



Licensing Panel

Date:	Friday, 8 October 2010
Time:	9.45 am
Venue:	Committee Room 3 - Wallasey Town Hall

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AGENDA

1. MEMBERS' CODE OF CONDUCT - DECLARATIONS OF INTEREST

Members are invited to consider whether they have any personal or prejudicial interests in connection with any of the items on this agenda and if so, to declare them and state what they are.

2. APPOINTMENT OF CHAIR

To appoint a Chair of the Panel.

3. OVER-AGE VEHICLE - PEUGEOT 406, REGISTRATION NUMBER OU02 USH (Pages 1 - 2)

4. OVER-AGE VEHICLE - RENAULT LAGUNA, REGISTRATION NUMBER DG02 DDE (Pages 3 - 4)

5. OVER-AGE VEHICLE - PEUGEOT 406, REGISTRATION NUMBER Y805 OBU (Pages 5 - 6)

6. ANY OTHER URGENT BUSINESS ACCEPTED BY THE CHAIR - PART 1

To consider any other business that the Chair accepts as being urgent.

7. EXEMPT INFORMATION - EXCLUSION OF THE PRESS AND PUBLIC

The following items contain exempt information.

RECOMMENDATION: That, under section 100 (A) (4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following items of business on the grounds that they involve the likely disclosure of exempt information as defined by the relevant paragraphs of Part I of Schedule 12A (as amended) to that Act. The Public Interest test has been applied and favours exclusion.

8. PRIVATE HIRE DRIVER LICENCE - CONVICTION INCURRED (GTB) (Pages 7 - 10)

This report is exempt because it contains sensitive and personal information regarding the individual concerned.

9. PRIVATE HIRE DRIVER LICENCE - APPLICATION (PL) (Pages 11 - 12)

This report is exempt because it contains sensitive and personal information regarding the individual concerned.

10. PRIVATE HIRE DRIVER LICENCE - APPLICATION (RJS) (Pages 13 - 14)

This report is exempt because it contains sensitive and personal information regarding the individual concerned.

11. HACKNEY CARRIAGE DRIVER LICENCE - ABUSIVE BEHAVIOUR TOWARDS A COUNCIL OFFICER (IR) (Pages 15 - 18)

This report is exempt because it contains sensitive and personal information regarding the individual concerned.

12. ANY OTHER URGENT BUSINESS ACCEPTED BY THE CHAIR - PART 2

To consider any other business that the Chair accepts as being urgent.

WIRRAL COUNCIL

LICENSING, HEALTH AND SAFETY AND GENERAL PURPOSES COMMITTEE
LICENSING PANEL – 8 OCTOBER 2010

PRIVATE HIRE VEHICLE LICENCE - APPLICATION

1.0 EXECUTIVE SUMMARY

- 1.1 Members are asked to consider whether they are willing to re-license the following vehicle: a Peugeot 406, registration number OU02 USH, beyond the normal over-age date for a licensed private hire vehicle.

2.0 BACKGROUND

- 2.1 The current private hire vehicle licence conditions do not allow a vehicle to be licensed beyond the date eight years from the date of first registration, unless the Council is satisfied that the vehicle is suitable, having regard to mileage, appearance, condition and safety features. This condition relating to the age of the vehicle was imposed to improve the standard of vehicle being licensed for private hire.
- 2.2 Private hire vehicle licences are issued on a twelve monthly basis, however once a vehicle reaches six years old, six monthly licences are issued until the vehicle reaches eight years old.
- 2.3 Once a vehicle reaches eight years old, if the proprietor considers it to be in exceptional condition an application can be made to re-license the vehicle for a further six months. That licence can be issued under delegated authority, subject to the vehicle being inspected by officers and being considered to be suitable as in paragraph 2.1 above. Any further application cannot be granted under delegated authority and must be referred to the Licensing Panel.

