

Public Document Pack

Gareth Owens LL.B Barrister/Bargyfreithiwr
Chief Officer (Governance)
Prif Swyddog (Llywodraethu)



Contact Officer:
Sharon Thomas / 01352 702324
sharon.b.thomas@flintshire.gov.uk

To:

Councillors: Marion Bateman, Mared Eastwood, Glyn Banks, Geoff Collett, Steve Copple, Rob Davies, Chrissy Gee, Richard Lloyd, Gina Maddison, Ryan McKeown, Carolyn Preece and David Richardson

7 July 2022

Dear Sir/Madam

NOTICE OF REMOTE MEETING
LICENSING COMMITTEE
WEDNESDAY, 13TH JULY, 2022 at 10.00 AM

Yours faithfully

Steven Goodrum
Democratic Services Manager

The meeting will be live streamed onto the Council's website. The live streaming will stop when any confidential items are considered. A recording of the meeting will also be available, shortly after the meeting at <https://flintshire.public-i.tv/core/portal/home>

If you have any queries regarding this, please contact a member of the Democratic Services Team on 01352 702345.

A G E N D A

1 APPOINTMENT OF VICE-CHAIR

Purpose: To appoint a Vice-Chair for the Committee.

2 APOLOGIES

Purpose: To receive any apologies.

3 DECLARATIONS OF INTEREST (INCLUDING WHIPPING DECLARATIONS)

Purpose: To receive any Declarations and advise Members accordingly.

4 MINUTES (Pages 3 - 10)

Purpose: To confirm as a correct record the minutes of the meeting held on 6 October 2021.

5 FIRE EXTINGUISHERS IN PRIVATE HIRE VEHICLES (Pages 11 - 20)

Purpose: For Members to consider a proposed change to the Conditions of Licence for Private Hire Vehicles in respect of fire extinguishers.

Please note that there may be a 10 minute adjournment of this meeting if it lasts longer than two hours

LICENSING COMMITTEE
6th OCTOBER 2021

Minutes of the meeting of the Licensing Committee of Flintshire County Council held remotely on Wednesday, 6th October 2021.

PRESENT: Councillor Tony Sharps (Chair)

Councillors: Rob Davies, Ron Davies, Adele Davies-Cooke, Chris Dolphin, Rosetta Dolphin, Mike Lowe, Richard Lloyd, Ralph Small, Martin White and Andy Williams

IN ATTENDANCE:

Licensing Team Manager, Solicitor, Democratic Services Team Leader and Democratic Services Officer

APOLOGY:

Councillor Dave Cox

6. DECLARATIONS OF INTEREST

Councillor Rob Davies declared a personal interest because he was a licensee.

7. MINUTES

The minutes of the meeting held on 7th July 2021 had been circulated with the agenda.

The Chair referred to the last paragraph of the minutes and asked if the department had dealt with any incidents during the pandemic and were any decisions made with under their delegated powers. The Licensing Team Manager confirmed that she had nearly completed a report on this which she would circulate to Members of the Committee. Members with questions were invited to contact her direct so she could provide clarification.

The minutes were moved and seconded by Councillors Richard Lloyd and Rosetta Dolphin.

RESOLVED:

That the minutes be approved as a correct record and signed by the Chair.

8. DRAFT STATEMENT OF LICENSING POLICY

The Licensing Team Manager, when introducing the report, confirmed that it was a requirement under the Licensing Act 2003 to review the Statement of Licensing Policy every 5 years. The last review was undertaken in December 2015. The Draft Policy for 2021-2026 was attached which included responses following a period of consultation. This document, once

approved by the Licensing Committee, would then be presented to full Council for final approval.

A thorough review was undertaken with officers from other North Wales Local Authorities taking into account any relevant changes in legislation, guidance and good practice which enabled consistency across the region wherever possible. The Licensing Team Manager explained that the six counties in North Wales were all different but the Licensing Policies were in the same format and could be amended to accommodate the needs of each Local Authority. The Draft Statement of Licensing Policy for the period December 2021 to December 2026 was shown at Appendix A with the original changes prior to consultation shown in red and the changes made following consultation shown in blue. She then provided a summary of the changes which she had made.

