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10 April 2024

LICENSING AND REGULATORY SUB-COMMITTEE

A meeting of the **Licensing and Regulatory Sub-Committee** will be held on **Thursday, 18th April, 2024** in the **Council Chamber, Forde House, Brunel Road, Newton Abbot, TQ12 4XX** at **10.00 am**

PHIL SHEARS
Managing Director

Membership:

Councillors Henderson, Rollason and Sanders

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. **Election of Chair**
To elect a Chair for the duration of the meeting.
3. **Declarations of Interest (if any)**
4. **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

5. **Request for Hackney Carriage Vehicle over 5 years - GF68** (Pages 3 - 22)
AEM
6. **Request for Hackney Carriage Vehicle Extension for further 12 months - RO10 VVP** (Pages 23 - 38)
7. **Request for Hackney Carriage Vehicle Extension for further 12 months - T27 RKA** (Pages 39 - 60)
8. **Request for a small plate for a private hire vehicle - YS19** (Pages 61 - 74)
WDZ

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

18 April 2024

PART I

Report Title	Request for Hackney Carriage Vehicle over 5 years. GF68 AEM, Blue Toyota Auris
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	Mr Iulian-Mihai Marcu
Options	The Committee may: a. Grant the request, with or without conditions; or b. Refuse the request.
Report Author	Debbie Rosenfeldt, Licensing Officer licensing@teignbridge.gov.uk
Appendices / Background Papers	A: Request for licence B: MOT history C: Photographs D: Inspection sheet

1. APPLICATION DETAILS

- 1.1 Vehicle first registered – 16 November 2018
Age of vehicle, if granted - 5 years and 5 months

The vehicle no longer meets the Council’s licensing policy as it is over 5 years of age.

- 1.2 MOT expires – 30 March 2025 with advisories.
- 1.3 Vehicle inspection completed on 5 April 2024.
- 1.4 **Licensing Officer:**

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

Recommendation:

Whether to grant a licence or not. 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.

- 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.

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01/042024

To whom it may concern,

This letter is to formally request that my vehicle be brought forward to committee and deem whether it is suitable to become a hackney carriage.

As you can see from its previous MOT, it has a considerably low mileage for a vehicle of 6 years old that has also been used as a private hire vehicle. It is also mechanically sound.

The condition of the vehicle is exceptional and would be a great addition to the Teignbridge district due to the higher demand of vehicles needed this year to help rebuild the transport industry to where it once was before the COVID precautions.

Should you want any more information or would like to look over my vehicle personally, please let me know.

Kindest regards
Iulian Marcu

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Check MOT history

This is a new service – [Complete a quick survey \(https://www.smartsurvey.co.uk/s/GIZZX?vrm=GF68AEM&make_result=TOYOTA&model_result=AURIS&mot_first_used_date=2018-11-16&vehicle_age=1964&mot_expiry_date=2025-03-30&mot_expiry_date_days_left=362&user_satisfaction_banner=0&vehicle_data_origin=MTS&vehicle_type=LGV\)](https://www.smartsurvey.co.uk/s/GIZZX?vrm=GF68AEM&make_result=TOYOTA&model_result=AURIS&mot_first_used_date=2018-11-16&vehicle_age=1964&mot_expiry_date=2025-03-30&mot_expiry_date_days_left=362&user_satisfaction_banner=0&vehicle_data_origin=MTS&vehicle_type=LGV) to help us improve.

[< Back](#)

GF68 AEM TOYOTA AURIS

[Check another vehicle \(/\)](#)

Colour
Blue

Fuel type
**Hybrid Electric
(Clean)**

Date registered
16 November 2018

MOT valid until
30 March 2025

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

[Download test certificates \(/enter-document-reference?registration=GF68AEM\)](/enter-document-reference?registration=GF68AEM)

If you think the MOT expiry date or any of the vehicle details are wrong: [contact DVSA \(https://www.gov.uk/getting-an-mot/correcting-mot-certificate-mistakes\)](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
26 March 2024

PASS

Mileage
70,310 miles

Test location

[▶ View test location](#)

MOT test number
8199 7794 1928

Expiry date
30 March 2025

Monitor and repair if necessary (advisories):

- **Offside Side repeater slightly discoloured (4.4.3 (a))**
- **Nearside Rear Nail in tyre**

