



## Licensing Panel

<b>Date:</b>	<b>Thursday, 12 February 2009</b>
<b>Time:</b>	<b>1.30 pm</b>
<b>Venue:</b>	<b>Committee Room 4 - Wallasey Town Hall</b>

**Contact Officer:** Trevor Brassey  
**Tel:** 0151 691 8492  
**e-mail:** [trevorbrassey@wirral.gov.uk](mailto:trevorbrassey@wirral.gov.uk)  
**Website:** <http://www.wirral.gov.uk>

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## AGENDA

**1. APPOINTMENT OF CHAIR**

To appoint a Chair of the Panel.

**2. 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. PRIVATE HIRE VEHICLE LICENCE - APPLICATION OVER AGE VEHICLE - FORD MONDEO - REG X448 OSS (Pages 1 - 4)**

**4. PRIVATE HIRE VEHICLE LICENCE - APPLICATION FOR OVER AGE VEHICLE - TOYOTA AVENSIS - W249 RDM (Pages 5 - 8)**

**5. PRIVATE HIRE VEHICLE LICENCE - VAUXHALL VIVARO - APPLICATION TO LICENSE TWO FRONT SEAT PASSENGERS (Pages 9 - 12)**

**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.

7. **PRIVATE HIRE DRIVER LICENCE - APPLICATION - JDB (Pages 13 - 14)**
8. **PRIVATE HIRE DRIVER LICENCE - CONVICTIONS INCURRED - BAM (Pages 15 - 18)**
9. **PRIVATE HIRE DRIVER LICENCE - APPLICATION - TAW (Pages 19 - 22)**
10. **ANY OTHER URGENT BUSINESS ACCEPTED BY THE CHAIR**

WIRRAL COUNCIL

LICENSING, HEALTH AND SAFETY AND GENERAL PURPOSES COMMITTEE  
LICENSING PANEL – 12 FEBRUARY 2009

REPORT OF THE DIRECTOR OF REGENERATION

## **PRIVATE HIRE VEHICLE LICENCE - APPLICATION**

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### **1.0 EXECUTIVE SUMMARY**

- 1.1 Members are asked to consider whether they are willing to re-license the following vehicle: a Ford Mondeo, registration number X448 OSS, 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 Moscripn 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 October 2006 and the current licence expired on 28 February 2009.
- 3.3 The date of first registration of this vehicle is 1 September 2000.
- 3.4 On expiry of the previous licence on 1 September 2008, 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, the Council's authorised testing station, the licence was granted under delegated powers.
- 3.5 The vehicle has been examined at Walsh Autos and the pass slip is attached to this report at Appendix A.

#### **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.

Alan Stennard  
Director of Regeneration

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

164-190 Cleveland Street  
 Birkenhead, Merseyside  
 CH41 3QG  
 Tel: 0151-647 5131  
 Fax: 0151-666 2631

# MOT REPORT

Test Centre No. 43339

Reg. No. <b>X4480SS</b>	Make/Model <b>FORD MONDEO</b>	Year of Manufacture <b>2000</b>	Class of Vehicle PH <input checked="" type="checkbox"/> III <input type="checkbox"/> IV <input type="checkbox"/> VII	
VIN or Chassis No. <b>W0AXXGBBAYK60935/30499</b>	Recorded Mileage <b>30499</b>	Colour <b>BLACK</b>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
<b>ITEMS TESTED</b>	Cars/LGV	Pass	Fail	<b>Result of Inspection: Items marked * advisory only</b>
<b>Lighting Equipment</b>				<b>PLEASE PRODUCE THIS FORM IF A RE-TEST IS REQUIRED</b>
Front & Rear Lamps	1/1			
Headlamps	1/2			
Headlamp Aim	1/6			
Stop Lamps	1/3			
Rear Reflectors	1/4			
Direction Indicators	1/5			
<b>Steering &amp; Suspension</b>				
Steering Control	II/1			
Steering Mechanism/system	II/2			
Power Steering	II/3			
Transmission Shafts	II/2,4,9			
Wheel Bearings	II/4			
Front Suspension	II/5-9			
Rear Suspension	II/9			
Shock Absorbers	II/10			
Wheel Alignment	N/A			
<b>Brakes</b>				
Controls	III/1,3			
Condition of Service Brake System	III/3,4			
Condition of Parking Brake System	III/1,2			
Service Brake Performance	III/5,8			
Parking Brake Performance	III/5,8			
<b>Tyres &amp; Wheels</b>				
Tyre Type	IV/1			
Tyre Load/Speed Rating (Class VII)				
Tyre Condition	IV/1			
Road Wheels	IV/2			
<b>Seat Belts</b>				
Mountings	V/1			
Condition	V/1			
Operation	V/1			
<b>Vehicle Weight</b>				<b>N/S</b> <b>O/S</b> <b>Totals</b> <b>Balance</b> <b>Requirement</b> <b>% Efficient</b>
<b>Brake Efficiency</b>				Front Brakes
				Rear Brakes
				Hand Brake
				<b>P/H</b> <b>A/C</b>
<b>General</b>				
Windscreen Wipers & Washers	VI/1,2			
Horn	VI/4			
Exhaust System	VI/3			
Registration No./VIN No.				
Vehicle Structure	VI/5			
View of Road				
<b>Petrol Exhaust Emissions</b>	I certify that I have read and understood the above defects and advised items, which are or may become defective before the next MOT or service is due.			Customer's name <b>W. MOSURIP</b>
Reading	Pass	Fail		Customer's address <b>6 Coleridge Ave W. WALLASEY</b>
CO				
HC				
<b>Diesel Exhaust Emissions</b>	Customer's signature <b>W. Mosurip</b>			
Reading	Pass	Fail	Date of test <b>03/09/09</b>	
			Tester's signature <b>PA</b>	Tel. no. ....

