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14 November 2023

LICENSING AND REGULATORY SUB-COMMITTEE

A meeting of the Licensing and Regulatory Sub-Committee will be held on Wednesday, 22nd November, 2023 in the Council Chamber, Forde House, Brunel Road, Newton Abbot, TQ12 4XX at 2.00 pm

PHIL SHEARS
Managing Director

Membership:

Councillors Dawson (Vice-Chair), Gearon and Rollason

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

Part I

- 1. Apologies
- 2. Declarations of Interest (if any)
- 3. Request for Hackney Carriage Vehicle Licence for Vehicle (Pages 3 20) over 5 years GJ18 BNF,
- 4. Request for Hackney Carriage Vehicle Extension for further (Pages 21 38) 12 months DY63 VKL,

- 5. Request for Hackney Carriage Vehicle Extension for further (Pages 39 64) 12 months FJ63 LHT,
- 6. Request for Hackney Carriage Vehicle Extension for further (Pages 65 80) 12 months FM12 CUY

Part II: Items suggested for discussion with the press and public excluded

7. Local Government (Access to Information) Act 1985 - Exclusion of Press and Public

RECOMMENDED that, under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting during consideration of the following items on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 1,2 and 5 of Part 1 of Schedule 12A of the Act

8. Request for a Hackney Carriage Driver's Licence (Pages 81 - 102)

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

TEIGNBRIDGE DISTRICT COUNCIL

LICENSING AND REGULATORY SUB COMMITTEE

22 November 2023

PARTI

Report Title	Request for Hackney Carriage Vehicle over 5 years. GJ18 BNF, Hyundai Ioniq – Hybrid Electric
Purpose	For the Committee to consider the request included in 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 a licensed plate.
Applicant	Mrs Monica Gheorge
Options	The Committee may:
	a. Grant the request, with or without conditions; or
	b. Refuse the request.
Report Author	Andrea Furness, Licensing Manager
	licensing@teignbridge.gov.uk
Appendices /	A: Request for licence
Background Papers	B: MOT history
	C: Photographs
	D: Vehicle Inspection Sheet

1. APPLICATION DETAILS

1.1 Vehicle first registered – 30 March 2018Age of vehicle, if granted – 5 years and 8 months

The vehicle will no longer meet the Council's licensing policy as it is over 5 years of age.

- 1.2 MOT expires 19 July 2024 state with an advisory:
 - Offside rear service brake binding but not excessively.
- 1.3 Vehicle inspection passed on 1 November 2023 Appendix D

1.4 Licensing Officer:

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

Recommendation: Members to decide whether to grant the licence with or without conditions.

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.

- 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, were as follows:

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

2.7 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.'

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 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.



For the attention of the Regulatory and Appeals committee

Good morning, Chairman and committee

I would like to request the replating of my vehicle GJ18 BNF, a white Hyundai Ioniq.

I purchased this previously plated vehicle earlier this year from a taxi driver and intended to use it for personal use. Since then, my personal circumstances have changed and I am in the process of obtaining my Hackney Carriage licence.

The vehicle is 5 years and 6 ½ months old. It is in excellent condition inside and out as can be seen in the photographs provided. It is a Hybrid electric therefore environmentally friendly and economical to run.

This is a new career opportunity for me and I cannot afford to sell this vehicle to purchase one that is a year younger at this current time.

I hope that you will look favourably on this request so that I can pursue my new career as a taxi driver.

Yours sincerely

Monica Gheorge





Check MOT history

This is a new service - Complete a quick survey (https://www.smartsurvey.co.uk/s/GIZZX? vrm=GJ18BNF&make result=HYUNDAI&model result=IONIQ&mot first used date=2018-03-30&vehicle age=2048&mot expiry date=2024-07-

19&mot expiry date days left=255&user satisfaction banner=0&vehicle data origin=MTS&vehicle type=LGV) to help us improve.

< Back

GJI8 BNF

HYUNDAI IONIQ

Check another vehicle (/)

Colour White Fuel type **Hybrid Electric** (Clean)

Date registered 30 March 2018

MOT valid until

19 July 2024

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

Download test certificates (/enter-document-reference?registration=GJ18BNF)

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

Show all sections

MOT history

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

Hide

Date tested 20 July 2023

PASS

Mileage 119,357 miles

Test location

View test location

MOT test number 7668 5870 6111

Expiry date 19 July 2024

Monitor and repair if necessary (advisories):

• Offside Rear Service brake binding but not excessively (1.2.1 (f))

▶ What are advisories?

Date tested **6 September 2022**

PASS

Mileage 102,734 miles

Test location

▶ View test location

MOT test number **8254 9834 4195**

Expiry date

5 September 2023

Date tested **27 September 2021**

PASS

Mileage 70,332 miles

Test location

► <u>View test location</u>

MOT test number **8124 0118 9509**

Expiry date

15 October 2022

Date tested **16 October 2020**

PASS

Mileage 44,284 miles

Test location

View test location

MOT test number **2902 9634 7675**

Expiry date

15 October 2021

Date tested

16 October 2020



Mileage 44,284 miles

Test location

► View test location

MOT test number **5382 9022 7101**

Repair immediately (major defects):

- Nearside Headlamp aim too high (4.1.2 (a))
- Offside Headlamp aim too high (4.1.2 (a))
- What are defects?

