

Agenda for Licensing & Enforcement Sub Committee

Wednesday, 17 October 2018; 9.30am



Members of the Sub Committee will be Councillors:
Steve Hall, John O’Leary, Jim Knight.
Venue: Council Chamber, Knowle, Sidmouth, EX10 8HL
[View directions](#)

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Contact: [Chris Lane](#), 01395 571544 (or group number 01395 517546): Issued 9 October 2018

- 1 Minutes for 19 September 2018 (pages 2-3)
- 2 Apologies
- 3 [Declarations of interest](#)
- 4 [Matters of urgency](#) – none identified
- 5 To agree any items to be dealt with after the public (including press) have been excluded. There is one item that officers recommend should be dealt with in this way.

Part A Matters for Decision

- 6 **Schedule of application for Sub Committee approval where an agreed position has been reached and all parties have agreed a hearing is unnecessary, at Yarty Party, Axminster Showground, Axminster, EX13 7RA (Pages 4-6)**
- 7 **To determine an application to renew a Hackney Carriage vehicle licence which does not comply with the Council’s vehicle age policy** Licensing Officer (7 – 33)
- 8 **The Vice Chairman to move the following:**
“that under Section 100(A) (4) of the Local Government Act 1972 the public (including the press) be excluded from the meeting as exempt information, of the description set out on the agenda, is likely to be disclosed and on balance the public interest is in discussing this item in private session (Part B)”.

Part B Matters for Decision

- 9 **To determine whether the person named in this report is a fit and proper person to continue to be licensed as a hackney carriage driver** Licensing Officer (pages 34 – 44)

Reason for consideration in Part B: Para 3 Schedule 12A Information relating to the finance or business affairs of any particular person

[Decision making and equalities](#)

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EAST DEVON DISTRICT COUNCIL

Minutes of a Meeting of the Licensing & Enforcement Sub-Committee held at Knowle, Sidmouth on Wednesday, 19 September 2018

Present: Councillors:
Steve Hall (Chairman)
John O'Leary (Vice Chairman)

Officers: Neil McDonald – Licensing Officer
Chris Lane – Democratic Services Officer

The meeting started at 9.05 am and ended at 9.15 am.

- *26 Minutes
The minutes of the meeting of the Licensing and Enforcement Sub-Committee held on 22 August 2018, were confirmed and signed as a true record.
- *27 Declarations of interest
Councillor John O'Leary
Minute *28.
Disclosable Pecuniary Interest – Designated Premises Supervisor.
- *28 Schedule of application for Sub Committee approval where an agreed position has been reached and all parties have agreed a hearing is unnecessary
The Sub Committee gave consideration to an application for a grant of a premise licence where an agreed position had been reached and all parties had agreed that a hearing was unnecessary. The Sub Committee considered equality impacts when making their decision.

The Licensing Officer explained the background to the application and the negotiations that had been carried out.

RESOLVED that the application be granted as below, subject to the agreed position set out in the schedule and any relevant statutory conditions and the applicants having complied with the relevant statutory requirements.

Schedule:

Type of application:

Application for the grant of a premises licence

Name of premises and address:

Winehub Café, 50 The Strand, Exmouth, EX8 1AL

Agreed position reached by the parties:

Following mediation the applicant and Devon and Cornwall Constabulary had agreed that they considered a hearing to be unnecessary if the agreed position set out below was approved.

The application be approved as submitted subject to the following additional conditions:

1. The Premises will comply with the Street Café Licence issued by Devon County Council.
2. No open containers of alcohol will be taken from the premises other than for consumption in the external seating area marked in red on the plan.
3. An incident book must be maintained within which full details of all occurrences of disorder and refused alcohol sales all the premises must be recorded. The accident book must be kept on the premises at all times and must be made available for inspection by officers of both the Licensing Authority and the Police.
4. Staff Training records will be retained for at least 12 months and made available for inspection by officers of both the Licensing authority and the Police.

Chairman Date

Report to: **Licensing and Enforcement Sub Committee**



Date of Meeting: 17/10/2018

Public Document: Yes

Exemption: None

Agenda item: **Item 6**

Subject: Schedule of applications for Sub Committee approval where an agreed position has been reached and all parties have agreed a hearing is unnecessary.

Purpose of report: The report details these applications.

