

Office of the Traffic Commissioner

Scotland

Notices and Proceedings

Publication Number: 2474

Publication Date: 29/01/2024

Objection Deadline Date: 19/02/2024

Correspondence should be addressed to:

Office of the Traffic Commissioner
(Scotland)
Hillcrest House
386 Harehills Lane
Leeds
LS9 6NF

Telephone: 0300 123 9000

Website: www.gov.uk/traffic-commissioners

The next edition of Notices and Proceedings will be published on: 05/02/2024

Publication Price £3.50 (post free)

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

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 Thursday - 9am to 5pm, Friday 9am to 4.30pm**

**The public counter at Hillcrest House, Leeds will be open
Monday to Friday - 10am to 4pm**

**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.**

**Most correspondence from the Office of the Traffic Commissioner will now be
sent to you by email.**

**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 a goods vehicle application it is
recommended you send the details to Environmental@otc.gov.uk clearly stating
'Objection' in the subject line.**

**If you wish to make an objection to a public service vehicle application it is
recommended you send the details to PSVOperatorLicensing@otc.gov.uk clearly
stating 'Objection' in the subject line.**

**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 bus registrations and public inquiries should be sent to:

Office of the Traffic Commissioner
(Scotland)
Level 6
The Stamp Office
10 Waterloo Place
Edinburgh
EH1 3EG

The public counter in Edinburgh is open for the receipt of documents between 9.30am and 4pm Monday to Friday. Please note that only payments for bus registration applications can be made at this counter.

The telephone number for bus registration enquiries is 0131 200 4927.

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 - Scotland**

Carriage of passengers to designated Sporting Events Voluntary Guidelines - Scotland

Section 70 of Part V of the Criminal Justice (Scotland) Act 1980, confers liability on operators of PSVs that are being operated for the principal purpose of conveying passengers to or from a designated sporting event.

Designation of sports grounds and sporting events is by [the Secretary of State for Scotland], by order under terms of section 68 of the Act, and those grounds and events designated are

listed in The Grounds and Sporting Events (Designation) (Scotland) Order 1985, as amended.

It is an offence for the operator of a PSV, or his servant or agent, knowingly to 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 all such sporting events south of the Border:

- 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 and the number of coaches booked.
- 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 otherwise 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 one hour of the finish of the event.
- g. Intoxicating liquor 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. 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 are asked 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 consider applying them as a formal condition to that operator's licence under the authority of Section 16(3) of the Public Passenger Vehicles Act 1981."

All operations within Scotland should continue to comply with police restrictions in force at individual events.

List of Contents

Section 1 – Special Notices

Section 2 – PSV Operator Licensing

(Applications processed and other actions conducted without public inquiries)

- 2.1 New applications received
- 2.2 New applications granted
- 2.3 New applications refused
- 2.4 Variation applications granted
- 2.5 Variation applications refused
- 2.6 Licences surrendered
- 2.7 Applications withdrawn prior to determination
- 2.8 Licences revoked without a public inquiry
- 2.9 Conditions imposed under Section 16.3 of the PPV Act 1981 (without a public inquiry)

Section 3 – Registration of Local Bus Services

- 3.1 Registration of new services
- 3.2 Registration of new services granted under the Traffic Commissioner’s discretionary powers
- 3.3 Applications to vary existing services
- 3.4 Applications to vary existing services granted under the Traffic Commissioner’s discretionary powers
- 3.5 Cancellations of existing services
- 3.6 Cancellations of existing services granted under the Traffic Commissioner’s discretionary powers

Section 4 – Traffic Regulation Conditions

- 4.1 Requests
- 4.2 Determinations

Section 5 – Public Inquiries

- 5.1 Notice of public inquiries to be held
- 5.2 Decisions taken at public inquiries
- 5.3 Notice of Transport Manager public inquiries to be held
- 5.4 Decisions taken at Transport Manager public inquiries

Section 6 – Corrections

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

PM2071258 SN **Charles mclelland**

21 st abbs way, CHAPELHALL, airdrie, ML6 8WG
Operating Centre: 21 ST. ABBS WAY, CHAPELHALL, AIRDRIE, ML6 8WG
Authorisation: 1 vehicle(s)
Transport Manager(s): SAMANTHA SCOTT

