

E-mail: comsec@teignbridge.gov.uk

5 May 2023

## LICENSING AND REGULATORY SUB-COMMITTEE

A meeting of the Licensing and Regulatory Sub-Committee will be held on Tuesday, 16th May, 2023 in the King Charles Room - Old Forde House at 2.00 pm

> PHIL SHEARS Managing Director

Membership:

To be confirmed following the Election.

**Please Note:** Filming is permitted during Committee meeting with the exception where there are confidential or exempt items, which may need to be considered in the absence of the press and public. By entering the meeting room you are consenting to being filmed.

#### AGENDA

<u>Part I</u>

- 1. Apologies
- 2. Declarations of Interest (if any)
- 3. Local Government (Access to Information) Act 1985 -Exclusion of Press and Public

Should the Committee wish to exclude the press and public during consideration of the items on this agenda, the following resolution should be passed:-

RECOMMENDED that, under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting of the particular item(s) on the

grounds that it involve(s) the likely disclosure of exempt information as defined in the relevant paragraphs of Part 1 of Schedule 12A of the Act.

4.	Request for Private Hire Vehicle Extension for further - 12 months - EXZ 225	(Pages 3 - 18)
5.	Request for Hackney Carriage Vehicle Extension for further 12 months - BV12 HGG	(Pages 19 - 32)
6.	Request for Hackney Carriage Vehicle Extension for further 12 months - DN62 WNU	(Pages 33 - 44)
7.	Request for Hackney Carriage Vehicle Extension for further 12 months - DX13 OVS	(Pages 45 - 54)
8.	Request for Hackney Carriage Vehicle Extension for a further 12 months - KV08 XOC	(Pages 55 - 78)
9.	Request for Hackney Carriage Vehicle Extension for a further 12 months - MK12 YWA	(Pages 79 - 94)

If you would like this information in another format, please telephone 01626 361101 or e-mail <u>info@teignbridge.gov.uk</u>

# **TEIGNBRIDGE DISTRICT COUNCIL**

# LICENSING AND REGULATORY SUB COMMITTEE

### 16 May 2023

## PART I

Report Title	Request for Private Hire Vehicle Extension for further	
	12 months EXZ 225 Silver Mercedes S320	
Purpose	For the Committee to consider the request, including this report, representations made by the proprietor of the vehicle and to determine whether the vehicle is fit for purpose and should be issued with an extended licensing plate.	
Applicant	Mr K Lynn	
Options	The Committee may:	
-	a. Grant the request, with or without conditions; or	
	b. Refuse the request.	
Report Author	Debbie Rosenveldt, Licensing Officer	
	licensing@teignbridge.gov.uk	
Appendices /	A: Request for extension	
Background Papers	B: MOT history	
	C: Photographs	

#### 1. APPLICATION DETAILS

 1.1 Vehicle first registered – 21 September 2009 Age of vehicle, if granted - 13 years and 8 months Private Hire licence expires on 26 May 2023

The vehicle will no longer meet the Council's licensing policy as it is now being more than 10 years old.

- 1.2 MOT expires on 5 May 2023 with no advisories. Further information to be provided at the hearing.
- 1.3 Vehicle inspection details to be provided at the hearing.

#### 1.4 Licensing Officer:

Vehicle inspected -At the time of writing this report the vehicle had not been inspected by a licensing officer. Recommendation:

If the Committee resolves to license the vehicle, a condition requiring the vehicle to have six or four monthly vehicle inspections be imposed.

#### 2. RELEVANT POLICY AND LAW

2.1 Paragraph 5.2 of the Council's Hackney Carriage and Private Hire Vehicle Licensing Policy states that:

A vehicle being presented for initial licensing is required to be under five years old at first registration.

A vehicle being presented for subsequent licensing is required to be under 10 years old with the exception of purpose built cabs. The Council has discretion to continue to licence Hackney Carriage or Private Hire vehicles which are older than ten years provided that the Council is satisfied that the vehicle is in a good condition and good state of repair and provided that it passes the appropriate testing standard. Applications for subsequent licensing for vehicles older than ten years will be considered by the Regulatory and Appeals Committee which can impose such conditions as it thinks fit including six and four monthly testing'.

- 2.2 All vehicle licences are issued annually.
- 2.3 Section 48(4)(c) of the Local Government (Miscellaneous Provisions) Act 1976 states that:

'Every licence granted under this section shall— (c) remain in force for such period not being longer than one year as the district council may specify in the licence'.

2.4 Section 48(2) of the Local Government (Miscellaneous Provisions) Act 1976 states that:

'A district council may attach to the grant of a licence under this section such conditions as they may consider reasonably necessary including, without prejudice to the generality of foregoing provisions of this subsection, conditions requiring or prohibiting the display of signs on or from the vehicle to which the licence relates.'

- 2.5 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 by members of the public. The Committee has the discretion to license a vehicle if it is of the view that the vehicle is safe, fit for use and is in an acceptable condition.
- 2.6 The decision of the Committee following a complete review of the Hackney Carriage and Private Hire Policy in April 2009 after taking into account the views from the trade was as follows:

"The Committee decided that vehicles being presented for initial licensing must be under five years old."

- 2.7 With regard to subsequent licensing, the Committee decided that a vehicle should be under ten years old with the exception of purpose built cabs. However the Committee decided that the Council could exercise discretion to continue to licence Hackney Carriage or Private Hire vehicles which are older than ten years provided that the Council is satisfied that it is in a good condition and good state of repair and provided that it passes the appropriate testing standard. Applications for subsequent licensing for vehicles older than ten years will be considered by the Regulatory and Appeals Committee which can impose such conditions as it thinks fit including six monthly testing. The Committee did not consider it appropriate to introduce an upper age or mileage limit."
- 2.8 Section 50(1) of the Local Government (Miscellaneous Provisions) Act 1976 provides:

'that a district council shall not under the provisions of this subsection require a proprietor to present the same hackney carriage or private hire vehicle for inspection and testing on more than three separate occasions during any one period of twelve months.'

2.9 In summary, the Committee is required to ensure that Public Safety is not compromised by the granting of an extension of the licence. If it is satisfied that safety is reasonably assured they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

#### 3. FINANCIAL IMPLICATIONS

The cost of defending the appeal if the application is refused and the applicant appeals to the Magistrates' Court.

#### 4. LEGAL

The Committee are required only to ensure that Public Safety is not compromised by the granting of an extension of the licence. If they are satisfied that safety is reasonably assured they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

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For The Committee 28/04/2023

Application to private hire plate extension over the 10 year Mercedes EXZ 225 for executive hire work we would like the extension Due to low mileage we would like to keep on 6 month inspections if possible. The vehicle is in excellent condition inside and out.

> YOURS FAITHFULLY KEVIN LYNN (DIRECTOR)

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# GOV.UK Check MOT history

This is a new service – <u>Complete a quick survey (https://www.smartsurvey.co.uk/s/GIZZX?</u> vrm=EXZ225&make\_result=MERCEDES-BENZ&model\_result=S-Class&mot\_first\_used\_date=2009-09-21&vehicle\_age=4971&mot\_expiry\_date=2023-05-05&mot\_expiry\_date\_days\_left=3&user\_satisfaction\_banner=0&vehicle\_data\_origin=MTS&vehicle\_type=LGV)

to help us improve.

< <u>Back</u>

# This vehicle's MOT expires soon

# EXZ 225 MERCEDES-BENZ S-Class

Check another vehicle (/)

Colour Silver

Fuel type

Diesel

Date registered **21 September 2009** 

MOT valid until

# 5 May 2023

Get an MOT reminder (https://www.gov.uk/mot-reminder) by email or text.

Download test certificates (/enter-v5c?registration=EXZ225)

If you think the MOT expiry date or any of the vehicle details are wrong: <u>contact DVSA</u> (<u>https://www.gov.uk/getting-an-mot/correcting-mot-certificate-mistakes</u>).

❤ Show all sections

#### **MOT** history

Check mileage recorded at test, expiry date, and test outcome

→ Hide

Date tested 6 May 2022



111,827 miles

**Test location** 

View test location

MOT test number 9838 0006 3014

Expiry date 5 May 2023

Date tested
1 December 2021



Mileage 106,808 miles

**Test location** 

View test location

MOT test number 8680 6566 7239

Expiry date 30 November 2022

Date tested 25 March 2021



Mileage 101,972 miles

**Test location** 

View test location

MOT test number 6321 4434 1198

Expiry date 24 March 2022

#### The MOT test changed on 20 May 2018

Defects are now categorised according to their severity - dangerous, major, and minor. <u>Find</u> <u>out more (https://www.gov.uk/government/news/mot-changes-20-may-2018)</u>.

