



## Licensing Panel

**Date:** Friday, 9 March 2012

**Time:** 9.45 am

**Venue:** Committee Room 1 - Wallasey Town Hall

**Contact Officer:** Anne Beauchamp

**Tel:** 0151 691 8608

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## AGENDA

**1. APPOINTMENT OF CHAIR**

To appoint a Chair of the Panel.

**2. 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.

**3. OVERAGE VEHICLE - VOLKSWAGEN TRANSPORTER, REGISTRATION NUMBER KX53 UCB (Pages 1 - 4)**

**4. OVERAGE VEHICLE - RENAULT LAGUNA, REGISTRATION NUMBER HN53 EBM (Pages 5 - 8)**

**5. APPLICATION FOR A STREET COLLECTION PERMIT (Pages 9 - 16)**

**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. **HACKNEY CARRIAGE DRIVER LICENCE - APPLICATION (JHD)  
(Pages 17 - 20)**
9. **PRIVATE HIRE DRIVER LICENCE - APPLICATION TO RENEW  
(GDE) (Pages 21 - 24)**
10. **PRIVATE HIRE DRIVER LICENCE - CONVICTION RECEIVED (TLJ)  
(Pages 25 - 28)**
11. **PRIVATE HIRE DRIVER LICENCE - APPLICATION (TAP) (Pages 29  
- 32)**
12. **PRIVATE HIRE DRIVER LICENCE - APPLICATION (AJS) (Pages 33  
- 36)**
13. **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 PANEL

9 MARCH 2012

<b>SUBJECT:</b>	<b>PRIVATE HIRE VEHICLE LICENCE APPLICATION</b>
<b>WARD/S AFFECTED:</b>	<b>ALL</b>
<b>REPORT OF:</b>	<b>Director of Law HR and Asset Management</b>
<b>KEY DECISION?</b>	<b>NO</b>

#### 1.0 EXECUTIVE SUMMARY

- 1.1 The purpose of this report is to consider an application to re-license the following vehicle: a Volkswagen Transporter, registration number KX53 UCB, beyond the normal over-age date for a licensed private hire vehicle.

#### 2.0 BACKGROUND AND KEY ISSUES

- 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 4.1 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 Evans 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 April 2004 and the current licence expired on 3 March 2012. The current licence has been extended to 9 March 2012, the date of this meeting

- 3.3 The date of first registration of this vehicle is 4 September 2003.
- 3.4 On expiry of a previous licence on 4 September 2011, an application was made for a further six month licence, thereby extending it beyond the vehicle's eighth birthday. 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 RELEVANT RISKS**

- 4.1 There are none arising directly from this report.

#### **5.0 OTHER OPTIONS CONSIDERED**

- 5.1 There is no provision for other options to be considered.

#### **6.0 CONSULTATION**

- 6.1 This is not a matter which requires consultation.

#### **7.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS**

- 7.1 There are no specific implications arising from this report.

#### **8.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS**

- 8.1 There are no specific implications arising from this report.

#### **9.0 LEGAL IMPLICATIONS**

- 9.1 A decision of this Panel can be subject to appeal.

#### **10.0 EQUALITIES IMPLICATIONS**

- 10.1 Has the potential impact of the proposal been reviewed with regard to equality?
- 10.2 No because there is no relevance to equality.

#### **11.0 CARBON REDUCTION IMPLICATIONS**

- 11.1 There are no specific carbon reduction implications arising from this report.

## **12.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS**

12.1 There are Community Safety implications arising out of this report due to the safety aspects of private hire vehicles.

## **13.0 RECOMMENDATION/S**

13.1 That the Panel consider whether or not to re-license this vehicle for a further six months.

## **14.0 REASON/S FOR RECOMMENDATION/S**

14.1 It is a delegated function of this Panel to determine applications for Private Hire Vehicle Licences where the vehicle is over eight years old.

**REPORT AUTHOR:**    **Margaret Calvert**  
Licensing Team Leader  
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## **REFERENCE MATERIAL**

Private Hire Vehicle Licence application form

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## WIRRAL COUNCIL

### LICENSING PANEL

9 MARCH 2012

<b>SUBJECT:</b>	<b>PRIVATE HIRE VEHICLE LICENCE APPLICATION</b>
<b>WARD/S AFFECTED:</b>	<b>ALL</b>
<b>REPORT OF:</b>	<b>Director of Law HR and Asset Management</b>
<b>KEY DECISION?</b>	<b>NO</b>

#### 1.0 EXECUTIVE SUMMARY

- 1.1 The purpose of this report is to consider an application to re-license the following vehicle: a Renault Laguna, registration number HN53 EBM, beyond the normal over-age date for a licensed private hire vehicle.

#### 2.0 BACKGROUND AND KEY ISSUES

- 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 4.1 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 Tyler 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 24 September 2010 and the current licence expires on 23 March 2012.

