

Document Pack



Mark James LLM, DPA, DCA
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MONDAY, 19 JUNE 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 TUESDAY, 27TH JUNE, 2017** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA.

Mark James CBE

CHIEF EXECUTIVE



PLEASE RECYCLE

Democratic Officer:	Janine Owen
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Ref:	AD016-001

LICENSING COMMITTEE

14 MEMBERS

PLAID CYMRU GROUP – 7 MEMBERS

1. Councillor Mansel Charles
2. Councillor Alun Davies
3. Councillor Ann Davies
4. Councillor Tyssul Evans
5. Councillor Ken Howell
6. Councillor Eirwyn Williams
7. Councillor Elwyn Williams [Vice-Chair]

LABOUR GROUP – 4 MEMBERS

1. Councillor Fozia Akhtar
2. Councillor Penny Edwards
3. Councillor Amanda Fox
4. Councillor John Prosser

INDEPENDENT GROUP – 3 MEMBERS

1. Councillor Rob Evans
2. Councillor Irfon Jones
3. Councillor Edward Thomas [Chair]

***MEMBERS SHOULD BE AWARE THAT THEY ARE NOT ABLE TO ASK MEMBERS FROM
WITHIN THEIR OWN GROUPS TO SUBSTITUTE FOR THEM AT MEETINGS OF THIS
COMMITTEE***

AGENDA

1. APOLOGIES FOR ABSENCE
2. DECLARATIONS OF PERSONAL INTERESTS
3. PRIVATE HIRE VEHICLE LICENCE 5 - 8
4. HACKNEY CARRIAGE VEHICLE LICENCE 9 - 12
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LICENSING COMMITTEE 27TH JUNE 2017

SUBJECT AND PURPOSE:

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	N/A
Exec Board Decision Required	N/A
Council Decision Required	N/A

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

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
27TH JUNE 2017

SUBJECT:

PRIVATE HIRE VEHICLE LICENCE

To consider an application from Mr Meirion Williams of Dusk Till Dawn Limousine Hire, Caerodyn, Pantllyn, Llandybie, Carmarthenshire to be granted an exemption from Condition 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles for his Chrysler 300C registration number L11 GAD.

Mr Williams has requested that as he intends to operate this vehicle for Air & Sea Port travel, School Proms 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 Williams 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 Chrysler 300C registration L11 GAD be exempt from licence conditions 5a and 5b, whilst being used for Air & Sea Port travel, School Proms and Executive Hire purposes as outlined in the application by Mr Williams.

That should the vehicle be used for Private Hire other than Air & Sea Port travel, School Proms 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 336	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE 27TH JUNE 2017

SUBJECT AND PURPOSE:

HACKNEY CARRIAGE VEHICLE LICENCE

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That the application be granted.

REASONS:

Council's Guidelines Relating to the application process.

Relevant Scrutiny Committee Consulted	N/A
Exec Board Decision Required	N/A
Council Decision Required	N/A

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

Directorate: Communities
Name of Head of Service
Mr Robin Staines

Report Author
Mr Justin Power

Designation:
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EXECUTIVE SUMMARY
LICENSING COMMITTEE
27TH JUNE 2017

SUBJECT:

HACKNEY CARRIAGE VEHICLE LICENCE

To consider an application from Mr Andrew Paul Morgans of AJ's Taxis, 38 Park View, Llanelli to be granted an exemption from Condition 15(e) of the Council's Conditions of Licence for Hackney Carriage Vehicles. This condition states that the engine capacity of the vehicle shall not be less than 1200cc.

Mr Morgans has requested that he be granted this exemption from Condition 15(e) of the Council's Conditions of Licence for a Nissan Leaf Electric Car Registration Number YC16 WGF. This vehicle features an advanced 30kWh rechargeable lithium-ion battery pack designed to provide clean, reliable power and therefore does not meet the current Engine Capacity Licence Condition.

This vehicle is fully compliant with all other Conditions of Licence for Hackney Carriage Vehicles.

Mr Morgans was previously Granted this exemption by Committee on the 1st December 2016 for another Nissan Leaf Electric Car, Hackney Carriage HC747.

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.	HC 775	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE 27TH JUNE 2017

SUBJECT AND PURPOSE:

DELEGATING AUTHORITY TO OFFICERS

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Delegated Authority be granted to Officers to Issue the following Licenses:-

Where applications are made for an Electric Car which is fully compliant with all Conditions of Licence other than the Engine Capacity of 1200cc.

REASONS:

Council's Conditions of Licence.

