

# Public Document Pack

## 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.*

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Annwyl Cyngorydd,

#### **IS-BWYLLGOR TRWYDDEDU (A)**

Cynhelir Cyfarfod Is-Bwyllgor Trwyddedu (A) yn Committee Rooms 2/3, Civic Offices Angel Street Bridgend CF31 4WB ar **Dydd Mawrth, 25 Medi 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 - 10  
I dderbyn am gymeradwyaeth y Cofnodion cyfarfod yr Is-Bwyllgor Deddf Trwyddedu 2003 (A) 12/07/2018 a Cofnodion 31/07/2018 a 14/08/2018
4. Cais i Drwyddedu Cerbyd Hurio Preifat 11 - 14
5. Cais i Drwyddedu Cerbyd Hurio Preifat 15 - 18
6. Cais i Drwydded Cerbyd Hacnai 19 - 22
7. Cais i Drwyddedu Cerbyd Hurio Preifat 23 - 26
8. 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.
9. Gwahardd y Cyhoedd

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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 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 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 eitemau hyn yn breifat, bydd y cyhoedd yn cael eu gwahardd o'r cyfarfod yn ystod ystyriaeth o'r fath.

10.	<u>Cymeradwyaeth Cofnodion wedi'u Eithrio</u> I dderbyn cymeradwyaeth Cofnodion Is-bwyllgor Deddf Trwyddedu 2003 (A) o'r 12/07/2018 a chofnodion 31/07/2018 a 14/08/2018	27 - 36
11.	<u>Ceisiadau i Gymeradwyo Trwyddedau</u>	37 - 40
12.	<u>Ceisiadau i Gymeradwyo Trwyddedau</u>	41 - 44
13.	<u>Ceisiadau i Gymeradwyo Trwyddedau</u>	45 - 50

Yn ddiffuant

**K Watson**

Pennaeth Gwasanaethau Cyfreithiol a Rheoleiddiol

**Dosbarthiad:**

Cynghowrwy

SE Baldwin

TH Beedle

RJ Collins

Cynghorwyr

DRW Lewis

DG Owen

AA Pucella

Cynghorwyr

JE Williams

LICENSING ACT 2003 SUB-COMMITTEE (A) - THURSDAY, 12 JULY 2018

COFNODION CYFARFOD IS-BWYLLGOR DEDDF TRWYDDEDU 2003 (A) A GYNHALIWIYD  
MEWN SIAMBR Y CYNGOR - SWYDDFEYDD CENEDLAETHOL ANGEL STREET PEN-Y  
BONT AR Y BWRDD CF31 4WB DDYDD IAU, 12 GORFFENNAF 2018 AM 13:00

Presennol

Y Cyngorydd DRW Lewis - Cadeirydd

SE Baldwin

AA Pucella

Swyddogion:

Mark Galvin	Uwch Swyddog Gwasanaethau Democrataidd - Pwyllgorau
Andrea Lee	Uwch Cyfreithiwr
Michael Pitman	Prentys Busnes Gweinyddol Gwasanaethau Democrataidd
Andrew Rees	Uwch Swyddog Gwasanaethau Democrataidd - Pwyllgorau
Yvonne Witchell	Rheolydd Tîm Trwyddedu

83. DATGANIADAU O FUDDIANT

Dim.

88. GWAHARDD Y CYHOEDD

PENDERFYNWYD: 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 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 qyn 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.

6. CAIS DRWYDDED TRWYDDEDU 2003 AR GYFER DRWYDDED PERSONOL DAN  
ADRAN 117 PENDERFYNU AR Y RHYBUDD GWEITHREDU A DDERBYNIWYD O  
DAN ADRAN 120 (5)

Daeth y cyfarfod i ben am 14:50

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COFNODION CYFARFOD Y IS-BWYLLGOR TRWYDDEDU (A) A GYNHALIWYD YN  
COMMITTEE ROOMS 2/3, CIVIC OFFICES ANGEL STREET BRIDGEND CF31 4WB DYDD  
MAWRTH, 31 GORFFENNAF 2018, AM 10:00

