

MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE (B) HELD IN COMMITTEE ROOM 2/3, CIVIC OFFICES, ANGEL STREET, BRIDGEND ON TUESDAY, 24 JUNE 2014 AT 10.00AM

Present:

Councillor D R W Lewis - Chairperson

Councillors

P A Davies  
D G Owen

Officers:-

Y Witchell - Licensing and Registration Officer  
R Morris - Senior Licensing Assistant  
K Daw - Legal Officer  
A Rees - Senior Democratic Services Officer - Committees

380 APOLOGIES FOR ABSENCE

Apologies for absence were received from the following Members for the reasons so stated:-

Councillor G W Davies MBE - Attending a funeral  
Councillor E Dodd - Other Council business  
Councillor C J James - In Hospital  
Councillor P John - Holiday

381 MINUTES OF PREVIOUS MEETINGS

RESOLVED: That the minutes of the meetings of the Licensing Sub-Committee of 1 April and 29 April 2014 be approved as a true and accurate record.

382 DECLARATIONS OF INTEREST

Councillor D Owen declared a personal interest in Agenda Item 7a - Application for the renewal of Hackney Carriage/Private Hire Vehicle Driver Licence as the applicant is known to him as an MOT fitter at his local garage.

384 TOWN POLICE CLAUSES ACT 1847  
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976  
APPLICATION TO LICENCE HACKNEY CARRIAGE VEHICLE

The Assistant Chief Executive - Legal and Regulatory Services submitted a report, regarding an application by Mr Edwin Brain to licence a Vauxhall Insignia registration number CE14 HYT as a hackney carriage vehicle to seat four persons.

The applicant was present in support of his application and the Sub-Committee inspected the vehicle. On inspecting the vehicle, the mileage was confirmed as 16 miles.

The Sub-Committee was informed by the Licencing and Registration Officer that the date of the first registration of the vehicle was 30 April 2014. The application fell outside the Policy Guidelines for the first licensing of the vehicles and which would normally be refused, however a relaxation of the Policy may be considered in exceptional circumstances.

RESOLVED: That the Sub-Committee considered the application to licence a Vauxhall Insignia registration number CE14 HYT as a hackney carriage vehicle to seat four persons. Although under paragraph 2.1 the application is outside the Policy, the Sub-Committee has considered paragraph 2.2 and in view of the exceptional quality of the vehicle granted the licence.

385 TOWN POLICE CLAUSES ACT 1847  
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976  
APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

The Assistant Chief Executive - Legal and Regulatory Services submitted a report, regarding an application by Mr David K Llewellyn to licence a Silver Mercedes Benz E220 Blue Efficiency, vehicle registration number BD60 WVK as a private hire vehicle to seat four persons.

The applicant was present in support of his application and on inspecting the vehicle THE Sub-Committee confirmed the mileage as being 31851 miles.

The Sub-Committee was informed by the Licensing and Registration Officer that the vehicle is pre-owned and first registered at the DVLA on 17 February 2011. The applicant had provided a full service history and MOT for the vehicle. The application fell outside the Policy Guidelines for the first licensing of vehicles and which would normally be refused, however a relaxation of the Policy may be considered in exceptional circumstances.

RESOLVED: That the Sub-Committee considered the application to licence a Silver Mercedes Benz E220 Blue Efficiency as a Private Hire Vehicle. Although under paragraph 2.1 of the Policy the application is outside of the Policy, the Sub-Committee has considered paragraphs 2.25 and 2.4 and considered the exceptional quality of the vehicle and granted the licence.

386 TOWN POLICE CLAUSES ACT 1847  
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976  
APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

The Assistant Chief Executive - Legal and Regulatory Services submitted a report, regarding an application by Mr David Jenkins to licence a Vauxhall Vivaro, vehicle registration number DA13 YPU as a private hire vehicle to seat eight persons.

The Sub-Committee inspected the vehicle and confirmed mileage as being 11741 miles.

The Licensing and Registration Officer informed the Sub-Committee that the vehicle is pre owned and was first registered at the DVLA on 15 June 2013. The applicant had provided a service history with the application. The application fell outside the Policy Guidelines for the first licensing of vehicles and which would normally be refused, however a relaxation of the Policy may be considered in exceptional circumstances.

RESOLVED: That the Sub-Committee considered the application to licence a Vauxhall Vivaro, vehicle registration number DA13 YPU as a private hire vehicle. Although under paragraph 2.1 of the Policy the application is outside Policy, but the Sub-Committee has considered paragraphs 2.25 and 2.4 and considered the exceptional of the vehicle and granted the licence.

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

The Assistant Chief Executive - Legal and Regulatory Services reported on an application from Darker Enterprises Limited for the renewal of the Sex Establishment Licence in respect of the above premises.

The current licence was subject to the Council's standard conditions and to special conditions. There had been no recommendations from the statutory consultees to vary the current standard or special conditions in force and not representations or objections from the public. The applicant had complied with the Public Notice of the application and there had been no objections received in response to the Public Notice, nor had there been any objections to the application from the Statutory Consultees.

The Licensing and Registration Officer advised the Sub-Committee in relation to a hearing, the grounds for refusal of the application and details of the rights of appeal, in the event of the application being refused.

RESOLVED: That application for the renewal of the Sex Establishment Licence in respect of the Private Shop, 72 Bridgend Road, Aberkenfig be granted subject to the existing terms and conditions.

388 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 contains exempt information as defined in Paragraph 12 of Part 4, and 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 this item in private, with the public excluded from the meeting, as it was considered that in all the circumstances relating to the 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.

<u>Minute No.</u>	<u>Summary of Item:</u>
389	Confidential Minutes of the Licensing Sub-Committee of 1 April 2014.
390	Application for renewal of Hackney Carriage and Private Hire Vehicle licence.