

Public Document Pack



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4 July 2016

Dear Councillor

NOTICE IS HEREBY GIVEN THAT a meeting of the **REGULATORY COMMITTEE** will be held in the Council Chamber at these Offices on Tuesday 12 July 2016 at 10.00 am when the following business will be transacted.

Members of the public who require further information are asked to contact Jemma Duffield on (01304) 872305 or by e-mail at jemmaduffield@dover.gov.uk.

Yours sincerely

A handwritten signature in black ink, appearing to be "Jemma Duffield", written over a white background.

Chief Executive

Regulatory Committee Membership:

B W Butcher (Chairman)
B Gardner
S J Jones
P S Le Chevalier (Vice-Chairman)
D P Murphy

AGENDA

1 **APOLOGIES**

To receive any apologies for absence.

2 **APPOINTMENT OF SUBSTITUTE MEMBERS**

To note appointment of Substitute Members.

3 **DECLARATIONS OF INTEREST** (Page 3)

To receive any declarations of interest from Members in respect of business to be transacted on the agenda.

4 **MINUTES** (Pages 4 - 10)

To confirm the attached Minutes of the meetings of the Committee held on 18 March 2016 and 12 April 2016.

PROCEDURE FOR HEARING (Pages 11 - 12)

The procedure for the Hearing is attached.

5 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - APPLICATION TO LICENCE VEHICLE OUTSIDE OF POLICY GUIDELINES**
(Pages 13 - 26)

To consider the attached report of the Licensing Team Leader.

Access to Meetings and Information

- Members of the public are welcome to attend meetings of the Council, its Committees and Sub-Committees. You may remain present throughout them except during the consideration of exempt or confidential information.
- All meetings are held at the Council Offices, Whitfield unless otherwise indicated on the front page of the agenda. There is disabled access via the Council Chamber entrance and a disabled toilet is available in the foyer. In addition, there is a PA system and hearing loop within the Council Chamber.
- Agenda papers are published five clear working days before the meeting. Alternatively, a limited supply of agendas will be available at the meeting, free of charge, and all agendas, reports and minutes can be viewed and downloaded from our website www.dover.gov.uk. Minutes will be published on our website as soon as practicably possible after each meeting. All agenda papers and minutes are available for public inspection for a period of six years from the date of the meeting.
- If you require any further information about the contents of this agenda or your right to gain access to information held by the Council please contact Jemma Duffield, Democratic Support Officer, telephone: (01304) 872305 or email: jemmaduffield@dover.gov.uk for details.

Large print copies of this agenda can be supplied on request.

Declarations of Interest

Disclosable Pecuniary Interest (DPI)

Where a Member has a new or registered DPI in a matter under consideration they must disclose that they have an interest and, unless the Monitoring Officer has agreed in advance that the DPI is a 'Sensitive Interest', explain the nature of that interest at the meeting. The Member must withdraw from the meeting at the commencement of the consideration of any matter in which they have declared a DPI and must not participate in any discussion of, or vote taken on, the matter unless they have been granted a dispensation permitting them to do so. If during the consideration of any item a Member becomes aware that they have a DPI in the matter they should declare the interest immediately and, subject to any dispensations, withdraw from the meeting.

Other Significant Interest (OSI)

Where a Member is declaring an OSI they must also disclose the interest and explain the nature of the interest at the meeting. The Member must withdraw from the meeting at the commencement of the consideration of any matter in which they have declared a OSI and must not participate in any discussion of, or vote taken on, the matter unless they have been granted a dispensation to do so or the meeting is one at which members of the public are permitted to speak for the purpose of making representations, answering questions or giving evidence relating to the matter. In the latter case, the Member may only participate on the same basis as a member of the public and cannot participate in any discussion of, or vote taken on, the matter and must withdraw from the meeting in accordance with the Council's procedure rules.

Voluntary Announcement of Other Interests (VAOI)

Where a Member does not have either a DPI or OSI but is of the opinion that for transparency reasons alone s/he should make an announcement in respect of a matter under consideration, they can make a VAOI. A Member declaring a VAOI may still remain at the meeting and vote on the matter under consideration.

Note to the Code:

Situations in which a Member may wish to make a VAOI include membership of outside bodies that have made representations on agenda items; where a Member knows a person involved, but does not have a close association with that person; or where an item would affect the well-being of a Member, relative, close associate, employer, etc. but not his/her financial position. It should be emphasised that an effect on the financial position of a Member, relative, close associate, employer, etc OR an application made by a Member, relative, close associate, employer, etc would both probably constitute either an OSI or in some cases a DPI.

Minutes of the meeting of the **REGULATORY COMMITTEE** held at the Council Offices, Whitfield on Friday, 18 March 2016 at 2.04 pm.

Present:

Chairman: Councillor B W Butcher

Councillors: N Dixon
M R Eddy
P S Le Chevalier
S J Jones

Also present: Mr G Lahr (Minute No 36)
Applicant (Minute No 38)
Applicant's representative (Minute No 38)
Applicant (Minute No 39)
Applicant's representative (Minute No 39)

Officers: Contentious and Regulatory Lawyer
Licensing Team Leader
Democratic Support Officer

32 APOLOGIES

Apologies for absence were received from Councillors B Gardner and D P Murphy.

33 APPOINTMENT OF SUBSTITUTE MEMBERS

Councillors M R Eddy and N Dixon were appointed as substitutes for Councillors B Gardner and D P Murphy respectively.

34 DECLARATIONS OF INTEREST

Councillor P S Le Chevalier declared a Voluntary Announcement of Other Interests (VAOI) in Minute no 36 by reason that he knew the applicant and would voluntarily withdraw from the meeting for consideration of the item.

35 MINUTES

The Minutes of the meeting of the Committee held on 1 December 2015 were approved as a correct record and signed by the Chairman.