The Licensing Team Manager then referred to the consultation process and confirmed that the correct consultation procedure was followed. Two responses had been received from a representative of Public Health Wales and a representative for Premises Licence Holders. The details of the consultation responses and the Licensing Authority's consideration of those responses were shown at Appendix B.

The Chair referred Members to the Statement of Licensing Policy and proceeded to go through the document page by page, asking if Members had any specific questions.

Councillor Lloyd referred to point 3.4 of the Licensing objectives which referred to the provision of first aid equipment and first aid rooms in larger venues and asked should it be made compulsory that defibrillators be available, rather than a consideration. In response, the Licensing Team Manager confirmed that this was highlighted in blue as had been changed following a comment received from a representative of licensed premises. The representative felt it was too onerous as whilst there were defibrillators in the community Flintshire only had one nightclub. She confirmed that the policy would only affect new licences and not existing ones as they were bound by the licensing policies in place when they applied.

In response to a question from Councillor Small, the Licensing Team Manager confirmed there were no proposed changes to the temporary events notice process.

Responding to a question from Councillor White on the consultation timeline, the Licensing Team Manager provided an overview of the process. She explained that the length of time was extended to allow extra time to enable those representatives who had annual shutdowns in August to respond. When the document was circulated, the changes were highlighted in red to make it easier for responses.

The Licensing Team Manager then proceeded to go through each of the Respondents' comments received following the consultation which was shown at Appendix B on the agenda.

Public Health Wales

Comment 1

The Licensing Team Manager confirmed that whilst Public Health Wales was not a responsible authority, all North Wales' authorities felt it was important that they were included because of the correlation between alcohol activity and public health. She then reported on the data response relevant for Flintshire and confirmed the Betsi Cadwaladr 'Calling Time for Change' strategy would be included as a reference in paragraph 3.43.

The Chair referred to the data and the figure of 21% of adults in Flintshire drinking above the national average. The Licensing Team Manager replied that it was not just Flintshire but across the UK as a whole where there was a percentage who drank more. There were mitigations in place in the policy to assist premises licence holders.

Representative of Premises Licence Holders

Comment 2

The Licensing Team Manager confirmed that some of the comments referred to the Policy and some were general comments.

She referred to the point "including links to the other policies would be helpful for parties looking at either coming into the area or making substantial changes to existing licensed premises". When this was considered, she commented that previously reference was made to the Unitary Development Plan (UDP) which was removed when that finished. She added no reference to the Local Development Plan (LDP) was included and confirmed that this had been included at 2.3 as a reference document.

She then referred to their second point "to mitigate the impact their premises may have on the health and wellbeing of their customers, their neighbourhood and wider community". The Licensing Authority felt that the inclusion of Public Health information was relevant to the policy. These were expectations not demands with a request that consideration of the mitigation impacts be given when requests for licences were made. No change was considered for that section of the policy.

Comment 3

This comment expressed concerns that licensed premises were sometimes being unfairly held to a higher standard when it came to prevention of crime and disorder than other public premises. The Licensing Team Manager confirmed that the Police were named within the Licence Act

2003 as a responsible authority and the Policy should not prevent them from providing information or making representations. It would not be in the spirit of the Licence Act 2003 to restrict the Police. It was the Licensing Authority's role to ensure that all representations made from whatever responsibility authority or members of the public were relevant to the licensing objectives. It was not proposed to make any change to the policy.

Councillor Lloyd referred to the positive Pub Watch meetings organised by Licensees within his area. The Police attended these meetings and reported any issues or disturbances raised by residents to the group for discussion and resolution. The Licensing Team Manager added that Flintshire Officers also had an active role in Pub Watch meetings and provided support to groups ensuring they were able to access everything they required from the authority.

Comment 4

This was a general comment which referred to CCTV and GDPR. The Licensing Team Manager read out the Authority's response and confirmed it was proposed not to make any changes to the policy in this regard.

