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TUESDAY, 7TH DECEMBER, 2021

TO: ALL MEMBERS OF THE LICENSING COMMITTEE

I HEREBY SUMMON YOU TO ATTEND A VIRTUAL MEETING OF THE LICENSING COMMITTEE WHICH WILL BE HELD AT 10.00 A.M. ON WEDNESDAY, 15TH DECEMBER, 2021 FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA.

Wendy Walters

CHIEF EXECUTIVE



PLEASE RECYCLE

Democratic Officer:	Janine Owen
Telephone (Direct Line):	01267 224030
E-Mail:	JanineOwen@carmarthenshire.gov.uk

Wendy Walters Prif Weithredwr, *Chief Executive*,
Neuadd y Sir, Caerfyrddin. SA31 1JP
County Hall, Carmarthen. SA31 1JP

LICENSING COMMITTEE

14 MEMBERS

PLAID CYMRU GROUP – 7 MEMBERS

- | | | |
|----|------------|-----------------------------|
| 1. | Councillor | Mansel Charles |
| 2. | Councillor | Tyssul Evans |
| 3. | Councillor | Ken Howell |
| 4. | Councillor | Dorian Phillips |
| 5. | Councillor | Susan Phillips |
| 6. | Councillor | Eirwyn Williams |
| 7. | Councillor | Elwyn Williams [Vice-Chair] |

LABOUR GROUP – 4 MEMBERS

- | | | |
|----|------------|-----------------|
| 1. | Councillor | Suzy Curry |
| 2. | Councillor | Penny Edwards |
| 3. | Councillor | Amanda Fox |
| 4. | Councillor | Andre McPherson |

INDEPENDENT GROUP – 3 MEMBERS

- | | | |
|----|------------|-----------------------|
| 1. | Councillor | Irfon Jones |
| 2. | Councillor | Jim Jones |
| 3. | Councillor | Edward Thomas [Chair] |

***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. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETINGS OF THE LICENSING SUB-COMMITTEES HELD ON THE FOLLOWING DATES:-
 - 3.1 LICENSING SUB-COMMITTEE "A" HELD ON 16TH NOVEMBER 2021. 5 - 8
 - 3.2 LICENSING SUB-COMMITTEE "B" HELD ON 21ST SEPTEMBER, 2021 9 - 12
4. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE 23RD SEPTEMBER, 2021. 13 - 18
5. REVIEW OF HACKNEY CARRIAGE MAXIMUM TABLE OF FARES. 19 - 22
6. EXCLUSION OF THE PUBLIC

THE REPORTS RELATING TO THE FOLLOWING ITEMS ARE NOT FOR PUBLICATION AS THEY CONTAIN EXEMPT INFORMATION AS DEFINED IN PARAGRAPH 12 OF PART 4 OF SCHEDULE 12A TO THE LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) (VARIATION) (WALES) ORDER 2007 AS THEY CONTAIN INFORMATION RELATING TO A PARTICULAR INDIVIDUAL.

IF, FOLLOWING THE APPLICATION OF THE PUBLIC INTEREST TEST, THE COMMITTEE RESOLVES PURSUANT TO THE ACT TO CONSIDER THESE ITEMS IN PRIVATE, THE PUBLIC WILL BE EXCLUDED FROM THE MEETING DURING SUCH CONSIDERATION.
7. HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR DANIEL JOHN VICTOR JOHNS 23 - 26
8. APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR EMYR WYN DAVIES 27 - 30

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Licensing Sub Committee A

Tuesday, 16 November 2021

PRESENT: Councillor J.M. Charles (Chair)

Councillors:

S.A. Curry and D.E. Williams

Also present as observer:- Councillor B.D.J. Phillips

Present as a representative of a Responsible Authority:

D. Bizby, Dyfed Powys Police Authority Representative

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager

E. Jones, Licensing Lead

A. Rees, Licensing Officer

K. Smith, Licensing Officer

S. Rees, Simultaneous Translator

E. Evans, Principal Democratic Services Officer

M.S. Davies, Democratic Services Officer

E. Bryer, Democratic Services Officer

Virtual Meeting - 10.00 am - 10.55 am

1. DECLARATIONS OF PERSONAL INTEREST.

There were no declarations of personal interest.