The MOT test changed on 20 May 2018

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

Check for vehicle recalls

See if HYUNDAI IONIQ GJ18BNF has outstanding recalls



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

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Annual / 6 Monthly / 4 Monthly / MOT Hackney Carriage/Private Hine No.Passengers 4 Date Date C1-11-23
Registration No G718BNF Plate No NOT ISSUED YET Mileage 124233 Pass Fail Re-Tested Comments Steering and Suspension 1 Steering Control 2 Steering Mechanism/System 3 Power Steering 4 Transmission Shaft -5 Wheel Bearings 6 Front Suspension 7 Rear Suspension 8 8. Shock Absorbers Lighting Equipment 9 Front and Rear Lamps etc. 10 Headlamps 11 Headlamp Aim 12 Stop Lamps 13 Rear Reflectors 14 Direction Indicators 15 Hazard Lamps Braking System 17 ABS Warning System/Controls 18 Condition of Service Brake System 19 Conditions of Parking Brake System 20 Service Brake Performance 21 Parking Brake Performance 22 Efficiency - Footbrake 5 % 23 Efficiency - Handbrake 32 % Tyres & Wheels 24 Tyre Type & Condition 25 Road Wheels General 26 Compliance with current MOT regs. 27 Seatbelts Mountings/Operation 28 Horn 29 Exhaust Systems 30 Exhaust Emission (Printout) 31 Vehicle Condition Interior 32 Vehicle Condition Exterior 33 Seat condition 34 Luggage space 35 Doors/Locks operational 36 Mirrors & View of the road 37 Fuel System 38 Speedometer operational 39 Excise Licence/Date 40 Fire Extinguisher with Sticker 41 First Aid Kit with Sticker ISSVED No Smoking Stickers 43 Rooflight Operational 44 Current MOT/Date 45 Meter Fitted & Tested 46 Fuel & Oil Leaks 47 Tariff Card Displayed NOT USUED YET 48 Livery Compliant 49 Windows Operational Brake Test Results **Certificate** NSF 356 OSF **386** I hereby certify that I have carried out the various examinations of the NSR 245 osr 2*3*2 vehicle as scheduled and the vehicle has PASSEDV FAILED NSH 209 ÖSH 226 I have als e prescribed distance and it is correct 1370 Brake Weight Emmission Test Value Signed: Re-show Items **Print Nar** Date due by Passed Re-Test Signed

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Teignbridge District Council - Vehicle Inspection Sheet



TEIGNBRIDGE DISTRICT COUNCIL

LICENSING AND REGULATORY SUB COMMITTEE

22 November 2023

PARTI

Report Title	Request for Hackney Carriage Vehicle Extension for
	further 12 months
	DY63 VKL, Volkswagen Passat
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 Mihail Gheorghe
Options	The Committee may:
	a. Grant the request, with or without conditions; or
	b. Refuse the request.
Report Author	Andrea Furness, Licensing Manager
	licensing@teignbridge.gov.uk
Appendices /	A: Request for extension
Background Papers	B: MOT history
_	C: Photographs

1. APPLICATION DETAILS

1.1 Vehicle first registered – 30 September 2013
 Age of vehicle, if granted - 10 years and 2 months
 Hackney Carriage licence expires – 27 November 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 14 November 2024 with the following advisories:
 - Nearside Front Lower Suspension arm pin or bush worn but not resulting in excessive movement rear bush splitting. (5.3.4 (a) (i))
 - Offside Front Lower Suspension arm pin or bush worn but not resulting in excessive movement rear bush splitting. (5.3.4 (a) (i))
- 1.3 Vehicle inspection booked at the Depot for 16 November 2023 this will be provided prior to the Committee.

1.4 Licensing Officer:

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, were 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.'

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.



Regulatory and Appeals Committee

Dear Chairman and Councillors

I would like to appeal for an extension to my vehicle DY63 VKL a black Volkswagen Passat, first registered 30th September 2013.

The licence is due to expire 27th November 2023 and will be 10 years and 2 months old. The vehicle is in excellent internal and external condition. I am not in the financial position to replace this vehicle with one that is under 5 years old due to the increasing cost of rent etc.

I keep this car at a very high standard and it is mechanically in excellent working order. Please consider my application for an extension.

Yours faithfully

Mihail Gheorghe





Check MOT history

This is a new service — <u>Complete a quick survey (https://www.smartsurvey.co.uk/s/GIZZX? vrm=DY63VKL&make_result=VOLKSWAGEN&model_result=PASSAT&mot_first_used_date=2013-09-30&vehicle_age=3684&mot_expiry_date=2024-11-</u>

14&mot_expiry_date_days_left=379&user_satisfaction_banner=0&vehicle_data_origin=MTS&vehicle_type=LGV) to help us improve.

< Back

DY63 VKL

VOLKSWAGEN PASSAT

Check another vehicle (/)

Colour Fuel type Date registered

Black Diesel 30 September 2013

MOT valid until

14 November 2024

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

<u>Download test certificates (/enter-document-reference?registration=DY63VKL)</u>

If you think the MOT expiry date or any of the vehicle details are wrong: <u>contact DVSA (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 **21 October 2023**

PASS

Mileage 260,179 miles

MOT test number **7060 5030 2719**

Test location

Expiry date

14 November 2024

View test location

Monitor and repair if necessary (advisories):

 Nearside Front Lower Suspension arm pin or bush worn but not resulting in excessive movement Rear bush splitting (5.3.4 (a) (i))

- Offside Front Lower Suspension arm pin or bush worn but not resulting in excessive movement Rear bush splitting. (5.3.4 (a) (i))
- ▶ What are advisories?

