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Cyngor Bwrdeistref Sirol Pen-y-bont ar Ogwr

Bridgend County Borough Council



Swyddfeydd Dinesig, Stryd yr Angel, Pen-y-bont, CF31 4WB / Civic Offices, Angel Street, Bridgend, CF31 4WB

*Rydym yn croesawu gohebiaeth yn Gymraeg.
Rhowch wybod i ni os mai Cymraeg yw eich
dewis iaith.*

*We welcome correspondence in Welsh. Please
let us know if your language choice is Welsh.*



Annwyl Cyngorydd,

IS-BWYLLGOR TRWYDDEDU (A)

Cynhelir Cyfarfod Is-Bwyllgor Trwyddedu (A) yn Ystafelloedd Pwyllgor 2/3 - Swyddfeydd Dinesig, Stryd yr Angel, Pen-y-bont ar Ogwr CF31 4WB ar **Dydd Mawrth, 10 Mawrth 2020 am 10:00.**

AGENDA

1. Ymddiheuriadau am absenoldeb
Derbyn ymddiheuriadau am absenoldeb gan Aelodau.
2. Datganiadau o fuddiant
Derbyn datganiadau o ddiddordeb personol a rhagfarnol (os o gwbl) gan Aelodau / Swyddogion yn unol â darpariaethau'r Cod Ymddygiad Aelodau a fabwysiadwyd gan y Cyngor o 1 Medi 2008.
3. Cymeradwyaeth Cofnodion 3 - 6
I dderbyn am gymeradwyaeth y Cofnodion cyfarfod y 14/01/2020
4. Cais i Drwyddedu Cerbyd Hacnai 7 - 8
5. Cais i Drwyddedu Cerbyd Hurio Preifat 9 - 12
6. Cais i Drwyddedu Cerbyd Hurio Preifat 13 - 16
7. Cais i Drwyddedu Cerbyd Hurio Preifat 17 - 20
8. Cais i Drwyddedu Cerbyd Hacnai 21 - 22
9. Materion Brys
I ystyried unrhyw eitemau o fusnes y, oherwydd amgylchiadau arbennig y cadeirydd o'r farn y dylid eu hystyried yn y cyfarfod fel mater o frys yn unol â Rhan 4 (pharagraff 4) o'r Rheolau Trefn y Cyngor yn y Cyfansoddiad.
10. Gwahardd y Cyhoedd

Ffôn/Tel: 01656 643643

Negeseuon SMS/ SMS Messaging: 07581 157014

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Twitter@bridgendCBC

Ebost/Email: talktous@bridgend.gov.uk

Gwefan/Website: www.bridgend.gov.uk

Cyfnwidi testun: Rhowch 18001 o flaen unrhyw un o'n rhifau ffon ar gyfer y gwasanaeth trosglwyddo testun

Text relay: Put 18001 before any of our phone numbers for the text relay service

Rydym yn croesawu gohebiaeth yn y Gymraeg. Rhowch wybod i ni os yw eich dewis iaith yw'r Gymraeg

We welcome correspondence in Welsh. Please let us know if your language choice is Welsh

Nid oedd y cofnodion sy'n ymwneud â'r eitem canlynol yn cael eu cyhoeddi, gan fod eu bod yn cynnwys gwybodaeth eithriedig fel y'i diffinnir ym Mharagraffau 14 a 16 o Ran 4 a Pharagraff 21 o Ran 5, Atodlen 12A, Deddf Llywodraeth Leol 1972, fel y'i newidiwyd gan Orchymyn Llywodraeth Leol (Cymru) 2007 (Mynediad at Wybodaeth) (Amrywio).

Os, yn dilyn cymhwyso'r prawf budd y cyhoedd yn yr Is-Bwyllgor yn penderfynu yn unol â'r Ddeddf i ystyried yr eitem hyn yn breifat, bydd y cyhoedd yn cael eu gwahardd o'r cyfarfod yn ystod ystyriaeth o'r fath.

