

Policy in regards to Euro 6 Engines

1. The new policy breaches our agreement & our Grandfather Rights.

We do not forfeit/abandon our rights to the previously agreed agreement that our vehicles would run the full term of 10 years.

If the Council chooses to breach the agreement then the Council should finance the upgrading of the engines.

Also the Council should compensate all the drivers who do their own upgrade.

2. There is no national requirement that taxis must be Euro 6- compliant by 2022 as there are no national minimum vehicle standards for taxis.

See the letter from Dominic Lowe- Senior Policy Advisor (Department Of Transport)

3. The said policy does ultimately lack legitimacy for reason of being in complete disharmony with policies of neighbouring Councils on the same subject-matter.

See the Freedom Of Information Requests from neighbouring Councils.

4. The cost of replacing the vehicles in the current climate after a national pandemic and economic decline is not possible.

See the prices of Euro 6 compliant vehicles.

5. The policy was approved prior to an unexpected supervening event namely the Covid-19 Government Pandemic and continual lockdowns; and

6. The change of circumstance created a new economic environment that the Council should now take into consideration.

7. Further we do not consider that the said policy is **reasonably necessary** under S47 of the Local Government (Miscellaneous Provisions) Act 1976;

The Council should abide by the original agreement, failure of which it will be liable for breach of contract.

We now require that E.S.B.C licensing review the discriminatory policy because the wider and negative impact of changing the licensing requirements, such as costs on drivers, do indeed outweigh any alleged benefits.



Department
for Transport

Department for Transport
Great Minster House
33 Horseferry Road
London
SW1P 4DR
Tel: 0300 330 3000

Web Site: www.gov.uk/dft

Our Ref: 367531
Your Ref:

21 September 2021

Taxis – Local Vehicle Standards

Thank you for your email to the Department for Transport regarding local vehicle standards. I am responding as a member of our Taxis and Private Hire Vehicle Policy team.

Local licensing authorities set the taxi licensing policy for their local area and may set conditions for vehicle licenses as they 'consider reasonably necessary' under [Section 47 of the Local Government \(Miscellaneous Provisions\) Act 1976](#).

The Government is phasing out the sale of new petrol and diesel cars and vans by 2030, and, from 2035, all new cars and vans must be zero emissions at the tailpipe. However, there is no national requirement that taxis must be Euro 6-compliant by 2022 as there are no national minimum vehicle standards for taxis.

It is expected that licensing authorities consider the wider impact of changes to their licensing policy, including costs to the sector. The licensing authority should ensure the benefits of changing the licensing requirements outweigh the negative impacts.

Yours sincerely,
Dominic Lowe



Freedom of Information Request: FOI/5515/21

1 message

FOI Team <foi@derbyshiredales.gov.uk>

Thu, 23 Sep 2021 at 16:24

Thank you for your recent request for information under the Freedom of Information Act 2000. The answer to your question is as follows:

Thank you for your FOI request.

The only vehicle licensing undertaken by Derbyshire Dales District Council is taxi (hackney carriage) and private hire.

I have attached a copy of the Council's current taxi licensing policy and you will note that there is no specific reference in it to Euro 6 engines. The Vehicle Specification in Appendix A of the Policy document does state in paragraph 1.2 that:

All vehicles shall have an appropriate "type approval" which is either a:

- European Whole Vehicle Type approval;


- British National Type approval; or
- British Single Vehicle Approval.

The Policy should provide all of the information about the type of vehicle we will licence. I am not sure whether this answers your question, but if you wish to make your enquiry more specific I can refer it to the Council's Senior Mechanic if I am unable to assist.

This response has been provided by Licensing (Regulatory Services),

If you are dissatisfied with the handling of your request, you have the right to ask for an internal review. Internal review requests should be submitted within two months of the date of receipt of the response to your original letter and should be addressed to: James McLaughlin, Director of Corporate and Customer Services, Town Hall, Matlock Derbyshire DE4 3NN.