Section 2.2 – New Applications Granted

No entries

Section 2.3 – New Applications Refused

PM2070480 R **WILLIAM SHANNON**

Section 2.4 – Variation Applications Granted

PM0000618 SN **LOCHS MOTOR TRANSPORT LTD**
Director(s): ANN SMITH, RODDY MACDONALD
CAMERON TERRACE, LEURBOST, ISLE OF LEWIS, HS2 9PE
Increase at existing operating centre: LOCHS MOTOR TRANSPORT LTD,
CAMERON TERRACE, LEURBOST, ISLE OF LEWIS, HS2 9PE
New authorisation at this operating centre will be: 30 vehicle(s)
New licence authorisation will be 30 vehicle(s)
New Undertaking Small vehicles undertakings
(a) The operator will advise the Traffic Commissioner of the make, model and registration number of vehicles used under that licence, and will advise of any changes.
(b) In respect of any vehicle with eight or less passengers seats used under the licence, the operator will provide an audit trail to the Traffic Commissioner or any enforcement body on request, that demonstrates compliance with PSV requirements. This includes paperwork as to how in respect of any service separate fares were paid and one of the two conditions set out in Question 1 were met. Note this undertaking does not apply when the vehicle is being used under the provisions of Section 79A.
(c) Each small vehicle to be used under the licence will have a V5C registration certificate, and the operator must possess and produce, when asked to do so, a document confirming this.
(d) Each small vehicle will receive a full safety inspection (maximum every 10 weeks) in premises suitable for the vehicle to ensure that its roadworthiness is maintained. Records of all inspections must be kept in accordance with the Guide to Maintaining Roadworthiness.
(e) At no time will the small vehicle carry more than eight passengers.
(f) The operator will at all times comply with the legislation in respect of the charging of separate fares and retain 12 months' evidence of this compliance for each journey.
(g) Drivers of small vehicles will carry with them documentary evidence that separate fares have been charged for the current journey.
(h) The operator will not use a vehicle that does not meet the ECWVTA standards, British construction and use requirements or the Road Vehicles Approval Regulations 2009 (as amended).
(i) The operator or driver will not break the alcohol laws.. Attached to licence

Section 2.5 – Variation Applications Refused

No entries

Section 2.6 – Licences Surrendered

No entries

Section 2.7– Applications Withdrawn Prior to Determination

No entries

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)



Section 3 – Registration of Local Bus Services

Before an application is sent to the Traffic Commissioner, the operator must inform the relevant local authorities/SPT 14 days before submission. The operator will be required to demonstrate to the Commissioner that this requirement has been met before the application can be accepted. Until such times as revised application forms are available operators should enclose a copy of the letter sent to the local authorities/SPT with the application to the Traffic Commissioner.

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 along with, if appropriate, a letter from the local authorities/SPT indicating support.

Any registration may be inspected at the office in Edinburgh 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

PM1087164/49 **J M B TRAVEL LTD, 101 MAIN STREET, NEWMAINS, WISHAW, ML2 9BG**
From: South Circular Road, Coatbridge
To: Wishaw General Hospital
Via: Monklands, Airdrie, Calderbank, Holytown, New Stevenson, Motherwell
Name or No.: 42 / 42A
Service type: Normal Stopping
Effective date: 04 March 2024
Other details: Monday to Saturday

Section 3.2 – Registration of New Services Granted Under Short Notice

PM1136161/21 **PETER HOGG OF JEDBURGH LTD, BANKEND INDUSTRIAL ESTATE, ROXBURGHSHIRE, JEDBURGH, TD8 6ED**
From: Jedburgh Bus Station
To: Otterburn Percy Arms
Via: Byrness, Rochester
Name or No.: X74
Service type: Normal Stopping
Effective date: 29 January 2024
Other details: Monday to Saturday

Section 3.3 – Applications to Vary Existing Services

No entries

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

PM2024756/17 **CRAIGS OF CUMBERNAULD LTD, WEST WATERHEAD COTTAGE, CUMBERNAULD, GLASGOW, G67 3HT**
Operating between Gartferry Road, Moodiesburn and Old Shettleston Road, Shettleston given service number 310 effective from 21 January 2024. To amend Timetable.

