

Document Pack



Mark James LLM, DPA, DCA
Prif Weithredwr,
Chief Executive,
Neuadd y Sir, Caerfyrddin. SA31 1JP
County Hall, Carmarthen. SA31 1JP

WEDNESDAY 15TH JUNE 2016

TO: ALL MEMBERS OF THE LICENSING COMMITTEE

I HEREBY SUMMON YOU TO ATTEND A MEETING OF THE **LICENSING COMMITTEE** WHICH WILL BE HELD IN THE **CHAMBER, COUNTY HALL, CARMARTHEN AT 10.00 AM ON WEDNESDAY, 22ND JUNE, 2016** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA.

Mark James

CHIEF EXECUTIVE



PLEASE RECYCLE

Democratic Officer:	Martin S. Davies
Telephone (direct line):	01267 224059
Fax:	(01267) 224911
E-Mail:	MSDavies@carmarthenshire.gov.uk
Ref:	AD016-001

<p style="text-align: center;">LICENSING COMMITTEE 15 MEMBERS</p>

PLAID CYMRU GROUP 7 MEMBERS

1. Councillor A. Davies
2. Councillor J.M. Charles
3. Councillor J.K. Howell
4. Councillor D.J.R. Llewellyn
5. Councillor J. Thomas
6. Councillor D.E. Williams [Vice-Chair]
7. Councillor J.S. Williams

INDEPENDENT GROUP 4 MEMBERS

1. Councillor T. Bowen
2. Councillor I.J. Jackson
3. Councillor H.I. Jones
4. Councillor T. Theophilus [Chair]

LABOUR GROUP 4 MEMBERS

1. Councillor T. Davies
2. Councillor P.M. Edwards
3. Councillor P.E.M. Jones
4. Councillor M.K. Thomas

***MEMBERS SHOULD BE AWARE THAT THEY ARE NOT ABLE TO ASK MEMBERS FROM
WITHIN THEIR OWN GROUPS TO SUBSTITUTE FOR THEM AT MEETINGS OF THIS
COMMITTEE***

AGENDA

1. APOLOGIES FOR ABSENCE.
2. DECLARATIONS OF PERSONAL INTERESTS.
3. APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MRS JOSEPHINE MARY IBLE. 5 - 8
4. APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MRS JANINE ORAM. 9 - 10
5. APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR LEE JENKINS. 11 - 12
6. APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE - MR DEREK BURT. 13 - 14
7. APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE - MR DANIEL DAVID RICHARDS. 15 - 16
8. HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE - MR PETER TERENCE MCSWEENEY. 17 - 18
9. DELEGATING AUTHORITY TO OFFICERS. 19 - 22
10. TO CONSIDER THE PROPOSED COMPOSITION OF THE FOLLOWING LICENSING SUB-COMMITTEES FOR THE 2016/17 MUNICIPAL YEAR:- 23 - 24
 - 10 .1 LICENSING SUB COMMITTEE 'A'
 - 10 .2 LICENSING SUB-COMMITTEE 'B'
 - 10 .3 LICENSING SUB COMMITTEE 'C'
11. APPOINTMENT OF CHAIRS OF LICENSING SUB-COMMITTEES FOR THE 2016/17 MUNICIPAL YEAR.
12. TO SIGN AS CORRECT RECORDS THE MINUTES OF THE FOLLOWING LICENSING SUB COMMITTEE MEETINGS:-
 - 12 .1 LICENSING SUB-COMMITTEE 'A' HELD ON THE 26TH APRIL 2016; 25 - 30
 - 12 .2 LICENSING SUB-COMMITTEE 'B' HELD ON THE 5TH MAY 2016; 31 - 34
 - 12 .3 LICENSING SUB-COMMITTEE 'C' HELD ON THE 5TH APRIL 2016. 35 - 38
13. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE 19TH MAY, 2016. 39 - 44

LICENSING COMMITTEE

22/06/16

**MRS JOSEPHINE MARY IBLE
APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL
DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mrs Ible's application be granted.

REASONS:

Council's Conditions of Licence for Hackney Carriage and Private Hire Dual Drivers.

Relevant Scrutiny Committee Consulted NA

Exec Board Decision Required NA

Council Decision Required NA

Executive Board Member Portfolio Holder: Councillor T.J. Jones

Directorate: Communities

Name of Head of Service

Mr Robin Staines

Report Author

Mr Justin Power

Designation:

**Head of Housing and Public
Protection**

Senior Licensing Officer

Tel No.

E Mail Address:

01267 228960

rstaines@carmarthenshire.gov.uk

01267 228932

JHPower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY
Licensing Committee
22/06/16

MRS JOSEPHINE MARY IBLE
APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

To consider an application from Mrs Josephine Mary Ible of Geulanfelen, Pentre-Cwrt, Llandysul to renew her hackney carriage/private hire dual drivers licence.

Mrs Ible is 70 years of age.

Condition 25 of the Council's Conditions of Licence for Hackney Carriage and Private Hire Dual Drivers states that " The driver shall be at least twenty one years of age and must not be older than seventy years of age"

Mrs Ible has produced a medical certificate confirming that she is Fit to drive a Hackney Carriage/Private Hire Vehicle.

DETAILED REPORT ATTACHED ?

NO

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder NONE	Legal NONE	Finance NONE	ICT NONE	Risk Management Issues NONE	Organisational Development NONE	Physical Assets NONE
--	----------------------	------------------------	--------------------	---------------------------------------	---	--------------------------------

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below
 Signed: Mr Robin Staines
 Head of Housing and Public Protection

1. Local Member(s):

No local member involvement and therefore no consultation necessary.

2. Community / Town Council:

No Community / Town Council involvement and therefore no consultation necessary.

3. Relevant Partners:

No Police and Fire Authority involvement and therefore no consultation necessary.

4. Staff Side Representatives and other Organisations:

There are no other organisations involved and therefore no consultation necessary.

**Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:**

THESE ARE DETAILED BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	DD10591	Licensing Section, 3 Spilman Street, Carmarthen

This page is intentionally left blank

LICENSING COMMITTEE

22/06/16

MRS JANINE ORAM
APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mrs Oram's application be granted with a warning as to her future conduct.

