

**REGULATORY PANEL****11 FEBRUARY 2022**

<b>REPORT TITLE</b>	<b>PRIVATE HIRE VEHICLE LICENCE APPLICATION</b>
<b>REPORT OF</b>	<b>DIRECTOR OF LAW AND GOVERNANCE</b>

**REPORT SUMMARY**

The purpose of this report is to consider an application to re-license a Toyota Avensis, registration number FP11 BYV, beyond the normal over-age date for a licensed Private Hire Vehicle.

**RECOMMENDATION/S**

That the Regulatory Panel consider whether or not to license the Toyota Avensis, registration number FP11 BYV, beyond the normal over-age date for a licensed Private Hire Vehicle for a period of 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 Toyota Avensis, registration number FP11 BYV, 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 Vargheese, has applied to license the vehicle for six months.
- 3.3 The vehicle has previously been licensed as a Private Hire Vehicle from 12 December 2018 until 4 February 2021 and from 14 July 2021 until 13 January 2022 when the licence expired.
- 3.4 The date of first registration of this vehicle is 9 May 2011.
- 3.5 On 9 July 2021 an application to grant a six month licence was considered by the Regulatory Panel and the application was granted.
- 3.6 The vehicle has been examined at one of the Council's authorised testing stations and the MOT and Compliance pass 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 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.

## **11.0 COMMUNITY WEALTH IMPLICATIONS**

11.1 There are none arising directly from the content of this report.

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## **BACKGROUND PAPERS**

MOT certificate  
 Compliance pass certificate  
 Private Hire Vehicle Licence application

## **APPENDICES**

None

**SUBJECT HISTORY (last 3 years)**

<b>Council Meeting</b>	<b>Date</b>
Regulatory Panel	9 July 2021