

CITY AND COUNTY OF SWANSEA

NOTICE OF MEETING

You are invited to attend a Meeting of the

GENERAL LICENSING COMMITTEE

At: Committee Room 1 - Civic Centre

On: Friday, 22 August 2014

Time: 10.00 am

AGENDA

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2 Disclosures of Personal and Prejudicial Interest.	1 - 2
3 Minutes: To approve and sign as a correct record the minutes of the:	3 - 11
<ul style="list-style-type: none">• General Licensing Committee held on 25 July 2014 and• Special General Licensing Committee held on 31 July, 2014.	
4 Local Government (Miscellaneous Provisions) Act 1976 - Application to Licence a Restricted Private Hire Vehicle, Seat Alhambra, Registration Mark KW53 JBV - Mr D Jones.	12 - 16
5 Local Government (Miscellaneous Provisions) Act 1976 - Application to Licence a Restricted Private Hire Vehicle, Ford Transit Tourneo, Registration Mark CV08 DCU - Mr J L Grey.	17 - 21
6 Town Police Clauses Act 1847 - Local Government (Miscellaneous Provisions) Act 1976 - Hackney Carriage Vehicle - Toyota Yaris.	22 - 25
7 Exclusion of the Public.	26 - 29
8 Equality Act 2010 - Passengers in Wheelchairs - Request for an Exemption Certificate - MN.	30 - 32
9 Town Police Clauses Act 1847 - Local Government (Miscellaneous Provisions) Act 1976 - Hackney Carriage and Private Hire Driver's Licence - RH.	33 - 38
10 Town Police Clauses Act 1847 - Local Government (Miscellaneous Provisions) Act 1976 - Application for a Hackney Carriage and Private Hire Driver Licence - LMJ.	39 - 51



Patrick Arran
Head of Legal, Democratic Services & Procurement
Date Not Specified
Contact: Democratic Services - Tel: (01792) 637292

GENERAL LICENSING COMMITTEE (12)

Councillors

Labour Councillors: 8

David W Cole	Paul Lloyd
Phil Downing (Vice Chair)	Penny M Matthews (Chair)
Andrea S Lewis	Hazel M Morris
Clive E Lloyd	Byron G Owen

Liberal Democrat Councillors: 2

C L Philpott	T Huw Rees
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Independent Councillor: 1

Keith E Marsh	
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Conservative Councillor: 1

Anthony C S Colburn	
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Others:

Lynda Anthony	Divisional Licensing Officer 4 Copies
Paula Livingstone	Team Leader, Housing and Public Health
Lyndsay Thomas	Legal
Catherine Swain	Group Leader, Transportation
Police	
Public Relations Office	
Fire Service	
Democratic Services	
Archives	

Total Copies needed – 28

Disclosures of Interest

To receive Disclosures of Interest from Councillors and Officers

Councillors

Councillors Interests are made in accordance with the provisions of the Code of Conduct adopted by the City and County of Swansea. You must disclose orally to the meeting the existence and nature of that interest.

NOTE: You are requested to identify the Agenda Item / Minute No. / Planning Application No. and Subject Matter to which that interest relates and to enter all declared interests on the sheet provided for that purpose at the meeting.

1. If you have a **Personal Interest** as set out in **Paragraph 10** of the Code, you **MAY STAY, SPEAK AND VOTE** unless it is also a Prejudicial Interest.
2. If you have a Personal Interest which is also a **Prejudicial Interest** as set out in **Paragraph 12** of the Code, then subject to point 3 below, you **MUST WITHDRAW** from the meeting (unless you have obtained a dispensation from the Authority's Standards Committee)
3. Where you have a Prejudicial Interest you may attend the meeting but only for the purpose of making representations, answering questions or giving evidence relating to the business, **provided** that the public are also allowed to attend the meeting for the same purpose, whether under a statutory right or otherwise. In such a case, you **must withdraw from the meeting immediately after the period for making representations, answering questions, or giving evidence relating to the business has ended**, and in any event before further consideration of the business begins, whether or not the public are allowed to remain in attendance for such consideration (**Paragraph 14** of the Code).
4. Where you have agreement from the Monitoring Officer that the information relating to your Personal Interest is **sensitive information**, as set out in **Paragraph 16** of the Code of Conduct, your obligation to disclose such information is replaced with an obligation to disclose the existence of a personal interest and to confirm that the Monitoring Officer has agreed that the nature of such personal interest is sensitive information.
5. If you are relying on a **grant of a dispensation** by the Standards Committee, you must, before the matter is under consideration:
 - i) Disclose orally both the interest concerned and the existence of the dispensation; and
 - ii) Before or immediately after the close of the meeting give written notification to the Authority containing:

- a) Details of the prejudicial interest;
- b) Details of the business to which the prejudicial interest relates;
- c) Details of, and the date on which, the dispensation was granted; and
- d) Your signature

Officers

Financial Interests

1. If an Officer has a financial interest in any matter which arises for decision at any meeting to which the Officer is reporting or at which the Officer is in attendance involving any member of the Council and /or any third party the Officer shall declare an interest in that matter and take no part in the consideration or determination of the matter and shall withdraw from the meeting while that matter is considered. Any such declaration made in a meeting of a constitutional body shall be recorded in the minutes of that meeting. No Officer shall make a report to a meeting for a decision to be made on any matter in which s/he has a financial interest.
2. A "financial interest" is defined as any interest affecting the financial position of the Officer, either to his/her benefit or to his/her detriment. It also includes an interest on the same basis for any member of the Officers family or a close friend and any company firm or business from which an Officer or a member of his/her family receives any remuneration. There is no financial interest for an Officer where a decision on a report affects all of the Officers of the Council or all of the officers in a Department or Service.

CITY AND COUNTY OF SWANSEA

MINUTES OF THE GENERAL LICENSING COMMITTEE

HELD AT COMMITTEE ROOM 1 - CIVIC CENTRE ON FRIDAY, 25 JULY
2014 AT 10.00 AM

PRESENT: Councillor P M Matthews (Chair) Presided

Councillor(s)	Councillor(s)	Councillor(s)
A C S Colburn	C E Lloyd	A S Lewis
D W Cole	P Lloyd	H M Morris
P Downing	B G Owen	C L Philpott

Officers:-

L Anthony	–	Divisional Officer, Licensing and Food Safety
A Gruffydd	–	Lawyer
R Jenkins	–	Licensing Officer
S Woon	–	Democratic Services Officer

36 **APOLOGIES FOR ABSENCE.**

Apologies for absence was received from Councillors K E Marsh and T H Rees.