Date tested 31 October 2022

PASS

Mileage 226,877 miles

MOT test number **5773 8075 1670**

Test location

Expiry date 14 November 2023

View test location

Monitor and repair if necessary (advisories):

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

Date tested 31 October 2022



Mileage 226,877 miles

MOT test number **5861 5913 0284**

Test location

View test location

Repair immediately (major defects):

 Nearside Rear Anti-roll bar linkage ball joint excessively worn (5.3.4 (a) (i))

Monitor and repair if necessary (advisories):

- Nearside Front Lower Suspension arm pin or bush worn but not resulting in excessive movement (5.3.4 (a) (i))
- Offside Front Lower Suspension arm pin or bush worn but not resulting in excessive movement (5.3.4 (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))
- What are defects and advisories?

Date tested Mileage 28 MOT test number

4 November 2021

PASS

197,548 miles

4457 8885 9631

Test location

Expiry date

14 November 2022

View test location

Monitor and repair if necessary (advisories):

- Nearside Front Suspension arm pin or bush worn but not resulting in excessive movement Rear bush (5.3.4 (a) (i))
- Offside Front Suspension arm pin or bush worn but not resulting in excessive movement Rear bush (5.3.4 (a) (i))
- ► What are advisories?

Date tested **10 November 2020**

PASS

Mileage 164,664 miles MOT test number **5811 3623 4508**

Test location

Expiry date

View test location

14 November 2021

Monitor and repair if necessary (advisories):

- Front Brake disc worn, but not excessively (1.1.14 (a) (i))
- What are advisories?

Date tested **5 November 2019**

PASS

Mileage 134,697 miles MOT test number **8513 8625 0145**

Test location Expiry date

View test location

Expiry date

14 November 2020

Monitor and repair if necessary (advisories):

- Nearside Rear Brake pad(s) wearing thin (1.1.13 (a) (ii))
- Front Brake disc worn, but not excessively (1.1.14 (a) (i))
- What are advisories?

Date tested
4 November 2019

FAIL

Mileage 134,677 miles MOT test number **2592 2221 6159**

Test location

View test location

Do not drive until repaired (dangerous defects):

 Nearside Rear Tyre tread depth below requirements of 1.6mm (§ 2.3 (e)) Monitor and repair if necessary (advisories):

- Offside Rear Tyre worn close to legal limit/worn on edge 1.6mm (5.2.3 (e))
- Nearside Rear Brake pad(s) wearing thin (1.1.13 (a) (ii))
- Front Brake disc worn, but not excessively (1.1.14 (a) (i))
- What are defects and advisories?

Date tested

15 November 2018

PASS

Mileage

90,357 miles

MOT test number **1241 1821 1065**

Test location

Expiry date

▶ View test location

14 November 2019

Monitor and repair if necessary (advisories):

- Under trays fitted
- ► What are advisories?

Date tested 12 July 2018

PASS

Mileage

80,390 miles

Test location

View test location

MOT test number

9289 9099 8627

Expiry date 25 July 2019

Date tested 12 July 2018



Mileage

80,389 miles

MOT test number

2920 9723 2909

Test location

View test location

Repair immediately (major defects):

- Nearside Rear Shock absorbers has a serious fluid leak (5.3.2 (b))
- Offside Rear Shock absorbers has a serious fluid leak (5.3.2 (b))
- What are defects?

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/motschanges-20-may-2018).

Date tested 6 July 2017

PASS

Mileage MOT test number **51,928 miles 1890 2472 6856**

Test location Expiry date 25 July 2018

► <u>View test location</u>

Advisory notice item(s)

- Offside Front Outer Brake pad(s) wearing thin (3.5.1g)
- Nearside Front Tyre worn close to the legal limit (4.1.E.1)
- Offside Front Tyre worn close to the legal limit (4.1.E.1)
- both rear tyres begginning to wear on inner edges
- ► What are advisories?

Date tested 26 July 2016

PASS

Mileage MOT test number **31,633 miles 3085 2684 2589**

Test location Expiry date

25 July 2017

► View test location

Advisory notice item(s)

- osf fog lamp / day time running lamp out
- ▶ What are advisories?

Check for vehicle recalls

See if VOLKSWAGEN PASSAT DY63VKL 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>

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TEIGNBRIDGE DISTRICT COUNCIL

LICENSING AND REGULATORY SUB COMMITTEE

22 November 2023

PARTI

Report Title	Request for Hackney Carriage Vehicle Extension for further 12 months FJ63 LHT, Vauxhall Astra
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 Michael French
Options	The Committee may: a. Grant the request, with or without conditions; or b. Refuse the request.
Report Author	Andrea Furness, Licensing Manager licensing@teignbridge.gov.uk
Appendices / Background Papers	A: Request for extension A1: Request for larger signage B: MOT history C: Photographs C1: Photographs of signage

1. APPLICATION DETAILS

1.1 Vehicle first registered – 17 October 2013
 Age of vehicle, if granted - 10 years and 1 month
 Hackney Carriage licence expires – 28 November 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 14 September 2024 with no advisories.
- 1.3 Vehicle inspection booked at the Depot on 14 November 2023 this will be provided prior to the Committee.