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted	NA
Exec Board Decision Required	NA
Council Decision Required	NA

Executive Board Member Portfolio Holder: Councillor T.J. Jones

Directorate: Communities

Name of Head of Service

Mr Robin Staines

Report Author

Mr Justin Power

Designation:

Head of Housing and Public Protection

Senior Licensing Officer

Tel No.

E Mail Address:

01267 228960

rstaines@carmarthenshire.gov.uk

01267 228932

JHPower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY
Licensing Committee
22/06/16

MRS JANINE ORAM
APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

To consider an application from Mrs Janine Oram of Kennel Cottage, Kings Lodge, Llandeilo to renew her hackney carriage/private hire dual drivers licence.

DETAILED REPORT ATTACHED ?	NO
-----------------------------------	-----------

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines **Head of Housing and Public Protection**

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
NONE	NONE	NONE	NONE	NONE	NONE	NONE

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines **Head of Housing and Public Protection**

- 1. Local Member(s):**
No local member involvement and therefore no consultation necessary.
- 2. Community / Town Council:**
No Community / Town Council involvement and therefore no consultation necessary.
- 3. Relevant Partners:**
No Police and Fire Authority involvement and therefore no consultation necessary.
- 4. Staff Side Representatives and other Organisations:**
There are no other organisations involved and therefore no consultation necessary.

Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:
THESE ARE DETAILED BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	DD20360	Licensing Section, 3 Spilman Street, Carmarthen

LICENSING COMMITTEE

22/06/16

MR LEE JENKINS

APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr Jenkins' application be granted with a warning as to his future conduct.

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted	NA
Exec Board Decision Required	NA
Council Decision Required	NA

Executive Board Member Portfolio Holder: Councillor T.J. Jones

Directorate: Communities

Name of Head of Service

Mr Robin Staines

Report Author

Mr Justin Power

Designation:

Head of Housing and Public Protection

Senior Licensing Officer

Tel No.

E Mail Address:

01267 228960

rstaines@carmarthenshire.gov.uk

01267 228932

JHPower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY
Licensing Committee
22/06/16

MR LEE JENKINS
APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

To consider an application from Mr Lee Jenkins of 89 James Street, Llanelli to renew his hackney carriage/private hire dual drivers licence.

DETAILED REPORT ATTACHED ?	NO
-----------------------------------	-----------

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :
Signed: Mr Robin Staines **Head of Housing and Public Protection**

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
NONE	NONE	NONE	NONE	NONE	NONE	NONE

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below
Signed: Mr Robin Staines **Head of Housing and Public Protection**

- 1. Local Member(s):**
No local member involvement and therefore no consultation necessary.
- 2. Community / Town Council:**
No Community / Town Council involvement and therefore no consultation necessary.
- 3. Relevant Partners:**
No Police and Fire Authority involvement and therefore no consultation necessary.
- 4. Staff Side Representatives and other Organisations:**
There are no other organisations involved and therefore no consultation necessary.

Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:
THESE ARE DETAILED BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	DD30579	Licensing Section, 3 Spilman Street, Carmarthen

LICENSING COMMITTEE 22/06/16

MR DEREK BURT
**APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE
HIRE DUAL DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:
That Mr Burt's application be granted with a warning as to his future conduct.

REASONS:
Council's Guidelines.

Relevant Scrutiny Committee Consulted	NA
Exec Board Decision Required	NA
Council Decision Required	NA

Executive Board Member Portfolio Holder: Councillor T.J. Jones

Directorate: Communities Name of Head of Service Mr Robin Staines Report Author Mr Justin Power	Designation: Head of Housing and Public Protection Senior Licensing Officer	Tel No. E Mail Address: 01267 228960 rstaines@carmarthenshire.gov.uk 01267 228932 JHPower@carmarthenshire.gov.uk
--	--	---

EXECUTIVE SUMMARY
Licensing Committee
22/06/16

MR DEREK BURT
APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

To consider an application from Mr Derek Burt of 14 Hengall Uchaf, New Quay, Ceredigion for the grant of a hackney carriage/private hire dual drivers licence.

DETAILED REPORT ATTACHED ?	NO
-----------------------------------	-----------

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines **Head of Housing and Public Protection**

Policy and Crime & Disorder NONE	Legal NONE	Finance NONE	ICT NONE	Risk Management Issues NONE	Organisational Development NONE	Physical Assets NONE
--	----------------------	------------------------	--------------------	---------------------------------------	---	--------------------------------

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines **Head of Housing and Public Protection**

- 1. Local Member(s):**
 No local member involvement and therefore no consultation necessary.
- 2. Community / Town Council:**
 No Community / Town Council involvement and therefore no consultation necessary.
- 3. Relevant Partners:**
 No Police and Fire Authority involvement and therefore no consultation necessary.
- 4. Staff Side Representatives and other Organisations:**
 There are no other organisations involved and therefore no consultation necessary.

Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:
THESE ARE DETAILED BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	DD10713	Licensing Section, 3 Spilman Street, Carmarthen

LICENSING COMMITTEE

22/06/16

MR DANIEL DAVID RICHARDS
APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr Richards' application be granted with a final warning as to his future conduct.

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted	NA
Exec Board Decision Required	NA
Council Decision Required	NA

Executive Board Member Portfolio Holder: Councillor T.J. Jones

Directorate: Communities

Name of Head of Service

Mr Robin Staines

Report Author

Mr Justin Power

Designation:

Head of Housing and Public Protection

Senior Licensing Officer

Tel No.

E Mail Address:

01267 228960

rstaines@carmarthenshire.gov.uk

01267 228932

JHPower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY
Licensing Committee
22/06/16

MR DANIEL DAVID RICHARDS
APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

To consider an application from Mr Daniel David Richards of Swn-y-Coed, 3 Llanmiloe Bach, Llanmiloe, Carmarthen to renew his hackney carriage/private hire dual drivers licence.

DETAILED REPORT ATTACHED ?	NO
----------------------------	----

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
NONE	NONE	NONE	NONE	NONE	NONE	NONE

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines

Head of Housing and Public Protection

1. Local Member(s):

No local member involvement and therefore no consultation necessary.

