

Document Pack



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

TUESDAY, 28 MARCH 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 10.00 AM ON WEDNESDAY, 5TH APRIL, 2017** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA.

Mark James CBE

CHIEF EXECUTIVE



PLEASE RECYCLE

Democratic Officer:	Catherine Gadd
Telephone (Direct Line):	01267 224088
E-Mail:	cegadd@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. MR STEPHEN BOWEN - PRIVATE HIRE VEHICLE LICENCE 5 - 8
4. MRS MARY ANN COLLINS - HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE 9 - 12
5. MR EDRYD MORGAN VAUGHAN - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE 13 - 16
6. MR DARREN PAUL KNIGHTS - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE 17 - 20
7. MR PAUL STUART GRIFFITHS WILLIAMS - HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE 21 - 24
8. MR RAYMOND ARTHUR TREVETT - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE 25 - 28
9. MR STEVEN JAMES GREGORY - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE 29 - 32
10. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF LICENSING SUB-COMMITTEE 'C' HELD ON 16TH MARCH 2017 33 - 36
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LICENSING COMMITTEE

5TH APRIL 2017

PRIVATE HIRE VEHICLE LICENCE

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That the application be granted.

REASONS:

Council's Guidelines Relating to the application process.

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.

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**EXECUTIVE SUMMARY
LICENSING COMMITTEE
5th APRIL 2017**

PRIVATE HIRE VEHICLE LICENCE

To consider an application from Mr Stephen Bowen of Cofia Cabs, 10 Heol Beili Glas, Llanelli, Carmarthenshire to be granted an exemption from Condition 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles for his Mercedes Vito registration number COF1A.

Mr Bowen has requested that as he intends to operate this vehicle for Air & Sea Port travel and Executive Hire 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 Bowen 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 Vito registration COF1A be exempt from licence conditions 5a and 5b, whilst being used for Air & Sea Port travel and Executive Hire purposes as outlined in the application by Mr Bowen.

That should the vehicle be used for Private Hire other than Air & Sea Port travel and Executive Hire, then the applicant shall immediately notify the Licensing Authority and the exemption shall cease in relation to such hiring.

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

DETAILED REPORT ATTACHED ?

NO

IMPLICATIONS

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

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
NONE	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.	PH 549	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE 5TH APRIL 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	NA
Exec Board Decision Required	NA
Council Decision Required	NA

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

Directorate: Communities Name of Head of Service Mr Robin Staines Report Author Mr Justin Power	Designation: Head of Housing and Public Protection Senior Licensing Officer	Tel No. E Mail Address: 01267 228960 rstaines@carmarthenshire.gov.uk 01267 228932 JHPower@carmarthenshire.gov.uk
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**EXECUTIVE SUMMARY
LICENSING COMMITTEE
5TH APRIL 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.

This item was deferred by the Licensing Committee on the 20th February 2017 as Mrs Collins failed 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: 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.	DD10369	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE 5TH APRIL 2017

MR EDRYD MORGAN VAUGHAN APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr Vaughan'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
5TH APRIL 2017**

**MR EDRYD MORGAN VAUGHAN
APPLICATION FOR THE GRANT OF A HACKNEY
CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

To consider an application from Mr Edryd Morgan Vaughan of Trehelig, Station Road, Llangadog for the grant of a hackney carriage/private hire dual drivers licence.

DETAILED REPORT ATTACHED?

NO

IMPLICATIONS

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

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	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.	DD20471	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

5TH APRIL 2017

**MR DARREN PAUL KNIGHTS
APPLICATION FOR THE GRANT OF A HACKNEY
CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr Knights 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

<p>Directorate: Communities Name of Head of Service Mr Robin Staines</p> <p>Report Author Mr Justin Power</p>	<p>Designation:</p> <p>Head of Housing and Public Protection</p> <p>Senior Licensing Officer</p>	<p>Tel No. E Mail Address: 01267 228960 rstaines@carmarthenshire.gov.uk</p> <p>01267 228932 JHPower@carmarthenshire.gov.uk</p>
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**EXECUTIVE SUMMARY
LICENSING COMMITTEE
5TH APRIL 2017**

**MR DARREN PAUL KNIGHTS
APPLICATION FOR THE GRANT OF A HACKNEY
CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

To consider an application from Mr Darren Paul Knights of 46 Quay Street, Ammanford for the grant of a hackney carriage/private hire dual drivers licence.

DETAILED REPORT ATTACHED ?

NO

IMPLICATIONS

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

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	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.	DD20201	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

5TH APRIL 2017

MR PAUL STUART GRIFFITHS WILLIAMS HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

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

REASONS:

Council's Guidelines.