Presennol

Y Cyngorydd DRW Lewis – Cadeirydd

SE Baldwin  
AA Pucella

TH Beedle  
JE Williams

RJ Collins

DG Owen

Ymddiheuriadau am Absenoldeb

Swyddogion:

Mark Galvin	Uwch Swyddog Gwasanaethau Democraidd - Pwyllgorau
Greg Lane	Pennaeth Gwasanaethau Democraidd
Andrea Lee	Uwch Cyfreithiwr
Michael Pitman	Prentys Busnes Gweinyddol Gwasanaethau Democraidd
Yvonne Witchell	Rheolydd Tîm Trwyddedu

117. YMDDIHEURIADAU AM ABSENOLDEB

None

118. CYMERADWYO COFNODION

PENDERFYNWYD: Cymeradwyo Cofnodion cyhoeddus cyfarfod yr Is-bwyllgor Trwyddedu (A) ar 08 Mai 2018 a 05 Mehefin 2018, yn wir ac yn gywir.

119. CAIS AM DRWYDDEDU CERBYD LLOGI PREIFAT

Cyflwynodd Pennaeth y Gwasanaethau Rheoliadol a Chyfreithiol adroddiad yn gofyn i'r Is-bwyllgor ystyried cais am gymeradwyo trwydded ar gyfer Cerbyd Llogi Preifat.

Cyflwynwyd y cais gan Forge Travel Limited, i drwyddedu Volkswagen Transporter, rhif cofrestru cerbyd GF16 GBO, fel cerbyd llogi preifat ar gyfer 8 person. Roedd gan y cerbyd berchennog blaenorol ac roedd wedi'i gofrestru gyda'r DVLA am y tro cyntaf ar 30 Mawrth 2016.

Gohiriwyd y cyfarfod am ychydig er mwyn i'r Aelodau archwilio'r cerbyd.

Ar ôl ailddechrau'r cyfarfod, dywedodd yr Arweinydd Tîm (Trwyddedu) wrth aelodau bod y car wedi gwneud 32,324 o filltiroedd hyd yn hyn. Dywedodd fod y cerbyd y tu allan i'r Polisi Cerbyd Llogi Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu. Nid oedd y cerbyd yn hygyrch i gadeiriau olwyn, ond roedd canllawiau polisi penodol mewn perthynas â thrwyddedu Cerbydau Llogi Preifat a oedd y tu allan i ganllawiau'r polisi a amlinellwyd ym mharagraff 4.4 yr adroddiad.

Er gwybodaeth i'r aelodau, rhoddwyd hanes triniaeth y cerbyd a gyflwynwyd ar 16 Chwefror 2018, ac roedd y cerbyd, ar yr adeg honno wedi gwneud 32,087 o filltiroedd. Roedd y cerbyd wedi cael ei archwilio'n ddiweddar gan Swyddog Gorfodi ar 20 Gorffennaf a gadarnhaodd mai 44,276 o filltiroedd oedd ar y cloc bryd hynny. Roedd y cerbyd mewn cyflwr da heb unrhyw ddiffygion na phroblemau amlwg.

PENDERFYNWYD: Ystyriodd yr Is-bwyllgor y cais am drwyddedu Rhif Cofrestru Cerbyd GF16 GBO yn Gerbyd Llogi Preifat.

Nododd aelodau fod y cais y tu allan i'r Polisi Trwyddedu ym mharagraff 2.1 oherwydd oedran y cerbyd.

Nododd aelodau ymhellach fod y Polisi ym mharagraff 2.2 yn caniatáu eithriadau mewn amgylchiadau arbennig, a rhoddwyd manylion o'r rhain ym mharagraff 2.4 y Polisi.

Ar ôl archwilio'r cerbyd, roedd yr Is-bwyllgor yn teimlo bod y cerbyd yn arbennig o ran ei gyflwr y tu mewn a thu allan, ac o ran ei rinweddau diogelwch. Felly cymeradwyodd yr Is-bwyllgor y drwydded.

## 120. CAIS AM DRWYDDEDU CERBYD LLOGI PREIFAT

Cyflwynodd Pennaeth y Gwasanaethau Rheoliadol a Chyfreithiol adroddiad yn gofyn i'r Is-bwyllgor ystyried cais am gymeradwyo trwydded ar gyfer Cerbyd Llogi Preifat.