1.4 Licensing Officer:

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.

The applicant also requests the use of large signage in the rear window of this vehicle.

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, were 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.'
- 8.2 Advertising on Hackney Carriages and Private Hire Vehicles
- 8.2.2 The Council does not require the drivers / operators to obtain the prior approval of the Council with the regard to their proposed advertising. The onus is on the driver / operator to ensure that the proposed advertising complies with the parameters set out below.

8.2.8. External Advertising

- the top panel of the boot on saloon cars;
- the bonnet;
- the front elevation, i.e. radiator grill and the area either side of it;
- the windows and any other glass areas;
- the wheels;
- the roof, except for the required illuminated sign for Hackney Carriages; and
- front bumper.

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.

To Regulatory and Appeals committee

Dear Chairman and Councillors

I would like to appeal for an extension on my vehicle. A white Vauxhall Astra estate, FJ63 LHT, the plate expires on 28th November 2023 and it will be 10 years and 1 month old. The vehicle is in good condition inside and out. It is mechanically sound and runs very well.

The cost of replacing this vehicle with one that is under 5 years old is financially not viable at this present moment in time.

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

Yours sincerely

Michael French



Regulatory and Appeals Committee

Good Morning Chairman and Committee

I would like to make a request for a larger sticker for the rear of my Vauxhall Astra estate. The current sticker can not really be seen so I would like to put a larger one at the base of the window. It would just be my name Frenchys Taxis followed by my phone number. It will not be of a size or design that will obstruct any rearview sight.

I would also like to have two smaller ones on the rear windows on the side, again this will not cause any restriction to visibility.

I do not like to attach stickers to the bodywork as when they are removed they always cause damage. Mainly due to the body work fading around the stickers or discolouring under the stickers.

I hope you will consider my request.

I have included photo's so you can see exactly where I would like them

Yours sincerely

Mike French





Check MOT history

This is a new service – <u>Complete a quick survey (https://www.smartsurvey.co.uk/s/GIZZX? vrm=FJ63LHT&make_result=VAUXHALL&model_result=ASTRA&mot_first_used_date=2013-10-17&vehicle_age=3653&mot_expiry_date=2024-09-</u>

<u>14&mot_expiry_date_days_left=332&user_satisfaction_banner=0&vehicle_data_origin=MTS&vehicle_type=LGV</u> to help us improve.

< Back

We need your help

Help us improve this service. Complete a quick survey.

FJ63 LHT

VAUXHALL ASTRA

Check another vehicle (/)

Colour Fuel type Date registered

White Diesel 17 October 2013

MOT valid until

14 September 2024

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

Download test certificates (/enter-v5c?registration=FJ63LHT)

If you think the MOT expiry date or any of the vehicle details are wrong: <u>contact DVSA (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 **13 September 2023**

Mileage 255,011 miles MOT test number 9758 1911 5776

PASS

Test location

View test location

Expiry date

14 September 2024

Date tested **13 September 2023**

FAIL

Mileage 255,011 miles

MOT test number **6046 9274 4608**

Test location

View test location

Repair immediately (major defects):

- Windscreen washer provides insufficient washer liquid (3.5 (a))
- Registration plate lamp inoperative in the case of a single lamp or all lamps (4.7.1 (b) (ii))
- Nearside Rear Position lamp not working (4.2.1 (a) (ii))
- Offside Rear Position lamp not working (4.2.1 (a) (ii))
- Offside Rear fog lamp not working (4.5.1 (a) (ii))
- What are defects?

Date tested **10 September 2022**

PASS

Mileage

241,520 miles

Test location

View test location

MOT test number

4688 6375 0818

Expiry date

14 September 2023

Date tested 14 September 2021

PASS

Mileage

214,517 miles

Test location

View test location

MOT test number

8514 1011 9666

Expiry date

14 September 2022

Repair as soon as possible (minor defects):

 Offside Front Suspension arm ball joint dust cover severely deteriorated (5.3.4 (b) (i))

Monitor and repair if necessary (advisories):

- Rear Tyre worn close to legal limit/worn on edge Both Rears Need Replacing (5.2.3 (e))
- What are advisories?

PASS

Test location

Expiry date **14 September 2021**

View test location

Monitor and repair if necessary (advisories):

- Dpf lamp on
- Oil leak, but not excessive (8.4.1 (a) (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 (5.2.3 (e))
- Brake disc worn, pitted or scored, but not seriously weakened (1.1.14 (a) (ii))
- ▶ What are advisories?

Date tested **3 September 2019**

PASS

Mileage 169,044 miles

9,044 miles 1772 4023 8750

Test location

Expiry date

View test location

14 September 2020

MOT test number

Monitor and repair if necessary (advisories):

- Nearside Front Tyre worn close to legal limit/worn on edge 2mm (5.2.3 (e))
- Offside Front Tyre worn close to legal limit/worn on edge 2mm (5.2.3 (e))
- 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))
- Oil leak, but not excessive (8.4.1 (a) (i))
- What are advisories?

Date tested 17 August 2018

PASS

Mileage 134,887 miles MOT test number **5554 9290 5635**

Test location

Expiry date

View test location

14 September 2019

Monitor and repair if necessary (advisories):

- Brake discs lipped
- Slight oil leak
- What are advisories?



