

REGULATORY & APPEALS COMMITTEE

19 AUGUST 2020

Present:

Councillors Hayes (Chairman), Austen, Evans, Kerswell and J Petherick

Apologies:

Councillors Russell

Officers in Attendance:

Debbie Rosenveldt, Licensing Officer

Beth Tipton, Administrative Assistant

Trish Corns, Democratic Services Officer

16. APPOINTMENT OF CHAIR

Councillor Petherick proposed that Councillor Hayes be appointed Chair for the meeting and this was seconded by Councillor Kerswell. Members voted unanimously.

RESOLVED that:

Councillor Hayes be appointed Chair for the meeting

17. MINUTES

The Minutes of the meeting held on 4 March, 2020 were approved as a correct record and would be signed at a future date by the Chairman.

18. DECLARATIONS OF INTEREST.

None.

19. APPLICATION FOR A NEW PRIVATE HIRE VEHICLE OVER 5 YEARS OLD - P999 LMO

Consideration was given to an application for a new Private Hire Vehicle Licence for a Mercedes Sprinter vehicle registration P999 LMO. The vehicle was over 9 years old being registered in September 2010.

The Licensing Officer referred to the agenda report and the committee considered photos of the vehicle. It was noted that the vehicle has a valid MOT until 12 July 2021, with one advisory, and it had passed the recent taxi inspection test.

The Applicant attended the hearing and spoke in support of the application.

All vehicle licences are issued annually and Section 43 of the Town Police Clauses Act 1847 provides that a hackney carriage vehicle licence may only be in force for a maximum period of one year.

The Hackney Carriage and Private Hire Policy provides that vehicles being presented for subsequent licensing are required to be under ten years old. The Council has the discretion to continue to licence vehicles which are older than ten years provided that the Council is satisfied that such a vehicle is in a good condition and good state of repair, and provided that it passes the appropriate testing standard.

The above Policy and statutory provisions reflect the Council's responsibility to ensure that all hackney carriage and private hire vehicles are safe and fit for use.

RESOLVED - The vehicle registration P999 LMO, Mercedes Sprinter, be approved for a 12 month Private Hire Vehicle Licence, in accordance with legislation subject to the conditions set out in the report.

Reason for Decision

Having inspected the vehicle, read all written material, and listened to the representation by the Applicant and the Licensing Officer, the Regulatory & Appeals Committee was satisfied with the general standard of the vehicle, the state of repair, and the condition of the vehicle. Therefore it was considered the vehicle was fit for use for the general public and paying customers.

20. APPLICATION FOR NEW PRIVATE HIRE VEHICLE OVER 5 YEARS - N422 MAM

Consideration was given to an application for a new Private Hire Vehicle Licence for a Dennis Sabre vehicle registration N422 MAM. The vehicle was over 24 years old being registered in March 1996.

The Licensing Officer referred to the agenda report and the committee considered photos of the vehicle. It was noted that the vehicle has a valid MOT until 30 July 2021, with one advisory, and it had passed a recent vehicle inspection test.

The Applicant attended the hearing and spoke in support of the application.

All vehicle licences are issued annually and Section 43 of the Town Police Clauses Act 1847 provides that a hackney carriage vehicle licence may only be in force for a maximum period of one year.

The Hackney Carriage and Private Hire Policy provides that vehicles being presented for subsequent licensing are required to be under ten years old. The Council has the discretion to continue to licence vehicles which are older than

ten years provided that the Council is satisfied that such a vehicle is in a good condition and good state of repair, and provided that it passes the appropriate testing standard.

The above Policy and statutory provisions reflect the Council's responsibility to ensure that all hackney carriage and private hire vehicles are safe and fit for use.

RESOLVED - The vehicle registration N422 MAM, Dennis Sabre, be approved for a 12 month Private Hire Vehicle Licence, in accordance with legislation subject to the conditions set out in the report.

Reason for Decision

Having inspected the vehicle, read all written material, and listened to the representation by the Applicant and the Licensing Officer, the Regulatory & Appeals Committee was satisfied with the general standard of the vehicle, the state of repair, and the condition of the vehicle. Therefore it was considered the vehicle was fit for use for the general public and paying customers.

