



Licensing Panel

Date:	Friday, 15 February 2019
Time:	9.45 a.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, MERCEDES E250, REGISTRATION NUMBER N8 STN (Pages 1 - 4)

3. PRIVATE HIRE VEHICLE LICENCE, MERCEDES E220, REGISTRATION NUMBER 5261 SR (Pages 5 - 8)

4. PRIVATE HIRE VEHICLE LICENCE, VAUXHALL VECTRA, REGISTRATION NUMBER SB58 LDL (Pages 9 - 12)

5. PRIVATE HIRE VEHICLE LICENCE APPLICATION, TOYOTA PRIUS, REGISTRATION NUMBER SD58 CPN (Pages 13 - 16)

6. PRIVATE HIRE VEHICLE LICENCE APPLICATION, VOLVO S40, REGISTRATION NUMBER PE09 VUO (Pages 17 - 20)

7. PRIVATE HIRE VEHICLE LICENCE APPLICATION, FORD TOURNEO GRAND CONNECT, REGISTRATION NUMBER WN15 HOH (Pages 21 - 24)

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 (NRJ) (Pages 25 - 28)**
- 10. PRIVATE HIRE DRIVER LICENCE (JDP) (Pages 29 - 32)**
- 11. PRIVATE HIRE DRIVER LICENCE (RLW) (Pages 33 - 36)**



LICENSING PANEL

15 FEBRUARY 2019

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 renew a Private Hire Vehicle Licence for the following vehicle: a Mercedes E250, registration number N8 STN, and to amend the conditions to permit the vehicle to be exempt 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 renew the Private Hire Vehicle Licence on the Mercedes E250, registration number N8 STN with amended conditions to exempt the vehicle from displaying Private Hire Vehicle Licence plates, and to 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 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 Mr DR Simcoe is the proprietor of a licensed Private Hire Vehicle which is currently subject to Special Event Private Hire Vehicle Licence conditions that allow for the vehicle to be exempt from displaying plates.
- 3.2 On 18 July 2018 the Licensing Health and Safety and General Purposes Committee resolved that the procedure for licensing non standard Private Hire Vehicles be amended. This amendment was to replace the Special Event Private Hire Vehicle Licence conditions with the standard Private Hire Vehicle criteria and conditions and that any applicant seeking to operate outside these criteria and conditions be referred to the Licensing Panel so that each case can be considered on its own individual merits.
- 3.3 Mr Simcoe has applied to renew this licence. He has requested that the conditions attached to the licence be amended to allow the vehicle to be exempt from displaying the plates and the driver of the vehicle from wearing a Private Hire Driver badge due to the type of work he undertakes.
- 3.4 Mr Simcoe is the holder of a Private Hire Operator Licence and trades as Stanton Chauffeur Service. He undertakes work for corporate clients only, taking bookings at least 24 hours in advance.
- 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 criteria and conditions that apply to the licensing of vehicles and drivers are put in place for the safety and comfort of passengers using private hire vehicles.

7.2 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: margaretcalth@wirral.gov.uk

REFERENCE MATERIAL

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

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LICENSING PANEL

15 FEBRUARY 2019

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 5261 SR, 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 5261 SR with a notice providing an exemption from the requirement to display Private Hire Vehicle Licence plates on the vehicle and from the requirement for the driver of the vehicle 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, Mr Reilly, has requested an exemption from displaying the plates on the vehicle and exempting the driver from wearing a Private Hire Driver Badge due to the type of work they undertake.
- 3.3 Mr Reilly was the proprietor of a Private Hire Vehicle which was subject to conditions exempting the vehicle from displaying plates and the drivers of the vehicle from wearing a badge. The exemption was granted by the Licensing Panel who deemed it appropriate in the circumstances to amend the standard Private Hire Vehicle Licence conditions and Private Hire Operator Licence conditions accordingly.
- 3.4 Mr Reilly has changed his vehicle and a licence has been granted which is subject to the standard Private Hire Vehicle Licence conditions.
- 3.5 Members are requested to consider amending these conditions to exempt the vehicle from displaying Private Hire Vehicle Licence plates and to exempt the driver of the vehicle from wearing his 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

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SUBJECT HISTORY (last 3 years)

Council Meeting	Date
Licensing Panel	16 February 2018

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LICENSING PANEL

15 FEBRUARY 2019

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 Vauxhall Vectra, registration number SB58 LDL, 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 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.
- 3.2 The proprietor of the vehicle, Mr Ainsworth, has applied to re-license his vehicle for a further six months.
- 3.3 The vehicle has been licensed as a private hire vehicle since 4 May 2017 and the current licence was due to expire on 20 January 2019 however it has been extended to the date of this meeting.
- 3.4 The date of first registration of this vehicle is 20 January 2009.
- 3.5 The vehicle has been examined at one of the Council's authorised testing stations and the pass certificates will be available 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 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

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LICENSING PANEL

15 FEBRUARY 2019

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 Toyota Prius, registration number SD58 CPN, 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 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.
- 3.2 The proprietor of the vehicle, Mr Ashurst, has applied to re-license his vehicle for a further six months.
- 3.3 The vehicle has been licensed as a private hire vehicle since 21 August 2013 and the current licence is due to expire on 20 February 2019.
- 3.4 The date of first registration of this vehicle is 30 September 2008.
- 3.5 On expiry of a previous licence on 20 August 2018 an application was considered by the Licensing Panel to grant a six month licence and the application was granted.
- 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.
- 3.7 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 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: margaretcalvert@wirral.gov.uk

REFERENCE MATERIAL

MOT certificate

Compliance pass certificate

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
Licensing Panel	10 August 2018

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LICENSING PANEL

15 FEBRUARY 2019

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 for the grant of a Private Hire Vehicle Licence on a Volvo S40, registration number PE09 VUO, beyond the normal over-age date for a licensed private hire vehicle.

RECOMMENDATION/S

That the Licensing Panel considers whether or not to license the Volvo S40, registration number PE09 VUO.

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 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.
- 3.2 The proprietor of the Volvo S40, registration number PE09 VUO, Mr Jose, has applied for the grant of a six month Private Hire Vehicle Licence on the vehicle.
- 3.3 The vehicle has previously been licensed as a private hire vehicle from 25 October 2017 until 24 April 2018 when Mr Jose did not renew the Private Hire Vehicle Licence.
- 3.4 The date of first registration of this vehicle is 18 March 2009 and will be ten years old on 18 March 2019.
- 3.5 The vehicle has been examined at one of the Council's authorised testing stations and the pass certificates will be available 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 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: margaretcalthert@wirral.gov.uk

REFERENCE MATERIAL

MOT certificate

Compliance pass certificate

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

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LICENSING PANEL

15 FEBRUARY 2019

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 a Ford Tourneo Grand Connect, registration number WN15 HOH, to carry six passengers.

RECOMMENDATION/S

That the Licensing Panel considers whether or not to license the vehicle to carry six 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 The proprietor of the vehicle, Mr Currie, trading as North Wales Vehicle Hire, has applied to license the vehicle to carry six passengers. A licence was issued on 22 January 2019 permitting the vehicle to carry four passengers as officers had concerns regarding the access to the two rear seats. The current licence is due to expire on 21 January 2020.

3.2 Mr Currie considers that the vehicle can carry six passengers in comfort and safety.

3.3 The vehicle has been examined at one of the Council's authorised testing stations and the pass certificates will be available at the meeting.

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

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

MOT certificate

Compliance pass certificate

SUBJECT HISTORY (last 3 years)

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