Mileage 134,887 miles MOT test number **7443 7713 9375**

Test location

View test location

Do not drive until repaired (dangerous defects):

 Offside Front Tyre tread depth below requirements of 1.6mm 215 60 16 (5.2.3 (e))

Monitor and repair if necessary (advisories):

- Brake discs lipped
- · Slight oil leak
- ▶ 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 more (https://www.gov.uk/government/news/mot-changes-20-may-2018)</u>.

Date tested **30 August 2017**

PASS

Mileage 104,476 miles

Test location

View test location

MOT test number **2098 3030 1525**

Expiry date

14 September 2018

Advisory notice item(s)

- Rear Brake pad(s) wearing thin 2mm (3.5.1g)
- What are advisories?

Date tested 29 August 2017



Mileage 104,296 miles MOT test number **4432 0684 9868**

Test location

View test location

Reason(s) for failure

- Offside Front Tyre tread depth below requirements of 1.6mm 215 60 16 (4.1.E.1)
- Offside Front Anti-roll bar linkage has excessive play in a ball joint Drop link (2.4.G.2)

Advisory notice item(s)

Rear Brake pā(s) wearing thin 2mm (3.5.1g)

► What are failures and advisories?

Date tested **15 September 2016**

PASS

Mileage

76,997 miles

Test location

▶ View test location

MOT test number 4938 7491 3743

Expiry date

14 September 2017

Advisory notice item(s)

- Nearside Front Tyre worn close to the legal limit (4.1.E.1)
- Offside Front Tyre worn close to the legal limit (4.1.E.1)
- Offside Rear Tyre worn close to the legal limit (4.1.E.1)
- What are advisories?

Date tested 14 September 2016



Mileage 76,970 miles

MOT test number **5494 4913 2120**

Test location

View test location

Reason(s) for failure

 Nearside Front Inner Brake pad(s) less than 1.5 mm thick (3.5.1g)

Advisory notice item(s)

- Nearside Front Tyre worn close to the legal limit (4.1.E.1)
- Offside Front Tyre worn close to the legal limit (4.1.E.1)
- Offside Rear Tyre worn close to the legal limit (4.1.E.1)
- What are failures and advisories?