37 **DISCLOSURES OF PERSONAL AND PREJUDICIAL INTEREST.**

In accordance with the Code of Conduct adopted by the City and County of Swansea, the following interest was declared:

Councillor P Lloyd – Personal – Minute no. 39 – Local Government (Miscellaneous Provisions) Act 1976 – Application to Licence a Restricted Private Hire Vehicle – Mercedes E320 CDI, Registration Mark P333 TUP - Applicant known to me. Councillor P Lloyd left prior consideration of this item.

Councillor P Lloyd – Personal – Minute nos. 40, 41, 42, 43 and 44 – Local Government (Miscellaneous Provisions) Act 1976 – Application to Licence a Restricted Private Hire Vehicles Ford Galaxy, Registration Mark EF52 NKU; Volvo S60 Registration Mark FG54 WYB; Volvo V70, Registration Mark H8 FMJ, Ford Galaxy, Registration Mark PE03 JUT and Ford Galaxy, Registration Mark RE02 OBS – Applicant known to me. Councillor P Lloyd left prior consideration of these items.

38 **MINUTES:**

RESOLVED that the Minutes of the meeting of the Special General Licensing Committee held on 20 June, 2014 and the General Licensing Committee held on 27 June, 2014 be approved as a correct record.

39 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 -
APPLICATION TO LICENCE A RESTRICTED PRIVATE HIRE VEHICLE,
MERCEDES E320 CDI, REGISTRATION MARK P333 TUP - MR P EGLITIS.**

The Divisional Officer, Licensing and Food Safety advised that Mr P Eglitis had withdrawn his application.

40 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 -
APPLICATION TO LICENCE A RESTRICTED PRIVATE HIRE VEHICLE, FORD
GALAXY, REGISTRATION MARK EF52 NKU - MR L JONES**

Members inspected the vehicle.

The Divisional Officer, Licensing and Food Safety advised that an application for a restricted private hire vehicle licence had been received from Mr L Jones. The vehicle was a blue Ford Galaxy, Registration Mark EF52 NKU and capable of carrying 6 passengers.

Members noted the background, relevant issues in relation to Hackney Carriage vehicles, Department for Transport - Taxi and Private Hire Licensing; Best Practice Guidance; March 2010 and legislation relating to the licensing of private hire vehicles.

Members asked questions of the Officer who responded accordingly.

Members asked questions of Mr L Jones who responded accordingly.

RESOLVED that the application made by Mr L Jones for a restricted private hire vehicle licence in respect of the blue Ford Galaxy, Registration Mark EF52 NKU for the purposes of airport travel and school contracts only be **APPROVED** and renewed on merit.

41 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 -
APPLICATION TO LICENCE A RESTRICTED PRIVATE HIRE VEHICLE, VOLVO
S60, REGISTRATION MARK FG54 WYB - MR L JONES.**

Members inspected the vehicle.

The Divisional Officer, Licensing and Food Safety advised that an application for a restricted private hire vehicle licence had been received from Mr L Jones. The vehicle was a blue Volvo S60, Registration Mark FG54 WYB and capable of carrying 4 passengers.

Members noted the background, relevant issues in relation to Hackney Carriage vehicles, Department for Transport - Taxi and Private Hire Licensing; Best Practice Guidance; March 2010 and legislation relating to the licensing of private hire vehicles.

RESOLVED that the application made by Mr L Jones for a restricted private hire vehicle licence in respect of the blue Volvo S60, Registration Mark FG54 WYB for

the purposes of airport travel and school contracts only be **APPROVED** and renewed on merit.

42 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 -
APPLICATION TO LICENCE A RESTRICTED PRIVATE HIRE VEHICLE, VOLVO
V70, REGISTRATION MARK H8 FMJ - MR L JONES.**

Members inspected the vehicle.

The Divisional Officer, Licensing and Food Safety advised that an application for a restricted private hire vehicle licence had been received from Mr L Jones. The vehicle was a green Volvo V70, Registration Mark H8 FMJ and capable of carrying 4 passengers.

Members noted the background, relevant issues in relation to Hackney Carriage vehicles, Department for Transport - Taxi and Private Hire Licensing; Best Practice Guidance; March 2010 and legislation relating to the licensing of private hire vehicles.

RESOLVED that the application made by Mr L Jones for a restricted private hire vehicle licence in respect of the green Volvo V70, Registration Mark H8 FMJ or the purposes of airport travel and school contracts only be **APPROVED** and renewed on merit.

43 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 -
APPLICATION TO LICENCE A RESTRICTED PRIVATE HIRE VEHICLE, FORD
GALAXY, REGISTRATION MARK PE03 JUT - MR L JONES.**

Members inspected the vehicle.

The Divisional Officer, Licensing and Food Safety advised that an application for a restricted private hire vehicle licence had been received from Mr L Jones. The vehicle was a black Ford Galaxy, Registration Mark PE03 JUT and capable of carrying 6 passengers.

Members noted the background, relevant issues in relation to Hackney Carriage vehicles, Department for Transport - Taxi and Private Hire Licensing; Best Practice Guidance; March 2010 and legislation relating to the licensing of private hire vehicles.

RESOLVED that the application made by Mr L Jones for a restricted private hire vehicle licence in respect of the green black Ford Galaxy, Registration Mark PE03 JUT or the purposes of airport travel and school contracts only be **APPROVED** and renewed on merit.

44 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 -
APPLICATION TO LICENCE A RESTRICTED PRIVATE HIRE VEHICLE, FORD
GALAXY, REGISTRATION MARK RE02 OBS - MR L JONES.**

Members inspected the vehicle.

The Divisional Officer, Licensing and Food Safety advised that an application for a restricted private hire vehicle licence had been received from Mr L Jones. The vehicle was a black Ford Galaxy, Registration Mark RE02 OBS and capable of carrying 6 passengers.

