



Licensing Panel

Date:	Friday, 16 February 2018
Time:	9.30 am
Venue:	Round Room - 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 APPLICATION - TOYOTA AVENSIS, REGISTRATION NUMBER NM06 ZDN (Pages 1 - 4)

3. PRIVATE HIRE VEHICLE LICENCE - APPLICATION TO FIT A TRAILER - FORD GALAXY, REGISTRATION NUMBER AJ10 ZNN (Pages 5 - 8)

4. PRIVATE HIRE VEHICLE LICENCE - APPLICATION TO FIT A TRAILER - RENAULT TRAFIC, REGISTRATION NUMBER DG59 LPJ (Pages 9 - 12)

5. HACKNEY CARRIAGE VEHICLE LICENCE - APPLICATION TO FIT A TRAILER - MERCEDES M8, REGISTRATION NUMBER PL10 DYU (Pages 13 - 16)

6. PRIVATE HIRE VEHICLE LICENCE - VAUXHALL ZAFIRA, REGISTRATION NUMBER DA13 ZCT (Pages 17 - 24)

7. PRIVATE HIRE VEHICLE LICENCE - MERCEDES E220, REGISTRATION NUMBER SR65 XSR (Pages 25 - 28)

8. 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.

9. PRIVATE HIRE DRIVER LICENCE AND HACKNEY CARRIAGE DRIVER LICENCE - SMCG (Pages 29 - 32)

10. PRIVATE HIRE DRIVER LICENCE - NJM (Pages 33 - 36)

11. PRIVATE HIRE DRIVER LICENCE - PRD (Pages 37 - 40)

12. PRIVATE HIRE DRIVER LICENCE - SMCC (Pages 41 - 44)

13. PRIVATE HIRE AND HACKNEY CARRIAGE DRIVER LICENCES - AGH (Pages 45 - 48)

14. PRIVATE HIRE AND HACKNEY CARRIAGE DRIVER LICENCES - NMA (Pages 49 - 52)



LICENSING PANEL

16 FEBRUARY 2018

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

REPORT SUMMARY

The purpose of this report is to consider an application to re-license the following vehicle: a Toyota Avensis, registration number NM06 ZDN, 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 NM06 ZDN, 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 Severns 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 21 May 2014 and the current licence was due to expire on 10 February 2018, however it has been extended to the date of this meeting.

- 3.5 The date of first registration of this vehicle is 10 August 2006.

- 3.6 On expiry of previous licences on 10 August 2016, 10 February 2017 and 10 August 2017 applications were considered by the Licensing Panel to grant a further six month licence and the applications were granted.

- 3.7 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

9.1 There are no specific implications arising from this report.

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

16 FEBRUARY 2018

REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE - APPLICATION TO FIT A TRAILER
REPORT OF	MANAGING DIRECTOR FOR DELIVERY

REPORT SUMMARY

The purpose of this report is to consider an application to allow a trailer to be fitted to licensed Private Hire Vehicle Ford Galaxy, registration number AJ10 ZNN.

RECOMMENDATION/S

That the Panel consider whether or not to allow a trailer to be fitted to this vehicle, registration number AJ10 ZNN.

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 Vehicle 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 On 20 September 2017 Members of the Licensing Health and Safety and General Purposes Committee approved revised Private Hire Vehicle Licence Conditions. These conditions state that:

Private Hire vehicles are not permitted to use roof racks, roof boxes, or trailers whilst being used for hire and reward purposes.

- 3.2 The proprietor of the vehicle, registration number AJ10 ZNN, Mr Cobley, has requested an exemption from the above condition to allow him to fit a trailer to his vehicle when required.
- 3.3 Mr Cobley states that he undertakes work transporting passengers to airports and other locations with luggage which does not fit in the vehicle. The types of luggage carried includes skis, golf clubs and large cases. He therefore requires a trailer to transport the luggage.
- 3.4 The vehicle and trailer will be available at the meeting for inspection..

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

9.1 There are no specific implications arising from this report.

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REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE - APPLICATION TO FIT A TRAILER
REPORT OF	MANAGING DIRECTOR FOR DELIVERY

REPORT SUMMARY

The purpose of this report is to consider an application to allow a trailer to be fitted to licensed Private Hire Vehicle Renault Trafic, registration number DG59LPJ.

RECOMMENDATION/S

That the Panel consider whether or not to allow a trailer to be fitted to this vehicle, registration number DG59LPJ.

