

**REGULATORY PANEL****14 OCTOBER 2022**

<b>REPORT TITLE</b>	<b>HACKNEY CARRIAGE VEHICLE LICENCE APPLICATION</b>
<b>REPORT OF</b>	<b>HEAD OF LEGAL SERVICES (DEPUTY MONITORING OFFICER)</b>

**REPORT SUMMARY**

The purpose of this report is to consider an application to license a Mercedes Vito, registration number LC11 MSY, outside of the current age policy for licensing Hackney Carriage Vehicles.

**RECOMMENDATION/S**

That the Regulatory Panel consider whether to license the Mercedes Vito, registration number LC11 MSY, as a Hackney Carriage Vehicle.

## **SUPPORTING INFORMATION**

### **1.0 REASON/S FOR RECOMMENDATION/S**

- 1.1 It is a delegated function of this Panel to determine applications to change the vehicle on an existing Hackney Carriage Vehicle Licence when the replacement vehicle is over ten years old.

### **2.0 OTHER OPTIONS CONSIDERED**

- 2.1 That the application to license the Mercedes Vito, registration number LC11 MSY, be refused as the vehicle does not comply with the current age policy for licensing Hackney Carriage Vehicles.

### **3.0 BACKGROUND INFORMATION**

- 3.1 The age policy for licensing Hackney Carriage Vehicles is as follows:

- Every vehicle presented for licensing for the first time must be three years old or less from the date of first registration or date of manufacture (whichever is the earlier).
- 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
- Once a vehicle reaches 10 years of age it will be required to be tested every six months and a six monthly licence will be issued.

- 3.2 Wirral Car Solutions Ltd currently hold a Hackney Carriage Vehicle Licence for a Peugeot E7, registration number SH58 BMU which is 13 years old. They have applied to replace this vehicle on that licence with a Mercedes Vito, registration number LC11 MSY, which is 11 years old.

- 3.3 The Mercedes Vito, registration number LC11 MSY, was previously licensed by Wirral Council as a Hackney Carriage Vehicle until 10 August 2022 when the licence expired.

- 3.4 The date of first registration of the Mercedes Vito is 25 July 2011.

- 3.5 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.

- 3.6 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 47 of the Local Government (Miscellaneous Provisions) Act 1976 provides that:

- A district council may attach to the grant of a licence of a hackney carriage under the Act of 1847 such conditions as the district council may consider reasonably necessary.
- Without prejudice to the generality of the foregoing subsection, a district council may require any hackney carriage licensed by them under the Act of 1847 to be of such design or appearance or bear such distinguishing marks as shall clearly identify it as a hackney carriage.

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 Hackney Carriage Vehicle.

## **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 Petrol and diesel 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.

**REPORT AUTHOR:** Dawn Bott  
Licensing Team Leader  
telephone: 0151 691 8014  
email: [dawnbott@wirral.gov.uk](mailto:dawnbott@wirral.gov.uk)

**BACKGROUND PAPERS**

Application Form  
Hackney Carriage Vehicle Licence Criteria  
European Environment Agency Report 2018  
Local Government (Miscellaneous Provisions) Act 1976

**APPENDICES**

None

**SUBJECT HISTORY (last 3 years)**

<b>Council Meeting</b>	<b>Date</b>