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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 Committee Rooms 2/3, Civic Offices Angel Street Bridgend CF31 4WB ar **Dydd Mawrth, 8 Mai 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 - 6
I dderbyn am gymeradwyaeth y Cofnodion cyfarfod y 13/03/2018
4. Cais i Drwyddedu Cerbyd Hacnai 7 - 10
5. Cais i Drwyddedu Cerbyd Hurio Preifat 11 - 14
6. Cais i Drwyddedu Cerbyd Hurio Preifat 15 - 18
7. Cais i Drwyddedu Cerbyd Hurio Preifat 19 - 22
8. Cais i Drwyddedu Cerbyd Hurio Preifat 23 - 26
9. Materion Brys
I ystyried unrhyw eitemau o fusnes y, oherwydd amgylchiadau arbennig y cadeirydd o'r farn y dylid eu hystyried yn y cyfarfod fel mater o frys yn unol â Rhan 4 (pharagraff 4) o'r Rheolau Trefn y Cyngor yn y Cyfansoddiad.
10. Gwahardd y Cyhoedd

Ffôn/Tel: 01656 643643

Facs/Fax: 01656 668126

Ebost/Email: talktous@bridgend.gov.uk

Negeseuon SMS/ SMS Messaging: 07581 157014

[Twitter@bridgendCBC](https://twitter.com/bridgendCBC)

Gwefan/Website: www.bridgend.gov.uk

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

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

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

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

Nid oedd y cofnodion 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.

11. Cymeradwyaeth Cofnodion wedi'u Eithrio
I dderbyn am gymeradwyaeth y Cofnodion cyfarfod y 13/03/2018

27 - 40

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 MAWRTH, 13 MAWRTH 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 MAWRTH, 13 MAWRTH 2018, AM 10:00

Presennol

Y Cyngorydd DRW Lewis – Cadeirydd

SE Baldwin
JE Williams

PA Davies

DK Edwards

AA Pucella

Ymddiheuriadau am Absenoldeb

DG Owen

Swyddogion:

Katie Brook	Uwch Swyddog Trwyddedu (Technegol)
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.

84. CYMERADWYAETH COFNODION

PENDERFYNWYD: Bod cofnodion cyfarfod yr Is-bwyllgor Trwyddedu ar 12 Ionawr 2018 yn cael eu cymeradwyo yn gofnod gwir a chywir.

85. CAIS AM DRWYDDEDU CERBYD LLOGI PREIFAT

Gwnaethpwyd y cais gan Richard Singleton i drwyddedu Mercedes S350L gyda rhif cofrestru newydd sef G20 UPS (KY63 HLW yn gynt) fel Cerbyd Llogi Preifat ar gyfer 4 person. Nid oedd y cerbyd yn newydd a chafodd ei gofrestru yn y DVLA am y tro cyntaf ar 18 Chwefror 2014.

Yna aeth yr aelodau a'r swyddogion ymlaen i archwilio'r cerbyd oedd ym maes parcio y Swyddfeydd Dinesig, gan ohirio'r cyfarfod at y diben hwn.

Wrth ailddechrau'r cyfarfod, dywedodd y Rheolwr Tîm (Trwyddedu) wrth yr Aelodau fod y cerbyd wedi teithio 23,440 milltir hyd yn hyn. Ychwanegodd nad yw'r cais yn berthnasol i'r Polisi Cerbydau 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 am y tro cyntaf nad oeddent yn cyd-fynd â'r canllawiau polisi wedi'u nodi ym mharagraff 4.4 yr adroddiad. Mae hanes gwasanaeth llawn o'r cerbyd wedi'i roi gan yr ymgeisydd.

Nododd aelod o'r Is-bwyllgor y gwelwyd wrth archwilio'r cerbyd, fod gwadn y teiars wedi'u treulio'n eithriadol a gofynnodd i Mr Singleton beth oedd yn ei wneud am hyn. Ymatebodd Mr Singleton gan ddweud ei fod wedi bwcio i'r teiars gael eu newid nes ymlaen heddiw i dderbyn set newydd o deiars.

PENDERFYNWYD: Ystyriodd yr Is-bwyllgor y cais i drwyddedu'r cerbyd â'r rhif cofrestru G20 UPS fel Cerbyd Llogi Preifat.