11. Cymeradwyaeth Cofnodion wedi'u Eithrio

23 - 28

I dderbyn am gymeradwyaeth y Cofnodion eithrio cyfarfod y 14/01/2020

Yn ddiffuant

K Watson

Prif Swyddog – Gwasanaethau Cyfreithiol, Adnoddau Dynol a Rheoleiddio

Dosbarthiad:

Cynghowrwy

TH Beedle

RJ Collins

MJ Kearn

Cynghorwyr

DRW Lewis

DG Owen

AA Pucella

Cynghorwyr

JE Williams

IS-BWYLLGOR TRWYDDEDU (A) - DYDD MAWRTH, 14 IONAWR 2020

COFNODION CYFARFOD Y IS-BWYLLGOR TRWYDDEDU (A) A GYNHALIWD YN YSTAFELLOEDD PWYLLGOR 2/3 - SWYDDFEYDD DINESIG, STRYD YR ANGEL, PEN-Y-BONT AR OGWR CF31 4WB DYDD MAWRTH, 14 IONAWR 2020, AM 10:00

Presennol

Y Cynghorydd DRW Lewis – Cadeirydd

TH Beedle
JE Williams

RJ Collins

MJ Kearn

AA Pucella

Swyddogion:

Kirsty Evans	Uwch Swyddog Trwyddedu
Andrea Lee	Uwch Cyfreithiwr
Michael Pitman	Swyddog Gwasanaethau Democrataidd – Pwyllgorau
Yvonne Witchell	Rheolydd Tîm Trwyddedu

241. DATGANIADAU O FUDDIANT

Datganodd y Cynghorydd R Collins fuddiant rhagfarnus yn eitem 10 ar yr agenda, gan ei fod yn gymydog i'r ymgeisydd.

242. DERBYN Y COFNODION

PENDERFYNWYD: Derbyn cofnodion y cyfarfod a gynhaliwyd ar 19/11/2019 fel rhai cywir.

243. CAIS I DRWYDDEDU CERBYD CLUDO HACNI

Cyflwynodd y Pennaeth Gwasanaethau Cyfreithiol a Rheoli adroddiad a oedd yn gofyn i'r Is-Bwyllgor ystyried cais i ganiatáu trwydded am gerbyd Cludo Hacni.

Cynghorodd yr adroddiad bod cais yn cael ei gyflwyno gan Paul Brain, i drwyddedu Dacia Logan â'r rhif cofrestru LF17 WZM fel Cerbyd Cludo Hacni preifat â 4 sedd. Roedd y cerbyd yn un ail law ac fe'i cofrestrwyd â'r DVLA yn gyntaf ym mis Mawrth 2017.

Nid oedd y cais yn bodloni'r Polisi Cerbyd Cludo Hacni a gymeradwywyd gan y Pwyllgor Trwyddedu, am y rhesymau a nodir ym mharagraff 4.3 yr adroddiad. Nid oedd y cerbyd yn addas i gadair olwyn. Cyflwynwyd tystysgrif MOT a hanes gwasanaeth a fanylwyd ym mharagraff 4.3 yr adroddiad.

Cynghorodd y Rheolwr Tîm (Trwyddedu) y cafodd y cerbyd ei archwilio ar 18 Rhagfyr 2019 gan Swyddogion Gorfodi Trwyddedu yn dilyn ei wrthod mewn cyfarfod Is-bwyllgor blaenorol oherwydd pryderon diogelwch. Yn dilyn yr archwiliad, cadarnhawyd nad oedd pryderon diogelwch na phryderon ansawdd. Roedd rhagor o fanylion ynghylch yr archwiliad yn 4.5 yr adroddiad.

Aeth aelodau yn eu blaen i archwilio'r cerbyd ymhellach a oedd ym maes parcio islawr y Swyddfeydd Dinesig.

Ar ôl i'r cyfarfod yn ailymgynnull cafwyd cadarnhad mai milltiroedd y cerbyd oedd 17,528.

Rhoddwyd canllawiau Polisi mewn perthynas â cheisiadau am drwyddedau Cerbydau Cludo Hacni ym mharagraff 4.4 o'r adroddiad.

Bu i'r aelodau adael yr ystafell i ystyried y cais ymhellach ac ar ôl ailymgynnull,

PENDERFYNWYD: Bod yr Is-bwyllgor yn ystyried cofrestru LF17 WZM fel Cerbyd Cludo Hacni.

Nododd aelodau nad oedd y cais yn bodloni polisi 2.1 oherwydd oedran a milltiroedd y cerbyd.