2. APPLICATION FOR THE GRANT OF A PREMISES LICENCE - LLANDYBIE RFC, WOODFIELD ROAD, LLANDYBIE, AMMANFORD, SA18 3UT

The Chair briefed all present on the procedure for the meeting and advised the Sub Committee that an application had been received from Mr David Andrew Thomas and Mrs Elizabeth Sarah Meinir Thomas for the grant of a Premises Licence in respect of Llandybie RFC, Woodfield Road, Llandybie, Ammanford, SA18 3UT to permit:-

- Supply of Alcohol – Sunday to Thursday 11:00-00:00, Friday & Saturday 11:00-02:00. Boxing Night, New Year's Eve and Sunday of a Bank Holiday weekend 11:00-02:00.
- Opening Hours – Sunday to Thursday 11:00-00:30, Friday & Saturday 11:00-02:30, Boxing Night, New Year's Eve and Sunday of a Bank Holiday weekends, Friday, Saturday and Sunday 11:00-01:00.

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

- Appendix A – Copy of the application
- Appendix B – Representations submitted by the Dyfed Powys Police
- Appendix C – Representations submitted by other persons

The Sub Committee received oral representation from Mr David Bizby on behalf of Dyfed Powys Police who referred to his written representations and also stated that he had visited the premises in October and met with Mrs Thomas. Mr Bizby confirmed that the police did not object to the application but sought robust licence conditions as set out in Appendix B.

With regard to the Dyfed Powys Police's representations, detailed in Appendix B, the Sub Committee noted that they had been agreed by the applicant in full.

All parties present were afforded the opportunity of questioning the Police Authority representative on his submission.

The Sub Committee received oral representations from the objector re-iterating the information detailed in Appendix C of the report and the supplementary documents.

All parties present were afforded the opportunity of questioning the objector regarding the representations made.

The Sub Committee received oral representation from Cllr. Dai Nicholas in support of the application re-iterating the information detailed in Appendix C of the report.

Mrs Thomas (the Applicant) was then afforded the opportunity of presenting her representations and responding to the comments made by the objector. She confirmed that she had accepted the representations made by the Dyfed Powys Police.

All parties were afforded the opportunity of questioning the applicant on her submission.

The Sub-Committee thereupon

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

Having regard to the 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 having considered all the evidence before it, the Sub Committee finds that the application should be granted subject to the agreed licence conditions.

REASONS:

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

1. No evidence has been presented by the police of a history of alcohol related crime and disorder or public nuisance at the premises
2. The premises has been in operation as a members club since the 1950's

3. None of the responsible authorities object to the granting of the application
4. The Police have asked for additional conditions to be placed upon the licence and the applicants have agreed to those conditions
5. The premises is located close to several residential premises
6. There were 2 incidents in October where the operation of the premises caused noise disturbance to Ms Fane
7. The police have also asked for one further condition regarding a 10.30pm terminal hour for the operation of the outside consumption area. This has also been agreed by the applicant.

The Sub Committee has attached weight to the views of the responsible authorities as it is legally obliged to do so. That none of them object to the application must therefore weigh heavily on the Sub Committee.

The Sub Committee recognises 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, are not matters which they can properly take into account.

Whilst acknowledging the concerns of Ms Fane, the evidence put before the Sub Committee regarding the 2 incidents in October is not enough to outweigh the views of the Police. The application (if granted) would impose greater requirements upon the operation of the premises than is currently the case.

Therefore the Sub Committee feels that on the evidence before it, to grant the application subject to the agreed conditions would not undermine the licensing objectives and that those conditions are a proportionate response to the issues identified.

