

Document Pack



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

FRIDAY 10TH FEBRUARY 2017

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 10:00AM ON MONDAY 20TH FEBRUARY 2017**, FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA.

Mark James CBE

CHIEF EXECUTIVE



PLEASE RECYCLE

Democratic Officer:	Janine Owen
Telephone (Direct Line):	01267 224030
E-Mail:	janineowen@carmarthenshire.gov.uk
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 D.B. Davies
3. Councillor I.J. Jackson [Chair]
4. Councillor H.I. Jones

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. MRS. MARY ANN COLLINS – HACKNEY CARRIAGE / PRIVATE HIRE DUAL DRIVERS LICENCE 5 - 8
4. MR. BRIAN WOOLOFF – APPLICATION TO RENEW A HACKNEY CARRIAGE / PRIVATE HIRE DUAL DRIVERS LICENCE 9 - 12
5. MR. SCHALK JACOBUS LOOTS – APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE / PRIVATE HIRE DUAL DRIVERS LICENCE 13 - 16
6. MR. JOHN FREDERICK KEVERN – APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE / PRIVATE HIRE DUAL DRIVERS LICENCE 17 - 20
7. MR. CHRISTOPHER ARTHUR JOHN OWEN – APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE / PRIVATE HIRE DUAL DRIVERS LICENCE 21 - 24
8. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF LICENSING SUB-COMMITTEE 'B' HELD ON 13TH DECEMBER 2016 25 - 28
9. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE 10TH JANUARY 2017 29 - 34

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LICENSING COMMITTEE

20th FEBRUARY 2017

Mrs. Mary Ann Collins

Hackney Carriage / Private Hire Dual Drivers Licence

Recommendations / key decisions required:

- That Mrs. Collins be issued with a warning as to her future conduct.

Reasons:

- Council's Guidelines.

Relevant scrutiny committee consulted:	NOT APPLICABLE
Executive Board decision required:	NOT APPLICABLE
Council Decision required:	NOT APPLICABLE

Executive Board Member Portfolio Holder:
Cllr. Jim Jones (Environmental & Public Protection)

<p>Directorate: Communities</p> <p>Name of Head of Service: Robin Staines</p> <p>Report Author: Justin Power</p>	<p>Designations:</p> <p>Head of Housing & Public Protection</p> <p>Senior Licensing Officer</p>	<p>Tel Nos. / E-Mail Addresses:</p> <p>01267 228960 rstaines@cararthenshire.gov.uk</p> <p>01267 228932 jhpower@cararthenshire.gov.uk</p>
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EXECUTIVE SUMMARY

LICENSING COMMITTEE

20th FEBRUARY 2017

Mrs. Mary Ann Collins

Hackney Carriage / Private Hire Dual Drivers Licence

Mrs. Mary Ann Collins of Ffynnonau-Gleision, 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: **Robin Staines** **Head of Housing & Public Protection**

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	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: **Robin Staines** **Head of Housing & 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	DD10369 / Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

20th FEBRUARY 2017

Mr. Brian Wooloff

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

Recommendations / key decisions required:

- That Mr. Wooloff's application be granted with a warning as to his future conduct.

Reasons:

- Council's Guidelines.

Relevant scrutiny committee consulted: NOT APPLICABLE
Executive Board decision required: NOT APPLICABLE
Council Decision required: NOT APPLICABLE

Executive Board Member Portfolio Holder:
 Cllr. Jim Jones (Environmental & Public Protection)

Directorate:	Designations:	Tel Nos. / E-Mail Addresses:
Communities		
Name of Head of Service: Robin Staines	Head of Housing & Public Protection	01267 228960 rstaines@carmarthenshire.gov.uk
Report Author: Justin Power	Senior Licensing Officer	01267 228932 jhpower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY

LICENSING COMMITTEE

20th FEBRUARY 2017

Mr. Brian Wooloff

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

To consider an application from Mr. Brian Wooloff of 6 Gathen Terrace, 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: **Robin Staines** **Head of Housing & Public Protection**

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	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: **Robin Staines** **Head of Housing & 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.