2. Community / Town Council:

No Community / Town Council involvement and therefore no consultation necessary.

3. Relevant Partners:

No Police and Fire Authority involvement and therefore no consultation necessary.

4. Staff Side Representatives and other Organisations:

There are no other organisations involved and therefore no consultation necessary.

Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:

THESE ARE DETAILED BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	DD10681	Licensing Section, 3 Spilman Street, Carmarthen

LICENSING COMMITTEE

22/06/16

**MR PETER TERENCE MCSWEENEY
HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr McSweeney's Hackney Carriage/Private Hire Dual Drivers Licence be Revoked.

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted	NA
Exec Board Decision Required	NA
Council Decision Required	NA

Executive Board Member Portfolio Holder: Councillor T.J. Jones

Directorate: Communities

Name of Head of Service

Mr Robin Staines

Report Author

Mr Justin Power

Designation:

**Head of Housing and Public
Protection**

Senior Licensing Officer

Tel No.

E Mail Address:

01267 228960

rstaines@carmarthenshire.gov.uk

01267 228932

JHPower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY
Licensing Committee
22/06/16

MR PETER TERENCE MCSWEENEY
HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

Mr Peter Terence McSweeney of Morfa House, Blaenffos, Boncath is a licensed hackney carriage/private hire dual driver with this authority.

DETAILED REPORT ATTACHED ?	NO
-----------------------------------	-----------

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines **Head of Housing and Public Protection**

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
NONE	YES	NONE	NONE	NONE	NONE	NONE

LEGAL: The legal implication of revoking Mr McSweeney’s licence is that he may lodge an appeal

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines **Head of Housing and Public Protection**

- 1. Local Member(s):**
No local member involvement and therefore no consultation necessary.
- 2. Community / Town Council:**
No Community / Town Council involvement and therefore no consultation necessary.
- 3. Relevant Partners:**
No Police and Fire Authority involvement and therefore no consultation necessary.
- 4. Staff Side Representatives and other Organisations:**
There are no other organisations involved and therefore no consultation necessary.

Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:
THESE ARE DETAILED BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	DD10476	Licensing Section, 3 Spilman Street, Carmarthen

LICENSING COMMITTEE

22/06/16

DELEGATING AUTHORITY TO OFFICERS

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Delegated Authority be granted to Officers to Issue the following Licenses:-

1. Where applicants who are over 70 years of age have provided a Medical Certificate confirming they are fit to drive a Hackney Carriage/Private Hire Vehicle.
2. Where applicants have previously produced a business case and appeared before the Licensing Committee to be granted an exemption from Condition 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles.

REASONS:

Council's Conditions of Licence.

Relevant Scrutiny Committee Consulted	NA
Exec Board Decision Required	NA
Council Decision Required	NA

Executive Board Member Portfolio Holder: Councillor T.J. Jones

Directorate: Communities

Name of Head of Service

Mr Robin Staines

Report Author

Mr Justin Power

Designation:

Head of Housing and Public Protection

Senior Licensing Officer

Tel No.

E Mail Address:

01267 228960

rstaines@carmarthenshire.gov.uk

01267 228932

JHPower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY
Licensing Committee
22/06/16

DELEGATING AUTHORITY TO OFFICERS

At the meeting of the Licensing Committee held on the 19th May 2016, members resolved that consideration be given to the possibility of delegating authority to Officers to issue certain licenses under delegated Authority.

1. Drivers over 70 years of age

Currently where applicants reach the age of 70, they must appear before the Licensing Committee in order for their Licence to be issued. This is as a result of **Condition 25** of the Council's Conditions of Licence for Hackney Carriage and Private Hire Dual Drivers which states that "The driver shall be at least twenty one years of age and must not be older than seventy years of age"

2. Exemption from Condition 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles

Currently where an application is made to operate a vehicle for executive type hire, applicants appear before the Committee to request an exemption from Condition 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles, namely that the applicant be not required to display door stickers and a licence plate on the rear bumper of the Vehicle. In order to be granted this exemption, applicants must submit a business case to the authority and appear before committee for each vehicle they request this exemption.

DETAILED REPORT ATTACHED ?

NO

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
NONE	NONE	NONE	NONE	NONE	NONE	NONE

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines

Head of Housing and Public Protection

1. Local Member(s):

No local member involvement and therefore no consultation necessary.

2. Community / Town Council:

No Community / Town Council involvement and therefore no consultation necessary.

3. Relevant Partners:

No Police and Fire Authority involvement and therefore no consultation necessary.

4. Staff Side Representatives and other Organisations:

There are no other organisations involved and therefore no consultation necessary.

**Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:**

THESE ARE DETAILED BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Delegation to Officers.		Licensing Section, 3 Spilman Street, Carmarthen

This page is intentionally left blank

IS-BWYLLGORAU TRWYDDEDU *
3 IS-BWYLLGOR O 5 AELOD

LICENSING SUB-COMMITTEES *
3 SUB-COMMITTEES OF 5 MEMBERS

IS-BWYLLGOR TRWYDDEDU A - 5 AELOD
LICENSING SUB-COMMITTEE A – 5 MEMBERS

GRŴP PLAID CYMRU / PLAID CYMRU (2)

1. Cynghorydd/Councillor **J. Thomas**
2. Cynghorydd/Councillor **D.E. Williams**

GRŴP LLAFUR / LABOUR GROUP (2)

1. Cynghorydd/Councillor **M.K. Thomas**
2. Cynghorydd/Councillor **P.M. Edwards**

GRŴP ANNIBYNNOL / INDEPENDENT GROUP (1)

1. Cynghorydd/Councillor **H.I. Jones**

IS-BWYLLGOR TRWYDDEDU B – 5 AELOD
LICENSING SUB-COMMITTEE B – 5 MEMBERS

GRŴP PLAID CYMRU / PLAID CYMRU GROUP (2)

1. Cynghorydd/Councillor **A. Davies**
2. Cynghorydd/Councillor **J.S. Williams**

GRŴP ANNIBYNNOL / INDEPENDENT GROUP (2)

1. Cynghorydd/Councillor **T. Bowen**
2. Cynghorydd/Councillor **T. Theophilus**

GRŴP LLAFUR / LABOUR GROUP (1)