The Sub Committee noted Mrs Thomas's willingness to go beyond the requirements of the agreed licence conditions and:

- Put up signage reminding patrons to limit noise when leaving the premises
- Provide local residents with a contact email address which they can use to notify the applicants should they experience problems from the premises.

The Sub Committee is content for these steps to be taken on a voluntary basis at this time, although they could form the basis of future licence conditions should problems occur.

CHAIR

DATE

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Licensing Sub Committee B

Tuesday, 21 September 2021

PRESENT: Councillor H.I. Jones (Chair)

Councillors:

W.T. Evans and E.G. Thomas;

Also present as observers

Councillors P.M. Edwards and J.E. Williams;

Present as a representative of a Responsible Authority:-

E. Jones, Licensing Lead, Carmarthenshire County Council;

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager;

K. Smith, Licensing Officer;

E. Bryer, Democratic Services Officer;

M.S. Davies, Democratic Services Officer.

Virtual Meeting: 2.00 pm - 3.10 pm

1. DECLARATIONS OF PERSONAL INTEREST

There were no declarations of personal interest.

2. APPLICATION FOR THE GRANT OF A PREMISES LICENCE - ANGHARAD HOUSE, 86 & 88A QUEEN VICTORIA ROAD, LLANELLI, CARMARTHENSHIRE, SA15 2TH

The Legal Services Manager briefed all present on the procedure for the meeting which had been convened to consider an application received from STAYBC Ltd for the grant of a premises licence in respect of Angharad House, 86 & 88a Queen Victoria Road, Llanelli, Carmarthenshire, SA15 2TH as follows:-

To allow:

- Supply of Alcohol, Monday to Sunday 00:00-23:59 for Residents. Monday to Sunday 09:00-23:00 for Non-Residents.
- Late Night Refreshment Monday to Sunday 00:00-23:59. Residents only after 23:00.
- Opening Hours, Monday to Sunday 00:00-23:59.

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

Appendix A – copy of the original application

Appendix B – representations submitted by the Licensing Authority

Appendix C – representations submitted by Dyfed Powys Police

Appendix D – representations submitted by the Public Health Services

Appendix E – representations submitted by other persons.

The Licensing Authority representative referred to his representations, as detailed within Appendix B to the report and advised that no complaints had been received in relation to the application premises.

The Licensing Authority representative referred to the suggested conditions proposed by the Police and Public Health Services, and their acceptance by the applicant. He advised that if the Sub Committee was minded to grant the application, it was considered appropriate for those conditions to be attached to the licence.

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

Representations were received from the local ward County Councillor A. McPherson and Mrs. C. Waldron, a local resident. Councillor McPherson reiterated the points raised in his representations, as detailed within Appendix E to the report, whilst Mrs. Waldron requested whether the applicant would consider not allowing the consumption of alcohol outside the premises, only allowing the supply of alcohol to non-residents between 11am and 11pm Mondays to Sundays and ensuring that patrons used the rear car park when arriving or leaving the premises

All parties were afforded the opportunity of questioning Councillor McPherson and Mrs. Waldron on their representations.

The applicant responded that he had no objection to the local representations made.

All parties were afforded the opportunity of questioning the applicant on the representations made.

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.

Having regard to the relevant paragraphs of the Licensing Authority's Statement of Licensing Policy and the guidance issued by the DCMS and the Home Office, it was:

UNANIMOUSLY RESOLVED, having considered all the evidence placed before the Sub Committee, that the application for a premises licence for Angharad House be granted, subject to the licence conditions agreed between the applicant and the responsible authorities and the following subsequent changes agreed at the meeting by the applicant:

1. Police condition 8 – to be amended to read 'The consumption of alcohol shall not be permitted in any outside location within the boundary of the premises.';
2. The supply of alcohol to non-residents shall only be permitted between 11am and 11pm Mondays to Sundays;

3. **The Premises licence holder shall, through the use of appropriate signage and the provision of information, request all patrons to use the rear car park when arriving at or leaving the premises.**

