



Licensing Panel

Date:	Friday, 10 March 2017
Time:	9.45 am
Venue:	Committee Room 3 - Wallasey Town Hall

Contact Officer: Anne Beauchamp
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AGENDA

1. MEMBERS' CODE OF CONDUCT - DECLARATIONS OF INTEREST

Members of the Panel are asked to declare any disclosable pecuniary and non pecuniary interests, in connection with any application on the agenda and state the nature of the interest.

2. PRIVATE HIRE VEHICLE LICENCE - MERCEDES V250D (Pages 1 - 4)

3. PRIVATE HIRE VEHICLE LICENCE APPLICATION - FORD FOCUS (Pages 5 - 8)

4. PRIVATE HIRE VEHICLE LICENCE APPLICATION - FORD MONDEO (Pages 9 - 12)

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

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

6. 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.

- 7. PRIVATE HIRE DRIVER LICENCE (AA) (Pages 13 - 16)**
- 8. PRIVATE HIRE AND HACKNEY CARRIAGE DRIVER LICENCES (PNAF) (Pages 17 - 20)**
- 9. PRIVATE HIRE DRIVER LICENCE (CSF) (Pages 21 - 24)**
- 10. PRIVATE HIRE DRIVER LICENCE - APPLICATION (WG) (Pages 25 - 28)**
- 11. PRIVATE HIRE DRIVER LICENCE (MJH) (Pages 29 - 32)**
- 12. PRIVATE HIRE DRIVER LICENCE - APPLICATION (JCV) (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.



LICENSING PANEL

10 MARCH 2017

REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE
REPORT OF	MANAGING DIRECTOR FOR DELIVERY

REPORT SUMMARY

The purpose of this report is to consider an application to exempt the following vehicle: a Mercedes V250D, registration number WG66 TKU, from displaying Private Hire Vehicle Licence plates and to exempt the drivers of the vehicle from wearing a Private Hire Driver Badge.

RECOMMENDATION/S

That the Panel consider whether or not to provide the proprietor of the vehicle registration number WG66 TKU with a notice providing an exemption from the requirement to display Private Hire Vehicle Licence plates on the vehicle and to exempt the drivers from the requirement to wear a Private Hire Driver Badge.

SUPPORTING INFORMATION

1.0 REASON/S FOR RECOMMENDATION/S

- 1.1 It is a delegated function of this Panel to determine matters relating to Private Hire Licences where officers do not have delegated authority.

2.0 OTHER OPTIONS CONSIDERED

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

3.0 BACKGROUND INFORMATION

- 3.1 The vehicle is currently licensed as a Private Hire Vehicle and is subject to the conditions attached to that licence.
- 3.2 The proprietor of the vehicle has requested an exemption from displaying the plates on the vehicle and to exempt the drivers from wearing a Private Hire Driver Badge due to the type of work they undertake. The applicant states that he intends to undertake chauffeuring work which is booked in advance. Full details of the business operation will be provided at the meeting.
- 3.3 The Council may exempt a vehicle from the requirement to display a plate or wear a badge in accordance with section 75(3) of the Local Government (Miscellaneous Provisions) Act 1976 which states:
- (3) Where a licence under section 48 of this Act is in force for a vehicle, the council which issued the licence may, by notice in writing given to the proprietor of the vehicle, provide that paragraph (a) of subsection (6) of that section shall not apply to the vehicle on any occasion specified in the notice or shall not apply while the notice is in the vehicle; and on any occasion on which by virtue of this subsection that paragraph does not apply to a vehicle section 54(2)(a) of this Act shall not apply to the driver of the vehicle.
- 3.4 This provides that a notice can be given by the Council that removes the need to display a plate and also dispenses with the requirement contained in section 54(2) of the Act that the driver should wear his badge in such a position and manner as to be plainly and distinctly visible.

4.0 FINANCIAL IMPLICATIONS

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

5.0 LEGAL IMPLICATIONS

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

6.0 RESOURCE IMPLICATIONS: ICT, STAFFING AND ASSETS

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

7.0 RELEVANT RISKS

7.1 The display of plates and badges provide a form of recognition and reference to members of the public that the vehicle and driver are licensed. The absence of plates or badges may affect the ability of members of the public to report incidents relating to the driver of the vehicle.