Recommendation: That the application be granted as applied for subject to the agreed position set out in the schedule below, any relevant statutory conditions and the applicants having complied with relevant statutory requirements.

Reason for recommendation: To comply with statutory processes.

Officer: Neil McDonald nmcdonald@eastdevon.gov.uk 01395 517410

Financial implications: The only financial implication is if the applicant appeals against the decision made, with the possibility of court costs.

Legal implications: The council's decision may be appealed to the Magistrates Court.

Equalities impact: Low Impact

Risk: Low Risk

Links to background information: Background Papers
The relevant licensing applications
Representations received from the Police and Environmental Health
Guidance issued under Section 182 of the Licensing Act 2003
The District Council's Statement of Licensing Policy

Link to Council Plan: Not applicable

Report in full

1. Legislation Background
- 1.1 Under the Licensing Act 2003 it is unclear whether applications where an agreed position has been reached and the parties do not consider a hearing to be necessary, require to be formally determined by a licensing sub committee, as opposed to relying on determination powers delegated to officers. To put the matter beyond doubt, these applications are reported to members for their approval of the agreed position. This process also enables members to

be advised of the success of the informal mediation in advance of hearings, which is facilitated by Licensing Officers or sometimes by other Responsible Authorities.

2. Schedule of Applications

Type of Application	Name of premises and address	Agreed position reached by the parties
Application for the grant of a premises licence.	Yarty Party Axminster Showground A35 Western Approach Axminster Devon EX13 7RA	<p>Following mediation the applicant, the Devon and Cornwall Police and the Council's Environmental Health Team have agreed that they consider a hearing to be unnecessary if the following agreed position is approved.</p> <p>The application be approved as submitted subject to the following amendments and additional conditions:</p> <p>To reduce the hours for live music on the 19/7/19 to end at 23:00hrs.</p> <p>To reduce the hours for recorded music on the 20/7/19 to end at 23:00hrs.</p> <p>The Licence holder will comply with the Event Management Plan throughout the event as submitted to and approved by the Licensing Authority and the Safety Advisory Group.</p> <p>The final draft of the Event Management Plan will be submitted to the Safety Advisory Group one month prior to the event taking place.</p> <p>The premises will adopt a Challenge 25 policy. The only acceptable forms of ID will be Passport, Photo Driving Licence or Government Approved PASS Card.</p> <p>SIA door staff will be employed at the event in such numbers and times as agreed with the police prior to the event taking place.</p> <p>Security schedules will be listed in the Event Management Plan.</p>
	Recommend approval of application subject to the amended operating schedule and the relevant mandatory conditions of the Licensing Act 2003	

Report to: **Licensing and Enforcement Sub Committee**

Date of Meeting: 17 October 2018

Public Document: Yes

Exemption: None



Review date for release None

Agenda item: 7

Subject: **To determine an application to renew a Hackney Carriage vehicle licence which does not comply with the Council's vehicle age policy.**

Purpose of report: The committee is asked to determine whether the existing hackney carriage vehicle remains a suitable vehicle to be licensed as a hackney carriage vehicle, given that it is now over 14 years old and in view of the condition.

Recommendation: That the Sub committee considers the application to licence a Ford Galaxy vehicle that was first registered on 11 March 2004 and to determine whether to refuse the application in consideration of the condition of the interior and exterior of the vehicle and being fourteen years and six months old.

Reason for recommendation: To ensure that vehicles licensed with this authority meet a high standard of passenger safety and comfort and are fit to carry out the work that is required as a hackney carriage vehicle. The council's Statement of Taxi Licensing Policy sets out that vehicles must be inspected once they reach the age of 14 years.

Officer: Lesley Barber, Licensing Officer.
Direct Dial: 01395 517411, Email: lesley.barber@eastdevon.gov.uk

Financial implications: There are no financial implications in this report. If the applicant appeals against the decision made there may be a possibility of court costs and minimal officer time being incurred due to the appeal

Legal implications: The legal implications are set out within the report and require no further comment.

Equalities impact: Low Impact

Risk: Low Risk

Links to background information: Appendix A – Statement of Licensing Policy – Vehicle Age Policy
Appendix B - current MOT certificate
Appendix C - current Vehicle Inspection Report
Appendix D – letter to Mr Cox dated 12 July 2018
Appendix E – photos taken during vehicle inspection 19 September 2018

Background Papers

Statement of Licensing Policy for Hackney Carriages, private hire vehicles, drivers and private hire operators. Adopted by full council on 27 July 2017

Link to council plan: Not applicable.