Members noted the background, relevant issues in relation to Hackney Carriage vehicles, Department for Transport - Taxi and Private Hire Licensing; Best Practice Guidance; March 2010 and legislation relating to the licensing of private hire vehicles.

RESOLVED that the application made by Mr L Jones for a restricted private hire vehicle licence in respect of the black Ford Galaxy, Registration Mark RE02 OBS or the purposes of airport travel and school contracts only be **APPROVED** and renewed on merit.

45 **LICENSING OF VEHICLES DESIGNED WITHOUT A SPARE WHEEL.**

The Divisional Officer, Licensing and Food Safety presented a report which sought Member approval in respect of authorising licensing officers to grant hackney carriage and private hire vehicles including restricted private hire vehicles a licence where manufactured without provision for a spare wheel.

Members' noted the background, current position and proposal.

RESOLVED that Members authorise officers of the Licensing Section to grant vehicle licenses in respect of applications for vehicles carrying a 'skinny spare' and run flat tyres. The matter as to whether to authorise officers of the Licensing Section to grant vehicle licenses in respect of applications for vehicles carrying tyre sealant and inflation packs be deferred to a future meeting of the General Licensing Committee pending further technical information

46 **RESULT OF APPEALS**

The result of Appeals by Mr Mohammed Iben Foyez was detailed.

RESOLVED that the result of Appeals be **NOTED**.

47 **EXCLUSION OF THE PUBLIC.**

The Committee were requested to exclude the public from the meeting during consideration of the item of business identified in the recommendations to the report on the grounds that they involve the likely disclosure of exempt information as set out in the exclusion paragraph of 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007 relevant to the items of business as set out in the report.

The Committee considered the Public Interest Test in deciding to exclude the public from the meeting for the items of business where the Public Interest Test was relevant as set out in the report.

It was **RESOLVED** that the public be excluded for the following item on the agenda.

48 **TOWN POLICE CLAUSES ACT 1847 - LOCAL GOVERNMENT
(MISCELLANEOUS PROVISIONS) ACT 1976 - APPLICATION FOR A
RESTRICTED HACKNEY CARRIAGE AND PRIVATE HIRE DRIVER LICENCE -
VVB.**

The Divisional Officer, Licensing and Food Safety detailed the background details in respect of VVB.

VVB outlined the background details and circumstances relating to the offences and answered Members' questions.

Members' asked questions of VVB who responded accordingly.

RESOLVED that VVB's application for the grant of a restricted hackney carriage and private hire driver's licence be **APPROVED** and a strong warning letter be issued regarding future conduct.

The meeting ended at 11.10 a.m.

CHAIR

CITY AND COUNTY OF SWANSEA

MINUTES OF THE MEETING OF THE SPECIAL GENERAL LICENSING COMMITTEE

HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, SWANSEA ON
THURSDAY 31 JULY 2014 AT 10.00 A.M.

PRESENT: Councillor P M Matthews (Chair) presided

Councillor(s):

A C S Colburn
D W Cole
P Downing

Councillor(s):

C E Lloyd
P Lloyd
K E Marsh

Councillor(s):

H M Morris
B G Owen
C L Philpott

Officers:

L Anthony - Divisional Officer, Licensing and Food Safety
L Thomas - Senior Lawyer
Y Lewis - Licensing Officer
J Parkhouse - Democratic Services Officer

49. **APOLOGIES FOR ABSENCE**

There were none.

50. **DISCLOSURES OF PERSONAL AND PREJUDICIAL INTERESTS**

In accordance with the Code of Conduct adopted by the City and County of Swansea, no interests were declared.

51. **EXCLUSION OF THE PUBLIC**

The Committee was requested to exclude the public from the meeting during the consideration of the items of business identified in the recommendations to the report on the grounds that it involved the likely disclosure of exempt information as set out in the exclusion paragraph of 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information)(Variation)(Wales) Order 2007, relevant to the item of business as set out in the report.

The Committee considered the Public Interest Test in deciding to exclude the public from the meeting for the item of business where the Public Interest Test was relevant, as set out in the report.

It was **RESOLVED** that the public be excluded for the following item on the agenda.

(CLOSED SESSION)

52. **TOWN POLICE CLAUSES ACT 1847 - LOCAL GOVERNMENT
(MISCELLANEOUS PROVISIONS) ACT 1976 - HACKNEY
CARRIAGE AND PRIVATE HIRE DRIVER'S LICENCE - LAJ**

The Committee were informed that LAJ had failed to attend the meeting and had not provided an explanation for non-attendance.

The Licensing Officer outlined the background details in respect of LAJ.

Members asked questions of the officer and legal representative, who responded accordingly.

RESOLVED that:

- (1) the matter be dealt with in the absence of LAJ as LAJ had failed to notify the committee he required a deferral or adjournment of the hearing and had not provided an explanation for non-attendance;
- (2) LAJ's driver's licence be revoked as he was not considered a fit and proper person;
- (3) revocation to be made with immediate effect in the interests of public safety.

Reasons:

- **Resolution (1)**

- (a) The Committee considered a decision was required without further delay as it was in the public interest for the protection of the public.
- (b) LAJ failed to notify the Committee he required a deferral/adjournment of the hearing and provide reasons for his non-attendance.
- (c) LAJ's current suspension of licence was due to expire today.

- **Resolution (2)**

- (a) Because of the matters raised above.
- (b) LAJ had pleaded guilty to an offence under Section 39, Criminal Justice Act 1988.