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List of Background Papers used in the preparation of this report:**

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Title of Document	File Ref No. / Locations that the papers are available for public inspection
Application Form and File Contents	DD10442 / Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

20th FEBRUARY 2017

Mr. Schalk Jacobus Loots

**Application for the Grant of a Hackney Carriage / Private Hire
Dual Drivers Licence**

Recommendations / key decisions required:

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

Reasons:

- Council's Guidelines.

Relevant scrutiny committee consulted: NOT APPLICABLE
Executive Board decision required: NOT APPLICABLE
Council Decision required: NOT APPLICABLE

Executive Board Member Portfolio Holder:
 Cllr. Jim Jones (Environmental & Public Protection)

Directorate:	Designations:	Tel Nos. / E-Mail Addresses:
Communities		
Name of Head of Service: Robin Staines	Head of Housing & Public Protection	01267 228960 rstaines@carmarthenshire.gov.uk
Report Author: Justin Power	Senior Licensing Officer	01267 228932 jhpower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY

LICENSING COMMITTEE

20th FEBRUARY 2017

Mr. Schalk Jacobus Loots

**Application for the Grant of a Hackney Carriage / Private Hire
Dual Drivers Licence**

To consider an application from Mr. Schalk Jacobus Loots of Pwllgair, Brongest, Newcastle Emlyn 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: **Robin Staines** **Head of Housing & Public Protection**

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	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: **Robin Staines** **Head of Housing & 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:**

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Title of Document	File Ref No. / Locations that the papers are available for public inspection
Application Form and File Contents	DD10709 / Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

20th FEBRUARY 2017

Mr. John Frederick Kevern

Application for the Grant of a Hackney Carriage / Private Hire Dual Drivers Licence

Recommendations / key decisions required:

- That Mr. Kevern's application be granted.

Reasons:

- Council's Guidelines.

Relevant scrutiny committee consulted: NOT APPLICABLE
Executive Board decision required: NOT APPLICABLE
Council Decision required: NOT APPLICABLE

Executive Board Member Portfolio Holder:
 Cllr. Jim Jones (Environmental & Public Protection)

Directorate:	Designations:	Tel Nos. / E-Mail Addresses:
Communities		
Name of Head of Service: Robin Staines	Head of Housing & Public Protection	01267 228960 rstaines@carmarthenshire.gov.uk
Report Author: Justin Power	Senior Licensing Officer	01267 228932 jhpower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY

LICENSING COMMITTEE

20th FEBRUARY 2017

Mr. John Frederick Kevern

**Application for the Grant of a Hackney Carriage / Private Hire
Dual Drivers Licence**

To consider an application from Mr. John Frederick Kevern of 1A Upper Cross Road, Llanelli 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: **Robin Staines** **Head of Housing & Public Protection**

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	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: **Robin Staines** **Head of Housing & 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.

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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	DD30931 / Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

20th FEBRUARY 2017

Mr. Christopher Arthur John Owen

**Application for the Grant of a Hackney Carriage / Private Hire
Dual Drivers Licence**

Recommendations / key decisions required:

- That Mr. Owen's application be granted with a warning as to his future conduct.

Reasons:

- Council's Guidelines.

Relevant scrutiny committee consulted: NOT APPLICABLE
Executive Board decision required: NOT APPLICABLE
Council Decision required: NOT APPLICABLE

Executive Board Member Portfolio Holder:
 Cllr. Jim Jones (Environmental & Public Protection)

Directorate:	Designations:	Tel Nos. / E-Mail Addresses:
Communities		
Name of Head of Service: Robin Staines	Head of Housing & Public Protection	01267 228960 rstaines@carmarthenshire.gov.uk
Report Author: Justin Power	Senior Licensing Officer	01267 228932 jhpower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY

LICENSING COMMITTEE

20th FEBRUARY 2017

Mr. Christopher Arthur John Owen

**Application for the Grant of a Hackney Carriage / Private Hire
Dual Drivers Licence**

To consider an application from Mr. Christopher Arthur John Owen of Tanybryn, Llanllwni, Pencader for the grant of a hackney carriage / private hire dual drivers licence.

This application was deferred by the Licensing Committee on the 10th January 2017 as Mr. Owen was unable to attend.