Nododd aelodau y gellir llacio'r polisi fel y nodir ym mharagraff 2.2 y polisi, yn benodol ansawdd rhagorol y tu mewn a'r tu allan i'r car a'r safonau diogelwch eithriadol. Fel y cyfryw, roedd yr Is-Bwyllgor yn fodlon caniatáu'r drwydded.

244. CAIS I DRWYDDEDU CERBYD CLUDO HACNI

Cyflwynodd y Pennaeth Gwasanaethau Cyfreithiol a Rheoli adroddiad a oedd yn gofyn i'r Is-Bwyllgor ystyried cais i ganiatáu trwydded am gerbyd Cludo Hacni.

Cynghorodd yr adroddiad bod cais yn cael ei gyflwyno gan Emma Parrott i drwyddedu Toyota Avensis, rhif cofrestru MD66 WXJ fel Cerbyd Cludo Hacni i gludo 4 unigolyn. Roedd y cerbyd yn un ail law ac fe'i gofrestrwyd â'r DVLA ym mis Ionawr 2017.

Nid oedd y cais yn bodloni'r Polisi Cerbyd Cludo Hacni a gymeradwywyd gan y Pwyllgor Trwyddedu, am y rhesymau a nodir ym mharagraff 4.3 yr adroddiad. Nid oedd y cerbyd yn addas i gadair olwyn. Cyflwynwyd tystysgrif MOT a hanes gwasanaeth a fanylwyd ym mharagraff 4.3 o'r adroddiad.

Cynghorodd y Rheolwr Tîm (Trwyddedu) y cafodd y cerbyd hwn ei wrthod mewn Is-bwyllgor Trwyddedu oherwydd pryderon ynghylch diogelwch y seddi cefn. Ar 8 Ionawr, archwiliodd Swyddog Gorfodi Trwyddedu gerbyd tebyg mewn delwriaeth leol. Yn ystod yr archwiliad, nododd pan ddefnyddiwyd y weithdrefn gywir ar gyfer codi a gostwng y seddi, roeddent yn ddiogel. Roedd rhagor o fanylion ym mharagraff 4.5 o'r adroddiad.

Aeth aelodau yn eu blaen i archwilio'r cerbyd a oedd ym maes parcio islawr y Swyddfeydd Dinesig.

Ar ôl i'r cyfarfod ailymgynnull cafwyd cadarnhad mai milltiroedd y cerbyd oedd 9,540.

Rhoddwyd canllawiau'r Polisi mewn perthynas â cheisiadau am drwyddedau Cerbydau Cludo Hacni ym mharagraff 4.4 o'r adroddiad.

Bu i'r aelodau adael yr ystafell i ystyried y cais ymhellach ac ar ôl ailymgynnull,

PENDERFYNWYD: Bod yr Is-bwyllgor yn ystyried cofrestru MD66 WXJ fel Cerbyd Cludo Hacni.

Nododd aelodau nad oedd y cais yn bodloni polisi 2.1 oherwydd oedran a milltiroedd y cerbyd.

Nododd aelodau y gellir llacio'r polisi fel y nodir ym mharagraff 2.2 y polisi, yn benodol ansawdd rhagorol y tu mewn a'r tu allan i'r car a'r safonau diogelwch eithriadol. Fel y cyfryw, roedd yr Is-Bwyllgor yn fodlon caniatáu'r drwydded.

245. EITEMAU BRYD

Dim

246. GWAHARDD Y CYHOEDD

PENDERFYNWYD: Mai dan Adran 100A(4) Deddf Llywodraeth Leol 1972 fel y diwygiwyd gan Orchymyn Llywodraeth Leol (Mynediad at Wybodaeth) (Amrywiad) (Cymru) 2007, bod y cyhoedd yn cael eu gwahardd o'r cyfarfod yn ystod trafodaeth o'r eitemau busnes canlynol gan eu bod yn cynnwys gwybodaeth eithriedig fel y diffinnir ym Mharagraff 12 Rhan 4 a/neu Baragraff 21 Rhan 5 Amserlen 12A y Ddeddf.

Yn dilyn y prawf budd y cyhoedd, penderfynwyd, mai yn unol â'r Ddeddf y cyfeirir ati uchod, i ystyried yr eitemau canlynol yn breifat, gyda'r cyhoedd wedi'u gwahardd o'r cyfarfod, gan yr ystyrir mai ym mhob amgylchiad mewn perthynas â'r eitemau, roedd budd y cyhoedd i gynnal y gwaharddiad yn gorbwyso budd y cyhoedd i ddatgelu'r wybodaeth, oherwydd byddai'r wybodaeth yn niweidiol i'r ymgeiswyr dan sylw.

