



Licensing Panel

Date:	Thursday, 11 April 2019
Time:	9.30 a.m.
Venue:	Committee Room 3 - 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, AUDI A6, REGISTRATION NUMBER MT15 ECJ (Pages 1 - 4)

3. PRIVATE HIRE VEHICLE LICENCE APPLICATION, VAUXHALL INSIGNIA, REGISTRATION NUMBER DU09 DTK (Pages 5 - 8)

4. PRIVATE HIRE VEHICLE LICENCE APPLICATION, PEUGEOT 407, REGISTRATION NUMBER SG09 LEF (Pages 9 - 12)

5. HACKNEY CARRIAGE VEHICLE LICENCE APPLICATION, MERCEDES M8, REGISTRATION NUMBER PJ59 AYX (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 (GRA) (Pages 17 - 20)**
8. **PRIVATE HIRE DRIVER LICENCE (JKD) (Pages 21 - 24)**
9. **HACKNEY CARRIAGE DRIVER LICENCE (SGR) (Pages 25 - 28)**
10. **PRIVATE HIRE DRIVER LICENCE (DFK) (Pages 29 - 32)**
11. **PRIVATE HIRE DRIVER LICENCE (JDP) (Pages 33 - 36)**
12. **PRIVATE HIRE DRIVER LICENCE (JJQ) (Pages 37 - 40)**
13. **PRIVATE HIRE DRIVER LICENCE (MAO) (Pages 41 - 44)**
14. **PRIVATE HIRE DRIVER LICENCE (JPG) (Pages 45 - 48)**
15. **HACKNEY CARRIAGE DRIVER LICENCE (SJB) (Pages 49 - 52)**
16. **PRIVATE HIRE DRIVER LICENCE (CJP) (Pages 53 - 58)**



LICENSING PANEL

11 APRIL 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 an Audi A6, registration number MT15 ECJ, fitted with “privacy glass” as a licensed 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 Licensing Panel considers whether or not to license the Audi A6, registration number MT15 ECJ, fitted with “privacy glass” as a licensed 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.

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 In September 2017 the criteria for licensing Private Hire Vehicles was reviewed. The following criteria relating to windows was introduced:

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

- 3.2 Mr M Smith is the proprietor of a Licensed Private Hire Vehicle, a Ford Mondeo, registration number MJ60 GJK, which is fitted with side and rear windows that allow less than 70% of light to be transmitted through.
- 3.3 The vehicle has been licensed since 11 November 2014 when the criteria relating to windows in paragraph 3.1 was not effective.
- 3.4 Mr Smith's vehicle has been involved in a road traffic collision due to the negligence of a third party driver. The vehicle has been declared a write off by the insurance company.
- 3.5 Mr Smith states has been unable to source a vehicle that is not fitted with "privacy glass" that he considers suitable to be licensed as a Private Hire Vehicle within his budget.
- 3.6 Mr Smith has purchased the Audi A6, registration number MT15 ECJ, and requests that Members consider granting a Private Hire Vehicle Licence outside their Policy in these circumstances.
- 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: 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

11 APRIL 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 Insignia, registration number DU09 DTK, 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.
- 3.3 The proprietor of the vehicle, Mr Dougherty, 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 5 April 2018 and the current licence was due to expire on 25 March 2019, however it has been extended to the date of this meeting.
- 3.5 The date of first registration of this vehicle is 25 March 2009.
- 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: 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

11 APRIL 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 Peugeot 407, registration number SG09 LEF, 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.

3.3 The proprietor of the vehicle, Mr Jordan, 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 20 January 2016 and the current licence is due to expire on 30 April 2019.

3.5 The date of first registration of this vehicle is 30 April 2009.

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.

8.0 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

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LICENSING PANEL

11 APRIL 2019

REPORT TITLE	HACKNEY CARRIAGE VEHICLE LICENCE APPLICATION
REPORT OF	CORPORATE DIRECTOR FOR BUSINESS MANAGEMENT

REPORT SUMMARY

The purpose of this report is for Members to consider an application to license the following vehicle, namely a Mercedes M8, registration number PJ59 AYX, as a Hackney Carriage Vehicle.

RECOMMENDATION/S

That members consider whether or not to license the vehicle registration number PJ59 AYX as a Hackney Carriage Vehicle.

SUPPORTING INFORMATION

1.0 REASON/S FOR RECOMMENDATION/S

- 1.1 It is the delegated authority of this Panel to determine applications for Hackney Carriage Vehicle Licences where the vehicle cannot comply with the current criteria for licensing 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 that a Hackney Carriage Vehicle must comply with before being granted a licence is as follows:

- (i) that every vehicle must comply with the Council's Hackney Carriage Vehicle Licence conditions;
- (ii) that every vehicle must be purpose built and built to accommodate wheelchair disabled passengers;
- (iii) that every vehicle must be properly tested and roadworthy to a standard approved by the Council's vehicle inspectors, such testing to include the structural integrity;
- (iv) that all vehicles licensed must be properly insured and that proof of such insurance be shown to the Council either upon application or before issue of licence;
- (v) that every vehicle must be three years old or less from the date of first registration or date of manufacture (whichever is the earlier).

- 3.2 The proprietor of the vehicle Mr Shannon has applied for the grant of a Hackney Carriage Vehicle Licence.

- 3.3 Mr Shannon purchased the Mercedes M8 which had been licensed as a Hackney Carriage Vehicle since 25 March 2013. The expiry date of the licence was 24 March 2019.

- 3.4 On 20 March 2019 Mr Shannon telephoned the Licensing Office to make an appointment to transfer the Hackney Carriage Vehicle Licence into his name. There is no record of Mr Shannon stating that he wished to renew the licence. An appointment was made for 1 April 2019

- 3.5 When Mr Shannon attended the appointment on 1 April 2019 he stated that he was applying to transfer the Hackney Carriage Vehicle Licence and to also renew it.

3.6 As the licence had expired officers were unable to renew it. Mr Shannon was advised that he must apply for the grant of a Hackney Carriage Vehicle Licence. As the vehicle does not comply with the criteria in paragraph 3.1 as it is over ten years old, a licence could not be granted under delegated authority.

3.7 Members are requested to consider granting a Hackney Carriage Vehicle Licence outside the Council's Policy.

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

REFERENCE MATERIAL

Vehicle Licence application form

MOT certificate

Compliance pass certificate

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

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