Comment 5

The Licensing Team Manager confirmed this comment related to Paragraph 3.4 and the type of premises where drugs may be an issue, such as nightclubs in comparison with local community pubs or restaurants. Referring to Councillor Lloyd's comments on Defibrillators she commented that the Licensing Policy could not demand that premises install these but could only ask that it was considered, unless it was made a condition of the Licence by one of the responsible authorities. The changes were shown in blue at paragraph 3.2.

The Chair agreed with the Licensing Team Manager's proposed amendment and referred to the collection boxes on display in pubs and clubs raising money to install Defibrillators. Rather than making it a condition or compulsory for licensed premises, or indeed all other venues, should it be encouraged to participate in fund raising events to enable Defibrillators to be installed? He said this could be a condition on the Planning Application for a business premises and that representations could be made to other committees to ask that they encouraged business premises to have these installed.

Councillor Lloyd agreed and commented that if they were placed outside the building they could become more of a community benefit for when the premises were closed.

The Licensing Team Manager sought clarification that the committee was satisfied with the wording provided. She also confirmed she would ask Public Health Wales when considering applications, where appropriate, that

they may wish to consider including the installation of Defibrillators as a licence condition on a case by case basis. This was agreed.

Councillor Lloyd agreed with this proposal and reported that Welsh Government (WG) were providing funding for the installation of Defibrillators in the community.

Comment 6

This comment related to public nuisance and the Licensing Team Manager read out the comment made. She confirmed the Licensing Act nominated the Environment Health Section as a responsibility authority and that public nuisance was a licensing objective. The information provided within the policy was sufficient and it was not proposed to make any change.

Comment 7

This comment referred to Public Health not being a licensing objective and the Licensing Team Manager read out the comment made. She confirmed that the word "yet" had been removed from the sentence "*Concern expressed that the policy refers to public health 'not yet' being a licensing objective in paragraph 3.43.* As regards the Public Health Wales data this was not to inform the decision making process but was included for potential licence holders to consider the data available in their operating policy.

Comment 8

This point referred to the introduction of cumulative impact policies. The Licensing Team Manager confirmed that there were no plans to introduce this policy at this time

Comment 9

This was a request to include information on the Agent of Change Principle. This was a requirement for developers to protect against noise nuisance which could occur from existing licensed premises. The Licensing Team Manager agreed the principle was relevant and this was included at paragraph 5.7. This was the responsibility of the developers and not the existing premises.

Comment 10

The comment requested further clarification on what would be considered a minor variation. The Licensing Team Manager confirmed the legislation set out what this entailed and that the information the authority provided was sufficient in this regard. It was not proposed to make any amendment to this.

Comment 11

This comment suggested that links for the Regulator's Compliance code and the Council's Enforcement Policy be included. The Licensing Team Manager confirmed that paragraph 2 already referred to the Enforcement Policy and that no further change was required.

Comment 12

This comment suggested that an up to date list of responsible authorities be included in the policy. The Licensing Team Manager confirmed that this information was already provided upon request and with every new application request. It was not proposed to include to this.

Comment 13

This comment referred to tables and chairs outside premises, including garden areas, and for clarification regarding on and off sales. The Licensing Team Manager confirmed that tables and chairs on the highway fell under the remit of Streetscene. She confirmed that each premises had different requirements with regard to the external areas of their premises which would be included in the plan conditions and restrictions of their licence. No change to the policy was required.

Councillor White referred to the positioning of tables and chairs outside premises and asked if there had been an increase in requests for these during the pandemic and recovery. In response the Licensing Team Manager confirmed there had been a temporary relaxation of rules with regard to the outside areas of premises. As long as there was no provision of outdoor sales or regulated entertainment then this was not an issue. The only issues occurred when requests were made for outside bars if these were not included on their plan of the premises. She said Pollution Control had become involved because of the issue of raised voices. Residents had been understanding during the pandemic and recovery but since restrictions had been lifted more calls had been received by the authority on this.