1. Cynghorydd/Councillor **P.E.M. Jones**

IS-BWYLLGOR TRWYDDEDU C – 5 AELOD
LICENSING SUB-COMMITTEE C – 5 MEMBERS

GRŴP PLAID CYMRU / PLAID CYMRU GROUP (3)

1. Cynghorydd/Councillor **J.M. Charles**
2. Cynghorydd/Councillor **J.K. Howell**
3. Cynghorydd/Councillor **D.J.R. Llewellyn**

GRŴP ANNIBYNNOL / INDEPENDENT GROUP (1)

1. Cynghorydd/Councillor **I.J. Jackson**

GRŴP LLAFUR / LABOUR GROUP (1)

1. Cynghorydd/Councillor **T. Davies**

Sylwer:

Bydd tri aelod o'r Is-Bwyllgor yn cael eu tynnu ar unrhyw ddiwrnod o blith y pum aelod hynny ar sail gylcho

Note:

Three members of the Sub-Committee on any given day will be drawn from those five members on a rotational basis

LICENSING SUB COMMITTEE A”

TUESDAY, 26 APRIL 2016

PRESENT: Councillor H.I. Jones [Chair]

Councillors: H.I. Jones, M.K. Thomas and D.E. Williams

Also present as an observer: Councillor P.M. Edwards

The following officers were in attendance:

Mr R. Edgecombe - Legal Services Manager
Mr A. Rees - Licensing Officer
Mrs M. Evans Thomas - Democratic Services Officer

Present as representatives of a Responsible Authority:

Mr E. Jones – Principal Licensing Officer, Carmarthenshire County Council
Mr M. Price – Dyfed Dyfed Powys Police Authority

Chamber, County Hall, Carmarthen : 10.30 a.m. – 12.20 p.m.

1. DECLARATIONS OF PERSONAL INTEREST.

There were no declarations of personal interest.

2. APPLICATION FOR THE VARIATION OF A PREMISES LICENCE - DROVERS ARMS HOTEL, 106 LAMMAS STREET, CARMARTHEN

The Legal Services Manager briefed all present on the procedure for the meeting and advised the Sub-Committee that an application had been submitted by the Felinfoel Brewery Co. Ltd. to vary the premises licence in respect of the Drovers Arms, 106 Lammas Street, Carmarthen to allow:-

Supply of Alcohol:	Sunday to Thursday	08:00 – 01:00
	Friday & Saturday	08:00 – 02:00
	Bank Holiday Sundays & Mondays, Christmas Eve & Boxing Day	08:00 – 02:00

Late Night Refreshment:	Sunday to Thursday	23:00 – 01:00
	Friday & Saturday	23:00 – 02:00
	Bank Holiday Sundays & Mondays, Christmas Eve & Boxing Day	23:00 – 02:00

Opening Hours:	Sunday to Thursday	08:00 – 01:30
	Friday & Saturday	08:00 – 02:30
	Bank Holiday Sundays & Mondays, Christmas Eve & Boxing Day	08:00 – 02:30

The Sub-Committee noted that the following documentation was attached to the report:-

- Appendix A – copy of the application;
- Appendix B – copy of the current premises licence;
- Appendix C – representations submitted by the Licensing Authority;
- Appendix D – representations submitted by Dyfed Powys Police;
- Appendix E – representations submitted by other persons in support of the application.

Copies of the following items of additional documentation were circulated at the meeting, with the agreement of all parties:-

- e-mail dated 14th April, 2016 from the Clerk of Carmarthen Town Council to the Dyfed Powys Police advising that the Town Council had decided to support the police in its opposition to the application;
- e-mail dated 19th April, 2016 from Councillor Alan Speake including his representations;
- e-mail dated 22nd April, 2016 from the Clerk of Carmarthen Town Council to Dyfed Powys Police detailing the reasons for the Town Council's opposition to the application;
- letter dated 25th April, 2016 from Felinfoel Brewery Co. Ltd. to the Authority's Licensing Division regarding risk assessments undertaken at the Drovers Arms.

The Licensing Authority representative referred to his representations as detailed within Appendix C to the report. All parties were afforded the opportunity of questioning the Licensing Authority representative on his representation.

The Dyfed Powys Police representative outlined his representations as detailed within Appendix D to the report. He referred to the fact that Lammas Street was identified as a hotspot for anti-social behaviour in 2007 and it has remained a hotspot since that time. Lammas Street became busier in 2013/14 and following concerns regarding crime and disorder and anti-social behaviour an incident report was undertaken on Lammas Street. One of the main findings was that there was a noticeable increase in crime and disorder and anti-social behaviour in 2014. And between May 2013 and July 2015 there was a definitive correlation between crime and disorder and late night entertainment on Fridays and Saturdays. He stated that, whilst there were no crime and disorder incidents recorded against the premises, their concerns related to the location of the premises and the levels of anti-social behaviour and crime and disorder in the area. In view of the problems being experienced, the Police have asked for a cumulative impact policy to be adopted for the area. He requested that, should the Sub-Committee be minded to approve the application, suitable conditions be imposed like those imposed on other establishments with similar hours.

All parties were afforded the opportunity of questioning the Police representative on his representation.

The applicant's representative thereupon addressed the concerns and issues raised and advised that the company and their tenant wholeheartedly support any effort to reduce crime and disorder in the area. He stressed that the problems

referred to by the police occurred at the far end of Lammas Street and were due mainly to the late opening of the fast food outlets. He pointed out that good management has shown that the Drivers can operate successfully in Lammas Street. With regard to imposing conditions on the licence, he did not believe that this was necessary and if the police were concerned about that then they would have raised it previously. He asked the Sub-Committee to judge the application on the performance of the premises. There have been no issues or complaints and they have proved that they can operate responsibly and they will continue to do so. They were not asking for parity with other establishments in the area who are open until 4.00 a.m.

All parties were afforded the opportunity of questioning the evidence submitted.

The Sub-Committee thereupon

UNANIMOUSLY RESOLVED to retire into private session in order to receive legal advice pursuant to Paragraph 16 of Schedule 12A of the Local Government Act.