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

▶ [What are advisories?](#)

Date tested
31 March 2023

PASS

Mileage
45,347 miles

Test location

▶ [View test location](#)

MOT test number
4752 3565 2199

Expiry date
30 March 2024

Monitor and repair if necessary (advisories):

- **Rear Brake disc worn, but not excessively (1.1.14 (a) (i))**

▶ [What are advisories?](#)

Date tested
31 March 2023

FAIL

Mileage
45,347 miles

Test location

▶ [View test location](#)

MOT test number
5241 6444 2042

Repair immediately (major defects):

- **Nearside Headlamp not working on dipped beam (4.1.1 (a) (ii))**
- **Nearside Headlamp not working on main beam (4.1.1 (a) (ii))**

Monitor and repair if necessary (advisories):

- **Rear Brake disc worn, but not excessively (1.1.14 (a) (i))**

▶ [What are defects and advisories?](#)

Date tested
6 May 2022

PASS

Mileage
17,910 miles

Test location

▶ [View test location](#)

MOT test number
7100 6856 0610

Expiry date
5 May 2023

Date tested
4 November 2021

PASS

Mileage
17,620 miles

Test location

▶ [View test location](#)

MOT test number
7295 2420 4810

Expiry date
15 November 2022

The MOT test changed on 20 May 2018

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

Check for vehicle recalls

See if TOYOTA AURIS GF68AEM has outstanding recalls

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Teignbridge District Council - Vehicle Inspection Sheet

Annual / 6 Monthly / 4 Monthly / MOT Committee

Hackney Carriage/Private Hire
 Plate No NOT ISSUED YET

Owner Mr Julian Marcus
 Mileage 70963

Date 05-04-24
 Registration No G68AEM

	Pass	Fail	Re-Tested	Comments
Steering and Suspension				
1	Steering Control	/		
2	Steering Mechanism/System	/		
3	Power Steering	/		
4	Transmission Shaft	/		Torbay private hire plate still fitted on back
5	Wheel Bearings	/		
6	Front Suspension	/		
7	Rear Suspension	/		
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 <u>77%</u>	/		
23	Efficiency - Handbrake <u>30%</u>	/		
Tyres & Wheels				
24	Tyre Type & Condition	/		N/S/E tyre on limit
25	Road Wheels	/		
General				
26	Compliance with current MOT reqs.	/		
27	Seatbelts Mountings/Operation	/		
28	Horn	/		
29	Exhaust Systems	/		
30	Exhaust Emission (Printout)	N/A	Hybrid	
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	/		OP May 24
40	Fire Extinguisher with Sticker	/		
41	First Aid Kit with Sticker	/		
42	No Smoking Stickers	/		
43	Rooflight Operational	/		
44	Current MOT/Date	/		3rd March 25
45	Meter Fitted & Tested	/		
46	Fuel & Oil Leaks	/		
47	Tariff Card Displayed	/		NOT ISSUED YET
48	Livery Compliant	/		
49	Windows Operational	/		

Brake Test Results	
NSF <u>370</u>	OSF <u>317</u>
NSR <u>282</u>	OSR <u>229</u>
NSH <u>233</u>	OSH <u>232</u>
Brake Weight	<u>1550</u>
Emission Test Value	N/A Hybrid
Re-show Items	
Date due by	

Certificate

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 Re-Test _____
 Signed 21

Date 05-04-24
 Date _____

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TEIGNBRIDGE DISTRICT COUNCIL

LICENSING AND REGULATORY SUB COMMITTEE

18 April 2024

PART I

Report Title	Request for Hackney Carriage Vehicle Extension for further 12 months RO10 VVP, White 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 Alpaslan Sahiner
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 – 16 July 2010
Age of vehicle, if granted - 13 years and 3 months
Hackney Carriage licence expires – 22 April 2024

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 – 1 September 2024 with no advisories.
- 1.3 Vehicle inspection booked at the Depot on 12 April – details to be circulated prior to the hearing.
- 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.

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Regulatory and Appeals Committee

Dear Chairman and Councillors

I would like to appeal for an extension to my vehicle RO10 VVP , a White Vauxhall Insignia first registered 16/07/2010.

The licence is due to expire 22nd April 2024 and will be 13 years and 9 months old.

