

SCARBOROUGH BOROUGH COUNCIL

LICENSING SUB COMMITTEE

21 October 2019

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976/ TOWN POLICE CLAUSES ACT 1847

REPORT OF THE ENVIRONMENT AND REGULATION MANAGER – 19/203

APPLICATION FOR GRANT OF A PRIVATE HIRE LICENCE FIAT DOBLO – NK59 ARX

1. PURPOSE OF REPORT

To seek the determination by the Licensing Sub-Committee of a Private Hire licensing application for a vehicle that does not comply with the standard criteria as stated in the Council's Taxi and Private Hire Policy ("the Policy").

2. INTRODUCTION

- 2.1 An application for the renewal of a Private Hire licence in respect of a wheelchair accessible vehicle (WAV) that does not comply with the standard criteria has been received electronically, supporting documentation is attached at **Appendix A**.

3. APPLICATION

- 3.1 Members will note that this petrol vehicle was first registered on 12 October 2009 and is therefore over 10 years old, the current vehicle licence expires 31 October 2019. As such the vehicle does not comply with paragraph 2, Appendix E of the Policy, which states that a wheelchair accessible vehicle may only continue to be licensed until 10 years from the date of first registration. (*A non-wheelchair accessible vehicle may only continue to be licensed until 8 years*).
- 3.2 The applicant's supporting documentation includes a letter, the submission is summarised below:
- The vehicle is in very good condition both inside and out and serviced regularly.

- This vehicle is used for a school run for a young girl to Eskdale School and back four days a week, therefore it is also inspected by NYCC on a regular basis.
- That losing the vehicle would reduce the already limited number of wheelchair accessible vehicles within the Whitby area.
- That the vehicle is used by a few regular customers in between who depend on this vehicle for hospital visits and family get togethers. One of the regulars – User 1 is dependant on a low entry wheel chair vehicle for her husband.

3.3 The MOT history is provided for Members and is attached as **Appendix B**.

3.4 Officers can confirm that the vehicle was presented at the Council's testing station on 29 May 2019 and passed the mandatory bi-annual MOT and Compliance Test. The mileage of the vehicle at the time of the test was 36,520 miles.

3.5 Members are encouraged to inspect the vehicle prior to making their decision.

4. OPTIONS

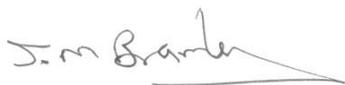
4.1 The Licensing Sub Committee has the following options:

- a) to grant the application
- b) to grant the application with additional conditions
- c) to reject the application

5. DETERMINATION OF THE APPLICATION

5.1 Members must exercise their decision making powers in accordance with the provisions of the Human Rights Act 1998, and the principles of natural justice.

5.2 Members are invited to determine this application following consideration of the evidence presented to them. The procedure for this hearing is available on the Council's website.



Environment and Regulation Manager

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IF YOU HAVE ANY QUERIES ABOUT THIS REPORT OR WISH TO INSPECT ANY OF THE BACKGROUND PAPERS, PLEASE CONTACT THE AUTHOR.

List of Background Papers

Scarborough Borough Council's Taxi and Private Hire Policy.