Cyflwynwyd y cais gan Forge Travel Limited, i drwyddedu Volkswagen Transporter, rhif cofrestru cerbyd GJ16 XJZ, fel cerbyd llogi preifat ar gyfer 8 person. Roedd gan y cerbyd berchennog blaenorol ac roedd wedi'i gofrestru gyda'r DVLA am y tro cyntaf ar 24 Mawrth 2016.

Gohiriwyd y cyfarfod am ychydig er mwyn i'r Aelodau archwilio'r cerbyd.

Ar ôl ailddechrau'r cyfarfod, dywedodd yr Arweinydd Tîm (Trwyddedu) wrth aelodau bod y car wedi gwneud 32,401 o filltiroedd hyd yn hyn. Dywedodd fod y cerbyd y tu allan i'r Polisi Cerbyd Llogi Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu. Nid oedd y cerbyd yn hygyrch i gadeiriau olwyn, ond roedd canllawiau polisi penodol mewn perthynas â thrwyddedu Cerbydau Llogi Preifat a oedd y tu allan i ganllawiau'r polisi a amlinellwyd ym mharagraff 4.4 yr adroddiad.

Er gwybodaeth i'r aelodau, rhoddwyd hanes triniaeth y cerbyd a gyflwynwyd ar 16 Chwefror 2018, ac roedd y cerbyd, ar yr adeg honno wedi gwneud 32,087 o filltiroedd. Roedd y cerbyd wedi cael ei archwilio'n ddiweddar gan Swyddog Gorfodi ar 20 Gorffennaf a gadarnhaodd mai 44,276 o filltiroedd oedd ar y cloc bryd hynny. Roedd y cerbyd mewn cyflwr da heb unrhyw ddiffygion na phroblemau amlwg.

PENDERFYNWYD: Ystyriodd yr Is-bwyllgor y cais am drwyddedu Rhif Cofrestru Cerbyd GF16 GBO yn Gerbyd Llogi Preifat.

Nododd aelodau fod y cais y tu allan i'r Polisi Trwyddedu ym mharagraff 2.1 oherwydd oedran y cerbyd.

Nododd aelodau ymhellach fod y Polisi ym mharagraff 2.2 yn caniatáu eithriadau mewn amgylchiadau arbennig, a rhoddwyd manylion o'r rhain ym mharagraff 2.4 y Polisi.

Ar ôl archwilio'r cerbyd, roedd yr Is-bwyllgor yn teimlo bod y cerbyd yn arbennig o ran ei gyflwr y tu mewn a thu allan, ac o ran ei rinweddau diogelwch. Felly cymeradwyodd yr Is-bwyllgor y drwydded.

121. EITEMAU BRYD

Dim

122. GWAHARDD Y CYHOEDD

PENDERFYNWYD: Dan Adran 100A (4) Deddf Llywodraeth Leol 1972 fel y'i diwygiwyd gan Orchymyn Llywodraeth Leol (Mynediad at Wybodaeth) (Amrywiad) (Cymru) 2007, gwahardd y cyhoedd o'r cyfarfod wrth ystyried yr eitemau canlynol gan eu bod yn cynnwys gwybodaeth sydd wedi'i heithrio fel y diffinnir ym Mharagraff 12 Rhan 4 a/neu Baragraff 21 Rhan 5 Atodlen 12A y Ddeddf.

Yn dilyn cyflwyno'r prawf budd cyhoeddus penderfynwyd, yn unol â'r Ddeddf y cyfeirir ati uchod, ystyried yr eitemau canlynol mewn preifat, gyda'r cyhoedd wedi'i wahardd o'r cyfarfod, gan yr ystyriwyd ym mhob achos sy'n ymwneud â'r eitemau, y byddai budd cyhoeddus o gynnal yr eithriad yn drech na budd y cyhoedd mewn datgelu'r wybodaeth, gan y byddai'r wybodaeth yn niweidiol i'r ymgeiswyr y soniwyd amdanynt.

