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Rhowch wybod i ni os mai Cymraeg yw eich  
dewis iaith.*

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**Gwasanaethau Cyfreithiol a Rheoleiddiol / Legal  
and Regulatory Services**

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Gofynnwch am / Ask for: Andrew Rees

Ein cyf / Our ref:

Eich cyf / Your ref:

**Dyddiad/Date: 6 April 2016**

Dear Councillor,

### **LICENSING SUB-COMMITTEE A**

A meeting of the Licensing Sub-Committee A will be held in the Committee Rooms 2/3, Civic Offices Angel Street Bridgend CF31 4WB on **Tuesday, 12 April 2016 at 10.00 am.**

### **AGENDA**

1. Apologies for Absence  
To receive apologies for absence from Members.
2. Declarations of Interest  
To receive declarations of personal and prejudicial interest (if any) from Members/Officers in accordance with the provisions of the Members Code of Conduct adopted by Council from 1 September 2008.
3. Approval of Minutes 3 - 4  
To receive for approval the public Minutes of the Licensing Sub-Committee of 16 February 2016
4. Application to Licence Hackney Carriage Vehicle 5 - 8
5. Urgent Items  
To consider any other item(s) of business in respect of which notice has been given in accordance with Rule 4 of the Council Procedure Rules and which the person presiding at the meeting is of the opinion should by reason of special circumstances be transacted at the meeting as a matter of urgency.
6. Exclusion of the Public  
The minutes relating to the following item are not for publication as they contain exempt information as defined in Paragraph 12 of Part 4 and/or Paragraph 21 of Part 5 of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information)(Variation)(Wales) Order 2007.

If following the application of the public interest test the Committee resolves pursuant to the Act to consider this item in private, the public will be excluded from the meeting during such consideration.

7. Approval of Exempt Minutes

9 - 16

To receive for approval the Exempt Minutes of a meeting of the Licensing Sub-Committee dated 16 February 2016

Yours faithfully

**P A Jolley**

Assistant Chief Executive Legal and Regulatory Services

**Distribution:**

Councillors:

P James  
RM James  
RD Jenkins

Councillors

JE Lewis  
HE Morgan  
E Venables

Councillors

R Williams

MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE A HELD IN COMMITTEE ROOMS 2/3, CIVIC OFFICES ANGEL STREET BRIDGEND CF31 4WB ON TUESDAY, 16 FEBRUARY 2016 AT 10.00 AM

Present

Councillor R Williams – Chairperson

P James  
HE Morgan

RM James

RD Jenkins

JE Lewis

Officers:

Yvonne Witchell – Team Leader, Licensing  
Sarah Daniel – Democratic Services Officer  
Katie Brook – Technical Officer, Licensing  
Katia Daw – Legal Officer

73. APOLOGIES FOR ABSENCE

Apologies for absence were received from the following Members:

Councillor E Venables

74. DECLARATIONS OF INTEREST

None

75. APPROVAL OF MINUTES

That the minutes of the Licensing Sub Committee of 22 December 2015 were approved as a true and accurate record of the meeting.

76. EXCLUSION OF THE PUBLIC

RESOLVED: That under Section 100A (4) of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007, the public be excluded from the meeting during consideration of the following items of business as they contain exempt information as defined in Paragraphs 12 of Part 4 and Paragraph 21 of Part 5 of Schedule 12A of the Act.

Following the application of the public interest test it was resolved that pursuant to the Act referred to above to consider the following items in private, with the public excluded from the meeting, as it was considered that in all the circumstances relating to the items, the public interest in maintaining the exemption outweighed the public interest in disclosing the information, because the information would be prejudicial to the applicants.

77. APPROVAL OF EXEMPT MINUTES

78. APPLICATION FOR GRANT OF NEW LICENCE

79. APPLICATION FOR GRANT OF NEW LICENCE

80. APPLICATION FOR RENEWAL OF LICENCE
80. APPLICATION FOR RENEWAL OF LICENCE
81. DISCIPLINARY HEARING FOR EXISTING TAXI DRIVER
82. URGENT ITEMS

None

The meeting closed at 1.55 pm

## BRIDGEND COUNTY BOROUGH COUNCIL

### REPORT TO LICENSING SUB COMMITTEE

12 APRIL 2016

#### REPORT OF THE ASSISTANT CHIEF EXECUTIVE LEGAL AND REGULATORY SERVICES

#### APPLICATION TO LICENCE HACKNEY CARRIAGE VEHICLE

##### 1. Purpose of Report.

- 1.1 To ask the sub-committee to consider the application to grant a licence for a hackney carriage vehicle under the Council's wheelchair accessible vehicle age policy.

##### 2. Connection to Corporate Improvement Plan / Other Corporate Priority.

- 2.1 None

##### 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. These applications are referred to Licensing Sub-Committee for determination.

##### 4. Current situation / proposal.

- 4.1 Application is made by Peyton Travel Ltd to licence a Renault Traffic vehicle registration number MJ12 PHA as a hackney carriage wheelchair accessible vehicle to seat 8 persons. There is no tail lift fitted to this vehicle.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 25 May 2012. The applicant has provided service history showing vehicle was inspected on 21 November 2013 at 19559 miles, and 5 August 2015 at 29995 miles. The applicant has provided a certificate of testing from Swansea Coachworks Ltd in respect of a floor system for passenger seats and wheelchair. Current mileage will be confirmed at the meeting.
- 4.3 The vehicle is submitted for consideration under the Council's Hackney Carriage Vehicle Policy.

##### 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 2.2.3) In order to ensure that customers can hire taxis with the minimum delay and inconvenience, the policy may be relaxed to allow the licensing of wheelchair accessible hackney carriage or private hire vehicles up to three years old on application, provided that a full service history and safety certification, including a satisfactory conversion certification is provided with the application and the vehicle can satisfy the general licensing requirements. Applications of this type will normally be dealt with under the Scheme of Delegation to Officers.*

*(Policy 2.2.4) The licensee of any vehicle licensed under the Council's special policy for wheelchair accessible vehicles must ensure that the vehicle is wheelchair accessible at all times and carry such ramps etc that are necessary. The maximum seating capacity of the vehicle will be specified in the licence and must include provision for at least one wheelchair."*

4.4.1 This case is referred to the Licensing Sub-Committee because the vehicle is over 3 years old.

## **5. Effect upon Policy Framework & Procedure Rules.**

5.1 None

## **6. Equality Impact Assessment.**

6.1 This vehicle is 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. Financial Implications.**

7.1 None for the Authority.

## **8. Recommendation.**

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

**Andrew Jolley**  
**Assistant Chief Executive Legal and Regulatory Services**

**6 April 2016**

**Contact Officer:** Yvonne Witchell  
Team Leader Licensing

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**E-mail:** Yvonne.Witchell@bridgend.gov.uk

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

**Background documents**

Hackney Carriage Vehicle Application Form

Hackney Carriage Policy Guidelines

Vehicle Service History

Certificates of Testing

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

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