Date tested 3 March 2018

PASS Mileage 97,680 miles

**Test location** 

View test location

MOT test number 5621 4341 3694

Expiry date 30 March 2019

Date tested 22 March 2017



Mileage 76,440 miles

**Test location** 

View test location

MOT test number **2504 3206 4062** 

Expiry date 30 March 2018

Advisory notice item(s)

- Nearside Front brake disc worn, pitted or scored, but not seriously weakened (3.5.1i)
- Offside Front brake disc worn, pitted or scored, but not seriously weakened (3.5.1i)

What are advisories?

Date tested 22 March 2017

FAIL

Mileage 76,440 miles

**Test location** 

View test location

MOT test number **7844 6497 4384** 

Reason(s) for failure

Nearside Headlamp not working on dipped beam (1.7.5a)

Advisory notice item(s)

- Nearside Front brake disc worn, pitted or scored, but not seriously weakened (3.5.1i)
- Offside Front brake disc worn, pitted or scored, but not seriously weakened (3.5.1i)

What are failures and advisories?

Date tested 31 March 2016



Mileage 54,462 miles

Test location

View test location

MOT test number 3904 4834 4719

Expiry date 30 March 2017

Advisory notice item(s)

engine covers fitted under trays fitted

What are advisories?

Date tested 13 August 2015

# PASS

Mileage 49,632 miles

**Test location** 

View test location

MOT test number 2889 9592 5212

Expiry date 20 August 2016

Advisory notice item(s)

slight damage to n/s/f/ tyre side wall

What are advisories?

Date tested 14 August 2014

PASS Mileage

#### 36,615 miles

**Test location** 

View test location

MOT test number 3184 8692 4278

Expiry date 20 August 2015

Date tested 21 August 2013

PASS

Mileage 29,147 miles

**Test location** 

View test location

MOT test number 5892 2343 3247

Expiry date 20 August 2014

Date tested 20 August 2012



Mileage 21,692 miles

**Test location** 

View test location

MOT test number 4895 9363 2274

Expiry date 19 August 2013

Advisory notice item(s)

- Rear Tyre worn close to the legal limit (4.1.E.1)
- Offside Rear Tyre worn close to the legal limit (4.1.E.1)
- Under-trays fitted obscuring some underside components
- What are advisories?

### Check for vehicle recalls

See if MERCEDES-BENZ S-Class EXZ225 has outstanding recalls

✓ Show

CookiesTerms and conditionsPrivacy noticeAccessibility statementMOT history APIService status

Built by the Driver & Vehicle Standards Agency

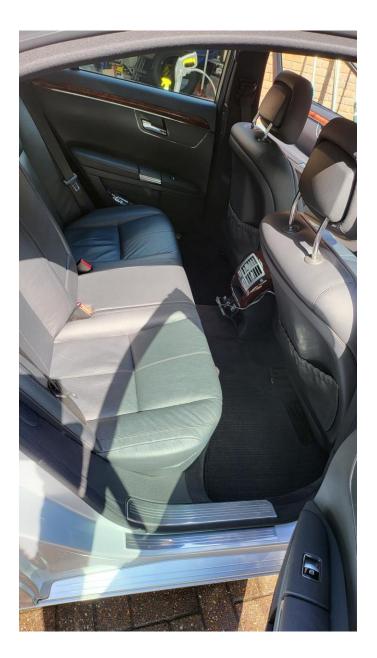
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# **TEIGNBRIDGE DISTRICT COUNCIL**

# LICENSING AND REGULATORY SUB COMMITTEE

### 16 May 2023

## PART I

Report Title	Request for Hackney Carriage Vehicle Extension for further 12 months BV12 HGG White Ford Galaxy
Purpose	For the Committee to consider the request, including this report, representations made by the proprietor of the vehicle and to determine whether the vehicle is fit for purpose and should be issued with an extended licensing plate.
Applicant	Mr S Winter
Options	The Committee may: a. Grant the request, with or without conditions; or b. Refuse the request.
Report Author	Debbie Rosenveldt, Licensing Officer licensing@teignbridge.gov.uk
Appendices / Background Papers	A: Request for extension B: MOT history

#### 1. APPLICATION DETAILS

1.1 Vehicle first registered – 20 March 2012.
 Age of vehicle, if granted - 11 years and 2 months.
 Hackney Carriage licence expires on 31 May 2023.

The vehicle will no longer meet the Council's licensing policy as it is now being more than 10 years old.

- 1.2 MOT expires on 23 March 2024 with no advisories.
- 1.3 Vehicle inspection booked at the Depot on 11 May details to be provided at the hearing along with photographs of the vehicle.

#### 1.4 Licensing Officer:

Vehicle checked -

At the time of writing this report the vehicle had not been inspected by a licensing officer.

Recommendation:

If the Committee resolves to license the vehicle, a condition requiring the vehicle to have six or four monthly vehicle inspections be imposed.

#### 2. RELEVANT POLICY AND LAW

2.1 Paragraph 5.2 of the Council's Hackney Carriage and Private Hire Vehicle Licensing Policy states that:

A vehicle being presented for initial licensing is required to be under five years old at first registration.

A vehicle being presented for subsequent licensing is required to be under 10 years old with the exception of purpose built cabs. The Council has discretion to continue to licence Hackney Carriage or Private Hire vehicles which are older than ten years provided that the Council is satisfied that the vehicle is in a good condition and good state of repair and provided that it passes the appropriate testing standard. Applications for subsequent licensing for vehicles older than ten years will be considered by the Regulatory and Appeals Committee which can impose such conditions as it thinks fit including six and four monthly testing'.

- 2.2 All vehicle licences are issued annually.
- 2.3 Section 43 of the Town Police Clauses Act 1847 provides that:

'Every licence so to be granted shall be under the common seal of the commissioners, if incorporated, or, if not incorporated, shall be signed by two or more of the commissioners, and shall not include more than one carriage so licensed, and shall be in force for one year only from the day of the date of such licence, or until the next general licensing meeting, in case any general licensing day be appointed by the commissioners' and

2.4 Section 47(1) 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'.

- 2.5 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 by members of the public. The Committee has the discretion to license a vehicle if it is of the view that the vehicle is safe, fit for use and is in an acceptable condition.
- 2.6 The decision of the Committee following a complete review of the Hackney Carriage and Private Hire Policy in April 2009 after taking into account the views from the trade was as follows:

"The Committee decided that vehicles being presented for initial licensing must be under five years old."

- 2.7 With regard to subsequent licensing, the Committee decided that a vehicle should be under ten years old with the exception of purpose built cabs. However the Committee decided that the Council could exercise discretion to continue to licence Hackney Carriage or Private Hire vehicles which are older than ten years provided that the Council is satisfied that it is in a good condition and good state of repair and provided that it passes the appropriate testing standard. Applications for subsequent licensing for vehicles older than ten years will be considered by the Regulatory and Appeals Committee which can impose such conditions as it thinks fit including six monthly testing. The Committee did not consider it appropriate to introduce an upper age or mileage limit."
- 2.8 Section 50(1) of the Local Government (Miscellaneous Provisions) Act 1976 provides:

'that a district council shall not under the provisions of this subsection require a proprietor to present the same hackney carriage or private hire vehicle for inspection and testing on more than three separate occasions during any one period of twelve months.'

2.9 In summary, the Committee is required to ensure that Public Safety is not compromised by the granting of an extension of the licence. If it is satisfied that safety is reasonably assured they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

#### 3. FINANCIAL IMPLICATIONS

The cost of defending the appeal if the application is refused and the applicant appeals to the Magistrates' Court.

#### 4. LEGAL

The Committee are required only to ensure that Public Safety is not compromised by the granting of an extension of the licence. If they are satisfied that safety is reasonably assured they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

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#### **Regulatory and Appeals Committee**

Dear Chairman and Councillors

I would like to appeal for an extension to my vehicle BV12 HGG, a White Ford Galaxy.

The licence is due to expire 30<sup>th</sup> May 2023 and will be 11 years and 2 months. The vehicle is in excellent condition inside and out and is maintained to a high standard.

The price of purchasing second-hand vehicles that are under 5 years old has risen greatly, coupled with the increasing cost of living it is a financially unstable time for growing businesses. I hope that the committee will look favourably upon my request.

I will present my vehicle to the Licensing Officer for inspection on request so that they can confirm that it was in good physical condition.

Yours faithfully

Scott Winter

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# Check MOT history

This is a new service – <u>Complete a quick survey (https://www.smartsurvey.co.uk/s/GIZZX?</u> <u>vrm=BV12HGG&make\_result=FORD&model\_result=GALAXY&mot\_first\_used\_date=2012-03-</u> <u>20&vehicle\_age=4056&mot\_expiry\_date=2024-03-</u> <u>23&mot\_expiry\_date\_days\_left=330&user\_satisfaction\_banner=0&vehicle\_data\_origin=MTS&vehicle\_type=LGV</u>) to help us improve.