- 3.3 The date of first registration of this vehicle is 24 November 2003.
- 3.4 On expiry of a previous licence on 23 September 2011, 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 RELEVANT RISKS**

- 4.1 There are none arising directly from this report.

#### **5.0 OTHER OPTIONS CONSIDERED**

- 5.1 There is no provision for other options to be considered.

#### **6.0 CONSULTATION**

- 6.1 This is not a matter which requires consultation.

#### **7.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS**

- 7.1 There are no specific implications arising from this report.

#### **8.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS**

- 8.1 There are no specific implications arising from this report.

#### **9.0 LEGAL IMPLICATIONS**

- 9.1 A decision of this Panel can be subject to appeal.

#### **10.0 EQUALITIES IMPLICATIONS**

- 10.1 Has the potential impact of the proposal been reviewed with regard to equality?

10.2 No because there is no relevance to equality.

#### **11.0 CARBON REDUCTION IMPLICATIONS**

- 11.1 There are no specific carbon reduction implications arising from this report.



## **12.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS**

12.1 There are Community Safety implications arising out of this report due to the safety aspects of private hire vehicles.

## **13.0 RECOMMENDATION/S**

13.1 That the Panel consider whether or not to re-license this vehicle for a further six months.

## **14.0 REASON/S FOR RECOMMENDATION/S**

14.1 It is a delegated function of this Panel to determine applications for Private Hire Vehicle Licences where the vehicle is over eight years old.

**REPORT AUTHOR:**     **Margaret Calvert**  
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## **REFERENCE MATERIAL**

Private Hire Vehicle Licence application form

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## WIRRAL COUNCIL

### LICENSING, HEALTH AND SAFETY AND GENERAL PURPOSES COMMITTEE

#### LICENSING PANEL – 9 MARCH 2012

<b>SUBJECT:</b>	<b>APPLICATION FOR A STREET COLLECTION PERMIT</b>
<b>WARD AFFECTED:</b>	<b>ALL WARDS</b>
<b>REPORT OF:</b>	<b>DIRECTOR OF LAW, HR AND ASSET MANAGEMENT</b>
<b>KEY DECISION?</b>	<b>NO</b>

#### 1.0 EXECUTIVE SUMMARY

1.1 The purpose of this report is to consider an application for a Street Collection Permit.

#### 2.0 BACKGROUND AND KEY ISSUES

2.1 The Council has resolved to grant Street Collection Permits on a Saturday only, to national and local Wirral charities, with only one collection being carried out on any one Saturday in any one area.

2.2 Upon considering an application to conduct a Street Collection at the Wirral Egg Run on 17 April 2011 Members of this Panel granted a Street Collection Permit having heard that the applicant would have in place the following measures to secure the funds raised by the collection:

- All buckets will be numbered and secured
- A record would be made of the allocation of buckets to specifically named individuals
- Individuals taking part in the collection are known to the organisers and have had all relevant and appropriate checks
- The funds collected will be secured overnight by G4S Security and will be delivered to HSBC Bank on Monday, 18 April for counting
- The Licensing Panel will be provided with details of funds raised and the allocation of these funds

2.3 A summary of the funds raised from the Wirral Egg Run in 2011 and the allocation of these funds has been provided and will be available at the meeting.

### **3.0 APPLICATION**

3.1 An application for a Street Collection Permit has been received from Graham Clarke on behalf of the Wirral Egg Run for Sunday 1 April 2012. The collection is to take place along the route of the Egg Run from New Brighton to Clatterbridge Hospital.

### **4.0 RELEVANT RISKS**

4.1 There are none arising directly from this report.

### **5.0 OTHER OPTIONS CONSIDERED**

5.1 There is no provision for other options to be considered.

### **6.0 CONSULTATION**

6.1 No consultation is required to be undertaken in respect of this application.

### **7.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS**

7.1 There are no specific implications arising from this report.

### **8.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS**

8.1 There are no specific implications arising from this report.

### **9.0 LEGAL IMPLICATIONS**

9.1 A decision of this Committee can be subject to Appeal.

### **10.0 EQUALITIES IMPLICATIONS**

10.1 Has the potential impact of your proposal(s) been reviewed with regard to equality?

No because there is no relevance to equality.

### **11.0 CARBON REDUCTION IMPLICATIONS**

11.1 There are no specific implications arising from this report.

### **12.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS**

12.1 There are no Planning implications arising from this report.

### **13.0 RECOMMENDATION**

13.1 The Licensing Panel are asked to consider the application for a Street Collection Permit.

### **14.0 REASONS FOR RECOMMENDATION**

14.1 As the request is for a permit for a street collection on a Sunday, I am unable to determine this application under my delegated powers.

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**APPENDICES**

Street Collection Application.

**REFERENCE MATERIAL**

None.