Nododd yr Is-bwyllgor nad yw'r cerbyd yn berthnasol i baragraff 2.1 Polisi Trwyddedu'r Cyngor o ganlyniad i'w oedran.

Ystyriodd yr Is-bwyllgor yr amgylchiadau eithriadol dan baragraff 2.2.5 y Polisi, a phenderfynodd, o ganlyniad i ansawdd mewnol ac allanol eithriadol y cerbyd, a'r safonau diogelwch eithriadol, fod yr Aelodau'n cymeradwyo'r cais.

86. CAIS I DRWYDDEDU CERBYD LLOGI PREIFAT

Gwnaethpwyd y cais gan Forge Travel Limited i drwyddedu Volkswagen Transporter, rhif cofrestru'r cerbyd GJ16 XJP fel Cerbyd Llogi Preifat ar gyfer 8 person. Nid oedd y cerbyd yn newydd a chafodd ei gofrestru yn y DVLA am y tro cyntaf ar 7 Ebrill 2016.

Nid oedd yr ymgeisydd yn gallu bod yn bresennol oherwydd salwch ac anfonodd gynrychiolydd a llythyr ar ei ran i ategu ei gais.

Cafwyd y cyfarfod ei ohirio'n fras i'r aelodau a'r swyddogion archwilio'r cerbyd ym maes parcio'r Swyddfeydd Dinesig.

Wrth ailddechrau'r cyfarfod, dywedodd y Rheolwr Tîm (Trwyddedu) wrth yr Aelodau fod y cerbyd wedi teithio 13,906 milltir hyd yn hyn. Ychwanegodd nad yw'r cais yn berthnasol i'r Polisi Cerbydau Llogi Preifat a gymeradwywyd gan yr Is-bwyllgor Trwyddedu. Nid oedd y cerbyd yn hygyrch i gadeiriau olwyn, ond roedd canllawiau polisi penodol mewn perthynas â thrwyddedu Cerbydau Llogi Preifat am y tro cyntaf nad oeddent yn cyd-fynd â'r canllawiau polisi wedi'u nodi ym mharagraff 4.4 yr adroddiad.

Gan fod y cerbyd wedi teithio mwy na 10,000 milltir a'i fod yn fwy nag un flwyddyn, gofynnodd yr aelodau pam nad yw wedi cael gwasanaeth eto.

Ymatebodd yr ymgeisydd trwy ddweud bod y cerbyd ar Drefn Gwasanaeth Hyblyg (LongLife Service) sy'n gynllun gan Volkswagen. Mae'r olew a ddefnyddir yn y car yn golygu y gellir defnyddio'r cerbyd am hyd at 18,000 milltir heb wasanaeth (neu 24 mis). Credodd yr ymgeisydd na fydd y cerbyd yn cyrraedd 18,000 cyn mis nesaf.

PENDERFYNWYD: Ystyriodd yr Is-bwyllgor gais i drwydded cerbyd â'r rhif cofrestru GJ16 XJP fel Cerbyd Llogi Preifat.

Nododd yr Is-bwyllgor nad yw'r cerbyd yn berthnasol i baragraff 2.1 Polisi Trwyddedu'r Cyngor o ganlyniad i'w oedran.

Ystyriodd yr Is-bwyllgor yr amgylchiadau eithriadol dan baragraff 2.2.5 y Polisi a phenderfynon nhw, o ganlyniad i ansawdd mewnol ac allanol eithriadol y cerbyd, a'r safonau diogelwch eithriadol, gytuno i gymeradwyo'r cais.

87. EITEMAU BRYD

Nid oedd dim materion brys.

88. 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, fod y cyhoedd yn cael ei wahardd o'r cyfarfod tra bod yr eitemau busnes hyn yn cael eu

hystyried gan eu bod yn cynnwys gwybodaeth wedi'i heithrio fel y diffinnir ym Mharagraff 12 o Ran 4 a/neu Baragraff 21 o Ran 5 o Atodlen 12A y Ddeddf hon.

Yn dilyn y prawf o fuddiant y cyhoedd, 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 y ystyriwyd, ym mhob amgylchedd sy'n ymwneud â'r eitemau, y byddai buddiant y cyhoedd mewn cynnal yr eithriad yn drech na fuddiant y cyhoedd mewn datgelu'r wybodaeth, gan y byddai'r wybodaeth yn niweidiol i'r ymgeiswyr wedi sôn amdanynt.