Minutes of the Meeting of the Special General Licensing Committee
(31.07.2014) Cont'd

- (c) The nature of the incident leading to the conviction for which he had been convicted as reported to the Committee.
- (d) LAJ's saliva sample provided on 2 June 2014 had on two occasions provided a positive drug test for cocaine, a class A drug.
- (e) His admission of having a drug problem.
- (f) His admission to taking cocaine on 26 May 2014.
- (g) The information provided with regard to the sentencing of LAJ as follows: Community Order made. Defendant must comply with the following requirements by 24 July 2015: Drug rehabilitation requirement: have treatment for drug dependency by or under the direction of the Probation Officer at West Glamorgan House, Orchard Street, Swansea as a non-resident patient for 6 months. Supervision requirement: attend appointments with the responsible officer or another person at such times and places as the officer says. (Low level DRR) unpaid work for 150 hours within the next 12 months. This work to be supervised by the responsible officer.
- (h) No information being provided by LAJ as to the extent of his drug problem and how it had been and/or was being addressed.
- (i) On the information made available to them the Committee resolved to attach no weight to the contents of the GP's letter and were not satisfied LAJ met the required DVLA Group 2 medical standard.
- (j) The Committee felt, having regard to all the information before them, there was no reason to depart from the guidelines in the report regarding convictions involving violence. LAJ did not have at least three years free of such convictions which the Committee felt was necessary for an offence involving violence having regard to the nature and details of the incident on which the conviction was based.

Minutes of the Meeting of the Special General Licensing Committee
(31.07.2014) Cont'd

(k) The Committee had given LAJ a warning about the importance of the conditions attached to his licence in October 2009 and a further warning regarding his future conduct in February 2012. LAJ's licence had been revoked in June 2010 but he had been given another chance and granted a licence in February 2012.

- **Resolution (3)**

(a) Because of the reasons for decisions in Decisions 1 and 2 above.

The meeting ended at 10.30 a.m.

CHAIR

Agenda Item 4

REPORT OF THE DIVISIONAL OFFICER
LICENSING, FOOD & SAFETY
TO THE GENERAL LICENSING COMMITTEE
22ND AUGUST 2014

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976
APPLICATION TO LICENCE A RESTRICTED PRIVATE HIRE VEHICLE,
SEAT ALHAMBRA, REGISTRATION MARK KW53 JBV
MR DAVID JONES

1. INTRODUCTION

- 1.1 An application for a restricted private hire vehicle licence for the purposes of airport travel and school transport has been received from Mr David Jones. The vehicle is a Green Seat Alhambra, Registration Mark KW53 JBV and is capable of carrying 6 passengers.

2. BACKGROUND

- 2.1 The vehicle was first registered on 5th February 2004 and is therefore 10 years and 6 months old. The vehicle passed the Council's inspection on the 28th July 2014 and the mileage recorded at this time was 141, 829 miles.

- 2.2 Council's current age policy states:

“vehicles will not be accepted for licensing on the first occasion after 2 years from the date of first registration. Vehicles purchased from new will be re-licensed on merit.

If a vehicle when first licensed is any age up to 2 years from date of first registration it will be re-licensed on merit until it is 6 years old”.

- 2.3 The policy also states:

An application to licence a restricted private hire vehicle for school transport purposes will only be considered for a new contract that requires a vehicle of a certain type or design that would not be licensed as a hackney carriage or private hire vehicle. Schools transport officers will be consulted on all applications received.’

- 2.4 School Transport officers have been consulted regarding this application and have confirmed that Mr Jones has existing school contracts, has been offered a new contract and may be offered additional contracts in future.
- 2.5 Members are therefore being asked to consider whether the Seat Alhambra, Registration Number, KW53 JBV is suitable for licensing as a restricted private hire vehicle for the purposes of airport travel and school contracts only.

- 2.6 In order to assist Members in reaching their decision the vehicle will be available for inspection at the main entrance of the Civic Centre on Friday 22nd August 2014.

3. RESTRICTED PRIVATE HIRE VEHICLES

- 3.1 In 2008 the creation of the ‘restricted private hire licence’ came about as a result of a change in legislation that removed the ‘contract exemption’ contained in section 75 of the Local Government (Miscellaneous Provisions) Act 1976.
- 3.2 The contract exemption previously permitted the use of a vehicle, under a contract for hire of more than seven days, to operate legally without the need for the operator or the driver of the vehicle to be licensed.
- 3.3 The restricted vehicle licence has since been issued for a number of vehicles for the purposes of school contract, airport travel and executive hire. Restricted vehicle licences were introduced in response to the change in legislation to allow those vehicles that were affected by the removal of the contract exemption, to carry on their existing business and not be adversely affected. These vehicles did not comply with this Council’s policy for private hire vehicles in design or age and therefore could not be licensed as such.
- 3.4 The conditions attached to restricted vehicle licences issued ensured existing businesses could be licensed and continue with their normal operations without affecting their livelihood or creating undue expense. In particular restrictions were not applied in relation to the age or colour of the vehicles to be licensed.

4. THE DEPARTMENT FOR TRANSPORT TAXI AND PRIVATE HIRE VEHICLE LICENSING: BEST PRACTICE GUIDANCE: MARCH 2010

- 4.1 The Department of Transport published its Best Practice Guidance in March 2010. This states:

“It is perfectly possible for an older vehicle to be in good condition. So the setting of an age limit beyond which a local authority will not license vehicles may be arbitrary and inappropriate. But a greater frequency of testing may be appropriate for older vehicles - for example, twice-yearly tests for vehicles more than five years old.”

5. LEGISLATION RELATING TO THE LICENSING OF PRIVATE HIRE VEHICLES

- 5.1 The powers relating to the licensing of private hire vehicles are contained in Section 48 of the Local Government (Miscellaneous Provisions) Act 1976 which states:

“Licensing of private hire vehicles

48 (1) Subject to the provisions of this part of this Act, a district council may on the receipt of an application from the proprietor of any vehicle for the grant in respect of such vehicle of a licence to use the vehicles as a private hire vehicle, grant in respect thereof a vehicle licence:

Provided that a district council shall not grant such a licence unless they are satisfied –

- (a) that the vehicle is –
- (i) suitable in type, size and design for use as a private hire vehicle;
 - (ii) not of such design and appearance as to lead any person to believe that the vehicle is a hackney carriage;
 - (iii) in a suitable mechanical condition;
 - (iv) safe; and
 - (v) comfortable
- (b) that there is in force in relation to the use of the vehicle a policy of insurance or such security as complies with the requirements of the Road Traffic (Consequential Provisions) Act 1988, s 4, Sch 3, para 16

and shall not refuse such a licence for the purpose of limiting the number of vehicles in respect of which such licences are granted by the council.

