



Licensing Panel

Date:	Wednesday, 29 August 2018
Time:	4.30 p.m.
Venue:	Cabinet Briefing Room - 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 - 4 VEHICLES (Pages 1 - 4)

3. PRIVATE HIRE VEHICLE LICENCE APPLICATION - 2 VEHICLES (Pages 5 - 8)

4. APPLICATION TO APPROVE A PEUGEOT E7 AS A HACKNEY CARRIAGE VEHICLE (Pages 9 - 14)

5. 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.



LICENSING PANEL

29 AUGUST 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 license the following vehicles as private hire vehicles outside the Council's Policy in respect of vehicles undertaking work exclusively under and in strict accordance with the terms and conditions of a contract issued by the Corporate Director for Strategy and Partnerships to transport children to and from educational establishments:

Iveco Daily, registration number LT52 PYD
Iveco Daily, registration number LT52 PYG
Iveco Daily, registration number LT52 PXY
Iveco Daily, registration number LT52 PXZ

RECOMMENDATION/S

That the Licensing Panel considers whether or not to license the vehicles outside the Council's Policy.

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 does not comply with the Council's criteria and conditions.

2.0 OTHER OPTIONS CONSIDERED

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

3.0 BACKGROUND INFORMATION

- 3.1 On 18 July 2018 Members of the Licensing Health and Safety and General Purposes Committee approved revised criteria and conditions in respect of vehicles undertaking work exclusively under and in strict accordance with the terms and conditions of a contract issued by the Corporate Director for Strategy and Partnerships to transport children to and from educational establishments. The criteria states that:
- Vehicles must be under 10 years of age from the date of manufacture or date of first registration, whichever is the earliest.
 - 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.
 - 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
- 3.2 Prior to 18 July 2018 there was no age limit for vehicles undertaking school contract work.
- 3.3 Mr Michael Williams, trading as MW Transport, has a number of contracts issued by the Corporate Director for Strategy and Partnerships to transport children to and from educational establishments.
- 3.4 In preparation for the new school year in September Mr Williams purchased four vehicles prior to 18 July 2018. These vehicles are all over ten years old.
- 3.5 Mr Williams has applied to license the four vehicles and is requesting Members consider granting licences outside the current Policy as the vehicles were purchased before 18 July 2018.
- 3.6 The Licensing Panel considered these applications at their meeting on 10 August 2018. Members resolved that vehicle registration number LT52 PXY must undertake the repairs shown as advisories on the MOT pass certificate and then undergo a further MOT test. In addition Members resolved that all four vehicles must undergo a further compliance test which will be observed by a Licensing Enforcement Officer.

3.6 The vehicles have been examined at one of the Council's authorised testing stations and results of the tests will be reported to Members at the meeting.

3.8 The vehicles 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 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
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email: margaretcavert@wirral.gov.uk

REFERENCE MATERIAL

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

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LICENSING PANEL

29 AUGUST 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 license the following vehicles as private hire vehicles outside the Council's Policy in respect of vehicles undertaking work exclusively under and in strict accordance with the terms and conditions of a contract issued by the Corporate Director for Strategy and Partnerships to transport children to and from educational establishments:

Mercedes Sprinter 413, registration number WX04 YAH

Mercedes Sprinter 413, registration number WV52 NVR

RECOMMENDATION/S

That the Licensing Panel considers whether or not to license the vehicles outside the Council's Policy.

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 does not comply with the Council's criteria and conditions.

2.0 OTHER OPTIONS CONSIDERED

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

3.0 BACKGROUND INFORMATION

- 3.1 On 18 July 2018 Members of the Licensing Health and Safety and General Purposes Committee approved revised criteria and conditions in respect of vehicles undertaking work exclusively under and in strict accordance with the terms and conditions of a contract issued by the Corporate Director for Strategy and Partnerships to transport children to and from educational establishments. The criteria states that:
- Vehicles must be under 10 years of age from the date of manufacture or date of first registration, whichever is the earliest.
 - 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.
 - 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
- 3.2 Prior to 18 July 2018 there was no age limit for vehicles undertaking school contract work.
- 3.3 The applicant is A2B Travel (UK) Ltd who have a number of contracts issued by the Corporate Director for Strategy and Partnerships to transport children to and from educational establishments.
- 3.4 The contracts that have been awarded to A2B Travel require that the vehicles used to transport children are fitted with a tail lift. In preparation for the new school year in September 2018 the company have applied to license two vehicles with tail lifts which they have owned for four years and which have previously been licensed as public service vehicles (PSV). Seats have been removed from the vehicles to reduce the capacity from sixteen to eight passengers and the V5s (log books) have been changed with the DVLA. As these vehicles are no longer adapted to carry more than eight passengers they are not subject to the Public Service Vehicles to undertake work for hire and reward. The vehicles are both over ten years old.
- 3.5 Mr Evans, on behalf of A2B Travel (UK) Ltd, is requesting Members consider granting licences outside the current Policy as the vehicles were purchased before 18 July 2018.