36 BLOODY MARY'S, 160 - 162 HIGH STREET, DEAL - HIGHWAYS ACT 1980 - SECTION 115E

The Committee considered the report of the Licensing Team Leader on an application by Mr Gary Lahr of Bloody Mary's, 160-162 High Street, Deal for the siting of 6 tables and 20 - 24 chairs on the highway immediately in front of the premises. Mr Lahr had held a permit to site 4 tables and 8 chairs outside the premises since 29 January 2015.

The Committee was advised that 3 representations had been received as well as a comment from Kent County Council (KCC) Highways requesting that if the

application were to be granted, a condition be included that a minimum of 1.2m of clear footway be achieved at all times. Following negotiations the applicant had agreed to reduce the amount of chairs on the application to 16 and as a result of the amendment, 2 of the representations were withdrawn.

A further comment had been received on the day of the hearing from Councillor B Gardner, ward councillor for North Deal, who having withdrawn his original representation had requested that if the application were to be granted that no chairs should be permitted to be moved to the opposite side of the High Street.

Mr Lahr presented his application to the Committee and addressed the issues raised in the report regarding street furniture outside the premises and the 3 complaints received since the original permit had been issued. He stated that he resided above the premise and that it was only open until 8pm and did not exercise his full licensable hours. Mr Lahr advised that signage was now in place asking that no stools or chairs were to be taken outside.

In accordance with the approved procedure the Committee and the Contentious and Regulatory Lawyer withdrew to consider the application and upon returning it was

RESOLVED: That having regard to Section 115E of the Highways Act 1980, the application by Mr Gary Lahr of Bloody Mary's, 160-162 High Street, Deal to place 6 tables and 16 chairs on the highway immediately outside the premises be approved subject to:

- (a) The furniture being removed from outside of the premises by 8.15pm each day;
- (b) Where the pavement narrows, on the south side of the present entrance/exit, where the two tables each with two chairs are to be located, a physical barrier is to be placed between the pedestrian highway and the seating area;
- (c) A minimum of 1.2 metres of pavement for pedestrians must be maintained at all times beyond the seating area in the High Street.

(Councillor P S Le Chevalier declared a Voluntary Announcement of Other Interests (VAOI) by reason that he knew the applicant and voluntarily withdrew from the meeting for the consideration of this item of business.)

37 EXCLUSION OF THE PRESS AND PUBLIC

It was moved by Councillor B W Butcher, duly seconded and

RESOLVED: That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the remainder of the business on the grounds that the items to be considered involve the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A of the Act.

38 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - APPLICATION FOR A DRIVER'S LICENCE

The Committee considered the report of the Licensing Team Leader on an application for a Joint Hackney Carriage and Private Hire Driver's Licence where an Enhanced Disclosure from the Disclosure and Barring Service (DBS) had shown a number of previous convictions that were relevant to the decision as to the applicant's suitability as a fit and proper person to hold a licence to drive a taxi in the Dover District.

The applicant was last convicted of an offence in November 2013, relating to incidents which took place in January and February of the same year. The Committee had previously considered an application from the applicant in August 2015 and resolved that the licence be refused by reason that, at the time, less than 3 years had elapsed since the last incident and that there was not sufficient reason to depart from the Council's Policy. The applicant was re-applying as the offence committed was now over 3 years ago and a fresh DBS application had shown no further convictions.

In accordance with the approved procedure Members offered the applicant and the applicant's representative the opportunity to present evidence concerning the circumstances surrounding the convictions.

The Committee withdrew to consider its decision and upon resuming the Contentious and Regulatory Lawyer explained that she had advised the Committee in relation to the Council's Policy guidelines and Sections 51 and 59 of the Local Government (Miscellaneous Provisions) Act 1976 relating to the applicant's suitability as a fit and proper person.

RESOLVED: That having regard to the evidence, the Committee considered that the applicant was a fit and proper person in accordance with Sections 51 and 59 of the Local Government (Miscellaneous Provisions) Act 1976 and that the application for a Joint Hackney Carriage and Private Hire Licence be granted for an initial period of six months; and

- (a) That the Licensing Team Leader will monitor and review the applicant's performance for the duration of this period and;
- (b) That providing there are no issues during the initial six months the licence will be granted for a further six months.

39 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - APPLICATION FOR A DRIVER'S LICENCE

The Committee considered the report of the Licensing Team Leader on an application for a Joint Hackney Carriage and Private Hire Driver's Licence where an Enhanced Disclosure from the Disclosure and Barring Service (DBS) had shown previous convictions that were relevant to the decision as to the applicant's suitability as a fit and proper person to hold a licence to drive a taxi in the Dover District.

In accordance with the approved procedure Members heard evidence from the applicant concerning the circumstances surrounding the conviction and from the applicant's representative who spoke to the applicant's suitability as a fit and proper person.

The Committee withdrew to consider its decision and upon returning the Contentious and Regulatory Lawyer explained that advice had been given to members in relation to Dover District Council's Policy and Sections 51 and 59 of the Local Government (Miscellaneous Provisions) Act 1976 relating to the applicant's suitability as a fit and proper person.

RESOLVED: That having regard to the evidence, the Committee considered that the applicant was a fit and proper person in accordance with Sections 51 and 59 of the Local Government (Miscellaneous Provisions) Act 1976 and that the application for a Joint Hackney Carriage and Private Hire Licence be granted for an initial period of six months and;

- (a) That the Licencing Team Leader should monitor the applicant's performance for the duration of this period and;
- (b) That providing there are no issues during the initial six months the licence will be granted for a further six months.

The meeting ended at 3.09 pm.

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Minutes of the meeting of the **REGULATORY COMMITTEE** held at the Council Offices, Whitfield on Tuesday, 12 April 2016 at 10.03 am.