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF.

cid:image002.png@01D357B8.FA82EE40 All personal information provided to Derbyshire Dales District Council will be held and treated in confidence in accordance with the Data Protection Act 1998. It will only be used for the purpose it was given. Some personal data may be shared with trusted partners such as Serco and Arvato to enable the Council to respond your request.

Yours sincerely

Caroline Leatherday

Freedom of Information Officer

Derbyshire Dales District Council
Town Hall | Matlock | Derbyshire, DE4 3NN
tel (01629) 761100 | fax (01629) 761148

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FW: Licensing enquiry - 2122-131

1 message

Trisha Taylor <Trisha.Taylor@southderbyshire.gov.uk>

Thu, 16 Sep 2021 at 09:35

Clarification from Licensing below, thank you:-

The Council do not consider a vehicles Euro Category emission status per se when licensing a vehicle. The policy is based on a vehicles age at the first time of licensing.

The Council do not accept vehicles for licensing that are more than 8 years old from the date of first registration. This in effect means that all of the vehicles on the fleet will currently be Euro 5 or Euro 6, and also have an age limit of ten years on a vehicle end of life as a taxi.

This means that the vehicles are continually being replaced with vehicles that meet higher emission standards

Kind regards

Trish Taylor

Secretarial Support Officer

T: 01283 595892

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WHEELY

Driver pressure means delays in Derby Council taxi strategy

By [Mark Bursa](#) | 31 August 2019, 20:59



Derby City Council has approved a new taxi and private hire vehicle strategy for the industry, but amendments to the proposals mean it will not be fully implemented until 2025.

The city's taxi licensing committee requested that drivers and operators are given until January 2025 rather than the proposed date of January 2021 to meet the condition that all Hackney carriages and private hire vehicles are required to be a minimum of Euro 6 Diesel or zero-emissions capable ultra-low emissions vehicles.

The committee also voted to amend the policy on the age limits of vehicles, voting that from 2025 the maximum age of hackney carriages and private hire vehicles should be 15 years rather than the 10 proposed for diesel vehicles and 12 years for ZEC ULEV vehicles. The delay also means that until 2025 Derby remains without any age limit on hackney carriages and private hire vehicles.

The committee also approved a new black colour scheme for hackney carriages, with a diagonal yellow stripe down the side of each vehicle. Derby's hackneys are currently painted all-yellow. This policy comes into immediate effect for newly licensed vehicles while yellow cabs will have until 2025 to make the change.

A proposal for six month inspections for all vehicles was also rejected. With immediate effect, vehicles under 5 years will only be required to have one inspection per year with six-monthly inspections beginning on vehicles over 5 years.



Freedom of Information request

1 message

Licensing <licensing@birmingham.gov.uk>

Wed, 8 Sep 2021 at 10:29

Hi,

At the present time Birmingham City Council's licensing policy for Hackney Carriages and Private Hire Vehicle is based on the age of the vehicle not the engines emissions.

The policy that required any new or replacement vehicle applications to be for ULEV's has now been postponed from 01/01/21 to 01/01/26.

New applications for a Private Hire Vehicle licence must be for vehicles under 8 years old. The vehicle can remain licensed until it is 12 years old..

There is currently a moratorium on the issue of new hackney carriage licences. Only existing licence holders or those who have surrendered a hackney carriage licence in the last two years are allowed to licence a new hackney carriage. The vehicle must be under 15 years old but also younger than the vehicle it is replacing. The vehicle can remain licensed until it is 15 years old.

Whilst the engine specification and emissions is not a factor for Licensing purposes it is highly relevant in terms of the Birmingham Clean Air Zone (CAZ). The taxi licensing office does not have any involvement in the administering of the CAZ.

The Clean Air Zone (CAZ) came into force on 01/06/2021.

To comply with the CAZ PHV's and HCV's must be at least a Euro 4 Petrol or a Euro 6 Diesel.

To see if your vehicle complies with the CAZ please follow this link:-

<https://www.gov.uk/check-clean-air-zone-charge>

If your vehicle does not comply with the CAZ a daily charge will be incurred for every day that you enter the CAZ.