123. CYMERADWYAETH COFNODION WEDI'U EITHRIO

124. CEISIADAU I GYMERADWYO TRWYDDEDAU

125. GWRANDAWIAD DISGYBLU AR GYFER GYRWYR TACSI PRESENNOL

126. DATGAN BUDDIANNAU

Dim

Daeth y cyfarfod i ben am 11:40

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**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 MAWRTH, 14 AWST 2018, AM 10:00**

Presennol

Y Cynghorydd DRW Lewis – Cadeirydd

SE Baldwin

TH Beedle

RJ Collins

Ymddiheuriadau am Absenoldeb

AA Pucella a/ac JE Williams

Swyddogion:

Katia Daw

Cyfreithiwr

Michael Pitman

Prentys Busnes Gweinyddol Gwasanaethau Democraidd

Yvonne Witchell

Rheolydd Tîm Trwyddedu

128. DATGANIADAU O FUDDIANT

Dim

129. CAIS I DRWYDDEDU CERBYD HURIO PREIFAT

Cyflwynodd Pennaeth Gwasanaethau Cyfreithiol a Rheoleiddio adroddiad, oedd yn gofyn i'r Is-bwyllgor ystyried cais i roi trwydded ar gyfer Cerbyd Hurio Preifat.

Gwnaed y cais gan gwmni Peyton Travel Limited, i drwyddedu Dacia Logan MCV Laureate DCI, rhif cofrestru'r cerbyd AO64 KVV, fel cerbyd hurio preifat i eistedd 4 person. Roedd perchennog blaenorol i'r cerbyd ac fe'i cofrestrwyd i ddechrau gan y DVLA ar 29 Hydref 2014.

Gohiriwyd y cyfarfod am amser byr er mwyn i'r Aelodau gael archwilio'r cerbyd.

Ar ôl ailgychwyn y cyfarfod, dywedodd Rheolwr y Tîm (Trwyddedu) wrth yr aelodau mai 41,089 oedd nifer milltiroedd cyfredol y cerbyd. Dywedodd fod y cerbyd yn syrthio y tu allan i'r Polisi Cerbydau Hurio Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu. Nid oedd mynediad ynddo i gadair olwyn, ond roedd canllawiau polisi penodol gyda golwg ar drwyddedu Cerbydau Hurio Preifat am y tro cyntaf oedd yn syrthio y tu allan i ganllawiau'r polisi a amlinellwyd ym mharagraff 4.4 o'r adroddiad.

Er gwybodaeth i'r aelodau, roedd hanes gwasanaeth wedi ei ddarparu, a roddwyd ar 16 Chwefror 2016, a nifer y milltiroedd yr adeg honno oedd 15,826, ar 19 Awst 2017 a nifer y milltiroedd erbyn hynny yn 31,872. Archwiliwyd y cerbyd yn ddiweddar gan swyddog gorfodi ar 2 Awst 2018 a chadarnhaodd mai nifer y milltiroedd y diwrnod hwnnw oedd 41,083. Cyflwynwyd y cerbyd mewn cyflwr da heb ddim problemau na diffygion gweladwy.

PENDERFYNWYD: Bu'r Is-bwyllgor yn ystyried y cais i drwyddedu Cerbyd Rhif Cofrestru AO64 KVV fel Cerbyd Hurio Preifat.

Sylwodd yr Aelodau fod y cais yn syrthio y tu allan i'r Polisi Trwyddedu ym mharagraff 2.1 oherwydd oedran y cerbyd.

Nododd yr Aelodau ymhellach fod y Polisi ym mharagraff 2.2 yn caniatáu iddo gael ei lacio mewn amgylchiadau eithriadol, ac roedd enghreifftiau o'r rhain wedi eu disgrifio ym mharagraff 2.4 o'r Polisi.

Ar ôl archwilio'r cerbyd, teimlai'r Is-bwyllgor fod y cerbyd yn eithriadol o ran ei ansawdd y tu mewn a'r tu allan a'i nodweddion diogelwch. Felly caniatodd yr Is-bwyllgor y drwydded.