8.0 ENGAGEMENT/CONSULTATION

8.1 This is not a matter that requires consultation.

9.0 EQUALITY IMPLICATIONS

9.1 There are no specific implications arising from this report.

REPORT AUTHOR: Margaret Calvert
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APPENDICES

REFERENCE MATERIAL

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

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LICENSING PANEL

10 MARCH 2017

REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE APPLICATION
REPORT OF	ASSISTANT CHIEF EXECUTIVE

REPORT SUMMARY

The purpose of this report is to consider an application to re-license the following vehicle: a Ford Focus, registration number MK07 AZP, beyond the normal over-age date for a licensed private hire vehicle.

RECOMMENDATION/S

That the Panel consider whether or not to re-license this vehicle, registration number MK07 AZP, for a further six months.

SUPPORTING INFORMATION

1.0 REASON/S FOR RECOMMENDATION/S

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

2.0 OTHER OPTIONS CONSIDERED

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

3.0 BACKGROUND INFORMATION

- 3.1 On 22 May 2013 Members of the Licensing Health and Safety and General Purposes Committee resolved that:

- 1 The maximum age for a vehicle to be licensed as a private hire vehicle be ten years from the date of first registration or manufacture, whichever is the earlier and that this Policy is to have immediate effect.
- 2 The Licensing Panel be delegated with the authority to act outside this policy.

- 3.2 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 ten years old.

- 3.3 The proprietor of the vehicle, Mr Jeonney has applied to re-license his vehicle for a further six months.

- 3.4 The vehicle has been licensed as a private hire vehicle since 7 March 2011 and the current licence was due to expire on 6 March 2017, however it has been extended to the date of this meeting.

- 3.5 The date of first registration of this vehicle is 15 March 2007.

- 3.6 The vehicle has been examined at one of the Council's authorised testing stations and the pass certificates will be available at the meeting.

4.0 FINANCIAL IMPLICATIONS

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

5.0 LEGAL IMPLICATIONS

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

6.0 RESOURCE IMPLICATIONS: ICT, STAFFING AND ASSETS

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

7.0 RELEVANT RISKS

7.1 There are none arising from this report.

8.0 ENGAGEMENT/CONSULTATION

8.1 This is not a matter that requires consultation.

9.0 EQUALITY IMPLICATIONS

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REPORT AUTHOR: Margaret Calvert
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REFERENCE MATERIAL

MOT certificate

Compliance pass certificate

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

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LICENSING PANEL

10 MARCH 2017

REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE APPLICATION
REPORT OF	ASSISTANT CHIEF EXECUTIVE

REPORT SUMMARY

The purpose of this report is to consider an application to re-license the following vehicle: a Ford Mondeo, registration number NX07 XJE, beyond the normal over-age date for a licensed private hire vehicle.

RECOMMENDATION/S

That the Panel consider whether or not to re-license this vehicle, registration number NX07 XJE, for a further six months.

SUPPORTING INFORMATION

1.0 REASON/S FOR RECOMMENDATION/S

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

2.0 OTHER OPTIONS CONSIDERED

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

3.0 BACKGROUND INFORMATION

- 3.1 On 22 May 2013 Members of the Licensing Health and Safety and General Purposes Committee resolved that:

- 1 The maximum age for a vehicle to be licensed as a private hire vehicle be ten years from the date of first registration or manufacture, whichever is the earlier and that this Policy is to have immediate effect.
- 2 The Licensing Panel be delegated with the authority to act outside this policy.

- 3.2 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 ten years old.

- 3.3 The proprietor of the vehicle, Mr Hammon has applied to re-license his vehicle for a further six months.

- 3.4 The vehicle has been licensed as a private hire vehicle since 9 April 2008 and the current licence is due to expire on 13 March 2017.

- 3.5 The date of first registration of this vehicle is 16 March 2007.

- 3.6 The vehicle has been examined at one of the Council's authorised testing stations and the pass certificates will be available at the meeting.

4.0 FINANCIAL IMPLICATIONS

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

5.0 LEGAL IMPLICATIONS

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

6.0 RESOURCE IMPLICATIONS: ICT, STAFFING AND ASSETS

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

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