Relevant Scrutiny Committee Consulted	N/A
Exec Board Decision Required	N/A
Council Decision Required	N/A

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

Directorate: Communities
Name of Head of Service
Mr Robin Staines

Report Author
Mr Justin Power

Designation:

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EXECUTIVE SUMMARY
LICENSING COMMITTEE
27TH JUNE 2017

SUBJECT:

DELEGATING AUTHORITY TO OFFICERS

Exemption from Condition 13(e) of the Council's Licence Conditions for Private Hire Vehicles, and 15(e) of the Council's Licence Conditions for Hackney Carriage Vehicles.

Currently where an application is made to be granted an exemption from Condition 13(e) of the Council's Conditions of Licence for Private Hire Vehicles or 15(e) of the Council's Conditions of Licence for Hackney Carriage Vehicles, applicants must appear before the Licensing Committee. These conditions state that the engine capacity of the vehicle shall not be less than 1200cc.

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
Delegation to Officers.		Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

27TH JUNE 2017

SUBJECT AND PURPOSE:

**MR IAN BARRIE VINSON
APPLICATION TO RENEW A HACKNEY CARRIAGE/
PRIVATE HIRE DUAL DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

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

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted	N/A
Exec Board Decision Required	N/A
Council Decision Required	N/A

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

Directorate: Communities
Name of Head of Service
Mr Robin Staines

Report Author
Mr Justin Power

Designation:

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EXECUTIVE SUMMARY
LICENSING COMMITTEE
27TH JUNE 2017

SUBJECT AND PURPOSE:

MR IAN BARRIE VINSON
**APPLICATION TO RENEW A HACKNEY CARRIAGE/
PRIVATE HIRE DUAL DRIVERS LICENCE**

To consider an application from Mr Ian Barrie Vinson of 38 Maesgwern, Tumble, 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.	DD30240	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

27TH JUNE 2017

SUBJECT AND PURPOSE:

MR IVOR JOHN DANIEL
**APPLICATION TO RENEW A HACKNEY CARRIAGE/
 PRIVATE HIRE DUAL DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

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

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted	N/A
Exec Board Decision Required	N/A
Council Decision Required	N/A

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

Directorate: Communities
 Name of Head of Service
 Mr Robin Staines

Report Author
 Mr Justin Power

Designation:

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EXECUTIVE SUMMARY
LICENSING COMMITTEE
27TH JUNE 2017

SUBJECT AND PURPOSE:

MR IVOR JOHN DANIEL
**APPLICATION TO RENEW A HACKNEY CARRIAGE/
PRIVATE HIRE DUAL DRIVERS LICENCE**

To consider an application from Mr Ivor John Daniel of 35 New Road, Upper Brynamman, Ammanford 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.	DD20048	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

27TH JUNE 2017

SUBJECT AND PURPOSE:

**MR LEIGHTON NOEL ROBERTS
HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr Roberts be issued with a final warning as to his future conduct.

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted	N/A
Exec Board Decision Required	N/A
Council Decision Required	N/A

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

Directorate: Communities
Name of Head of Service
Mr Robin Staines

Report Author
Mr Justin Power

Designation:

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EXECUTIVE SUMMARY
LICENSING COMMITTEE
27TH JUNE 2017

SUBJECT:

MR LEIGHTON NOEL ROBERTS
HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

Mr Leighton Noel Roberts of 56 Coedcae Road, 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	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.	DD30506	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

27TH JUNE 2017

SUBJECT AND PURPOSE:

MR ALTAB ALI
**APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/
 PRIVATE HIRE DUAL DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

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

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted	N/A
Exec Board Decision Required	N/A
Council Decision Required	N/A

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

Directorate: Communities
Name of Head of Service
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Report Author
 Mr Justin Power

Designation:

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EXECUTIVE SUMMARY
LICENSING COMMITTEE
27TH JUNE 2017

SUBJECT AND PURPOSE:

MR ALTAB ALI
**APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/
PRIVATE HIRE DUAL DRIVERS LICENCE**

To consider an application from Mr Altab Ali of Flat 11, Glannant House, College Road, Carmarthen 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.	DD10730	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE

27TH JUNE 2017

SUBJECT AND PURPOSE:

**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	N/A
Exec Board Decision Required	N/A
Council Decision Required	N/A

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

Directorate: Communities
Name of Head of Service
Mr Robin Staines

Report Author
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EXECUTIVE SUMMARY
LICENSING COMMITTEE
27TH JUNE 2017

SUBJECT AND PURPOSE:

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.