REASONS

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

1. Angharad House previously had the benefit of Premises Licences granted in 2005 (converted justices licence) and 2010. Both licences were surrendered in 2017.
2. There was no history of prosecutions or enforcement activity by the licensing authority at the premises
3. There was no record of any previous complaints to the licensing authority about the premises
4. The Licensing authority had received no referrals about the premises from other responsible authorities
5. No evidence had been presented of any crime or disorder at or associated with the premises
6. The Police did not object to the application but sought additional licence conditions – the applicants had accepted those conditions.
7. Public Health Services had no record of any concerns or complaints about public nuisance or public safety at the premises
8. Public Health services did not object to the application but instead sought additional licence conditions – these conditions had been agreed by the applicant.
9. The applicant, during the course of the hearing, had agreed to the 3 additional licence conditions referred to above in order to address the concerns of local residents.

The Sub Committee attached weight to the views of the responsible authorities and in particular noted that the Local Planning Authority had not made representations objecting to the application.

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.

The representations from Cllr. McPherson were largely based on the planning status of Angharad House.

Paragraph 14.62 of the statutory guidance required licensing authorities to ensure that planning and licensing regimes were 'properly separated' and confirms that Licensing committees were not bound by planning decisions.

Paragraph 13.5 of the Council's statement of Licensing Policy followed this guidance and provided that a premises was not required to have necessary planning permissions in place in order for a premises licence to be granted.

The Sub Committee noted that no real evidence had been placed before it to show that to grant the application subject to the conditions agreed between the applicant and the responsible authorities would undermine any of the licensing objectives. No evidence had been presented that the previous operation of the premises, when licensed prior to 2017, undermined any of the Licensing objectives either.

The Sub Committee was therefore satisfied that it was appropriate to grant the application subject to the additional licence conditions agreed and that those conditions were proportionate to promote the licensing objectives.

The applicant was however reminded that issues of planning law were separate matters and that the granting of the premises licence did not overcome the need to ensure that appropriate planning permissions were in place and complied with. The Sub Committee asks that Licensing officers inform the Planning department of its decision to grant the Premises licence, so that Planning officers could satisfy themselves that the operation of the premises met planning requirements and, if it did not, took appropriate enforcement action.

CHAIR

DATE

LICENSING COMMITTEE

23 SEPTEMBER 2021

PRESENT: Councillor E.G. Thomas (Chair)

Councillors:

J.M. Charles, S.A. Curry, W.T. Evans, J.K. Howell, H.I. Jones, A.S.J. McPherson, J.S. Phillips, J.E. Williams and D.E. Williams.

The following Officers were in attendance:

J. Power, Senior Licensing Officer;
K. Byrne, Assistant Solicitor;
E. Bryer, Democratic Services Officer [Assisting];
E. Evans, Principal Democratic Services Officer [Webcasting];
T. Jones, Simultaneous Translator;
J. Owen, Democratic Services Officer [Minute taker].

Also in attendance:

L. Bradshaw - Dyfed Powys Police Representative.

Virtual Meeting: 10:00am - 12:15pm

1. APOLOGIES FOR ABSENCE.

Apologies for absence were received from Councillors P. Edwards, A. Fox and B.D.J. Philips.

2. DECLARATIONS OF PERSONAL INTERESTS.

Councillor	Minute Number	Nature of Interest
D.E. Williams	Agenda Item – 7 Mr Dewi Penry Bowen – Application to renew a Hackney Carriage/Private Hire Dual Drivers Licence	The driver is known to him.

5. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF LICENSING SUB-COMMITTEE "A" HELD ON 7TH JULY 2021

RESOLVED that the minutes of the meeting of the Licensing Sub-Committee "A" held on the 7th July, 2021 be signed as a correct record.

4. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE 13TH JULY 2021

UNANIMOUSLY RESOLVED that the minutes of the meeting of the Licensing Committee held on the 13th July, 2021 be signed as a correct record.