< <u>Back</u>

We need your help

Help us improve this service. <u>Complete a quick</u> <u>survey.</u>

# BVI2 HGG FORD GALAXY

Check another vehicle (/)

Colour White

Fuel type Diesel

Date registered 20 March 2012

MOT valid until

# 23 March 2024

Get an MOT reminder (https://www.gov.uk/mot-reminder) by email or text.

Download test certificates (/enter-v5c?registration=BV12HGG)

If you think the MOT expiry date or any of the vehicle details are wrong: <u>contact DVSA</u> (<u>https://www.gov.uk/getting-an-mot/correcting-mot-certificate-mistakes</u>).

Show all sections

# **MOT** history

Check mileage recorded at test, expiry date, and test outcome

• Hide

24 March 2023



Mileage 326,824 miles

**Test location** 

View test location

MOT test number **7955 3224 7415** 

Expiry date 23 March 2024

Date tested 24 March 2023



326,823 miles

Test location

View test location

MOT test number 6449 6176 0852

Do not drive until repaired (dangerous defects):

• Offside Rear Brake pad(s) less than 1.5 mm thick (1.1.13 (a) (ii))

Repair immediately (major defects):

- Headlamp insecure Both (4.1.1 (c))
- Headlamp aim unable to be tested (4.1.2 (b))
- Nearside Front Position lamp not working (4.2.1 (a) (ii))
- Registration plate lamp inoperative in the case of a single lamp or all lamps (4.7.1 (b) (ii))
- What are defects?

Date tested 8 March 2022



Mileage 295,848 miles

**Test location** 

View test location

MOT test number 8678 8584 5715

Expiry date **20 March 2023** 

Repair as soon as possible (minor defects):

- Offside Obligatory mirror slightly damaged (3.3 (b) (i))
- What are defects and advisories?

Date tested 8 March 2022



295,848 miles

Test location

View test location

MOT test number **7260 5961 9524** 

Do not drive until repaired (dangerous defects):

• Nearside Rear Tyre tread depth below requirements of 1.6mm 225-50-17 (5.2.3 (e))

Repair immediately (major defects):

- Nearside Front Headlamp insecure (4.1.1 (c))
- Driver's view of the road through the swept area of the windscreen significantly affected by an obstruction Phone holder (3.1 (a) (ii))
- Nearside Front Anti-roll bar linkage ball joint dust cover no longer prevents the ingress of dirt (5.3.4 (b) (ii))
- Offside Front Anti-roll bar linkage ball joint dust cover no longer prevents the ingress of dirt (5.3.4 (b) (ii))

Repair as soon as possible (minor defects):

- Offside Obligatory mirror slightly damaged (3.3 (b) (i))
- Windscreen wiper blade defective Smearing (3.4 (b) (i))

Monitor and repair if necessary (advisories):

- Brake pad(s) wearing thin All (1.1.13 (a) (ii))
- What are defects and advisories?

Date tested 10 March 2021

PASS

Mileage 277,416 miles

**Test location** 

View test location

MOT test number **7043 6496 5970** 

Expiry date 20 March 2022

Repair as soon as possible (minor defects): 27

- Nearside Front Anti-roll bar linkage ball joint dust cover severely deteriorated (5.3.4 (b) (i))
- Offside Front Anti-roll bar linkage ball joint dust cover severely deteriorated (5.3.4 (b) (i))

Monitor and repair if necessary (advisories):

- Nearside Rear Tyre worn close to legal limit/worn on edge Worn on inner edge (5.2.3 (e))
- Offside Rear Tyre worn close to legal limit/worn on edge Worn on inner edge (5.2.3 (e))
- What are advisories?

Date tested 9 March 2020



Mileage 264,889 miles

**Test location** 

View test location

MOT test number 2160 6664 7837

Expiry date 20 March 2021

Repair as soon as possible (minor defects):

• Windscreen damaged but not adversely affecting driver's view (3.2 (a) (i))

Monitor and repair if necessary (advisories):

- Rear Registration plate deteriorated but not likely to be misread (0.1 (b))
- Nearside Front Tyre worn close to legal limit/worn on edge 1.9mm 225/50 17 (5.2.3 (e))
- Offside Front Tyre worn close to legal limit/worn on edge 2.8mm (5.2.3 (e))

What are advisories?

Date tested 9 March 2020



264,889 miles

Test location

View test location

MOT test number 1568 7455 8946

Repair immediately (major defects):

• Registration plate lamp inoperative in the case of a single lamp or all lamps (4.7.1 (b) (ii))

Repair as soon as possible (minor defects):

• Windscreen damaged but not adversely affecting driver's view (3.2 (a) (i))

Monitor and repair if necessary (advisories):

- Rear Registration plate deteriorated but not likely to be misread (0.1 (b))
- Nearside Front Tyre worn close to legal limit/worn on edge 1.9mm 225/50 17 (5.2.3 (e))

• Offside Front Tyre worn close to legal limit/worn on edge 2.8mm (5.2.3 (e))

What are defects and advisories?

Date tested 21 March 2019



Mileage 223,630 miles

Test location

View test location

MOT test number **7265 0325 0358** 

Expiry date 20 March 2020

Repair as soon as possible (minor defects):

- Windscreen damaged but not adversely affecting driver's view (3.2 (a) (i))
- What are defects and advisories?

Date tested 20 March 2019

FAIL Mileage 223,589 miles

**Test location** 

View test location

MOT test number **2889 4813 5910** 

Do not drive until repaired (dangerous defects):

- Nearside Front Tyre tread depth below requirements of 1.6mm (5.2.3 (e))
- Offside Front Tyre tread depth below requirements of 1.6mm (5.2.3 (e))

Repair immediately (major defects):

• Central Rear Seat belt buckle not functioning as intended (7.1.2 (d))

Repair as soon as possible (minor defects):

• Windscreen damaged but not adversely affecting driver's view (3.2 (a) (i))

Monitor and repair if necessary (advisories):

- Rear Tyre worn close to legal limit/worn on edge Tyres badly worn inner edge, close to cord being exposed (5.2.3 (e))
- Rear Nail in tyre Both rear tyres
- What are defects and advisories?

#### The MOT test changed on 20 May 2018

Defects are now categorised according to their severity - dangerous, major, and minor. <u>Find out</u> <u>more (https://www.gov.uk/government/news/mot-changes-20-may-2018)</u>.

Date tested 6 March 2018



Mileage 184,361 miles

**Test location** 

View test location

MOT test number 6094 5726 7965

Expiry date 20 March 2019

Date tested 17 March 2017



Mileage 142,664 miles

Test location

View test location

MOT test number 8613 0105 8130

Expiry date 20 March 2018

Advisory notice item(s)

- Front Brake pad(s) wearing thin (3.5.1g)
- Rear Brake pad(s) wearing thin (3.5.1g)
- Front brake disc worn, pitted or scored, but not seriously weakened (3.5.1i)
- Rear brake disc worn, pitted or scored, but not seriously weakened (3.5.1i)
- Nearside Rear Trailing arm rubber bush deteriorated but not resulting in excessive movement (2.4.G.2)
- Offside Rear Trailing arm rubber bush deteriorated but not resulting in excessive movement (2.4.G.2)
- Rear tyres worn more on inner edges
- Nearside Rear tyre out of shape
- Nearside Rear small cut in tread of tyre

What are advisories?



108,577 miles

**Test location** 

View test location

MOT test number 8122 8299 3765

Expiry date 20 March 2017

Advisory notice item(s)

- Rear seats folded, could not check seat belts.
- Offside Front Inner tie rod end has play.

▶ What are advisories?

Date tested **12 March 2015** 



Mileage 81,752 miles

**Test location** 

View test location

MOT test number 8653 1177 5012

Expiry date 20 March 2016

Advisory notice item(s)

- Rear Trailing arm rubber bush deteriorated but not resulting in excessive movement (2.4.G.2)
- Nearside Front Track rod end ball joint has slight play (2.2.B.1f)

What are advisories?

