



## REGULATORY PANEL

2 DECEMBER 2022

<b>REPORT TITLE</b>	<b>PRIVATE HIRE VEHICLE LICENCE APPLICATION</b>
<b>REPORT OF</b>	<b>HEAD OF LEGAL SERVICES – INTERIM MONITORING OFFICER</b>

### REPORT SUMMARY

The purpose of this report is to consider licensing a Toyota Prius Plus, registration number LX18 SZV for six passengers.

### RECOMMENDATION/S

That the Regulatory Panel consider whether to license the Toyota Prius Plus, registration number LX18 SZV for six passengers, as a Private Hire Vehicle.

## **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 in circumstances where an officer does not have such delegated powers.

### **2.0 OTHER OPTIONS CONSIDERED**

- 2.1 That the request to license the Toyota Prius Plus, registration number LX18 SZV for six passengers be refused.

### **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:
- The vehicle must be fitted (in addition to the front drivers and passengers doors) with at least two side/rear opening doors and all doors must be easily accessible to all passengers and capable of being opened from inside.
- 3.2 In accordance with the criteria referred to in paragraph 3.1 the vehicle was issued with a Private Hire Vehicle Licence to carry four passengers on 17 November 2022. The proprietor of the vehicle, Mr Shamsuddin, has requested that the vehicle be licensed for six passengers.
- 3.3 The V5 Logbook for the vehicle states that the number of seats within the vehicle is seven.
- 3.4 The date of first registration of this vehicle is 15 March 2018.
- 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 financial implications arising directly 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 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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## **APPENDICES**

None

## **BACKGROUND PAPERS**

Application Form  
Private Hire Vehicle Criteria  
European Environment Agency Report 2018  
Local Government (Miscellaneous Provisions) Act 1976

## **TERMS OF REFERENCE**

This report is being considered by the Regulatory Panel who are delegated to determine such matters in accordance with Section 8.4 of the Regulatory and General Purposes Committee's Terms of Reference referred to in Part 3, Section B of the Council's constitution.

## **SUBJECT HISTORY (last 3 years)**

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