Following the adjournment, the Sub-Committee reconvened to advise of its decision and it was

RESOLVED that, as the Sub-Committee was minded to grant approval subject to conditions, the meeting stand adjourned until 12.15 p.m. to all parties time to agree on appropriate conditions to be imposed on the licence.

At 12.15 p.m. the meeting re-convened.

The Legal Services Manager advised the Sub-Committee that agreement had not been reached in relation to the conditions to be applied to the licence.

FURTHER RESOLVED that the meeting stand adjourned until 10.00 a.m. on Tuesday, 17th May, 2016 to enable further discussion to take place between all parties in relation to appropriate conditions to be applied to the licence.

reconvened meeting 17th may 2016

PRESENT: Councillor H.I. Jones [Chair]

Councillors: M.K. Thomas and D.E. Williams

Also present as an observer: Councillor P.M. Edwards

The following officers were in attendance:

Mr R. Edgecombe	-	Legal Services Manager
Mr A. Rees	-	Licensing Officer
Mr M. S. Davies	-	Democratic Services Officer

Present as representatives of a Responsible Authority:

Mr E. Jones – Principal Licensing Officer, Carmarthenshire County Council
Mr M. Price – Dyfed Dyfed Powys Police Authority

Chamber, County Hall, Carmarthen : 10.00 a.m. – 10.15 a.m.

The Legal Services Manager reminded all present that the meeting on the 26th April 2016 had been adjourned to enable further discussion to take place between all parties in relation to appropriate conditions to be applied to the licence. The Principal Licensing Officer circulated details of the conditions which had subsequently been agreed.

All parties were afforded the opportunity to ask questions.

The Sub-Committee thereupon

UNANIMOUSLY RESOLVED to retire into private session in order to receive legal advice pursuant to Paragraph 16 of Schedule 12A of the Local Government Act.

Following the adjournment, the Sub-Committee reconvened to advise of its decision and, having had regard to relevant paragraphs of the Licensing Authority's Statement of Licensing Policy and the guidance issued by the DCMS and the Home Office, it was

RESOLVED that the application be approved subject to the conditions agreed by all parties.

REASONS

In coming to its decision, the sub-committee made the following findings of fact;

1. The premises was located in a street identified in the Council's statement of licensing policy as a hot spot of alcohol related crime and disorder.
2. The Police object in principle to the application on crime and disorder grounds.
3. No evidence was presented of any alcohol related crime and disorder at or directly related to the premises
4. There was only 1 recorded incident of defective management practice at the premises, which had resulted in a warning to the previous DPS.
5. The increased hours sought were less than terminal hour of licensed premises in the vicinity
6. The applicant had put in place CCTV, SIA registered door staff and staff training.

The sub committee attached weight to the views of the police and licensing authority and the absence of any representations from the other responsible authorities. It also took into account issues of crime and disorder in the vicinity of the premises, but not directly attributable to it.

The sub committee recognised that its decision must be based upon real evidence, and that concerns and fears about what might happen if the application were granted, where unsupported by such evidence, were not matters which they could properly take into account.

The subcommittee accepted the evidence of the police as to the level of crime and disorder currently present in Lamma Street. The sub committee accepted that the

premises had been well run and there was no history of crime and disorder at or related to the premises.

Whilst the sub committee acknowledged the concerns of the police that granting the application would risk increasing current problems in the street it noted that the extended hours sought were still significantly less than those enjoyed by other nearby premises.

The sub committee accepted the evidence of the police that increased migration to and retention of drinkers in Lamma Street was likely to result from granting this application and that this would impact upon the overall level of alcohol related crime and disorder in the street.

On the balance of probabilities the sub committee therefore found that to grant the application as requested would be likely to undermine the licensing objective of preventing crime and disorder.

However the sub committee was satisfied that this could be addressed by the adding of additional conditions to the premises licence rather than refusing the application outright.

On the balance of probabilities the sub committee was satisfied that the conditions agreed between the parties are proportionate, and appropriate for the promotion of the licensing objectives.

CHAIR

DATE

This page is intentionally left blank

Thursday, 5 May 2016

PRESENT: Councillor A. Davies (Chair)

Councillors:

T. Bowen and T. Theophilus

Also present as observers: Councillors J.M. Charles and P.E.M. Jones

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager

E. Jones, Principal Licensing Officer

K Smith, Licensing Officer

M.S. Davies, Democratic Services Officer

Chamber, County Hall, Carmarthen: 9.30 a.m. - 9.35 a.m.

Site Inspection: 10.00 a.m. – 10.15 a.m.

Chamber, County Hall, Carmarthen: 10.30 a.m. – 11.50 a.m.

1. DECLARATIONS OF PERSONAL INTEREST.

There were no declarations of personal interest.

2. APPLICATION FOR THE GRANT OF A PREMISES LICENCE - THE CROSS HANDS ALE HOUSE, 21 LLANDEILO ROAD, CROSSHANDS

The Sub-Committee adjourned and reconvened on site at 21 Llandeilo Road, Cross Hands at 10.00 a.m. in order to view the location of the premises. Following conclusion of the site visit the Sub-Committee reconvened in the Chamber, County Hall, Carmarthen, at 10.30 a.m. in order to consider the application.

The Legal Services Manager briefed all present on the procedure for the meeting and advised that an application had been received from Mr. S. Laidler and Mrs. H. Laidler for the grant of a premises licence in respect of The Crosshands Ale House, 21 Llandeilo Road, Crosshands to allow: -

Supply of Alcohol: Monday to Friday 16:00-22:00
Saturday & Sunday 12:00-22:00

Opening Hours: Monday to Friday 16:00-22:30
Saturday & Sunday 12:00-22:30

The Sub-Committee noted that the following documentation was attached to the report:-

- Appendix A – copy of the original application submitted by the applicant;
- Appendix B – representations submitted by the Licensing Authority;
- Appendix C – representations submitted by Dyfed Powys Police, which had been agreed with the applicant;
- Appendix D – representations submitted by other persons.

The remaining Responsible Authorities had not made representations in respect of

the application. The Sub-Committee was circulated with copies of additional documentation with the agreement of all parties.