Councillor Lloyd commented that the covered areas were more of a planning issue than a licensing one. He said applications had been received at Planning Committee for these temporary areas to become permanent but that these were areas which could become a nuisance. The Licensing Team Manager confirmed that WG had issued guidance to Planning departments suggesting the relaxation on temporary permitted structures continue until January 2022 to enable the sector to recover.

The recommendations were moved and seconded by Councillors Martin White and Richard Lloyd.

RESOLVED:

- (a) That Members considered and approved the changes made to the Draft Policy following a period of consultation; and
- (b) That Members of the Licensing Committee approved the Draft Policy in preparation for final approval at Full Council.

Prior to closing the meeting, the Chair referred to the comments he had received from members of the public regarding the licensing department. They were full of praise for officers who answered questions and continued to be available right throughout the pandemic. The Licensing Department had one of the finest reputations in North Wales and he asked for these good wishes from members of the public be passed back to the department.

The Licensing Team Manager thanked the Chair and said the department had strived to keep the office open, particularly for taxi drivers as they played such a vital role during the pandemic. Officers had met applicants in the car park and had been in the office, on a rota basis, every day since the start of the pandemic. She would be pleased to pass on the comments to the members of the team.

9. MEMBERS OF THE PRESS AND PUBLIC IN ATTENDANCE

None.

(The meeting commenced at 10.00 a.m. and ended at 10.58 a.m.)

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Chairman

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LICENSING SUB-COMMITTEE

Date of Meeting	Wednesday, 13 July 2022
Report Subject	Fire Extinguishers in Private Hire Vehicles
Report Author	Gemma Potter

EXECUTIVE SUMMARY

For Members to consider a proposed change to the Conditions of Licence for Private Hire Vehicles in respect of fire extinguishers.

RECOMMENDATIONS

1:	<p>That Members consider the following options:</p> <ul style="list-style-type: none"> To make a change to the current conditions to allow vehicles capable of carrying 4 passengers to carry a minimum 1kg dry powder variety fire extinguisher, and vehicles equipped to carry 5-8 passengers to carry a 2kg dry powder variety fire extinguisher, in line with advice from North Wales Fire and Rescue Service To make a change to the current conditions in order to permit a minimum 1kg dry powder variety fire extinguisher to be carried in all vehicles To make a change to the current conditions to remove the size requirement for fire extinguishers in Private Hire Vehicles and allow proprietors to select a suitable sized dry powder variety extinguisher based on their own risk assessment. To keep the requirement to carry a minimum 2kg dry powder variety fire extinguisher in all vehicles
2:	<p>To amend the current conditions to add that the fire extinguisher should be suitably secured within the vehicle (or similar wording suggested by Members).</p>

REPORT DETAILS

1.00	EXPLAINING THE PROPOSED CHANGES
1.01	The regime for the licensing of Private Hire Drivers, Vehicles and Operators is laid out in Part II of the Local Government (Miscellaneous Provisions) Act 1976.
1.02	<p>In respect of Private Hire Vehicles, Section 48(2) of the Act mentioned in 1.01 states that</p> <p>‘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 subsection, conditions requiring or prohibiting the display of signs on or from the vehicle to which the licence relates’.</p>
1.03	<p>Section 48(3)(c) of the same states that:</p> <p>‘In every vehicle licence granted under this section there shall be specified—</p> <p>the conditions attached to the grant of the licence’</p>
1.04	Flintshire County Council’s current Conditions of Licence for Private Hire Vehicles are shown at Appendix A.
1.05	<p>Section 14 of the Conditions state that:</p> <p>‘...All vehicles be required to carry out a dry powder variety fire extinguisher a minimum weight of two kilos which shall be tested and maintained in accordance with the manufacturer’s instructions to ensure that it is serviceable at all times. The extinguisher must be readily available for immediate use in an emergency.’</p>
1.06	A licensed Private Hire Vehicle cannot pass its Council inspection if the extinguisher is not present. The Nominated Testing Station will check the extinguisher is the correct size and type, and is showing as charged and ready for use. The garage will place a sticker on extinguishers that have been examined.
1.07	A request from one licensed Private Hire Operator has been received, to ask that the size of the extinguishers carried in vehicles is reduced to 1kg, to bring Flintshire County Council ‘in line’ with the requirements of neighbouring authorities. The Operator suggested that the 2kg bottles were difficult to secure within the vehicle and because of this, there was a concern that this may be accessed by a passenger or maybe even used as a weapon.
1.08	No other requests for change have been made from the trade.