Present:

Chairman: Councillor B W Butcher

Councillors: B Gardner
D P Murphy

Also present: Ms J Milner (Minute no. 43)
Applicant (Minute no.45)
Person in support (Minute no.45)

Officers: Contentious and Regulatory Lawyer
Licensing Team Leader
Democratic Support Officer

40 APOLOGIES

Apologies for absence were received from Councillors P S Le Chevalier and S J Jones.

41 APPOINTMENT OF SUBSTITUTE MEMBERS

There were no substitute Members appointed.

42 DECLARATIONS OF INTEREST

There were no declarations of interest made by Members.

43 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - APPLICATION TO LICENCE VEHICLE OUTSIDE OF POLICY GUIDELINES

The Licensing Team Leader informed the Committee that Mr D Lamb of Relyon Transport had applied for permission to licence a Renault Traffic (DU08 OUK) as a Private Hire Vehicle. Members were asked to consider that if the vehicle were to be approved, authorisation be given to the Licensing Team Leader to approve the vehicle for renewal in the future providing the vehicle remained to a good standard and was used solely for shuttle services by Relyon.

The Committee was asked to consider the application as the vehicle was outside of the policy guidelines by reason that the vehicle was outside the current vehicle age policy, being registered on 1 March 2008. The Licensing Team Leader inspected the vehicle on 31 March 2016 and found the vehicle to be in very good condition. The vehicle was MOT'd on 11 April 2016 and passed with no advisory notes.

The vehicle would be used to transport passengers to and from Dover Port/Cruise Terminal and the parking facilities at the applicant's business address; the vehicle would not be used for any other private hire purpose.

The Committee adjourned to examine the vehicle accompanied by the Applicant's representative (Ms J Milner) and officers.

In accordance with the approved procedure, Members of the Committee and the Contentious and Regulatory Lawyer withdrew to consider the application. The committee had considered the evidence given and the provisions in s48 of the Local Government (Miscellaneous Provisions) Act 1976 and Dover District Council's Hackney Carriage and Private Hire Licensing policy, specifically paragraph 2.4.1.

RESOLVED: That, notwithstanding the Council's current policy guidelines, the Committee decided on this occasion to deviate from the policy in regard to the maximum age of the vehicle on the grounds that the Applicant's stated use of the vehicle was that it would not be as a Private Hire vehicle in the traditional sense, but instead would be used only in the manner set out by the Applicant, namely to convey passengers to and from the port terminal and the parking facilities operated by the company and that Mr D Lamb of Relyon Transport be GRANTED a Private Hire Vehicle licence in respect of a Renault Traffic (DU08 OUK) with the following conditions:

- (a) That the vehicle be inspected by Dover District Council every 6 months, that inspection to be carried out by the Licensing Team Leader (or her deputy) and provided that the Licensing Team Leader is satisfied that the vehicle remains in a safe mechanical and comfortable condition the Licensing Team Leader may approve the licence for a further 6 month period.
- (i) Clarity provided to the Licensing Team Leader that this process will continue to be carried out at six monthly intervals thereafter.

44 EXCLUSION OF THE PRESS AND PUBLIC

It was moved by Councillor B W Butcher, duly seconded and

RESOLVED: That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the remainder of the business on the grounds that the items to be considered involved the likely disclosure of exempt information as defined in the paragraph of Part I of Schedule 12A of the Act.

45 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) 1976 - APPLICATION FOR A DRIVER'S LICENCE

The Committee considered the report of the Licensing Team Leader on an application for a Joint Hackney Carriage and Private Hire Driver's Licence where an Enhanced Disclosure from the Disclosure and Barring Service (DBS) had shown a previous conviction and a caution that were relevant to the decision as to the applicant's suitability as a fit and proper person to hold a licence to drive a taxi in the Dover District.

In accordance with the approved procedure Members offered the applicant the opportunity to present evidence concerning the conviction and caution and the applicant called upon his person in support to speak to his good character and suitability as a fit and proper person.

The Committee withdrew to consider its decision and upon resuming the meeting the Contentious and Regulatory Lawyer explained that she had advised the

Committee in relation to the provisions in Sections 51 and 59 of the Local Government (Miscellaneous Provisions) Act 1976 and Dover District Council's Hackney Carriage and Private Hire Licensing policy, specifically that in relation to relevance of convictions (and cautions).

RESOLVED: That having regard to the evidence, the application for a Joint Hackney Carriage and Private Hire Licence be granted for an initial period of six months; and

(a) That the Licensing Team Leader will monitor and review the applicant.

(b) Provided there are no issues during the initial six months the licence will be granted for a further six months.

The meeting ended at 10.59 am.

DOVER DISTRICT COUNCIL

REGULATORY COMMITTEE PROCEDURE FOR HEARINGS

1. Introduction of all present. Chairman
2. Purpose of hearing and procedure. Licensing Team Leader
3. Applicant asked to confirm receipt of agenda, Licensing Manager's report, Council's policy guidelines and procedure for hearing. Legal Adviser
4. Licensing Manager's report introduced and issues summarised Licensing Team Leader
5. Licensing Manager calls any witnesses. Licensing Team Leader
Each witness in turn :
 - (i) will give evidence
 - (ii) may be questioned by the applicant or applicant's representatives
 - (iii) may be questioned by the Committee
 - (iv) may, if necessary, be re-questioned by the Licensing Manager
6. Presentation of case and particular issues (including whether applicant accepts the facts presented or wishes to correct them) Applicant or his/her representative
7. Applicant or his/her representative may call any witnesses (including the Applicant him/herself). Each witness in turn:
 - (i) will give evidence
 - (ii) may be questioned by the Licensing Manager
 - (iii) may be questioned by the Committee
 - (iv) may, if necessary, be re-questioned by the applicant/applicant's representativeApplicant or his/her representative
8. Further questions may be asked of any of the parties or any witnesses for the purpose of obtaining further relevant information or clarification Committee
9. Final submission. Licensing Team Leader
10. Final submission. Applicant
11. Committee withdraws to consider in private. Clerk and Legal Adviser may be invited to assist the Committee.
12. If the Committee requires any further information from any party or any further evidence, all parties will be recalled and the meeting reconvened. Any Member of the Committee who has not been present during the

whole of the proceedings must not take part in the decision making.