1 Legislation

- 1.1 The licensing of hackney carriages and private hire vehicles is the responsibility of the council and is governed mainly by legislation under the Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976.
- 1.2 **Section 47 Local Government (Miscellaneous Provisions) Act 1976 states that:**
- (a) 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, and
 - (b) Without prejudice to the generality of the foregoing subsection a district council may require any hackney carriage licensed by them under the Act of 1847 to be of such design or appearance or bear any distinguishing marks as shall clearly identify it as a hackney carriage.
- 1.3 **Section 60 Local Government (Miscellaneous Provisions) Act 1976 states**
- Notwithstanding anything in the Act of 1847 or in this part of the Act a district council may suspend or revoke or (on application therefore under section 40 of the act of 1847 or section 48 of this act, as the case may be) refuse to renew a vehicle licence on any of the following grounds.
- (a) That the hackney carriage or private hire vehicle is unfit for use as a hackney carriage or private hire vehicle
 - (b) any offence under or non compliance with the provisions of the act of 1847 or of this part of the act by the operator or driver, or
 - (c) any other reasonable cause.

2 Background Information

- 2.1 Mr Shaune Cox is currently licensed as a hackney carriage driver with this Authority as Hackney Driver 0245. His current hackney driver badge was issued on 1 November 2017 and will expire on 31 October 2018.
- 2.2 Mr Cox holds a hackney vehicle licence HV0600. The vehicle is a black Ford Galaxy. Vehicle Registration number AF04 LHR. The vehicle had been previously licensed to another hackney carriage driver, the licence was transferred to Mr Cox on 31 December 2017. The vehicle licence is due to expire on 31 October 2018.
- 2.3 The vehicle is licensed by this Authority to carry a maximum of 6 passengers.

- 2.4 The date of first registration of this vehicle is 11 March 2004. The vehicle is currently 14 years and 6 months old.
- 2.5 The vehicle holds a current MOT certificate (**APPENDIX B**) issued on 18 September 2018. It should be noted that there were NO advisories on the MOT certificate.
- 2.6 In addition to the MOT certificate the Council requires that all hackney carriages must hold a current compliance test report to the standard set by the Council. The vehicle proprietor must have the vehicle tested by a garage nominated by the Council (currently any garage authorised to issue MOT certificates).
- 2.7 The EDDC Statement of Licensing Policy (vehicle age policy) specifies that licensed vehicles of more than eight years old shall only continue to be licensed subject to a satisfactory East Devon vehicle compliance report being obtained every six months (**APPENDIX A**)
- 2.8 The current vehicle compliance report for this vehicle was completed on 18 September 2018 (**APPENDIX C**).
- 2.9 The EDDC Statement of Licensing Policy also states (**APPENDIX A**) that licensee vehicles over 14 years of age must be presented for inspection by a Licensing Officer prior to further renewal of the vehicle licence. In circumstances where a vehicle is not considered by an Officer to be of sufficient standard then the application will be referred to the Sub-Committee who will decide whether to allow the renewal of the vehicle licence.
- 2.10 On 12 July 2018 a Licensing Officer wrote (**APPENDIX D**) to Mr Cox reminding him of the changes to the council policy, advising him that he would be contacted prior to the expiry date of his licence to arrange an appointment for his vehicle to be inspected.
- 2.11 Mr Cox presented his vehicle for inspection at a pre-booked appointment at the Council offices on 19 September 2018. Two Licensing Officers undertook the inspection.
- 2.12 The Licensing Officers were concerned that the vehicle did not meet the required standards and therefore advised Mr Cox that the matter would be referred to the Licensing Sub-Committee who will decide whether to grant the renewal of the vehicle licence.

3 Inspection of Vehicle by Licensing Officers on 19 September 2018

- 3.1 At the date of the vehicle inspection the mileage was noted to be 291,244.
- 3.2 A number of photos of the vehicle were taken during the inspection. The photos are included at **APPENDIX E**. Licensing Officers have identified some areas of concern as follows:
- 3.3 The internal seat coverings are damaged and worn. The seat covering to the front passenger seat is ripped, coverings to the rear seats are worn and stained, and the rear child's seat is stained.