Check for vehicle recalls

See if VAUXHALL ASTRA FJ63LHT has outstanding recalls

Show

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

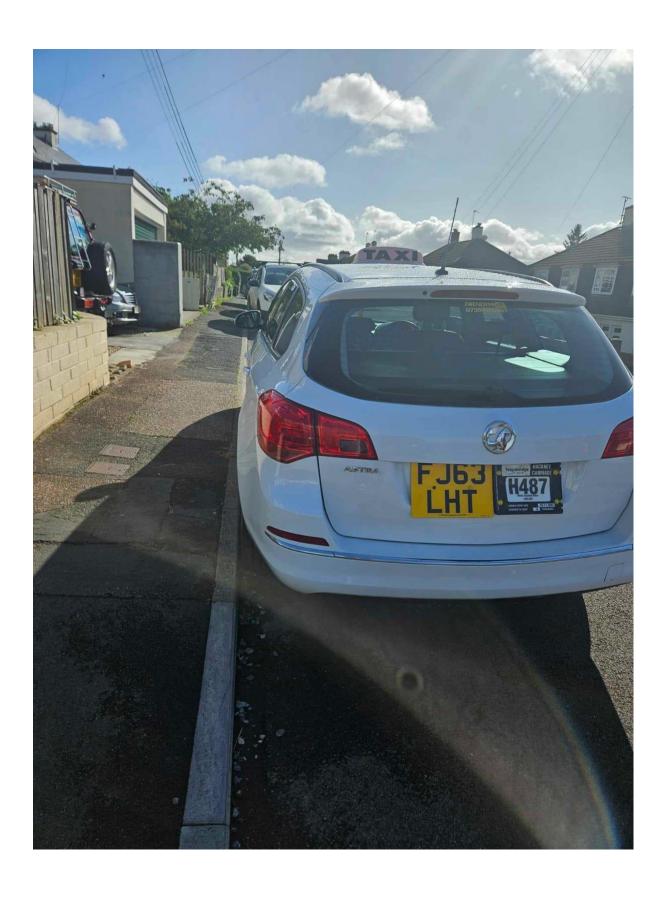
OGL

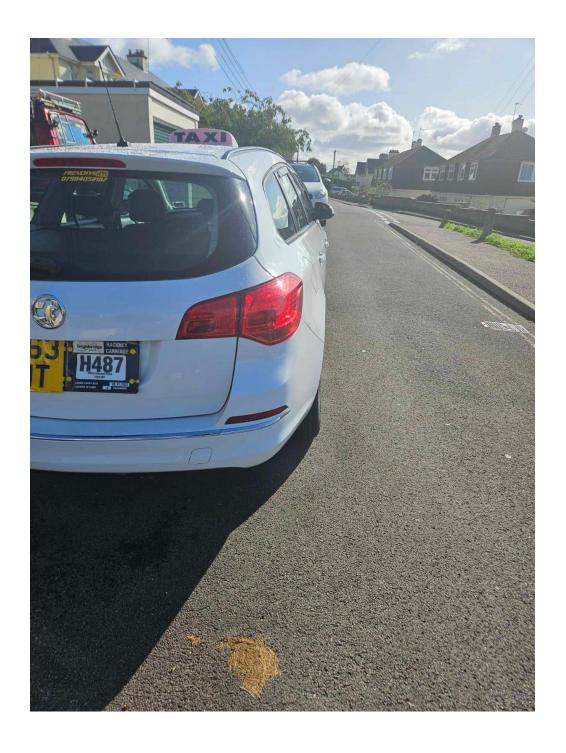
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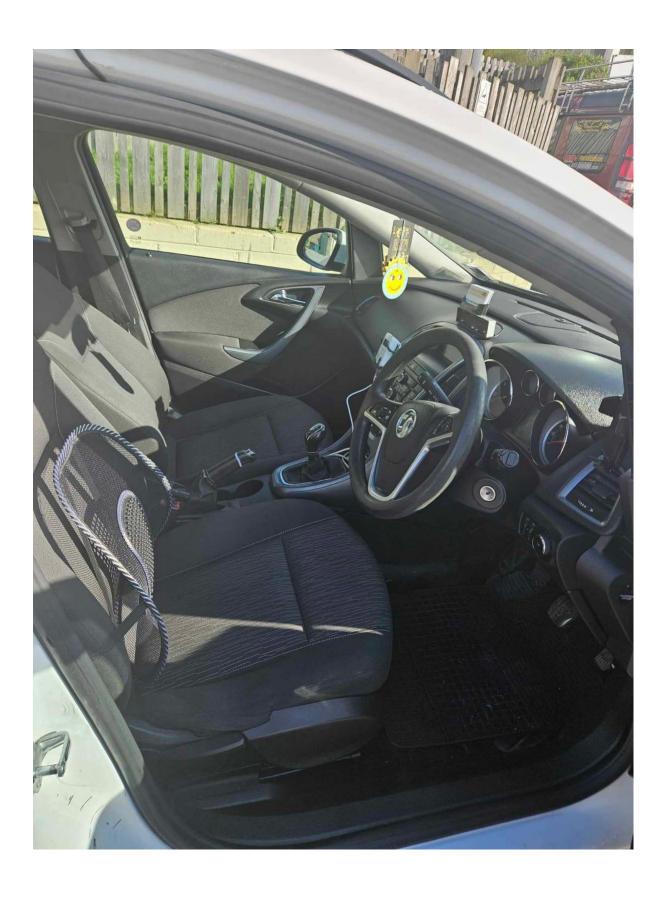
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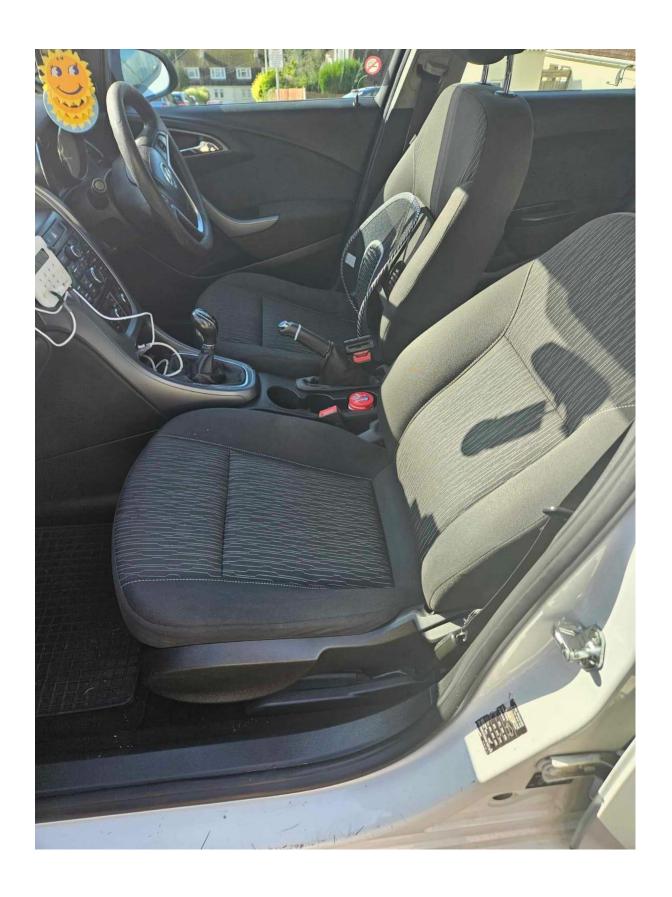


