

## **GLASGOW CITY COUNCIL**

### **CIVIC GOVERNMENT (SCOTLAND) ACT 1982, SECTION 10**

#### **APPLICATIONS FOR THE GRANT OF A PRIVATE HIRE CAR LICENCE**

##### **Private Hire Car Licence Overprovision Policy**

In terms of sections 10 (3A) and (3C) of the Civic Government (Scotland) Act 1982 (“the 1982 Act”), the Licensing Authority is satisfied that, having regard to the number of private hire cars operating in the City of Glasgow and the demand for private hire car services in that locality, there is an overprovision of private hire car services.

In terms of section 10 (3B) of the 1982 Act, the Licensing Authority has determined that the whole of the City of Glasgow is the appropriate locality for the purposes of said section 10 (3A).

The Licensing Authority is satisfied that having regard to the findings of an independent report by Local Transport Projects Ltd dated December 2018, that for the purposes of sections 10 (3A) (3B) and (3C) of the 1982 Act, there will continue to be an overprovision of private hire car services in the City of Glasgow until such time as the number of private hire car licences falls below 3195. As such there will be a rebuttable presumption against the grant of further private hire car licences where the number of existing such licences already exceeds that number. This will be known as “the Private Hire Car Licence Overprovision Policy”.

The Private Hire Car Licence Overprovision Policy will not apply to applications for the renewal of a private hire car licence.

Where the holder of a private hire car licence fails to apply timeously for the renewal of the licence, but an application has been deemed by the Licensing Authority to be an application for the renewal of a licence on good cause being shown in terms of paragraph 8(5A) of Schedule 1 to the 1982 Act, the Private Hire Car Licence Overprovision Policy will not apply.

Applications for the grant of a new private hire car licence will generally be considered having regard to the Private Hire Car Licence Overprovision Policy. For reasons of fairness to all in applying the Private Hire Car Overprovision Policy, applications for the grant of a new private hire car licence will be considered in chronological order i.e. by reference to the date and time of receipt.

In considering an application for the grant of a private hire car licence in terms of the Private Hire Car Licence Overprovision Policy, the Licensing and Regulatory Committee will have regard to:-

- the number of private hire car licences in existence at that time;
- any evidence as to a material change in the demand for the services of private hire cars in the locality from that set out in the independent report by Local Transport Projects Ltd dated December 2018; and
- any submissions made by an applicant as to why he or she should be treated as an exception to the said Policy.

Each such application will be considered on its merits.