The vehicle is in good condition inside and out and I keep it well maintained.

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.

If the vehicle is granted an extension, I understand that it is subject to 6/4 monthly inspections.

In the current climate I cannot afford to replace this perfectly good vehicle with one that is under 5 years old. This vehicle is still in excellent working order so please consider my application for an extension.

Yours faithfully

Alpaslan Sahiner

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Check MOT history

This is a new service – [Complete a quick survey \(https://www.smartsurvey.co.uk/s/GIZZX?vrm=RO10VVP&make_result=VAUXHALL&model_result=INSIGNIA&mot_first_used_date=2010-07-16&vehicle_age=5009&mot_expiry_date=2024-09-01&mot_expiry_date_days_left=152&user_satisfaction_banner=0&vehicle_data_origin=MTS&vehicle_type=LGV\)](https://www.smartsurvey.co.uk/s/GIZZX?vrm=RO10VVP&make_result=VAUXHALL&model_result=INSIGNIA&mot_first_used_date=2010-07-16&vehicle_age=5009&mot_expiry_date=2024-09-01&mot_expiry_date_days_left=152&user_satisfaction_banner=0&vehicle_data_origin=MTS&vehicle_type=LGV) to help us improve.

[< Back](#)

RO10 VVP VAUXHALL INSIGNIA

[Check another vehicle \(/\)](#)

Colour
White

Fuel type
Diesel

Date registered
16 July 2010

MOT valid until
1 September 2024

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

[Download test certificates \(/enter-document-reference?registration=RO10VVP\)](/enter-document-reference?registration=RO10VVP)

If you think the MOT expiry date or any of the vehicle details are wrong: [contact DVSA \(https://www.gov.uk/getting-an-mot/correcting-mot-certificate-mistakes\)](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
2 September 2023

Mileage
267,196 miles

MOT test number
2626 4519 4649

PASS

Test location

[View test location](#)

Expiry date
1 September 2024

Date tested
24 August 2022

Mileage
251,789 miles

MOT test number
6221 1214 4229

PASS

Test location

▶ [View test location](#)

Expiry date

30 August 2023

Date tested

25 August 2021

PASS

Mileage

226,596 miles

Test location

▶ [View test location](#)

MOT test number

3689 8087 3862

Expiry date

30 August 2022

Repair as soon as possible (minor defects):

- **Registration plate lamp inoperative in the case of multiple lamps or light sources (4.7.1 (b) (i))**
- **Windscreen damaged but not adversely affecting driver's view (3.2 (a) (i))**
- **Nearside Front Anti-roll bar linkage ball joint dust cover severely deteriorated (5.3.4 (b) (i))**

Monitor and repair if necessary (advisories):

- **n/s o/s front tyres worn on outer edges**
- **o/s rear tyre worn on inner edge**
- **n/s rear brake disc back plate corroded**
- **slight oil leak**

▶ [What are advisories?](#)

Date tested

28 August 2020

PASS

Mileage

201,125 miles

Test location

▶ [View test location](#)

MOT test number

5254 2983 4963

Expiry date

30 August 2021

Monitor and repair if necessary (advisories):

- **Tyre worn close to legal limit/worn on edge Fronts wearing on shoulders (5.2.3 (e))**
- **Brake fluid dark in colour?**

▶ [What are advisories?](#)

Date tested

30 August 2019

PASS

Mileage

188,690 miles

Test location

▶ [View test location](#)

MOT test number

5491 8281 2376

Expiry date

30 August 2020

Date tested
30 August 2019

Mileage
188,690 miles

MOT test number
1813 6870 1579

FAIL

Test location

▶ [View test location](#)

Repair immediately (major defects):

- **Nearside Headlamp light intensity severely reduced Main (4.1.4 (a))**
- **Offside Headlamp light intensity severely reduced Main (4.1.4 (a))**
- **Nearside Headlamp light intensity severely reduced Dip (4.1.4 (a))**
- **Offside Headlamp light intensity severely reduced Dip (4.1.4 (a))**

▶ [What are defects?](#)

Date tested
31 August 2018

Mileage
163,429 miles

MOT test number
1718 8828 2140

PASS

Test location

▶ [View test location](#)

