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FRIDAY, 2 DECEMBER 2022

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 AND REMOTELY AT 10.00 AM ON FRIDAY, 9TH DECEMBER, 2022** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA

Wendy Walters

CHIEF EXECUTIVE

Democratic Officer:	Martin S. Davies
Telephone (direct line):	01267 224059
E-Mail:	MSDavies@carmarthenshire.gov.uk
This is a multi-location meeting. Committee members can attend in person at the venue detailed above or remotely via the Zoom link which is provided separately.	
The meeting can be viewed on the Authority's website via the following link:- https://carmarthenshire.public-i.tv/core/portal/home	

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

LICENSING COMMITTEE

14 MEMBERS

PLAID CYMRU GROUP – 8 MEMBERS

- | | |
|---------------|------------------------------|
| 1. Councillor | Mansel Charles (Chair) |
| 2. Councillor | Alex Evans |
| 3. Councillor | Tyssul Evans |
| 4. Councillor | Ken Howell |
| 5. Councillor | Hefin Jones |
| 6. Councillor | Jean Lewis |
| 7. Councillor | Dorian Phillips (Vice Chair) |
| 8. Councillor | Elwyn Williams |

LABOUR GROUP – 4 MEMBERS

- | | |
|---------------|--------------|
| 1. Councillor | Peter Cooper |
| 2. Councillor | Suzy Curry |
| 3. Councillor | Dot Jones |
| 4. Councillor | Kevin Madge |

INDEPENDENT GROUP – 2 MEMBERS

- | | |
|---------------|-----------------|
| 1. Councillor | Louvain Roberts |
| 2. Vacancy | |

**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**

A G E N D A

- 1. APOLOGIES FOR ABSENCE.**
- 2. DECLARATIONS OF PERSONAL INTERESTS.**
- 3. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE 7TH NOVEMBER, 2022.** 5 - 8
- 4. REVIEW OF HACKNEY CARRIAGE MAXIMUM TABLE OF FARES.** 9 - 12
- 5. PRIVATE HIRE VEHICLE LICENCE.** 13 - 16
- 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THE REPORTS RELATING TO THE FOLLOWING ITEMS ARE NOT FOR PUBLICATION AS THEY CONTAIN EXEMPT INFORMATION AS DEFINED IN PARAGRAPH 12 OF PART 4 OF SCHEDULE 12A TO THE LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT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. MR. STEVE ANTHONY WILLIAMS APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE.** 17 - 20
- 8. MR. DAVID GEORGE HOPKINS HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE.** 21 - 24
- 9. MR. HYWEL DOUGLAS PRICE THOMAS APPLICATION FOR A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE.** 25 - 28

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MONDAY, 7 NOVEMBER 2022

PRESENT: Councillor J.M. Charles (Chair) (in person)

Councillors (In Person):

P. Cooper H. Jones B.D.J. Phillips

Councillors (Virtually):

A. Evans W.T. Evans J.K. Howell D. Jones

Also Present (In Person):

A. Vaughan Owen, Cabinet Member for Climate Change, Decarbonisation and Sustainability.

The following Officers were in attendance (In Person):

R. Edgecombe, Legal Services Manager
E. Evans, Principal Democratic Services Officer
S. Rees, Simultaneous Translator
J. Owens, Democratic Services Officer (Minute Taker)

The following Officers were in attendance (Virtually):

D. Bizby, Dyfed Powys Police Authority Representative
J. Power, Senior Licensing Officer
K. Thomas, Democratic Services Officer

Chamber - County Hall, Carmarthen. SA31 1JP and remotely - 10.00 am - 12.02 pm

1. APOLOGIES FOR ABSENCE.

Apologies for absence were received from Councillors S. Curry, K. Madge, L. Roberts and D.E.W. Williams. The Chair further advised that Cllr. W.T. Evans would be late joining the meeting.

2. DECLARATIONS OF PERSONAL INTERESTS.

There were no declarations of personal interests.

3. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF LICENSING SUB-COMMITTEE "B" HELD ON 18TH OCTOBER, 2022.

RESOLVED that the minutes of the meeting of the Licensing Sub-Committee "B" held on the 18th October, 2022 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 11TH OCTOBER, 2022.

RESOLVED that the minutes of the meeting of the Licensing Committee held on the 11th October, 2022 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 SHAUN CRAIG LANE APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE.

The Committee considered an application from Mr Shaun Craig Lane of 6 Bryn Dreinog, Capel Hendre, Ammanford for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence.

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

The Senior Licensing Officer recommended that Mr Lane'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.

RESOLVED that the application submitted by Mr Shaun Craig Lane for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence be granted.

Reason

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

7. MR KEVIN JONES APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE.

The Committee considered an application from Mr Kevin Jones of 96 Belvedere Avenue, Carmarthen for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence.

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

The Senior Licensing Officer recommended that Mr Jones' 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 the application submitted by Mr Kevin Jones for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence be granted.

