



Licensing Panel

Date: Friday, 13 July 2018

Time: 9.45 a.m.

Venue: Committee Room 1 - Wallasey Town Hall

Contact Officer: Anne Beauchamp

Tel: 0151 691 8608

e-mail: annebeauchamp@wirral.gov.uk

Website: <http://www.wirral.gov.uk>

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 - PROTON GEN2, REGISTRATION NUMBER GX08 BYA (Pages 1 - 4)

3. PRIVATE HIRE VEHICLE LICENCE APPLICATION - RENAULT ESPACE, REGISTRATION NUMBER VO57 EEH (Pages 5 - 8)

4. PRIVATE HIRE VEHICLE LICENCE - MERCEDES S CLASS AND AUDI A8 (Pages 9 - 12)

5. PRIVATE HIRE VEHICLE LICENCE - MERCEDES E220, REGISTRATION NUMBER LL18 WXV (Pages 13 - 16)

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 (PS) (Pages 17 - 26)**
- 8. PRIVATE HIRE DRIVER LICENCE (LK) (Pages 27 - 30)**
- 9. PRIVATE HIRE DRIVER LICENCE (RPP) (Pages 31 - 40)**
- 10. PRIVATE HIRE DRIVER LICENCE (KRD) (Pages 41 - 50)**



LICENSING PANEL

13 JULY 2018

REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE APPLICATION
REPORT OF	CORPORATE DIRECTOR FOR BUSINESS MANAGEMENT

REPORT SUMMARY

The purpose of this report is to consider an application to re-license a Proton Gen2, registration number GX08 BYA, beyond the normal over-age date for a licensed private hire vehicle.

RECOMMENDATION/S

That the Licensing Panel considers whether or not to re-license the vehicle 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 until a vehicle reaches six years old, when six-monthly licences are issued until the vehicle reaches ten years old.

- 3.3 This proprietor of the vehicle, Mr Aspinall, 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 1 May 2015 and the current licence was due to expire on 9 July 2018, however it has been extended to the date of this meeting.

- 3.5 The date of first registration of this vehicle is 9 July 2008.

- 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 safety implications arising out of this report due to the safety aspects of private hire vehicles.

ENGAGEMENT/CONSULTATION

8.1 This is not a matter that requires consultation.

8.0 EQUALITY IMPLICATIONS

9.1 There are no specific implications arising from this report.

REPORT AUTHOR: Margaret Calvert
Licensing Team Leader
telephone: 0151 691 8476
email: margaretcalth@wirral.gov.uk

REFERENCE MATERIAL

MOT certificate

Compliance pass certificate

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
Licensing Panel	

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LICENSING PANEL

13 JULY 2018

REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE APPLICATION
REPORT OF	CORPORATE DIRECTOR FOR BUSINESS MANAGEMENT

REPORT SUMMARY

The purpose of this report is to consider an application to re-license a Renault Espace, registration number VO57 EEH, beyond the normal over-age date for a licensed private hire vehicle.

RECOMMENDATION/S

That the Licensing Panel considers whether or not to re-license the vehicle 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 until a vehicle reaches six years old, when six-monthly licences are issued until the vehicle reaches ten years old.

- 3.3 This proprietor of the vehicle, Mr Rooney, 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 12 January 2016 and the current licence was due to expire on 4 July 2018, however it has been extended to the date of this meeting.

- 3.5 The date of first registration of this vehicle is 4 January 2008.

- 3.6 On expiry of a previous licence on 15 December 2017 an application was considered by the Licensing Panel to grant a further six month licence and the application was 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 safety implications arising out of this report due to the safety aspects of private hire vehicles.