1.09	<p>Enquiries were made with North Wales Fire and Rescue Service to ask if they would be in support of Private Hire Vehicles carrying a smaller extinguisher. The Officer discussed this with his colleagues and provided the following advice:</p> <p>‘Our view is that it is a question of risk assessment. We would suggest that for a private hire saloon type vehicles and Black Cabs, a 1 litre extinguisher might be sufficient. For the larger PHVs, which carry 9 or more passengers, then a 2 litre extinguisher would be more appropriate.</p> <p>Vehicle fires can give off a great deal of heat and toxic smoke so it is important that people know the capability and limitations of the extinguisher carried in their vehicle and how to use it safely and effectively. This something which can only be achieved through regular training. Extinguishers are useful if used correctly to extinguish a small fire or one which is in the early stages of growth. However, I would rather the occupants of a vehicle got out, stayed a safe distance away from the vehicle and called us for assistance rather than try to tackle the vehicle fire themselves and risk injury’.</p>														
1.10	<p>In order to assist the Committee, a table showing the full fire extinguisher condition wording for Private Hire Vehicles from other nearby Local Authorities is shown at Appendix B.</p> <p>In summary, the size requirements for nearby Local Authority areas are as follows:</p> <table border="1" data-bbox="323 1115 1380 1384"> <thead> <tr> <th>Authority Area</th> <th>Fire Extinguisher Size</th> </tr> </thead> <tbody> <tr> <td>Cheshire West and Chester</td> <td>1kg</td> </tr> <tr> <td>Denbighshire</td> <td>None Specified</td> </tr> <tr> <td>Anglesey</td> <td>None Specified</td> </tr> <tr> <td>Wrexham</td> <td>1kg</td> </tr> <tr> <td>Conwy</td> <td>0.8 – 1.5kg</td> </tr> <tr> <td>Gwynedd</td> <td>1.5kg or larger</td> </tr> </tbody> </table>	Authority Area	Fire Extinguisher Size	Cheshire West and Chester	1kg	Denbighshire	None Specified	Anglesey	None Specified	Wrexham	1kg	Conwy	0.8 – 1.5kg	Gwynedd	1.5kg or larger
Authority Area	Fire Extinguisher Size														
Cheshire West and Chester	1kg														
Denbighshire	None Specified														
Anglesey	None Specified														
Wrexham	1kg														
Conwy	0.8 – 1.5kg														
Gwynedd	1.5kg or larger														
1.11	<p>Members are asked to consider the request from a Private Hire Operator to reduce the size of the fire extinguisher carried in Private Hire Vehicles, and are urged to carefully consider the advice provided by North Wales Fire and Rescue Service.</p>														
1.12	<p>Members are also asked to consider adding to the wording of the condition, to reflect that the extinguisher must be suitably secured within the vehicle.</p>														

2.00	RESOURCE IMPLICATIONS
2.01	None

3.00	CONSULTATIONS REQUIRED / CARRIED OUT
3.01	None, however North Wales Fire and Rescue Service were asked to provide advice in terms of fire safety.

4.00	RISK MANAGEMENT
4.01	North Wales Fire and Rescue Service have advised of the risks from vehicle fires.
4.02	The Private Hire Operator has raised that there may be a risk of a fire extinguisher being used as a weapon, however this could be mitigated by the proposed requirement to change the condition to require the extinguisher to be suitably secured within the vehicle.