5. EXCLUSION OF THE PUBLIC

RESOLVED, pursuant to the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007, that the public be excluded from the meeting during consideration of the following items as the reports contained exempt information as defined in paragraph 12 of Part 4 of Schedule 12A to the Act.

6. MR JASON OWEN JENKINS - APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

[Note: Mr Jenkins was in attendance by telephone]

The Committee considered an application from Jason Owen Jenkins of 38 Bro Myrddin, Carmarthen to renew his Hackney Carriage/Private Hire Dual Driver's Licence.

The Committee interviewed Mr Jenkins with regard to his application and the issues raised by the Senior Licensing Officer.

The Senior Licensing Officer recommended that Mr Jenkins' application be granted with a warning as to his future conduct

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, Mr Jason Owen Jenkins application for renewal be granted with a warning as to his future conduct.

Reason

On the evidence presented, the Committee, in line with the Policy guidance on driving convictions was satisfied that the applicant was a fit and proper person to hold a licence.

7. MR DEWI PENRY BOWEN - APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

[Note:

- Mr Jenkins was in attendance by telephone.
- Councillor D.E. Williams declared an interest and left the meeting throughout the consideration and voting of this item]

The Committee considered an application from Mr Dewi Penry Bowen of Bridgend Cottage, Llangunnor Road, Llangunnor, Carmarthen to renew his Hackney Carriage/Private Hire Dual Driver's Licence.

The Committee interviewed Mr Bowen with regard to his application and the issues raised by the Senior Licensing Officer.

The Senior Licensing Officer recommended that Mr Bowen's application be granted with a warning as to his future conduct.

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, Mr Dewi Penry Bowen application for renewal be granted with a warning as to his future conduct.

Reason

On the evidence presented, the Committee, in line with the Policy guidance on driving convictions was satisfied that the applicant was a fit and proper person to hold a licence.

**8. MR ROBERT FISHER -
HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

The Committee was informed that Mr Robert Fisher of 8 Heol Siloh, Llanelli, is a licensed hackney carriage/private hire dual driver with this Authority and that an issue had arisen with regard to his licence.

The Committee interviewed Mr Fisher with regard to his application and the issues raised by the Senior Licensing Officer.

The Senior Licensing Officer recommended that Mr Fisher's application be granted with a warning as to his future conduct.

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, Mr Robert Fisher be issued with a warning as to his future conduct.

Reason

On the evidence presented, the Committee, in line with the Policy guidance on driving convictions was satisfied that the individual was a fit and proper person to hold a licence.

**9. MR DAVID IAN ELIAS -
APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL
DRIVERS LICENCE**

The Committee considered an application from Mr David Ian Elias of 27 Talbot Road, Ammanford to renew his Hackney Carriage/Private Hire Dual Driver's Licence.

The Committee interviewed Mr Elias with regard to his application and the issues raised by the Senior Licensing Officer.

The Senior Licensing Officer recommended that Mr Elias' application be granted with a warning as to his future conduct.

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, Mr David Ian Elias' application for renewal be granted with a warning as to his future conduct.

Reason

On the evidence presented, the Committee, in line with the Policy guidance on driving convictions was satisfied that the applicant was a fit and proper person to hold a licence.

10. MR GLYNDWR PHILLIPS - HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee was informed that Glyndwr Phillips of 50 St Catherine Street, Carmarthen is a licensed hackney carriage/private hire dual driver with this Authority and that an issue had arisen with regard to his licence.

The Committee interviewed Mr Phillips with regard to his application and the issues raised by the Senior Licensing Officer.

The Senior Licensing Officer recommended that Mr Phillips be issued with a warning as to his future conduct.

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, Mr Glyndwr Phillips be issued with a warning as to his future conduct.

Reason

On the evidence presented, the Committee, in line with the Policy guidance on driving convictions was satisfied that the individual was a fit and proper person to hold a licence.