Expiry date
30 August 2019

The MOT test changed on 20 May 2018

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

Date tested
1 August 2017

Mileage
148,142 miles

MOT test number
2299 3292 4424

PASS

Test location

▶ [View test location](#)

Expiry date
31 July 2018

Advisory notice item(s)

- **oil leak on engine**
- **Nearside Rear Brake pad(s) wearing thin (3.5.1g)**

▶ [What are advisories?](#)

Date tested
20 June 2016

Mileage
132,767 miles

MOT test number
9490 4216 0447

PASS

Test location

▶ [View test location](#)

Expiry date
16 July 2017

Date tested
22 June 2015

PASS

Mileage
99,661 miles

Test location

▶ [View test location](#)

MOT test number
9691 0397 5177

Expiry date
16 July 2016

Advisory notice item(s)

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

▶ [What are advisories?](#)

Date tested
17 June 2014

PASS

Mileage
73,026 miles

Test location

▶ [View test location](#)

MOT test number
9693 5806 4145

Expiry date
16 July 2015

Date tested
3 July 2013

PASS

Mileage
66,334 miles

Test location

▶ [View test location](#)

MOT test number
8566 5418 3196

Expiry date
16 July 2014

Advisory notice item(s)

- **n/s/r brake pads look crumbly**
- **rear tyres wearing odd**

▶ [What are advisories?](#)

Date tested
3 July 2013

FAIL

Mileage
66,334 miles

Test location

▶ [View test location](#)

MOT test number
6162 6448 3125

Reason(s) for failure

- **Front registration plate deteriorated (6.3.1d)**
- **Rear registration plate deteriorated (6.3.1d)**

Advisory notice item(s)

- **n/s/r brake pads look crumbly**
- **rear tyres wearing odd**

▶ [What are failures and advisories?](#)

Check for vehicle recalls

See if VAUXHALL INSIGNIA RO10VVP has outstanding recalls

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TEIGNBRIDGE DISTRICT COUNCIL

LICENSING AND REGULATORY SUB COMMITTEE

18 April 2024

PART I

Report Title	Request for Hackney Carriage Vehicle Extension for further 12 months T27 RKA, Silver Mercedes Vito
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	Miss Shannon Lucas
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 – 21 March 2013
Age of vehicle, if granted - 11 years and 28 days
Hackney Carriage licence expires – 3 May 2024

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 – 28 April 2025 with no advisories,
- 1.3 Vehicle inspection booked on 17 April – details to be provided prior to the hearing.
- 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.

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Regulatory and Appeals Committee

Dear Chairman and Councillors

I would like to appeal for an extension to my vehicle T27 RKA, Silver Mercedes Benz.

The licence is due to expire 3rd May 2024 and will be 11 years and 1 month. The vehicle is in excellent condition inside and out.

The cost of new vehicles and those under 5 years old has significantly increased over the past few years, especially 8 seaters that are in high demand.

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

Shannon Lucas

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Check MOT history

This is a new service – [Complete a quick survey \(https://www.smartsurvey.co.uk/s/GIZZX?vrm=T27RKA&make_result=MERCEDES-BENZ&model_result=VITO+113+CDI+TRAVELINER&mot_first_used_date=2013-03-21&vehicle_age=4033&mot_expiry_date=2025-04-28&mot_expiry_date_days_left=388&user_satisfaction_banner=0&vehicle_data_origin=MTS&vehicle_type=LGV\)](https://www.smartsurvey.co.uk/s/GIZZX?vrm=T27RKA&make_result=MERCEDES-BENZ&model_result=VITO+113+CDI+TRAVELINER&mot_first_used_date=2013-03-21&vehicle_age=4033&mot_expiry_date=2025-04-28&mot_expiry_date_days_left=388&user_satisfaction_banner=0&vehicle_data_origin=MTS&vehicle_type=LGV) to help us improve.

