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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, 13 Mawrth 2018 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 - 4
I dderbyn am gymeradwyaeth y Cofnodion cyfarfod y 18/01/2018
4. Cais i Drwyddedu Cerbyd Hurio Preifat 5 - 8
5. Cais i Drwyddedu Cerbyd Hurio Preifat 9 - 12
6. 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.
7. Gwahardd y Cyhoedd

Ffôn/Tel: 01656 643643

Negeseuon SMS/ SMS Messaging: 07581 157014

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Twitter@bridgendCBC

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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

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Nid oedd y cofnodion ac adroddiadau sy'n ymwneud â'r eitemau canlynol yn cael eu cyhoeddi, gan fod eu bod yn cynnwys gwybodaeth eithriedig fel y'i diffinnir ym Mharagraff 12 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 eitemau hyn yn breifat, bydd y cyhoedd yn cael eu gwahardd o'r cyfarfod yn ystod ystyriaeth o'r fath.

8.	<u>Cymeradwyaeth Cofnodion wedi'u Eithrio</u> I dderbyn am gymeradwyaeth y Cofnodion cyfarfod 18/01/2018	13 - 18
9.	<u>Ceisiadau i Adnewyddu Trwyddedau</u>	19 - 22
10.	<u>Ceisiadau i Adnewyddu Trwyddedau</u>	23 - 26
11.	<u>Ceisiadau i Gymeradwyo Trwyddedau</u>	27 - 76
12.	<u>Ceisiadau i Gymeradwyo Trwyddedau</u>	77 - 82
13.	<u>Ceisiadau i Gymeradwyo Trwyddedau</u>	83 - 86
14.	<u>Ceisiadau i Gymeradwyo Trwyddedau</u>	87 - 90
15.	<u>Ceisiadau i Gymeradwyo Trwyddedau</u>	91 - 94

Yn ddiffuant

P A Jolley

Cyfarwyddwr Gwasanaethau Gweithredol a Phartneriaethol

Dosbarthiad:

Cynghowrwy
SE Baldwin
PA Davies
DK Edwards

Cynghorwyr
DRW Lewis
DG Owen
AA Pucella

Cynghorwyr
JE Williams

IS-BWYLLGOR TRWYDDEDU (A) - DYDD IAU, 18 IONAWR 2018

COFNODION CYFARFOD Y IS-BWYLLGOR TRWYDDEDU (A) A GYNHALIWDYD YN YSTAFELLOEDD PWYLLGOR 2/3 - SWYDDFEYDD DINESIG, STRYD YR ANGEL, PEN-Y-BONT AR OGWR CF31 4WB DYDD IAU, 18 IONAWR 2018, AM 10:00

Presennol

Y Cynghorydd DRW Lewis – Cadeirydd

SE Baldwin

PA Davies

AA Pucella

JE Williams

Ymddiheuriadau am Absenoldeb

DK Edwards

Swyddogion:

Nick Dennison

Cyfreithiwr Dan Hyfforddiant

Mark Galvin

Uwch Swyddog Gwasanaethau Democraidd - Pwyllgorau

Yvonne Witchell

Rheolydd Tîm Trwyddedu

72. YMDDIHEURIADAU AM ABSENOLDEB

Cafwyd ymddiheuriad gan y Cynghorydd K Edwards a oedd yn ymgymryd â busnes arall yn ymwneud â'r Cyngor.

73. DATGAN BUDDIANNAU

Dim.

74. CYMERADWYO'R COFNODION

PENDERFYNWYD: Cymeradwyo cofnodion cyfarfodydd Is-bwyllgor Trwyddedu 'A,' dyddiedig 21 Medi a 16 Tachwedd 2017, fel cofnod cywir.

75. CAIS I DRWYDDEDU CERBYD HURIO PREIFAT

Cyflwynodd Cyfarwyddwr Corfforaethol y Gwasanaethau Gweithredol a Phartneriaethau adroddiad yn gofyn i'r Is-bwyllgor ystyried cais am drwydded ar gyfer Cerbyd Hurio Preifat.

Cais gan James Bickerstaff oedd hwn, i drwyddedu Renault Trafic Business Class, â'r rhif cofrestru MD15 SXA, fel cerbyd Hurio Preifat i gludo 8 o deithwyr. Roedd y cerbyd yn eiddo i rywun arall cynt ac fe'i cofrestrwyd gyntaf â'r DVLA ar 27 Gorffennaf 2015.

Yna, aeth yr Aelodau a'r swyddogion ati i archwilio'r cerbyd ym maes parcio llawr isaf Siambr y Cyngor, gan ohirio'r cyfarfod er mwyn gwneud hynny.

Ar ôl ailddechrau'r cyfarfod, dywedodd Rheolwr y Tîm (Trwyddedu) fod y cerbyd wedi teithio 17,638 o filltiroedd hyd yma. Ychwanegodd nad oedd y cais yn cydymffurfio â'r Polisi Cerbydau Hurio Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu. Nid oedd modd cludo cadair olwyn ynddo, ond roedd canllawiau polisi penodol yn ymwneud â thrwyddedu Cerbydau Hurio Preifat am y tro cyntaf nad oeddent yn cydymffurfio â'r canllawiau polisi a amlinellwyd ym mharagraff 4.4. o'r adroddiad. Roedd yr ymgeisydd wedi darparu hanes cynnal a chadw llawn y cerbyd.

