



Regulatory Panel

Date:	Wednesday, 24 November 2021
Time:	9.45 a.m.
Venue:	Cheshire Lines Building, Canning Street, Birkenhead

Contact Officer: Anne Beauchamp
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AGENDA

- 1. APPOINTMENT OF CHAIR**
- 2. 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.
- 3. PRIVATE HIRE VEHICLE LICENCE APPLICATION - VOLVO V50, REGISTRATION NUMBER GJ61 RVP (Pages 1 - 4)**
- 4. PRIVATE HIRE VEHICLE LICENCE APPLICATION - MERCEDES BENZ E CLASS, REGISTRATION NUMBER V60 RCR (Pages 5 - 8)**
- 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 (JDE) (Pages 9 - 12)**

7. PRIVATE HIRE DRIVER LICENCE (MAL) (Pages 13 - 16)



REGULATORY PANEL

24 NOVEMBER 2021

REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE APPLICATION
REPORT OF	DIRECTOR OF LAW AND GOVERNANCE

REPORT SUMMARY

The purpose of this report is to consider an application to re-license a Volvo V50, registration number GJ61 RVP, beyond the normal over-age date for a licensed Private Hire Vehicle.

RECOMMENDATION/S

That the Panel consider whether or not to license the vehicle for 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 That the application to license the Volvo V50, registration number GJ61 RVP, be refused as the vehicle does not comply with the current criteria for licensing Private Hire Vehicles, in that it is more than 10 years old.

3.0 BACKGROUND INFORMATION

- 3.1 The current criteria that vehicles must comply with before being granted a Private Hire Vehicle Licence includes the following:
1. Vehicles must be under 10 years of age from the date of manufacture or date of first registration, whichever is the earliest.
 2. 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.
 3. 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 The proprietor of the vehicle, Mrs Hitchell, has applied to license the vehicle for six months.
- 3.3 The vehicle had been licensed as a Private Hire Vehicle from 20 January 2015 until 18 October 2021 when the licence expired.
- 3.4 The date of first registration of this vehicle is 18 October 2011.
- 3.5 The vehicle has been examined at one of the Council's authorised testing stations and the pass certificates will be provided in advance of the meeting.
- 3.6 The vehicle will be available for inspection at the meeting.

4.0 FINANCIAL IMPLICATIONS

- 4.1 There are no financial implications arising directly from this report.

5.0 LEGAL IMPLICATIONS

- 5.1 Section 48 of The Local Government (Miscellaneous Provisions) Act 1976 provides that a district council shall not grant a licence unless it is satisfied that the vehicle is:
- Suitable in type, size and design for use as a Private Hire Vehicle
 - Not of such design and appearance as to lead any person to believe that the vehicle is a Hackney Carriage
 - In a suitable mechanical condition

- Safe and
- Comfortable
- That there is in force in relation to the use of the vehicle a policy of insurance

5.2 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. 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 There are no specific implications arising from this report.

10.0 ENVIRONMENT AND CLIMATE IMPLICATIONS

10.1 Private Hire Vehicles contribute to harmful emissions including particulate matter, hydrocarbons and carbon monoxide which can be harmful to health.

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BACKGROUND PAPERS

MOT certificate

Compliance pass certificate

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REGULATORY PANEL

24 NOVEMBER 2021

REPORT TITLE	PRIVATE HIRE VEHICLE LICENCE APPLICATION
REPORT OF	DIRECTOR OF LAW AND GOVERNANCE

REPORT SUMMARY

The purpose of this report is for the Regulatory Panel to consider an application to license a Mercedes Benz E class, registration number V60 RCR, 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.

RECOMMENDATION/S

That the Regulatory Panel consider whether or not to license the Mercedes Benz E class, registration number V60 RCR, 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.

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 That the application to license the Mercedes Benz E class, registration number V60 RCR, be refused as the vehicle does not comply with the current criteria for licensing Private Hire Vehicles in that the side and rear windows do not let at least 70% of light through.

3.0 BACKGROUND INFORMATION

- 3.1 In September 2017 Members of the Licensing Health and Safety and General Purposes Committee approved criteria for licensing Private Hire Vehicles.

- 3.2 Paragraph 36 of the criteria states that:

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

- 3.3 The date of first registration of the vehicle is 1 March 2019 and it is therefore two years old.

- 3.4 The applicant, Mr Richards, states that he intends to obtain his own Private Hire Operator Licence and carry out executive transportation work.

- 3.5 The Regulatory Panel is asked to consider whether to license the Mercedes Benz E class, registration number V60 RCR, 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.

- 3.6 The vehicle has been examined at one of the Council's authorised testing stations and the certificates will be provided in advance of 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 The Local Government (Miscellaneous Provisions) Act 1976 Section 48 provides that a district council shall not grant a licence unless it is satisfied that the vehicle is:

- Suitable in type, size and design for use as a Private Hire Vehicle
- Not of such design and appearance as to lead any person to believe that the vehicle is a Hackney Carriage
- In a suitable mechanical condition
- Safe and

- Comfortable
- That there is in force in relation to the use of the vehicle a policy of insurance

5.2 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. The vehicle will be examined at one of the Council's authorised testing stations and must pass the MOT and Compliance tests before being granted a licence.

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 including particulate matter, hydrocarbons and carbon monoxide which can be harmful to health.

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BACKGROUND PAPERS

Private Hire Vehicle Criteria

MOT test certificate

Compliance test certificates

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By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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