

# 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.*

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



Annwyl Cyngorydd,

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

Cynhelir Cyfarfod Is-Bwyllgor Trwyddedu (B) yn Ystafelloedd Pwyllgor 2/3 - Swyddfeydd Dinesig, Stryd yr Angel, Pen-y-bont ar Ogwr CF31 4WB ar **Dydd Mawrth, 22 Hydref 2019 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 27/08/2019
4. Cais i Drwyddedu Cerbyd Hurio Preifat 7 - 10
5. Cais i Drwyddedu Cerbyd Hurio Preifat 11 - 14
6. Cais i Drwyddedu Cerbyd Hacnai 15 - 16
7. Cais i Drwyddedu Cerbyd Hacnai 17 - 18
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

Ffôn/Tel: 01656 643643

Negeseuon SMS/ SMS Messaging: 07581 157014

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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 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><br>I dderbyn am gymeradwyaeth y Cofnodion eithrio cyfarfod y 27/08/2019 | 19 - 20 |
| 11. | <u>Ceisiadau i Gymeradwyo Trwyddedau</u>  | 21 - 24 |
| 12. | <u>Ceisiadau i Adnewyddu Trwyddedau</u>   | 25 - 28 |
| 13. | <u>Gwrandawriad Disgyblu ar gyfer Gyrrwyr Tacsï Presennol</u>   | 29 - 66 |

Yn ddiffuant

**K Watson**

Pennaeth Gwasanaethau Cyfreithiol a Rheoleiddiol

**Dosbarthiad:**

Cynghowrwy

PA Davies

A Hussain

RM James

Cynghorwyr

B Jones

JE Lewis

JR McCarthy

Cynghorwyr

G Thomas

## IS-BWYLLGOR TRWYDDEDU (B) - DYDD MAWRTH, 27 AWST 2019

COFNODION CYFARFOD Y IS-BWYLLGOR TRWYDDEDU (B) A GYNHALIWYD YN  
COMMITTEE ROOMS 2/3, CIVIC OFFICES ANGEL STREET BRIDGEND CF31 4WB DYDD  
MAWRTH, 27 AWST 2019, AM 10:00

### Presennol

Y Cynghorydd PA Davies – Cadeirydd

RM James

JE Lewis

G Thomas

### Ymddiheuriadau am Absenoldeb

A Hussain

### Swyddogion:

Katia Daw

Cyfreithiwr

Mark Galvin

Uwch Swyddog Gwasanaethau Democraidd - Pwyllgorau

Yvonne Witchell

Rheolydd Tîm Trwyddedu

### 158. DATGANIADAU O FUDDIANT

Dim.

### 159. DERBYN Y COFNODION

PENDERFYNWYD: Derbyn Cofnodion cyfarfodydd yr Is-Bwyllgor Trwyddedu B â'r dyddiad 17 Mehefin a 2 Gorffennaf 2019, fel cofnod gwir a manwl gywir.

### 160. 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.

Gwnaethpwyd y cais gan Richard Parrott i drwyddedu Toyota Avensis, rhif cofrestru MD66 VWW fel cerbyd Cludo Hacni i gludo 4 unigolyn. Roedd y cerbyd yn un ail law ac fe'i cofrestrwyd â'r DVLA ar 31 Ionawr 2017.

Arolygodd yr Is-Bwyllgor y cerbyd.

Dywedodd Reolwr y Tîm Trwyddedu wrth yr Aelodau mai milltiroedd presennol y cerbyd oedd 16,296. Nododd nad oedd y cais yn bodloni'r Polisi Cerbyd Cludo Hacni a gymeradwywyd gan y Pwyllgor Trwyddedu, am y rhesymau a nodir yn yr adroddiad.

Nid oedd y cerbyd yn addas i gadair olwyn, ond roedd canllawiau polisi penodol mewn perthynas â thrwyddedu cychwynol cerbydau Cludo Hacni, nad oedd yn bodloni canllawiau polisi, sydd wedi'u hamlinellu ym mharagraff 4.6 yr adroddiad.

Er gwybodaeth i Aelodau, darparwyd hanes gwasanaeth â'r dyddiad 5 Ebrill 2019, gyda'r milltiroedd yn cael eu cofnodi ar y pryd fel 16,251.

PENDERFYNWYD: Mae'r penderfyniad fel a ganlyn:

"Rhoesom ystyriaeth i gofrestru MD66 WVV fel cerbyd Cludo Hacni.

Rydym wedi nodi nad yw'r cais hwn yn bodloni canllawiau'r polisi ym mharagraff 2.1, fodd bynnag, rydym wedi nodi ein penderfyniad dan baragraff 2.2 i ganiatáu trwydded i'r cerbyd mewn amgylchiadau eithriadol.

Yn yr achos hwn, rydym wedi nodi'r rhesymau dros brynu'r cerbyd hwn a'i ansawdd.

Fel y cyfryw, rydym yn hapus caniatáu'r drwydded."