#### **Check for vehicle recalls**

See if FORD GALAXY BV12HGG has outstanding recalls

✓ Show

Built by the Driver & Vehicle Standards Agency

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# **TEIGNBRIDGE DISTRICT COUNCIL**

# LICENSING AND REGULATORY SUB COMMITTEE

### 16 May 2023

## PART I

Report Title	Request for Hackney Carriage Vehicle Extension for further 12 months DN62 WNU Silver Vauxhall Insignia
Purpose	For the Committee to consider the request, including this report, representations made by the proprietor of the vehicle and to determine whether the vehicle is fit for purpose and should be issued with an extended licensing plate.
Applicant	Mr B Clement
Options	<ul><li>The Committee may:</li><li>a. Grant the request, with or without conditions; or</li><li>b. Refuse the request.</li></ul>
Report Author	Debbie Rosenveldt, Licensing Officer licensing@teignbridge.gov.uk
Appendices /	A: Request for extension
Background Papers	B: MOT history

#### 1. APPLICATION DETAILS

1.1 Vehicle first registered – 24 December 2012
 Age of vehicle, if granted - 10 years and 5 months
 Hackney Carriage licence expires on 18 May 2023

The vehicle will no longer meet the Council's licensing policy as it is now being more than 10 years old.

- 1.2 MOT expires 4 April 2024 with 2 advisories.
- 1.3 Vehicle inspected at the Depot on 26 April 2023 details to be provided at the hearing.

#### 1.4 Licensing Officer:

Vehicle checked -

At the time of writing this report the vehicle had not been inspected by a licensing officer. Photographs to be provided at the hearing.

#### Recommendation:

If the Committee resolves to license the vehicle, a condition requiring the vehicle to have six or four monthly vehicle inspections be imposed.

#### 2. RELEVANT POLICY AND LAW

2.1 Paragraph 5.2 of the Council's Hackney Carriage and Private Hire Vehicle Licensing Policy states that:

A vehicle being presented for initial licensing is required to be under five years old at first registration.

A vehicle being presented for subsequent licensing is required to be under 10 years old with the exception of purpose built cabs. The Council has discretion to continue to licence Hackney Carriage or Private Hire vehicles which are older than ten years provided that the Council is satisfied that the vehicle is in a good condition and good state of repair and provided that it passes the appropriate testing standard. Applications for subsequent licensing for vehicles older than ten years will be considered by the Regulatory and Appeals Committee which can impose such conditions as it thinks fit including six and four monthly testing'.

- 2.2 All vehicle licences are issued annually.
- 2.3 Section 43 of the Town Police Clauses Act 1847 provides that:

'Every licence so to be granted shall be under the common seal of the commissioners, if incorporated, or, if not incorporated, shall be signed by two or more of the commissioners, and shall not include more than one carriage so licensed, and shall be in force for one year only from the day of the date of such licence, or until the next general licensing meeting, in case any general licensing day be appointed by the commissioners' and

2.4 Section 47(1) 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'.

- 2.5 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 by members of the public. The Committee has the discretion to license a vehicle if it is of the view that the vehicle is safe, fit for use and is in an acceptable condition.
- 2.6 The decision of the Committee following a complete review of the Hackney Carriage and Private Hire Policy in April 2009 after taking into account the views from the trade was as follows:

"The Committee decided that vehicles being presented for initial licensing must be under five years old."

- 2.7 With regard to subsequent licensing, the Committee decided that a vehicle should be under ten years old with the exception of purpose built cabs. However the Committee decided that the Council could exercise discretion to continue to licence Hackney Carriage or Private Hire vehicles which are older than ten years provided that the Council is satisfied that it is in a good condition and good state of repair and provided that it passes the appropriate testing standard. Applications for subsequent licensing for vehicles older than ten years will be considered by the Regulatory and Appeals Committee which can impose such conditions as it thinks fit including six monthly testing. The Committee did not consider it appropriate to introduce an upper age or mileage limit."
- 2.8 Section 50(1) of the Local Government (Miscellaneous Provisions) Act 1976 provides:

'that a district council shall not under the provisions of this subsection require a proprietor to present the same hackney carriage or private hire vehicle for inspection and testing on more than three separate occasions during any one period of twelve months.'

2.9 In summary, the Committee is required to ensure that Public Safety is not compromised by the granting of an extension of the licence. If it is satisfied that safety is reasonably assured, they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

#### 3. FINANCIAL IMPLICATIONS

The cost of defending the appeal if the application is refused and the applicant appeals to the Magistrates' Court.

#### 4. LEGAL

The Committee are required only to ensure that Public Safety is not compromised by the granting of an extension of the licence. If they are satisfied that safety is reasonably assured, they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

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#### Dear concerned

As you are probably aware my taxi reg: DN62 WNU H440 is coming to the end of its 10 year working life on 18/05/23.

I would like to apply for an extension on this vehicle due to it exceptional condition i have always maintained this vehicle to the highest possible standard and I have spent over £4000 in the last year alone. On top of this the vehicle had pretty much 2 years off work during the Covid 19 Pandemic so it has n to reached the milage I would expect of a taxi of this age. I look forward ho hearing from you on this matter.

Kind Regards Ben Clement This page is intentionally left blank

# Check MOT history

This is a new service – <u>Complete a quick survey (https://www.smartsurvey.co.uk/s/GIZZX?</u> <u>vrm=DN62WNU&make\_result=VAUXHALL&model\_result=INSIGNIA&mot\_first\_used\_date=2012-12-</u> <u>24&vehicle\_age=3777&mot\_expiry\_date=2024-04-</u> <u>04&mot\_expiry\_date\_days\_left=342&user\_satisfaction\_banner=0&vehicle\_data\_origin=MTS&vehicle\_type=LGV</u>) to help us improve.

< <u>Back</u>

# DN62 WNU VAUXHALL INSIGNIA

Check another vehicle (/)

Colour Silver

Fuel type **Diesel** 

Date registered

24 December 2012

MOT valid until

### 4 April 2024

Get an MOT reminder (https://www.gov.uk/mot-reminder) by email or text.

Download test certificates (/enter-v5c?registration=DN62WNU)

If you think the MOT expiry date or any of the vehicle details are wrong: <u>contact DVSA</u> (<u>https://www.gov.uk/getting-an-mot/correcting-mot-certificate-mistakes</u>).

Show all sections

### **MOT** history

Check mileage recorded at test, expiry date, and test outcome

Date tested 29 March 2023



Mileage 191,205 miles

**Test location** 

#### View test location

MOT test number 9689 2234 2986

Expiry date **4 April 2024** Monitor and repair if necessary (advisories): • NSF Fog lamp not working

- Front Suspension arm pin or bush worn but not resulting in excessive movement Both sides (5.3.4 (a) (i))
- What are advisories?

Date tested 29 March 2023



191,205 miles

**Test location** 

View test location

MOT test number 5451 7517 8212

Repair immediately (major defects):

- Nearside Front Direction indicator incorrect colour (4.4.3 (a))
- Offside Front Direction indicator incorrect colour (4.4.3 (a))
- Offside Headlamp aim too high (4.1.2 (a))
- Nearside Front Anti-roll bar linkage ball joint excessively worn (5.3.4 (a) (i))
- Offside Front Anti-roll bar linkage ball joint excessively worn (5.3.4 (a) (i))

Repair as soon as possible (minor defects):

• Nearside Registration plate lamp inoperative in the case of multiple lamps or light sources (4.7.1 (b) (i))

Monitor and repair if necessary (advisories):

- NSF Fog lamp not working
- Front Suspension arm pin or bush worn but not resulting in excessive movement Both sides (5.3.4 (a) (i))
- What are defects and advisories?

Date tested **5 April 2022** 



Mileage 171,576 miles

Test location

View test location

MOT test number

#### 2195 3070 5943

Expiry date **4 April 2023** Monitor and repair if necessary (advisories): • Front Direction indicator slightly discoloured Both (4.4.3 (a))

• Oil leak, but not excessive (8.4.1 (a) (i))

▶ What are advisories?

Date tested 1 April 2022



Mileage 171,198 miles

**Test location** 

View test location

MOT test number 2756 6072 9930

Repair immediately (major defects):

• Nearside Rear Coil spring fractured or broken (5.3.1 (b) (i))

Monitor and repair if necessary (advisories):

- Front Direction indicator slightly discoloured Both (4.4.3 (a))
- Oil leak, but not excessive (8.4.1 (a) (i))

What are defects and advisories?

Date tested 26 March 2021



Mileage 147,627 miles

**Test location** 

View test location

MOT test number **5925 2162 5333** 

Expiry date **3 April 2022** 

Monitor and repair if necessary (advisories):

- Nearside Rear brake calliper damp
- What are advisories?



127,865 miles

Test location

View test location

MOT test number 8992 5144 9843

Expiry date 3 April 2021

Monitor and repair if necessary (advisories):

- Nearside Rear Tyre worn close to legal limit/worn on edge (5.2.3 (e))
- Offside Rear Tyre worn close to legal limit/worn on edge (5.2.3 (e))

▶ What are advisories?