89. CYMERADWYO'R COFNODION WEDI'U HEITHRIO

PENDERFYNWYD: Bod cofnodion wedi'u heithrio o gyfarfod yr Is-bwyllgor Trwyddedu ar 12 Ionawr 2018 yn cael eu cymeradwyo yn gofnod gwir a chywir.

90. CEISIADAU I ADNEWYDDU TRWYDDEDAU

91. CEISIADAU I ADNEWYDDU TRWYDDEDAU

92. CEISIADAU I GYMERADWYO TRWYDDEDAU

93. CEISIADAU I GYMERADWYO TRWYDDEDAU

94. CEISIADAU I GYMERADWYO TRWYDDEDAU

95. CEISIADAU I GYMERADWYO TRWYDDEDAU

96. CEISIADAU I GYMERADWYO TRWYDDEDAU

Daeth y cyfarfod i ben am 14:10

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BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

18 APRIL 2018

REPORT OF THE CORPORATE DIRECTOR, OPERATIONAL AND PARTNERSHIP SERVICES

APPLICATION TO LICENCE HACKNEY CARRIAGE VEHICLE

1. Purpose of Report.

- 1.1 To ask the sub-committee to consider an application to grant a licence for a hackney carriage 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 Jamshad Iqbal to licence a Skoda Octavia vehicle registration number KH07 ANG as a hackney carriage vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 9 March 2018.
- 4.3 The application falls outside the Hackney Carriage 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 hackney carriage vehicles which fall outside policy guidelines, which are set out below. For Members' information, no service history has been provided.
- 4.4 The applicant has not provided a reason why the application was submitted outside the published guidelines.

4.5 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 2.2.1) A relaxation of the policy in respect of the hackney carriages is likely to relate to only to evidenced delay in the DVLA registration process or minor variations in delivery mileage. Applications will normally be dealt with under the Scheme of Delegations of Officers.

(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 12 April 2018

Contact Officer: Yvonne Witchell
Team Manager Licensing

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

Background documents

Hackney Carriage Vehicle Application
Hackney Carriage Vehicle Policy Guidelines

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BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

8 MAY 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 Jeffrey Evans, to licence a Mercedes Benz Vito Tourer vehicle registration number EG16 AAE as a private hire vehicle to seat 8 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 20 July 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 service history has been provided which was issued on the 14 March 2017 with the mileage of the vehicle at 15798.

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 2.2.1) A relaxation of the policy in respect of the hackney carriages is likely to relate to only to evidenced delay in the DVLA registration process or minor variations in delivery mileage. Applications will normally be dealt with under the Scheme of Delegations of Officers.

(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."

- 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 1 May 2018

Contact Officer: Yvonne Witchell
Team Manager Licensing

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

Background documents

Private Hire Vehicle Application
Private Hire Vehicle Policy Guidelines

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BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

8 MAY 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 Kathryn Leigh, to licence a Mercedes Benz E220 vehicle registration number Y8 DET as a private hire vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 31 January 2013.
- 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 an MOT has been provided which was issued on the 5 March 2018 with the mileage of the vehicle at 72980. For Members' information, a full service history has been provided confirming the mileage at 16470 on the 17 March 2014, 29838 miles on the 1 April 2015 and 56264 miles on 8 October 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.

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(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."

- 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 1 May 2018

Contact Officer: 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

8 MAY 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 Paul Brain t/a Peyton Travel Limited, to licence a Ford Tourneo Custom 300 Ltd E-Tech vehicle registration number CU16 EFS as a private hire vehicle to seat 8 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 1 March 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 a service history has not been provided as the vehicle mileage is 27,000 and the first service is due at 30,000.

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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(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."

- 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 1 May 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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BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

8 MAY 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 Paul Brain t/a Peyton Travel Limited, to licence a Renault Traffic LL29 Sport Energy DCI vehicle registration number LN16 JTO as a private hire vehicle to seat 8 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 17 March 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 service history has been provided which was issued on the 11 March 2017 with the mileage of the vehicle at 24875 and 16 February 2018 with the mileage at 49662.

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 2.2.1) A relaxation of the policy in respect of the hackney carriages is likely to relate to only to evidenced delay in the DVLA registration process or minor variations in delivery mileage. Applications will normally be dealt with under the Scheme of Delegations of Officers.

(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."

- 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
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Date 1 May 2018

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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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