



REGULATORY PANEL

17 SEPTEMBER 2021

REPORT TITLE	SCHOOL CONTRACT 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 Renault Master, registration number EX59 GNK, beyond the normal over-age date for a licensed Private Hire Vehicle.

RECOMMENDATION/S

That the Panel considers 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 Renault Master 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, Mr Williams, has applied to re-license the vehicle for six months.
- 3.3 The vehicle will be used exclusively to transport children to and from educational establishments.
- 3.4 The vehicle had been licensed as a Private Hire Vehicle from 21 March 2019 until 24 August 2021 when the licence expires.
- 3.5 The date of first registration of this vehicle is 21 September 2009, the vehicle is therefore 12 years old.
- 3.6 The vehicle has been examined at one of the Council's authorised testing stations and the pass certificates will be available 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 financial implications for the owner of the vehicle should the vehicle not be granted a Private Hire Vehicle Licence, however this is not a factor for the Panel to take into consideration.

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 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 This vehicle would be used to transport children to school who have particular needs which may include, but is not limited to, children using wheelchairs.

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