This item was deferred by the Licensing Committee on the 5th April 2017 as Mr Williams 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	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

27TH JUNE 2017

SUBJECT AND PURPOSE:-

**MR DAVID WILLIAM SQUIRE
HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

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

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted	N/A
Exec Board Decision Required	N/A
Council Decision Required	N/A

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

Directorate: Communities
Name of Head of Service
Mr Robin Staines

Report Author
Mr Justin Power

Designation:

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EXECUTIVE SUMMARY
LICENSING COMMITTEE
27TH JUNE 2017

SUBJECT AND PURPOSE:-

MR DAVID WILLIAM SQUIRE
HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

Mr David William Squire of 12 Gwendraeth Town, Kidwelly 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 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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LICENSING COMMITTEE

27TH JUNE 2017

SUBJECT AND PURPOSE:

**MR STEPHEN CRAIG CARDEW-RICHARDSON
APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/
PRIVATE HIRE DUAL DRIVERS LICENCE**

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr Cardew-Richardson's application be refused.

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted N/A

Exec Board Decision Required N/A

Council Decision Required N/A

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

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
27TH JUNE 2017

SUBJECT AND PURPOSE:

MR STEPHEN CRAIG CARDEW-RICHARDSON
**APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/
PRIVATE HIRE DUAL DRIVERS LICENCE**

To consider an application from Mr Stephen Craig Cardew-Richardson of 27 Brynseirfel, 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: 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 Cardew-Richardson 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.	DD30939	Licensing Section, 3 Spilman Street, Carmarthen

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LICENSING COMMITTEE 27TH JUNE 2017

LICENSING ACT 2003 APPOINTMENT OF LICENSING SUB-COMMITTEES

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

It is recommended that the Committee considers the establishment of Sub-Committees to discharge the Council's Licensing functions under the provisions of the Licensing Act 2003.

REASONS:

To ensure the efficient discharge of the Council's functions under the provisions of the Licensing Act 2003.

Relevant Scrutiny Committee Consulted	N/A
Exec Board Decision Required	NO
Council Decision Required	NO

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

Directorate:
Chief Executive's

Name of Head of Service
Linda Rees Jones

Report Author
Robert Edgecombe

Designation:

Head of Administration & Law

Acting Legal Services Manager

Tel: 01267 224018
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**EXECUTIVE SUMMARY
LICENSING COMMITTEE
27TH JUNE 2017**

**LICENSING ACT 2005
APPOINTMENT OF LICENSING SUB-COMMITTEES**

Council, at its meeting held on the 6th January, 2005, gave consideration to the arrangements to be made to ensure the efficient discharge of its duties under the provisions of the Licensing Act 2003. As part of those considerations, it resolved to amend the constitution Part 3 Table 3 (Responsibility for Functions)(Licensing Committee) under the heading "Membership" to add the following words:-

"To act when so required by the provisions of the Licensing Act 2003 through Sub-Committees consisting of three members."

In view of the Council's decision, the Committee will now need to formally appoint its Sub-Committees in readiness for the determination of applications received under the Act. The Committee previously considered the issue of the establishment of Sub-Committees and felt that the optimum solution would be to establish three Sub-Committees, politically balanced, comprising five members each, with the membership of a Sub-Committee on any given day being drawn from those five members on a rotational basis (subject to the procedures for the appointment of substitute members as provided for within Council Procedure Rules 4(9) and 4(10).

However, at the Council meeting held on 24th May, 2017 the composition of the Licensing Committee was reduced to 14 members and the Committee therefore needs to consider whether to establish two Sub-Committees comprising 5 members and 1 Sub-Committee comprising 4 members or alternatively to establish 2 Sub-Committees comprising 7 members each, as politically balanced as possible.

Suggested membership of each Sub-Committee for both scenarios is detailed below. The appointment of Chairs for each Sub-Committee will be considered under the next item on the agenda.

(A) SUGGESTED COMPOSITION FOR THREE SUB-COMMITTEES:

Sub-Committee "A"

Councillor Fozia Akhtar
Councillor Mansel Charles
Councillor Alun Davies
Councillor Rob Evans
Councillor Elwyn Williams

Sub-Committee “B”

Councillor Penny Edwards
Councillor Tyssul Evans
Councillor Amanda Fox
Councillor Ken Howell
Councillor Irfon Jones

Sub-Committee “C”

Councillor Ann Davies
Councillor John Prosser
Councillor Edward Thomas
Councillor Eirwyn Williams

NOTE: Three members of the Sub-Committee will be drawn from those four/five members on a rotational basis on any given day.