Date tested **4 April 2019** 



Mileage 114,892 miles

**Test location** 

View test location

MOT test number **5713 7373 3243** 

Expiry date 3 April 2020

Monitor and repair if necessary (advisories):

- OSF Shock worn
- What are advisories?

### The MOT test changed on 20 May 2018

Defects are now categorised according to their severity - dangerous, major, and minor. <u>Find out</u> <u>more (https://www.gov.uk/government/news/mot-changes-20-may-2018)</u>.

Date tested 27 March 2018



Test location

<u>View test location</u>
 MOT test number
 7411 9742 6285

Expiry date 26 March 2019

Date tested 7 February 2017



Mileage 79,347 miles

Test location

View test location

MOT test number 4855 6647 6801

Expiry date 6 February 2018

Date tested 24 December 2015



Mileage 75,349 miles

**Test location** 

View test location

MOT test number 2618 3592 5690

Expiry date 23 December 2016

Advisory notice item(s)

- Nearside Front Inner Brake pad(s) wearing thin (3.5.1g)
- Offside Rear Inner Brake pad(s) wearing thin (3.5.1g)

What are advisories?

Date tested 24 December 2015



**Test location** 

View test location

#### MOT test number 2495 1327 0199 Reason(s) for failure

• Offside Front Headlamp aim too low and too far to the left. (1.8)

#### Advisory notice item(s)

- Nearside Front Inner Brake pad(s) wearing thin (3.5.1g)
- Offside Rear Inner Brake pad(s) wearing thin (3.5.1g)
- ▶ What are failures and advisories?

### **Check for vehicle recalls**

See if VAUXHALL INSIGNIA DN62WNU has outstanding recalls

✓ Show

<u>Cookies</u> <u>Terms and conditions</u> <u>Privacy notice</u> <u>Accessibility statement</u> <u>MOT history API</u> <u>Service status</u>

Built by the Driver & Vehicle Standards Agency

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### **TEIGNBRIDGE DISTRICT COUNCIL**

### LICENSING AND REGULATORY SUB COMMITTEE

### 16 May 2023

### PART I

Report Title	Request for Hackney Carriage Vehicle Extension for further 12 months DX13 OVS Grey Vauxhall Zafira
Purpose	For the Committee to consider the request, including this report, representations made by the proprietor of the vehicle and to determine whether the vehicle is fit for purpose and should be issued with an extended licensing plate.
Applicant	Mr C Freestone
Options	<ul><li>The Committee may:</li><li>a. Grant the request, with or without conditions; or</li><li>b. Refuse the request.</li></ul>
Report Author	Debbie Rosenveldt, Licensing Officer licensing@teignbridge.gov.uk
Appendices / Background Papers	A: Request for extension B: MOT history

### 1. APPLICATION DETAILS

 1.1 Vehicle first registered – 19 March 2013
 Age of vehicle, if granted - 10 years and 2 months Hackney Carriage licence expires on 18 May 2023

The vehicle will no longer meet the Council's licensing policy as it is now being more than 10 years old.

- 1.2 MOT expires on 9 May 2023 further information will be provided at the hearing along with photographs.
- 1.3 Vehicle inspection booked at the Depot on 10 May 2023 details to be provided at the hearing.

### 1.4 Licensing Officer:

Vehicle checked -

At the time of writing this report the vehicle had not been inspected by a licensing officer.

Recommendation:

If the Committee resolves to license the vehicle, a condition requiring the vehicle to have six or four monthly vehicle inspections be imposed.

### 2. RELEVANT POLICY AND LAW

2.1 Paragraph 5.2 of the Council's Hackney Carriage and Private Hire Vehicle Licensing Policy states that:

A vehicle being presented for initial licensing is required to be under five years old at first registration.

A vehicle being presented for subsequent licensing is required to be under 10 years old with the exception of purpose built cabs. The Council has discretion to continue to licence Hackney Carriage or Private Hire vehicles which are older than ten years provided that the Council is satisfied that the vehicle is in a good condition and good state of repair and provided that it passes the appropriate testing standard. Applications for subsequent licensing for vehicles older than ten years will be considered by the Regulatory and Appeals Committee which can impose such conditions as it thinks fit including six and four monthly testing'.

- 2.2 All vehicle licences are issued annually.
- 2.3 Section 43 of the Town Police Clauses Act 1847 provides that:

'Every licence so to be granted shall be under the common seal of the commissioners, if incorporated, or, if not incorporated, shall be signed by two or more of the commissioners, and shall not include more than one carriage so licensed, and shall be in force for one year only from the day of the date of such licence, or until the next general licensing meeting, in case any general licensing day be appointed by the commissioners' and

2.4 Section 47(1) 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'.

- 2.5 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 by members of the public. The Committee has the discretion to license a vehicle if it is of the view that the vehicle is safe, fit for use and is in an acceptable condition.
- 2.6 The decision of the Committee following a complete review of the Hackney Carriage and Private Hire Policy in April 2009 after taking into account the views from the trade was as follows:

"The Committee decided that vehicles being presented for initial licensing must be under five years old."

- 2.7 With regard to subsequent licensing, the Committee decided that a vehicle should be under ten years old with the exception of purpose built cabs. However the Committee decided that the Council could exercise discretion to continue to licence Hackney Carriage or Private Hire vehicles which are older than ten years provided that the Council is satisfied that it is in a good condition and good state of repair and provided that it passes the appropriate testing standard. Applications for subsequent licensing for vehicles older than ten years will be considered by the Regulatory and Appeals Committee which can impose such conditions as it thinks fit including six monthly testing. The Committee did not consider it appropriate to introduce an upper age or mileage limit."
- 2.8 Section 50(1) of the Local Government (Miscellaneous Provisions) Act 1976 provides:

'that a district council shall not under the provisions of this subsection require a proprietor to present the same hackney carriage or private hire vehicle for inspection and testing on more than three separate occasions during any one period of twelve months.'

2.9 In summary, the Committee is required to ensure that Public Safety is not compromised by the granting of an extension of the licence. If it is satisfied that safety is reasonably assured they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

### 3. FINANCIAL IMPLICATIONS

The cost of defending the appeal if the application is refused and the applicant appeals to the Magistrates' Court.

### 4. LEGAL

The Committee are required only to ensure that Public Safety is not compromised by the granting of an extension of the licence. If they are satisfied that safety is reasonably assured they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

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### **Regulatory and Appeals Committee**

Dear Chairman and Councillors

I would like to appeal for an extension to my vehicle DX13 OVS, Grey Vauxhall Zafira.

The licence is due to expire 18<sup>th</sup> May 2023 and will be 10 years and 2 months. The vehicle is in excellent condition inside and out.

The cost of replacing vehicles with ones under 5 years old in this current financial climate has risen considerably. This vehicle is only just over 10 years old and has a lot more mileage in it for use as a taxi.

I hope that the committee will look favourably upon my request.

I will present my vehicle to the Licensing Officer for inspection on request so that they can confirm that it was in excellent physical condition.

Yours faithfully

**Colin Freestone** 

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# Check MOT history

This is a new service – <u>Complete a quick survey (https://www.smartsurvey.co.uk/s/GIZZX?</u> <u>vrm=DX13OVS&make\_result=VAUXHALL&model\_result=ZAFIRA&mot\_first\_used\_date=2013-03-</u> <u>19&vehicle\_age=3678&mot\_expiry\_date=2023-05-</u> <u>09&mot\_expiry\_date\_days\_left=25&user\_satisfaction\_banner=0&vehicle\_data\_origin=MTS&vehicle\_type=LGV)</u> to help us improve.

< <u>Back</u>

# This vehicle's MOT expires soon

## DXI3 OVS VAUXHALL ZAFIRA

Check another vehicle (/)

Colour

Grey

Fuel type **Diesel** 

Date registered 19 March 2013

MOT valid until

### 9 May 2023

<u>Get an MOT reminder (https://www.gov.uk/mot-reminder)</u> by email or text.

Download test certificates (/enter-v5c?registration=DX13OVS)

If you think the MOT expiry date or any of the vehicle details are wrong: <u>contact DVSA</u> (<u>https://www.gov.uk/getting-an-mot/correcting-mot-certificate-mistakes</u>).

 $\odot$  Show all sections

### **MOT** history

Check mileage recorded at test, expiry date, and test outcome

• Hide

Date tested 19 April 2022



144,887 miles

**Test location** 

View test location

MOT test number 4441 3014 0359

Expiry date 9 May 2023

Monitor and repair if necessary (advisories):

- Oil leak, but not excessive (8.4.1 (a) (i))
- Nearside Rear Tyre worn close to legal limit/worn on edge (5.2.3 (e))
- Offside Rear Tyre worn close to legal limit/worn on edge (5.2.3 (e))

► <u>What are advisories?</u>

Date tested 10 May 2021



Mileage 123,756 miles

**Test location** 

View test location

MOT test number 8273 3898 2466

Expiry date 9 May 2022

Monitor and repair if necessary (advisories):

- Nearside Front Tyre worn close to legal limit/worn on edge (5.2.3 (e))
- Offside Front Tyre worn close to legal limit/worn on edge (5.2.3 (e))

What are advisories?