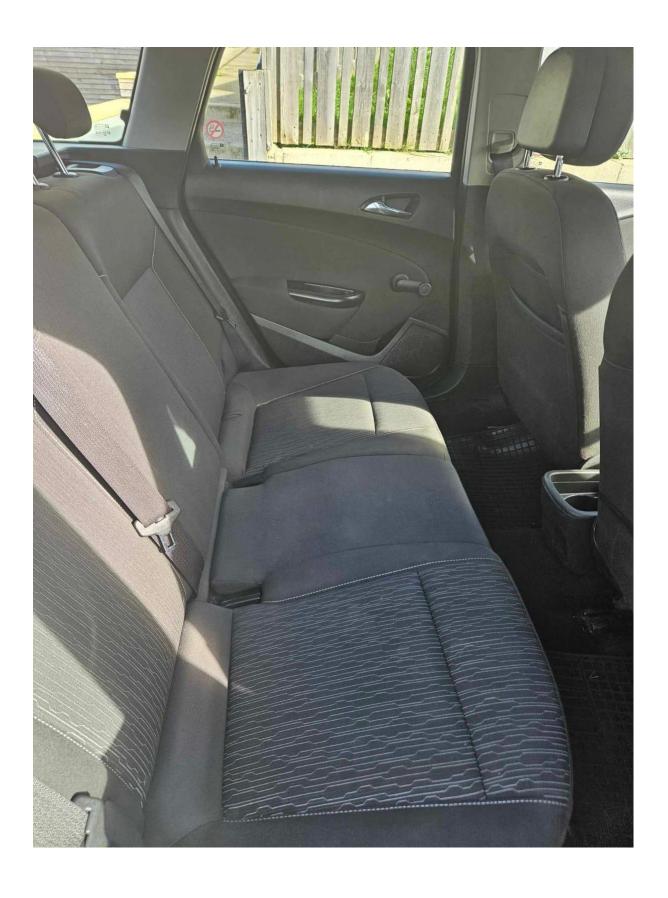


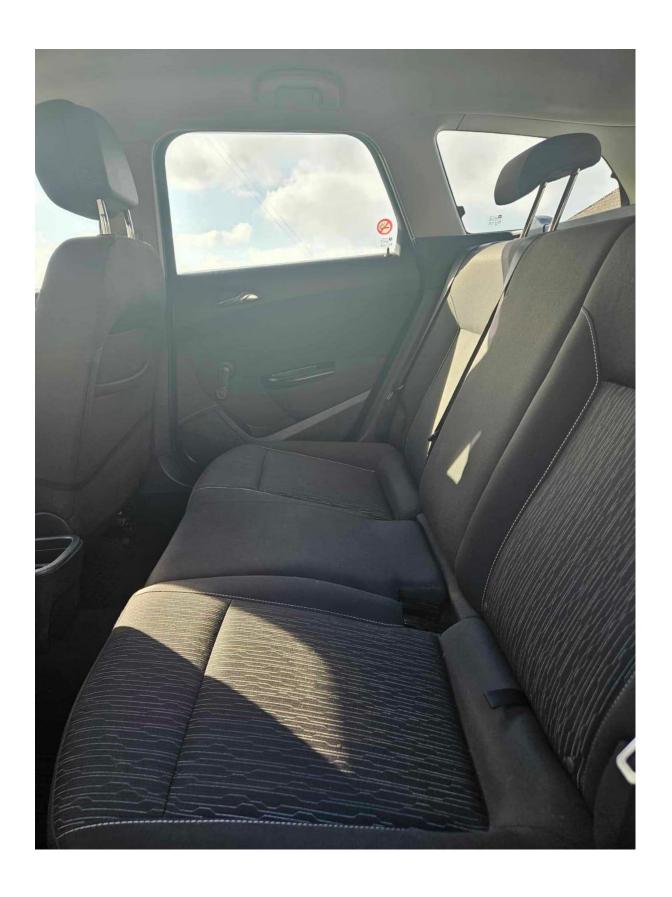










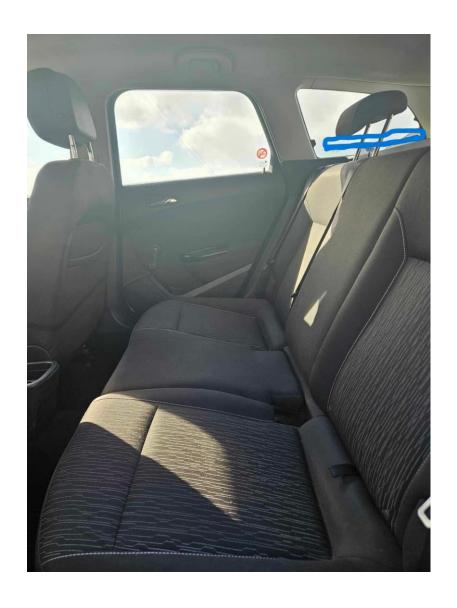


Current sticker



Position of requested stickers







TEIGNBRIDGE DISTRICT COUNCIL

LICENSING AND REGULATORY SUB COMMITTEE

22 November 2023

PARTI

Report Title	Request for Hackney Carriage Vehicle Extension for further 12 months FM12 CUY Black BMW Series 5
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 Andrew Hiew
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 – 10 August 2012
 Age of vehicle, if granted - 11 years and 3 months
 Hackney Carriage licence expires – 5 December 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 27 October 2024 with 3 advisories:
 - Track rod end ball joint has slight play Offside Front.
 - Suspension arm pin or bush worn but not resulting in excessive movement Offside Front.
 - Suspension arm pin or bush worn but not resulting in excessive movement Nearside Front.
- 1.3 Vehicle inspection booked at the Depot on 14 November this will be provided prior to the committee.

1.4 Licensing Officer:

Vehicle checked - Officer comments

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, were 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.'

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.



This is a written request to extend my taxi vehicle licence.

The reason is because I really need to use this vehicle to do my school run and taxiing. The Car 7 taxi company i work with no longer own any vehicle of their own any more, so this vehicle is the only one available for me to use. I am looking into getting a new taxi vehicle but sadly I don't quite have the right amount of money to buy one just yet.