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 Vehicle 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 On 20 September 2017 Members of the Licensing Health and Safety and General Purposes Committee approved revised Private Hire Vehicle Licence Conditions. These conditions state that:

Private Hire vehicles are not permitted to use roof racks, roof boxes, or trailers whilst being used for hire and reward purposes.

- 3.2 The proprietor of the vehicle, registration number DG59LPJ, Mrs Lewis, has requested an exemption from the above condition to allow her to fit a trailer to her vehicle when required.
- 3.3 Mrs Lewis states that she undertakes work transporting passengers to airports and other locations with luggage which does not fit in the vehicle. The types of luggage carried includes skis, golf clubs and large cases. She therefore requires a trailer to transport the luggage.
- 3.4 The vehicle and trailer will be available at the meeting for inspection..

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

9.1 There are no specific implications arising from this report.

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LICENSING PANEL

16 FEBRUARY 2018

REPORT TITLE	HACKNEY CARRIAGE VEHICLE LICENCE - APPLICATION TO FIT A TRAILER
REPORT OF	MANAGING DIRECTOR FOR DELIVERY

REPORT SUMMARY

The purpose of this report is to consider an application to allow a trailer to be fitted to licensed Hackney Carriage Vehicle Mercedes M8, registration number PL10 DYU.

RECOMMENDATION/S

That the Panel consider whether or not to allow a trailer to be fitted to this vehicle, registration number PL10 DYU.

SUPPORTING INFORMATION

1.0 REASON/S FOR RECOMMENDATION/S

- 1.1 It is a delegated function of this Panel to determine matters relating to Hackney Carriage Vehicle 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 On 25 January 2017 Members of the Licensing Health and Safety and General Purposes Committee approved revised Hackney Carriage Vehicle Licence Conditions. These conditions state that:

Hackney carriage vehicles are not permitted to use roof racks, roof boxes, or trailers whilst being used for hire and reward purposes.

- 3.2 The proprietor of the vehicle, registration number PL10 DYU, Mr Wood, has requested an exemption from the above condition to allow him to fit a trailer to his vehicle when required.
- 3.3 Mr Wood states that he undertakes work transporting passengers to airports and other locations with luggage which does not fit in the vehicle. He states that when he has six or seven people in the vehicle there is no room for suitcases. He therefore requires a trailer to transport the luggage.
- 3.4 The vehicle and trailer will be available at the meeting for inspection..

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

9.1 There are no specific implications arising from this report.

REPORT AUTHOR: Margaret Calvert
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REFERENCE MATERIAL

MOT certificate

Compliance pass certificate

SUBJECT HISTORY (last 3 years)

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LICENSING PANEL

16 FEBRUARY 2018

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 license a Vauxhall Zafira as a private hire vehicle outside the current criteria which states that side and rear windows must allow at least 70% of light to be transmitted through.

RECOMMENDATION/S

That the Panel consider whether or not to the Vauxhall Zafira.

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 Paul Nugent wishes to change his current vehicle, a Vauhall Zafira registration number DA13 ZCT, for a new Vauxhall Zafira.
- 3.2 Mr Nugent states that when he purchased his current vehicle new he was offered a good part exchange deal for when he subsequently purchased a new vehicle from the dealer. Mr Nugent wishes to change his vehicle and has been offered a 6 month old ex demonstration Vauxhall Zafira.
- 3.3 The new Zafira has rear windows which do not comply with the current criteria for licensing a private hire vehicle as they let in 66% of light instead of 70%. Mr Nugent has requested that Members consider licensing this new vehicle outside the Council's policy.
- 3.4 The criteria for licensing Private Hire Vehicles is attached at Appendix 1. Members should note the criteria in paragraph 36 relating to tinted windows.
- 3.5 The vehicle will be available for inspection 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 The lack of visibility caused by tinted windows is a potential public safety issue.

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.

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APPENDICES

Appendix 1 – Criteria for licensing private hire vehicles

REFERENCE MATERIAL

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

Private Hire Vehicle Criteria

The legislation gives local authorities a wide discretion over the types of vehicles that can be licensed as private hire vehicles.

Wirral Council must be satisfied that vehicles licensed as private hire vehicles are suitable in type, size and design for use as private hire vehicles, that it is in a suitable mechanical condition and is safe and comfortable.

In this document the "Licensing Authority" means Wirral Council, its Licensing Health and Safety and General Purposes Committee, its Licensing Panel and its Officers.