The Licensing Authority representative referred to his representations as detailed within Appendix B to the report. He referred to the following additional licence conditions which the applicant had agreed to:

- Neighbour courtesy notices to be displayed;
- No children under 16 to be admitted to the premises;
- Teenagers between the ages of 16-18 only to be admitted if accompanied by an adult.

All parties were afforded the opportunity of questioning the Licensing Authority representative on the representations made.

The Sub-Committee thereupon received representations from interested parties objecting to the grant of a premises licence on the grounds detailed in Appendix D.

All parties were afforded the opportunity of questioning the evidence submitted. The applicant thereupon addressed the concerns and issues raised.

All parties were afforded the opportunity of questioning the evidence submitted.

The Sub-Committee thereupon

UNANIMOUSLY RESOLVED to retire into private session in order to receive legal advice pursuant to Paragraph 16 of Schedule 12A of the Local Government Act.

Following the adjournment, the Sub-Committee reconvened to advise of its decision and, having had regard to relevant paragraphs of the Licensing Authority's Statement of Licensing Policy and the guidance issued by the DCMS and the Home Office, it was

RESOLVED, having considered the evidence placed before the Sub-Committee, that the application be granted, subject to the additional licence conditions agreed between the applicant and the responsible authorities.

REASONS:-

In coming to its decision, the Sub-Committee made the following findings of fact;

1. There was no previous history of complaints or enforcement action in relation to the premises;
2. Neither the Police nor the Licensing Authority objected in principle to the granting of the application;
3. Both the Police and Licensing Authority believed that the operating schedule did not sufficiently promote the Licensing objectives;
4. The applicants had accepted the additional licence conditions proposed by the Police and licensing authority;
5. None of the other responsible authorities (in particular Public Health Services) had made representations;
6. No evidence had been received of any significant alcohol related crime and disorder in the vicinity of the premises;
7. Any nuisance arising from the use of the smoking area would be likely

- to only affect the adjoining residential premises no.19;
8. The parking restrictions operating in the road outside the premises permitted loading and unloading on the street.

The Sub Committee attached weight to the views of the police and the licensing authority and the absence of any representations from the other responsible authorities, particularly public health services.

The Sub Committee recognised that its decision had to be based upon real evidence, and that concerns and fears about what might happen if a licence were granted, where unsupported by such evidence, were not matters which it could properly take into account. Equally, issues of need or the availability of other sources of alcohol in the area were not matters which the Sub Committee could take into account.

The Sub Committee noted that it could not duplicate other regulatory regimes.

In approaching its decision the Sub Committee had been mindful that it may only consider matters relating to the promotion of the 4 licensing objectives, namely;

1. The prevention of crime and disorder
2. The prevention of public nuisance
3. Public safety
4. Protection of Children from Harm

Whilst the Sub Committee found the objectors evidence to be credible and genuine, it could not ignore the fact that their concerns were not supported by the various responsible authorities, none of whom had objected to the grant of a licence in this case.

In particular, the Sub Committee was concerned about the impact of smoke nuisance from the smoking area upon the residents of number 19, but accepted that this would amount to a private rather than public nuisance. Similarly, the genuine concerns about on-street deliveries were more appropriately a matter for Traffic Management officers as they applied to any business operating out of the premises, rather than specifically to licensed premises.

The Sub Committee did share many of the objectors concerns, but was of the view that these matters were appropriately dealt with by other legislation such as fire safety legislation and environmental health legislation.

The Sub Committee therefore was satisfied on the balance of probabilities that to grant the application, in its amended form, would not undermine any of the licensing objectives and that therefore it was appropriate to grant a licence subject to the additional agreed control measures.

CHAIR

DATE

This page is intentionally left blank

Tuesday, 5 April 2016

PRESENT: Councillor I.J. Jackson (Chair)

Councillors:

J.M. Charles and D.J.R. Llewellyn

Also present as an observer: Councillor P. Edwards

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager

E. Jones, Principal Licensing Officer

A Morgan, Environmental Health Practitioner

A. Rees, Licensing Officer

M.S. Davies, Democratic Services Officer

Chamber, County Hall, Carmarthen: 9.30 am - 9.35 am

Site Inspection: 10.15 a.m. – 10.25 a.m.

Chamber, County Hall, Carmarthen: 11.15 a.m. – 1.15 p.m.

1. DECLARATIONS OF PERSONAL INTEREST

No declarations of personal interest were made at the meeting.

2. APPLICATION FOR THE GRANT OF A PREMISES LICENCE. - ONE STOP, CWMAMMAN ROAD, GARNANT, AMMANFORD

The Sub-Committee adjourned and reconvened on site at Cwmamman Road, Garnant, Ammanford at 10.15 a.m. in order to view the location of the proposed development. Following conclusion of the site visit the Sub-Committee reconvened in the Chamber, County Hall, Carmarthen at 11.15 a.m. in order to consider the application.

The Legal Services Manager briefed all present on the procedure for the meeting and advised the Sub-Committee that an application had been received from One Stop Stores Ltd. for the grant of a premises licence to allow: -

Supply of Alcohol: Monday to Sunday 06:00-23:00

Opening Hours: Monday to Sunday 06:00-23:00

The Sub-Committee noted that the following documentation was attached to the report:-

- Appendix A – copy of the original application submitted by the applicant;
- Appendix B – representations submitted by the Licensing Authority;
- Appendix C – representations submitted by Dyfed Powys Police, which had been agreed with the applicant;
- Appendix D – representations submitted by Public Health Services;
- Appendix E – representations submitted by other persons.

The remaining Responsible Authorities had not made representations in respect of the application. The Sub-Committee was circulated with copies of additional documentation with the agreement of all parties.

The Licensing Authority representative referred to his representations as detailed within Appendix B to the report. He considered, in view of the amended conditions agreed between the applicant and the Police Licensing Officer, that it would be appropriate to replace all the original statements within the application that referred to CCTV and an age recognition scheme with the agreed conditions.

All parties were afforded the opportunity of questioning the Licensing Authority representative on the representations made.

The Public Health Services representative referred to his representations as detailed within Appendix D to the report. He advised that, following receipt of confirmation from the planning division that a further planning application would be required to cover the location of plant on the site, he was prepared to withdraw conditions 2, 3 and 4. He still requested, however, that conditions 1 and 5 be attached and referred to a further condition proposed by the applicant regarding litter which he was in agreement with.

