

Office of the Traffic Commissioner

(Wales)

(Cymru)

Notices and Proceedings

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Correspondence should be addressed to:

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(Cymru)
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386 Harehills Lane
Leeds
LS9 6NF

Telephone: 0300 123 9000

Website: www.gov.uk/traffic-commissioners

The public counter at the above office is open from 9.30am to 4pm Monday to Friday

The next edition of Notices and Proceedings will be published on:

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This publication can be viewed by visiting our website at the above address. It is also available, free of charge, via e-mail. To use this service please send an e-mail with your details to:

notifications@vehicle-operator-licensing.service.gov.uk

The Welsh Traffic Area Office welcomes correspondence in Welsh or English.

Ardal Drafnidiaeth Cymru yn croesawu gohebiaeth yn Gymraeg neu yn Saesneg.

Remember to keep your bus registrations up to date - check yours on <https://www.gov.uk/manage-commercial-vehicle-operator-licence-online>

PLEASE NOTE:

The new enquiry telephone number: 020 4551 8711 and will be open Monday to Friday - 10am to 4pm

The public counter at Hillcrest House, Leeds will be open Monday to Friday - 10am to 3pm

Due to flexible working, staff are working between the office and home. If you need to see your caseworker, please ensure prior arrangements have been made before visiting the office.

The Office of the Traffic Commissioner is currently running an adapted service as all staff are currently working from home in line with Government guidance on Coronavirus (COVID-19).

Most correspondence from the Office of the Traffic Commissioner will now be sent to you by email. There will be a reduction and possible delays on correspondence sent by post.

The best way to reach us at the moment is digitally. Please upload documents through your VOL user account or email us. There may be delays if you send correspondence to us by post.

If you wish to make an objection to an application it is recommended you send the details to enquiries@otc.gov.uk.

If you have an urgent query related to dealing with coronavirus (COVID-19) response please email enquiries@otc.gov.uk with COVID-19 clearly stated in the subject line and a member of staff will contact you.

If you are an existing operator without a VOL user account, and you would like one, please email Notifications@vehicle-operator-licensing.service.gov.uk and a member of staff will contact you as soon as possible to arrange this. You will need to answer some security questions.

Notices and Proceedings

Important Information

All correspondence relating to public inquiries should be sent to:

Office of the Traffic Commissioner
(Wales)
(Cymru)
Swyddfeydd Penrallt Offices
Lôn Pafiliwn
Caernarfon
Gwynedd
LL55 1BN

General Notes

Layout and presentation – Entries in each section (other than in section 5) are listed in alphabetical order. Each entry is prefaced by a reference number, which should be quoted in all correspondence or enquiries.

Further notes precede sections where appropriate.

Accuracy of publication – Details published of applications and requests reflect information provided by applicants. The Traffic Commissioner cannot be held responsible for applications that contain incorrect information.

Our website includes details of all applications listed in this booklet. The website address is: www.gov.uk/traffic-commissioners

Copies of Notices and Proceedings can be inspected free of charge at the Office of the Traffic Commissioner in Leeds.

Legal Requirements at Sporting Events

- **Carriage of passengers to designated Sporting Events Voluntary Guidelines - England and Wales**

For many years the coach industry has complied with a voluntary code of practice whereby operators taking passengers to a designated sporting event meet certain guidelines set by the police. This has worked very well, and it has seldom been necessary for a traffic commissioner to take any further action against an operator who has contravened the guidelines. Nevertheless the police in England and Wales are concerned that incidents of football related violence and disorder do still occur, and have asked the commissioners to revise the guidelines. This has been done in conjunction with the Confederation of Passenger Transport (CPT), the Crown Prosecution Service (CPS), the Coach Operators Federation (COF) and the Association of Transport Coordinating Officers (ATCO). The relevant sections of the legislation are set out at the end of this guidance note.