21. PRIVATE HIRE VEHICLE EXTENSION - GY05 AWC

Consideration was given to an application for a Private Hire Vehicle Licence Extension for a Ford Tourneo vehicle registration GY05 AWC. The vehicle was over 15 years old being registered in March 2005.

The Licensing Officer referred to the agenda report and the committee considered photos of the vehicle. It was noted that the vehicle has a valid MOT until 9 January 2021, and it had passed the recent taxi inspection test.

The Applicant attended the hearing and spoke in support of the application.

All vehicle licences are issued annually and Section 43 of the Town Police Clauses Act 1847 provides that a hackney carriage vehicle licence may only be in force for a maximum period of one year.

The Hackney Carriage and Private Hire Policy provides that vehicles being presented for subsequent licensing are required to be under ten years old. The Council has the discretion to continue to licence vehicles which are older than ten years provided that the Council is satisfied that such a vehicle is in a good condition and good state of repair, and provided that it passes the appropriate testing standard.

The above Policy and statutory provisions reflect the Council's responsibility to ensure that all hackney carriage and private hire vehicles are safe and fit for use.

RESOLVED - The vehicle registration GY05 AWC, Ford Tourneo, be approved for a 12 month Private Hire Vehicle Licence Extension, in accordance with legislation subject to four monthly taxi inspection tests and replacing the faulty odometer by the first inspection. It was considered the mileage would determine when the vehicle would be serviced which the Committee considered would

have a bearing on the overall condition of the vehicle and adding to whether it would be fit for purpose.

Reason for Decision

Having inspected the vehicle, read all written material, and listened to the representation by the Applicant and the Licensing Officer, the Regulatory & Appeals Committee was satisfied with the general standard of the vehicle, the state of repair, and the condition of the vehicle. Therefore it was considered the vehicle was fit for use for the general public and paying customers.

22. HACKNEY CARRIAGE VEHICLE EXTENSION - PY05 KFJ

Consideration was given to an application for a new Hackney Carriage Vehicle Licence Extension for a Volkswagen Sharan vehicle registration PY05 KFJ. The vehicle was over 15 years old being registered in July 2005.

The Licensing Officer referred to the agenda report and the committee considered photos of the vehicle. It was noted that the vehicle has a valid MOT until 7 January 2021, and it had passed the recent taxi inspection test.

The Applicant attended the hearing and spoke in support of the application.

All vehicle licences are issued annually and Section 43 of the Town Police Clauses Act 1847 provides that a hackney carriage vehicle licence may only be in force for a maximum period of one year.

The Hackney Carriage and Private Hire Policy provides that vehicles being presented for subsequent licensing are required to be under ten years old. The Council has the discretion to continue to licence vehicles which are older than ten years provided that the Council is satisfied that such a vehicle is in a good condition and good state of repair, and provided that it passes the appropriate testing standard.

The above Policy and statutory provisions reflect the Council's responsibility to ensure that all hackney carriage and private hire vehicles are safe and fit for use.

RESOLVED - The vehicle registration PY05 KFJ, Volkswagen Sharan, be approved for a 12 month Hackney Carriage Vehicle Licence Extension, in accordance with legislation subject to six monthly taxi inspection tests.

Reason for Decision

Having inspected the vehicle, read all written material, and listened to the representation by the Applicant and the Licensing Officer, the Regulatory & Appeals Committee was satisfied with the general standard of the vehicle, the state of repair, and the condition of the vehicle. Therefore it was considered the vehicle was fit for use for the general public and paying customers.

23. HACKNEY CARRIAGE VEHICLE EXTENSION - SP58 YVN

Consideration was given to an application for a Hackney Carriage Vehicle Licence Extension for a Skoda Octavia vehicle registration SP58 YVN. The vehicle was over 12 years old being registered in December 2008.