All parties were afforded the opportunity of questioning the Public Health Services representative on the representations made.

The Sub-Committee thereupon received representations from interested parties objecting to the grant of a premises licence on the grounds detailed in Appendix E.

All parties were afforded the opportunity of questioning the evidence submitted. The applicant's solicitor thereupon addressed the concerns and issues raised.

All parties were afforded the opportunity of questioning the evidence submitted.

The Sub-Committee thereupon

UNANIMOUSLY RESOLVED to retire into private session in order to receive legal advice pursuant to Paragraph 16 of Schedule 12A of the Local Government Act.

Following the adjournment, the Sub-Committee reconvened to advise of its decision and, having had regard to relevant paragraphs of the Licensing Authority's Statement of Licensing Policy and the guidance issued by the DCMS and the Home Office, it was

RESOLVED, having considered the evidence placed before the Sub-Committee, that the application be granted, subject to the licence conditions agreed between the applicant and the Police and an additional condition regarding the control of litter as volunteered by the applicant.

REASONS:-

In coming to its decision, the Sub-Committee made the following findings of fact;

1. The premises was located on a busy main road;
2. There were a number of other licensed premises in the vicinity;

3. That the premises would operate as a general store and that alcohol sales would form one part of the business;
4. None of the responsible authorities objected in principle to the granting of the application;
5. The applicant has agreed to the additional licence conditions requested by the police
6. There was no history of complaints or enforcement action at the premises;
7. No compelling evidence had been presented of alcohol related anti-social behaviour or crime in the vicinity of the premises;
8. The proposed operating and license hours were at odds with those specified in the planning consent applicable to the premises.

The Sub Committee attached weight to the views of the police and public health services, and the absence of any representations from any other responsible authority.

The Sub Committee recognised that its decision must be based upon real evidence, and that concerns and fears about what might happen if a licence were granted, where unsupported by such evidence, were not matters which they could properly take into account. Also the Sub Committee recognised that issues of need were matters that it could not take into account.

The Sub Committee found the evidence of the local residents to be credible and genuine, but was satisfied that the issues identified would be appropriately addressed by the control measures set out in the operating schedule and the additional conditions agreed between the applicant and the police.

The Sub Committee noted the discrepancy between the operating and licensable hours sought in this application and the planning conditions applicable to the property. The Sub Committee was satisfied that it should not refuse the application or limit the operating/licensable hours for this reason alone.

The Sub Committee had carefully considered the representations from Public Health services and was of the view that the proposed licence conditions were neither appropriate for the promotion of the licence objectives nor proportionate to the issues they sought to deal with because those issues were not directly related to the sale of alcohol, but rather to the general operation of a convenience store.

Therefore having regard to all the evidence the Sub Committee was satisfied that, on the balance of probabilities, that to grant the application on the terms agreed between the applicant and the police, together with the additional litter condition volunteered by the applicant would not undermine any of the licensing objectives.

CHAIR

DATE

This page is intentionally left blank

THURSDAY, 19TH MAY, 2016

PRESENT: Councillor T. Theophilus (Chair)

Councillors:

T. Bowen, J.M. Charles, A. Davies, T. Davies, P.M. Edwards, J.K. Howell, I.J. Jackson, H.I. Jones, P.E.M. Jones, D.J.R. Llewellyn, D.E. Williams and J.S. Williams

Also present at observers:

Mr R. Staines, Head of Housing & Public Protection
Councillor T.J. Jones, Executive Board Member for Environmental & Public Protection

The following officers were in attendance:

Mrs S. Watts - Public Health Services Manager
Mr R. Edgecombe - Legal Services Manager
Mr J. Power - Senior Licensing Officer
Mr P. Booth - Licensing Officer
Mrs M. Evans Thomas - Democratic Services Officer

Chamber, County Hall, Carmarthen : 10.00 a.m. - 11.05 a.m.

1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors J. Thomas and M.K. Thomas

2. DECLARATIONS OF PERSONAL INTERESTS

Councillor	Minute No.	Nature of Interest
H.I. Jones	9 – Application for the Grant of a Hackney Carriage/Private Hire Dual Driver’s Licence – Mr Christopher Phillips	Applicant known to him.

3. PRIVATE HIRE VEHICLE LICENCE

The Committee considered an application from Mrs Julie Michelle Bury of M4 Services, 14 Hendre Road, Tycroes, Ammanford, Carmarthenshire, to be granted an exemption from Conditions 5a and 5b of the Council’s Licence Conditions for Private Hire Vehicles for her BMW 218 Gran Tourer registration number M4 4WYR.

Mrs Bury had requested that, as she intended to operate this vehicle for air and sea port travel and executive hire only, that she be granted an exemption from Conditions 5a and 5b of the Council’s Licence Conditions, namely that she be not required to display door stickers and a licence plate on the rear bumper of her vehicle. Mrs Bury had been previously granted this exemption for several vehicles operated by her.

Should the Licensing Committee agree to grant Mrs Bury an exemption from Conditions 5a and 5b of the Council’s Licence Conditions for Private Hire Vehicles,

then the following conditions would be attached to the licence:-

- (i) that the licensed BMW 218 Gran Tourer registration M4 4WYR be exempt from licence conditions 5a and 5b whilst being used for air and sea port travel and executive hire purposes, as outlined in the application by Mrs Bury;
- (ii) that, should the vehicle be used for private hire other than air and sea port travel and executive hire, then the applicant shall immediately notify the Licensing Authority and the exemption shall cease in relation to such hiring;
- (iii) that the vehicle displays an identification disc on the front and rear windscreens, as specified by the Licensing Authority.

UNANIMOUSLY RESOLVED that the application submitted by Mrs Julie Michelle Bury for an exemption from conditions 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles for her BMW 218 Gran Tourer registration number M4 4WYR be granted in accordance with the conditions detailed within the report.

4. PRIVATE HIRE VEHICLE LICENCE

The Committee considered an application from Mr Philip Ashley Jenkins of Ashley's Executive Cars, 2 Llys Pendderi, Bryn, Llanelli, Carmarthenshire, to be granted an exemption from Conditions 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles for his BMW 520 Auto Estate registration number CP16 AUA.