11. MISS DEBORAH THERESA MATTHEWS - APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee considered an application from Miss Deborah Theresa Matthews of Flat 2, 26 Station Road, Burry Port to renew her Hackney Carriage/Private Hire Dual Driver's Licence.

The Committee interviewed Miss Matthews with regard to her application and the issues raised by the Senior Licensing Officer.

The Senior Licensing Officer recommended that Miss Matthews be issued with a warning as to her future conduct.

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, Miss Deborah Theresa Matthews' application for renewal be granted with a warning as to her future conduct.

Reason

On the evidence presented, the Committee, in line with the Policy guidance on driving convictions was satisfied that the applicant was a fit and proper person to hold a licence.

**12. MR WILLIAM JOHN SPREADBURY -
HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

The Committee was informed that Mr William John Spreadbury of 9 Station Road, St Clears is a licensed hackney carriage/private hire dual driver with this Authority and that an issue had arisen with regard to his licence.

The Committee interviewed Mr Spreadbury with regard to his application and the issues raised by the Senior Licensing Officer.

The Senior Licensing Officer recommended that Mr Spreadbury be issued with a final warning as to his future conduct.

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, William John Spreadbury be issued with a final warning as to his future conduct.

Reason

On the evidence presented, the Committee, in line with the Policy guidance on driving convictions was satisfied that the individual was a fit and proper person to hold a licence.

**13. MR JASON LEE DAVIES - APPLICATION TO RENEW A HACKNEY
CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

[Note: Mr Davies was in attendance by telephone.]

The Committee considered an application from Mr Jason Lee Davies of Flat 1, Y Felin, Glannant Road, Carmarthen to renew his Hackney Carriage/Private Hire Dual Driver's Licence.

The Committee interviewed Mr Davies with regard to his application and the issues raised by the Senior Licensing Officer.

The Senior Licensing Officer recommended that Mr Davies be issued with a final warning as to his future conduct.

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, Mr Jason Lee Davies' application for renewal be granted with a final warning as to his future conduct.

Reason

On the evidence presented, the Committee, in line with the Policy guidance on driving convictions was satisfied that the applicant was a fit and proper person to hold a licence.

**14. MR ABDULLA ALYUFRUS -
APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE
DUAL DRIVERS LICENCE**

The Committee considered an application from Mr Abdulla Alyufus of 1 Parclynbach, Abercych, Boncath for a Hackney Carriage/Private Hire Dual Driver's Licence.

The Committee interviewed Mr Alyufus with regard to his application and the issues raised by the Senior Licensing Officer.

The Senior Licensing Officer recommended that Mr Alyufus be issued with a final warning as to his future conduct.

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, Mr Abdulla Alyufus application for a Hackney Carriage/Private Hire Dual Driver's Licence be refused.

Reason

In accordance with Carmarthenshire County Council's policy, the application was refused as the Committee did not feel that the applicant was a fit and proper person to be licensed.

CHAIR

DATE

LICENSING COMMITTEE 15TH DECEMBER 2021

Review of Hackney Carriage Maximum Table of Fares

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

To restructure the Current Hackney Carriage Maximum table of fares to accommodate the increasing overheads incurred by the taxi trade.

If members of the Licensing Committee determine that a restructure in taxi fares is appropriate, it is proposed to make amendments to the current fare table and publish the proposals in the local newspapers, giving 14 days for any persons to submit objections, in accordance with Section 65 of the Local Government (Miscellaneous Provisions) Act 1976. Where there are no objections, the tariffs shall be implemented.

REASONS:

To provide an updated tariff for Hackney Carriages in the Authority.

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

Executive Board Member Portfolio Holder: Councillor P.M. Hughes

Directorate: Communities Name of Head of Service Mr Jonathan Morgan Report Author Mr Justin Power	Designation: Head of Homes and Safer Communities Senior Licensing Officer	Tel No. E Mail Address: 01554 899285 jmorgan@carmarthenshire.gov.uk 01267 228932 JHPower@carmarthenshire.gov.uk
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EXECUTIVE SUMMARY

Licensing Committee

15TH DECEMBER 2021

SUBJECT

Review of Hackney Carriage Maximum Table of Fares

As a result of the increasing overheads incurred by the Taxi trade, an application has been received to increase the current maximum table of fares.