Carriage of passengers to designated Sporting Events Voluntary Guidelines - England and Wales

PSV operators are reminded of the terms of section 1(1) of the Sporting Events (Control of Alcohol) Act 1985, as amended by the Public Order Act 1986, which prohibits the carriage of alcohol on a PSV that is being used for the principal purpose of carrying passengers for the whole or part of a journey to or from a designated sporting event.

PSV operators are reminded of the terms of section 2A of the Sporting Events (Control of Alcohol) Act 1985, as amended by the Public Order Act 1986, which prohibits the possession of a firework or an article or substance, whose main purpose is the emission of a flare, smoke or a visible gas, at any time during the period of, while entering or trying to enter a designated sporting event.

A 'designated sporting event' generally means any association football match, whether national or international. The full legal definition of the different classes of designated sporting events may be found in the Sports Grounds and Sporting Events (Designation) (Amendment) Order 2011, under Article 2(1) and 2(2) of Schedule 2.

It is an offence for an operator of a PSV (or his servant or agent) to knowingly cause or permit the carriage of alcohol on journeys to which these Regulations apply.

In addition to these statutory provisions, the police have asked that operators comply with the following guidelines when conveying passengers to such sporting events:

- a. Coach operators taking bookings from groups of supporters are to notify the police liaison officer at the destination, at least 48 hours before the event, of the number of supporters expected to travel, the number of coaches booked, the name and the contact number for the person who made the booking. Once available the operator must also notify the VRM and coach drivers name to the local police liaison officer.
- b. Coaches are not to stop within 10 miles of the venue either en route to or on departure from the event unless prior agreement is obtained from the local police liaison officer.
- c. Unless directed by a police officer, coaches may stop at premises where intoxicating liquor is sold only if it is sold ancillary to a substantial meal. Prior agreement for meal stops where alcohol is available should be sought from the operator's local police liaison officer.
- d. Coaches are to arrive at the venue no earlier than two hours before and not later than one hour before the scheduled start of the game, unless otherwise directed by police.
- e. Coaches are not to set down or uplift passengers at any unauthorised locations without prior permission of the police.
- f. Coaches must leave the venue within 30 minutes of the finish of the event, unless directed otherwise by a police officer or ground safety officer.
- g. Intoxicating liquor, flares and similar pyrotechnics, must not be carried on coaches travelling to or from designated grounds. Operators will draw hirers' attention to the requirements of the law, and drivers shall, as far as reasonably practical, supervise boarding passengers and check that they are not obviously carrying intoxicating alcohol, flares and similar pyrotechnics. Drivers will not be expected to carry out baggage or body searches, nor will they be expected to confiscate alcohol or to remove passengers without police assistance. Operators may add a condition of entry to the PSV that a voluntary search may be undertaken.

h. Coach operators are to notify the police liaison officer at the destination upon arrival at an away football ground, of any racist, homophobic or similar chanting, which had taken place during the journey to the ground

Operators are expected to comply with these guidelines on a voluntary basis. However if the police inform the Traffic Commissioner of any failure on an operator's part to comply with them the Commissioner will be likely to apply them as a formal condition to that operator's licence under the authority of Section 16(3) of the Public Passenger Vehicles Act.

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Section 1 – Special Notices



Section 2 – PSV Operator Licensing

Inspection of licence applications can be requested under the provisions of Regulation 4 of the Public Service Vehicles (Operators' Licences) Regulations 1995 by anybody who holds statutory Objector status. Applications may be inspected free of charge at the Office of the Traffic Commissioner in Leeds by any person who carries written authorisation to act in that capacity.

Objections against applications for licences must be made in writing by a Chief Officer of Police or by a local authority within 21 days of the date on which notice of an application is published in Notices and Proceedings. Objections must be made on the grounds that one or more of the requirements mentioned in Sections 14(1) and (3) of the Public Passenger Vehicles Act 1981 are not satisfied in relation to the application. A copy of the objection must be sent by the objector to the applicant at the same time that it is sent to the Traffic Commissioner. The onus of proof in terms of the grounds on which an objection is lodged lies with the objector. There is no right of objection against an application for a special licence submitted under Section 12 of the Transport Act 1985.