No: 43339  
**ALF WALSH AUTO ENG'R LTD**  
 CLEVELAND ST./POOL ST.  
 BIRKENHEAD  
 Tel: 0151 666 6625

**W.B.C. VEHICLE PASS**

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WIRRAL COUNCIL

LICENSING, HEALTH AND SAFETY AND GENERAL PURPOSES COMMITTEE  
LICENSING PANEL – 12 FEBRUARY 2009

REPORT OF THE DIRECTOR OF REGENERATION

## **PRIVATE HIRE VEHICLE LICENCE - APPLICATION**

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### **1.0 EXECUTIVE SUMMARY**

- 1.1 Members are asked to consider whether they are willing to re-license the following vehicle: a Toyota Avensis, registration number W249 RDM, 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 Shingler 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 9 February 2005 and the current licence is due to expire on 8 February 2009.
- 3.3 The date of first registration of this vehicle is 24 March 2000.
- 3.4 On expiry of a previous licence on 9 February 2008, 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, the Council's authorised testing station, the licence was granted under delegated powers.
- 3.5 On expiry of that licence on 8 August 2008, an application was considered by the Licensing Panel to grant a further six month licence. The application was granted.

3.6 The vehicle has been examined at Walsh Autos and the pass slip is attached to this report.

#### **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.

Alan Stennard  
Director of Regeneration

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

# WALSH AUTO ENGINEERING LTD.

ACCIDENT REPAIR CENTRE MOT TEST CENTRE FAST-FIT CENTRE



164-190 Cleveland Street  
 Birkenhead, Merseyside  
 CH41 3QQ  
 Tel: 0151-647 5131  
 Fax: 0151-666 2631

## MOT REPORT

Test Centre No. 43339

Reg. No. <b>W249 RDM</b>	Make/Model <b>Toyota Avensis</b> cc	Year of Manufacture <b>2000</b>	Class of Vehicle PH <input checked="" type="checkbox"/> III <input type="checkbox"/> IV <input type="checkbox"/> VII <input type="checkbox"/>																																						
VIN or Chassis <b>SFB1443N10E077203</b>	Recorded Mileage <b>155160</b>	Colour <b>Red.</b>																																							
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I certify that I have read and understood the above defects and advised items, which are or may become defective before the next MOT or service is due.				Customer's name <b>S Shaffer</b>																																					
Customer's signature <b>[Signature]</b>				Customer's address <b>19 Brookdale Ave</b>																																					
Date of test <b>2009</b>				Tel. no. <b>677 6617</b>																																					
Tester's signature <b>[Signature]</b>				Page 7																																					

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WIRRAL COUNCIL

LICENSING HEALTH AND SAFETY AND GENERAL PURPOSES COMMITTEE  
LICENSING PANEL 12 FEBRUARY 2009

REPORT OF THE DIRECTOR OF REGENERATION

## **PRIVATE HIRE VEHICLE LICENCE – VAUXHALL VIVARO - APPLICATION TO LICENSE TWO FRONT SEAT PASSENGERS**

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### **1.0 EXECUTIVE SUMMARY**

- 1.1 The purpose of this report is to consider an application to license a Vauxhall Vivaro as a private hire vehicle to carry eight passengers, two passengers being carried in the front.

### **2.0 BACKGROUND**

- 2.1 Council policy, which is reflected in the Private Hire Vehicle Licence Conditions, allows non-standard vehicles (ie MPV's, people carriers) to be licensed as private hire vehicles subject to the standard Private Hire Vehicle Licence Conditions and the following additional conditions:-

- (1) There must only be the number of passengers seats fitted in the vehicle for which the vehicle is licensed.
- (2) Two fire extinguishers must be kept in the vehicle, one to be in the front and the other in the rear.
- (3) Vehicles to be fitted (in addition to the front drivers and passengers doors) with at least two side/rear opening doors and all doors must be easily accessible to all passengers and capable of being opened from inside.
- (4) A step (which must be approved by the Council) must be available for use at all times.
- (5) A sign on the rear of the seats in the vehicle must be displayed indicating there is a step available for use and indicating exit doors.
- (6) Seat belts shall be provided for every passengers the vehicle is licensed by this Council to carry.

- 2.2 The standard private hire vehicle conditions specify that the proprietor shall only allow one person to be carried in the front of the vehicle apart from the driver.

- 2.3 Members have previously considered applications to license a Volkswagen Caravelle, a Volkswagen Transporter, a Ford Tourneo and a Renault Trafic to carry two front seat passengers. These applications were granted.

### 3.0 **APPLICATION**

- 3.1 The proprietor of the Vauxhall Vivaro, Mr Paul Kenyon has applied to license the vehicle to carry 2 front seat passengers. The vehicle is currently licensed to carry just one front seat passenger.
- 3.2 Mr Kenyon considers that two passengers can be carried in the front of the vehicle in comfort and safety.
- 3.3 The vehicle will be available for inspection prior to the start of 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 **LOCAL AGENDA 21 IMPLICATIONS**

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

### 7.0 **LOCAL MEMBER SUPPORT IMPLICATIONS**

- 7.1 This report affects the entire Borough.

### 8.0 **HUMAN RIGHTS IMPLICATIONS**

- 8.1 Article 6 concerning the right to a fair hearing is of relevance.

### 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 Previous Committee reports

## 12.0 **RECOMMENDATION**

- 12.1 Members comments are requested, to be reported to the Licensing Health and Safety and General Purposes Committee for consideration when making a decision on whether or not to license the Vauxhall Vivaro to carry eight passengers, two passengers being carried in the front.

Alan Stennard  
Director of Regeneration

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

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