

MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE A HELD IN COMMITTEE ROOMS 2/3 - CIVIC OFFICES ANGEL STREET BRIDGEND CF31 4WB ON TUESDAY, 8 MAY 2018 AT 10:00

Present

Councillor DRW Lewis – Chairperson

DG Owen

AA Pucella

JE Williams

Apologies for Absence

SE Baldwin, PA Davies and DK Edwards

Officers:

Katia Daw

Lawyer

Mark Galvin

Senior Democratic Services Officer - Committees

Yvonne Witchell

Team Manager Licensing

97. APOLOGIES FOR ABSENCE

Apologies for absence were received from the following Members:-

Councillor SE Baldwin

Councillor PA Davies

Councillor DK Edwards

98. DECLARATIONS OF INTEREST

None

99. APPROVAL OF MINUTES

RESOLVED: That the Minutes of a meeting of the Licensing Sub-Committee A dated 13 March 2018, be approved as a true and accurate record.

100. APPLICATION TO LICENCE HACKNEY CARRIAGE VEHICLE

The Corporate Director Operational and Partnership Services submitted a report, that asked the Sub-Committee to consider an application to grant a licence for a Hackney Carriage Vehicle.

The application was made by Jamshad Iqbal to licence a Skoda Octavia vehicle registration number KH07 ANG as a Hackney Carriage Vehicle Vehicle to seat 4 persons. The vehicle was pre-owned and first registered at the DVLA on 9 March 2018.

Members and Officers then proceeded to inspect the vehicle that was available for inspection in the Council Chamber basement car park, and briefly adjourned the meeting for this purpose.

Upon the meeting reconvening, the Team Manager (Licensing) advised Members that the mileage of the vehicle currently was 790 miles. She added that the application fell outside the Hackney Carriage Vehicle Policy approved by the Licensing Committee. The vehicle was not wheelchair accessible, but there were specific policy guidelines in respect of the first licensing of Hackney Carriage Vehicles which fell outside the policy

guidelines outlined in paragraph 4.4 of the report. No service history of the vehicle had been provided by the applicant, as the vehicle was only 2 months old.

The Team Manager (Licensing) asked the applicant to advise Members what he intended using the vehicle for, and he replied that it would be used for routine taxi work primarily in Bridgend and that he would be an independent driver.

In response to a further question from the Officer, he replied that there had been a delay in him submitting his application due to the inclement weather the country experienced in March, which had resulted in the delivery of the vehicle to him being delayed.

The applicant and Officers then left the meeting whilst Members determined the application, and upon their return, it was

RESOLVED: The Sub-Committee considered the application to licence Vehicle Registration number KH07 ANG as a Hackney Carriage Vehicle.

Members noted the application falls outside the Licensing Policy at paragraph 2.1 because it has been over 14 days since the first registration, which took place on 9 March 2018.

The Sub-Committee also noted the reasons given for the delay in submitting the application, including the delay in the vehicle being provided to the applicant due to reasons of adverse weather conditions. The policy is clear at paragraph 2.2 that it can be relaxed in exceptional circumstances and at paragraph 2.2.1 an example is a delay in the DVLA and delivery mileage.

In this case therefore, the Sub-Committee were prepared to grant the licence.

101. APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

The Corporate Director Operational and Partnership Services submitted a report, that asked the Sub-Committee to consider an application to grant a licence for a Private Hire Vehicle.

The application was 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. The vehicle was pre-owned and first registered at the DVLA on 20 July 2016.

Members and Officers then proceeded to inspect the vehicle that was available for inspection in the Council Chamber basement car park, and briefly adjourned the meeting for this purpose.

Upon the meeting reconvening, the Team Manager (Licensing) advised Members that the mileage of the vehicle currently was 28,148 miles. She added that the application fell outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle was not wheelchair accessible, but there were specific policy guidelines in respect of the first licensing of Private Hire Vehicles which fell outside the policy guidelines outlined in paragraph 4.4 of the report. For Members information a service history of the vehicle as issued on 14 March 2017, with the then mileage of the vehicle being 15,798.

The Team Manager (Licensing) asked the applicant to confirm to Members what the vehicle would be used for.