Reason

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

8. MR STUART PROTHEROE HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE.

The Committee was informed that Mr Stuart Protheroe of 14 Heol Buckley, Llanelli was a licensed hackney carriage/private hire dual driver with this Authority.

The Senior Licensing Officer informed the Committee members of the issues that had arisen in respect of his licence.

The Committee interviewed Mr Prothero with regard to the issues raised by the Senior Licensing Officer.

The Senior Licensing Officer recommended that Mr Prothero's licence be revoked.

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 Officer's recommendations, Mr Stuart Prothero's Hackney Carriage/Private Hire Dual Drivers Licence be revoked.

Reason:

On the evidence presented, the Committee was satisfied that there was reasonable cause to revoke the licence.

CHAIR _____

DATE _____

LICENSING COMMITTEE 9 DECEMBER 2022

REVIEW OF HACKNEY CARRIAGE MAXIMUM TABLE OF FARES

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

To consider objections received in relation to the proposed Hackney Carriage Maximum table of fares.

If after members of the Licensing Committee have considered the objections to the proposed Hackney Carriage Maximum table of fares, they can: -

1. Modify the table of fares in light of the objections received, or
2. Continue with the proposed table of fares without modification.

The Committee must then set a second date, which cannot be more than two months after the first date specified in the consultation notice namely the 21st November 2022, when the new fares come into force.

REASONS:

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

Cabinet Decision Required	NA
Council Decision Required	NA

Cabinet Member Portfolio Holder: Councillor A.V. Owen

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
9 DECEMBER 2022**

Review of Hackney Carriage Maximum Table of Fares

At the meeting of the Licensing Committee on the 11th October 2022, members resolved to amend the current maximum table of fares and publish the proposals in the local newspapers, giving at least 14 days for any persons to submit objections, in accordance with Section 65 of the Local Government (Miscellaneous Provisions) Act 1976. As objections have been received, these must be considered by the Committee.

CURRENT HACKNEY CARRIAGE MAXIMUM TABLE OF FARES

	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 5 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.

PROPOSED HACKNEY CARRIAGE MAXIMUM TABLE OF FARES

	Tariff 1 6am -8pm	Tariff 2 8pm – 12 midnight	Tariff 3 12 midnight - 6am
For the first mile or part thereof	£4.50	£4.70	£5.15
Additional mileage for each one tenth of a mile or part thereof	£0.25	£0.30	£0.35
Waiting time (per minute)	£0.30	£0.30	£0.40

A Tariff 2 surcharge on the meter shall apply on Sundays, Public and Bank Holidays and nightly after 8.00 pm until 12 midnight.

A Tariff 3 surcharge on the meter shall apply from 12midnight until 6.00am

Note that Operators wishing to commence the operating period for Tariff 2 fares later than 8.00 pm and Tariff 3 later than 12midnight will be required to display this information in their table of fares in each vehicle.

Extra charges (Optional)	
Contamination fee for fouling of vehicle	£120.00 Maximum Charge
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
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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):** 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.

**CABINET MEMBER PORTFOLIO
HOLDER AWARE/CONSULTED**

YES

**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

LICENSING COMMITTEE 9 DECEMBER 2022

PRIVATE HIRE VEHICLE LICENCE

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That the application be granted.

REASONS:

Council's Conditions of Licence.

Cabinet Decision Required	NA
Council Decision Required	NA

Cabinet Member Portfolio Holder: Councillor A.V. Owen

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

**EXECUTIVE SUMMARY
Licensing Committee
9 DECEMBER 2022**

PRIVATE HIRE VEHICLE LICENCE

To consider an application from Mr Robert Ian Owen of Celtic Executive Travel, 8 Ger-Y-Maes, Llanelli to be granted an exemption from Condition 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles for his Private Hire Vehicle PH 502 a MERCEDES BENZ registration number WA72 PCX.

Mr Owen has requested that as he intends to operate this vehicle for Executive Hire, Airport/Sea Port work only, that he be granted an exemption from Condition 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.

Should the Licensing Committee agree to grant Mr Owen an exemption from condition 5a and 5b of the Council's Licence Conditions for Private Hire vehicles, then the following Licence Conditions be attached to the Licence:-

That the licensed MERCEDES BENZ PH 502 registration number WA72 PCX be exempt from licence conditions 5a and 5b, whilst being used for Executive Hire purposes as outlined in the application by Mr Owen.

That should the vehicle be used for Private Hire other than Executive Hire type work listed, then the applicant shall immediately notify the Licensing Authority and the exemption shall cease in relation to such hiring.

That the vehicle displays an identification disc on the front and rear windscreens, as specified by the Licensing Authority.

DETAILED REPORT ATTACHED?	NO
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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 NONE	Legal NONE	Finance NONE	ICT NONE	Risk Management Issues NONE	Organisational Development NONE	Physical Assets NONE
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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):

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.

**CABINET MEMBER PORTFOLIO
HOLDER AWARE/CONSULTED**

YES

**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
Request for Exemption.	PH 502	Licensing Section, 3 Spilman Street, Carmarthen

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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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Agenda Item 9

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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