Classification of Operator Licences – There are four classes of licence:

- A **Standard International (SI)** licence authorises the use of any description of public service vehicle on both national and international operations;
- A **Standard National (SN)** licence authorises the use of any description of public service vehicle on national operations;
- A **Restricted licence (R)** authorises the use of:
 - a) public service vehicles not adapted to carry more than eight passengers; and
 - b) those not adapted to carry more than sixteen passengers when used otherwise than in the course of a business of carrying passengers or by a person whose main occupation is not the operation of public service vehicles adapted to carry more than eight passengers;
- A **Special Restricted (SR)** licence, issued under Section 12 of the Transport Act 1985, authorises the holder of a taxi or private hire vehicle licence to operate local services.

Appeals in connection with PSV Operator Licences must be lodged with the Upper Tribunal – Administrative Appeal Chamber (Transport), 5th Floor, Rolls Building, 7 Rolls Buildings, Fetter Lane, London, EC4A 1NL not later than one month after the date of the letter conveying the Traffic Commissioner's (or Deputy Traffic Commissioner's) decision. Appellants can obtain guidance on lodging appeals, including downloading the appeal form, from the website: www.administrativeappeals.tribunals.gov.uk

Any previous entry in Notices and Proceedings is indicated by the publication number in brackets.

Our website contains details of all applications listed in this section. The address is: www.gov.uk/traffic-commissioners

Section 2.1 – New Applications Received

PG2054992 SN **Herlo**
Director(s): Carl Smith
93 PRINCES STREET, BARRY, CF62 7EN
Operating Centre: Windmill Park,, Hayes Rd., Barry,, Vale Of Glamorgan, Barry,
CF64 5SG
Authorisation: 2 vehicle(s)
Transport Manager(s): Keith Davey

Section 2.2 – New Applications Granted

No entries

Section 2.3 – New Applications Refused

No entries

Section 2.4 – Variation Applications Granted

PG0007259 SN **HENRY DENNIS HUTCHINSON**

NEWLYN, PADESWOOD ROAD, BUCKLEY, CH7 2JW
New operating centre: Station Road, Buckley, CH7 3AY
New authorisation at this operating centre will be: 2 vehicle(s)
Removed operating centre: FLINTSHIRE HAULAGE YARD, MOUNT
PLEASANT ROAD, BUCKLEY, CH7 2JN

Section 2.5 – Variation Applications Refused

No entries

Section 2.6 – Licences Surrendered

PG1109032 SI **Licence surrendered WEF 3 April 2022**
WILLIAM TERENCE SMITH
6 ORCHID COURT, TY CANOL, CWMBRAN, NP44 6JP

Section 2.7– Applications Withdrawn Prior to Determination

PG2050307 SN **Carl Smith**

Section 2.8 – Licences Revoked Without a Public Inquiry

No entries

Section 2.9 – Conditions Imposed Under Section 16.3 of the Public Passenger Vehicles Act 1981 (without a Public Inquiry)

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Section 3 – Registration of Local Bus Services

When an application is sent to the Office of the Traffic Commissioner, a copy of all application forms and supporting documents must also be sent to each of the county councils and unitary authorities in whose area the service will operate. Failure to do so may delay acceptance of that application.

Some of the periods of notice applicable before the operation of registered services, including variations or cancellations, are at the discretion of the Traffic Commissioner. In such cases the application must be accompanied by a written explanation of why a short notice period is required.

Any registration may be inspected at the Office of the Traffic Commissioner in Leeds during public business hours. Copies of registrations can be sent by post or fax to any interested party upon prior receipt of a written request together with a fee of £3.00 per copy for posted copies or £5.00 per copy for faxed copies.