3.0 APPLICATION

- 3.1 The proprietor of the vehicle, Mr Carey has applied to re-license the vehicle as he considers it to be in exceptional condition.
- 3.2 The vehicle has been licensed as a private hire vehicle since 4 April 2005 and the current licence expires on 7 October 2010.
- 3.3 The date of first registration of this vehicle is 9 April 2002.
- 3.4 On expiry of a previous licence on 7 April 2010, an application was made for a further six month licence, thereby extending it beyond the vehicle's eighth birthday and after inspection and a satisfactory compliance test at Walsh Autos, one of the Council's authorised testing stations, the licence was granted under delegated powers.
- 3.5 The vehicle has been examined at one of the Council's authorised testing stations and the pass certificate will be available at the meeting.

4.0 FINANCIAL & STAFFING IMPLICATIONS

4.1 There are no financial or staffing implications arising out of this report.

5.0 EQUAL OPPORTUNITIES IMPLICATIONS

5.1 There are no equal opportunities implications arising out of this report.

6.0 HUMAN RIGHTS IMPLICATIONS

6.1 Article 6 and Article 1 of the First Protocol are of relevance.

7.0 LOCAL AGENDA 21 IMPLICATIONS

7.1 There are no Local Agenda 21 implications arising out of this report.

8.0 LOCAL MEMBER SUPPORT IMPLICATIONS

8.1 This report affects the entire Borough.

9.0 COMMUNITY SAFETY IMPLICATIONS

9.1 There are community safety implications arising out of this report due to the safety aspects of private hire vehicles.

10.0 PLANNING IMPLICATIONS

10.1 There are no planning implications arising out of this report.

11.0 BACKGROUND PAPERS

11.1 The application form applying for the grant of a Private Hire Vehicle Licence.

12.0 RECOMMENDATION

12.1 Members are asked to consider whether or not to re-license this vehicle for a further period of six months.

This report was prepared by Margaret Calvert who can be contacted on 0151 691 8476.

WIRRAL COUNCIL

LICENSING, HEALTH AND SAFETY AND GENERAL PURPOSES COMMITTEE
LICENSING PANEL – 8 OCTOBER 2010

PRIVATE HIRE VEHICLE LICENCE - APPLICATION

1.0 EXECUTIVE SUMMARY

- 1.1 Members are asked to consider whether they are willing to re-license the following vehicle: a Renault Laguna, registration number DG02 DDE, beyond the normal over-age date for a licensed private hire vehicle.

2.0 BACKGROUND

- 2.1 The current private hire vehicle licence conditions do not allow a vehicle to be licensed beyond the date eight years from the date of first registration, unless the Council is satisfied that the vehicle is suitable, having regard to mileage, appearance, condition and safety features. This condition relating to the age of the vehicle was imposed to improve the standard of vehicle being licensed for private hire.
- 2.2 Private hire vehicle licences are issued on a twelve monthly basis, however once a vehicle reaches six years old, six monthly licences are issued until the vehicle reaches eight years old.
- 2.3 Once a vehicle reaches eight years old, if the proprietor considers it to be in exceptional condition an application can be made to re-license the vehicle for a further six months. That licence can be issued under delegated authority, subject to the vehicle being inspected by officers and being considered to be suitable as in paragraph 2.1 above. Any further application cannot be granted under delegated authority and must be referred to the Licensing Panel.

3.0 APPLICATION

- 3.1 The proprietor of the vehicle, Mr Pengelly has applied to re-license the vehicle as he considers it to be in exceptional condition.
- 3.2 The vehicle has been licensed as a private hire vehicle since 27 March 2007 and the current licence expires on 8 October 2010.
- 3.3 The date of first registration of this vehicle is 30 March 2002.
- 3.4 On expiry of a previous licence on 26 March 2010, an application was made for a further six month licence, thereby extending it beyond the vehicle's eighth birthday and after inspection and a satisfactory compliance test at Walsh Autos, one of the Council's authorised testing stations, the licence was granted under delegated powers.
- 3.5 The vehicle has been examined at one of the Council's authorised testing stations and the pass certificate will be available at the meeting.

4.0 FINANCIAL & STAFFING IMPLICATIONS

4.1 There are no financial or staffing implications arising out of this report.

5.0 EQUAL OPPORTUNITIES IMPLICATIONS

5.1 There are no equal opportunities implications arising out of this report.

6.0 HUMAN RIGHTS IMPLICATIONS

6.1 Article 6 and Article 1 of the First Protocol are of relevance.

7.0 LOCAL AGENDA 21 IMPLICATIONS

7.1 There are no Local Agenda 21 implications arising out of this report.

8.0 LOCAL MEMBER SUPPORT IMPLICATIONS

8.1 This report affects the entire Borough.

9.0 COMMUNITY SAFETY IMPLICATIONS

9.1 There are community safety implications arising out of this report due to the safety aspects of private hire vehicles.