130. CAIS I DRWYDDEDU CERBYD HURIO PREIFAT

Cyflwynodd Pennaeth Gwasanaethau Cyfreithiol a Rheoleiddio adroddiad, oedd yn gofyn i'r Is-bwyllgor ystyried cais i roi trwydded ar gyfer Cerbyd Hurio Preifat.

Gwnaed y cais gan gwmni Peyton Travel Limited, i drwyddedu Dacia Logan MCV Laureate DCI, rhif cofrestru'r cerbyd DE17 DPX, fel cerbyd hurio preifat i eistedd 4 person. Roedd perchennog blaenorol i'r cerbyd ac fe'i cofrestrwyd i ddechrau gan y DVLA ar 18 Mawrth 2017.

Gohiriwyd y cyfarfod am amser byr er mwyn i'r Aelodau gael archwilio'r cerbyd.

Ar ôl ailgychwyn y cyfarfod, dywedodd Rheolwr y Tîm (Trwyddedu) wrth yr aelodau mai 12,465 oedd nifer milltiroedd cyfredol y cerbyd. Dywedodd fod y cerbyd yn syrthio y tu allan i'r Polisi Cerbydau Hurio Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu. Nid oedd mynediad yn y cerbyd i gadair olwyn, ond roedd canllawiau polisi penodol gyda golwg ar drwyddedu Cerbydau Hurio Preifat am y tro cyntaf oedd yn syrthio y tu allan i ganllawiau'r polisi a amlinellwyd ym mharagraff 4.4 o'r adroddiad.

Er gwybodaeth i'r aelodau, nid oedd hanes gwasanaeth wedi ei ddarparu gan nad oedd y gofyniad am wasanaeth wedi ei gyrraedd eto. Edrychodd swyddog gorfodi ar y cerbyd ar 2 Awst 2018 ac roedd y cerbyd wedi ei gyflwyno mewn cyflwr da a nifer y milltiroedd yr adeg honno yn 12,462. Cyflwynwyd y cerbyd mewn cyflwr da heb ddim diffygion na phroblemau gweladwy.

**PENDERFYNWYD:** Bu'r Is-bwyllgor yn ystyried y cais i drwyddedu Cerbyd Rhif Cofrestru DE17 DPX fel Cerbyd Hurio Preifat

Sylwodd yr Aelodau fod y cais yn syrthio y tu allan i'r Polisi Trwyddedu ym mharagraff 2.1 oherwydd oedran y cerbyd.

Nododd yr Aelodau ymhellach fod y Polisi ym mharagraff 2.2 yn caniatáu iddo gael ei lacio mewn amgylchiadau eithriadol, ac roedd enghreifftiau o'r rhain wedi eu disgrifio ym mharagraff 2.4 o'r Polisi.

Ar ôl archwilio'r cerbyd, teimlai'r Is-bwyllgor fod y cerbyd yn eithriadol o ran ei ansawdd y tu mewn a'r tu allan a'i nodweddion diogelwch. Felly caniatodd yr Is-bwyllgor y drwydded.

131. MATERION BRYD

Dim

Daeth y cyfarfod i ben am 10:31

## BRIDGEND COUNTY BOROUGH COUNCIL

### REPORT TO LICENSING SUB COMMITTEE

25 SEPTEMBER 2018

#### REPORT OF THE HEAD OF LEGAL 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 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 Volkswagen Transporter vehicle registration number GJ17 OCS as a private hire vehicle to seat 8 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 28 March 2017.
- 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 there is no service history on this vehicle as the requirement for a service has not yet been reached. An enforcement officer viewed the vehicle on 14 September 2018 and the vehicle was presented in good condition with the mileage at 19959.

#### 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 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 Prevention: The Council is a regulatory body with responsibility for the safety of vehicles, drivers and operators through pre-licensing guidelines and checks, vehicle and driver testing and ongoing compliance and enforcement. Each case will be determined on its merits.

Collaboration: pre-licensing checks and testing are subject to internal and external agency input for example, Home Office, Disclosure and Barring Services, Joint Fleet Services.