Mr. Evans advised that he had picked up the vehicle from Southport around a month ago, and that he would be using it for private hire work as part of his semi-retirement plans. He added that he had been a taxi driver for 4 years.

A Member noted when inspecting the vehicle, that the outer rim of the back tyres seemed well worn.

The applicant advised that he would visit a garage upon leaving the meeting, in order to establish if these tyres were still roadworthy or whether they would require replacing.

The applicant and Officers then left the meeting whilst Members determined the application, and upon their return, it was

RESOLVED: The Sub-Committee considered the application to licence Vehicle Registration number EG16 AAE as a Private Hire Vehicle.

Members noted that the application falls outside the Licensing Policy at paragraph 2.1 due to the vehicles age.

Members further noted that the Policy at paragraph 2.2 allows it to be relaxed in exceptional circumstances, and examples of these were detailed in paragraph 2.4 of the Policy.

Having examined the vehicle the Sub-Committee felt that the vehicle was exceptional in terms of its quality both interior and exterior, as well as being excellent in terms of its safety qualities.

In view of this, the Sub-Committee therefore granted the licence.

102. **APPLICATION TO LICENCE PRIVATE HIRE VEHICLE**

The Corporate Director Operational and Partnership Services submitted a report, that asked the Sub-Committee to consider an application to grant a licence for a Private Hire Vehicle.

The application was made by Kathryn Leigh to licence a Mercedes Benz Y8 DET as a Private Hire Vehicle to seat 4 persons. The vehicle was pre-owned and first registered at the DVLA on 31 January 2013.

Members and Officers then proceeded to inspect the vehicle that was available for inspection in the Council Chamber basement car park, and briefly adjourned the meeting for this purpose.

Upon the meeting reconvening, the Team Manager (Licensing) advised Members that the mileage of the vehicle currently was 73,906 miles. She added that the application fell outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle was not wheelchair accessible, but there were specific policy guidelines in respect of the first licensing of Private Hire Vehicles which fell outside the policy guidelines outlined in paragraph 4.4 of the report. An MOT had been provided which was issued on 5 March 2018 with the mileage of the vehicle then being 72,980. A full service history of the vehicle had been provided, confirming the mileage at 16,470 on 17 March 2014; 29,838 on 1 April 2015 and 56,264 on 8 October 2016.

The Team Manager (Licensing) asked the applicant to give Members an outline of the history of the vehicle.

Ms. Leigh confirmed that the vehicle had been purchased privately, and the intention was to use it for corporate work and trips taking holidaymakers to and from airports, etc.

The applicant and Officers then left the meeting whilst Members determined the application, and upon their return, it was

RESOLVED: The Sub-Committee considered the application to licence Vehicle Registration number Y8 DET as a Private Hire Vehicle.

Members noted that the application falls outside the Licensing Policy at paragraph 2.1 due to the vehicles age.

Members further noted that the Policy at paragraph 2.2 allows it to be relaxed in exceptional circumstances, and examples of these were detailed in paragraph 2.4 of the Policy.

Having examined the vehicle the Sub-Committee felt that the vehicle was exceptional in terms of its quality both interior and exterior, as well as being excellent in terms of its safety qualities.

In view of this, the Sub-Committee therefore granted the licence.

103. APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

The Corporate Director Operational and Partnership Services submitted a report, that asked the Sub-Committee to consider an application to grant a licence for a Private Hire Vehicle.

The application was made by Paul Brain t/a Peyton Travel Limited, to licence a Ford to licence a Ford Tourneo Custom 300 Ltd E-Tech vehicle registration number CU16 EFS as a Private Hire Vehicle to seat 8 persons. The vehicle was pre-owned and first registered at the DVLA on 1 March 2016.

Members and Officers then proceeded to inspect the vehicle that was available for inspection in the Council Chamber basement car park, and briefly adjourned the meeting for this purpose.

