

Document Pack



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

THURSDAY, 1ST SEPTEMBER, 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 A.M. ON THURSDAY, 8TH SEPTEMBER, 2016** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA.

Mark James

CHIEF EXECUTIVE



PLEASE RECYCLE

Democratic Officer:	Mrs Michelle Evans Thomas
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Ref:	AD016-001

**LICENSING COMMITTEE
15 MEMBERS**

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. VACANCY

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 CARRAIGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR MICHAEL ALAN DAVIES. 5 - 8
4. APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR WAYNE SMITH RUSSELL. 9 - 12
5. APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVER'S LICENCE - MR DAVID WILLIAM SQUIRE. 13 - 16
6. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE 28TH JULY, 2016. 17 - 18

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LICENSING COMMITTEE

08/09/16

SUBJECT AND PURPOSE

Mr Michael Alan Davies

Application to renew a Hackney Carriage/Private Hire Dual Drivers Licence

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr Davies' 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

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EXECUTIVE SUMMARY
Licensing Committee
08/09/16

SUBJECT

Mr Michael Alan Davies

**Application to renew a Hackney Carriage/Private Hire Dual Drivers
Licence**

**To consider an application from Mr Michael Alan Davies of 51 Rhydyfro, Llangadog 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.	DD20096	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

08/09/16

SUBJECT AND PURPOSE

Mr Wayne Smith Russell

Application to renew a Hackney Carriage/Private Hire Dual Drivers Licence

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr Russell'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

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EXECUTIVE SUMMARY
Licensing Committee
08/09/16

SUBJECT

Mr Wayne Smith Russell

**Application to renew a Hackney Carriage/Private Hire Dual Drivers
Licence**

**To consider an application from Mr Wayne Smith Russell of 29 Pentre Doc y Gogledd,
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.	DD30854	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

08/09/16

SUBJECT AND PURPOSE

Mr David William Squire

Application to renew a Hackney Carriage/Private Hire Dual Drivers Licence

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

1. That Mr Squire's application be granted.
2. That Mr Squire's Hackney Carriage/Private Hire Dual Drivers Licence be Suspended for 14 days.

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

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EXECUTIVE SUMMARY
Licensing Committee
08/09/16

SUBJECT

Mr David William Squire

**Application to renew a Hackney Carriage/Private Hire Dual Drivers
Licence**

**To consider an application from Mr David William Squire of 12 Gwendraeth Town,
Kidwelly to renew his hackney carriage/private hire dual drivers licence.**

**This application was deferred by the Licensing Committee on the 28th July 2016 as Mr
Squire was unable to attend the meeting.**

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

Legal: The legal implication of Suspending Mr Squire'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.	DD30714	Licensing Section, 3 Spilman Street, Carmarthen

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THURSDAY, 28 JULY 2016

PRESENT: Councillor D.E. Williams (Chair)

Councillors:

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

Also Present:

S.E. Watts, Public Health Services Manager;
R. Edgecombe, Legal Services Manager;
J Power, Senior Licensing Officer;
M.S. Davies, Democratic Services Officer.

Chamber, - County Hall - 10.00 am - 11.00 am

1. APOLOGIES AND OTHER MATTERS

- Apologies for absence were received from Councillors P. Edwards and I .J. Jackson;
- Members stood in silent tribute to the memory of Councillor Tom Theophilus, former Chair of the Licensing Committee, who had passed away recently.

2. DECLARATIONS OF PERSONAL INTERESTS

There were no declarations of personal interest.

3. APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE - MR DYLAN WYN EVANS

The Committee considered an application from Mr Dylan Wyn Evans of 47 Trewern, Saron, Llandysul, for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence.

The Committee interviewed Mr Evans with regard to his application.

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

RESOLVED that, in line with the Council's guidelines, the application submitted by Mr Dylan Wyn Evans for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence be granted with a warning as to his future conduct.

4. APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE MR DAVID WILLIAM SQUIRE

The Committee was advised that Mr. Squire had informed the Authority that he would not be able to attend the meeting that day.

UNANIMOUSLY RESOLVED that consideration of the application from Mr David William Squire to renew his Hackney Carriage/Private Hire Dual Driver's Licence be deferred to the next meeting of the Committee.

5. HACKNEY CARRIAGE VEHICLE LICENCE.

The Committee considered an application from Mr. Andrew Paul Roberts of 18 Swiss Valley, Llanelli, to Licence a BMW 330D registration number BX11 KPK as a Hackney Carriage Vehicle with the authority. The Committee interviewed Mr. Roberts, who was accompanied by his solicitor, with regard to his application.

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

The Committee thereupon

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, in line with the Council's guidelines, that the application submitted by Mr. Andrew Paul Roberts of 18 Swiss Valley, Llanelli, to Licence a BMW 330D registration number BX11 KPK as a Hackney Carriage Vehicle with the authority be refused.

Reasons

- The Council has a clear policy that it will not licence vehicles over 5 years old;
- The Committee carefully considered whether it should depart from that policy in this case and concluded that it should not;
- The Committee did not feel that the explanation given for not submitting the application within the time specified was sufficient to justify departure from the Council's policy in this case.

6. MINUTES

RESOLVED that the minutes of the meeting of the Licensing Committee held on the 22nd June, 2016 be signed as a correct record subject to the inclusion of Councillor T. Davies's name in the list of attendees.

CHAIR

DATE