The following proposal is presented for consideration: -

CURRENT HACKNEY CARRIAGE MAXIMUM TABLE OF FARES

	Tariff1 6am-10pm	Tariff2 10pm– 3am	Tariff 3 3am-6am
Initial Charge	£2.20	£2.40	£2.40
Additional mileage for each one tenth of a mile or part thereof	£0.20	£0.25	£0.30
Waiting time (per minute)	£0.20	£0.25	£0.30
<p>A Tariff 2 surcharge on the meter shall apply on Sundays, Public and Bank Holidays and nightly after 10.00 pm until 3.00 am.</p> <p>A Tariff 3 surcharge on the meter shall apply from 3.00am until 6.00am</p> <p>Note that Operators wishing to commence the operating period for Tariff 2 fares later than 10.00 pm and Tariff 3 later than 3am will be required to display this information in their table of fares in each vehicle.</p>			
Extra charges (Optional)			
Contamination fee for fouling of vehicle			£50.00
Booking Fee (where journey commences more than 5 miles from operators base)			£ 3.00
Vehicles carrying 5-8 passengers. For each passenger exceeding FOUR			£0.25 each
<p>Double Tariff1 on the meter shall apply on all hiring's commencing on Christmas Day and New Year's Day.</p>			

PROPOSED FARE

	Tariff1 6am-10pm	Tariff2 10pm– 3am	Tariff 3 3am-6am
Initial Charge	£2.80	£3.00	£3.00
Additional mileage for each one tenth of a mile or part thereof	£0.20	£0.25	£0.30
Waiting time (per minute)	£0.20	£0.25	£0.30

A Tariff 2 surcharge on the meter shall apply on Sundays, Public and Bank Holidays and nightly after 10.00 pm until 3.00 am.

A Tariff 3 surcharge on the meter shall apply from 3.00am until 6.00am

Note that Operators wishing to commence the operating period for Tariff 2 fares later than 10.00 pm and Tariff 3 later than 3am will be required to display this information in their table of fares in each vehicle.

Extra charges (Optional)	
Contamination fee for fouling of vehicle	£60.00
Booking Fee (where journey commences more than 4 miles from operators base)	£ 5.00
Vehicles carrying 5-8 passengers. For each passenger exceeding FOUR	£1.00 each

Double Tariff1 on the meter shall apply on all hiring's commencing on Christmas Day and New Year's Day.

DETAILED REPORT ATTACHED?

Yes

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 Jonathan Morgan

Head of Homes and Safer Communities

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 Jonathan Morgan

Head of Homes and Safer Communities

1. Local Member(s):

In accordance with Section 65 of the Local Government (Miscellaneous Provisions) Act 1976, the amended fare table will be published in the local newspapers giving 14 days for any persons to submit objections.

2. Community / Town Council:

In accordance with Section 65 of the Local Government (Miscellaneous Provisions) Act 1976, the amended fare table will be published in the local newspapers giving 14 days for any persons to submit objections.

3. Relevant Partners:

In accordance with Section 65 of the Local Government (Miscellaneous Provisions) Act 1976, the amended fare table will be published in the local newspapers giving 14 days for any persons to submit objections.

4. Staff Side Representatives and other Organisations:

In accordance with Section 65 of the Local Government (Miscellaneous Provisions) Act 1976, the amended fare table will be published in the local newspapers giving 14 days for any persons to submit objections.

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
Review of Hackney Carriage Fares		Licensing Section, 3 Spilman Street, Carmarthen

Agenda Item 7

By virtue of paragraph(s) 12 of Part 4 of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007.

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Agenda Item 8

By virtue of paragraph(s) 12 of Part 4 of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007.

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