247. CYMERADWYAETH COFNODION WEDI'U EITHRIO

248. GWRANDAWIAD DISGYBLU AR GYFER GYRWYR TACSI PRESENNOL

249. GWRANDAWIAD DISGYBLU AR GYFER GYRWYR TACSI PRESENNOL

250. GWRANDAWIAD DISGYBLU AR GYFER GYRWYR TACSI PRESENNOL

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BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

10 MARCH 2020

REPORT OF THE CHIEF OFFICER – LEGAL, HR AND REGULATORY SERVICES

APPLICATION TO LICENCE HACKNEY CARRIAGE VEHICLE

1. Purpose of report

- 1.1 The purpose of this report is to ask the sub-committee to consider an application to grant a licence for a hackney carriage vehicle.

2. Connection to corporate improvement objectives/other corporate priorities

- 2.1 There is no direct link to the Corporate Plan / Other Corporate Priorities.

3. Background

- 3.1 It is the duty of the Local Authority to determine applications made under the Local Government (Miscellaneous Provisions) Act 1976 and Town Police Clauses Act 1847. Applications which fall outside the policy guidelines are referred to a Licensing Sub-Committee for determination.

4. Current situation/proposal

- 4.1 Application is made by Andrew Jackson of Porthcawl to licence a Ford Torneo Custom vehicle registration number CK66 NEU as a hackney carriage vehicle to seat 8 persons.

- 4.2 The vehicle was first registered at the DVLA on 30 November 2016.

- 4.3 The application falls outside the Hackney Carriage Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible. For Members' information a service report has been submitted for the 27 December 2018 with the mileage recorded at 33031, for 31 March 2019 with mileage at 43965, for 27 May 2019 with mileage at 54634 and for 22 September 2019 with mileage at 65513. An MOT has also been submitted dated 12 November 2019 with the mileage recorded as 72270.

4.4 Policy Guidelines

The vehicle policy applicable to this application was approved by the Licensing Committee on 10 March 2008. The relevant extract from the policy is as follows:

“(Policy 2.1) Applications for the first licensing of a hackney carriage or private hire vehicle should be submitted to the Council within 14 days of the first registration of the vehicle at the DVLA. The mileage at the time of application should be no greater than 500 miles. The applicant may be the second or a subsequent registered keeper but the applicant must demonstrate that there is no more than 14 days

between the first registration and transfer to the applicant's name. Applications will normally be dealt with under the Scheme of Delegation to Officers.

(Policy 2.2) Applications for the first licensing of vehicles falling outside the above policy guidelines will normally be refused but a relaxation of the policy may be considered in exceptional circumstances. The general guidelines for relaxation of the policy are as follows but each case will be dealt with on its merits:

5. Effect upon policy framework and procedure rules

5.1 None

6. Equality Impact Assessment

6.1 This vehicle is not for wheelchair use. There are no other implications in relation to age; disability; gender and transgender; race; religion or belief and non-belief; sexual orientation.

7. Well-being of Future Generations (Wales) Act 2015 implications

7.1 The well-being goals identified in the Act were considered in the preparation of this report. It is considered that there will be no significant or unacceptable impacts upon the achievement of well-being goals/objectives as a result of this report.

8. Financial implications

8.1 None for the authority

9. Recommendation

9.1 The Sub-Committee is asked to determine the application having regard to the information contained within this report.

Kelly Watson

CHIEF OFFICER – LEGAL, HR AND REGULATORY SERVICES

Date 4 March 2020

Yvonne Witchell
Team Manager Licensing

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Postal Address Civic Offices, Angel Street, Bridgend, CF31 4WB

Background documents

Hackney Carriage Vehicle Application

Hackney Carriage Vehicle Policy Guidelines

BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

10 MARCH 2020

REPORT OF THE CHIEF OFFICER – LEGAL, HR AND REGULATORY SERVICES

APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

1. Purpose of report

- 1.1 The purpose of this report is to ask the sub-committee to consider an application to grant a licence for a private hire vehicle.