13. Committee reconvenes. Any legal advice given to the Committee in private will be summarised to the Applicant. Legal Adviser
14. The decision of the Committee is given to all parties. Chairman
In the event of a decision to refuse, suspend or revoke an application, the applicant is told that he/she has the right of appeal through the Magistrates Court and then to the Crown Court.

NOTES

1. The opportunities given to the parties within this procedure to ask questions should be used only for that purpose - to ask questions. The person asking the question will not be allowed to use this right as an opportunity to make statements.
2. Members of the Committee are, as a general rule, expected to ask questions of the various parties in accordance with this procedure. However circumstances may arise where it is desirable for a Member to seek immediate clarification or a point made by a witness or by a party during the course of giving evidence, answering questions being put to him by another party or making a submission. This should be permitted by the Chairman provided that the question is relevant and is conducive to the proper conduct of the hearing. Where additional questions are permitted after the Applicant's case has been summed up, the Applicant or his/her representative will always be given the final right of reply.
3. Under no circumstances must the parties or their witnesses offer members of the Committee information in the absence of the other party. Similarly Members must not attempt to gain information from any party at the hearing in the absence of the other. These are essential requirements of the proper application of the rules of natural justice.
4. The Chairman may vary this procedure as circumstances require but having full regard to adhering to the rules of natural justice.

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| Subject: | LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 – APPLICATION TO LICENCE VEHICLE OUTSIDE OF POLICY GUIDELINES |
| Meeting and Date: | Regulatory Committee – 12 July 2016 |
| Report of: | Licensing Team Leader |
| Classification: | Unrestricted |

| | |
|-------------------------------|---|
| Purpose of the report: | To consider an application to grant a licence for a private hire vehicle outside of policy guidelines |
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|------------------------|--|
| Recommendation: | That the Committee determine the application |
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1. Summary

1.1 Mr David Lamb of Relyon Transport has submitted an application to the Council asking for permission to licence a Ford Transit registration number PY57 VAA as a Private Hire Vehicle. This vehicle falls outside of the current vehicle age policy; being registered on 5 February 2008. The vehicle has eight seats and will be used to transport passengers to and from Dover Port/Cruise Terminal and the parking facilities at the applicant’s business address and it is not intended to be used for any other purpose.

2. Introduction and Background

2.1 The regulation of Hackney Carriage & Private Hire Vehicles is a statutory duty of the Council under the provisions of the Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976.

2.2 The Dover District Council Hackney Carriage and Private Hire Policy states in paragraph 2.4.1 that:

“No application for a hackney carriage or private hire vehicle licence will be granted if the vehicle, when application is made, exceeds 5 years of age.”

2.3 The policy also states “applicants wishing to licence vehicles outside of the policy should show sufficient reason for the Council to deviate from agreed policy”.

2.4 Mr Lamb has applied to licence a Ford Transit PY57 VAA as a private hire vehicle. The vehicle was first registered on 5 February 2008 and therefore falls outside of the current vehicle age policy. The vehicle had covered mileage of 125,691 miles at the time of the application. The vehicle will only be used for transporting passengers to and from Dover Port and Cruise Terminal and the parking facilities which the company operates in Poulton Close, Dover and will not be used for any other purpose.

2.5 The Licensing Enforcement Officer inspected the vehicle on 4 July 2016 and found the vehicle to be in very good condition.

3 Identification of Options

Options:

- (a) To allow the application for the grant of Private Hire Vehicle licence to the vehicle notwithstanding that this would be a deviation from existing policy.
- (b) To allow the application for the grant of Private Hire Vehicle licence to the vehicle and give authorisation to the Licensing Team Leader to approve this vehicle for renewal in the future providing it remains to a good standard and is to be solely used for shuttle services by Relyon.
- (c) To reject the application as there are insufficient reasons to justify a deviation from existing policy.

4 Evaluation of Options

Options:

- (a) The vehicle is over the age defined in policy for the grant of a licence. However, Mr Lamb is requesting that the Committee consider whether the vehicle could be licensed as he feels his application is exceptional circumstances and that the vehicle is maintained to very high standard, and is in such good condition. It is also important to note that the vehicle will not be used for purposes other than the transport of passengers to and from the Port and Cruise Terminal and this could be attached as a condition on the licence.

If such a deviation from policy were allowed then it would be necessary to make clear that this was an exceptional circumstance and that under normal circumstances such a deviation would not be considered.
- (b) If the Licensing Team Leader was authorised to approve vehicles for shuttle services in the future, it would be necessary to make it clear that this is for the circumstances of a shuttle vehicle for Relyon only and that under normal circumstances such a deviation would not be considered.
- (c) If the Committee felt that there were insufficient reasons to deviate from the Policy, then the application should be refused.

5 Resource Implications

There are no resource implications arising from this report.

6 Appendices

Appendix A – Application form and supporting papers submitted by Mr Lamb

7 Background Papers

Hackney Carriage & Private Hire Licensing Policy

Contact Officer: Rebecca Battrick, Licensing Team Leader. Ext.2279



Doulton Close, Coombe Valley Rd, Dover, Kent, CT17 0HL Phone :

Fax :

Email :

VAT No :

Date: 20/06/16

Licensing Section
Dover District Council
White Cliffs Business Park,
Whitfield
Dover
Kent
CT16 3PJ

Dear Sir / Madam,

Please find enclosed documents relating to a new vehicle we wish to add onto our Operators Licence.

