

# 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.*



#### **Cyfarwyddiaeth y Prif Weithredwr / Chief Executive's Directorate**

Deialu uniongyrchol / Direct line /: 01656 643148 / 643147 / 643694

Gofynnwch am / Ask for: Democratic Services

Ein cyf / Our ref:

Eich cyf / Your ref:

**Dyddiad/Date:** Wednesday, 2 December 2020

Dear Councillor,

#### **LICENSING SUB-COMMITTEE A**

A meeting of the Licensing Sub-Committee A will be held remotely via Skype for Business on **Tuesday, 8 December 2020 at 10:00.**

#### **AGENDA**

1. Apologies for Absence  
To receive apologies for absence from Members.
2. Declarations of Interest  
To receive declarations of personal and prejudicial interest (if any) from Members/Officers in accordance with the provisions of the Members Code of Conduct adopted by Council from 1 September 2008.
3. Approval of Minutes 3 - 4  
To receive for approval the Minutes of the 13/10/2020
4. Application to Licence Hackney Carriage Vehicle 5 - 12
5. Urgent Items  
To consider any other item(s) of business in respect of which notice has been given in accordance with Rule 4 of the Council Procedure Rules and which the person presiding at the meeting is of the opinion should by reason of special circumstances be transacted at the meeting as a matter of urgency.

Note: Please note: Due to the current requirement for social distancing this meeting will not be held at its usual location. This will be a virtual meeting and Members and Officers will be attending remotely. The meeting will be recorded for subsequent transmission via the Council's internet site which will be available as soon as practicable after the meeting. If you have any queries regarding this, please contact [cabinet\\_committee@bridgend.gov.uk](mailto:cabinet_committee@bridgend.gov.uk) or tel. 01656 643147 / 643148.

Yours faithfully

**K Watson**

Chief Officer, Legal, HR & Regulatory Services

**By receiving this Agenda Pack electronically you will save the Authority approx. 24p in printing costs**

Councillors:  
TH Beedle  
RJ Collins  
MJ Kearns

Councillors  
DRW Lewis  
AA Pucella  
G Thomas

Councillors  
JE Williams

## LICENSING SUB-COMMITTEE A - TUESDAY, 13 OCTOBER 2020

### MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE A HELD IN REMOTELY VIA SKYPE FOR BUSINESS ON TUESDAY, 13 OCTOBER 2020 AT 10:00

#### Present

Councillor DRW Lewis – Chairperson

TH Beedle  
G Thomas

RJ Collins  
JE Williams

MJ Kearn

AA Pucella

#### Officers:

Nick Dennison  
Mark Galvin  
Sharon Jones  
Kevin Stephens  
Yvonne Witchell

Solicitor  
Senior Democratic Services Officer - Committees  
Licensing Assistant  
Democratic Services Assistant  
Team Manager Licensing

#### 267. DECLARATIONS OF INTEREST

None.

#### 268. APPROVAL OF MINUTES

RESOLVED: That the minutes of a meeting of the Licensing Sub-Committee A dated 15 September 2020, be approved as a true and accurate record.

#### 269. APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

The Group Manager, Legal, HR and Regulatory Services submitted a report, the purpose of which, was to ask the sub-committee to consider an application to grant a licence for a private hire vehicle.

The application was being made by Andrea Bovingdon of North Cornelly (who was present at the meeting) to licence a Volvo V50 SE vehicle registration number BO12 VPO as a private hire vehicle to seat 4 persons.

The vehicle was pre-owned and was first registered at the DVLA on 1 March 2012, confirmed the Team Manager - Licensing.

The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible. A service report has been submitted for 23/05/2013 with the mileage recorded at 11,948; 14/05/2014 with mileage at 24,784; 10/07/2015 with mileage at 34,523; 05/08/2016 with mileage at 42,730; 04/08/2017 with mileage at 50,918; 25/07/2018 with mileage at 59,310 and 01/08/2019 with mileage at 67,353. A current MOT has been submitted dated 20/08/2020 with the mileage recorded at 71,797.

On the 18 September 2020 an Enforcement Officer inspected the vehicle and the vehicle was found to be in good condition. A Vehicle Assessment Form is provided at Appendix A to the report. At the time of inspection the mileage was recorded at 71,859.

Members retired to consider the application further, whereupon following this, it was

**RESOLVED:**

The Sub-Committee considered the application to register B012 VPO as a Private Hire Vehicle.

Members noted that it fell outside of policy 2.1 of the Council's Licensing Policy, for the reasons outlined in the report.

Members noted that the policy could be relaxed as set out in paragraph 2.2 of the policy, namely the exceptional interior and exterior quality and the exceptional standards of safety. As such, the Sub-Committee granted the licence.