5.00	APPENDICES
5.01	Appendix A - Conditions of Licence for Private Hire Vehicles Appendix B - Summary of Conditions from other Local Authorities

6.00	LIST OF ACCESSIBLE BACKGROUND DOCUMENTS
6.01	Local Government (Miscellaneous Provisions) Act 1976 https://www.legislation.gov.uk/ukpga/1976/57/contents
	Contact Officer: Gemma Potter Team Manager – Licensing & Pest Control
	Telephone: 01352 703371
	E-mail: gemma.potter@flintshire.gov.uk

7.00	GLOSSARY OF TERMS
7.01	<p>Private Hire – a type of licensed vehicle which can only be booked through a licensed Private Hire Operator’s office.</p> <p>Private Hire Operator - person who is permitted to make provision for the invitation or acceptance of private hire bookings.</p> <p>Dry Powder Fire Extinguishers - Dry Powder extinguishers are filled an extinguishing agent that spreads easily and melts over flames. When the powder covers a fire, it blocks heat and oxygen, causing the fire to die down.</p> <p>Nominated Testing Station – a garage nominated by Flintshire County Council to carry out licensed vehicle testing.</p>

PRIVATE HIRE VEHICLE

CONDITIONS OF LICENCE

1. Maintenance and Condition of Vehicle:

- (a) The vehicle and all its fittings and equipment shall at all times, when the vehicle is in use or available for hire, be kept in an efficient, safe, tidy, clean condition and in good order and repair, and all relevant statutory requirements (including in particular those contained in Motor Vehicles (Construction & Use) Regulations) shall be fully complied with.
- (b) The vehicle must pass the Council's vehicle mechanical and suitability test before a licence can be issued.

2. Alteration of Vehicle:

No material alteration or change in the specification, design, condition or appearance of the vehicle shall be made without the approval of the Council at any time whilst the licence is in force.

3. Seating Capacity:

- (a) Vehicles must be capable of carrying at least 4 and not more than 8 passengers, in addition to the driver.
- (b) Each and every front seat passenger must be provided with a lap and diagonal seat belt and head restraint.
- (c) The minimum acceptable width of seat section per person is 400mm.

4. Rear Licence Identification Plate:

The licence identification plate issued by the Council shall be securely affixed, to the satisfaction of the Council, to the rearmost part of the vehicle in such a position that it shall be clearly visible from the rear of the vehicle and shall not be wilfully or negligently concealed from public view while the vehicle is being used for hire.

Display of the plate other than in the manner prescribed above is not permitted.

5. Front Windscreen Sticker:

The windscreen sticker issued by the Council and bearing the number of the licence granted in respect of the vehicle shall be securely affixed on the passenger side of the front windscreen, so as to be clearly visible from the outside, but without obstructing the vehicle driver's view, and whilst complying with all relevant statutory requirements, including those contained in the Motor Vehicles (Construction & Use) Regulations.

The rear plate and windscreen sticker remain the property of the Council and must be returned on expiry of the licence or if the vehicle is sold out of the trade.

If either of the above are lost or stolen, then this must immediately be reported to the Police and to the Council.

6. Signs on Vehicles:

The vehicle Operator's name and telephone number shall be displayed at all times on the two front doors of each vehicle.

It is also permissible to display the vehicle Operator's name and/or telephone number on the front and rear screens of the vehicle.

The vehicle driver, when attending to pick up a fare, is permitted to display the name of the passenger, to facilitate recognition by the passenger.

With the aforementioned exceptions, no signs, notices, advertisements, plates, marks, numbers, letters, figures, symbols, emblems or devices whatsoever shall be displayed on, in or from the vehicle except as may be required by any statutory provision of these conditions, or with prior written authorisation of the Council.

7. Insurance:

The proprietor of the vehicle shall produce a current valid certificate of insurance or cover note(s) to provide proof of continuing insurance cover.

8. Vehicle Damage:

A proprietor of the vehicle is required to report to the Council (for these purposes to the Officers of the Council responsible for Licensing) as soon as reasonably practicable and in any case within 72 hours of the occurrence thereof, any accident to the vehicle, which has caused damage which materially affects the safety, performance or appearance of the vehicle or the comfort or convenience of passengers carried therein.

9. Sale of the Vehicle:

A licensed private hire vehicle may not be sold, changed or the owner/proprietor changed without first notifying the Council in writing (for these purposes to the Officers of the Council responsible for Licensing), and completing the necessary forms.