2. Connection to corporate improvement objectives/other corporate priorities

- 2.1 There is no direct link to the Corporate Improvement Plan / Other Corporate Priority.

3. Background

- 3.1 It is the duty of the Local Authority to determine applications made under the Local Government (Miscellaneous Provisions) Act 1976 and Town Police Clauses Act 1847. Applications which fall outside the policy guidelines are referred to a Licensing Sub-Committee for determination.

4. Current situation/proposal

- 4.1 Application is made by Paul Brain of Bridgend to licence a Vauxhall Vivaro CDTI vehicle registration number DE15 CEU as a private hire vehicle to seat 8 persons.

- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 12 May 2015.

- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible. A service report has been submitted for the 17 July 2016 with the mileage recorded at 24665, 21 December 2017 with the mileage at 51335 and 7 January 2019 with mileage at 73763.

4.4 Policy Guidelines

The vehicle policy applicable to this application was approved by the Licensing Committee on 10 March 2008. The relevant extract from the policy is as follows:

“(Policy 2.1) Applications for the first licensing of a hackney carriage or private hire vehicle should be submitted to the Council within 14 days of the first registration of the vehicle at the DVLA. The mileage at the time of application should be no greater than 500 miles. The applicant may be the second or a subsequent registered keeper but the applicant must demonstrate that there is no more than 14 days between the first registration and transfer to the applicant’s name. Applications will normally be dealt with under the Scheme of Delegation to Officers.

(Policy 2.2) Applications for the first licensing of vehicles falling outside the above policy guidelines will normally be refused but a relaxation of the policy may be considered in exceptional circumstances. The general guidelines for relaxation of the policy are as follows but each case will be dealt with on its merits:

(Policy 2.2.5) A relaxation of the policy will also be considered in exceptional circumstances for applications relating to the first licensing of private hire vehicles. The Council does not seek to limit or define a particular vehicle which is suitable but will adhere to the minimum standards for the size of seats and legroom etc which are available on request. Irrespective of the age of the vehicle it must be capable of satisfying the general licensing conditions and be fit for purpose as a private hire vehicle in terms of passenger safety and comfort. Each application will be reported to the Licensing Sub-Committee for determination on its merits having regard to the following criteria:

- That the vehicle presented is in an exceptional condition in relation to its exterior and interior appearance with no evidence of defects, chips, marks or other evidence of unreasonable wear and tear or damage.*
- That the vehicle presented offers an exceptional standard of safety and comfort for passengers in terms of features offered for example ABS, passenger airbags and ability to meet current requirements on emissions testing.*
- That the application includes evidence that the vehicle has been serviced at the intervals recommended by the manufacturer and at an approved garage. Other relevant documentations such as an MOT certificate should also be provided.*

5. Effect upon policy framework and procedure rules

5.1 None

6. Equality Impact Assessment

6.1 This vehicle is not for wheelchair use. There are no other implications in relation to age; disability; gender and transgender; race; religion or belief and non-belief; sexual orientation.

7. Well-being of Future Generations (Wales) Act 2015 implications

7.1 The well-being goals identified in the Act were considered in the preparation of this report. It is considered that there will be no significant or unacceptable impacts upon the achievement of well-being goals/objectives as a result of this report.

8. Financial implications

8.1 None for the authority

9. Recommendation

9.1 The Sub-Committee is asked to determine the application having regard to the information contained within this report.

Kelly Watson
CHIEF OFFICER – LEGAL, HR AND REGULATORY SERVICES

Date 4 March 2020

Yvonne Witchell
Team Manager Licensing

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Postal Address Civic Offices, Angel Street, Bridgend, CF31 4WB

Background documents

Private Hire Vehicle Application
Private Hire Vehicle Policy Guidelines

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BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

10 MARCH 2020

REPORT OF THE CHIEF OFFICER – LEGAL, HR AND REGULATORY SERVICES

APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

1. Purpose of report

- 1.1 The purpose of this report is to ask the sub-committee to consider an application to grant a licence for a private hire vehicle.

2. Connection to corporate improvement objectives/other corporate priorities

- 2.1 There is no direct link to the Corporate Improvement Plan / Other Corporate Priority.

3. Background

- 3.1 It is the duty of the Local Authority to determine applications made under the Local Government (Miscellaneous Provisions) Act 1976 and Town Police Clauses Act 1847. Applications which fall outside the policy guidelines are referred to a Licensing Sub-Committee for determination.