[< Back](#)

T27 RKA

MERCEDES-BENZ VITO 113 CDI TRAVELINER

[Check another vehicle \(/\)](#)

Colour
Silver

Fuel type
Diesel

Date registered
21 March 2013

MOT valid until
28 April 2025

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

[Download test certificates \(/enter-document-reference?registration=T27RKA\)](/enter-document-reference?registration=T27RKA)

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

[^ Hide all sections](#)

MOT history

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

[^ Hide](#)

Date tested
4 April 2024

Mileage
356,487 miles

MOT test number
9116 8863 6031

PASS

Test location

Expiry date
28 April 2025

[▶ View test location](#)

Date tested
13 April 2023

PASS

Mileage
309,266 miles

MOT test number
9027 1540 3243

Test location

▶ [View test location](#)

Expiry date
28 April 2024

Repair as soon as possible (minor defects):

- **Offside Registration plate lamp inoperative in the case of multiple lamps or light sources (4.7.1 (b) (i))**

Monitor and repair if necessary (advisories):

- **Side repeater slightly discoloured both faded (4.4.3 (a))**
- **Rear Exhaust mounting defective one mount broken (6.1.2 (a))**
- **Front Exhaust mounting defective one mounting broken (6.1.2 (a))**
- **brake pad warning light on but no obvious faults**
- **knocking noise n/s/f but no obvious faults**

▶ [What are advisories?](#)

Date tested
29 April 2022

PASS

Mileage
271,219 miles

MOT test number
2531 0103 9798

Test location

▶ [View test location](#)

Expiry date
28 April 2023

Monitor and repair if necessary (advisories):

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

▶ [What are advisories?](#)

Date tested
27 April 2022

FAIL

Mileage
271,204 miles

MOT test number
6310 5886 8755

Test location

▶ [View test location](#)

Repair immediately (major defects):

- **Offside Steering rack gaiter missing or no longer prevents the ingress of dirt (2.1.3 (g) (ii))**

Monitor and repair if necessary (advisories):

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

▶ [What are defects and advisories?](#)

Date tested
28 April 2021

PASS

Mileage
223,930 miles

Test location

▶ [View test location](#)

MOT test number
9126 0653 3324

Expiry date
27 April 2022

Date tested
20 April 2021

FAIL

Mileage
222,478 miles

Test location

▶ [View test location](#)

MOT test number
3883 8331 5978

Repair immediately (major defects):

- **Nearside Front Service brake excessively binding (1.2.1 (f))**
- **Nearside Headlamp not working on dipped beam (4.1.1 (a) (ii))**
- **Nearside Headlamp aim not tested (4.1.2 (b))**
- **Nearside Front Body component damaged and likely to cause injury (6.2.1 (a) (i))**
- **Nearside Rear Other passenger door cannot be opened from outside the vehicle (6.2.3 (a))**
- **Parking brake efficiency below requirements (1.4.2 (a) (i))**

▶ [What are defects?](#)

Date tested
28 April 2020

PASS

Mileage
192,520 miles

Test location

▶ [View test location](#)

MOT test number
8612 0295 8425

Expiry date
27 April 2021

Repair as soon as possible (minor defects):

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

Monitor and repair if necessary (advisories):

- **Brake pedal wearing smooth and small split in rubber (1.1.2 (c))**
- **Rear exhaust joining clamp missing**

▶ [What are advisories?](#)

Date tested
24 April 2020

Mileage
192,950 miles

MOT test number
2650 5228 6280

FAIL

Test location

▶ [View test location](#)

Repair immediately (major defects):

- **Fuel system component leaking (6.1.3 (b) (i))**
- **Offside Rear Service brake excessively binding (1.2.1 (f))**

Repair as soon as possible (minor defects):

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

Monitor and repair if necessary (advisories):

- **Brake pedal wearing smooth and small split in rubber (1.1.2 (c))**
- **Offside Front Day running light not working**
- **Rear exhaust joining clamp missing**

▶ [What are defects and advisories?](#)

Date tested
19 March 2020

Mileage
192,309 miles

MOT test number
1825 4967 5247

FAIL

Test location

▶ [View test location](#)

Repair immediately (major defects):

- **Nearside Front Suspension arm ball joint excessively worn (5.3.4 (a) (i))**
- **Offside Front Suspension arm ball joint excessively worn (5.3.4 (a) (i))**
- **Offside Front Anti-roll bar linkage ball joint dust cover no longer prevents the ingress of dirt (5.3.4 (b) (ii))**
- **Offside Rear Parking brake lever defective so that it cannot be satisfactorily operated not releasing. Binding (1.1.6 (d))**

Monitor and repair if necessary (advisories):