N.B. On surrender of the rear licence plate and windscreen sticker, or expiry of the vehicle licence, the vehicle ceases to be a licensed private hire vehicle.

10. Change of Address:

The proprietor of the vehicle shall notify the Council in writing of any change of his/her address during the period of the licence seven days prior to such change taking place.

11. Convictions:

The proprietor of the vehicle shall within 7 days of any convictions (motoring or otherwise) disclose to the Council in writing details of such convictions imposed on him/her (or if the proprietor is a company or partnership, in any of the directors or partners) during the period of this licence.

12. Deposit of Driver's Licences:

- (a) If the proprietor is not the Licensed Operator of the vehicle but permits or employs any other person to drive the private hire vehicle, he/she shall before that person commences to drive the vehicle, cause the driver to deliver to him a copy of his/her private hire driver's licence for retention until such time as the driver ceases to be permitted or employed to drive the vehicle or any other vehicle of his/her.
- (b) If the proprietor is also the Licensed Operator of the vehicle and permits or employs any other person to drive the private hire vehicle, he shall before that person commences to drive cause the driver to deliver to him/her, his/her private hire driver's licence for retention until such time as the driver ceases to be permitted or employed to drive the vehicle or any other vehicle of his/her.

13. Cheques:

A licence in respect of which the application fee has been paid by a cheque which subsequently is not honoured, shall be deemed not to have taken effect.

14. Safety Equipment:

A suitable first aid kit shall be provided, such equipment to be carried in such a position in the vehicle as to be readily available for immediate use in an emergency.

All vehicles be required to carry out a dry powder variety fire extinguisher a minimum weight of two kilos which shall be tested and maintained in accordance with the manufacturer's instructions to ensure that it is serviceable at all times. The extinguisher must be readily available for immediate use in an emergency.

15. Right of Appeal:

If you are aggrieved by any of the aforementioned Conditions attached to this Licence you may appeal to a Magistrates' Court within 21 days of the service of this licence on you.

Any requirements of legislation which effect the operations being carried out under the terms of this licence shall be regarded as if they are conditions of this licence.

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Fire Extinguisher Requirements in Neighbouring Authorities

Authority Area	Required Size	Condition Wording
Cheshire West and Chester	1kg	<p>The vehicle shall be equipped at all times with a fully operable fire extinguisher suitable for a motor vehicle. In the case of a Dry Powder extinguisher this should be at least 1Kg. All fire extinguishers must be in good condition, with no obvious damage, loose seals, or evidence of discharge and where applicable be in date.</p> <p>In the case of a serviceable fire extinguisher the date the next service is required.</p>
Denbighshire	None specified	<p>There shall be provided and maintained in the vehicle at all times when it is in use or available for hire, a suitable and efficient fire extinguisher and a suitable first aid kit containing appropriate first aid dressings and appliance, such equipment to be carried in such a position in the vehicle as to be readily visible and available for immediate use in an emergency. It should be noted that the first aid kit is intended for use by a person who has the appropriate knowledge of first aid.</p>
Ynys Mon	None specified	
Wrexham	1kg	<p>a) The Vehicle must be fitted with an efficient dry powder variety fire extinguisher of a minimum weight of 1 kg. The extinguisher shall be securely fixed in a position so as not to interfere with the control of the vehicle and so as not to be tampered with by a member of the public.</p> <p>b) Each extinguisher to be serviced annually by a competent inspector and an appropriate dated inspection record to be available.</p>
Conwy	0.8 – 1.5kg	<p>An adequate, (0.8 – 1.5kg) dry powder fire extinguisher, certified or tested, must be secured out of sight with suitable clear notice displayed within the vehicle to indicate where it may be found in the event of an emergency.</p>
Gwynedd	1.5kg or larger	<p>The proprietor shall ensure that the licensed vehicle carries within it at all times:-</p> <p>a 1.5 kg or larger dry powder/carbon dioxide fire extinguisher which must be secured with clips in a safe position which renders it readily available for use and shall be maintained in good working order.</p>

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