



Licensing Panel

Date:	Friday, 12 October 2018
Time:	9.45 a.m.
Venue:	Committee Room 2 - 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. APPLICATION TO LICENSE A FIAT 500 AS A PRIVATE HIRE VEHICLE (Pages 1 - 4)

3. PRIVATE HIRE VEHICLE LICENCE - MERCEDES E CLASS, REGISTRATION NUMBER LS68 PZX (Pages 5 - 8)

4. 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.

5. PRIVATE HIRE DRIVER LICENCE (BSB) (Pages 9 - 12)

6. PRIVATE HIRE DRIVER LICENCE (DFR) (Pages 13 - 16)

- 7. PRIVATE HIRE DRIVER LICENCE (JAW) (Pages 17 - 20)**
- 8. HACKNEY CARRIAGE DRIVER LICENCE (GMCC) (Pages 21 - 24)**
- 9. PRIVATE HIRE DRIVER LICENCE (AA) (Pages 25 - 28)**



LICENSING PANEL

12 OCTOBER 2018

REPORT TITLE	APPLICATION TO LICENSE A FIAT 500 AS A PRIVATE HIRE VEHICLE
REPORT OF	CORPORATE DIRECTOR FOR BUSINESS MANAGEMENT

REPORT SUMMARY

The purpose of this report is for Members to consider an application to license a Fiat 500 as a Private Hire Vehicle to carry four passengers.

RECOMMENDATION/S

That Members consider whether or not to license the Fiat 500 as a Private Hire Vehicle to carry four passengers.

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 Private Hire Vehicles.

2.0 OTHER OPTIONS CONSIDERED

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

3.0 BACKGROUND INFORMATION

3.1 An application has been received from Mr Lee Sutton to license a Fiat 500 as a private hire vehicle to carry four passengers.

3.2 Mr Sutton considers that the vehicle has sufficient space to carry four passengers in safety and comfort as well as adequate space for the carriage of luggage, however the vehicle does not satisfy the criteria to be licensed to carry four passengers which states that:

- The vehicle must be capable of carrying at least 4 and not more than 8 passengers in addition to the driver.
- 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.

3.3 The vehicle has a rear bench seat. A Licensing Officer has measured the seat and does not consider it meets the criteria in that it does not allow 16" for each of three passengers when measured across the front edge of seat.

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

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

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LICENSING PANEL

12 OCTOBER 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 a Mercedes E Class, registration number LS68 PZX, 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, and to exempt the vehicle from displaying Private Hire Vehicle Licence plates and to exempt the drivers of the vehicle from wearing their 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 E Class, registration number LS68 PZX, as a private hire vehicle which is fitted with "privacy glass" which lets in less than 70% light and provide the proprietor of the vehicle with a notice providing an exemption from the requirement to display Private Hire Vehicle Licence plates on the vehicle and to exempt the drivers 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 is Mersey Chauffeurs Ltd who are the proprietor of six licensed private hire vehicles, five of which are fitted with privacy glass and all of which are exempt from displaying plates and the drivers of the vehicles are exempt from wearing a Private Hire Driver Badge due to the type of work the company undertakes.
- 3.2 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.
- 3.3 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.
- 3.4 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
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REFERENCE MATERIAL

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
Licensing Panel	13 July 2018

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