161. CAIS I DRWYDDEDU CERBYD HURIO PREIFAT

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

Gwnaethpwyd y cais gan Gwynne Evans i drwyddedu Mercedes E220, rhif cofrestru MT17 EJE fel cerbyd Hurio Preifat i gludo 4 unigolyn. Roedd y cerbyd yn un ail law ac fe'i gofrestrwyd â'r DVLA ar 29 Ebrill 2017.

Arolygodd yr Is-Bwyllgor y cerbyd.

Dywedodd Rheolwr y Tîm Trwyddedu wrth yr Aelodau mai milltiroedd presennol y cerbyd oedd 31,605. Nododd nad oedd y cais yn bodloni'r Polisi Cerbyd Hurio Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu, am y rhesymau a nodir yn yr adroddiad.

Nid oedd y cerbyd yn addas i gadair olwyn, ond roedd canllawiau polisi penodol mewn perthynas â thrwyddedu cychwynnol cerbydau Hurio Preifat, nad oedd yn bodloni canllawiau polisi, sydd wedi'u hamlinellu ym mharagraff 4.4 yr adroddiad.

Er gwybodaeth i Aelodau, darparwyd hanes gwasanaeth gan Mercedes â'r dyddiad 8 Mehefin 2018, gyda'r milltiroedd yn cael eu cofnodi ar y pryd fel 15,043 ac ar 17 Mehefin 2019 fel 31,510.

PENDERFYNWYD: Mae'r penderfyniad fel a ganlyn:

"Rydym wedi ystyried y cais i drwyddedu MT17 EJE fel cerbyd Hurio Preifat.

Rydym wedi nodi nad yw'r cerbyd yn bodloni ein polisi. Fodd bynnag, dan 2.2 gallwn lacio'r polisi mewn amgylchiadau eithriadol.

Wedi i ni ystyried y cerbyd, teimlwn fod amgylchiadau eithriadol o'r fath yma ac fel y cyfryw, rydym am ganiatáu'r drwydded."

162. CAIS I DRWYDDEDU CERBYD HURIO PREIFAT

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

Gwnaethpwyd y cais gan Forge Travel Limited i drwyddedu cerbyd â'r rhif cofrestru WX07 DDV, fel cerbyd Hurio Preifat i gludo 8 unigolyn. Roedd y cerbyd yn un ail law ac fe'i cofrestrwyd â'r DVLA ar 6 Mawrth 2007.

Arolygodd yr Is-Bwyllgor y cerbyd.

Dyweddodd Rheolwr y Tîm Trwyddedu wrth yr Aelodau mai milltiroedd presennol y cerbyd oedd 19,763. Nododd nad oedd y cais yn bodloni'r Polisi Cerbyd Hurio Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu, am y rhesymau a nodir yn yr adroddiad. Roedd y cerbyd yn addas i gadair olwyn.

Er gwybodaeth i'r Aelodau, darparwyd hanes gwasanaeth â'r dyddiad 20 Tachwedd 2018, gyda'r milltiroedd yn cael eu cofnodi ar y pryd fel 7,529, 3 Ionawr 2019 gyda milltiroedd fel 10,473, 14 Chwefror 2019 gyda milltiroedd fel 13,543, ar 8 Mai 2019 fel 18,457 a 19 Mehefin 2019 gyda milltiroedd fel 19,242. Mae Tystysgrif Prawf MOT wedi'i darparu i'r cerbyd hwn sy'n dod i ben 27 Awst 2020, gyda'r milltiroedd yn cael eu cofnodi fel 19,596. Mae Adroddiad Gwasanaeth LOLER wedi'i gyflwyno i wasanaeth codi pobl anabl y cerbyd â'r dyddiad 28 Mai 2019.

PENDERFYNWYD: Mae'r penderfyniad fel a ganlyn:

"Rydym wedi nodi'r cais i gofrestru WX07 DDV fel cerbyd Hurio Preifat sy'n addas i gadair olwyn.

Rydym wedi nodi nad yw hyn yn bodloni ein polisi, fodd bynnag, dan y paragraff 2.2, gallwn ganiatáu'r cais mewn amgylchiadau eithriadol penodol.

Wedi i ni ystyried y cerbyd, teimlwn fod amgylchiadau eithriadol o'r fath ac rydym am ganiatáu'r drwydded, yn arbennig yng ngoleuni'r ffaith bod y cerbyd yn addas i gadair olwyn."

163. CAIS I DRWYDDEDU CERBYD HURIO PREIFAT

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

Gwnaethpwyd y cais gan Robin Leigh, i drwyddedu Mercedes S350, rhif cofrestru DG62 EHW fel cerbyd Hurio Preifat i gludo 5 unigolyn. Roedd y cerbyd yn un ail law ac fe'i gofrestrwyd â'r DVLA ar 3 Medi 2012.