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: **Robin Staines** **Head of Housing & Public Protection**

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	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: **Robin Staines** **Head of Housing & 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	DD10728 / Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING SUB COMMITTEE B

Tuesday, 13 December 2016

PRESENT: Councillor A. Davies (Chair)

Councillors: D.B. Davies and J.S. Williams

Also present as an observer: Councillor T. Davies

Present as a representative of a Responsible Authority:-

Mr E. Jones – Principal Licensing Officer, Carmarthenshire County Council

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager

A. Rees, Licensing Officer

K. Thomas, Democratic Services Officer

Chamber, County Hall, Carmarthen - 9.30 - 10.47 am

1. DECLARATIONS OF PERSONAL INTEREST.

There were no declarations of personal interests

2. APPLICATION FOR THE VARIATION OF A PREMISES LICENCE, POPLARS INN, PONDSIDE, JOHNSTOWN, CARMARTHEN SA31 3HU

The Sub Committee adjourned at County Hall, Carmarthen at 9.35 a.m. and reconvened on site at 9.45 a.m. at the Poplars Inn, Pondsides, Johnstown in order to view the location of the property where it was afforded the opportunity of examining both the internal and external facilities. Following conclusion of the site visit, the Sub Committee reconvened in the Council Chamber at County Hall, Carmarthen at 10.05 a.m. to consider the application.

The Chair referred to a number of additional documents circulated at the commencement of the meeting and advised those present that in order to afford the Sub Committee, and the parties present, the opportunity of reading that material the start of the meeting would be adjourned for a period of 10 minutes.

Following the adjournment, 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 Mr M. Howells for the grant of a variation of the premises licence in respect of the Poplars Inn, Pondsides Carmarthen as follows:-

To permit:

Supply of Alcohol:-

Monday to Sunday 07:00 – 01:30

Live Music:-

Monday to Sunday 23:00 – 01:00

Recorded Music:-

Monday to Sunday 11:00 – 01:00

Late Night Refreshment:- Monday to Sunday 23:00 – 01:00

Opening Hours: Monday to Sunday 07:00 – 02:00

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 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.

In addition to the above documentation the Sub Committee received, with the consent of all parties present, the following additional documentation which had earlier necessitated a 10 minute adjournment to afford all parties the opportunity of reading the material:

- E-mail from Mr M. Price, Dyfed Powys Police, dated 5th December confirming the applicant had agreed with the Police's proposed 21 conditions and, as such, the Police were withdrawing their objections
- E-mail from Mr A. Morgan, Public Health Services, dated 8th December confirming that following agreement with the applicant on the service's suggested conditions, and revised hours of operation, Public Health Services were withdrawing their objection
- E-Mail from Councillor A.D.T. Speake, dated 7th December, 2016 referring to his previous e-mail submission of the 10th November 2016
- Copy of the Premises Licence in respect of the Friends Arms, Johnstown, Carmarthen
- Copy of the Premises Licence for the Poplars Inn, Johnstown, Carmarthen
- Document reference P/1 from the applicant in response to a number of issues raised as part of the Variation Application.
- Copy of a letter of support from Mr and Mrs Evans, the occupiers of no. 1 Pondsides, Johnstown, adjacent to the Poplars Inn.

The Licensing Authority representative referred to his representations, as detailed within Appendix B to the report. He advised the Sub Committee that subsequent to the report's publication, the Dyfed Powys Police had confirmed the applicant had agreed to accept the force's 21 recommended conditions to be applied to any variation of the Premises licence (page 27 -29 of the report refers) and accordingly the Police were withdrawing its objections on that basis. Similarly, Public Health Services were withdrawing its objection on the basis of the agreement reached with the applicant on the imposition of 8 recommended conditions to be applied to any variation of the Premises Licence together with revised hours of operation (page 33 of the report refers)

The Licensing Authority representative advised that the current Variation application did not include any proposed conditions and also sought the removal of all conditions attached to the current converted premises licence. Under such circumstances, the Authority would normally require the applicant to submit a written assessment in accordance with Paragraphs 11.2 and 5.2-5.5 of the Council's Licensing Policy detailing what control measures he intended applying to

ensure the operation of the premises addressed previous noise issues at the premises, under previous licensees. However, in light of the conditions recommended by both the Dyfed Powys Police and Public Health services, as responsible authorities, together with the suggested revised hours of operation, the Licensing Authority had no objection to the Variation application being granted subject to those recommended conditions/revised hours agreed with the applicant being attached to the licence.