- **OSF DRL inop**

▶ [What are defects and advisories?](#)

Date tested
14 March 2019

Mileage
146,636 miles

MOT test number
8413 8392 0877

PASS

Test location

▶ [View test location](#)

Expiry date
20 March 2020

The MOT test changed on 20 May 2018

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

Date tested
22 February 2018

PASS

Mileage
90,623 miles

Test location
▶ [View test location](#)

MOT test number
2240 1597 0628

Expiry date
20 March 2019

Date tested
27 February 2017

PASS

Mileage
63,497 miles

Test location
▶ [View test location](#)

MOT test number
2708 0833 2186

Expiry date
20 March 2018

Date tested
17 March 2016

PASS

Mileage
40,753 miles

Test location
▶ [View test location](#)


MOT test number
8144 9336 6819

Expiry date
20 March 2017

Check for vehicle recalls

See if MERCEDES-BENZ VITO 113 CDI TRAVELINER T27RKA has outstanding recalls

[^ Hide](#)

 **This vehicle has an outstanding recall.**

If you're the owner or driver of this vehicle, contact the local MERCEDES-BENZ dealership to arrange a free repair.

If the recalled component has been repaired recently, it can take several weeks for the manufacturer to update their records.

This information is provided by the vehicle manufacturer. If you think the recall information is wrong, contact your local MERCEDES-BENZ dealership.

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[MOT history API](#) [Service status](#)

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TEIGNBRIDGE DISTRICT COUNCIL

LICENSING AND REGULATORY SUB COMMITTEE

18 APRIL 2024

PART I

Report Title	Request for a small plate for a private hire vehicle
Purpose	To consider approval for a small plate for a Silver Ford Focus YS19 WDV
Applicant	Miss Sharon Long
Options	The Committee may: a. Grant the request to be used for executive hire. b. Refuse the request.
Report Author	Debbie Rosenveldt, Licensing Officer licensing@teignbridge.gov.uk
Appendices / Background Papers	A: Request for small plate B: Sample plate C: Vehicle photographs

1. RELEVANT POLICY AND LAW

Section 48 (6)(a) of the Local Government (Miscellaneous Provisions) Act 1976 provides that

‘Subject to the provisions of this Part of this Act, no person shall use or permit to be used in a controlled district as a private hire vehicle in respect of which a licence has been granted under this section unless the plate or disc issued in accordance with subsection (5) of this section is exhibited on the vehicle in such manner as the district council shall prescribe by condition attached to the grant of the licence.’

The Council’s requirement for the display of licence plates on the rear of licensed vehicles is set out in the Hackney Carriage and Private Hire Licensing Policy, at paragraph 9.4 on page 27.

‘9.4 Licence Plates

The licensing plate identifying the vehicle as Hackney Carriage or Private Hire shall be securely fixed to the outside rear of the vehicle in a position as approved by the Council whilst the vehicle is being used for hire purposes and shall be kept fully visible and legible at all times.

A vehicle identification badge shall be fixed to the front windscreen in a position that meets current MOT regulations. The badge will display the plate number, vehicle model, registration and number of passengers on the front face with the Council's details and plate number on the rear.'

Small plates have previously been granted for specialist vehicles when the main use has been for weddings and special occasions. The removal of a plate from a licensed vehicle is not permitted at any time.

2. APPLICATION DETAILS

- 2.1 The applicant has requested replacement of the traditional size plate with the smaller plate (Appendix B).

3. MAIN IMPLICATIONS

- 3.1 The main implication is that the plate is a visual aid for the members of the public to show that it is a licensed vehicle. The standard size plate is 240mm x 180mm and the smaller plate requested is 230mm x 75mm.

4. FINANCIAL IMPLICATIONS

None.

Regulatory and Appeals Committee

Dear Chairman and Councillors

I would like to request a small plate for my new private hire, a silver Ford Focus, YS19 WZ.

I have always been a Hackney driver leasing vehicles from other proprietors but have now moved forward with a new business as a private hire driver/operator. I have just purchased this vehicle and will be diversifying from working the ranks etc to just doing private hire work, executive airport transport and transport for local business persons.

The rear of the vehicle does not have an ideal spot to fix a large plate and the small plate will be more discreet and aesthetically pleasing.