4. Current situation/proposal

- 4.1 Application is made by Paul Brain of Bridgend to licence a Mercedes E220 AMG vehicle registration number FG66 XGN as a private hire vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 30 September 2016.
- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible. A service report has been submitted for the 20 October 2017 with the mileage recorded at 19559 and 12 March 2019 with mileage at 39788.

4.4 Policy Guidelines

The vehicle policy applicable to this application was approved by the Licensing Committee on 10 March 2008. The relevant extract from the policy is as follows:

“(Policy 2.1) Applications for the first licensing of a hackney carriage or private hire vehicle should be submitted to the Council within 14 days of the first registration of the vehicle at the DVLA. The mileage at the time of application should be no greater than 500 miles. The applicant may be the second or a subsequent registered keeper but the applicant must demonstrate that there is no more than 14 days between the first registration and transfer to the applicant’s name. Applications will normally be dealt with under the Scheme of Delegation to Officers.

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- That the vehicle presented is in an exceptional condition in relation to its exterior and interior appearance with no evidence of defects, chips, marks or other evidence of unreasonable wear and tear or damage.*
- That the vehicle presented offers an exceptional standard of safety and comfort for passengers in terms of features offered for example ABS, passenger airbags and ability to meet current requirements on emissions testing.*
- That the application includes evidence that the vehicle has been serviced at the intervals recommended by the manufacturer and at an approved garage. Other relevant documentations such as an MOT certificate should also be provided.*

5. Effect upon policy framework and procedure rules

5.1 None

6. Equality Impact Assessment

6.1 This vehicle is not for wheelchair use. There are no other implications in relation to age; disability; gender and transgender; race; religion or belief and non-belief; sexual orientation.

7. Well-being of Future Generations (Wales) Act 2015 implications

7.1 The well-being goals identified in the Act were considered in the preparation of this report. It is considered that there will be no significant or unacceptable impacts upon the achievement of well-being goals/objectives as a result of this report.

8. Financial implications

8.1 None for the authority

9. Recommendation

9.1 The Sub-Committee is asked to determine the application having regard to the information contained within this report.

Kelly Watson
CHIEF OFFICER – LEGAL, HR AND REGULATORY SERVICES

Date 4 March 2020

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Background documents

Private Hire Vehicle Application
Private Hire Vehicle Policy Guidelines

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REPORT TO LICENSING SUB COMMITTEE

10 MARCH 2020

REPORT OF THE CHIEF OFFICER – LEGAL, HR AND REGULATORY SERVICES

APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

1. Purpose of report

- 1.1 The purpose of this report is to ask the sub-committee to consider an application to grant a licence for a private hire vehicle.

2. Connection to corporate improvement objectives/other corporate priorities

- 2.1 There is no direct link to the Corporate Improvement Plan / Other Corporate Priority.

3. Background

- 3.1 It is the duty of the Local Authority to determine applications made under the Local Government (Miscellaneous Provisions) Act 1976 and Town Police Clauses Act 1847. Applications which fall outside the policy guidelines are referred to a Licensing Sub-Committee for determination.

4. Current situation/proposal

- 4.1 Application is made by David Llewellyn of Pyle to licence a Mercedes E Class vehicle registration number KU17 JTW as a private hire vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 31 July 2017.
- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible. A service report has been submitted for the 20 September 2018 with the mileage recorded at 9913 and 17 December 2019 with mileage at 19141.

4.4 Policy Guidelines

The vehicle policy applicable to this application was approved by the Licensing Committee on 10 March 2008. The relevant extract from the policy is as follows:

“(Policy 2.1) Applications for the first licensing of a hackney carriage or private hire vehicle should be submitted to the Council within 14 days of the first registration of the vehicle at the DVLA. The mileage at the time of application should be no greater than 500 miles. The applicant may be the second or a subsequent registered keeper but the applicant must demonstrate that there is no more than 14 days between the first registration and transfer to the applicant’s name. Applications will normally be dealt with under the Scheme of Delegation to Officers.