(B) SUGGESTED COMPOSITION FOR TWO SUB-COMMITTEES

Sub-Committee “A”

Councillor Fozia Akhtar
Councillor Mansel Charles
Councillor Ann Davies
Councillor Rob Evans
Councillor Amanda Fox
Councillor Ken Howell
Councillor Elwyn Williams

Sub-Committee “B”

Councillor Alun Davies
Councillor Tyssul Evans
Councillor Penny Edwards
Councillor Iron Jones
Councillor John Prosser
Councillor Edward Thomas
Councillor Eirwyn Williams

NOTE: Three members of the Sub-Committee will be drawn from those seven members on a rotational basis on any given day.

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: Linda Rees-Jones

Head of Administration & Law

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: Linda Rees-Jones

Head of Administration & Law

1. Local Member(s):

N/A

2. Community / Town Council:

N/A

3. Relevant Partners:

N/A

4. Staff Side Representatives and other Organisations:

N/A

**Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:**

THERE ARE NONE

Title of Document	File Ref No.	Locations that the papers are available for public inspection
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Thursday, 20 April 2017

PRESENT: Councillor H.I. Jones (Chair);

Councillors:

P.M. Edwards and D.E. 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;

Mr M. Price – Dyfed Dyfed Powys Police Authority;

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager;

M.S. Davies, Democratic Services Officer;

A. Rees, Licensing Officer.

Chamber, 3 Spilman Street, Carmarthen - 10.00 am - 10.55 am

1. DECLARATIONS OF PERSONAL INTEREST

No Declarations of Interest were made at the meeting.

2. APPLICATION FOR THE VARIATION OF A PREMISES LICENCE NOTTS BAR, 16 NOTT SQUARE, CARMARTHEN SA31 1PQ

The Legal Services Manager briefed all present on the procedure for the meeting and advised the Sub-Committee that an application had been submitted by Mr. S. Davies to vary the premises licence in respect of Notts Bar, 16 Nott Square, Carmarthen, to allow:

Supply of Alcohol:- Sunday to Wednesday 11:00-23:00
Thursday 11:00-01:00
Friday and Saturday 11:00-02:00

Recorded Music:- Sunday to Wednesday 18:00-23:00
Thursday 18:00-01:00
Friday and Saturday 14:00-02:00

Opening Hours:- Sunday to Wednesday 11:00-23:00
Thursday 11:00-01:00
Friday and Saturday 11:00-02:00

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 – copy of the current premises licence

The remaining Responsible Authorities had not made representations in respect of

the application.

The Licensing Authority representative referred to his representations, as detailed within Appendix B to the report.

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

The Divisional Licensing Officer from Dyfed Powys Police thereupon referred to his representations, as detailed within Appendix C to the report.

All parties present were afforded the opportunity of questioning Dyfed Powys Police's representative on his submission.

A representation was received from the applicant in support of his application.

All parties present were afforded the opportunity of questioning the applicant on his 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 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 the variation of the premises licence for Notts Bar, 16 Nott Square, Carmarthen, be granted subject to the following;

- 1. That the terminal hour for the supply of alcohol and the provision of recorded music be 01.30 hours on Fridays and Saturdays;**
- 2. That a condition be added to the licence that when the premises is open beyond 01.00 hours door supervisors are to be on duty until 02.00 hours or until all customers have left.**

REASONS

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

1. The premises was located in an area identified as a crime and disorder hot spot in the Licensing authority's statement of Licensing Policy;
2. There had been incidents of anti-social behaviour at or connected with the premises;
3. There had been a previous breach of licence conditions at the premises.
4. That the Statement of Licensing Policy 'strongly recommends' the provision of drinking up time in operating schedules;
5. The provision of 30 minutes drinking up time was generally accepted as industry good practice;
6. There was currently no provision for 'drinking up time' in the applicants licence.

The sub committee attached weight to the views of the police. 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 had to be based upon real evidence, and that concerns and fears about what might happen if a licence were granted, where unsupported by such evidence, were not matters which it could properly take into account.

The sub-committee accepted the evidence of the police regarding issues of alcohol related crime and disorder in the vicinity of the premises and the importance of adequate 'drinking up' time as a means of ensuring customers 'wind down' before leaving the premises and to avoid potential flash points where customers purchase drinks just before closing time.

The sub committee noted the applicant's proposal for 15 minutes 'drinking up time', but believed the applicant had failed to show how this would adequately promote the licensing objectives bearing in mind that it was less than that previously specified under the old licensing regime and recommended by the police and industry good practice.