Although the criteria set out in this document may have been met, approval for the issuing of a licence may be withheld if the Licensing Authority is of the opinion that the vehicle is unsuitable for use as a private hire vehicle to transport members of the public for hire and reward.

A vehicle that meets the criteria to be licensed as a private hire vehicle must have passed the MOT and Compliance Test in accordance with the Licensing Authority's procedure for testing vehicles before it can be licensed and before each renewal of that licence. Further tests and inspections may be carried out as directed by the Licensing Authority or Merseyside Police.

MOT or Compliance Test Pass Certificates submitted more than 28 days after the date of test will not be accepted.

A vehicle licensed as a private hire or hackney carriage vehicle with any other local authority will not be licensed by Wirral Council.

VEHICLE AGE POLICY

1. Vehicles must be under 10 years of age from the date of manufacture or date of first registration, whichever is the earliest.
2. Once a vehicle reaches 6 years of age it will be required to be tested every six months and a six monthly licence will be issued.
3. Any vehicle which is more than 9 years and 6 months old will be issued with a licence that will expire on the day before it reaches 10 years old

GENERAL CONSTRUCTION

4. The vehicle must be fitted with at least 4 doors and 4 wheels
5. The vehicle must be capable of carrying at least 4 and not more than 8 passengers in addition to the driver.
6. The vehicle must 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.
7. Any vehicle with a top tread for the entrance which exceeds 38cm must be fitted with a step to allow easy access to and egress from the vehicle. Any vehicle that does not have a step fitted must carry a portable step to be available for use by all passengers.
8. The vehicle must comply in all respects with the requirements of the Motor Vehicle (Type Approval) Regulations 1980 and the Motor Vehicle (Type Approval) Regulations (Great Britain)

1984 and be M1 type approved in accordance with European Whole Vehicle Type Approval 70/156/EEC as amended.

9. Any converted vehicles will be required to hold the appropriate low volume type approval certificate in the M1 classification or the appropriate Individual Vehicle Approval Certificate.
10. The vehicle presented for approval must, as a minimum, comply with the Road Vehicles (Construction and Use) Regulations 1986 and any subsequent amendment or re-enactment thereof.
11. The steering wheel must be on the offside of the vehicle.
12. Unless approved by the Licensing Authority no fittings outside of the manufacturer's specification may be attached to or be carried upon the inside or outside of the vehicle.
13. Any vehicle that has been the subject of significant damage rectification repairs will not be licensed unless such repairs have been carried out in accordance with the manufacturer's specification.
14. Any vehicle which has been disposed of under an insurance salvage agreement 9 category A or B will not be licensed.
15. Where bench seats are fitted to the rear of the vehicle one person will be counted for each complete length of 16" measured in a straight line lengthwise along the front of the seat.

BODYWORK

16. The vehicle must be free from corrosion, damage, or unsatisfactory repairs.
17. Paintwork must be of a high standard and the colour and finish of all panels must match exactly.

WHEELS AND TYRES

18. Where a vehicle is supplied with alloy wheels, all four road wheels must be of the same type and pattern.
19. Where a vehicle is supplied with wheels intended to be fitted with wheel trims, all four road wheels must be fitted with wheel trims of the same pattern.
20. Alloy wheels, wheel rims, and fitted wheel trims must be free from damage and defects which affect the safety, appearance, or integrity of the wheel.
21. Part-worn and remould tyres must comply with the Motor Vehicle Tyres (Safety) Regulations 1994.
22. All tyres, including the spare where applicable, must be the correct size, speed, and load rating for the vehicle as per the manufacturer's specification.
23. All tyres, including the spare where applicable, must be properly inflated in accordance with both the vehicle and tyre manufacturer's specification.
24. All tyres, including the spare where applicable, must have a continuous tread depth of at least 1.6mm across the central three quarters of the breadth of the tyre, and visible tread across the remaining breadth of the tyre.
25. All tyres, including the spare where applicable, must be free from cuts and other defects.

26. The vehicle must carry a method for dealing with a tyre should it become defective. This method must be in accordance with the manufacturer's specification which may be one of the following:
- a. full size spare wheel - which must be the same size and type as the four road wheels and be fitted with a tyre of the same size, speed, and load rating as the four road wheels. Proper tools and equipment for changing the wheel must also be carried.
 - b. space saver spare wheel - which must be the correct size and type for the vehicle and be fitted with a tyre of the correct size, speed, and load rating. The tyre must be correctly inflated in accordance with the manufacturer's specifications. Proper tools and equipment for changing the wheel must also be carried.
 - c. run-flat tyres - which must be fitted to all four road wheels. Run-flat tyres may only be used if the vehicle is fitted with an appropriate and serviceable tyre pressure monitoring system (TPMS).
 - d. emergency tyre sealant and compressor/inflator pack – which must be permanently marked with the vehicle registration number.

