

WIRRAL COUNCIL

LICENSING PANEL

15 NOVEMBER 2013

SUBJECT:	HACKNEY CARRIAGE VEHICLE LICENCE - APPLICATION
WARD AFFECTED:	ALL
REPORT OF:	STRATEGIC DIRECTOR OF REGENERATION AND ENVIRONMENT
KEY DECISION?	NO

1.0 EXECUTIVE SUMMARY

- 1.1 The purpose of this report is for Members to consider an application to license the following vehicle, namely a Peugeot E7, registration number SJ57 LHB, as a Hackney Carriage Vehicle.

2.0 BACKGROUND AND KEY ISSUES

- 2.1 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).

- 2.2 On 22 May 2013 Members of the Licensing Health and Safety and General Purposes Committee resolved that:

In circumstances when a Hackney Carriage Vehicle proprietor wishes to change a Hackney Carriage Vehicle that is currently licensed to a different vehicle, the replacement vehicle must be the same age or less than the vehicle that is currently licensed up to a maximum of ten years old. Vehicles that are ten years old or more must be replaced by a vehicle that is no more than ten years old and that this Policy is to have immediate effect.

The Licensing Panel be delegated with the authority to act outside this policy.

3.0 APPLICATION

- 3.1 In accordance with the resolution in paragraph 2.2 Members are asked to consider an application submitted by Tracegreen Finance to change a Hackney Carriage Vehicle. The date of first registration of the vehicle they wish to licence is September 2007. The vehicle is therefore six years old. The vehicle that has been subject to a licence was one and a half years old, therefore the requirement for the vehicle to be licensed to be the same age or younger cannot be met. Members are asked to consider the application and determine if there is good reason to act outside of the current policy and licence the vehicle, registration number SJ57 LHB.
- 3.2 The vehicle has been examined at one of the Council's authorised testing stations and the pass certificate will be available at the meeting.

4.0 RELEVANT RISKS

- 4.1 There are none arising directly from this report.

5.0 OTHER OPTIONS CONSIDERED

- 5.1 There is no provision for other options to be considered.

6.0 CONSULTATION

- 6.1 This is not a matter which requires consultation.

7.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

- 7.1 There are no specific implications arising from this report.

8.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS

- 8.1 There are no specific implications arising from this report.

9.0 LEGAL IMPLICATIONS

- 9.1 A decision of this Committee may be subject to Appeal.

10.0 EQUALITIES IMPLICATIONS

- 10.1 Has the potential impact of your proposal(s) been reviewed with regard to equality?

Yes and impact review was attached to the report dated 22 May 2013.

11.0 CARBON REDUCTION IMPLICATIONS

11.1 There are no specific implications arising from this report.

12.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

12.1 There are no Planning implications arising from this report.

13.0 RECOMMENDATION/S

13.1 That members consider whether or not to license this vehicle as a Hackney Carriage Vehicle.

14.0 REASONS FOR RECOMMENDATION/S

14.1 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.

REPORT AUTHOR: **Margaret Calvert**
Licensing Team Leader
telephone: 0151 691 8476
email: margaretcavert@wirral.gov.uk

REFERENCE MATERIAL

Application form