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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: Tuesday, 29 December 2020

Dear Councillor,

LICENSING SUB-COMMITTEE B

A meeting of the Licensing Sub-Committee B will be held remotely via Microsoft Teams on
Tuesday, 5 January 2021 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 10/11/2020
4. Application to Licence Hackney Carriage Vehicle 5 - 12
5. Application to Licence Hackney Carriage Vehicle 13 - 20
6. 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 or tel. 01656 643147 / 643148.

Yours faithfully
K Watson

By receiving this Agenda Pack electronically you will save the Authority approx. £0.40 in printing costs

Chief Officer, Legal, HR & Regulatory Services

Councillors:

PA Davies
A Hussain
RM James

Councillors

B Jones
JE Lewis
JR McCarthy

Councillors

A Williams

LICENSING SUB-COMMITTEE B - TUESDAY, 10 NOVEMBER 2020

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

Present

Councillor PA Davies – Chairperson

A Hussain

RM James

JE Lewis

JR McCarthy

Apologies for Absence

B Jones and A Williams

Officers:

Kirsty Evans

Senior Licensing Officer

Mark Galvin

Senior Democratic Services Officer - Committees

Michael Pitman

Democratic Services Officer - Committees

Katie Wintle

Lawyer

221. DECLARATIONS OF INTEREST

None.

222. APPROVAL OF MINUTES

RESOLVED: That the Minutes of a meeting of the Licensing Sub-Committee dated 11 February and 22 September 2020, be approved as a true and accurate record.

223. APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

The Team Manager – Licensing presented 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 made by Jason Stretch of Porthcawl to licence a Vauxhall Vivaro 2900 Combi vehicle registration number NU64 GUF as a private hire vehicle to seat 6 persons. Mr. Stretch was present at the meeting in support of his application.

The vehicle was pre-owned and first registered at the DVLA on 25 September 2014.

The Team Manager – Licensing, advised that the application fell outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle was wheelchair accessible. A service report had been submitted for 4 December 2015 with the mileage recorded at 6094; 17 November 2016 with mileage at 11,323; 24 October 2017 with mileage at 16,294; 1 October 2018 with mileage at 20,217; and on 18 September 2019 with mileage at 23,196. A current MOT has been submitted dated 10 July 2020 with the mileage recorded at 25,085.

On the 27 October 2020 an Enforcement Officer inspected the vehicle and the vehicle was found to be in good condition. A Vehicle Assessment Form was provided at Appendix A to the report. At the time of inspection the mileage was recorded at 28,468.

In response to a Members question, the applicant confirmed that the vehicle would be used to cater for wheelchair users, as and when this was required through custom.

In response to a further Members question, Mr. Stretch advised that the vehicle was equipped with steps/ramp, in order to safely cater for wheelchairs.

Members retired to consider the application, whereupon on their return, it was

RESOLVED: The Sub-Committee considered the application to register NU64 GUF 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 paragraph 4.5 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.

224. **URGENT ITEMS**

None.

The meeting closed at 10:40

BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB-COMMITTEE

5 JANUARY 2021

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 James Bickerstaff of Porthcawl to licence a Renault Traffic vehicle registration number YF66 XBY as a hackney carriage vehicle to seat 8 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 28 February 2017.
- 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 17 March 2018 with the mileage recorded at 14,235 and 26 November 2020 with mileage at 23,483.
- 4.4 On the 9 December 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 23,692.

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 29 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 ZARRETT.

Date:

09/12/2020.

HC / PH Number:

Vehicle Registration:

YF66 XBY

Vehicle Make / Model:

RENAULT TRAFIC

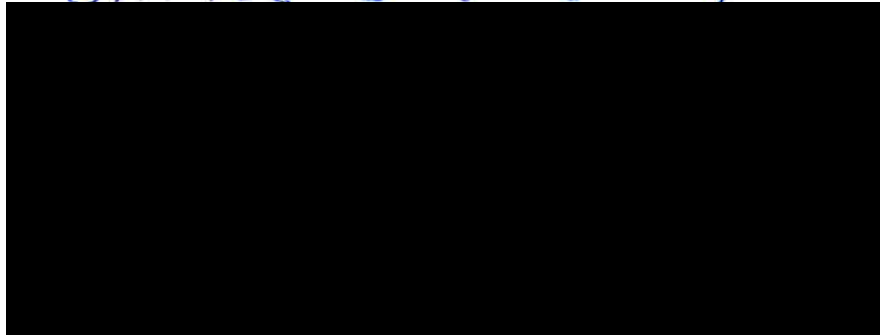
Vin Number:

Mileage on Inspection:

23,692 MILES

Owner Details:

JAMES BICKERSTAFF,



Exterior

Clean Free from dents/rust No missing trims Scrapes / Scratches Loose Panels	Yes / No
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	Yes / No
Front and Rear registration plate clean Registration plate not obstructed by tow bar Registration plate unbroken and conform to relevant legislation	Yes / No
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.	Yes / No
Windscreen to be clean and free of scratches or chips	Yes / No
Wheels / tyres fit for purpose and free from defects All wheel trims to be fitted according to the manufacturer's specification and all matching	Yes / No
Lights operational Side, dip, full beam, brake, reverse, fog, indicators 'For Hire' light (if applicable)	Yes / No
Washers / Wipers operational and in working order	Yes / No
Horn Operational	Yes / No

Interior

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

Other

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

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

Recommended for plating: Yes / ~~No~~

Licensing Office Informed: Yes / ~~No~~

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

Signed: *DEB#*

Date: *09/12/20.*

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BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB-COMMITTEE

5 JANUARY 2021

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 Wayne Griffiths of Maesteg to licence a Dacia Logan vehicle registration number LV18 PVL as a hackney carriage vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on June 2018.
- 4.3 The application falls outside the Hackney Carriage Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible. No service report has been submitted as no information was given to Mr Griffiths when he purchased the vehicle.
- 4.4 On the 17 December 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 42,598.

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 29 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

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Vehicle Assessment Form

Completed by:

DAVID BARRETT

Date:

17/12/20

HC / PH Number:

Vehicle Registration:

LV18 PVH.

Vehicle Make / Model:

Dacia Logan MCV.

Vin Number:

Mileage on Inspection:

~~449~~ 425,98 MILES.

Owner Details:

WATNE GRIFFITHS.

Exterior

<p>Clean Free from dents/rust No missing trims Scrapes / Scratches Loose Panels</p>	Yes / No
<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 / No
<p>Front and Rear registration plate clean Registration plate not obstructed by tow bar Registration plate unbroken and conform to relevant legislation</p>	Yes / No
<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 / No
<p>Windscreen to be clean and free of scratches or chips</p>	Yes / No
<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 / No
<p>Lights operational Side, dip, full beam, brake, reverse, fog, indicators 'For Hire' light (if applicable)</p>	Yes / No
<p>Washers / Wipers operational and in working order</p>	Yes / No
<p>Horn Operational</p>	Yes / No

Interior

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

Other

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

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: 2012 17/12/20

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