I am assuming this vehicle will need to go to Council Committee for a decision, please let me know when you can book this in, I will also make sure the vehicle has a new MOT a few days before.

If you need any further information please do not hesitate to call / email using the above details

Yours Sincerely,

Jodie Milner
Office Manager



| | |
|--------------|--|
| PLATE NUMBER | |
|--------------|--|

DOVER DISTRICT COUNCIL

APPLICATION FOR A PRIVATE HIRE VEHICLE LICENCE

GRANT
 RENEWAL
 TRANSFER
 TEMPORARY TRANSFER

| | | | | |
|------------------------------|--|------------------------------|-----------------------------|-------------------------------|
| TITLE | MR <input checked="" type="checkbox"/> | MRS <input type="checkbox"/> | MS <input type="checkbox"/> | MISS <input type="checkbox"/> |
| SURNAME | LAMB | | FORENAME/S | DAVID KEITH |
| ADDRESS (including postcode) | RELYON CAR PARKING FOULTON CLOSE DOVER KENT CT17 0HL | | | |
| HOME PHONE | | | MOBILE | () - - - - |
| EMAIL | | | | |

| | |
|---|------------------|
| If a firm or partnership, the names of all proprietors or partners or any other person concerned in the keeping, employing or letting on hire of the vehicle. | DAVID KEITH LAMB |
|---|------------------|

| | |
|------------------------------|--|
| Name and Address of Operator | DAVID KEITH LAMB RELYON CAR PARKING FOULTON CLOSE, DOVER KENT CT17 0HL |
|------------------------------|--|

VEHICLE DETAILS

| | | | | | |
|--|--|--------------------------------------|--|---------|-------|
| Make: | FORD | Model: | TRANSIT | Colour: | WHITE |
| Date of first registration | 5/2/2008 | C.C. | 2402 | | |
| REGISTRATION NUMBER | P457 VAA | Fuel Type: | Petrol <input type="checkbox"/> Diesel <input checked="" type="checkbox"/> Hybrid <input type="checkbox"/> | | |
| Is the vehicle adapted as wheelchair accessible? | YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> | Number of seats excluding the driver | 8 | | |
| Is a meter fitted | YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> | If so please attach the tariff card | N/A | | |

INSURANCE DETAILS

| | |
|---|---|
| Is the vehicle insured for the carriage of passengers for hire Or reward | YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> |
| Name of insurance company | QBE |
| Policy number: | Y092419FKTO115A |
| Date insurance expires | 31 - AUG - 2016 |
| If changing vehicle, please give details of existing vehicle | N/A |
| Are you requesting an exemption from displaying private hire plates on the vehicle? | NO |
| Is the vehicle a prestige vehicle? (A prestige vehicle is defined as any vehicle currently licensed with the Dover District Council as a Hackney Carriage or Private Hire Vehicle. The residual value of which if sold privately exceeds £5,000, 6 years after the date of its first registration) | No |
| If so, is the vehicle used <u>exclusively</u> for the provision of prestige chauffeur services? | NO |

Declaration:

I apply for a licence for the private hire vehicle stated and enclose the relevant fee

I confirm that I have read and understand the notes supplied to me with this form and declare that the particulars I have supplied are correct to the best of my knowledge and belief.

I understand that Dover District Council may share this information with other agencies for the prevention and detection of crime.

| | | | |
|------------------|---|-------------|---------|
| SIGNATURE |  | DATE | 20/6/16 |
|------------------|---|-------------|---------|

NOTE: Section 57(3) of the Local Government (Miscellaneous Provisions) Act 1976: "If any person knowingly or recklessly makes a false statement or omits any material particular in giving information under this Section he/she shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding £100.00."

This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also share this information with other bodies responsible for auditing or administering public funds for these purposes. For further information, see <http://www.dover.gov.uk/Corporate-Information/Audit/Fair-Processing-Notice.aspx> or contact corporateservices@dover.gov.uk.

| | |
|--|---|
| For office use only | |
| Fee Renewal/Transfer | £ |
| Plate Deposit | £ |
| Receipt No. | |
| Date of Commencement of Licence | |
| Date when next MOT due | |
| Signed by officer | |
| Date received | |

DOVER DISTRICT COUNCIL
NOTES OF PRIVATE HIRE VEHICLE LICENCE

1. It is an offence to operate a vehicle for private hire unless a valid private hire vehicle licence is held by the owner of such vehicle and a licensed private hire vehicle may only be used as such when in the charge of and driven by a person holding a current private hire driver's licence.

2. ACCOMPANYING DOCUMENTS

The applicant is required to submit for examination:

- (a) a valid Certificate of Insurance for Hire and Reward
- (b) a valid Department of Transport Vehicle Test Certificate (not more than 14 days old) or a pre-delivery inspection report in lieu of MOT for new vehicles
- (c) a Vehicle Excise Act 1971 Registration Document

All vehicles shall also be presented to the Licensing Officer for additional inspection. Prior to submitting the vehicle for examination, proprietors shall ensure that the vehicle is in good condition, i.e. mechanically sound, bodywork satisfactory and the engine and full chassis steam cleaned.

3. VEHICLE TESTS

The Authority needs to be satisfied that licensed vehicles operating within its area are safe.

All hackney carriage and private hire vehicles shall be subject to the current MOT standard test at licence renewal. The vehicle must pass a further MOT test at 6 monthly intervals once the vehicle is over three years old. The Licensing Team Leader has delegated authority to require further, more frequent testing up to a maximum of 3 tests per year where concerns over safety standards have been identified.