The car itself is still in good condition. I have been driving it for around 3 years+ now and it still run like the first day i bought it. I just had a new cam-chain fitted a few months ago and my mechanic assure me the car is good for at least another 100,000 miles. Had the MOT done a few weeks ago and pass straight away with only a few minor advisory. Next time i get the car in for a service, i will have a chat with my mechanic about getting those advisory fix.

I am told that a well maintaint BMW can do 300,000+ miles and last more than 15 years. I always service the car and getting it check regularly. I would like to think i have maintain the car quite good and the car is still good to drive for another few more years.

I have attach 5 photos of the car to the email. The interior of the car still looks good with not much wear and tear after 11 years old.

This car suppose to have a 4 monthly inspection impose from last year hearing but I never receive any email from licencing to do so. Normally I would get an email with a web-link whenever my licence/vehicle/DBS is due for renewal, so i assume its the same for the inspection. I'm not quite sure how the inspection work. Is the same as booking in for a taxi test? When i didn't get an email after the first 4 months, I just assume its not needed anymore. I got it wrong, i should have email licencing and get instruction how to process. I will try and get it right next time.

I am hoping to get the car licence extended as its the only way for me to earn money and pay the bills at the moment. I enjoy being a taxi driver and i can't imagine doing something else.

Thanks, Andrew Hiew





Check MOT history

This is a new service - Complete a quick survey (https://www.smartsurvey.co.uk/s/GIZZX? vrm=FM12CUY&make result=BMW&model result=5+SERIES&mot first used date=2012-08-10&vehicle age=4108&mot expiry date=2024-10-

27&mot expiry date days left=353&user satisfaction banner=0&vehicle data origin=MTS&vehicle type=LGV) to help us improve.

< Back

FMI2 CUY

BMW 5 SERIES

Check another vehicle (/)

Colour Fuel type Date registered

Black Diesel 10 August 2012

MOT valid until

27 October 2024

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

<u>Download test certificates (/enter-document-reference?registration=FM12CUY)</u>

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

Show all sections

MOT history

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

(Hide

Date tested 27 October 2023

PASS

Mileage 221,835 miles

MOT test number 2185 7997 2369

Test location

Expiry date 27 October 2024

View test location

Monitor and repair if necessary (advisories):

 Offside Front Track rod end ball joint has slight play (2.1.3 (b)(i))

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

Date tested **28 October 2022**

PASS

Mileage

202,458 miles

MOT test number **1188 5402 0090**

27 October 2023

Test location

Expiry date

View test location

Monitor and repair if necessary (advisories):

- Oil leak, but not excessive (8.4.1 (a) (i))
- Nearside Front Lower Suspension arm pin or bush worn but not resulting in excessive movement (5.3.4 (a) (i))
- Offside Front Lower Suspension arm pin or bush worn but not resulting in excessive movement (5.3.4 (a) (i))
- Nearside Rear Shock absorbers has light misting of oil (5.3.2 (b))
- Rear Brake disc worn, but not excessively both sides (1.1.14 (a) (i))
- What are advisories?

Date tested **27 October 2022**

FAIL

Mileage 202,458 miles

MOT test number

5034 1326 1070

Test location

View test location

Do not drive until repaired (dangerous defects):

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

Repair immediately (major defects):

 Nearside Front Windscreen wiper does not clear the windscreen effectively (3.4 (b) (ii))

Monitor and repair if necessary (advisories):

- Oil leak, but not excessive (8.4.1 (a) (i))
- Nearside Front Lower Suspension arm pin or bush worn but not resulting in excessive movement (5.3.4 (a) (i))
- Offside Front Lower Suspension arm pin or bush worn but not resulting in excessive movement (5.3.4 (a) (i))

- Nearside Rear Shock absorbers has light misting of oil (5.3.2 (b))
- Rear Brake disc worn, but not excessively both sides (1.1.14 (a) (i))
- What are defects and advisories?

Date tested
4 October 2021

PASS

Mileage 159,816 miles

Test location

View test location

MOT test number

3245 0386 3217

Expiry date

19 October 2022

Date tested **20 October 2020**

PASS

Mileage

137,649 miles

Test location

View test location

MOT test number

1376 2034 3742

Expiry date

19 October 2021

Date tested

4 September 2019

PASS

Mileage

129,995 miles

Test location

View test location

MOT test number

9159 5348 0354

Expiry date

4 September 2020

Date tested 15 August 2018

PASS

Mileage

112,282 miles

Test location

▶ View test location

MOT test number

4788 6468 7387

Expiry date

4 September 2019

Monitor and repair if necessary (advisories):

- Front Brake pad(s) wearing thin (1.1.13 (a) (ii))
- 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 more (https://www.gov.uk/government/news/mot-changes-20-may-2018)</u>.

Date tested 24 August 2017

PASS

Mileage 90,954 miles

Test location

View test location

MOT test number **1763 8228 1402**

Expiry date

4 September 2018

Date tested

5 September 2016

PASS

Mileage

75,103 miles

Test location

▶ View test location

MOT test number

4599 3478 4850

Expiry date

4 September 2017

Date tested

5 September 2015

PASS

Mileage

53,601 miles

Test location

► View test location

MOT test number **2137 6597 6462**

Expiry date

4 September 2016

Check for vehicle recalls

See if BMW 5 SERIES FM12CUY has outstanding recalls

Show

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