- 3.4 The rear window winders, both near and offside are in working order, but the plastic casing is damaged and/or missing.
- 3.5 The nearside rear passenger seat belt is worn/damaged.
- 3.6 The central locking is not fully operational. The driver door has to be locked/unlocked manually.
- 3.7 The fuel cap connector lead is broken.
- 3.8 Both nearside and offside wing mirror casings are scratched, damaged and/or corroded.
- 3.9 Damage to the paintwork above rear wheel arch.
- 3.10 An area of rust below the rear nearside door.
- 3.11 Damage/filler to the paintwork below the rear windscreen.
- 3.12 Damage/filler/corrosion to the rear offside door sill.
- 3.13 Areas of rust to the underside of the vehicle.
- 3.14 At the time of inspection the vehicle had not been cleaned, either inside or out.
- 3.15 Upon inspection of the vehicle Licensing Officers advised Mr Cox that they did not believe the vehicle to be of sufficient standard to remain as an East Devon Hackney Carriage Vehicle.
- 3.16 Mr Cox advised Officers that he was hoping to purchase a new vehicle, but did not yet have the funds to do so. Mr Cox was reluctant to spend any additional money on repairs to this vehicle, given that he hoped to purchase a new vehicle soon. The safety of the public and fare paying passengers is paramount. The individual financial circumstances of an applicant should not be a consideration when determining a licence.

4. Statement of Licensing Policy

- 4.1 The Taxi Licensing Policy sets out a number of requirements relating to maintenance, appearance and condition of a licensed vehicle. Whilst each application to licence a vehicle is assessed on its own merits a number of stipulations are made within the policy in relation to an application to licence a new hackney vehicle. It therefore following that existing vehicles should meet these same standards.
- 4.2 The Policy sets out at Section 11.2.11 that licensed vehicle and their fittings and equipment shall, at all times when in use, be kept in a safe, tidy and clean condition and in good working order. This applies equally to the interior and exterior of the vehicles. Seat covers and carpets must be maintained in a clean and good condition.
- 4.3 Section 11.2.13 also notes that vehicles with minor dents or scratches on three or more panels where such dents or scratches are more than 5 cms in diameter/length or a single dent or scratch of more than 20cms in diameter/length will be considered unacceptable and must be repaired without delay. Any vehicle presenting in this condition for initial licensing will need to be repaired before licensing.

- 4.4 The policy also refers to areas of rust (section 11.2.15) and states that any vehicle presented should be free from any significant areas of visible rusting, although very minor blemishes should not constitute a failure. The following general criteria should be followed – any vehicle with more than three visible rust patches of more than 20 sq cm may be refused a licence.
- 4.5 The policy also sets out factors that a committee should consider if licensing a vehicle that is over 4 years old and states that the presumption is that licenses will not be granted for vehicles over 4 years old. Factors such as the condition of the vehicle and the mileage will be relevant. The sub-committee will need to be satisfied that the vehicle is in exceptional condition for its age. Licensing Officers consider that, as Mr Cox's vehicle is considerably older than that, the same criteria should apply. The vehicle should be in exceptional condition to continue to be licensed beyond the age of 14 years.

5 Conclusion

- 5.1 The Council's Taxi Licensing Policy sets out that each application or enforcement measure shall be considered on its own merits. Where it is necessary for the Licensing Authority to depart substantially from its policy, clear and compelling reasons shall be given for so doing.
- 5.2 The Taxi Licensing Policy states (Section 1.6) that in setting out this policy, the Council seeks to promote the following objectives:
-) The protection of public safety
 -) The protection of the environment
 -) Access to an efficient and effective public transport service
 -) The maintenance of a professional and respected hackney carriage and private hire trade
 -) The licensing requirements are in proportion to the risk it aims to address
- 5.3 Currently the council's policy requires all taxis over 8 years old to undertake a full vehicle compliance test every six months instead of the usual annual test. If members are minded to grant this application it is recommended in view of the circumstances surrounding the vehicle that the vehicle be inspected and a condition report completed at the licence holder's expense every four months by a garage within the district nominated by the council's licensing service.