For advice on the CAZ please contact the Clean Air Zone team on cleanair@birmingham.gov.uk



Senior Licensing Officer



FOI request ref F/221/2122

1 message

Alison Sipson <Alison.Sipson@bolsover.gov.uk>

Mon, 13 Sep 2021 at 08:48

Please Ask For: Alison Sipson
Direct Line: 01246 242383
E-mail: FOI@bolsover.gov.uk
Date: 13th September 2021

FREEDOM OF INFORMATION ACT 2000 - INFORMATION REQUEST**Reference F/221/2122**

Your request for information has been considered and, to the best of our knowledge, the information we hold which relates to your request is as follows:

Could you please send me information in regards to licensing of vehicles that are not Euro 6 engines?

The authority does not currently have any restrictions in relation to the emission standards of licensed vehicles. There are not currently any plans to introduce restrictions, however, this may change if the council identifies a reasonable need or justification for such a restriction.

I hope that you are satisfied with our response. However, if you are dissatisfied in any way with the handling of your information request your next step would be to clearly state in writing why you are dissatisfied and the Council will treat this as a formal complaint in accordance with our Compliments, Comments and Complaints policy. The policy together with information on how to make a complaint is available on the Council's website www.bolsover.gov.uk or by emailing CCCAdmin@bolsover.gov.uk,

I also have a duty to make you aware of the Information Commissioner's Office, which is an independent body who monitors the Data Protection Act, the Freedom of Information Act and Environmental Information Regulations, and make sure organisations fulfil their legal obligations under the Acts. They can be contacted at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF
Telephone: 0303 123 1113
www.ico.org.uk

Yours sincerely

North West Leicestershire

Seat belts must be fitted for all seats.

Nearside and offside exterior rear view mirrors.

3.0 VEHICLE EMISSIONS

- From 1 September 2021, all hackney carriage vehicles must be fitted with at least a Euro 5 compliant engine or equivalent using retrofit technology (registered since September 2009). Euro 4 compliant engines or older will not be permitted. Any vehicle with a Euro 4 compliant engine or older will not be licensed at the time of renewal.
- From 1 January 2025, all hackney carriage vehicles must be fitted with at least a Euro 6 compliant engine or equivalent using retrofit technology (registered since September 2014). Euro 5 compliant engines or older will not be permitted. Any vehicle with a Euro 5 compliant engine or older will not be licensed at the time of renewal.

Applicants will be required to prove that the engine is suitable. Any vehicle with an engine older than the required euro emissions standard will not be licensed at the time of renewal unless it can be verified that the emissions have been suitably lowered using approved retrofit technology

The fee for a licence for an ultra low emission vehicle (both new and renewal application) is discounted by 15% (compared with a standard vehicle licence (new application and renewal))

4.0 VEHICLE AGE AND CONDITION

A policy relating to vehicle age was introduced with the aim of improving the condition of licensed vehicles. Since introducing the policy, the percentage of vehicles passing an inspection at the first attempt has increased.

The age of the vehicle is to be taken from the vehicle registration document. Where the age of a "Q" registered vehicle is not identifiable, the age will be calculated as 3 years old at the date of "Q" registration in line with the policy of the DVLA and taken from the registration document.

Definitions:

Vehicle inspection: An inspection of a vehicle carried out by NWLDC appointed mechanics, relating to: (a) 12 monthly check; (b) 6 monthly check; (c) spot check at any point during the term of the licence

Visual inspection: A visual inspection of a vehicle carried out by NWLDC appointed officers, relating to: (a) new applications; (b) renewal applications; (c) spot checks at any point during the term of the licence

Safety critical areas: All areas of a vehicle inspected during a vehicle inspection except the following items: bulbs, windscreen wipers, customer feedback notice, condition of luggage / load space, jack, fire extinguisher, first-aid kit, taximeter, roof sign

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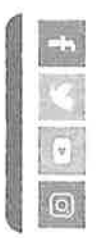
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