Date tested 4 May 2020

PASS Mileage

107,018 miles

Test location

View test location

MOT test number

#### 5175 3056 8156

Expiry date 3 May 2021

Date tested **4 May 2020** 



107,018 miles

Test location

View test location

MOT test number 4618 9991 0520

Do not drive until repaired (dangerous defects):

• Front Brake pad(s) less than 1.5 mm thick (1.1.13 (a) (ii))

Repair immediately (major defects):

- Offside Headlamp aim projected beam image is obviously incorrect (4.1.2 (c))
- Nearside Rear Direction indicator incorrect colour (4.4.3 (a))
- Offside Rear Direction indicator incorrect colour (4.4.3 (a))
- What are defects?

Date tested 17 April 2019



Mileage 75,305 miles

**Test location** 

View test location

MOT test number **3220 3679 5740** 

Expiry date **11 November 2020** 

### The MOT test changed on 20 May 2018

Defects are now categorised according to their severity - dangerous, major, and minor. Find out more (https://www.gov.uk/government/news/mot-changes-20-may-2018).

Date tested 24 April 2018



40,712 miles

**Test location** 

View test location

MOT test number 8031 1528 7090

Expiry date 11 May 2019

Advisory notice item(s)

- Nearside Front Suspension arm rubber bush deteriorated but not resulting in excessive movement (2.4.G.2)
- Offside Front Suspension arm rubber bush deteriorated but not resulting in excessive movement (2.4.G.2)

What are advisories?

Date tested 3 May 2017

PASS

Mileage 23,249 miles

**Test location** 

View test location

MOT test number 3473 4747 0456

Expiry date 11 May 2018

Date tested 12 May 2016



Mileage 8,330 miles

**Test location** 

View test location

MOT test number **5890 1047 2666** 

Expiry date 11 May 2017

### **TEIGNBRIDGE DISTRICT COUNCIL**

### LICENSING AND REGULATORY SUB COMMITTEE

### 16 May 2023

### PART I

Report Title	Request for Hackney Carriage Vehicle Extension for further 12 months KV08 XOC Silver Mercedes E220
Purpose	For the Committee to consider the request, including this report, representations made by the proprietor of the vehicle and to determine whether the vehicle is fit for purpose and should be issued with an extended licensing plate.
Applicant	Mr E Alipour
Options	The Committee may: a. Grant the request, with or without conditions; or b. Refuse the request.
Report Author	Debbie Rosenveldt, Licensing Officer licensing@teignbridge.gov.uk
Appendices / Background Papers	<ul> <li>A: Request for extension</li> <li>B: MOT history</li> <li>C: Vehicle Inspection Sheet</li> <li>D: Photographs</li> </ul>

### 1. APPLICATION DETAILS

 1.1 Vehicle first registered – 27 March 2008
 Age of vehicle, if granted - 15 years and 2 months Hackney Carriage licence expires 27 May 2023

The vehicle will no longer meet the Council's licensing policy as it is now being more than 10 years old.

- 1.2 MOT expires on 28 April 2024 with no advisories.
- 1.3 Vehicle inspection completed on 25 April 2023.

### 1.4 Licensing Officer:

Vehicle checked – 26 April 2023 Officer comments: The vehicle was seen for photographs. It is in immaculate condition, both inside and out. Recommendation:

If the Committee resolves to license the vehicle, a condition requiring the vehicle to have six or four monthly vehicle inspections be imposed.

### 2. RELEVANT POLICY AND LAW

2.1 Paragraph 5.2 of the Council's Hackney Carriage and Private Hire Vehicle Licensing Policy states that:

A vehicle being presented for initial licensing is required to be under five years old at first registration.

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- 2.2 All vehicle licences are issued annually.
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2.4 Section 47(1) of the Local Government (Miscellaneous Provisions) Act 1976 provides that:

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### 3. FINANCIAL IMPLICATIONS

The cost of defending the appeal if the application is refused and the applicant appeals to the Magistrates' Court.

#### 4. LEGAL

The Committee are required only to ensure that Public Safety is not compromised by the granting of an extension of the licence. If they are satisfied that safety is reasonably assured they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

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The reason for the application to the committee is he is not inclined to buy a new vehicle and take a loan at age 72. He wants to continue his school contract as long as he is medically fit to do so. He maintains his vehicles to a high level and therefore is happier with the vehicles he has purchased from brand new rather than buy a cheap car he doesn't have any history with.

Very best wishes Denise and Eassa This page is intentionally left blank

# Check MOT history

This is a new service – <u>Complete a quick survey (https://www.smartsurvey.co.uk/s/GIZZX?</u> <u>vrm=KV08XOC&make\_result=MERCEDES-BENZ&model\_result=E&mot\_first\_used\_date=2008-03-</u> <u>27&vehicle\_age=5510&mot\_expiry\_date=2024-04-</u> <u>28&mot\_expiry\_date\_days\_left=366&user\_satisfaction\_banner=0&vehicle\_data\_origin=MTS&vehicle\_type=LGV</u>) to help us improve.

< <u>Back</u>

## KVOB XOC MERCEDES-BENZ E

Check another vehicle (/)

Colour Silver

Fuel type **Diesel** 

Date registered

27 March 2008

MOT valid until

## 28 April 2024

Get an MOT reminder (https://www.gov.uk/mot-reminder) by email or text.

Download test certificates (/enter-v5c?registration=KV08XOC)

If you think the MOT expiry date or any of the vehicle details are wrong: <u>contact DVSA</u> (<u>https://www.gov.uk/getting-an-mot/correcting-mot-certificate-mistakes</u>).

Show all sections

### **MOT** history

Check mileage recorded at test, expiry date, and test outcome

Date tested 29 March 2023



259,679 miles

**Test location** 

<u>View test location</u>
 MOT test number
 9386 3730 6533

Expiry date 28 April 2024

Date tested 31 March 2022



Mileage 245,087 miles

**Test location** 

View test location

MOT test number 1806 4114 3950

Expiry date 28 April 2023

Date tested 7 April 2021



Mileage 230,153 miles

**Test location** 

View test location

MOT test number 9949 7610 4494

Expiry date 28 April 2022

Date tested **1 April 2021** 

**FAIL** Mileage

230,153 miles

**Test location** 

View test location

MOT test number 4146 7212 3602

Repair immediately (major defects):

• Nearside Front Lower Suspension arm ball job excessively worn rear (5.3.4 (a) (i))

Monitor and repair if necessary (advisories):

- Nearside Front Brake hose slightly deteriorated (1.1.12 (b) (ii))
- Offside Front Brake hose slightly deteriorated (1.1.12 (b) (ii))
- Rear Prop shaft flexible coupling slightly deteriorated rear (6.1.7 (d) (i))
- Offside Rear Nail in tyre
- What are defects and advisories?

Date tested 29 April 2020



Mileage 228,073 miles

**Test location** 

View test location

MOT test number 4933 4362 2710

Expiry date 28 April 2021

Date tested 8 April 2019



Mileage 220,410 miles

Test location

View test location

MOT test number 3351 7831 3934

Expiry date 7 October 2020

Monitor and repair if necessary (advisories):

- Rear prop, rear rubber driver plate cracking
- ▶ <u>What are advisories?</u>

### The MOT test changed on 20 May 2018

Defects are now categorised according to their severity - dangerous, major, and minor. <u>Find out</u> <u>more (https://www.gov.uk/government/news/mot-changes-20-may-2018)</u>.

# PASS

Mileage 202,920 miles

**Test location** 

View test location

MOT test number 7448 3396 0451

Expiry date 28 May 2019

Date tested 2 May 2017



Mileage 180,903 miles

Test location

View test location

MOT test number 1674 5170 1136

Expiry date 28 May 2018

Date tested 5 May 2016



Mileage 163,273 miles

Test location

View test location

MOT test number 1106 9450 2431

Expiry date **28 May 2017** 

Date tested 3 May 2016



**Test location** 

View test location

MOT test number **5962 6905 4345** Reason(s) for failure

• Nearside Front suspension has excessive play in a lower suspension ball joint (2.5.B.1a)

What are failures?