Gofynnodd Rheolwr y Tîm (Trwyddedu) i'r ymgeisydd roi braslun o hanes y cerbyd i'r Aelodau.

Cadarnhaodd Mr. Bickerstaff mai cwpl oedrannus oedd unig berchnogion blaenorol y cerbyd ac y byddai'n cael ei ddefnyddio'n bennaf i deithio i'r maes awyr, ac i gludo pobl rhwng Pen-y-bont ar Ogwr i Gaerdydd am 'noson allan' etc.

PENDERFYNWYD: Trafododd yr Is-bwyllgor y cais i drwyddedu cerbyd â rhif cofrestru MD15 SXA fel Cerbyd Hurio Preifat.

Nododd yr Is-bwyllgor nad oedd y cerbyd yn cydymffurfio â pharagraff 2.1 o Bolisi Trwyddedu'r Cyngor, a hynny oherwydd ei oed.

Trafododd yr Is-bwyllgor yr amgylchiadau eithriadol o dan baragraff 2.2.5 o'r Polisi ac, oherwydd safon eithriadol y cerbyd ar y tu mewn a'r tu allan, a'r safonau diogelwch eithriadol, cytunodd yr Aelodau i ganiatáu'r cais.

76. EITEMAU BRYD

Dim.

77. GWAHARDD Y CYHOEDD

PENDERFYNWYD: Gwahardd y cyhoedd o'r cyfarfod, o dan Adran 100A(4) o Ddeddf Llywodraeth Leol 1972, fel y'i diwygiwyd gan Orchymyn Llywodraeth Leol (Mynediad at Wybodaeth) (Amrywiad) (Cymru) 2007, tra oedd yr Is-bwyllgor yn trafod yr eitemau a ganlyn gan eu bod yn cynnwys gwybodaeth esempt fel y'i diffinnir ym Mharagraff 12 1o Ran 4 a/neu Baragraff 21 o Ran 5 o Atodlen 12A i'r Ddeddf.

Ar ôl cymhwyso'r prawf budd cyhoeddus, penderfynwyd gwahardd y cyhoedd o'r cyfarfod, yn unol â'r Ddeddf y cyfeirir ati uchod, er mwyn trafod yr eitemau a ganlyn mewn sesiwn breifat, a hynny oherwydd, ym mhob un o'r amgylchiadau'n ymwneud â'r eitemau hyn, ystyriwyd bod y budd cyhoeddus a oedd ynghlwm wrth barhau â'r eithriad yn drech na'r budd cyhoeddus a oedd ynghlwm wrth ddatgelu'r wybodaeth, gan y byddai'r wybodaeth yn niweidiol i'r ymgeiswyr dan sylw.

78. CYMERADWYAETH COFNODION WEDI'U EITHRIO

79. CEISIADAU I GYMERADWYO TRWYDDEDAU

80. CEISIADAU I GYMERADWYO TRWYDDEDAU

81. CEISIADAU I GYMERADWYO TRWYDDEDAU

82. CEISIADAU I GYMERADWYO TRWYDDEDAU

Daeth y cyfarfod i ben am 13:00

BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

13 MARCH 2018

REPORT OF THE CORPORATE DIRECTOR, OPERATIONAL AND PARTNERSHIP SERVICES

APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

1. Purpose of Report.

- 1.1 To ask the sub-committee to consider an application to grant a licence for a private hire vehicle.

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. 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 Richard Singleton, to licence a Mercedes S350L vehicle registration number KY63 HLW as a private hire vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 19 February 2014.
- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible, but there are specific policy guidelines in respect of the first licensing of private hire vehicles which fall outside policy guidelines, which are set out below. For Members' information, a full service history has been provided confirming the mileage at 8577 on the 28 November 2014 and 13142 on the 14 June 2016.

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.*

(Policy 2.4) All applicants should be satisfied that they can meet all current policy requirements before submitting an application and are advised that they submit an application which falls outside the above policy guidelines at their own risk. Acceptance of an application does not infer that it will be granted. Applicants are strongly advised not to purchase a vehicle or make any other financial commitment until the application is determined.”

5. Effect upon Policy Framework & 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. 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
Corporate Director Operational and Partnership Services

Date 7 March 2018

Contact Officer: Yvonne Witchell
Team Manager Licensing

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

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

Background documents

Private Hire Vehicle Application
Private Hire Vehicle Policy Guidelines

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REPORT TO LICENSING SUB COMMITTEE

13 MARCH 2018

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1. Purpose of Report.

- 1.1 To ask the sub-committee to consider an application to grant a licence for a private hire vehicle.

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. 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 Forge Travel Limited, to licence a VW Transporter vehicle registration number GJ16 XJP as a private hire vehicle to seat 8 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 7 April 2016.
- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible, but there are specific policy guidelines in respect of the first licensing of private hire vehicles which fall outside policy guidelines, which are set out below. For Members' information no service history has been provided and the vehicle falls in line with VW Flexible Service Regime.

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 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.*

(Policy 2.4) All applicants should be satisfied that they can meet all current policy requirements before submitting an application and are advised that they submit an application which falls outside the above policy guidelines at their own risk. Acceptance of an application does not infer that it will be granted. Applicants are strongly advised not to purchase a vehicle or make any other financial commitment until the application is determined.”

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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.

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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
Corporate Director Operational and Partnership Services

Date 7 March 2018

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Team Manager Licensing

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Background documents

Private Hire Vehicle Application
Private Hire Vehicle Policy Guidelines

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