EDDC STATEMENT OF LICENSING POLICY - VEHICLE AGE POLICY

11.5.1

The Council's policy is that on initial licensing as a hackney carriage or private hire vehicle a vehicle shall be not more than four years old from the date of first registration as shown on the vehicle registration document. Licensed vehicles of more than eight years old shall only continue to be licensed subject to a satisfactory East Devon vehicle compliance report being obtained every six months from the date of licence issue. The test must be carried out by an authorised M.O.T examiner at a testing station approved by the Ministry of Transport, and must be conducted against an inspection checklist. This is in addition to an M.O.T, which for hackney carriages is required at 1 year-old and thereafter. This policy shall not exclude a vehicle from being licensed as a hackney carriage or private hire by reason of being more than 4 years old if the vehicle was initially licensed by the Council and continually licensed thereafter as either a hackney carriage or private hire vehicle and the change merely being the transfer of the type of licence.

11.5.2

Where exceptional circumstances may apply applications to licence vehicles that are more than four years old from the date of first registration as shown in the vehicle registration document will be considered by the District Council on a case by case basis. The presumption is that licences will not be granted for vehicles over 4 years old, but each such application will be considered on its own merits. Factors such as the condition of the vehicle and the mileage will be relevant. The application will be considered by a Sub-Committee of the Licensing and Enforcement Committee. The Sub-Committee will need to be satisfied that the vehicle is in exceptional condition for its age. The Council would expect the vehicle to have a full service history and a certification that the recorded mileage is correct. When considering to licence an older vehicle members will expect to be provided with an AA 'Comprehensive' test report or a RAC 'Essential Plus' report to indicate the condition of the vehicle. These reports must be provided at the applicant's own expense. Providing these documents does not mean that the vehicle licence will be automatically issued, but is a starting point at which the Council can make a decision to licence the vehicle or not, based on the vehicle condition. All the other relevant documents necessary for licensing must also be produced. This provision shall not apply to non-motorised vehicles.

Licensed vehicles over 14 years of age must be presented for inspection by a Licensing Officer prior to further renewal of the vehicle licence. In circumstances where a vehicle is not considered by an Officer to be of sufficient standard then the application will be referred to the Sub-Committee of the Licensing and Enforcement Committee who will decide whether to grant the renewal of the vehicle licence. If an appointment for an inspection is not made prior to the vehicle licence renewal date, the licence will automatically expire.

MOT test certificate

① Vehicle identification number

WFOGXXPSSG4R04293

② Registration number ③ Country of registration

AF04LHR**GB**

Make and model

FORD GALAXY

④ Vehicle category

M1

⑤ Mileage

291,201 miles

Mileage history

280,535 miles 26.03.2018**273,362 miles** 03.10.2017**266,939 miles** 23.03.2017**Pass**

⑥ Date of the test

18.09.2018

⑦ Expiry date

17.09.2019

To preserve the anniversary of the expiry date, the earliest you can present your vehicle for test is 18.08.2019.

⑧ Location of the test

EXMOUTH ROAD, CLYST ST MARY, EXETER, EX5 1AR

⑨ Testing organisation and inspector name

**79573 REDLANDS SERVICE STATION
J. MACKEEN**

MOT test number

9672 6920 8047

Check that this document is genuine by visiting www.gov.uk/check-mot-history

If any of the details are not correct, please contact DVSA by email at enquiries@dvs.gov.uk or by telephone on 0300 1239000.

Receive a free annual MOT reminder by subscribing at www.gov.uk/mot-reminder or by telephone on 0300 1239000.



**Driver & Vehicle
Standards
Agency**



SMOKE OPACITY ANALYSIS

CUSTOMER'S COPY

OPA-100 ANALYSER		RPM COUNTER			
Serial Number	:	080528002761	Serial Number	:	080528002761

VEHICLE TESTING STATION	
Redlands Service Station Exmouth Road EX5 1AR	Clyst St Mary 01392 873040 VTS: 79573

CAR DATA			
Regis. No.	: AF04LHR	Test Type	: FAST PASS
Make	: FORD	Test Category	: A
Model	: GALAXY	Vehicle first registration	: BEFORE 01.07.2008
Engine Size	: 1896	Turbo Fitted	: YES
Odometer	:	Plate Value	: 1.20