10.0 PLANNING IMPLICATIONS

10.1 There are no planning implications arising out of this report.

11.0 BACKGROUND PAPERS

11.1 The application form applying for the grant of a Private Hire Vehicle Licence.

12.0 RECOMMENDATION

12.1 Members are asked to consider whether or not to re-license this vehicle for a further period of six months.

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WIRRAL COUNCIL

LICENSING, HEALTH AND SAFETY AND GENERAL PURPOSES COMMITTEE
LICENSING PANEL – 8 OCTOBER 2010

PRIVATE HIRE VEHICLE LICENCE - APPLICATION

1.0 EXECUTIVE SUMMARY

- 1.1 Members are asked to consider whether they are willing to re-license the following vehicle: a Peugeot 406, registration number Y805 OBU, beyond the normal over-age date for a licensed private hire vehicle.

2.0 BACKGROUND

- 2.1 The current private hire vehicle licence conditions do not allow a vehicle to be licensed beyond the date eight years from the date of first registration, unless the Council is satisfied that the vehicle is suitable, having regard to mileage, appearance, condition and safety features. This condition relating to the age of the vehicle was imposed to improve the standard of vehicle being licensed for private hire.
- 2.2 Private hire vehicle licences are issued on a twelve monthly basis, however once a vehicle reaches six years old, six monthly licences are issued until the vehicle reaches eight years old.
- 2.3 Once a vehicle reaches eight years old, if the proprietor considers it to be in exceptional condition an application can be made to re-license the vehicle for a further six months. That licence can be issued under delegated authority, subject to the vehicle being inspected by officers and being considered to be suitable as in paragraph 2.1 above. Any further application cannot be granted under delegated authority and must be referred to the Licensing Panel.

3.0 APPLICATION

- 3.1 The proprietor of the vehicle, Mr Slater has applied to re-license the vehicle as he considers it to be in exceptional condition.
- 3.2 The vehicle has been licensed as a private hire vehicle since 13 October 2006 and the current licence expires on 20 October 2010.
- 3.3 The date of first registration of this vehicle is 1 March 2001.
- 3.4 On expiry of a previous licence on 12 April 2009, an application was made for a further six month licence, thereby extending it beyond the vehicle's eighth birthday and after inspection and a satisfactory compliance test at Walsh Autos, one of the Council's authorised testing stations, the licence was granted under delegated powers.

- 3.5 On expiry of that licence on 12 October 2009, an application was considered by the Licensing Panel to grant a further six month licence. The application was granted.
- 3.6 On expiry of that licence on 20 April 2010, an application was considered by the Licensing Panel to grant a further six month licence. The application was granted.
- 3.7 The vehicle has been examined at one of the Council's testing stations and the pass certificate will be available at the meeting.

4.0 FINANCIAL & STAFFING IMPLICATIONS

- 4.1 There are no financial or staffing implications arising out of this report.

5.0 EQUAL OPPORTUNITIES IMPLICATIONS

- 5.1 There are no equal opportunities implications arising out of this report.

6.0 HUMAN RIGHTS IMPLICATIONS

- 6.1 Article 6 and Article 1 of the First Protocol are of relevance.

7.0 LOCAL AGENDA 21 IMPLICATIONS

- 7.1 There are no Local Agenda 21 implications arising out of this report.

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- 8.1 This report affects the entire Borough.

9.0 COMMUNITY SAFETY IMPLICATIONS

- 9.1 There are community safety implications arising out of this report due to the safety aspects of private hire vehicles.

10.0 PLANNING IMPLICATIONS

- 10.1 There are no planning implications arising out of this report.

11.0 BACKGROUND PAPERS

- 11.1 The application form applying for the grant of a Private Hire Vehicle Licence.

12.0 RECOMMENDATION

- 12.1 Members are asked to consider whether or not to re-license this vehicle for a further period of six months.

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