The Licensing Officer referred to the agenda report and the committee considered photos of the vehicle. It was noted that the vehicle has a valid MOT until 7 September 2020, and it is due the taxi inspection test on 26 August 2020.

The Applicant attended the hearing and spoke in support of the application.

All vehicle licences are issued annually and Section 43 of the Town Police Clauses Act 1847 provides that a hackney carriage vehicle licence may only be in force for a maximum period of one year.

The Hackney Carriage and Private Hire Policy provides that vehicles being presented for subsequent licensing are required to be under ten years old. The Council has the discretion to continue to licence vehicles which are older than ten years provided that the Council is satisfied that such a vehicle is in a good condition and good state of repair, and provided that it passes the appropriate testing standard.

The above Policy and statutory provisions reflect the Council's responsibility to ensure that all hackney carriage and private hire vehicles are safe and fit for use.

RESOLVED - The vehicle registration SP58 YVN, Skoda Octavia, be approved for a 12 month Hackney Carriage Vehicle Licence Extension, in accordance with legislation subject to six monthly taxi inspection tests and passing its upcoming taxi inspection test.

Reason for Decision

Having inspected the vehicle, read all written material, and listened to the representation by the Applicant and the Licensing Officer, the Regulatory & Appeals Committee was satisfied with the general standard of the vehicle, the state of repair, and the condition of the vehicle. Therefore it was considered the vehicle was fit for use for the general public and paying customers.

24. HACKNEY CARRIAGE VEHICLE EXTENSION - KV08 XOC

Consideration was given to an application for a Hackney Carriage Vehicle Licence Extension for a Mercedes E220 vehicle registration KV08 XOC. The vehicle was over 12 years old being registered in March 2008.

The Licensing Officer referred to the agenda report and the committee considered photos of the vehicle. It was noted that the vehicle has a valid MOT until 28 April 2021, and it had passed the recent taxi inspection test.

The Applicant submitted a written statement in support of the application.

All vehicle licences are issued annually and Section 43 of the Town Police Clauses Act 1847 provides that a hackney carriage vehicle licence may only be in force for a maximum period of one year.

The Hackney Carriage and Private Hire Policy provides that vehicles being presented for subsequent licensing are required to be under ten years old. The Council has the discretion to continue to licence vehicles which are older than ten years provided that the Council is satisfied that such a vehicle is in a good condition and good state of repair, and provided that it passes the appropriate testing standard.

The above Policy and statutory provisions reflect the Council's responsibility to ensure that all hackney carriage and private hire vehicles are safe and fit for use.

RESOLVED - The vehicle registration KV08 XOC, Mercedes E220, be approved for a 12 month Hackney Carriage Vehicle Licence Extension, in accordance with legislation subject to six monthly taxi inspection tests.

Reason for Decision

Having inspected the vehicle, read all written material, and listened to the representation by the Applicant and the Licensing Officer, the Regulatory & Appeals Committee was satisfied with the general standard of the vehicle, the state of repair, and the condition of the vehicle. Therefore it was considered the vehicle was fit for use for the general public and paying customers.

25. HACKNEY CARRIAGE VEHICLE EXTENSION - KV09 WPK

Consideration was given to an application for a Hackney Carriage Vehicle Licence Extension for a Mercedes E220 vehicle registration KV09 WPK. The vehicle was over 11 years old being registered in March 2009.

The Licensing Officer referred to the agenda report and the committee considered photos of the vehicle. It was noted that the vehicle has a valid MOT until 26 April 2021, and it had passed the recent taxi inspection test.

The Applicant submitted a written statement in support of the application.

All vehicle licences are issued annually and Section 43 of the Town Police Clauses Act 1847 provides that a hackney carriage vehicle licence may only be in force for a maximum period of one year.

The Hackney Carriage and Private Hire Policy provides that vehicles being presented for subsequent licensing are required to be under ten years old. The Council has the discretion to continue to licence vehicles which are older than ten years provided that the Council is satisfied that such a vehicle is in a good condition and good state of repair, and provided that it passes the appropriate testing standard.

The above Policy and statutory provisions reflect the Council's responsibility to ensure that all hackney carriage and private hire vehicles are safe and fit for use.

