



Licensing Panel

Date: Friday, 20 June 2014

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 - PEUGEOT EXPERT - APPLICATION TO LICENSE TWO FRONT SEAT PASSENGERS (Pages 1 - 4)

3. OVERAGE VEHICLE - VAUXHALL ASTRA, REGISTRATION NUMBER DE52 HNK (Pages 5 - 8)

4. OVERAGE VEHICLE - FORD FOCUS C-MAX, REGISTRATION NUMBER ST04 UWV (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 - APPLICATION (KTG) (Pages 13 - 16)**
8. **PRIVATE HIRE DRIVER LICENCE - APPLICATION (PEM) (Pages 17 - 20)**
9. **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

20 JUNE 2014

SUBJECT:	PRIVATE HIRE VEHICLE LICENCE – PEUGEOT EXPERT – APPLICATION TO LICENSE TWO FRONT SEAT PASSENGERS
WARD/S AFFECTED:	ALL
REPORT OF:	STRATEGIC DIRECTOR OF REGENERATION AND ENVIRONMENT
KEY DECISION?	NO

1.0 EXECUTIVE SUMMARY

- 1.1 The purpose of this report is to consider an application to license a Peugeot Expert, registration number SF09 AYZ, as a private hire vehicle to carry seven passengers, two passengers being carried in the front.

2.0 BACKGROUND AND KEY ISSUES

- 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 by the Licensing Health and Safety and General Purposes Committee. Members of the Licensing Panel have also considered an application to license a Vauxhall Vivaro to carry two front seat passengers which they granted.
- 2.4 Members have also previously considered applications to license a Mercedes Vito to carry two front seat passengers. These applications were refused.
- 2.5 In determining previous applications Members considered the following:
- Whether there was sufficient space for two adult passengers to sit comfortably and safely in the front of the vehicle
 - Access to passenger seatbelts
 - Whether passengers could exit the vehicle safely in an emergency
 - The position of the gearstick/handbrake, and the effect this would have on the comfort of the middle passenger.
- 2.6 The vehicle will be available for inspection at the meeting.

3.0 RELEVANT RISKS

- 3.1 There are none arising directly from this report.

4.0 OTHER OPTIONS CONSIDERED

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

5.0 CONSULTATION

- 5.1 This is not a matter which requires consultation.

6.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

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

7.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS

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

8.0 LEGAL IMPLICATIONS

8.1 A decision of this Panel can be subject to appeal.

9.0 EQUALITIES IMPLICATIONS

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

9.2 No because there is no relevance to equality.

10.0 CARBON REDUCTION IMPLICATIONS

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

11.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

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

12.0 RECOMMENDATION

12.1 That the Panel consider whether or not to license the Peugeot Expert to carry seven passengers, two passengers being carried in the front.

13.0 REASON FOR RECOMMENDATION

13.1 It is a delegated function of this Panel to determine applications for Private Hire Vehicle Licences in circumstances when an officer does not have such delegated powers.

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

Private Hire Vehicle Licence application form
Compliance test pass certificate
MOT certificate

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WIRRAL COUNCIL

LICENSING PANEL

20 JUNE 2014

SUBJECT:	PRIVATE HIRE VEHICLE LICENCE APPLICATION
WARD/S AFFECTED:	ALL
REPORT OF:	STRATEGIC DIRECTOR OF REGENERATION AND ENVIRONMENT
KEY DECISION?	NO

1.0 EXECUTIVE SUMMARY

- 1.1 The purpose of this report is to consider an application to re-license the following vehicle: a Vauxhall Astra, registration number DE52 HNK, beyond the normal over-age date for a licensed private hire vehicle.

2.0 BACKGROUND AND KEY ISSUES

- 2.1 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.

- 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 ten years old.

3.0 APPLICATION

- 3.1 The proprietor of the vehicle, Mr Keeley has applied to re-license his vehicle for a further six months.
- 3.2 The vehicle has been licensed as a private hire vehicle since 11 November 2002 and the current licence was due to expire on 14 May 2014.
- 3.3 As Mr Keeley was unable to attend the Licensing Panel on 9 May 2014 due to being hospitalised, Members agreed to extend his private hire vehicle licence to the date of this meeting.

- 3.4 The date of first registration of this vehicle is 11 November 2002.
- 3.5 On expiry of a previous licence on 11 November 2010, an application was made for a further six month licence and it was granted under delegated powers.
- 3.6 On expiry of licences on 14 May 2011, 14 November 2011, 14 May 2012, 14 November 2012, 14 May 2013 and 14 November 2013 applications were considered by the Licensing Panel to grant further six month licences and these applications were granted.
- 3.7 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

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

14.0 REASON FOR RECOMMENDATION

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

REPORT AUTHOR: **Margaret Calvert**
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email: margaretcalvert@wirral.gov.uk

REFERENCE MATERIAL

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MOT certificate

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LICENSING PANEL

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WARD/S AFFECTED:	ALL
REPORT OF:	STRATEGIC DIRECTOR OF REGENERATION AND ENVIRONMENT
KEY DECISION?	NO

1.0 EXECUTIVE SUMMARY

- 1.1 The purpose of this report is to consider an application to re-license the following vehicle: a Ford Focus C-Max, registration number ST04 UWV, beyond the normal over-age date for a licensed private hire vehicle.

2.0 BACKGROUND AND KEY ISSUES

- 2.1 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.

- 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 ten years old.

3.0 APPLICATION

- 3.1 The proprietor of the vehicle, Mr Maliyil has applied to re-license his vehicle for a further six months.
- 3.2 The vehicle has been licensed as a private hire vehicle since 18 June.
- 3.3 The date of first registration of this vehicle is 27 May 2004.

3.4 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.

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