

# North Yorkshire Council

## General Licensing and Registration Sub-Committee

17 October 2025 – Time 12:30pm

### Application for the renewal of a Hackney Carriage Vehicle Licence – 059D

#### Report of the Corporate Director – Environment

#### 1.0 PURPOSE OF REPORT

- 1.1 This report asks the Sub-Committee to consider an application for the renewal of a Hackney carriage vehicle licence. The application does not comply with the standard criteria as stated in the Council's Hackney Carriage and Private Hire Policy ("the Policy") in that the vehicle is over 10 years of age since first registration. Such vehicles may be licensed at the discretion of the General Licensing and Registration Sub-Committee.

#### 2.0 BACKGROUND

- 2.1 A renewal application was lodged on 28 July 2025. Hackney carriage journeys are authorised between the date of the application and the date of determination. The applicant is entitled to exercise continuation rights until a decision is made regarding the renewal. A copy of the application form is attached at **Appendix A**.

- 2.2 As the vehicle is over 10 years of age it does not comply with the vehicle age criteria outlined in the Policy paragraph 4.7 which requires vehicles to be less than 10 years old from the date of first registration. The vehicle was first licensed as a hackney carriage in 2017 and the current licence expired on 31 July 2025.

- 2.3 Details of the vehicle are as follows:

Make:	VOLKSWAGEN
Model:	PASSAT ESTATE
Colour:	RED
First Registration:	23/09/2014
Mileage:	281,480 (as of 01 July 2025)
Fuel Type:	DIESEL
Engine Size:	1968 cc
CO <sub>2</sub> Emissions	120g/km

- 2.4 All applicants are required to produce the following documents before a licence will be renewed:
- Proof that the licensing authority's testing arrangements have been satisfied.
  - A current vehicle insurance certificate or cover note which includes the carriage of passengers for public hire.
  - Confirmation the vehicle has a satisfactory MOT test certificate.
  - The vehicle registration document (V5C)
  - A certificate of meter calibration

The applicant has submitted all required documents, which the Licensing Team has reviewed and deemed satisfactory.

- 2.5 A copy of the last 2 vehicle Council inspection test certificates are attached at **Appendix B**.
- 2.6 A copy of the last 4 MOT certificates are attached at **Appendix C**.
- 2.7 According to the registration document, attached at **Appendix D**, the vehicle in question was first registered on 23 September 2014 and is over 10 years old.
- 2.8 The applicant has also included an explanation of why they would like the vehicle to continue to be licensed as a hackney carriage **Appendix E**.
- 2.9 Members are encouraged to view the vehicle prior to making their decision.

### **3.0 ALTERNATIVE OPTIONS CONSIDERED**

- 3.1 All of the Sub-Committee's options are outlined in paragraph 10.0. No alternative options are available.

### **4.0 FINANCIAL IMPLICATIONS**

- 4.1 No financial implications have been identified.

### **5.0 LEGAL IMPLICATIONS**

- 5.1 The Licensing Authority must determine an application for the grant of a hackney vehicle licence in accordance with relevant legislation and the Council's Policy.
- 5.2 The applicant may appeal against the decision of the Sub-Committee if it decides not to grant the application. An appeal must be made to the Crown Court within 21 days of receiving notification of the decision.
- 5.3 The Local Government (Miscellaneous Provisions) Act 1976 and the Town Police Clauses Act 1847 requires that Hackney Carriage Vehicles are to be licensed.
- 5.4 Section 47 of the Local Government (Miscellaneous Provisions) Act 1976 allows the local authority to attach any conditions that the district council may consider reasonably necessary to licence a vehicle for hackney carriage work.

### **6.0 EQUALITIES IMPLICATIONS**

- 6.1 No equalities implications have been identified.

### **7.0 CLIMATE CHANGE IMPLICATIONS**

- 7.1 No climate change implications have been identified.

### **8.0 POLICY IMPLICATIONS**

- 8.1 In carrying out its licensing functions, the General Licensing and Registration Sub-Committee should have regard to the Council's Hackney Carriage and Private Hire Licensing Policy.

- 8.2 Paragraph 8 of the Policy sets out the licensing authority's objectives which are:
- to encourage the provision of high quality and accessible hackney carriage and private hire services.
  - to ensure the safety and comfort of users of hackney carriage and private hire services.
  - to ensure the safety and wellbeing of the public affected by the operation of hackney carriage and private hire services; and
  - to facilitate access to an efficient and effective public transport service.
- 8.3 The Council's policy can (and is generally likely to) affect the outcome of the decision in most cases and this is entirely lawful. The policy is a means of securing a consistent approach to individual cases.
- 8.4 Each case must be considered in the light of the policy but not so that the policy automatically determines the outcome.
- 8.5 The policy allows for exceptions to be made by placing a requirement on the licensing authority to consider each application on its individual merits and to depart from the general policy where the specific circumstances of a case justify making an exception. The onus is on the applicant to demonstrate that any such exception should be made. Where exceptions are made in this regard, vehicles shall be subject to three mechanical inspections each year.
- 8.6 Paragraph 47 of the Council's policy outlines the hackney carriage vehicle specification which requires vehicles to be less than 10 years old (the age of the vehicle shall be taken from the date of first registration shown on the vehicle registration document, V5C). It goes on to state that the policy with regards to vehicle specification shall be applied in the majority of cases when considering licensing applications, but the licensing authority will consider each application on its individual merits and may, at times, allow exceptions to this policy. Where exceptions are made in this regard, vehicles shall be subject to three mechanical inspections each year.

## **9.0 REASONS FOR RECOMMENDATIONS**

- 9.1 The Council has a duty through the Hackney Carriage and Private Hire Licensing regime to protect the public. The Sub-Committee must consider if the specific circumstances of the applicant's individual case justify making an exception from the general policy and take one of the steps outlined in paragraph 10.0.

### **10.0 RECOMMENDATION(S)**

- 10.1 To grant the application for one year
- 10.2 To grant the application including additional conditions; or
- 10.3 To reject the application.

**APPENDICES:**

- Appendix A – Licence renewal application.
- Appendix B – Council testing history.
- Appendix C – MOT history
- Appendix D – Vehicle registration document
- Appendix E – Request for vehicle extension

**BACKGROUND DOCUMENTS:**

- North Yorkshire Council's Hackney Carriage & Private Hire Licensing Policy
- Department for Transport's Taxi and Private Hire Vehicle Licensing best practice guidance for licensing authorities in England (Updated 17 November 2023)

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03 October 2025

Report Author – Chris Doyle, Licensing Enforcement Officer (West)

Presenter of Report – Chris Doyle, Licensing Enforcement Officer (West)

Note: Members are invited to contact the author in advance of the meeting with any detailed queries or questions.