All parties present were afforded the opportunity of questioning the Licensing Authority's representative on his submission.

A representative from Carmarthen Town Council informed the Sub Committee that the Town Council's initial objection to the variation application had been on the basis of ensuring the Poblars operating hours were on a par with the nearest public house, 'The Friends Arms' in Johnstown. However, having examined the additional documentation circulated at the meeting, and having regard to the Dyfed Powys Police having withdrawn its objection together with the letter of support from the adjoining property owner, the Town Council was withdrawing its objection.

All parties present were afforded the opportunity of questioning the Carmarthen Town Council's representative on his submission.

A representation was received in support of the application and welcoming the efforts of the applicant to re-open the premises and to the benefits that could bring to the community.

All parties present were afforded the opportunity of questioning the supporter on his submission.

The applicant's representative referred to the document titled P/1 previously circulated to the Sub Committee and advised that, subject to any questions, the applicant's submission was confined to the points detailed within the document.

All parties present were afforded the opportunity of questioning the applicant and his representative on their submission during which the applicant confirmed his agreement with the suggested conditions proposed by responsible authorities of both the Dyfed Powys Police and Public Health Services together with the revised hours of operation.

The Sub Committee thereupon

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

Following the adjournment, the Sub Committee reconvened to advise of its decision and, 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 the application for a variation of the Premises Licence for the Poplars Inn, Pondsides, Johnstown, Carmarthen be granted on the terms 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 had been no problems with the premises since the applicant took over its management
2. Prior to this however there were complaints and concerns regarding the running of the premises
3. The premises was located in a largely residential area, a short distance from another licensed premises
4. No objections or representations had been received from anyone residing close to the premises
5. None of the responsible authorities objected in principle to the granting of the application.
6. The Applicant and Responsible Authorities had agreed a fresh set of licence conditions to be applied to the licence

The Sub-Committee attached weight to the views of the police, public health services and licensing authority.

The Sub-Committee accepted the evidence of the responsible authorities that the application to extend the operating hours of the premises could be safely granted provided robust licence conditions were placed upon the premises licence aimed at promoting the licensing objectives.

In light of the agreement reached between the applicant and the responsible authorities, the Sub-Committee was satisfied that to grant the application subject to those agreed conditions would not undermine the licensing objectives. The committee was further satisfied that those conditions were a proportionate response to the matters raised.

Accordingly the committee believed it was appropriate to grant the application on the terms agreed

CHAIR

DATE

LICENSING COMMITTEE

Tuesday, 10 January 2017

PRESENT: Councillor I.J. Jackson (Chair)

Councillors:

T. Bowen, J.M. Charles, D.B. Davies, T. Davies, P.M. Edwards, J.K. Howell, P.E.M. Jones, M.K. Thomas, D.E. Williams and J.S. Williams

Also present as observer: Councillor T.J. Jones (Executive Board Member for Environmental and Public Protection)

The following Officers were in attendance:

S.E. Watts - Public Health Services Manager

R. Edgecombe - Legal Services Manager

J. Power - Senior Licensing Officer

P. Booth - Licensing Officer

R. Butler - Press Officer

C. Gadd - Democratic Services Officer

Representing Dyfed Powys Police: Mr. M. Price

Chamber, County Hall, Carmarthen - 10.00 - 11.55am

1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors A. Davies, H. I Jones, D.J.R. Llewellyn and J. Thomas.

2. DECLARATIONS OF PERSONAL INTERESTS

Councillor	Minute No.	Nature of Interest
T. Bowen	3 – Hackney Carriage/Private Hire Dual Drivers Licence	Knows the applicant
T. Bowen	9 - Application for the Grant of a Hackney Carriage/Private Hire Dual Drivers Licence	Knows the applicant

3. MR THOMAS JAMES - HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

(Note: Councillor T. Bowen left the Council Chamber during the determination of this item by the Committee).