- (2) A district council may attach to the grant of a licence under this section such conditions as they may consider reasonably necessary including, without prejudice to the generality of the foregoing provisions of this sub-section, conditions requiring or prohibiting the display of signs on or from the vehicle to which the licence relates’.
- (3) In every vehicle licence granted under this section there shall be specified—

- (a) the name and address of—
 - (i) the applicant; and
 - (ii) every other person who is a proprietor of the private hire vehicle in respect of which the licence is granted, or who is concerned, either solely or in partnership with any other person, in the keeping, employing or letting on hire of the private hire vehicle;
- (b) the number of the licence which shall correspond with the number to be painted or marked on the plate or disc to be exhibited on the private hire vehicle in accordance with subsection (6) of this section;
- (c) the conditions attached to the grant of the licence; and
- (d) Such other particulars as the district council consider reasonably necessary.
- (4) Every licence granted under this section shall -
 - (a) be signed by an authorised officer of the council which granted it;
 - (b) relate to not more than one private hire vehicle; and
 - (c) remain in force for such period not being longer than one year as the district council may specify in the licence.
- (5) Where a district council grant under this section a vehicle licence in respect of a private hire vehicle they shall issue a plate or disc identifying that vehicle as a private hire vehicle in respect of which a vehicle licence has been granted.
- (6) (a) Subject to the provisions of this Part of this Act, no person shall use or permit to be used in a controlled district as a private hire vehicle in respect of which a licence has been granted under this section unless the plate or disc issued in accordance with subsection (5) of this section is exhibited on the vehicle in such manner as the district council shall prescribe by condition attached to the grant of the licence.
 - (b) If any person without reasonable excuse contravenes the provisions of this subsection he shall be guilty of an offence.

- (7) Any person aggrieved by the refusal of a district council to grant a vehicle licence under this section, or by any conditions specified in such a licence, may appeal to a magistrates' court.

5.2 It is evident from section 48 above that the Council are not under a duty to issue a licence once an application has been made, they have discretion. Section 48(1)(a) and (b) also includes specific situations where a council must not grant a licence.

6. RECOMMENDATION

It is recommended that after careful consideration of the detail of this report and hearing from Mr Jones, Members determine whether to:

- a. Grant Mr Jones a Restricted Private Hire Vehicle licence in respect of the Seat Alhambra, registration mark KW53 JBV for the purposes of airport travel and school contracts only and that this licence is renewed on merit. OR
- b. Refuse Mr Jones a Restricted Private Hire Vehicle licence in respect of the Seat Alhambra, registration mark KW53 JBV giving reasons why it is not considered suitable under Section 48 of the Local Government (Miscellaneous Provisions) Act 1976.

The Licensing Committee's instructions are requested.

Background Papers: Licence Application
Contact Officer: Kath Thomas
Extension: 5600
Legal Contact: Kath Clague

REPORT OF THE DIVISIONAL OFFICER
LICENSING, FOOD & SAFETY
TO THE GENERAL LICENSING COMMITTEE
22ND AUGUST 2014

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976
APPLICATION TO LICENCE A RESTRICTED PRIVATE HIRE VEHICLE,
FORD TRANSIT TOURNEO, REGISTRATION MARK CV08 DCU
MR JAMES L. GREY

1. INTRODUCTION

- 1.1 An application for a restricted private hire vehicle licence for the purposes of airport travel and school transport has been received from Mr James Grey. The vehicle is a White Ford Transit Tourneo, Registration Mark CV08 DCU and is capable of carrying 8 passengers.

2. BACKGROUND

- 2.1 The vehicle was first registered on 1st March 2008 and is therefore 6 years and 5 months old. The vehicle passed the Council's inspection on the 30th July 2014 and the mileage recorded at this time was 89,672 miles.

- 2.2 Council's current age policy states:

“vehicles will not be accepted for licensing on the first occasion after 2 years from the date of first registration. Vehicles purchased from new will be re-licensed on merit.

If a vehicle when first licensed is any age up to 2 years from date of first registration it will be re-licensed on merit until it is 6 years old”.

- 2.3 The policy also states:

An application to licence a restricted private hire vehicle for school transport purposes will only be considered for a new contract that requires a vehicle of a certain type or design that would not be licensed as a hackney carriage or private hire vehicle. Schools transport officers will be consulted on all applications received.’

- 2.4 School Transport officers have been consulted regarding this application and have confirmed that Mr Grey has existing school contracts and may be offered additional contracts in future.
- 2.5 Members are therefore being asked to consider whether the Ford Transit Tourneo, Registration Number, CV08 DCU is suitable for licensing as a restricted private hire vehicle for the purposes of airport travel and school contracts only.

- 2.6 In order to assist Members in reaching their decision the vehicle will be available for inspection at the main entrance of the Civic Centre on Friday 22nd August 2014.

3. RESTRICTED PRIVATE HIRE VEHICLES

- 3.1 In 2008 the creation of the 'restricted private hire licence' came about as a result of a change in legislation that removed the 'contract exemption' contained in section 75 of the Local Government (Miscellaneous Provisions) Act 1976.
- 3.2 The contract exemption previously permitted the use of a vehicle, under a contract for hire of more than seven days, to operate legally without the need for the operator or the driver of the vehicle to be licensed.
- 3.3 The restricted vehicle licence has since been issued for a number of vehicles for the purposes of school contract, airport travel and executive hire. Restricted vehicle licences were introduced in response to the change in legislation to allow those vehicles that were affected by the removal of the contract exemption, to carry on their existing business and not be adversely affected. These vehicles did not comply with this Council's policy for private hire vehicles in design or age and therefore could not be licensed as such.
- 3.4 The conditions attached to restricted vehicle licences issued ensured existing businesses could be licensed and continue with their normal operations without affecting their livelihood or creating undue expense. In particular restrictions were not applied in relation to the age or colour of the vehicles to be licensed.

4. THE DEPARTMENT FOR TRANSPORT TAXI AND PRIVATE HIRE VEHICLE LICENSING: BEST PRACTICE GUIDANCE: MARCH 2010

- 4.1 The Department of Transport published its Best Practice Guidance in March 2010. This states:

"It is perfectly possible for an older vehicle to be in good condition. So the setting of an age limit beyond which a local authority will not license vehicles may be arbitrary and inappropriate. But a greater frequency of testing may be appropriate for older vehicles - for example, twice-yearly tests for vehicles more than five years old."