Based upon the evidence presented, the sub-committee found no reason to depart from the expert opinion of the Police that the provision of 30 minutes 'drinking up time' was appropriate for the promotion of the crime prevention objective in this case. The sub-committee felt this was a proportionate response to the issues identified.

CHAIR

DATE

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LICENSING COMMITTEE

Wednesday, 5 April 2017

PRESENT: Councillor I.J. Jackson (Chair)

Councillors:

T. Bowen, J.M. Charles, A. Davies, D.B. Davies, T. Davies, J.K. Howell, H.I. Jones, D.J.R. Llewellyn, P.E.M. Jones, J. Thomas, 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:

R. Edgecombe - Legal Services Manager
S.E. Watts - Public Health Services Manager
J. Power - Senior Licensing Officer
P. Booth - Licensing Officer
C. Gadd - Democratic Services Officer

Representing Dyfed Powys Police: Mr. M. Price

Chamber, County Hall, Carmarthen - 10.00 - 11.20 am

1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor P.M. Edwards.

2. DECLARATIONS OF PERSONAL INTERESTS

Councillor	Minute No.	Nature of Interest
T. Bowen	3 – Private Hire Vehicle Licence.	Knows the applicant

3. MR STEPHEN BOWEN - PRIVATE HIRE VEHICLE LICENCE

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

The Committee considered an application from Mr Stephen Bowen of Cofia Cabs, 10 Heol Beili Glas, Llanelli, for the grant of an exemption from Condition 5a and 5b of the Council's License Conditions for Private Hire Vehicles.

The Committee interviewed Mr Bowen with regards his application.

The Senior Licensing Officer recommended Mr Bowen's application be granted.

UNANIMOUSLY RESOLVED that in line with the Council's guidelines, the application submitted by Mr Bowen for an exemption from Condition 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles be granted.

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

The Committee was reminded that consideration of this application was deferred at the meeting held on 20th February 2017 (minute 3 refers) as the applicant failed to attend.

The Committee was informed that Mrs Collins of Ffynnonau-Gleision, Boncath was a licensed hackney carriage/private hire dual driver with the authority and that an issue had arisen with regard her licence. The Committee interviewed Mrs Collins with regard to that issue.

The Senior Licensing Officer recommended that Mrs Collins be issued with a warning to her future conduct.

UNANIMOUSLY RESOLVED that in line with the Council's guidelines that Mrs Mary Collins be issued with a warning to her future conduct.

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

The Committee considered an application from Mr Edryd Vaughan of Trehelig, Station Road, Llangadog for the grant of a Hackney Carriage/Private Dual Drivers Licence.

The Committee interviewed Mr Vaughan with regard his application.

The Senior Licensing Officer recommended that Mr Vaughan'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 Edryd Vaughan for the grant of a Hackney Carriage/Private Dual Drivers Licence be granted with a warning as to his future conduct.

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

The Committee considered an application from Mr Darren Knights of 46 Quay Street, Ammanford, for the grant of a Hackney Carriage/Private Hire Dual Drivers licence.

The Committee interviewed Mr Knights with regard his application.

The Senior Licensing Officer recommended that Mr Knights' 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 Darren Knights for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence be granted with a warning as to his future conduct.

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

The Committee was informed that Mr Paul Stuart Griffiths Williams was not present and had not contacted officers to advise them of his intentions.

RESOLVED that consideration of Mr Paul Stuart Griffiths Williams' future conduct be deferred to the next meeting of the Committee.

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

The Committee considered 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.

The Committee interviewed Mr Trevett with regard his application.

The Public Health Services Manager recommended that Mr Trevett'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.

RESOLVED, in line with the Council's guidelines that the application submitted by Mr Raymond Trevett for the grant of a Hackney Carriage/private Hire Dual Drivers Licence be refused.

Reasons:

Having considered all the evidence presented, the applicant's answers to the Committee and the facts admitted by him, the Committee finds that the applicant was not a fit and proper person to hold a licence.

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

The Committee was advised that the application for the grant of a Hackney Carriage/Private Hire Dual Drivers Licence submitted by Mr Steven James Gregory had been withdrawn.

UNANIMOUSLY RESOLVED that the withdrawal be noted.

10. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF LICENSING SUB-COMMITTEE 'C' HELD ON 16TH MARCH 2017

RESOLVED that the minutes of the meeting of the Licensing Sub-Committee 'C' held on the 16th March, 2017 be signed as a correct record.

11. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE 20TH FEBRUARY 2017

RESOLVED that the minutes of the meeting of the Licensing Committee held on 20th February, 2017 be signed as a correct record.

CHAIR

DATE