Licensed vehicles that fail an inspection and/or MOT test and are deemed unsuitable for use as a passenger vehicle by the vehicle examiner or Licensing Officer, will result in the vehicle proprietor being issued with a suspension notice in order to prevent the vehicle being used to carry passengers until the defect(s) is/are remedied. Once the defects have been satisfactorily remedied then the proprietor may seek the lifting of the suspension notice by the Licensing Officer.

When a licensed vehicle sustains serious accident damage it shall be subjected to a further satisfactory MOT test prior to it being presented back into service.

4. VEHICLE EXAMINATION

Any authorised officer of the Council or any constable has the power at all reasonable times to inspect and test, for the purpose of ascertaining its fitness, any private hire vehicle licensed by a District Council, or any taximeter affixed to such a vehicle, and if he is not satisfied as to the fitness of the private hire vehicle or as to accuracy of its taximeter he may by notice in writing require the proprietor of a private hire vehicle to make it or its taximeter available for further inspection and testing at such reasonable time and place as may be specified in the notice and suspend the vehicle licence until such time as such authorised officer or constable is so satisfied.

5. TAXIMETERS

Private Hire Vehicles do not have to be fitted with a 'Taximeter' but if one is fitted it must be checked and, where possible, sealed by the Council prior to use.

Private Hire Vehicles that are fitted with Taximeters must also display a Tariff Card and provide a copy to the Licensing Authority for reference.

If at anytime after the grant of a licence a different type of tyre is fitted to the vehicle, and/or any alterations are carried out to the vehicle which might affect the reading on the face of the taximeter, and/or the seal of the taximeter is broken, whether accidentally or otherwise, the vehicle must be submitted for re-examination and/or sealing of the taximeter.

6. ACCIDENT DAMAGE

The proprietor of a private hire vehicle must report to the Council as soon as reasonably practicable, and in any case within 72 hours of the occurrence thereof, any accident to the vehicle causing damage materially affecting the safety, performance or appearance of the private hire vehicle or the comfort or convenience of persons carried therein.

7. DISPLAY OF PLATE

The proprietor of a private hire vehicle shall fix to the vehicle licence identification plates of size, colour, design and type supplied by the Authority.

The proprietor shall ensure that the licence identification plate is fixed to the front and rear exterior of the private hire vehicle in the vicinity of the bumper in such a position as the vehicle registration plate is not obscured, with the particulars thereon facing outwards and in such a manner and place that the licence is clearly visible by daylight from the highway. It shall be fixed on a platform kit as supplied by the Authority in such a manner as to be easily removed by an authorised officer or a police constable. The platform kit shall be fixed by bolts or screws or other similar means.

The proprietor shall ensure that an approved holder displaying a private hire driver badge and a vehicle licence identification card as supplied by the council is displayed, in a position for all passengers to clearly see.

The proprietor shall ensure that no licence identification plate be displayed other than the plates issued by the council, and the said plate shall be displayed only on the vehicle to which it relates.

The licence plates shall remain the property of the council and shall be returned to them within seven days after the service on the proprietor of an appropriate notice by the Authority in the event of the private hire vehicle licence ceasing to be in force in respect of the vehicle.

Private hire vehicles must display door signs in prominent positions on both rear doors of the vehicle indicating that they must be booked in advance and separate signs on the front doors indicating details of the operator

8. RESTRICTION ON SIGNS, NOTICES & ADVERTISING, ETC

Vehicles shall not be allowed to display any printed, written or other material on the windows of the vehicle except in respect of the following:-

- No eating or drinking;
- Public health and safety campaigns;
- Permits for private ranks;
- Trade organisation membership;
- No smoking; and
- Vehicle Excise Licence

Vehicle proprietors shall not display or allow to be displayed in or on their vehicle any signs, notices, advertisements, video or audio display etc either for the purpose of advertising or by way of identifying or personalising marks. However, the Authority will consider varying this prohibition on application from vehicle licence holders in accordance with the terms of these conditions.

Applications for approval of advertisements must be made in writing on the approved form to the Licensing Team Leader. The form must be accompanied by a copy of the proposed advertisement in full colour.

Permitted advertisements may be displayed in the interior of vehicles on the underside of tip-up seats and these must be encapsulated in clear non-flammable plastic or be manufactured of rigid plastic.

9. COMPANY SIGNS

Cars

Company (Operator) signs (not magnetised) shall be displayed on the two front doors (upper half panel in line with Authority signs). The maximum size shall be 770mm x 260mm.

A sign may be displayed on the rear of the vehicle advertising the company but it shall not exceed 100mm in height and the telephone number should not exceed 75mm in height.

A copy of any proposed company sign shall be forwarded to the Licensing Section for approval.

MPV's

Company (Operator) signs (not magnetised) shall be displayed on the two front doors (upper half panel in line with Authority signs) of private hire vehicles. Signs may be displayed on the rear of the vehicle advertising the company (but not the window). A copy of any proposed company signage shall be forwarded to the Licensing Section for who shall approve by vehicle make and model, signage parameters in proportion to the design of each vehicle.

Other (Large) Vehicles

The Authority shall approve, by vehicle make and model, signage parameters in proportion to the design of each vehicle. Company (Operator) signs (not magnetised) shall be displayed on the two front doors (upper half panel in line with Council signs).

All company signs shall be the same for each vehicle.

The words "For Hire", "Cab" or "Taxi" must not be included even if the name of the firm includes such words.

10. PERIOD OF LICENCE

A licence shall be in force from the time it is taken out until the expiration of the period of twelve months beginning with the first day of the month in which it is taken out.

11. LICENCE RESTRICTION

A private hire vehicle licence is issued in respect of the vehicle the registration number of which is shown on the licence and cannot in any circumstances be an authority for the use of any other vehicle as a private hire vehicle.

