



REGULATORY PANEL

14 OCTOBER 2022

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

REPORT SUMMARY

The purpose of this report is to consider an application to license a Mercedes Vito, registration number SE65 KKD, 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 SE65 KKD, 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 for Hackney Carriage Vehicle Licences where the vehicle is over three years old.

2.0 OTHER OPTIONS CONSIDERED

- 2.1 That the application to license the Mercedes Vito, registration number SE65 KKD, be refused as the vehicle does not comply with the current criteria for licensing Hackney Carriage Vehicles, in that it is more than 3 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 Hackney Carriage Vehicle Licence includes the following:

1. Vehicles must be under 3 years of age from the date of manufacture or date of first registration, whichever is the earliest.
2. 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 The proprietor of the vehicle, Mr Winstanley has applied to license the vehicle for twelve months.

- 3.3 The vehicle was licensed as a Hackney Carriage Vehicle until 3 September 2022 when the licence expired.

- 3.4 Mr Winstanley was unable to renew the Hackney Carriage Vehicle Licence before the expiry date as he was unable to obtain the necessary parts in order for the vehicle to pass the MOT and Compliance Test

- 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 date of first registration of the vehicle is 31 December 2015.

- 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 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 due to the safety aspects of hackney carriage vehicles.

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.

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BACKGROUND PAPERS

Application form
MOT certificate
Compliance pass certificate
Hackney Carriage Vehicle Licence Criteria
European Environment Agency Report 2018
Local Government (Miscellaneous Provisions) Act 1976

APPENDICES

None

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