5. **LEGISLATION RELATING TO THE LICENSING OF PRIVATE HIRE VEHICLES**

- 5.1 The powers relating to the licensing of private hire vehicles are contained in Section 48 of the Local Government (Miscellaneous Provisions) Act 1976 which states:

“Licensing of private hire vehicles

48 (1) Subject to the provisions of this part of this Act, a district council may on the receipt of an application from the proprietor of any vehicle for the grant in respect of such vehicle of a licence to use the vehicles as a private hire vehicle, grant in respect thereof a vehicle licence:

Provided that a district council shall not grant such a licence unless they are satisfied –

- (a) that the vehicle is –
- (i) suitable in type, size and design for use as a private hire vehicle;
 - (ii) not of such design and appearance as to lead any person to believe that the vehicle is a hackney carriage;
 - (iii) in a suitable mechanical condition;
 - (iv) safe; and
 - (v) comfortable
- (b) that there is in force in relation to the use of the vehicle a policy of insurance or such security as complies with the requirements of the Road Traffic (Consequential Provisions) Act 1988, s 4, Sch 3, para 16

and shall not refuse such a licence for the purpose of limiting the number of vehicles in respect of which such licences are granted by the council.

- (2) A district council may attach to the grant of a licence under this section such conditions as they may consider reasonably necessary including, without prejudice to the generality of the foregoing provisions of this sub-section, conditions requiring or prohibiting the display of signs on or from the vehicle to which the licence relates’.
- (3) In every vehicle licence granted under this section there shall be specified—

- (a) the name and address of—
 - (i) the applicant; and
 - (ii) every other person who is a proprietor of the private hire vehicle in respect of which the licence is granted, or who is concerned, either solely or in partnership with any other person, in the keeping, employing or letting on hire of the private hire vehicle;
- (b) the number of the licence which shall correspond with the number to be painted or marked on the plate or disc to be exhibited on the private hire vehicle in accordance with subsection (6) of this section;
- (c) the conditions attached to the grant of the licence; and
- (d) Such other particulars as the district council consider reasonably necessary.
- (4) Every licence granted under this section shall -
 - (a) be signed by an authorised officer of the council which granted it;
 - (b) relate to not more than one private hire vehicle; and
 - (c) remain in force for such period not being longer than one year as the district council may specify in the licence.
- (5) Where a district council grant under this section a vehicle licence in respect of a private hire vehicle they shall issue a plate or disc identifying that vehicle as a private hire vehicle in respect of which a vehicle licence has been granted.
- (6) (a) Subject to the provisions of this Part of this Act, no person shall use or permit to be used in a controlled district as a private hire vehicle in respect of which a licence has been granted under this section unless the plate or disc issued in accordance with subsection (5) of this section is exhibited on the vehicle in such manner as the district council shall prescribe by condition attached to the grant of the licence.
- (b) If any person without reasonable excuse contravenes the provisions of this subsection he shall be guilty of an offence.

- (7) Any person aggrieved by the refusal of a district council to grant a vehicle licence under this section, or by any conditions specified in such a licence, may appeal to a magistrates' court.

5.2 It is evident from section 48 above that the Council are not under a duty to issue a licence once an application has been made, they have discretion. Section 48(1)(a) and (b) also includes specific situations where a council must not grant a licence.

6. RECOMMENDATION

It is recommended that after careful consideration of the detail of this report and hearing from Mr Grey, Members determine whether to:

- a. Grant Mr Grey a Restricted Private Hire Vehicle licence in respect of the Ford Transit Tourneo, registration mark CV08 DCU for the purposes of airport travel and school contracts only and that this licence is renewed on merit. OR
- b. Refuse Mr Grey a Restricted Private Hire Vehicle licence in respect of the Ford Transit Tourneo, registration mark CV08 DCU giving reasons why it is not considered suitable under Section 48 of the Local Government (Miscellaneous Provisions) Act 1976.

The Licensing Committee's instructions are requested.

Background Papers: Licence Application
Contact Officer: Kath Thomas
Extension: 5600
Legal Contact: Kath Clague

Agenda Item 6

REPORT OF THE DIVISIONAL OFFICER
LICENSING, FOOD & SAFETY
TO THE GENERAL LICENSING COMMITTEE
22ND AUGUST 2014

TOWN POLICE CLAUSES ACT 1847 –
LOCAL GOVERNMENT(MISCELLANEOUS PROVISIONS) ACT 1976
HACKNEY CARRIAGE VEHICLE – TOYOTA YARIS

1. **INTRODUCTION**

- 1.1 A request in principle has been received from Mr Terrance Brophy for Members to determine the suitability of a black Toyota Yaris Icon Plus, 1400cc petrol engine vehicle for use as a hackney carriage vehicle to carry four passengers.

2. **POWERS RELATING TO LICENSING OF HACKNEY CARRIAGE VEHICLES**

- 2.1 The powers relating to the licensing of hackney carriage vehicles are contained in Section 37 and 38 of the Town Police Clauses Act 1847 which states:

Section 37 states – Hackney carriages to be licensed

The commissioners may from time to time licence to ply for hire within the prescribed distance, or if no distance is prescribed, within five miles from the General Post Office of the city, town, or place to which the special Act refers, (which in that case shall be deemed the prescribed distance,) such number of hackney coaches or carriages of any kind or description adapted to the carriage of persons as they think fit.

Section 38 states: -

What to be hackney carriages. Proviso as to stage coaches

Every wheeled carriage, whatever may be its form or construction, used in standing or plying for hire in any street within the prescribed distance, and every carriage standing upon any street within the prescribed distance, having thereon any numbered plate required by this or the special Act to be fixed upon a hackney carriage, or having thereon any plate resembling or intended to resemble any such plate as aforesaid, shall be deemed to be a hackney carriage within the meaning of this Act; and in all proceedings at law or otherwise the term “hackney carriage” shall be sufficient to describe any such carriage:

Provision always, that no stage coach used for the purpose of standing or plying for passengers to be carried for hire at separate fares, and duly licensed for that purpose, and having thereon the proper numbered plates required by law to be placed on such stage coaches,

shall be deemed to be a hackney carriage within the meaning of this Act.