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- That the vehicle presented is in an exceptional condition in relation to its exterior and interior appearance with no evidence of defects, chips, marks or other evidence of unreasonable wear and tear or damage.*
- That the vehicle presented offers an exceptional standard of safety and comfort for passengers in terms of features offered for example ABS, passenger airbags and ability to meet current requirements on emissions testing.*
- That the application includes evidence that the vehicle has been serviced at the intervals recommended by the manufacturer and at an approved garage. Other relevant documentations such as an MOT certificate should also be provided.*

5. Effect upon policy framework and procedure rules

5.1 None

6. Equality Impact Assessment

6.1 This vehicle is not for wheelchair use. There are no other implications in relation to age; disability; gender and transgender; race; religion or belief and non-belief; sexual orientation.

7. Well-being of Future Generations (Wales) Act 2015 implications

7.1 The well-being goals identified in the Act were considered in the preparation of this report. It is considered that there will be no significant or unacceptable impacts upon the achievement of well-being goals/objectives as a result of this report.

8. Financial implications

8.1 None for the authority

9. Recommendation

9.1 The Sub-Committee is asked to determine the application having regard to the information contained within this report.

Kelly Watson
CHIEF OFFICER – LEGAL, HR AND REGULATORY SERVICES

Date 4 March 2020

Yvonne Witchell
Team Manager Licensing

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Background documents

Private Hire Vehicle Application
Private Hire Vehicle Policy Guidelines

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BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

10 MARCH 2020

REPORT OF THE CHIEF OFFICER – LEGAL, HR AND REGULATORY SERVICES

APPLICATION TO LICENCE HACKNEY CARRIAGE VEHICLE

1. Purpose of report

- 1.1 The purpose of this report is to ask the sub-committee to consider an application to grant a licence for a hackney carriage vehicle.

2. Connection to corporate improvement objectives/other corporate priorities

- 2.1 There is no direct link to the Corporate Plan / Other Corporate Priorities.

3. Background

- 3.1 It is the duty of the Local Authority to determine applications made under the Local Government (Miscellaneous Provisions) Act 1976 and Town Police Clauses Act 1847. Applications which fall outside the policy guidelines are referred to a Licensing Sub-Committee for determination.

4. Current situation/proposal

- 4.1 Application is made by Mizanur Rahman of Porthcawl to licence a Mercedes E200 vehicle registration number BW68 UZS as a hackney carriage vehicle to seat 4 persons.

- 4.2 The vehicle was first registered at the DVLA on 28 January 2019.

- 4.3 The application falls outside the Hackney Carriage Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible. For Members' information the vehicle was previously licensed as a Hackney Carriage vehicle and the expiry date of the licence was 11 February 2020. Mr Rahman failed to make application to renew the vehicle licence before the expiry date and unfortunately, the licence expired.

Mr Rahman does not have any service history for the vehicle.

4.4 Policy Guidelines

The vehicle policy applicable to this application was approved by the Licensing Committee on 10 March 2008. The relevant extract from the policy is as follows:

“(Policy 2.1) Applications for the first licensing of a hackney carriage or private hire vehicle should be submitted to the Council within 14 days of the first registration of the vehicle at the DVLA. The mileage at the time of application should be no greater than 500 miles. The applicant may be the second or a subsequent registered

keeper but the applicant must demonstrate that there is no more than 14 days between the first registration and transfer to the applicant's name. Applications will normally be dealt with under the Scheme of Delegation to Officers.

(Policy 2.2) Applications for the first licensing of vehicles falling outside the above policy guidelines will normally be refused but a relaxation of the policy may be considered in exceptional circumstances. The general guidelines for relaxation of the policy are as follows but each case will be dealt with on its merits:

5. Effect upon policy framework and procedure rules

5.1 None

6. Equality Impact Assessment

6.1 This vehicle is not for wheelchair use. There are no other implications in relation to age; disability; gender and transgender; race; religion or belief and non-belief; sexual orientation.

7. Well-being of Future Generations (Wales) Act 2015 implications

7.1 The well-being goals identified in the Act were considered in the preparation of this report. It is considered that there will be no significant or unacceptable impacts upon the achievement of well-being goals/objectives as a result of this report.

8. Financial implications

8.1 None for the authority

9. Recommendation

9.1 The Sub-Committee is asked to determine the application having regard to the information contained within this report.

Kelly Watson

CHIEF OFFICER – LEGAL, HR AND REGULATORY SERVICES

Date 4 March 2020

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By virtue of paragraph(s) 12, 14 of Part 4 of Schedule 12A of the Local Government Act 1972.

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