270. **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982, APPLICATION FOR RENEWAL OF SEX ESTABLISHMENT LICENCE, THE PRIVATE SHOP 72 BRIDGEND ROAD, ABERKENFIG**

The Team Manager – Licensing presented a report, regarding an application that had been received from Darker Enterprises Limited for the renewal of the Sex Establishment Licence in respect of the above premises, which is placed before the Sub-Committee for consideration, as powers have not been delegated under the Scheme of Delegation to Officers.

The current licence is subject to the Council's standard conditions and to the special conditions attached at Appendix A to the report. The hours of trading are from 0930 to 2000 hours Monday to Saturday and from 1000 to 1600 hours on Sunday.

There have been no recommendations from the statutory consultees to vary the current standard or special conditions in force and no representations or objections from the public have been received, in respect of the application.

The Team Manager – Licensing advised that the applicant had complied with the statutory requirements to advertise the application and details of these were shown in the report, together with other associated requirements and guidance.

**RESOLVED:** That the Sub-Committee agreed for the renewal of the above Licence, subject to the existing terms and conditions.

271. **URGENT ITEMS**

None.

## BRIDGEND COUNTY BOROUGH COUNCIL

### REPORT TO LICENSING SUB-COMMITTEE

8 DECEMBER 2020

#### REPORT OF THE CHIEF OFFICER – LEGAL, HR 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 well-being objectives/other corporate priorities

- 2.1 This report relates to the Council's regulatory functions. There is no direct link to the corporate well-being objectives / 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 An application is made by Peyton Travel Limited of Bridgend to licence a Dacia Logan Stepway vehicle registration number WP86 LVD as a hackney carriage vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 11 January 2019.
- 4.3 The application falls outside the Hackney Carriage Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible. A service report has been submitted for 14 February 2020 with the mileage recorded at 12,301.
- 4.4 On the 3 November 2020 an Enforcement Officer inspected the vehicle and the vehicle was found to be in good condition. A Vehicle Assessment Form is provided at Appendix A. At the time of inspection the mileage was recorded at 19,187.

##### 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.*

## **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**  
**CHIEF OFFICER – LEGAL, HR AND REGULATORY SERVICES**

**Date 2 December 2020**

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**

Hackney Carriage Vehicle Application  
Hackney Carriage Vehicle Policy Guidelines

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## Vehicle Assessment Form

Completed by:	DAVID BARRETT
Date:	03/11/2020
HC / PH Number:	N/A.
Vehicle Registration:	WP68 LVD
Vehicle Make / Model:	DACIA LOGAN.
Vin Number:	
Mileage on Inspection:	19,187 MILES
Owner Details:	PEYTON TRAVEL LTD, 40 MAIN AVENUE, BRACKLA IND' ESTATE, BRIDGEND, CF31 2AB 

## Exterior

<p>Clean Free from dents/rust No missing trims Scrapes / Scratches Loose Panels</p>	Yes / <del>No</del>
<p>Paintwork in uniform colour and free from chips and scratches No egg shell finish No different shades or colours either inside or outside which are visible to the public</p>	Yes / <del>No</del>
<p>Front and Rear registration plate clean Registration plate not obstructed by tow bar Registration plate unbroken and conform to relevant legislation</p>	Yes / <del>No</del>
<p>Trim panels secure with no sharp edges All wing mirrors in good condition and fixed as per manufacturer's specification (Not fixed secured, covered in duct tape.</p>	Yes / <del>No</del>
<p>Windscreen to be clean and free of scratches or chips</p>	Yes / <del>No</del>
<p>Wheels / tyres fit for purpose and free from defects All wheel trims to be fitted according to the manufacturer's specification and all matching</p>	Yes / <del>No</del>
<p>Lights operational Side, dip, full beam, brake, reverse, fog, indicators 'For Hire' light (if applicable)</p>	Yes / <del>No</del>
<p>Washers / Wipers operational and in working order</p>	Yes / <del>No</del>
<p>Horn Operational</p>	Yes / <del>No</del>

**Interior**

Seats free from dirt, tears and stains All seat covers matching Fitted carpets free of stains or holes	Yes / <del>No</del>
No missing trims All internal panels to be clean and match original trim	Yes / <del>No</del>
Seat belts, clean and attachments functioning correctly with no signs of deterioration All anchorage point covers properly fitted with no sharp edges	Yes / <del>No</del>
Windows / doors open correctly and in working order All doors must be able to be opened from the inside	Yes / <del>No</del>
Luggage space / boot clean and tidy	Yes / <del>No</del>

**Other**

Steps / Ramps free from defects with no missing parts	N/A	Yes / <del>No</del>
Details of any other non-compliance  N/A		

Meets Minimum Size Specification: Yes / ~~No~~

Recommended for plating: Yes / ~~No~~

Licensing Office Informed: Yes / ~~No~~

Re-inspection date (If applicable): N/A.

Signed:



Date:

03/11/2020

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