12. TRANSFER OF LICENCE

The proprietor of a private hire vehicle must notify the Council in writing of the name and address of a person to whom the vehicle is sold or transferred within 14 days of the transfer.

Applications for the transfer of a licence during the currency thereof will be considered and, subject to compliance with the necessary conditions, will be granted.

13. WARNING

Any false statement or information given to the questions set out in the application form may result in cancellation of the licence.

14. RIGHT OF APPEAL

Any person aggrieved by the refusal of the Council to grant a private hire vehicle licence may appeal to a Magistrates' Court.

Applications for private hire licences should be made to the Licensing Section, White Cliffs Business Park, Dover, Kent CT16 3PJ (Telephone: Dover (01304) 872295).

| | |
|---|---------------------------------------|
| Policy Number | |
| 1. Description of Vehicle | |
| Any motor vehicle the property of the Insured and/or for which they are legally responsible. | |
| 2. Name of Policyholder | |
| David Keith Lamb t/as Relyon Transport | |
| 3. Effective date of the commencement of insurance for the purposes of the relevant law | 4. Date of expiry of insurance |
| 00:01 1 September 2015 | 23:59 31 August 2016 |
| 5. Persons or classes of persons entitled to drive | |
| Any person. provided the person driving holds a licence to drive the vehicle and such licence has not been revoked or has held and is not disqualified from holding or obtaining such a licence and provided the person is driving on the order of or with the permission of the policyholder. | |
| 6. Limitations as to use | |
| Social, Domestic and Pleasure Purposes. Use for the Insured's business. | |
| 7. Exclusion | |
| Use for the carriage of passengers for hire or reward. Use whilst drawing a greater number of trailers in all than is permitted by Law. Use for racing, competitions, rallies or trials. Use to secure the release of a motor vehicle, not otherwise specifically the subject of this insurance policy, which has been seized by, or on behalf, of any government or public authority. | |
| 8. End of document | |

We hereby certify that the policy to which this certificate relates satisfies the requirements of the relevant law applicable in Great Britain, Northern Ireland, the Isle of Man, the Island of Guernsey, the Island of Jersey and the Island of Alderney. For and on behalf of QBE Insurance (Europe) Limited which is authorised and regulated by the Financial Conduct Authority and the Prudential Regulation Authority; registration number 202842.

QBE Insurance (Europe) Limited
One Coval Wells
Chelmsford
CM1 1WZ (UK)

QBE Insurance (Europe) Limited



M.F. Crane
For QBE Insurance
(Europe) Limited

NOTE: This Certificate relates to Road Traffic Act liability only. For full details of the insurance cover reference should be made to the Insurance Document. Advice to Third Parties - nothing contained in this Certificate affects your right as a Third Party to make a claim.

IMPORTANT NOTE

In the event of any of the following changes you should notify your Broker/Agent immediately in order to obtain QBE Insurance (Europe) Limited's confirmed acceptance:

- if you are replacing your vehicle
- if you are adding a vehicle
- for a change in the use of the vehicle
- for an amendment to the persons entitled to drive
- for retail customers (as advised by your Broker/Agent who arranged this insurance) should you cancel this insurance within the 14 day cooling off period this Certificate of Motor Insurance must be returned.

Thereafter if you wish to cancel or suspend the insurance you must obtain the agreement of QBE Insurance (Europe) Limited. The cancellation or suspension will operate only from the date this Certificate of Insurance is received by QBE Insurance (Europe) Limited.

EUROPEAN COVER

This Policy is operative in all member countries of the European Union, Norway, Switzerland and Iceland.

Cette Police s'applique dans tous les pays membres de l'Union Européenne en , Norvege, Suisse et Islande.

Diese Police findet Anwendung in allen mitgliedstaaten der Europäischen Union, in Norwegen, Schweiz und Island.

Esta Poliza se aplica en todos los paises miembros de la Union Europea y Noruega y Suiza y Islandia.

Questo Polizza si applica in tutti i paesi membri Dell Unione Europea e Norvegia e Svizzera e Islanda.

BAIL BOND

The cover for visits to Spain extends to include the provision of a Guarantee or Monetary Deposit for Bail purposes - not exceeding £1,000 - which may be required by the Authorities to avoid detention of the vehicle and/or driver as a result of an accident in that country.

The amount advanced is repayable to QBE Insurance (Europe) Limited.

Autorizamos a la Oficina d Aseguradores de Automoviles de Madrid a actuar en nombre de nuestro Asegurado para obtener la liberacion del vehiculo y/o del Asegurado y/o de la persona autorizada para conducir el mismo de detencion oficial.

A tal efecto la Oficina de queda autorizada por el preser hasta £1,000.

**QBE European Operations
Commercial Vehicle & Fleet Insurance Schedule**



Attaching to and forming part of Policy Schedule:

Insured: **David Keith Lamb t/as Relyon Transport**

Operative Endorsements

The terms, exceptions or conditions of this insurance may be varied by any endorsement specified below. Unless the endorsement specifies otherwise its application will apply to all sections of the **policy**. Where only a reference code is shown please refer to your **policy** booklet for the full terms of the endorsement.