**SUBJECT HISTORY (last 3 years)**

<b>Council Meeting</b>	<b>Date</b>
<b>Application to consider Street Collection Permits</b>	<b>17 April 2011</b>
	<b>11 March 2011</b>
	<b>19 March 2010</b>
	<b>12 March 2009</b>

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19 JAN 2012

WIRRAL BOROUGH COUNCIL

POLICE, FACTORIES ETC (MISCELLANEOUS PROVISIONS) ACT 1916  
 LOCAL GOVERNMENT ACT 1972  
 CHARITABLE COLLECTIONS TRANSITIONS PROVISIONS ORDER 1974.

APPLICATION FOR A PERMIT TO MAKE A  
 STREET COLLECTION OR SALE

1. Organisation Details

Name of Organisation	Wirral Egg Run
Address of Organisation	c/o 47 seaview rd Wallasey CH45 4QW
Registered Charity No. (if applicable)	1124006
Is your Organisation (a) or (b)? Please state which	(a) <input checked="" type="checkbox"/> Charitable Organisation (b) <input type="checkbox"/> Professional fundraiser
Has the Organisation ever been known by any other name? If yes, please give details	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

2. Collection Details

Please state the areas within the Borough and dates when you propose to collect:

Area	Date
New Brighton to Clatterbridge	1 <sup>st</sup> April 2012

The method to be adopted in making the collection, give brief description	Holding collection Buckets clearly identified by the Wirral Egg Run Logo
Is it proposed to sell articles? If so, give description and price of article	<input checked="" type="checkbox"/> Yes Pin Badges & T-Shirts <input type="checkbox"/> No

### 3. Details of Applicant

Full Name of Applicant	Grahame Clark
Address of applicant (inc Postcode)	47 Seaview Rd Walasey CH45 4QW
Telephone No.	07838241523
Date of Birth	28/10/1966
Is the applicant also to be promoter of a collection on behalf of any other organisation? Please give details.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Name and address of Hon Secretary (if applicable)	
Name and address of Treasurer (if applicable)	Grahame Clark Victoria House Bidston Hill Prenton CH43 7RA
Name and address of Auditor (if applicable)	Douglas Fairless Partnership 92 London Rd Liverpool L3 5NW

### 4. Particulars of Charitable Purpose

Please enclose the following with your application:-

- Particulars of any contracts with any charity
- Bank Account No. into which collection will be paid
- previous years accounts
- Literature about organisation(s) who will benefit

<p>Briefly describe the particulars of charity: The Wirral Egg run Charity was setup to benefit sick children in Wirral, our main fund raiser is a motorcycle egg run witch attracts over 5,000 visitors to the area and the 20 mile route is lined with spectators We cannot advise on organisations that will benefit as they have not yet applied, last years event helped , Ronald McDonald, Wirral Canal boat Trust, Wirral NHS, Stick'n'Step, as well as private individuals. Bank account Details hsbc sort code 40-45-14 acc no 71733540</p>
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**5. Collectors Details**

How many collectors will be authorised to collect?	Up to 40
Is it proposed to pay the collectors? If the answer is yes, how much will they be paid?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Is it proposed to pay any other persons? If the answer is yes, how much will they be paid?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
What proportion of the proceeds of the collection is to be applied to the stated charity? Please give details.	All donation to go to the charity A percentage from merchandise will go to the charity after costs have been taken out

**6. Other Applications**

Has/Is an application been/being made by you on behalf of this or any other organisation for a collection permit in any other area? (a) If yes, to which Authority? Please give details (b) Who is to be or was the promoter of the collection?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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**7. War Charity**

Is the collection for a War Charity?  If yes, please state if such charity has been registered or exempted from the registration under the War Charities Act 1940, and give name of registration authority and date of registration or exemption.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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**8. Refusal of Permits**

Has the applicant, or to the knowledge of the applicant anyone associated with the collection, been refused a permit in respect of any charitable collection; had a permit or order revoked; or has anyone connected with the organisation any convictions for dishonesty offences?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If yes, please give details
Is there, or has there been to the knowledge of the applicant, any police or charity commission inquiry into any person connected to the organisation or the organisation itself?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If yes, please give details

**I HEREBY CONFIRM THAT TO THE BEST OF MY KNOWLEDGE ALL INFORMATION SUPPLIED IS CORRECT.**

Signature of Applicant.....g clark..... Date..... 16/01/2012.....

**PLEASE RETURN COMPLETED APPLICATIONS TO: THE LICENSING SECTION,  
REGENERATION DEPARTMENT, TOWN HALL, BRIGHTON STREET, WALLASEY,  
WIRRAL CH44 8ED**

<b>FOR OFFICE USE ONLY</b>	
Date received:	Date Issued:
Date Acknowledged: (if applicable)	Date to Police:
<b>Notes:</b>	

LICIPRECISTREETCOLLAPPLICATION

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