The Committee were advised that Mr Thomas James of 62 Glyncoed Terrace, Llanelli, was a licensed Hackney Carriage/Private Hire Dual Driver with the authority and that an issue had arisen with regard to his licence.

The Committee interviewed Mr James with regard to that issue. The Committee also invited the complainants to comment on the evidence received.

The Public Health Services Manager recommended that Mr James's Hackney Carriage/Private Hire Dual Drivers Licence be suspended for 7 days.

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.

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

Reasons:

On the evidence presented, the Committee finds that:

- (1) Mr James was informed that a wheelchair would need to go in the boot of the taxi, when the booking was made.
- (2) Mr James had a bad back which restricted his ability to lift the wheelchair into the boot.
- (3) Mr James did assist the complainant to slide the wheelchair into the boot and was able to remove it at the end of the journey unaided.
- (4) That knowing a wheelchair was involved, Mr James should have sent another taxi to collect the complainant. His failure to do so caused unnecessary embarrassment to the complainant.
- (5) That although Mr James provided reliable evidence in light of his own health issues, his failure to send another taxi is good reason to give him a final warning in this case.

4. MR MAURICE ALAN CRAYFORD - APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee considered an application from Mr Maurice Alan Crayford of 2 Heol Arfryn, Carmarthen to renew his Hackney Carriage/Private Hire Dual Drivers Licence.

The Committee interviewed Mr Crayford with regard to his application.

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

UNANIMOUSLY RESOLVED that in line with the Council's guidelines, the application submitted by Mr Maurice Crayford for the renewal of his Hackney

Carriage/Private Hire Dual Driver's Licence be granted and that he be issued with a warning as to his future conduct.

5. MR LEYTON GEORGE CARVER - HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee was informed that Mr Leyton George Carver of Milton Banc Bungalow, Colonel Road, Betws, Ammanford, was a licensed Hackney Carriage/Private Hire Dual Driver with the authority and that an issue had arisen with regard his licence.

The Committee interviewed Mr Carver with regard to that issue.

The Public Services Manager recommended that Mr Carver be issued with a final warning as to his future conduct.

UNANIMOUSLY RESOLVED that in line with the Council's guidelines that Mr Leyton Carver be issued with a final warning as to his future conduct.

6. MR MICHAEL MCKENZIE OWEN - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee considered an application from Mr Michael McKenzie Owen of Knoll, Meidrim, Carmarthen, for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence.

The Committee interviewed Mr Owen with regard to his application.

The Public Health Services Manager recommended that Mr Owen's application be granted.

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

7. MR UMAAR BIN HAMEED - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee considered an application from Mr Umaar Bin Hameed of 34 Parc y Delyn, Carmarthen, for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence.

The Committee interviewed Mr Hameed with regard his application.

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

UNANIMOUSLY RESOLVED that in line with the Council's guidelines, the application submitted by Mr Umaar Bin Hameed for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence be granted with a warning as to his future conduct.

8. MR CHRISTOPHER ARTHUR JOHN OWEN - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee considered an application from Mr Christopher Owen of Tanybryn, Llanllwni, Pencader for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence.

The Committee were advised that Mr Owen was unable to attend today's meeting as he was away on holiday and had requested that the application be heard in his absence.

The Committee requested to hear from Mr Owen in person and for the application to be deferred.

RESOVLED that the application of Mr Christopher Owen for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence be deferred to the next meeting of the Committee.

9. MR WAYNE MATHIAS - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

(Note Councillor T. Bowen left the Council Chamber during the determination of this item).

The Committee considered an application from Mr Wayne Mathias of 22 Copperworks Road, Llanelli, for the grant of a Hackney Carriage/Dual Drivers Licence.

The Committee interviewed Mr Mathias with regard to his application.

The Public Health Services Manager recommended that Mr Mathias's 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.

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

10. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE 1ST DECEMBER, 2016.

RESOLVED that the minutes of the meeting of the Licensing Committee held on the 1st December, 2016 be signed as a correct record.

CHAIR

DATE

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