Arolygodd yr Is-Bwyllgor y cerbyd. Nododd yr aelodau bod rhif cofrestru'r cerbyd a nodir uchod wedi'i newid i rif cerbyd preifat Y6 DET

Dyweddodd Rheolwr y Tîm Trwyddedu wrth yr Aelodau mai milltiroedd presennol y cerbyd oedd 126,129. Nododd nad oedd y cais yn bodloni'r Polisi Cerbyd Hurio Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu, am y rhesymau a nodir yn yr adroddiad.

Nid oedd y cerbyd yn addas i gadair olwyn.

Nid yw'r cais yn bodloni'r Polisi Cerbyd Hurio Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu. Er gwybodaeth i'r Aelodau, mae hanes gwasanaeth helaeth i'r cerbyd hwn. Ar 5 Mai 2012 cofnodwyd y milltiroedd fel 178, 10 Mai 2013 fel 15,362, 13 Medi 2013 fel 30,419, 23 Mai 2014 fel 46,012, ar 9 Medi 2014 fel 60,407, ar 27 Mai 2015 fel 74,902, ar 15 Medi 2015 fel 91,317, ar 3 Mawrth 2016 fel 105,118 ac ar 16 Rhagfyr 2016 fel 121,511. Mae'r Dystysgrif Prawf MOT olaf yn dangos ei fod wedi'i brofi ar 11 Mehefin 2019, gyda'r milltiroedd yn cael eu cofnodi fel 125,362. Daeth y MOT i ben ar 10 Mehefin 2020.

PENDERFYNWYD: Mae'r penderfyniad fel a ganlyn:

"Rydym wedi ystyried y cais i drwyddedu Y6 DET fel cerbyd Hurio Preifat.

Rydym wedi nodi nad yw'r cerbyd yn bodloni ein polisi. Fodd bynnag, dan baragraff 2.2 gallwn lacio'r polisi mewn amgylchiadau eithriadol.

Wedi i ni ystyried y cerbyd, teimlwn fod amgylchiadau eithriadol o'r fath yma ac fel y cyfryw, rydym am ganiatáu'r drwydded."

164. EITEMAU BRYD

Dim.

165. GWAHARDD Y CYHOEDD

PENDERFYNWYD:

Mai dan Adran 100A (4) Deddf Llywodraeth Leol 1972 fel y diwygiedig 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 cais am brawf 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 ystyriwyd 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 ymgeisydd dan sylw.

166. DERBYN Y COFNODION EITHRIEDIG

PENDERFYNWYD: Derbyn cofnodion eithriedig cyfarfod yr Is-Bwyllgor Trwyddedu B â'r dyddiad 17 Mehefin 2019, fel cofnod gwir a manwl gywir.

167. CAIS CANIATÂD AM DRWYDDEDAU

Daeth y cyfarfod i ben am 11:02

## BRIDGEND COUNTY BOROUGH COUNCIL

### REPORT TO LICENSING SUB COMMITTEE

22 OCTOBER 2019

#### 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 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 Robert Sheldon, Bridgend to licence a Mercedes Vito Tourer Select, vehicle registration number KP18 HFC as a private hire vehicle to seat 7 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA ON 4 April 2018.
- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible. No additional documentation was supplied with the application. An MOT is not due until the vehicle reaches 3 years.
- 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**  
**HEAD OF LEGAL AND REGULATORY SERVICES**

**Date 16 October 2019**

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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## BRIDGEND COUNTY BOROUGH COUNCIL

### REPORT TO LICENSING SUB COMMITTEE

22 OCTOBER 2019

#### 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 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 Carl Lemmer of Barry to licence a Seat Toledo SE, vehicle registration number CK14 GVR as a private hire vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA ON 29 April 2014.
- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible. An MOT Certificate is in force with an expiry date of 30/7/2020 issued at 57,838 miles. A service history has been supplied with service intervals at 10,000 miles (25/5/2015), 13,490 miles (26/2/2016), 21,611 miles (31/3/2017), 26,945 miles (5/4/2018), 36,520 miles (31/10/2018), 46,440 miles (19/3/2019), and 55,882 miles (29/6/2019).

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

**Date 16 October 2019**

Yvonne Witchell  
Team Manager Licensing

**Telephone:** (01656) 643643

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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

22 OCTOBER 2019

#### 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 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 Karl Svensen, Sarn, Bridgend to licence a Ford Transit Custom vehicle registration number LN66 NYZ as a hackney carriage vehicle to seat 8 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on September 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 provided dated 6 September 2019 with the mileage recorded at 56180 and an MOT Test Certificate has also been provided dated 6 September 2019 with the mileage recorded at 56181.

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

**Date 16 October 2019**

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



## BRIDGEND COUNTY BOROUGH COUNCIL

### REPORT TO LICENSING SUB COMMITTEE

22 OCTOBER 2019

#### 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 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 Richard Parrott T/a Bridgend Taxi Leasing (Porthcawl), to licence a Toyota Avensis vehicle registration number FH18 SUU as a hackney carriage vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on July 2018.
- 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 provided dated 13 March 2019 with the mileage recorded at 10759.
- 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**  
**HEAD OF LEGAL AND REGULATORY SERVICES**

**Date 16 October 2019**

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