Our website contains details of all applications listed in this section. The address is: www.gov.uk/traffic-commissioners

Section 3.1 – Registration of New Services

No entries

Section 3.2 – Registration of New Services Granted Under Short Notice

No entries

Section 3.3 – Applications to Vary Existing Services

PD0000478/28 **ARRIVA MIDLANDS NORTH LTD, 4 WESTMORELAND AVENUE, THURMASTON, LEICESTER, LE4 8PH**
Operating between Oswestry, Bus Station and Wrexham, Bus Station, King Street given service number 2 / 2A / 2C effective from 23 April 2022. To amend Timetable.

Section 3.4 – Applications to Vary Existing Services Granted Under Short Notice

PG1143829/21 **PHIL ANSLOW LTD, UNIT 1, VARTEG INDUSTRIAL ESTATE, VARTEG, PONTYPOOL, NP4 7PZ**
Operating between Varteg Hill Terminus and Newport City Bus Station given service number 24X effective from 31 March 2022. To amend Timetable.

Section 3.5 – Cancellations of Existing Services

No entries

Section 3.6 – Cancellations of Existing Services Granted Under Short Notice

No entries

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Section 4 – Traffic Regulation Conditions

Section 4.1 – Requests

Section 4.2 – Determinations

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Section 5 – Public Inquiries

Due to the impact of Coronavirus (Covid 19) the Office of the Traffic Commissioner is running an adapted service. Public inquiries held on our premises are due to resume with social distancing measures in place in July 2020. In some cases, virtual public inquiries may also be held. In these cases, it will be clearly stated on the notice.

Anyone wishing to observe a physical or virtual public inquiry must request to do so from the relevant Office of the Traffic Commissioner in advance of the hearing. Due to space or technology restrictions we may not be able to accommodate all requests.

Please contact Deborah.Crosby@otc.gov.uk for further information.

There is no obligation on the traffic commissioner to provide a transcript of proceedings. Any decision to release will refer to the reasons for the request and there may be restrictions placed on its use. That request should be made via the relevant Office of The Traffic Commissioner and the applicant must understand that they will be liable for the cost of producing the transcript. This will vary according to demand and size of content.

Appeals in connection with PSV Operator Licences must be lodged with the Upper Tribunal – Administrative Appeal Chamber (Transport), 5th Floor, Rolls Building, 7 Rolls Buildings, Fetter Lane, London, EC4A 1NL not later than one month after the date of the letter conveying the Traffic Commissioner’s (or Deputy Traffic Commissioner’s) decision. Appellants can obtain guidance on lodging appeals, including downloading the appeal form, from the website: www.administrativeappeals.tribunals.gov.uk

Section 5.1 – Notice of Public Inquiries to be Held

Public Inquiry (85511) to be held at Swyddfa Comisiynydd Traffig Cymru | Office of the Traffic Commissioner for Wales, 3 Llys Cadwyn, Pontypridd, CF37 4TH, on 26 April 2022 commencing at 10:30 (Previous Publication:(2350))

PG1136235 SI

LOUISE WILLIAMS

LOUISE WILLIAMS

8A BROAD STREET, HAY-ON-WYE, HEREFORD, HR3 5DB

S17 - Consideration of disciplinary action under Section 17 (The Public Passenger Vehicles Act 1981)

S28 - Consideration of disciplinary action under Section 28 (The Transport Act 1985)

Sch.3 - Consideration of Transport Managers Repute under Schedule 3 (The Public Passenger Vehicles Act 1981)