RESOLVED - The vehicle registration KV09 WPK, Mercedes E220, be approved for a 12 month Hackney Carriage Vehicle Licence Extension, in accordance with legislation subject to six monthly taxi inspection tests.

Reason for Decision

Having inspected the vehicle, read all written material, and listened to the representation by the Applicant and the Licensing Officer, the Regulatory & Appeals Committee was satisfied with the general standard of the vehicle, the state of repair, and the condition of the vehicle. Therefore it was considered the vehicle was fit for use for the general public and paying customers.

26. HACKNEY CARRIAGE VEHICLE EXTENSION - LR09 YTX

Consideration was given to an application for a Hackney Carriage Vehicle Licence Extension for a Ford Mondeo vehicle registration LR09 YTK. The vehicle was over 11 years old being registered in May 2008.

The Licensing Officer referred to the agenda report and the committee considered photos of the vehicle. It was noted that the vehicle has a valid MOT until 27 March 2021, and it had passed the recent taxi inspection test.

The Applicant submitted a written statement in support of the application.

All vehicle licences are issued annually and Section 43 of the Town Police Clauses Act 1847 provides that a hackney carriage vehicle licence may only be in force for a maximum period of one year.

The Hackney Carriage and Private Hire Policy provides that vehicles being presented for subsequent licensing are required to be under ten years old. The Council has the discretion to continue to licence vehicles which are older than ten years provided that the Council is satisfied that such a vehicle is in a good condition and good state of repair, and provided that it passes the appropriate testing standard.

The above Policy and statutory provisions reflect the Council's responsibility to ensure that all hackney carriage and private hire vehicles are safe and fit for use.

RESOLVED - The vehicle registration LR09 YTK, Ford Mondeo, be approved for a 12 month Hackney Carriage Vehicle Licence Extension, in accordance with legislation subject to six monthly taxi inspection tests.

Reason for Decision

Having inspected the vehicle, read all written material, and listened to the representation by the Applicant and the Licensing Officer, the Regulatory & Appeals Committee was satisfied with the general standard of the vehicle, the

state of repair, and the condition of the vehicle. Therefore it was considered the vehicle was fit for use for the general public and paying customers.

27. HACKNEY CARRIAGE VEHICLE EXTENSION - DG59 ZBL

Consideration was given to an application for a Hackney Carriage Vehicle Licence Extension for a Volkswagen Passat vehicle registration DG59 ZBL. The vehicle was over 11 years old being registered in October 2008.

The Licensing Officer referred to the agenda report and the committee considered photos of the vehicle. It was noted that the vehicle has a valid MOT until 2 November 2020, and it had passed the recent taxi inspection test.

The Applicant submitted a written statement in support of the application.

All vehicle licences are issued annually and Section 43 of the Town Police Clauses Act 1847 provides that a hackney carriage vehicle licence may only be in force for a maximum period of one year.

The Hackney Carriage and Private Hire Policy provides that vehicles being presented for subsequent licensing are required to be under ten years old. The Council has the discretion to continue to licence vehicles which are older than ten years provided that the Council is satisfied that such a vehicle is in a good condition and good state of repair, and provided that it passes the appropriate testing standard.

The above Policy and statutory provisions reflect the Council's responsibility to ensure that all hackney carriage and private hire vehicles are safe and fit for use.

RESOLVED - The vehicle registration DG59 ZBL, Volkswagen Passat, be approved for a 12 month Hackney Carriage Vehicle Licence Extension, in accordance with legislation subject to four monthly taxi inspection tests due to the previous amount of MOT advisories the vehicle has had.

Reason for Decision

Having inspected the vehicle, read all written material, and listened to the representation by the Applicant and the Licensing Officer, the Regulatory & Appeals Committee was satisfied with the general standard of the vehicle, the state of repair, and the condition of the vehicle. Therefore it was considered the vehicle was fit for use for the general public and paying customers.

The meeting started at 10.00 am and finished at 11.34 am.

CLLR R HAYES
Chairman