Date tested 14 May 2015



Mileage 139,247 miles

**Test location** 

View test location

MOT test number 2687 9423 5493

Expiry date 28 May 2016

Date tested 30 April 2014



Mileage 127,735 miles

**Test location** 

View test location

MOT test number 9686 5032 4146

Expiry date 28 May 2015

Date tested **3 May 2013** 



Mileage 109,046 miles

**Test location** 

View test location

MOT test number 1392 1342 3138

Expiry date

Date tested **1 May 2013** 



Mileage 108,756 miles

**Test location** 

View test location

MOT test number 3588 9182 3142

Reason(s) for failure

- Nearside Front brake disc in such a condition that it is seriously weakened (3.5.1i)
- Offside Front brake disc in such a condition that it is seriously weakened (3.5.1i)

What are failures?

Date tested 1 May 2012



Mileage 81,330 miles

Test location

View test location

MOT test number 2483 4242 2490

Expiry date 28 May 2013

Date tested 6 May 2011



Mileage 69,305 miles

**Test location** 

View test location

MOT test number **1759 5622 1192** 

Expiry date 28 May 2012

Date tested 6 May 2011

FAIL Mileage 69,305 miles

**Test location** 

View test location

MOT test number 5281 6682 1155

Reason(s) for failure

- Nearside Rear Tyre has a bulge, caused by separation or partial failure of its structure (4.1.D.1b)
- Offside Rear Tyre has a bulge, caused by separation or partial failure of its structure (4.1.D.1b)
- Front Brake pad(s) less than 1.5 mm thick (3.5.1g)
- Rear Brake pad(s) less than 1.5 mm thick (3.5.1g)

▶ What are failures?

Date tested 7 May 2010

PASS

Mileage 44,569 miles

Test location

View test location

MOT test number **7021 9782 0172** 

Expiry date 28 May 2011

Date tested 6 May 2010



Mileage 44,563 miles

**Test location** 

View test location

MOT test number 3040 2612 0152

Reason(s) for failure
Nearside Rear Tyre tread depth below regritements of 1.6mm (4.1.E.1)

Date tested 29 May 2009



Mileage 14,518 miles

Test location

View test location

MOT test number 9004 1944 9167

Expiry date 28 May 2010

### **Check for vehicle recalls**

See if MERCEDES-BENZ E KV08XOC has outstanding recalls

✓ Show

<u>Cookies</u> <u>Terms and conditions</u> <u>Privacy notice</u> <u>Accessibility statement</u> <u>MOT history API</u> <u>Service status</u>

Built by the Driver & Vehicle Standards Agency

### OGL

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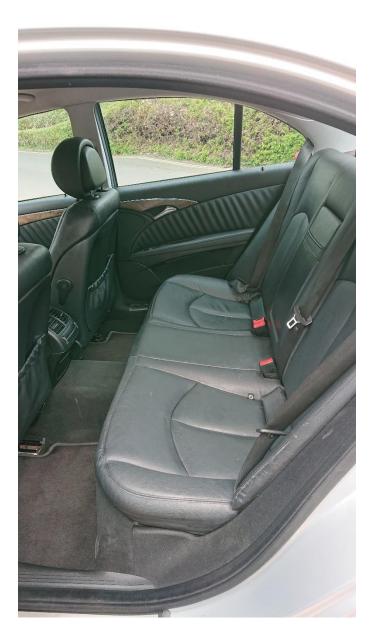
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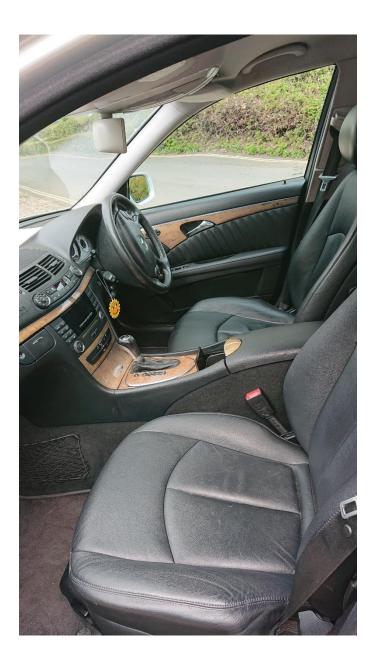
















leighbridge	District Counci	il - Vehicle Inspe	ction Sheet
reignoriage	District oourio	in vernore mope	otion once

			Annual /	6 Monthly	/ 4 Monthly / MOT	
		1	~	KALL	ALIAND	Di 06/1/07
	Hackney Carriage/Private Hire		Owner	6435	A ALIPOUR	Date 25/4/23
	Plate No <u>H201</u>	Mileage	260	260	No.Passengers	Registration No KVO8 KOC
		Pass	Fail	Re-Tested		Comments
	Steering and Suspension		1 dil	Inte resteu		
1	Steering Control	/				
	Steering Mechanism/System	-				
	Power Steering	1		Sugar Starting		
	Transmission Shaft	/	S	C. ASSALTS TO		
5	Wheel Bearings	/				
-	Front Suspension	1		Sales and		And the second second second second second
	Rear Suspension	1	1			
-	8. Shock Absorbers	/		D. S. MARK	A CARLES AND	
	Lighting Equipment	No.				
	Front and Rear Lamps etc.	/		10.21		
10	Headlamps	1				
11	Headlamp Aim	1				
12	Stop Lamps	/		Star Star		
13	Rear Reflectors	1				
	Direction Indicators	1				
15	Hazard Lamps	1				
	Braking System					
17	ABS Warning System/Controls	1	Charles .			
18	Condition of Service Brake System	1				
19	Conditions of Parking Brake System	1		2014314111		
20	Service Brake Performance	1		S. Canada		
21	Parking Brake Performance	1				
	Efficiency - Footbrake %	1			163 %	
	Efficiency - Handbrake %	1			1 DIV	
	Tyres & Wheels	12.00			6110	
	Tyre Type & Condition	1		and the second		
25	Road Wheels	1	X		The second second	
	General					
	Compliance with current MOT reqs.					
	Seatbelts Mountings/Operation	1		1.00		
-	Horn	/	1.	1000 00 200		
	Exhaust Systems	1				
	Exhaust Emission (Printout)	1				
	Vehicle Condition Interior	1		1.2.2.2.2.2.		
	Vehicle Condition Exterior Seat condition	1				
		1				
	Luggage space	-				
	Doors/Locks operational Mirrors & View of the road	1				
	Fuel System	1			and the second second	
	Speedometer operational	1				
_	Excise Licence/Date	1				
-	Fire Extinguisher with Sticker	1	C. ALART			
	First Aid Kit with Sticker	1	1		Shicher	issing NO PORCHE.
	No Smoking Stickers	1	-		Sticker a	respired vic have ?
	Rooflight Operational	1				
	Current MOT/Date	1			28/4/	24
	Meter Fitted & Tested	1				and the second sec
	Fuel & Oil Leaks	1				
	Tariff Card Displayed	1				
	Livery Compliant	1				
	Windows Operational	1		Concernance of	A Contraction of the	
		1	A State of the second	0		
	Brake Test Results			Certificat	e	

Brake Lest Results	
NSF 326	0SF 360
NSR 223	OSR 244
NSH 225	OSH 242
Brake Weight	2140
Emmission Test Value	3.0
Re-show Items	
Date due by	

I hereby certify that I have carried out the various examinations of the vehicle as scheduled and the vehicle has PASSED / FAILED

I have also checked the fare/meter over a prescribed distance and it is correct

Signed:
Print Name
Passed Ro-Test
Signed

4/23 Date 25

Date

77

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### **TEIGNBRIDGE DISTRICT COUNCIL**

#### LICENSING AND REGULATORY SUB COMMITTEE

#### 16 May 2023

#### PART I

Report Title	Request for Hackney Carriage Vehicle Extension for further 12 months MK12 YWA Black Ford Mondeo		
Purpose	For the Committee to consider the request, including this report, representations made by the proprietor of the vehicle and to determine whether the vehicle is fit for purpose and should be issued with an extended licensing plate.		
Applicant	Mr C Pop		
Options	The Committee may: a. Grant the request, with or without conditions; or b. Refuse the request.		
Report Author	Debbie Rosenveldt, Licensing Officer licensing@teignbridge.gov.uk		
Appendices / Background Papers	A: Request for extension B: MOT history C: Photographs		

#### 1. APPLICATION DETAILS

1.1 Vehicle first registered – 5 March 2012
 Age of vehicle, if granted - 11 years and 2 months
 Hackney Carriage licence expires – 16 May 2023

The vehicle will no longer meet the Council's licensing policy as it is now being more than 10 years old.

- 1.2 MOT expires on 1 March 2024 with two advisories.
- 1.3 Vehicle inspection booked at the Depot on 9 May 2023 details to be provided at the hearing.

#### 1.4 Licensing Officer:

Vehicle checked -

At the time of writing this report the vehicle had not been inspected by a licensing officer.