3.6 The vehicles have been examined at one of the Council's authorised testing stations and results of the tests will be reported to Members at the meeting.

3.7 The vehicles will be available for inspection at the meeting.
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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
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REFERENCE MATERIAL

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

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LICENSING PANEL

29 AUGUST 2018

REPORT TITLE	APPLICATION TO APPROVE A PEUGEOT E7 AS A HACKNEY CARRIAGE VEHICLE
REPORT OF	CORPORATE DIRECTOR FOR BUSINESS MANAGEMENT

REPORT SUMMARY

The purpose of this report is for Members to consider an application to approve a Peugeot E7, registration number SF12 JZG, as a Hackney Carriage Vehicle.

RECOMMENDATION/S

That Members consider whether to approve the Peugeot E7, registration number SF12 JZG, as a Hackney Carriage Vehicle.

SUPPORTING INFORMATION

1.0 REASON/S FOR RECOMMENDATION/S

- 1.1 It is a delegated function of this Panel to approve vehicles that can be licensed as Hackney Carriage Vehicles.

2.0 OTHER OPTIONS CONSIDERED

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

3.0 BACKGROUND INFORMATION

- 3.1 The current criteria for licensing a Hackney Carriage Vehicle requires that the vehicle is purpose built as a Hackney Carriage Vehicle. Since 2006 a number of vehicles have been presented to the Council that have been the subject of a conversion from a factory built vehicle that can be used for any purpose to a vehicle to be used as a Hackney Carriage Vehicle. Each applicant has submitted that such vehicles that have been converted are purpose built as hackney Carriage Vehicles.
- 3.2 A number of vehicles converted by Allied Vehicles and sold under the brand name Cab Direct have been approved by the Council to be licensed as Hackney Carriage Vehicles.
- 3.3 On 6 March 2006 Members of the Licensing Panel approved the Cab Direct conversion of a Peugeot E7 to be licensed as a Hackney Carriage Vehicle, as it complied with the Council's criteria for licensing Hackney Carriage Vehicles, including being purpose built.
- 3.4 An application has been received from Mr D Rannard to license a Peugeot E7 which has been converted to undertake work as a Hackney Carriage Vehicle, however this work has not been undertaken by Allied Vehicles (Cab Direct).
- 3.5 The vehicle has been reconverted by Car n Cab Care and the company advise that the vehicle is now compliant to Cab Direct and M1 standards. A letter from Car n Cab Care is attached at Appendix 1.
- 3.6 Mr Rannard will provide further documentation at the meeting.
- 3.6 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 legal challenge.

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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APPENDICES

REFERENCE MATERIAL

MOT certificate
Certificate of Compliance

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CAR 'N' CAB

NORTHWEST TAXI CENTRE *Care* LTD.

0151 678 3066

07840 229 859/07517 996 286

www.carandcab.co.uk

Mr Dennis Rannard
410 Pensby Road
Wirral
CH61 9PE

9th July 2018

To whom it may concern

We can now confirm that work carried out for reconversion of Mr Rannard's vehicle registration SF12 JZG – Chassis no: VF3XDAHYSZ021981 is now manufactured and compliant to Cab Direct and M1 standards, with seats fitted to meet strength and positional requirements of directive 76/115/EEC having been secured using 4 x M8 x 1.5 bolts and 4 x 4mm x 60mm x 60mm steel plates. All bolts used have been torqued to 60NM and all steel plates under the vehicle have been undersealed.

If there is anything further that you require, please do not hesitate to contact us.

Car and Cab Care Ltd
4 Tarran Way South
Moreton
Wirral
CH46 4TP

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