And Section 47 of the Local Government (Miscellaneous Provisions) Act 1976 states:

Licensing of hackney carriages.

- (1) A district council may attach to the grant of a licence of a hackney carriage under the Act of 1847 such conditions as the district council may consider reasonably necessary.
 - (2) Without prejudice to the generality of the foregoing subsection, a district council may require any hackney carriage licensed by them under the Act of 1847 to be of such design or appearance or bear such distinguishing marks as shall clearly identify it as a hackney carriage.
- 2.2 It is evident from Section 37 of the Town Police Clauses Act and Section 47 of the Local Government (Miscellaneous Provisions) Act 1976 that the Council is not under a duty to issue a licence once an application has been made, they have a discretion.
3. **EXISTING HACKNEY CARRIAGE VEHICLE CONDITIONS / CRITERIA**
- 3.1 The Council has developed a highly visible, readily identifiable fleet which caters for all elements of the community including disabled people.
- 3.2 As a consequence the Council has adopted hackney carriage conditions that:
- * Vehicles will not be accepted for licensing on the first occasion unless brand new.
 - * All vehicles must be the colour black
 - * All vehicles must be right hand drive and have two doors each side of the vehicle.
 - * All passengers shall have access to a door, capable of being opened from inside of the vehicle.
 - * The engine capacity of the vehicle shall not be less than 1500cc.
 - * All new vehicle licences will only be allocated to purpose built taxis i.e. London Type cabs or other suitably converted vehicles when new by an approved dealer, prior to delivery. These vehicles must be adapted for the carriage of passengers in wheelchairs.
- 3.3 Whilst all newly licensed hackney carriages are to be fully accessible the Council recognised the role of the saloon car. Therefore, owners of saloons have been allowed to renew their vehicle with a saloon or a purpose built vehicle.

4. **THE DEPARTMENT FOR TRANSPORT TAXI AND PRIVATE HIRE
VEHICLE LICENSING: BEST PRACTICE GUIDANCE: MARCH
2010**

- 4.1 The Department of Transport published its Best Practice Guidance in March 2010. This states:

“The legislation gives local authorities a wide range of discretion over the types of vehicles that they can licence as taxis or PHV’s. Some authorities specify conditions that in practice can only be met by purpose-built vehicle but the majority licence a range of vehicles.

Normally, the best practice is for local licensing authorities to adopt the principle of specifying as many types of vehicle as possible. Indeed, local authorities might usefully set down a range of general criteria, leaving it down to local taxi and PHV trades to put forward vehicles of their own choice which can be shown to meet those criteria. In that way there can be flexibility for new types to be readily taken into account.

It is suggested that local licensing authorities should give very careful consideration to a policy which automatically rules out particular types of vehicle or prescribes only one type or a small number of types of vehicle. For example, the Department believes authorities should be particularly cautious about specifying only purpose-built taxis, with the strict constraint on supply that that implies. But of course the purpose-built vehicles are amongst those which a local authority could be expected to license. Similarly, it may be too restrictive to automatically rule out considering Multi Purpose Vehicles, or to licence them for fewer passengers than their seating capacity (provided of course that the capacity of the vehicle is not more than eight passengers).”

5. **TOYOTA YARIS ICON PLUS**

- 5.1 The Toyota Yaris vehicle has been inspected by the Council vehicle examiner and is capable of carrying 4 persons however the engine capacity is only 1400cc and not the required 1500cc.

6. **CONCLUSIONS**

- 6.1 The Toyota Yaris vehicle does not comply with the existing hackney carriage vehicle conditions in that the engine capacity of the vehicle is less than 1500cc.

- 6.2 Whilst the Toyota Yaris Icon Plus is a saloon vehicle and not a purpose built taxi or adapted for the carriage of passengers in wheelchairs, had this been any other saloon vehicle over 1500cc and compliant with all other requirements, this matter would not have come before Committee for approval for use to replace an existing saloon vehicle or be used as a spare car.
- 6.3 A Toyota Yaris Icon Plus vehicle will be available for Members to inspect at the Civic Centre on Friday 22nd August 2014.

7. **RECOMMENDATION**

- 7.1 It is recommended that after careful consideration of the detail of this report and hearing from Mr Brophy, Members determine whether to:
- a. Approve the Toyota Yaris Icon Plus vehicle for use as a hackney carriage vehicle to carry four passengers. OR
 - b. Refuse the Toyota Yaris Icon Plus vehicle for use as a hackney carriage vehicle to carry four passengers giving full reasons as to why it is not considered suitable.

The Licensing Committee's instructions are requested.

Background Papers: Licence Application
Contact Officer: Kath Thomas
Extension: 5600
Legal Contact: Kath Clague

Agenda Item 7

Report of the Head of Legal, Democratic Services & Procurement

Special General Licensing Committee – 22 August 2014

EXCLUSION OF THE PUBLIC

Purpose:	To consider whether the Public should be excluded from the following items of business.	
Policy Framework:	None.	
Reason for Decision:	To comply with legislation.	
Consultation:	Legal.	
Recommendation(s):	It is recommended that:	
1)	The public be excluded from the meeting during consideration of the following item(s) of business on the grounds that it / they involve(s) the likely disclosure of exempt information as set out in the Paragraphs listed below of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007 subject to the Public Interest Test (where appropriate) being applied.	
	Item No.	Relevant Paragraphs in Schedule 12A
	8, 9 and 10	12, 13 & 18
Report Author:	Democratic Services	
Finance Officer:	Not Applicable	
Legal Officer:	Patrick Arran – Head of Legal, Democratic Services and Procurement (Monitoring Officer)	

1. Introduction

- 1.1 Section 100A (4) of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007, allows a Principal Council to pass a resolution excluding the public from a meeting during an item of business.
- 1.2 Such a resolution is dependant on whether it is likely, in view of the nature of the business to be transacted or the nature of the proceedings that if members of the public were present during that item there would be disclosure to them of exempt information, as defined in section 100I of the Local Government Act 1972.