TEST LIMITS	
Engine Temperature	: Min 60 °C (close to 80 °C as possible)
Opacity Limit	: 1.20 [m ⁻¹]

VALUES READ			
Engine Temperature	:	[°C]	No engine temperature taken
Min. RPM	:	[1/min]	
Max. RPM	:	[1/min]	
OPACITY VALUES [m⁻¹]			
Acceleration \uparrow	:	0.38 *	
Zero Drift	:	0.00	Opacity Mean Value : 0.38 [m ⁻¹]

Test Result	:	PASS
Test Start	:	18.09.2018 16:00
Test End	:	18.09.2018 16:02

Operator	:	JOHN MACKEEN	Stamp
			Signature

APPENDIX C

East Devon District Council, Knowle, Sidmouth, Devon, EX10 0NL

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 Fax: 01395 517507
 www.eastdevon.gov.uk

VEHICLE INSPECTION REPORT HACKNEY CARRIAGES



Make	Model	Reg.No.	Plate No.
FORD	GALAXY	AFO4LHR	
Rec. Mileage	Date	Petrol/Diesel	CC (Must be over 1300cc)
291201	18/9/18	DIESEL	1868

Testable Item	Pass	Fail		Testable Item	Pass	Fail		Testable Item	Pass	Fail	
Rear view mirrors	/		1	O/S/R tyre wall/size/valve fit	/		43	O/S/F wheel condition	•	/	85
Driver's seat and back rest	/		2	O/S/R wheel security/condition	/		44	O/S/F wheel bearing condition	•	/	86
Note recorded miles of speed				O/S fuel cap	/		45	O/S/F drive shaft/CV joint	•	/	87
Front passenger seat/back rest	/		3	O/S/R shock absorber	/		46	O/S/F suspension cond/security	•	/	88
Both doors/interior security	/		4	Rear tail gate/boot/door security	/		47	N/S/F tyre wall/fit/tread	•	/	89
Steering wheel/mechanism/condition	/		5	Rear floor/belt mtgs/shock abs.mtgs	/		48	N/S/F wheel condition	•	/	90
Power Steering (if fitted)	♦	/	6	Tail lights condition/operation	/		49	N/S/F wheel bearing condition	•	/	91
Servo operation (if fitted)	♦	/	7	Stop/fog lights condition/operation	/		50	N/S/F drive shaft/CV joint	•	/	92
Footbrake operation/condition	/		8	Indicators condition/operation/rate	/		51	N/S/F suspension cond/security	•	/	93
ABS system warning light (if fitted)	/		9	Hazard warning operation/rate	/		52	Lock to lock checks (turn plates)	/		94
Handbrake operation/condition	/		10	Number plate lights and reflectors	/		53	Suspension check-Shake O/S wheel	/		95
Light switches/warning lights	/		11	Number plate condition/spacing	/		54	Suspension check-Shake N/S wheel	/		96
Screen wipers/washers operation	/		12	Hackney plate-exterior	■	/	55	O/S/R tyre wall/fit/tread	•	/	97
Windscreen condition/vision	/		13	Exterior advertising	■	/	56	O/S/R wheel condition	•	/	98
Horn control/operation	/		14	N/S/R s/absorber & body damage	/		57	O/S/R wheel bearing condition	•	/	99
Belt Requirements front/rear	■	/	15	N/S fuel cap	/		58	O/S/R drive shaft/CV joint	•	/	100
Belt condition/operation/anchorages	/		16	N/S/R tyre wall/size/valve fit	/		59	O/S/R suspension cond/security	•	/	101
Interior Light	/		17	N/S/R wheel security/condition	/		60	N/S/R tyre wall/fit/tread	•	/	102
