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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, 4 Mehefin 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 - 4
I dderbyn am gymeradwyaeth y Cofnodion cyfarfod y 07/05/2019
4. Cais i Drwyddedu Cerbyd Hurio Preifat 5 - 8
5. Cais i Drwyddedu Cerbyd Hurio Preifat 9 - 12
6. Materion Brys
I ystyried unrhyw eitemau o fusnes y, oherwydd amgylchiadau arbennig y cadeirydd o'r farn y dylid eu hystyried yn y cyfarfod fel mater o frys yn unol â Rhan 4 (pharagraff 4) o'r Rheolau Trefn y Cyngor yn y Cyfansoddiad.
7. Gwahardd y Cyhoedd

Ffôn/Tel: 01656 643643

Negeseuon SMS/ SMS Messaging: 07581 157014

Facs/Fax: 01656 668126

Twitter@bridgendCBC

Ebost/Email: talktous@bridgend.gov.uk

Gwefan/Website: www.bridgend.gov.uk

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

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

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

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Nid oedd y cofnodion ac adroddiadau sy'n ymwneud â'r eitemau canlynol yn cael eu cyhoeddi, gan fod eu bod yn cynnwys gwybodaeth eithriedig fel y'i diffinnir ym 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.

- | | | |
|-----|---|---------|
| 8. | <u>Cymeradwyaeth Cofnodion wedi'u Eithrio</u>
I dderbyn am gymeradwyaeth y Cofnodion eithrio cyfarfod y 07/05/2019 | 13 - 16 |
| 9. | <u>Ceisiadau i Gymeradwyo Trwyddedau</u> | 17 - 30 |
| 10. | <u>Ceisiadau i Adnewyddu Trwyddedau</u> | 31 - 44 |
| 11. | <u>Gwrandawriad Disgyblu ar gyfer Gyrrwyr Tacsï Presennol</u> | 45 - 48 |

Yn ddiffuant

K Watson

Pennaeth Gwasanaethau Cyfreithiol a Rheoleiddiol

Dosbarthiad:

Cynghowrwy

TH Beedle

RJ Collins

MJ Kearns

Cynghorwyr

DRW Lewis

DG Owen

AA Pucella

Cynghorwyr

JE Williams

Presennol

Y Cyngorydd DRW Lewis – Cadeirydd

SE Baldwin

TH Beedle

AA Pucella

JE Williams

Ymddiheuriadau am Absenoldeb

RJ Collins

Swyddogion:

Ilaria Agostini

Uwch Swyddog Gorfodi Trwyddedu

Daniel Cook

Swyddog Polisi Trwyddedu

Katia Daw

Cyfreithiwr

Julie Ellams

Swyddog Gwasanaethau Democraidd – Pwyllgorau

184. DATGANIADAU O FUDDIANT

Dim

185. CYMERADWYAETH COFNODION

PENDERFYNWYD: Bod y Cofnodion ar gyfer cyfarfod yr Is-bwyllgor Trwyddedu (A) ar 12/03/2019, yn cael eu cymeradwyo fel cofnod gwir a chywir.

186. CAIS I DRWYDDEDU CERBYD HACNAI

Adroddodd y Swyddog Polisi Trwyddedu bod y cais hwn wedi'i dynnu'n ôl.

187. MATERION BRYD

Dim

188. GWAHARDD Y CYHOEDD

PENDERFYNWYD: Nid yw'r adroddiad/cofnodion yn ymwneud â'r eitemau canlynol i gael eu cyhoeddi gan eu bod yn cynnwys gwybodaeth sydd wedi ei heithrio fel y'i diffiniwyd ym Mharagraff 12 o Ran 4 a/neu Baragraff 21 o Ran 5 o Atodlen 12A o Ddeddf Llywodraeth Leol 1972 fel y'i diwygiwyd gan Orchymyn Llywodraeth Leol (Mynediad at Wybodaeth)(Amrywiad)(Cymru) 2007.

Os bydd y Pwyllgor, yn dilyn cymhwyso prawf budd y cyhoedd, yn penderfynu ystyried yr eitemau hyn yn breifat yn unol â'r Ddeddf, caiff y cyhoedd eu gwahardd o'r cyfarfod yn ystod ystyriaeth o'r fath.

189. CYMERADWYAETH COFNODION WEDI'U EITHRIO

190. CEISIADAU I GYMERADWYO TRWYDDEDAU

Daeth y cyfarfod i ben am 10:50

BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

4 JUNE 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 Peyton Travel Limited, to licence a Dacia Logan vehicle registration number LL66 RZK as a private hire vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 30 November 2016.
- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible. For Members' information a service history has been provided dated 14 February 2018 with the mileage recorded at 10926.

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 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 29 May 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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- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 10 April 2018.
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Private Hire Vehicle Policy Guidelines

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