2. Exclusion of the Public / Public Interest Test

- 2.1 In order to comply with the above mentioned legislation, **Council / Cabinet / Committee** will be requested to exclude the public from the meeting during consideration of the item(s) of business identified in the recommendation(s) to the report on the grounds that it / they involve(s) the likely disclosure of

exempt information as set out in the Exclusion Paragraphs of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007.

- 2.2 Information which falls within paragraphs 12 to 15, 17 and 18 of Schedule 12A of the Local Government Act 1972 as amended is exempt information if and so long as in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.
- 2.3 The specific Exclusion Paragraphs and the Public Interest Tests to be applied are listed in **Appendix A**.
- 2.4 Where paragraph 16 of the Schedule 12A applies there is no public interest test. Councillors are able to consider whether they wish to waive their legal privilege in the information, however, given that this may place the Council in a position of risk, it is not something that should be done as a matter of routine.

3. Financial Implications

- 3.1 There are no financial implications associated with this report.

4. Legal Implications

- 4.1 The legislative provisions are set out in the report.
- 4.2 Councillors must consider with regard to each item of business set out in paragraph 2 of this report the following matters:
 - 4.2.1 Whether in relation to that item of business the information is capable of being exempt information, because it falls into one of the paragraphs set out in Schedule 12A of the Local Government Act 1972 as amended and reproduced in Appendix A to this report.
 - 4.2.2 If the information does fall within one or more of paragraphs 12 to 15, 17 and 18 of Schedule 12A of the Local Government Act 1972 as amended, the public interest test as set out in paragraph 2.2 of this report.
 - 4.2.3 If the information falls within paragraph 16 of Schedule 12A of the Local Government Act 1972 in considering whether to exclude the public members are not required to apply the public interest test but must consider whether they wish to waive their privilege in relation to that item for any reason.

Background Papers: None

Public Interest Test

No.	Relevant Paragraphs in Schedule 12A
12	Information relating to a particular individual.
	<p>The Proper Officer (Monitoring Officer) has determined in preparing this report that paragraph 12 should apply. His view on the public interest test was that to make this information public would disclose personal data relating to an individual in contravention of the principles of the Data Protection Act. Because of this and since there did not appear to be an overwhelming public interest in requiring the disclosure of personal data he felt that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. Members are asked to consider this factor when determining the public interest test, which they must decide when considering excluding the public from this part of the meeting.</p>
13	Information which is likely to reveal the identity of an individual.
	<p>The Proper Officer (Monitoring Officer) has determined in preparing this report that paragraph 13 should apply. His view on the public interest test was that the individual involved was entitled to privacy and that there was no overriding public interest which required the disclosure of the individual's identity. On that basis he felt that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. Members are asked to consider this factor when determining the public interest test, which they must decide when considering excluding the public from this part of the meeting.</p>
14	Information relating to the financial or business affairs of any particular person (including the authority holding that information).
	<p>The Proper Officer (Monitoring Officer) has determined in preparing this report that paragraph 14 should apply. His view on the public interest test was that:</p> <p>a) Whilst he was mindful of the need to ensure the transparency and accountability of public authority for decisions taken by them in relation to the spending of public money, the right of a third party to the privacy of their financial / business affairs outweighed the need for that information to be made public; or</p> <p>b) Disclosure of the information would give an unfair advantage to tenderers for commercial contracts.</p> <p>This information is not affected by any other statutory provision which requires the information to be publicly registered.</p> <p>On that basis he felt that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. Members are asked to consider this factor when determining the public interest test, which they must decide when considering excluding the public from this part of the meeting.</p>
15	Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the

	Crown and employees of, or office holders under, the authority.
	The Proper Officer (Monitoring Officer) has determined in preparing this report that paragraph 15 should apply. His view on the public interest test was that whilst he is mindful of the need to ensure that transparency and accountability of public authority for decisions taken by them he was satisfied that in this case disclosure of the information would prejudice the discussion in relation to labour relations to the disadvantage of the authority and inhabitants of its area. On that basis he felt that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. Members are asked to consider this factor when determining the public interest test, which they must decide when considering excluding the public from this part of the meeting.
16	Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
	No public interest test.
17	Information which reveals that the authority proposes: (a) To give under any enactment a notice under or by virtue of which requirements are imposed on a person; or (b) To make an order or direction under any enactment.
	The Proper Officer (Monitoring Officer) has determined in preparing this report that paragraph 17 should apply. His view on the public interest test was that the authority's statutory powers could be rendered ineffective or less effective were there to be advanced knowledge of its intention/the proper exercise of the Council's statutory power could be prejudiced by the public discussion or speculation on the matter to the detriment of the authority and the inhabitants of its area. On that basis he felt that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. Members are asked to consider this factor when determining the public interest test, which they must decide when considering excluding the public from this part of the meeting.
18	Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime
	The Proper Officer (Monitoring Officer) has determined in preparing this report that paragraph 18 should apply. His view on the public interest test was that the authority's statutory powers could be rendered ineffective or less effective were there to be advanced knowledge of its intention/the proper exercise of the Council's statutory power could be prejudiced by public discussion or speculation on the matter to the detriment of the authority and the inhabitants of its area. On that basis he felt that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. Members are asked to consider this factor when determining the public interest test, which they must decide when considering excluding the public from this part of the meeting.
18c	The deliberations of a Standards Committee or of a sub committee of a Standards Committee established under the provisions of the Local Government Act 2000 in reaching any finding of a matter referred to it.

Agenda Item 8

By virtue of paragraph(s) 12, 13, 18 of Schedule 12A
of the Local Government Act 1972
as amended by the Local Government (Access to
Information) (Variation) (Wales) Order 2007.

Document is Restricted

By virtue of paragraph(s) 12, 13, 18 of Schedule 12A
of the Local Government Act 1972
as amended by the Local Government (Access to
Information) (Variation) (Wales) Order 2007.

Document is Restricted

Agenda Item 9

By virtue of paragraph(s) 12, 13, 18 of Schedule 12A
of the Local Government Act 1972
as amended by the Local Government (Access to
Information) (Variation) (Wales) Order 2007.

Document is Restricted

Agenda Item 10

By virtue of paragraph(s) 12, 13, 18 of Schedule 12A
of the Local Government Act 1972
as amended by the Local Government (Access to
Information) (Variation) (Wales) Order 2007.

Document is Restricted