Door catches/door/window	■	/	18	N/S/R door security/rear back rest	/		61	N/S/R wheel condition	•	/	103
Fire extinguisher	■	/	19	N/S/R out-in sills/floor/belt mountings	/		62	N/S/R wheel bearing condition	•	/	104
Excess licence - current	/		20	N/S/F door security/exhaust	/		63	N/S/R driv: shaft/CV joint	•	/	105
Foot pedal rubbers	/		21	N/S/F out-in sills/floor/belt mountings	/		64	N/S/R suspension cond/security	•	/	106
First Aid Kit	■	/	22	N/S repeater lamp condition (if fitted)	/		65	O/S/F brake components cond/leak	♦	■	107
Vehicle interior including boot	■	/	23	N/S/F tyre wall/size/valve fit	/		66	Front chassis members/suspension	/		108
Hackney No. Interior badge	■	/	24	Ball joint/wheel security/condition	/		67	N/S/F brake components cond/leak	♦	■	109
Meter operation	/		25	N/S wiper blade cond/screen cond	/		68	Mid chassis members/suspension	/		110
Tarif card	■	/	26	N/S/F shock absorber	/		69	O/S structure/pipes/cables/hoses	♦	■	111
Vehicle exterior inc cleanliness	■	/	27	Under bonnet brake system/mtgs	/		70	O/S/R brake components cond/leak	♦	■	112
Roof Sign -	/		28	Pipes/hoses/mast/cylinders/serve	♦	/	71	R/chassis members/suspension/corner	/		113
Number plate condition/spacing	/		29	Handbrake mechanism	/		72	N/S/R brake components cond/leak	♦	■	114
Side-H/Lamp type/condition/operation	/		30	Suspension mounts/cond/corrosion	/		73	N/S structure/pipes/cables/hoses	♦	■	115
Indicators condition/operation/rate	/		31	Battery security/VIN No				Exhaust cond/leaks/prop shaft	♦	/	116
Hazard warning operation/rate	/		32	Fuel system leakage	♦	/	74	W/brake mechanism/linkage/cables	♦	/	117
Headlamp condition/aim (use equip)	/		33	Exhaust system leaks	♦	/	75	O/S/F footbrake perform. check	♦	/	118
O/S/F s/absorber & body damage	/		34	Servo vacuum hose (if fitted)	♦	/	76	N/S/F footbrake perform. check	♦	/	119
O/S/F tyre wall/size/valve fit	/		35	PAS pump drive pipes (if fitted)	♦	/	77	Both front brake balance check	♦	/	120
Ball joint/wheel security/condition	/		36	Diesel pump/ppps-cambelt oil level	/		78	Handbrake O/S perform. check	♦	/	121
O/S wiper blade cond/screen cond	/		37	Steering components (rock str wheel)	/		79	Handbrake N/S perform. check	♦	/	122
O/S repeater lamp condition (if fitted)	/		38	Repeat & check from under vehicle	/		80	O/S/R footbrake perform. check	♦	/	123
O/S/F door security/ext. mirror	/		39	Str box rack condition/wear/mtgs	/		81	N/S/R footbrake perform. check	♦	/	124
O/S/F out-in sills/floor/belt mountings	/		40	Ball joints condition/wear/play	/		82	Both rear brakes comparison check	♦	/	125
O/S/R door security/rear back rest	/		41	Track rods-steer arm cond/security	/		83	Exhaust emission (last or first)	♦	/	126
O/S/R out-in sills/floor/belt mountings	/		42	O/S/F tyre wall/fit/tread	•	/	84				