Each endorsement will override any conflicting term in the **policy** and each is subject otherwise to the **policy** exclusions, general exclusion, terms, conditions and definitions.

| Code | Endorsement |
|-------------|--|
| FA11 | SD&P and Carriage of Goods for Hire or Reward |
| FB01 | Named Drivers Any authorised driver |
| FB03 | Exclude Drivers under age 21 years |
| FC02 | Damage Fire and Theft Excess £250 |
| FC04 | Windscreen Excess £250 |
| FX31 | Legal Services and Advice |
| F002 | <p>Indemnity Amended Indemnity Amended under Insured section C 4.1 Foreign Use</p> <p>This insurance is extended, without charge, to provide full loss or damage cover to the insured vehicle, and indemnity in respect of any accident arising outside the territorial limits in any:</p> <p>a) Member of the European Union b) Other country for which the commission of the European Union is satisfied that arrangements have been made to meet the requirements of EU Directives on insurance.</p> |
| F015 | Declaration basis Quarterly |
| F116 | Insured's Full Business Description Hauliers and operators of car park facility, including courtesy bus to transport customers to Ports, repair & maintenance of own vehicles and self drive hire operators. Occasional erection of exhibition stands and associated items. |

Endorsement Descriptions

FC04 Windscreen Excess

Excess: Windscreen

The **insurer** shall not be liable to pay the first amount specified in the **schedule** of each claim arising under **insured section B** in respect of the cost of repairing or replacing broken glass in the windscreen and/or windows of the **insured vehicle** and any scratching of the surrounding bodywork which results solely and directly from such breakage.

**QBE European Operations
Commercial Vehicle & Fleet Insurance Schedule**



Attaching to and forming part of Policy Schedule:

Insured: **David Keith Lamb t/as Relyon Transport**

F116 Insured's Full Business Description

General term: Insured's occupation

It is noted that the full business description of the **insured** is as specified in the endorsement **schedule**.

Subject otherwise to the terms, exceptions and conditions of this insurance.

This endorsement is effective from: 1 September 2015 (000)

CHAPMJ

Registration number

PY57 VAA



V5C

CD 6890592

6/14

THIS DOCUMENT IS NOT PROOF OF OWNERSHIP.

It shows who is responsible for registering and taxing the vehicle.



Driver & Vehicle
Licensing
Agency

UNITED KINGDOM
UK REGISTRATION
CERTIFICATE

European Community

свидетелство за регистрация
Permiso de circulación
Osvedčeni o registraci
Registreringsattest
Zulassungsbescheinigung
Registreerimistunnistus

Άδεια κυκλοφορίας /
Πιστοποιητικό Εγγραφής
Certificat d'immatriculation
Teastas Cláraithe
Carta di circolazione
Registrācijas apliecība

Registrācijas liudijimas
Forgalmi engedély
Certifikat ta' Registrazzjoni
Kentekenbewijs
Dowód Rejestracyjny
Certificado de matrícula

Certificat de înmatriculare
Osvedčenie o evidencii
Prometno dovoljenje
Rekisteröintitodistus
Registreringsbeviset
Prometna dozvola

1. Registered keeper

1364885280_001513_36800

DAVID KEITH LAMB
RELYON CAR PARKING
POULTON CLOSE
DOVER
CT17 0HL

You must make sure that the name and address printed here is correct. If it is not, see section 12.

Document reference number

6113 844 1809

Thinking of buying this vehicle?

Buyer beware...

Do you know how to avoid being tricked into buying a stolen vehicle?

For tips and advice go to www.gov.uk/checks-when-buying-a-used-car

2. The previous registered keeper

[Z.1] OLIVER LEE, 277 NEWTOWN ROAD, CARLISLE, CA2 7LS.

[Z.2] ACQUIRED VEHICLE ON 04 04 2016

[Z] NO. OF FORMER KEEPERS 1 SINCE FEB 200

3. Special notes (these notes cannot be removed)

1. WAS REGISTERED AND/OR USED. DECLARED MANUFACTURED 2008.

GOV.UK

Vehicle enquiry

BETA This is a new service – your [feedback \(https://wh.snapsurveys.com/s.asp?k=146374634009\)](https://wh.snapsurveys.com/s.asp?k=146374634009) will help us to improve it.

Registration number: PY57 VAA

✓ Taxed

Tax due: 01 May 2017

✓ MOT

Expires: 19 January 2017

If you have just purchased this vehicle, you must tax it even if it shows as taxed above. Vehicle tax cannot be transferred from keeper to keeper.

If you have taxed, made a SORN or had an MOT it can take up to 5 days for these details to be shown above.

You can check with your bank/building society to confirm your payment was successful.

Vehicle details

- Vehicle make **FORD**
- Date of first registration **04 April 2016**
- Year of manufacture **2008**
- Cylinder capacity (cc) **2402cc**
- CO₂Emissions **Not available**
- Fuel type **DIESEL**
- Export marker **No**
- Vehicle status **Tax not due**
- Vehicle colour **WHITE**
- Vehicle type approval **Not available**
- Wheelplan **2 AXLE RIGID BODY**
- Revenue weight **3500kg**

Calculating the cost of vehicle tax

You can use the information above to work out the cost of taxing this vehicle using the [vehicle tax rate tables \(https://www.gov.uk/vehicle-tax-rate-tables\)](https://www.gov.uk/vehicle-tax-rate-tables) or [rates of vehicle tax v149 \(https://www.gov.uk/government/publications/rates-of-vehicle-tax-v149\)](https://www.gov.uk/government/publications/rates-of-vehicle-tax-v149) or enter the V5C reference number on the previous page.

Incorrect details?

For further information on the MOT details displayed on your search result please contact:

DVSA for vehicles registered to a GB address or visit the [vehicle MOT page \(https://www.gov.uk/browse/driving/mot-insurance\)](https://www.gov.uk/browse/driving/mot-insurance)

Or

DVAT for vehicles registered to a Northern Ireland address or visit [NI Direct \(http://www.nidirect.gov.uk/index/information-and-services/motoring/mot-and-vehicle-testing.htm\)](http://www.nidirect.gov.uk/index/information-and-services/motoring/mot-and-vehicle-testing.htm)

If you think that the details on the vehicle record are incorrect please write to:

CCG
DVLA
Swansea
SA99 1BA

Please include the incorrect V5C registration certificate for amendment.

[Search again \(javascript: doPostBack\('ctl00\\$MainContent\\$butSearchAgain',''\)\)](#)