ENGAGEMENT/CONSULTATION

8.1 This is not a matter that requires consultation.

8.0 EQUALITY IMPLICATIONS

9.1 There are no specific implications arising from this report.

REPORT AUTHOR: Margaret Calvert
Licensing Team Leader
telephone: 0151 691 8476
email: margaretcavert@wirral.gov.uk

REFERENCE MATERIAL

MOT certificate

Compliance pass certificate

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
Licensing Panel	15 December 2017

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LICENSING PANEL

13 JULY 2018

REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE
REPORT OF	CORPORATE DIRECTOR FOR BUSINESS MANAGEMENT

REPORT SUMMARY

The purpose of this report is to consider an application to license two vehicles, namely a Mercedes S Class and an Audi A8, as private hire vehicles outside the current criteria which states that side and rear windows must allow at least 70% of light to be transmitted through, and to exempt the vehicles from displaying Private Hire Vehicle Licence plates and to exempt the driver of the vehicle from wearing his Private Hire Driver Badge due to the type of work undertaken by the applicant.

RECOMMENDATION/S

That the Licensing Panel consider whether or not to license the Mercedes S Class and the Audi A8 as private hire vehicles which are fitted with "privacy glass" which lets in less than 70% light and provide the proprietor of the two vehicles with a notice providing an exemption from the requirement to display Private Hire Vehicle Licence plates on the vehicles and to exempt the driver of the vehicle 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 applicant, Mr Williamson is the proprietor of Wirral Chauffeurs who undertake executive chauffeur work.
- 3.2 Mr Williamson is a licensed private hire driver and the proprietor of a licensed Private Hire Vehicle, namely an Audi A8, registration number W1 RRA which has been licensed since December 2014. The vehicle is subject to the current Special Event Private Hire Vehicle Licence conditions which include an exemption from displaying Private Hire Vehicle Licence plates on the vehicle. The rear windows of the vehicle are fitted with "privacy glass" which let in less than 70% light.
- 3.3 The current criteria for licensing private hire vehicles requires that the front windscreen must let at least 75% of light through and all other windows must let at least 70% of light through. This criteria was introduced in September 2017.
- 3.4 Mr Williamson wishes to order a new Audi A8 to replace his current vehicle which will take approximately six months before it can be delivered. The rear windows of the vehicle will be fitted with "privacy glass" which lets in less than 70% light and will therefore not comply with the criteria for licensing private hire vehicles. Mr Williamson has also 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.
- 3.5 Due to a six month waiting time for the new Audi A8 to be built and delivered Mr Williamson wishes to purchase an S Class Mercedes to replace his current Audi A8 so that he can continue to operate his business. The vehicle will be fitted with "privacy glass" which lets in less than 70% light and Mr Williamson has also requested an exemption from displaying the plates on the vehicle and the driver of the vehicle being exempt from wearing a Private Hire Driver Badge.
- 3.6 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.

- 3.7 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
Licensing Team Leader
telephone: (0151) 691 8476
email: margaretcavert@wirral.gov.uk

REFERENCE MATERIAL

.SUBJECT HISTORY (last 3 years)

Council Meeting	Date

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LICENSING PANEL

13 JULY 2018

REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE
REPORT OF	CORPORATE DIRECTOR FOR BUSINESS MANAGEMENT

REPORT SUMMARY

The purpose of this report is to consider an application to exempt the following vehicle: a Mercedes E220, registration number LL18 WXV, 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 Licensing Panel consider whether or not to provide the proprietor of the vehicle registration number LL18 WXV with a notice providing an exemption from the requirement to display Private Hire Vehicle Licence plates on the vehicle and to exempt the driver of the vehicle 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, Mersey Chauffeurs Ltd, have requested an exemption from displaying the plates on the vehicle and to exempt drivers of the vehicle from wearing a Private Hire Driver Badge due to the type of work the company undertakes.
- 3.3 Mersey Chauffeurs Ltd hold five Private Hire Vehicles which are subject to the current Special Event Private Hire Vehicle Licence conditions.
- 3.4 The company applied for the grant of a new Private Hire Vehicle Licence on 19 June 2018 and the licence was granted subject to the Private Hire Vehicle Licence conditions with the requirement that the plates should be displayed on the vehicle pending the Licensing Panel's determination of this application.
- 3.5 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.
- 3.6 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.

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Licensing Team Leader
telephone: (0151) 691 8476
email: margaretcavert@wirral.gov.uk

REFERENCE MATERIAL

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SUBJECT HISTORY (last 3 years)

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