

URGENT BUSINESS

PRIVATE HIRE LICENSING – REQUEST FOR A PRIVATE HIRE VEHICLE LICENCE FOR A VEHICLE OVER 10 YEARS OF AGE ON FIRST APPLICATION (PEUGEOT 408 GLXHDI ESTATE OWNED BY LEE WOOD)

Report of the Licensing Manager

PURPOSE OF REPORT

To request an urgent decision by the Chief Executive in consultation with the Chairman of the Licensing Regulatory Committee.

This report is public

RECOMMENDATIONS

To grant Mr Wood's application for a private hire vehicle licence for a Peugeot 408 GLXHDI Estate vehicle which is over 10 years of age on initial licensing.

1.0 Introduction

- 1.1 Under Section 48(2) of the Local Government (Miscellaneous Provisions) Act 1976 a District Council may attach to the grant of a licence of a private hire vehicle such conditions as they may consider reasonably necessary. Any person aggrieved by the refusal of a District Council to grant a vehicle licence under this Section, or by any conditions specified in such a licence, may appeal to a Magistrates' Court.
- 1.2 For the purpose of the above, the Council has established conditions attached to the grant of a private hire licence.
- 1.3 The standard licence condition provides that:

Any vehicle submitted for licensing that is 10 years old or older, or any vehicle which continues to be licensed beyond the age of 10 years must be in exceptional condition and must be approved by the Licensing Regulatory Committee, on initial application and each subsequent renewal. Any such vehicle will be subject to a full test at the Council's designated testing station every 4 months.
- 1.4 On 17th April Mr Wood applied to license a vehicle which is over 10 years old as a private hire vehicle.
- 1.5 The vehicle is a Peugeot 408 GLXHDI Estate car and was first registered with the DVLA in March 2003. Any vehicle over 10 years of age on initial licensing, in line with

the condition above, must be referred to the Licensing Regulatory Committee for approval.

1.6 As the next Licensing Regulatory Committee does not sit until June, and Mr Wood is currently not able to work as his current private hire vehicle licence is due to expire on 19th April and the vehicle itself is currently not roadworthy and will not be re licensed, this matter has been referred as an item of urgent business.

1.6 The vehicle has been inspected by the licensing manager and a licensing enforcement officer and in their opinion is in excellent condition.

2.0 Conclusion

2.1 Members are asked to consider whether they are satisfied to allow the applicant's request to license a private hire vehicle over 10 years of age. This is recommended by the licensing manager following her inspection of the vehicle.

2.2 Should members be minded to allow this application the vehicle will be required to pass the vehicle compliance test at the Council's Vehicle Maintenance Unit prior to licensing.

CONCLUSION OF IMPACT ASSESSMENT (including Diversity, Human Rights, Community Safety, Sustainability and Rural Proofing)

None arising from this report.

FINANCIAL IMPLICATIONS

Financial Services have not been consulted.

LEGAL IMPLICATIONS

Any person aggrieved by a condition attached to a private hire licence or the refusal to grant a private hire vehicle licence has a right to appeal to the Magistrates' Court within 21 days of the grant of the licence.

BACKGROUND PAPERS	Contact Officer: Wendy Peck
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The background papers are exempt.

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