<input checked="" type="checkbox"/> ENGINE RUNNING	<input checked="" type="checkbox"/> FOOTBRAKE APPLIED	<input checked="" type="checkbox"/> JACKING BEAM IN USE	READINGS OBTAINED			
<input checked="" type="checkbox"/> BEFORE COMPLETION PLEASE READ NOTES OVERLEAF			COX	FRONT	NEAR SIDE	OFF SIDE
			HC	REAR	426	393
			COX	PARK	NEAR SIDE	OFF SIDE
			HC	TEST 2	162	165
					167	206

THE EXAMINER SHOULD NOTE THAT THE VEHICLE MUST PASS TO M.O.T. STANDARD IN ADDITION TO THE OTHER ITEMS LISTED ON THIS INSPECTION REPORT

NOTES FOR GUIDANCE

- | | |
|--|---|
| <p>15 Saloon and hatchbacks must be fitted with 3 rear seatbelts. People carriers etc must have a belt for every seat.</p> <p>18 The vehicle should have 4 doors and boot or rear tailgate. All doors and windows should work correctly.</p> <p>19 The fire extinguisher should be readily available for use in emergency and of a suitable type.</p> <p>22 The First Aid Kit should contain suitable items for use by passengers.</p> <p>23 The body interior including the boot should be in a clean condition with the seats and floor properly covered and maintained fit for public service.</p> <p>24 The Hackney plate number must be displayed inside the vehicle (on tariff card)</p> | <p>25 A meter must be fitted and display the correct tariff 1, 2 and 3. A copy of the current tariffs is attached. It should be checked over a measured distance and time.</p> <p>26 A tariff sheet must be displayed and clearly visible to passengers.</p> <p>27 The body exterior should be free from damage and in a clean condition.</p> <p>28 A roof sign must be displayed.</p> <p>55 The Hackney plate must be fixed to the outside rear of the vehicle on, above or below the bumper and must not be defaced or illegible.</p> <p>56 Advertising is allowed on the front doors only. Maximum size must not exceed 70cm x 35cm.</p> |
|--|---|

NB As from 1 July 2007 'No Smoking' signs should be displayed to comply with The Health Act (2006).

Vehicle Examiner must complete details of meter fitted in vehicle

Make	Model	Serial No	
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MOT EXPIRY DATE (Note: all Hackney Carriages over 12 months old must have a current MOT)	Certificate No. 9672 69208067	Date of Issue 18-9-18
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**FOR OTHER ADVICE PLEASE TELEPHONE EAST DEVON DISTRICT COUNCIL LICENSING OFFICE
ON 01395 517411 OR 517410**

CERTIFICATE

I HEREBY CERTIFY that I am an authorised Department of Transport Tester/Inspector and I have carried out the various examinations of the vehicle schedule overleaf and found the vehicle to be safe, comfortable and in sound mechanical condition.

I have also checked the fare meter over the prescribed distances as shown in the table of fares.

Signed*:  <small>*Authorised to sign Department of Transport Test Certificates</small>	Date: 18/9/18
Name in BLOCK CAPITALS DAWN MACKEEN	Vehicle Testing Station No: 79573
Name of Garage REDLANDS GARAGE CLYST ST. MARY EXETER EX5 1AR TEL: 01392 873040	AUTHENTICATION STAMP REDLANDS GARAGE CLYST ST. MARY EXETER EX5 1AR TEL: 01392 873040
Telephone No:	

Date: 12 July 2018
 Contact number: 01395 517411
 E-mail: licensing@eastdevon.gov.uk
 Direct Fax:
 Our Reference: HC/LJB
 Your Reference:



Mr S Cox
 4 Mudbank Lane
 EXMOUTH
 EX8 3EG

East Devon District Council
 Knowle
 Sidmouth
 EX10 8HL
 DX 48705 Sidmouth
 Tel: 01395 516551

Dear Mr Cox

Age of Hackney Carriage Vehicles - HV0600 (AF04 LHR)

I am writing to remind you of important changes to the council taxi policy which came into force in 2017. There are a number of changes regarding drivers and vehicles, I am contacting you in relation to the age of hackney carriages licensed by this authority. You may be aware when a licensed hackney carriage reaches 8 years from the date of manufacture this council requires two vehicle inspection tests be completed each year (every 6 months). This will remain in our policy.

However the council has added to the policy a need for a further review to be undertaken for all hackney carriages reaching the age of 14 years from the date of manufacture. As your licensed hackney vehicle HV0600 is now over 14 years old the change will apply to your vehicle.

The change in the policy states:

“Licensed vehicles over 14 years of age must be presented for inspection by a Licensing Officer prior to further renewal of the vehicle licence. In circumstances where a vehicle is not considered by an Officer to be of sufficient standard then the application will be referred to the Sub-Committee of the Licensing and Enforcement Committee who will decide whether to grant the renewal of the vehicle licence. If an appointment for an inspection is not made prior to the vehicle licence renewal date, the licence will automatically expire”.

The date of expiry for the current hackney carriage licence is **31 October 2018**. The licensing authority will contact you in the weeks ahead to arrange an appointment for you to attend the council offices to have the vehicle viewed by a member of the licensing team. Under the current licensing laws a licence can be revoked or suspended if a licence holder fails to provide a vehicle for inspection when required by the Council.

This letter is for your information, you should await further contact to make arrangements to bring your vehicle to the council offices in Sidmouth. If you require any further information regarding this letter please contact the office on 01395 517411 or email licensing@eastdevon.gov.uk.

Yours sincerely

Lesley Barber
 Licensing Officer
 Governance & Licensing