## **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**  
**HEAD OF LEGAL AND REGULATORY SERVICES**

**Date 19 September 2018**

Yvonne Witchell  
Team Manager Licensing

**Telephone:** (01656) 643643

**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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## BRIDGEND COUNTY BOROUGH COUNCIL

### REPORT TO LICENSING SUB COMMITTEE

25 SEPTEMBER 2018

#### REPORT OF THE HEAD OF LEGAL 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 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 Neil Davies, to licence a Skoda Superb vehicle registration number KW18 FWM as a private hire vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 24 May 2018.
- 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 there is no service history on this vehicle as the requirement for a service has not yet been reached.

#### 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 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 Prevention: The Council is a regulatory body with responsibility for the safety of vehicles, drivers and operators through pre-licensing guidelines and checks, vehicle



and driver testing and ongoing compliance and enforcement. Each case will be determined on its merits.

Collaboration: pre-licensing checks and testing are subject to internal and external agency input for example, Home Office, Disclosure and Barring Services, Joint Fleet Services.

## **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**  
**HEAD OF LEGAL AND REGULATORY SERVICES**

**Date 19 September 2018**

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

25 SEPTEMBER 2018

#### REPORT OF THE HEAD OF LEGAL 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 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 Peyton Travel Limited, to licence a Renault Master LM35 DCI 100 vehicle registration number BX61 GFV as a hackney carriage vehicle to seat 8 persons. The vehicle is presented as a Wheelchair accessible vehicle fitted with an electric tail lift.

- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 9 January 2012.

- 4.3 The application falls outside the Hackney Carriage Vehicle Policy and is over the age set for Wheelchair accessible vehicles approved by the Licensing Committee. For Members' information a service history has been provided as follows 8 March 2013 with mileage recorded 24965, 19 April 2015 with the mileage recorded 49002, 25 March 2017 with mileage recorded 74355 and 21 February 2018 with mileage recorded 81211. An enforcement officer viewed the vehicle on 14 September 2018 and the vehicle was presented in good condition with the mileage at 89,113. The configuration of the vehicle for wheelchair use is as a seven seater plus 1 wheelchair.

##### 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 2.2.3) 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."*

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

7.1 Prevention: The Council is a regulatory body with responsibility for the safety of vehicles, drivers and operators through pre-licensing guidelines and checks, vehicle and driver testing and ongoing compliance and enforcement. Each case will be determined on its merits.

Collaboration: pre-licensing checks and testing are subject to internal and external agency input for example, Home Office, Disclosure and Barring Services, Joint Fleet Services.

## **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. If Members are minded to grant the application, it must be subject to the production prior to the grant of the licence of a valid LOLER certificate in relation to the tail lift operation, as well as at the required intervals thereafter. In addition, the configuration of the vehicle is recommended to be subject to a condition requiring 7 seats plus one wheelchair.

**Kelly Watson**  
**HEAD OF LEGAL AND REGULATORY SERVICES**

**Date 19 September 2018**

Yvonne Witchell  
Team Manager Licensing

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### **Background documents**

Hackney Carriage Vehicle Application  
Hackney Carriage Vehicle Policy Guidelines

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## BRIDGEND COUNTY BOROUGH COUNCIL

### REPORT TO LICENSING SUB COMMITTEE

25 SEPTEMBER 2018

#### REPORT OF THE HEAD OF LEGAL 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 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 Peyton Travel Limited, to licence a Dacia Logan MCV Stepway vehicle registration number LN67 FVD as a private hire vehicle to seat 4 persons.

- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 28 September 2017.

- 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 there is no service history on this vehicle as the requirement for a service has not yet been reached. An enforcement officer viewed the vehicle on 14 September 2018 and the vehicle was presented in good condition with the mileage at 6836.

#### 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 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 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 Prevention: The Council is a regulatory body with responsibility for the safety of vehicles, drivers and operators through pre-licensing guidelines and checks, vehicle and driver testing and ongoing compliance and enforcement. Each case will be determined on its merits.

Collaboration: pre-licensing checks and testing are subject to internal and external agency input for example, Home Office, Disclosure and Barring Services, Joint Fleet Services.

## **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**  
**HEAD OF LEGAL AND REGULATORY SERVICES**

**Date 19 September 2018**

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## **Background documents**

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