ELECTRICAL EQUIPMENT

27. Any additional electrical installation to the original vehicle equipment must be adequately insulated and be protected by suitable fuses. Any electrical installation and components within the vehicle must meet the electromagnetic compatibility (EMC) requirements of UNECE Regulation 10 and be marked accordingly.

INTERIOR LIGHTING

28. Interior lighting must be provided in accordance with the manufacturer's specification. No additional lighting may be fitted.

SEATS

29. Seats must be secure and covered with an appropriate material which must be properly upholstered and in good and clean condition, free from rips, tears and holes.
30. If seat covers are used they must be correctly fitted, in a good and clean condition and free from rips, tears and holes.

SEAT BELTS

31. Vehicles must be fitted with lap and diagonal seatbelts on all seats, including rear facing seats, as per the manufacturer's specification.
32. Seatbelts and seatbelt mechanisms must be in good working order and free from frays, cuts, and other damage, and show no evidence of repair.
33. For the avoidance of doubt any cut, frayed or damaged seatbelt must have been replaced and not repaired.

WINDOWS

34. Windows must be provided at the sides and at the rear of the vehicle.
35. Passenger door windows must be capable of being easily opened by passengers when seated.

36. The front windscreen must let at least 75% of light through and all other windows must let at least 70% of light through.

HEATING AND VENTILATION

37. A heating and ventilation system must be provided and must be in good working order.

DOORS

38. All doors must be easily accessible to all passengers and capable of being opened from inside. It must be clear to passengers how to operate the doors of the vehicle.

Hinged and sliding doors

39. When the vehicle is stationary, the passenger doors must be capable of being opened from the inside and outside of the vehicle by one operation of the latch mechanism.

40. Where sliding doors are fitted an audible or visual warning must be fitted in the driver's compartment indicating when any door is open.

41. Where sliding doors are fitted there must be a sign within the passenger compartment, clearly visible to all passengers, giving instructions on the correct operation of the passenger door.

Electric doors

42. Where electric doors are fitted:

- A sign must be clearly displayed inside the vehicle providing instructions on the correct operation of the door opening and closing mechanism.
- The door system design shall incorporate a method to detect an obstruction in the path of a closing door. When an obstruction is detected, the door system shall react in a manner that will allow the obstruction to be released
- A method for detecting an obstruction and preventing the closure of a powered door shall be included as part of the design of the door controls.

FLOOR COVERING

43. The floor of the vehicle must be covered in an appropriate non-slip material which must be free from rips, tears, and holes.

44. All floor covering fitted must be of uniform colour and material.

LUGGAGE

45. There must be provision for the safe carrying of luggage commensurate with the number of passengers being carried in the vehicle.

46. Provision must be made for luggage to be kept separate and secured from the passenger seating area.

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LICENSING PANEL

16 FEBRUARY 2018

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 E220, registration number SR65 XSR, from displaying Private Hire Vehicle Licence plates and to exempt the driver of the vehicle from wearing his Private Hire Driver Badge.

RECOMMENDATION/S

That the Panel consider whether or not to provide the proprietor of the vehicle registration number SR65 XSR with a notice providing an exemption from the requirement to display Private Hire Vehicle Licence plates on the vehicle and 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, Shaun Reilly, has requested an exemption from displaying the plates on the vehicle and from wearing a Private Hire Driver Badge due to the type of work he undertakes. The applicant states that he undertakes chauffeuring work which is booked in advance and for which he will be paid by bank credit transfers. Mr Reilly also undertakes work for two chauffeur companies, details of which are attached at Appendix 1.
- 3.3 Currently plates are displayed on the vehicle and Mr Reilly wears his badge whilst working.
- 3.4 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.
- 3.5 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.
- 3.6 On 15 April 2016 Members previously considered an application from Mr Reilly for exemption from displaying plates on his vehicle and for wearing his badge whilst working. The application was refused as Members were not satisfied there was good reason to allow the exemption.

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.

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REFERENCE MATERIAL

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SUBJECT HISTORY (last 3 years)

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By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
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