Mr Jenkins had requested that, as he intended to operate this vehicle for executive hire only, that he be granted an exemption from Conditions 5a and 5b of the Council's Licence Conditions, namely that he be not required to display door stickers and a licence plate on the rear bumper of his vehicle. Mr Jenkins had been previously granted this exemption for vehicles operated by him.

Should the Licensing Committee agree to grant Mr Jenkins an exemption from Conditions 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles, then the following conditions would be attached to the licence:-

- (i) that the licensed BMW 520 Auto Estate registration CP16 AUA be exempt from licence conditions 5a and 5b whilst being used for executive hire purposes, as outlined in the application by Mr Jenkins;
- (ii) that, should the vehicle be used for private hire other than executive hire, then the applicant shall immediately notify the Licensing Authority and the exemption shall cease in relation to such hiring;
- (iii) that the vehicle displays an identification disc on the front and rear windscreens, as specified by the Licensing Authority.

UNANIMOUSLY RESOLVED that the application submitted by Mr Philip Ashley Jenkins for an exemption from conditions 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles for his BMW 520 Auto Estate registration number CP16 AUA be granted in accordance with the conditions detailed within the report.

5. APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR KELVIN TREVOR JONES

The Committee considered an application from Mr Kelvin Trevor Jones of 3 Llys Picton, Picton Court, Carmarthen to renew his Hackney Carriage/Private Hire Dual Driver's Licence.

Mr Jones was 72 years of age and Condition 25 of the Council's Conditions of Licensing for Hackney Carriage and Private Hire Dual Drivers states that "The driver shall be at least twenty one years of age and must not be older than seventy years of age".

Mr Jones had produced a medical certificate confirming that he was fit to drive a Hackney Carriage/Private Hire Vehicle.

The Committee thereupon

UNANIMOUSLY RESOLVED that the application by Mr Kelvin Trevor Jones to renew his Hackney Carriage/Private Hire Dual Driver's Licence be granted.

6. APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR PETER FREDERICK PALMER

The Committee considered an application from Mr Peter Frederick Palmer of Llainwern, Maesycrugiau, Pencader for the grant of a Hackney Carriage/ Private Hire Dual Driver's Licence.

Mr Palmer was 70 years of age and Condition 25 of the Council's Conditions of Licensing for Hackney Carriage and Private Hire Dual Drivers states that "The driver shall be at least twenty one years of age and must not be older than seventy years of age".

Mr Palmer had produced a medical certificate confirming that he was fit to drive a Hackney Carriage/Private Hire Vehicle.

The Committee thereupon

UNANIMOUSLY RESOLVED that the application by Mr Peter Frederick Palmer for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence be granted.

FURTHER RESOLVED that a report be submitted to the Committee for consideration at the next meeting on the possibility of delegating authority to officers to process applications from persons over the age of 70.

7. APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR PETER MORGAN SALMON

The Committee considered an application from Mr Peter Morgan Salmon of 7 Gwendraeth Town, Kidwelly to renew his Hackney Carriage/Private Hire Dual Driver's Licence. The Committee interviewed Mr Salmon with regard to his

application.

The Public Health Services Manager recommended that Mr Salmon's application be granted with a warning as to his future conduct.

The Committee thereupon

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, the application submitted by Mr Peter Morgan Salmon to renew his Hackney Carriage/ Private Hire Dual Driver's Licence be granted and that he be issued with a warning as to his future conduct.

8. APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR ANDREW ROBERT DAVIES

The Committee considered an application from Mr Andrew Robert Davies of Flat 1, Black Lion Hotel, Pentre Road, St. Clears to renew his Hackney Carriage/Private Hire Dual Driver's Licence. The Committee interviewed Mr Davies with regard to his application.

The Public Health Services Manager recommended that Mr Davies' application be granted with a warning as to his future conduct.

The Committee thereupon

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, the application submitted by Mr Andrew Robert Davies to renew his Hackney Carriage/ Private Hire Dual Driver's Licence be granted and that he be issued with a warning as to his future conduct.

9. APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR CHRISTOPHER PHILLIPS

[NOTE: Councillor H.I. Jones, having earlier declared an interest in this item, left the meeting prior to the consideration and determination thereof.]

The Committee considered an application from Mr Christopher Phillips of 22 Millbrook Crescent, Carmarthen for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence.

The Committee interviewed Mr Phillips with regard to his application.

The Public Health Services Manager recommended that Mr Phillips' application be refused.

The Committee thereupon

UNANIMOUSLY RESOLVED to retire into private session in order to receive legal advice pursuant to Paragraph 16 of Schedule 12A of the Local Government Act 1972.

Following the adjournment the Committee reconvened to advise of its decision.

RESOLVED that, in line with the Council's guidelines, the application submitted by Mr Christopher Phillips for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence be granted.

Reasons

On the evidence presented the Committee was satisfied that the applicant was a fit and proper person to hold a licence.

10. APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR JASON RICHARD VAUGHAN

The Committee considered an application from Mr Jason Richard Vaughan of 17 Maesybryn, St. Clears, Carmarthen to renew his Hackney Carriage/Private Hire Dual Driver's Licence.

The Committee interviewed Mr Vaughan with regard to his application.

The Public Health Services Manager recommended that Mr Vaughan's application be refused.

The Committee thereupon

UNANIMOUSLY RESOLVED to retire into private session in order to receive legal advice pursuant to Paragraph 16 of Schedule 12A of the Local Government Act 1972.

Following the adjournment the Committee reconvened to advise of its decision.

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, the application submitted by Mr Jason Richard Vaughan to renew his Hackney Carriage/Private Hire Dual Driver's Licence be granted, however, the licence be suspended for 14 days.

Reasons

On the evidence presented the Committee was satisfied that it was necessary to suspend the licence in order to protect the public

11. MINUTES - 7TH APRIL, 2016

UNANIMOUSLY RESOLVED that the minutes of the meeting of the Licensing Committee held on the 7th April, 2016 be signed as a correct record.

CHAIR

DATE

This page is intentionally left blank