I hope you will consider my request

Your sincerely

Sharon Long

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Teignbridge
DISTRICT COUNCIL
South Devon

PRIVATE HIRE

VEHICLE DESCRIPTION:

REGISTRATION NO:

EXPIRY DATE:

LICENSED TO CARRY:

Printed: 21 FEB 2020 M4 SILVER

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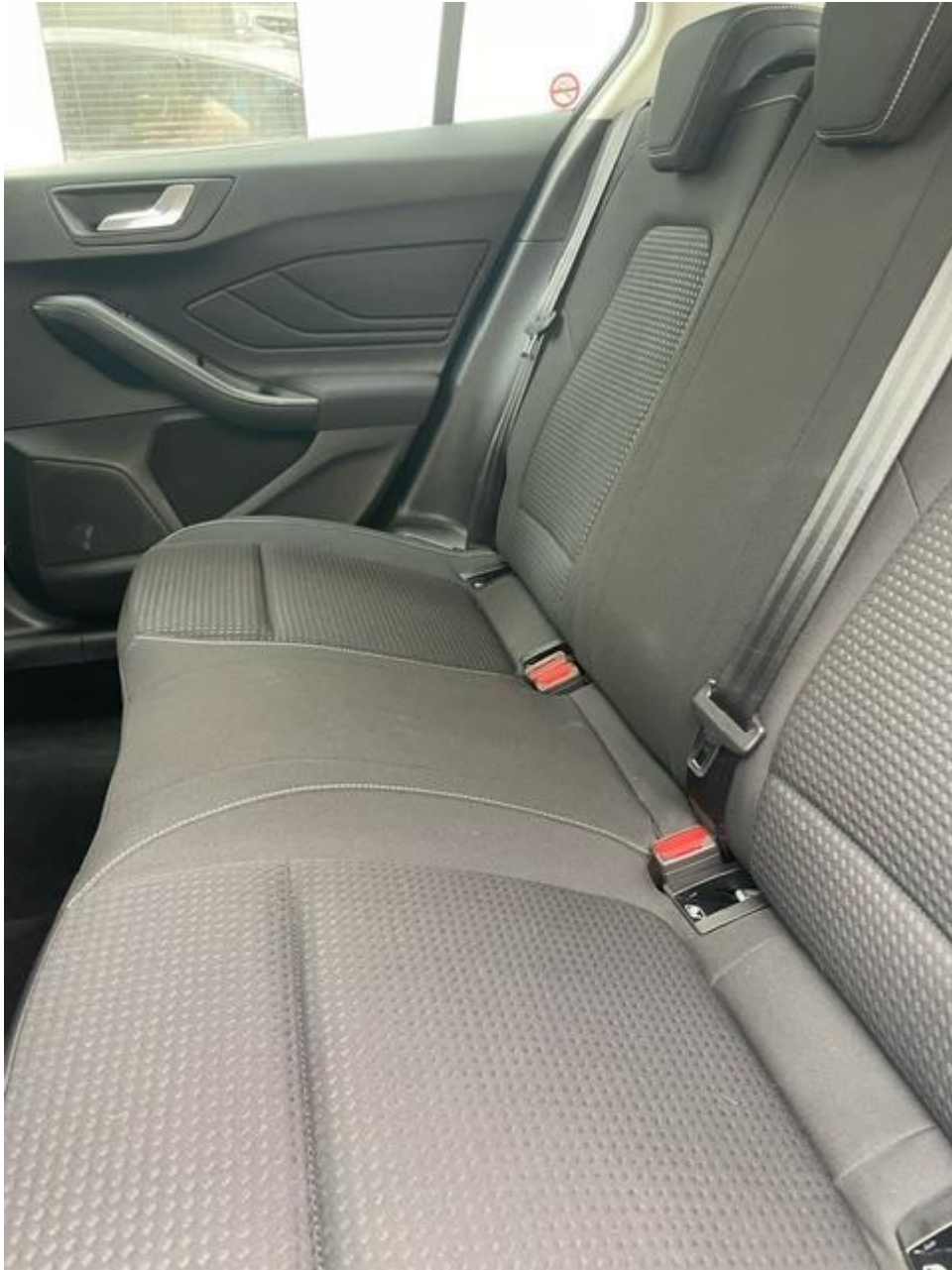












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