Section 5.2 – Decisions Taken at Public Inquiries

No entries

Section 5.3 – Notice of Transport Manager Public Inquiries to be Held

TM Public Inquiry (Case ID: 442448, Public Inquiry ID: 96299) for CATHERINE MARY BALL to be held at The Public Inquiry Room (Warrington), WA3 2SH, Suite 4, Stone Cross Place, Stone Cross Lane North, Golborne, Warrington,

on 17 May 2022 commencing at 14:00

Article 6 of Regulation (EC) No 1071/2009

TM Public Inquiry (Case ID: 443573, Public Inquiry ID: 96591) for JONATHON WOOLLEY to be held at The Public Inquiry Room (Birmingham), B15 1PL, 38 George Road, Edgbaston, Birmingham, on 19 May 2022 commencing at 15:30

To consider the repute of this transport manager - Article 6 of Regulation (EC) No 1071/2009

TM Public Inquiry (Case ID: 443730, Public Inquiry ID: 96647) for JAMES ASHLEY MONK to be held at Jubilee House (Bristol), BS5 0GB, Croydon Street, Bristol,

on 1 June 2022 commencing at 14:00

Article 6 of Regulation (EC) No 1071/2009

TM Public Inquiry (Case ID: 442260, Public Inquiry ID: 96659) for JASWINDER BATH to be held at Court Room(SEMTA - Eastbourne), BN21 4QT, Ivy House, Ivy Terrace, Eastbourne,

on 5 May 2022 commencing at 10:00

Article 6 of Regulation (EC) No 1071/2009

TM Public Inquiry (Case ID: 443571, Public Inquiry ID: 96589) for Mr MARK MITCHELL to be held at The Public Inquiry Room (Warrington), WA3 2SH, Suite 4, Stone Cross Place, Stone Cross Lane North, Golborne, Warrington,

on 31 May 2022 commencing at 10:30

To consider the repute and professional competence of this TM - Article 6 of Regulation (EC) No 1071/2009

Section 5.4 – Decisions Taken at Transport Manager Public Inquiries

TM Public Inquiry (Case ID: 439891, Public Inquiry ID: 96453) for Mr MICHAEL PRESCOTT to be held at The Public Inquiry Room (Warrington), WA3 2SH, Suite 4, Stone Cross Place, Stone Cross Lane North, Golborne, Warrington,

on 24 February 2022 commencing at 10:00 (Previous Publication:(2348))

Repute not lost

Article 6 of Regulation (EC) No 1071/2009

TM Public Inquiry (Case ID: 441265, Public Inquiry ID: 95940) for JOHN ROBERT EATON to be held at The Public Inquiry Room (Warrington), WA3 2SH, Suite 4, Stone Cross Place, Stone Cross Lane North, Golborne, Warrington,

on 22 February 2022 commencing at 10:00 (Previous Publication:(2347))

Repute not lost

Article 6 of Regulation (EC) No 1071/2009

TM Public Inquiry (Case ID: 442831, Public Inquiry ID: 96392) for Mr DAVID VERBENYI to be held at The Court Room (Cambridge), CB2 8BF, Eastern Traffic Area, Eastbrook, Shaftesbury Road, Cambridge,

on 21 March 2022 commencing at 10:00

Article 6 of Regulation (EC) No 1071/2009

2. The transport manager, Mr D Verbanyi, has lost his good repute as a transport manager with immediate effect. He is disqualified, under paragraph 16(2) of schedule 3 of the Act, as a transport manager for 2 years with effect from 2345 hours on 23 April 2022 until 2345 hours on 22 April 2024. He will need to complete a transport manager CPC refresher course from a competent, independent and accredited provider before any application to restore his good repute can be considered.

TM Public Inquiry (Case ID: 442834, Public Inquiry ID: 96398) for DEAN ALAN PERCIVAL to be held at The Court Room (Cambridge), CB2 8BF, Eastern Traffic Area, Eastbrook, Shaftesbury Road, Cambridge,

on 22 March 2022 commencing at 10:00

Article 6 of Regulation (EC) No 1071/2009

Dean Alan Percival has his good repute and is disqualified with immediate effect on an indefinite basis pursuant to paragraph 16(2) of Schedule 3 of the Act.



Section 6 – Corrections

