

REGULATORY PANEL**12 AUGUST 2022**

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 license a Citroen Relay, registration number GN61 JWV, outside of the current age policy for licensing Private Hire Vehicles.

RECOMMENDATION/S

That the Regulatory Panel consider whether to license the Citroen Relay, registration number GN61 JWV, as a 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 Citroen Relay, registration number GN61 JVW, 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 from the date of manufacture or the date of first registration whichever is the earlier.

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 license the vehicle for six months.
- 3.3 The vehicle has previously been licensed as a Private Hire Vehicle from 24 November 2020 until 18 November 2021 when the licence expired. The vehicle could not be relicensed due to a delay in obtaining a number of parts to enable it to be repaired prior to being presented for the MOT and Compliance tests.
- 3.4 The date of first registration of this vehicle is 9 January 2012.
- 3.5 If a licence is granted the vehicle will be used to undertake work exclusively under and in strict accordance with the terms and conditions of a contract issued by the Council to transport children to and from educational establishments.
- 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 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 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 as the Panel must be satisfied that the vehicle is safe to be licensed as a Private Hire Vehicle. 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 The vehicle is wheelchair accessible and is used to transport children to and from educational establishments.

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.

10.2 Hybrid and electric cars emit less greenhouse gases and air pollutants than petrol and diesel cars. (*Source: European Environment Agency report 2018*)

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)

Council Meeting	Date