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

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

Directorate: Communities
Name of Head of Service
Mr Robin Staines

Report Author
Mr Justin Power

Designation:

Head of Housing and Public
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Senior Licensing Officer

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**EXECUTIVE SUMMARY
LICENSING COMMITTEE
5TH APRIL 2017**

**MR PAUL STUART GRIFFITHS WILLIAMS
HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

Mr Paul Stuart Griffiths Williams of 1 Dan y Allt, Felinfoel, Llanelli is a licensed hackney carriage/private hire dual driver with this authority.

DETAILED REPORT ATTACHED ?

NO

IMPLICATIONS

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

Signed: Mr Robin Staines

Head of Housing and Public Protection

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

LEGAL: The legal implication of revoking Mr Williams' 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.	DD30755	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

5TH APRIL 2017

**MR RAYMOND ARTHUR TREVETT
APPLICATION FOR THE GRANT OF A HACKNEY
CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr Trevett's application be refused.

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
5TH APRIL 2017**

**MR RAYMOND ARTHUR TREVETT
APPLICATION FOR THE GRANT OF A HACKNEY
CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

To consider an application from Mr Raymond Arthur Trevett of Lord Rhys, 1 College View, Llandovery, for the grant of a hackney carriage/private hire dual drivers licence.

DETAILED REPORT ATTACHED ?

NO

IMPLICATIONS

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

Signed: Mr Robin Staines

Head of Housing and Public Protection

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

LEGAL: The legal implication of refusal to grant a licence is that Mr Trevett 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.	DD20470	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

5TH APRIL 2017

**MR STEVEN JAMES GREGORY
APPLICATION FOR THE GRANT OF A HACKNEY
CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr Gregory's application be refused.

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

<p>Directorate: Communities Name of Head of Service Mr Robin Staines</p> <p>Report Author Mr Justin Power</p>	<p>Designation:</p> <p>Head of Housing and Public Protection</p> <p>Senior Licensing Officer</p>	<p>Tel No.</p> <p>E Mail Address: 01267 228960 rstaines@carmarthenshire.gov.uk</p> <p>01267 228932 JHPower@carmarthenshire.gov.uk</p>
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**EXECUTIVE SUMMARY
LICENSING COMMITTEE
5TH APRIL 2017**

**MR STEVEN JAMES GREGORY
APPLICATION FOR THE GRANT OF A HACKNEY
CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

To consider an application from Mr Steven James Gregory of 25 Willow Street, Rhydyfelin, Pontypridd for the grant of a hackney carriage/private hire dual drivers licence.

DETAILED REPORT ATTACHED ?

NO

IMPLICATIONS

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

Signed: Mr Robin Staines

Head of Housing and Public Protection

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

LEGAL: The legal implication of refusal to grant a licence is that Mr Gregory 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.	DD30922	Licensing Section, 3 Spilman Street, Carmarthen

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Thursday, 16 March 2017

PRESENT: Councillor T. Davies (Chair)

Councillors:

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

Also present as observers: Councillors J.K. Howell and I.J. Jackson

Present as representatives of a responsible authority:

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

Ms K. Smith – Licensing Officer, Carmarthenshire County Council

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager

K. Thomas, Democratic Services Officer

Chamber, County Hall, Carmarthen - 10.00 - 10.30 am

1. DECLARATIONS OF PERSONAL INTEREST.

There were no declarations of personal interest.

2. APPLICATION FOR A PERSONAL LICENCE - MR GURPREET SINGH GILL, 8 NEW ROAD, AMMANFORD SA18 3ES

The Sub Committee was advised that the application for a personal licence submitted by Mr G S. Gill had been withdrawn from the agenda for its consideration that day.

UNANIMOUSLY RESOLVED that the withdrawal be noted.

3. APPLICATION FOR THE GRANT OF A PREMISES LICENCE - MAJKA POLISH SHOPS LTD, LLYSFAEN HOUSE, BRIDGE STREET, LLANYBYDDER SA40 9XY

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 A.E. Luzarova for the grant of a Premises Licence in respect of the property known as Majka Polish Shops Ltd, Llysfaen House, Bridge Street, Llanybydder for the supply of alcohol / opening hours during the period Monday to Sunday 09:00 to 22:00.

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 Authority

Appendix C – 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:-

- E-mail dated 7th February from M. Beynon, responsible financial officer for Llanybydder Community Council to the Council's Planning Division regarding consultations on planning applications, within which, reference was made to the Community Council's objection to the grant of a premises Licence for the Majka Polish Shop on the basis it was felt there were plenty of liquor outlets currently in the village. The Legal Services Manager advised that whilst the e-mail's content had only recently been brought to the Licensing's Division's attention, the objection based on need, was not a relevant factor in the determination of the application and should be set aside;
- E-mail dated 8th March from the applicant to Mr M. Price of Dyfed Powys Police Force accepting its suggested amended conditions numbered 1-16
- Notice from Mr M Price formally withdrawing the Dyfed Powys Police Force's representations on the basis of the applicants e-mail dated 8th March, referred to above
- Signed notice from the applicant dated 14th March to the Licensing Division accepting the Dyfed Powys Police Force's amended conditions;
- plans detailing the location of the applicant's property and that of the objector's

The Legal Services Manager advised that whilst an objection had been received to the application, the objector was not in attendance at the meeting and therefore the Sub-Committee should proceed to hear the applicant's representation.