Upon the meeting reconvening, the Team Manager (Licensing) advised Members that the mileage of the vehicle currently was 27,585 miles. She added that the application fell outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle was not wheelchair accessible, but there were specific policy guidelines in respect of the first licensing of Private Hire Vehicles which fell outside the policy guidelines outlined in paragraph 4.4 of the report. A service history of the vehicle had not been provided by the applicant, as the vehicle mileage was lower than 30,000 and the first service would be carried out as soon as the vehicle had done 30,000 miles.

The Team Manager (Licensing) asked the applicant to provide Members with a summary of what he intended using the vehicle for.

Mr. Brain confirmed that the vehicle would primarily be used for airport runs, and would replace an older vehicle purchased for the same purpose.

The applicant and Officers then left the meeting whilst Members determined the application, and upon their return, it was

RESOLVED: The Sub-Committee considered the application to licence Vehicle Registration number CU16 EFS as a Private Hire Vehicle.

Members noted that the application falls outside the Licensing Policy at paragraph 2.1 due to the vehicles age.

Members further noted that the Policy at paragraph 2.2 allows it to be relaxed in certain circumstances, and examples of these were detailed in paragraph 2.4 of the Policy.

Having examined the vehicle the Sub-Committee felt that the vehicle was exceptional in terms of its quality both interior and exterior, as well as being excellent in terms of its safety qualities.

In view of this, the Sub-Committee therefore granted the licence.

104. APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

The Corporate Director Operational and Partnership Services submitted a report, that asked the Sub-Committee to consider an application to grant a licence for a Private Hire Vehicle.

The application was made by Paul Brain t/a Peyton Travel Limited, to licence a Ford to licence a Renault Traffic LL29 Sport Energy DCI vehicle registration number LN16 JTO as a Private Hire Vehicle to seat 8 persons. The vehicle was pre-owned and first registered at the DVLA on 17 March 2016.

Members and Officers then proceeded to inspect the vehicle that was available for inspection in the Council Chamber basement car park, and briefly adjourned the meeting for this purpose.

Upon the meeting reconvening, the Team Manager (Licensing) advised Members that the mileage of the vehicle currently was 51,688 miles. She added that the application fell outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle was not wheelchair accessible, but there were specific policy guidelines in respect of the first licensing of Private Hire Vehicles which fell outside the policy guidelines outlined in paragraph 4.4 of the report. A service history of the vehicle had been provided by the applicant, which was issued on 11 March 2017 with the mileage of the vehicle then being 24,875 and on 16 February 2018, with the mileage then being 49,662.

The Team Manager (Licensing) asked the applicant to provide Members with a summary of what he intended using the vehicle for.

Mr. Brain confirmed that the vehicle would primarily be used for airport runs, and would replace an older vehicle purchased for the same purpose.

The applicant and Officers then left the meeting whilst Members determined the application, and upon their return, it was

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RESOLVED: The Sub-Committee considered the application to licence Vehicle Registration number LN16 JTO as a Private Hire Vehicle.

Members noted that the application falls outside the Licensing Policy at paragraph 2.1 due to the vehicles age.

Members further noted that the Policy at paragraph 2.2 allows it to be relaxed in certain circumstances, and examples of these were detailed in paragraph 2.4 of the Policy.

Having examined the vehicle the Sub-Committee felt that the vehicle was exceptional in terms of its quality both interior and exterior, as well as being excellent in terms of its safety qualities.

In view of this, the Sub-Committee therefore granted the licence.

105. URGENT ITEMS

None.

106. EXCLUSION OF THE PUBLIC

RESOLVED: That under Section 100A(4) of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007, the public be excluded from the meeting during consideration of the following item of business as it contained exempt information as defined in Paragraph 12 of Part 4 and/or Paragraph 21 of Part 5 of Schedule 12A of the Act.

Following the application of the public interest test it was resolved that pursuant to the Act referred to above, to consider the following item in private with the public excluded from the meeting, as it was considered that in all the circumstances relating to this item, the public interest in maintaining the exemption outweighed the public interest in disclosing the information, because the information would be prejudicial to the applicants so mentioned.

107. APPROVAL OF EXEMPT MINUTES

RESOLVED: That the exempt Minutes of a meeting of the Licensing Sub-Committee A dated 13 March 2018, be approved as a true and accurate record.

The meeting closed at 11:20