



Licensing Panel

Date:	Friday, 24 January 2020
Time:	9.45 a.m.
Venue:	Conservative Group Office - Wallasey Town Hall

Contact Officer: Marcus Darby
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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. HACKNEY CARRIAGE VEHICLE LICENCE, FORD TOURNEO, REGISTRATION NUMBER MK66 RXU (Pages 1 - 4)

3. APPLICATION TO LICENSE AN MG ZSEV AS A PRIVATE HIRE VEHICLE (Pages 5 - 8)

4. PRIVATE HIRE VEHICLE LICENCE, BMW 730, REGISTRATION NUMBER W7 EXC (Pages 9 - 12)

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.

- 6. PRIVATE HIRE DRIVER LICENCE (JDW) (Pages 13 - 16)**
- 7. PRIVATE HIRE DRIVER LICENCE (MMI) (Pages 17 - 20)**
- 8. PRIVATE HIRE DRIVER LICENCE (JJG) (Pages 21 - 24)**



LICENSING PANEL

24 JANUARY 2020

REPORT TITLE	HACKNEY CARRIAGE VEHICLE LICENCE
REPORT OF	DIRECTOR OF GOVERNANCE AND ASSURANCE

REPORT SUMMARY

The purpose of this report is to consider an application to license the following vehicle, namely a Ford Tourneo, registration number MK66 RXU, as a Hackney Carriage Vehicle.

RECOMMENDATION/S

That the Panel considers whether or not to license the vehicle registration number MK66 RXU 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 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 for licensing Hackney Carriage Vehicles includes a requirement 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 Daly, has applied for the grant of a Hackney Carriage Vehicle Licence.
- 3.3 The date of first registration of the vehicle is 23 November 2016 and the vehicle is therefore over three years old.
- 3.4 The vehicle has been tested at one of the Council's authorised testing stations and the pass certificates will be available at the meeting.
- 3.5 The Panel is asked to consider the application and determine if there is good reason to act outside of the current policy and license the vehicle, registration number MK66 RXU, as a Hackney Carriage Vehicle.

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 Hackney Carriage Vehicles. The vehicle has been examined at one of the

Council's authorised testing stations and has passed the MOT and Compliance tests.

8.0 ENGAGEMENT/CONSULTATION

8.1 This is not a matter that requires consultation.

9.0 EQUALITY IMPLICATIONS

9.1 All Hackney Carriage Vehicles must be wheelchair accessible.

10.0 ENVIRONMENT AND CLIMATE IMPLICATIONS

10.1 Hackney Carriage Vehicles contribute to harmful emissions

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BACKGROUND PAPERS

Vehicle Licence application form

MOT certificate

Compliance pass certificate

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LICENSING PANEL

24 JANUARY 2020

REPORT TITLE	APPLICATION TO LICENSE AN MG ZSEV AS A PRIVATE HIRE VEHICLE
REPORT OF	DIRECTOR OF GOVERNANCE AND ASSURANCE

REPORT SUMMARY

The purpose of this report is to consider an application to license the following vehicle, namely an electrically powered MG ZSEV as a Private Hire Vehicle.

RECOMMENDATION/S

That the Panel considers whether or not to license the electrically powered MG ZSEV as a Private Hire Vehicle.

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 cannot comply with the current criteria for licensing 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 S Davies to license an electrically powered MG ZSEV as a Private Hire Vehicle.

- 3.2 The Council's criteria for licensing Private Hire Vehicles states that:

Any vehicle with a top tread for the entrance which exceeds 38cm must be fitted with a step to allow easy access to and egress from the vehicle. Any vehicle that does not have a step fitted must carry a portable step to be available for use by all passengers.

- 3.3 This criteria was introduced in 2000.

- 3.4 The top tread for entrance to the MG ZSEV exceeds 38cm.

- 3.5 The Panel are asked to consider whether it is appropriate to license the vehicle without the requirement to carry a portable step.

- 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.

7 ENGAGEMENT/CONSULTATION

8.1 This is not a matter that requires consultation.

8 EQUALITY IMPLICATIONS

9.1 There are no specific implications arising from this report.

10.0 ENVIRONMENT AND CLIMATE IMPLICATIONS

10.1 Electric vehicles do not emit harmful tailpipe pollutants such as particulates (soot), volatile organic compounds, hydrocarbons, carbon monoxide, ozone, lead, and various oxides of nitrogen.

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REFERENCE MATERIAL

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

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LICENSING PANEL

24 JANUARY 2020

REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE
REPORT OF	DIRECTOR OF GOVERNANCE AND ASSURANCE

REPORT SUMMARY

The purpose of this report is to consider an application to allow a BMW 730, registration number W7 EXC, to be exempt from displaying Private Hire Vehicle Licence plates.

RECOMMENDATION/S

That the Panel considers whether or not to provide the proprietor of the vehicle with a notice providing an exemption from the requirement to display Private Hire Vehicle Licence plates.

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 Vehicle 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 Conway has submitted an application to license the BMW 730, registration number W7 EXC, and has requested that the vehicle be exempt from displaying plates due to the type of work he intends to undertake.

- 3.2 The applicant, Mr Conway, has applied for a Private Hire Operator Licence to enable him to operate an executive chauffeur business for corporate clients only.

- 3.3 The Council may exempt a vehicle from the requirement to display a plate or drivers from wearing 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.

- 3.5 Mr Conway has held a Private Hire Driver Licence since 7 January 2020 and it is due to expire on 6 January 2023.

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.

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.

10.0 ENVIRONMENT AND CLIMATE IMPLICATIONS

10.1 Private Hire Vehicles contribute to harmful emissions

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SUBJECT HISTORY (last 3 years)

Council Meeting	Date

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