bad in consuming diesel and not very efficient at all, very poor, 23 to 25 miles per gallon.

Overall other costs associated have gone up in relation to repair / service garage costs, tyres , car wash £8.

Cost of living you are aware anyways eg gas, electric, food, etc.

What i propose is as follows:

Flat rate on every fare: 50p on every job up to £10/£12 £1 on every job from £10 to £12 onward,

The longer the job the more the vehicle burns diesel.

Vast majority of the jobs are locally based in average area around £10 to £12, so we need to tackle this and be balanced and fair on the paying customer.

Furthermore this surcharge is additional charge on current fare, so we should not be asked to chip our taxi meter, to avoid additional costs £25 tarrif change, a simple notice displayed in partition area in writing to inform customer.

I hope you will and understanding our needs.

Please advise me of the process and way forward to get this done ASAP.

You consulting anyone else?

Ibrar Hussain

From: To: Subject: Date:



CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To, Clair Bowers (Intrim Head of Sheffield Licensing).

Following on from your email RE: SURCHARGE, we the GMB UNION-S75 Branch Sheffield FULLY SUPPORT our members/colleagues in, for the 'SURCHARGE'.

As u maybe aware (I'm sure you are), that the cost of living, bills l, fuel prices have increased drastically, (I'm sure we don't need to go in too much depth here), the evidence is there in front of us.

We understand that this is a temporary measure and that a 'FARE REVIEW POLICY' will be coming up in JANUARY 2023.

Therefore to support our colleagues, in a temporary measure, WE the GMB propose the following, that there should be a 'FLAT SURCHARGE', in two parts as follows:

1- Any fare LESS than £10, a surcharge of 50p should be applied.

```
eg: £4.20 + 50p surcharge = £4.70.
eg: £9.70 + 50p surcharge = £10.20.
```

- 1.1- this flat rate to be applied at anytime (24/7).
- 2- Any fare £10 or ABOVE a surcharge of £1 should be applied.

```
eg: £10.40 + £1 surcharge = £11.40.
eg: £18.70 + £1 surcharge = £19.70.
```

2.1- this flat rate to applied at anytime (24/7).

We feel that this proposal is very FAIR & PROPORTIONATE in terms of a percentage rise.

Whilst the HACKNEY TAXI TRADE, does need a rise, ONE MUST ALSO TAKE INTO ACCOUNT THE CUSTOMER.

That is why we have suggested the flat rate to be as minimal as possible with upsetting the customers to much.

Kind Regards

Mr Tariq Mahmood Nazir, (Senior Representative of GMB-S75 Branch).

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Whilst the HACKNEY TAXI TRADE, does need a rise, ONE MUST ALSO TAKE INTO ACCOUNT THE CUSTOMER.

That is why we have suggested the flat rate to be as minimal as possible with upsetting the customers to much.

Kind Regards

Mr R m Imran Licence No: 284

Hackney Carriage Fuel Surcharge Proposal

Following on from the cost of living crisis, which is affecting everyone, STTA conducted a survey of Hackney Carriage drivers in Sheffield. The purpose of the survey was to ascertain how this has affected their livelihood.

One thing that came to prominance was the cost of fuel which has increased by over 32% since the beginning of February.

Diesel 01/02/2022 UK average 149.99

ູ Diesel	01/07/2022	Change
G UK average	199.05	49.06 32.70%
N Data from RAC site		

This is the biggest annual increase in records dating back to 1989.

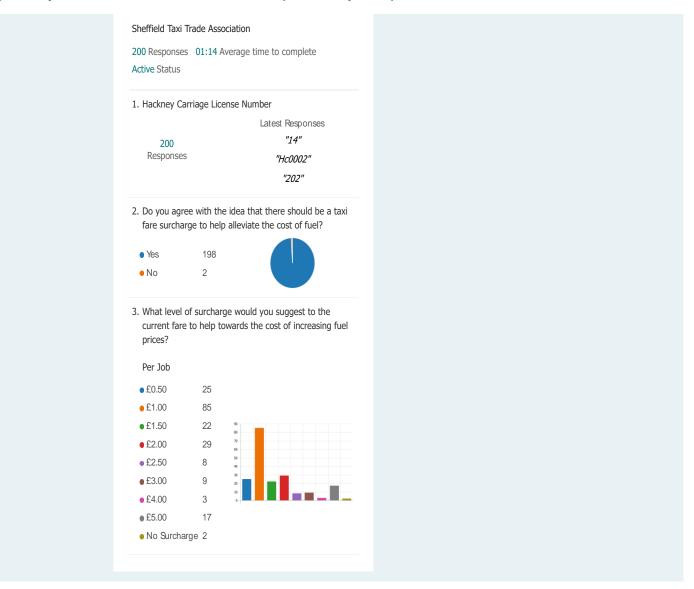
Fuel prices in the UK have reached record highs in 2022, with the average price of diesel now averaging at 199.05

Last week, the Bank of England said the CPI measure of inflation was on track to reach 11% later this year amid soaring gas and electricity prices.

With the average cost of maintaining a Hackney Carriage Vehicle at around £350/month, the increase in inflation will add a minimum of £38.50 per month to the maintenance costs, this equates to £8.89/week.

Fuel tank size for a Black Cab (TX4) is 52 liters. The cost of filling up has increased by £25.51. The increase in fuel & maintenance is making the job untenable for drivers.

STTA conducted the survey in order to ascertain how drivers are coping. It was clear, please see below, that a temporary increase in fares is desperately required for the drivers.



SUMMARY

An overwhelming 99% agreed that there should be a temporary increase.

Out of 200 responses, 42.5% of drivers have requested a £1 increase to fares to help towards increased fuel cost.

Due to survey size limitations, we could only survey 200 drivers, there were other drivers who could not access the survey but have vocally expressed that a temporary increase is required.

PROPOSAL

We are proposing an additional fuel surcharge of £1 to be added to fares until the cost $_{\Box}$ of fuel recedes.

B This is in line with what the drivers have requested in our survey.

We feel this is also fair on the public, as they fully understand the cost of fuel has increased expotentially, the recent fare increase (of around 11%) that was awarded to taxi drivers has been cancelled out by the increase in cost of fuel alone.

We would like to take this opportunity to thank Clive Stevenson for liasing with us on this very important issue since May 2022.