Recommendation:

If the Committee resolves to license the vehicle, a condition requiring the vehicle to have six or four monthly vehicle inspections be imposed.

#### 2. RELEVANT POLICY AND LAW

2.1 Paragraph 5.2 of the Council's Hackney Carriage and Private Hire Vehicle Licensing Policy states that:

A vehicle being presented for initial licensing is required to be under five years old at first registration.

A vehicle being presented for subsequent licensing is required to be under 10 years old with the exception of purpose built cabs. The Council has discretion to continue to licence Hackney Carriage or Private Hire vehicles which are older than ten years provided that the Council is satisfied that the vehicle is in a good condition and good state of repair and provided that it passes the appropriate testing standard. Applications for subsequent licensing for vehicles older than ten years will be considered by the Regulatory and Appeals Committee which can impose such conditions as it thinks fit including six and four monthly testing'.

- 2.2 All vehicle licences are issued annually.
- 2.3 Section 43 of the Town Police Clauses Act 1847 provides that:

'Every licence so to be granted shall be under the common seal of the commissioners, if incorporated, or, if not incorporated, shall be signed by two or more of the commissioners, and shall not include more than one carriage so licensed, and shall be in force for one year only from the day of the date of such licence, or until the next general licensing meeting, in case any general licensing day be appointed by the commissioners' and

2.4 Section 47(1) 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'.

- 2.5 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 by members of the public. The Committee has the discretion to license a vehicle if it is of the view that the vehicle is safe, fit for use and is in an acceptable condition.
- 2.6 The decision of the Committee following a complete review of the Hackney Carriage and Private Hire Policy in April 2009 after taking into account the views from the trade was as follows:

"The Committee decided that vehicles being presented for initial licensing must be under five years old."

- 2.7 With regard to subsequent licensing, the Committee decided that a vehicle should be under ten years old with the exception of purpose built cabs. However the Committee decided that the Council could exercise discretion to continue to licence Hackney Carriage or Private Hire vehicles which are older than ten years provided that the Council is satisfied that it is in a good condition and good state of repair and provided that it passes the appropriate testing standard. Applications for subsequent licensing for vehicles older than ten years will be considered by the Regulatory and Appeals Committee which can impose such conditions as it thinks fit including six monthly testing. The Committee did not consider it appropriate to introduce an upper age or mileage limit."
- 2.8 Section 50(1) of the Local Government (Miscellaneous Provisions) Act 1976 provides:

'that a district council shall not under the provisions of this subsection require a proprietor to present the same hackney carriage or private hire vehicle for inspection and testing on more than three separate occasions during any one period of twelve months.'

2.9 In summary, the Committee is required to ensure that Public Safety is not compromised by the granting of an extension of the licence. If it is satisfied that safety is reasonably assured they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

#### 3. FINANCIAL IMPLICATIONS

The cost of defending the appeal if the application is refused and the applicant appeals to the Magistrates' Court.

#### 4. LEGAL

The Committee are required only to ensure that Public Safety is not compromised by the granting of an extension of the licence. If they are satisfied that safety is reasonably assured they may grant the licence for a maximum of 12 months or such shorter period as they see as appropriate.

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#### Regulatory and Appeals Committee

Dear Chairman and Councillors

I would like to appeal for an extension to my vehicle MK12 YWA, Ford Mondeo.

The licence is due to expire 16<sup>th</sup> May 2023.

The vehicle is in good mechanical and physical condition.

The cost of replacing this vehicle with one that is under 5 years old is not something I am currently able to afford, the increase cost of second-hand cars and the rate of inflation is having a huge effect on the industry.

I hope that the committee will look favourably upon my request.

I understand that I have to present the vehicle to a licensing officer so that a report can be prepared and that it must have a taxi test at the depot prior to the next committee hearing.

Yours faithfully

Constantin Pop

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# Check MOT history

This is a new service – <u>Complete a quick survey (https://www.smartsurvey.co.uk/s/GIZZX?</u> <u>vrm=MK12YWA&make\_result=FORD&model\_result=MONDEO&mot\_first\_used\_date=2012-03-</u> <u>05&vehicle\_age=4057&mot\_expiry\_date=2024-03-</u> <u>01&mot\_expiry\_date\_days\_left=322&user\_satisfaction\_banner=0&vehicle\_data\_origin=MTS&vehicle\_type=LGV</u>) to help us improve.

< <u>Back</u>

## MKI2 YWA FORD MONDEO

Check another vehicle (/)

Colour Black

Fuel type **Diesel** 

Date registered

5 March 2012

MOT valid until

## 1 March 2024

Get an MOT reminder (https://www.gov.uk/mot-reminder) by email or text.

Download test certificates (/enter-v5c?registration=MK12YWA)

If you think the MOT expiry date or any of the vehicle details are wrong: <u>contact DVSA</u> (<u>https://www.gov.uk/getting-an-mot/correcting-mot-certificate-mistakes</u>).

Show all sections

#### **MOT** history

Check mileage recorded at test, expiry date, and test outcome

• Hide

Date tested
1 March 2023



331,157 miles

**Test location** 

#### View test location

MOT test number 5351 4508 7477

Expiry date **1 March 2024** Monitor and repair if necessary (advisories):

- Tyre worn close to legal limit/worn on edge Fronts wearing on shoulders (5.2.3 (e))
- Offside Rear Road wheel slightly distorted (5.2.2 (c) (i))

What are advisories?

Date tested 28 February 2023

FAIL

Mileage 330,978 miles

**Test location** 

View test location

MOT test number 8039 0813 3126

Repair immediately (major defects):

- Offside Front Suspension arm ball joint excessively worn (5.3.4 (a) (i))
- Nearside Front Shock absorbers has a serious fluid leak (5.3.2 (b))

Monitor and repair if necessary (advisories):

- Offside Rear Anti-roll bar linkage ball joint has slight play (5.3.4 (a) (i))
- Gearbox oil leak
- Front Exhaust has a minor leak of exhaust gases (6.1.2 (a))
- Tyre worn close to legal limit/worn on edge Fronts wearing on shoulders (5.2.3 (e))
- Offside Rear Road wheel slightly distorted (5.2.2 (c) (i))
- What are defects and advisories?

Date tested 24 February 2022



Mileage 301,681 miles

**Test location** 

View test location

MOT test number 6073 9430 7029

Expiry date 1 March 2023

Date tested

#### 24 February 2022



Mileage 301,681 miles

**Test location** 

View test location

MOT test number **1245 2500 9682** 

Repair immediately (major defects):

 Nearside Front Anti-roll bar linkage ball joint dust cover no longer prevents the ingress of dirt (5.3.4 (b) (ii))

What are defects?

Date tested 1 March 2021

PASS

Mileage 276,445 miles

**Test location** 

View test location

MOT test number 1998 1011 6730

Expiry date 1 March 2022

Monitor and repair if necessary (advisories):

- Oil leak, but not excessive (8.4.1 (a) (i))
- Nearside Front Road wheel slightly distorted (5.2.2 (c) (i))
- Nearside Front Tyre worn close to legal limit/worn on edge (5.2.3 (e))
- Offside Front Tyre worn close to legal limit/worn on edge 2354518 (5.2.3 (e))

What are advisories?

Date tested 27 February 2021

**FAIL** Mileage

276,381 miles

Test location

View test location

MOT test number 7235 4000 1783

Repair immediately (major defects):

- Registration plate lamp inoperative in the case of a single lamp or all lamps (4.7.1 (b) (ii))
- Exhaust emissions exceed default limit of 1.5m-1 (8.2.2.2 (b))

Monitor and repair if necessary (advisories):

- Oil leak, but not excessive (8.4.1 (a) (i))
- Nearside Front Road wheel slightly distorted (5.2.2 (c) (i))
- Nearside Front Tyre worn close to legal limit/worn on edge (5.2.3 (e))
- Offside Front Tyre worn close to legal limit/worn on edge 2354518 (5.2.3 (e))

What are defects and advisories?

Date tested **28 February 2020** 

PASS

Mileage 254,240 miles

Test location

View test location

MOT test number 9587 9422 2471

Expiry date 1 March 2021

Monitor and repair if necessary (advisories): • Offside Front Brake pad(s) wearing thin (1.1.13 (a) (ii))

What are advisories?

Date tested 28 February 2020

**FAIL** Mileage

254,240 miles

Test location

View test location

MOT test number 5851 3999 5435

Repair immediately (major defects):

• Offside Headlamp aim projected beam image is obviously incorrect (4.1.2 (c))

Monitor and repair if necessary (advisories):

- Offside Front Brake pad(s) wearing thin (1.1.13 (a) (ii))
- What are defects and advisories?











