

**APPLICATION TO RE-INSTATE AN EXPIRED  
HACKNEY CARRIAGE VEHICLE LICENCE OUTSIDE  
STANDARD CONDITION 9.5 BY NICHOLAS JAMES  
MADDY**

**REPORT BY: Head of Environmental Health and  
Trading Standards**

### **Purpose**

1. The report introduces an application made by Mr Maddy to deviate from the standard condition number 9.5. This condition states: -

‘All applications received after the date of expiry will be treated as Grants and not renewals and the appropriate conditions and fees will apply’.

### **Legal Background**

2. Under the terms of the Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976 local authorities may make reasonable conditions for the regulation of both hackney carriages and private hire vehicles, drivers and operators.
3. The current standard licence conditions were approved at Regulatory Committee on the 18<sup>th</sup> December 2007.

### **Issues**

4. This Authority previously licensed a Nissan Cargo Vanette on Plate No. H024.
5. The vehicle is a converted van and was therefore suspended on 21<sup>st</sup> December 2007 following the Regulatory Committee considering the issues surrounding converted vans.
6. At that time Mr Maddy was advised that he would have to obtain a VOSA Single Vehicle Approval Test for the vehicle.
7. This licence expired on 8<sup>th</sup> January 2008.
8. The VOSA certificate was not obtained until 4<sup>th</sup> April 2008.
9. The application for the renewal of the plate was made on 5th June 2008.
10. The application requests to re-licence this vehicle.

## **Matter for Committee**

11. In light of this the licence has not been granted but instead referred to this Regulatory Committee for consideration and determination as to whether the plate should be issued.

## **Options**

It is for the Regulatory Committee to decide whether the vehicle licence: -

- Can be granted outside of the standard conditions and or policy.
- Cannot be granted and the licence be refused.
- Deferred decision in order to get more information.
- Or reach some other decision.

Appendix 1 – standard vehicle licence conditions

Appendix 2 – copy of application forms