Section 3.5 – Cancellations of Existing Services

No entries

Section 3.6 – Cancellations of Existing Services Granted Under Short Notice

PB1065121/76 **HOWARD ROBERT SNAITH & HOWARD SNAITH LIMITED, COACH HOUSE, OTTERBURN, NEWCASTLE UPON TYNE, NE19 1HB**
Operating between Bowmont Forest, Scottish Borders and Bowmont Forest, Scottish Borders given service number K13 effective from 17 January 2024.

PM1136161/6 **PETER HOGG OF JEDBURGH LTD, BANKEND INDUSTRIAL ESTATE, ROXBURGHSHIRE, JEDBURGH, TD8 6ED**
Operating between Jedburgh Bus Station and Newcastle, Central Station given service number 131 effective from 28 January 2024.



Section 4 – Traffic Regulation Conditions

Section 4.1 – Requests

Section 4.2 – Determinations



Section 5 – Public Inquiries

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 david.march@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

No entries

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: 460974, Public Inquiry ID: 101361) for JASON MULLENDER to be held at The Public Inquiry Room (Birmingham), B15 1PL, 38 George Road, Edgbaston, Birmingham, on 21 February 2024 commencing at 10:30

Article 6 of Regulation (EC) No 1071/2009

TM Public Inquiry (Case ID: 460480, Public Inquiry ID: 101216) for STEPHEN TILLEY to be held at The Court Room (Cambridge), CB2 8BF, Eastern Traffic Area, Eastbrook, Shaftesbury Road, Cambridge,

on 20 February 2024 commencing at 10:00

Sch.3 - Consideration of Transport Managers Repute under Schedule 3

TM Public Inquiry (Case ID: 461023, Public Inquiry ID: 101376) for NEIL RUSSELL MCPHILLIPS to be held at The Glasgow Burgh Court Hall, 35-55 John Street, Glasgow, G1 1JA, on 26 February 2024 commencing at 10:00

Article 6 of Regulation (EC) No 1071/2009

TM Public Inquiry (Case ID: 460022, Public Inquiry ID: 101100) for NUSSEER RAFIQ to be held at The Public Inquiry Room (Warrington), WA3 2SH, Suite 4, Stone Cross Place, Stone Cross Lane North, Golborne, Warrington,
on 14 March 2024 commencing at 10:00
Article 6 of Regulation (EC) No 1071/2009

TM Public Inquiry (Case ID: 459295, Public Inquiry ID: 100946) for KATIE ADDYMAN to be held at Hillcrest House (Leeds), LS9 6NF, 386 Harehills Lane, LEEDS,
on 26 January 2024 commencing at 10:00
Article 6 of Regulation (EC) No 1071/2009
Schedule 3

Section 5.4 – Decisions Taken at Transport Manager Public Inquiries

TM Public Inquiry (Case ID: 459272, Public Inquiry ID: 100934) for CARL DAVID VOUT to be held at The Court Room (Cambridge), CB2 8BF, Eastern Traffic Area, Eastbrook, Shaftesbury Road, Cambridge,
on 9 January 2024 commencing at 10:30 (Previous Publication:(2468))
Repute lost.

Mr Vout is disqualified from relying on his certificate of professional competence until he completes a 2-day CPC refresher course.

TM Public Inquiry (Case ID: 459276, Public Inquiry ID: 100937) for Mr DILAWAR SINGH BRAR to be held at The Court Room (Cambridge), CB2 8BF, Eastern Traffic Area, Eastbrook, Shaftesbury Road, Cambridge,
on 11 January 2024 commencing at 14:00 (Previous Publication:(2469))
Strong warning - repute tarnished but not lost.

TM Public Inquiry (Case ID: 451571, Public Inquiry ID: 101309) for Mr JAMES CHRISTIAN SHILLING to be held at The Court Room (Cambridge), CB2 8BF, Eastern Traffic Area, Eastbrook, Shaftesbury Road, Cambridge,
on 11 January 2024 commencing at 01:00 (Previous Publication:(2469))
Public Inquiry reconvened from 11 December 2023.
Severe warning for having failed to exercise continuous and effective management of the transport activities. Mr Shilling's good repute is severely tarnished.

◆◆◆◆◆◆◆◆◆◆

Section 6 – Corrections

◆◆◆◆◆◆◆◆◆◆