The Applicant informed the Sub Committee that she had previously operated from an alternative premises in Llanybydder for the previous nine years, with the benefit of a premises licence without any objections having been received. That premises was now closed, and the current application had been submitted following the relocation of her business to new premises at Llysfaen House. She confirmed that having relocated to Llysfaen house, she would not be operating from two premises, and the current licence application, if granted, merely sought to replace her previous licence. It would not result in an increase in the number of premises within Llanybydder selling alcohol.

The Applicant also referred to the objectors concerns in her written representation of alleged anti-social behaviour, from a particular element within the community, and to her concerns the potential impact the granting of an additional premises licence in Llanybydder could have on that behaviour. The applicant expressed a view that any such behaviour would be outside her control and would be best dealt with by the Police.

The Sub Committee was 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 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, the guidance issued by the DCMS and the Home Office and the issues to which it had been referred to by the interested parties.

RESOLVED that the application for a Premises Licence for the Majka Polish Shop, Llysfaen Shop, Bridge Street, Llanybydder be granted subject to the additional licence conditions agreed between the applicant and the police

REASONS

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

1. The police did not object in principle to the grant of the licence
2. No representations had been received from other responsible authorities
3. The applicant had previously had the benefit of a premises licence for the sale of alcohol at another premises in the village
4. No evidence had been presented of alcohol related crime and disorder at, or connected with, that premises.
5. The applicant had accepted the additional licence conditions requested by the police

The Sub Committee had attached weight to the views of the police and the absence of any representations from the other responsible authorities. It had also taken into account issues of crime and disorder in the vicinity of the premises, but not directly attributable to it.

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

Having regard to all the evidence presented the Sub Committee was satisfied it was appropriate to grant the application subject to the additional licence conditions agreed between the applicant and police in order to promote the crime prevention objective. The committee was further satisfied that this was a proportionate response to the issues identified.

CHAIR

DATE

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LICENSING COMMITTEE MONDAY, 20 FEBRUARY 2017

PRESENT: Councillor D.E. Williams (Chair)

Councillors:

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

The following Officers were in attendance:

S.E. Watts, Public Health Services Manager
J. Power, Senior Licensing Officer
P. Booth, Licensing Officer
A. Rees, Licensing Officer
J. Owen, Democratic Services Officer

Representing Dyfed Powys Police: Mr. M. Price

Chamber, County Hall, Carmarthen - 10.00 - 10.40 am

1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor I Jackson.

2. DECLARATIONS OF PERSONAL INTERESTS

There were no declarations of personal interest.

3. MRS. MARY ANN COLLINS - HACKNEY CARRIAGE / PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee was informed that Mrs Mary Ann Collins was not present and had not contacted officers to advise them of her intentions.

UNANIMOUSLY RESOLVED that consideration of Mrs Mary Ann Collins' future conduct be deferred to the next meeting of the Committee.

4. MR. BRIAN WOOLOFF - APPLICATION TO RENEW A HACKNEY CARRIAGE / PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee considered an application from Mr Brian Wooloff of 6 Gathen Terrace, Llanelli for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence.

The Committee interviewed Mr Brian Wooloff with regard his application.

The Public Health Services Manager recommended that Mr Wooloff'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 B. Wooloff for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence be granted with a warning as to his future conduct.

5. MR. SCHALK JACOBUS LOOTS - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE / PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee considered an application from Mr Schalk Jacobus Loots of Pwllgair, Brongest, Newcastle Emlyn, for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence.

The Committee interviewed Mr Schalk Jacobus Loots with regard his application.

The Public Health Services Manager recommended that Mr Loots' 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 S. J. Loots for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence be granted with a warning as to his future conduct.

6. MR. JOHN FREDERICK KEVERN - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE / PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee considered 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.

The Committee interviewed Mr John Frederick Kevern with regard his application.

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

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

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

The Committee was reminded that consideration of this application was deferred at the meeting held on 10th January, 2017 (minute 8 refers) as the applicant was unable to attend.

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

The Committee interviewed Mr Christopher Arthur John Owen with regard his application.

The Public Health Services Manager recommended that Mr Owen'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 C.A.J. Owen for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence be granted with a warning as to his future conduct.

8. **TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF LICENSING SUB-COMMITTEE 'B' HELD ON 13TH DECEMBER 2016**

RESOLVED that the minutes of the meeting of the Licensing Sub-Committee 'B' held on the 13th December, 2016 be signed as a correct record.

9. **TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE 10TH JANUARY 2017**

RESOLVED that the minutes of the meeting of the Licensing Committee held on the 10th January, 2017 be signed as a correct record.

CHAIR

DATE

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