

ROAD TRANSPORT LICENSING COMMITTEE

Committee Meeting

Minutes of a meeting held in public of the Road Transport Licensing Committee ("the Committee" or "the RTALC") held at 09:30 on Tuesday 29th March 2022 in the Board Room at Thie Slieau Whallian, Foxdale Road, St John's.

Present: Mr G Curphey (Chair)
 Miss M Norman (Vice Chair)
 Mr M Devereau
 Mr J McBride

Absent: Mr C Kniveton

In attendance: Mr N Capewell (Secretary)

The meeting commenced at 09:30.

Mr L Joyce – New PPV Operator Registration

The Secretary advised that the applicant wished to register as a new operator under Part "A" of the Register of Public Passenger Vehicles through the addition of one Section 29 Ply for Hire vehicle of up to eight passenger seats in the East District, following the transfer of business under the provisions of the Road Transport Regulations 2018, from the previous operator Mr PC Moy. He added that the registered address and operating centre were identified in the application as 24 Cronk View Crescent, Port Erin and that an assurance from Planning regarding the suitability of the proposed centre would not be required.

The Secretary stated that Mr Joyce had agreed to attend the meeting at very short notice as another invitee had postponed their visit at the last minute.

Mr Joyce entered the meeting at 10:04 and elected to give evidence under affirmation. Mrs J McGlynn also entered the meeting to observe proceedings.

Mr Joyce said that he had been a part-time PPV Driver for Castle Cabs since October 2021 but had decided to move into the East District in January 2022 and had since been driving for Mr PC Moy. As an operator, Mr Joyce advised that he hoped to work full-time, daily from 06:00 to 15:00, and hire a driver in the future to work night-time shifts, as he did while driving for Castle Cabs. He added that he had also been working for FCX, where he had earned his forklift licence and also drove a truck for TE Leece & Son Ltd. He circulated a brief business plan for the Committee.

Mr Joyce confirmed that, after considering buying Mr Moy's vehicle as part of the transfer of business, he had decided to buy a 2020 Skoda Octavia with about 6,000 miles on the odometer from Jacksons. In addition, he had secured a six-year warranty and an agreement that Jacksons would perform regular maintenance on the vehicle, including a service every 12,000 miles. He confirmed that he would perform daily checks on the vehicle before each use, and the Committee reminded him to record daily mileage and defect reporting and rectification as part of these checks.

Mr Joyce advised that he intended to employ a driver in the future, the Committee reminded him that he must enter into a written contract with any prospective driver. The contract should also oblige any prospective driver to inform him should their medical circumstances change to the extent that it would affect their ability to drive as well as informing him if they were convicted of any offences. The Secretary recommended that Mr Joyce pay particular attention to section 20 of the Road Transport Act 2001, which detailed his requirements to report any offences committed by himself or any driver he employed.

When asked exactly what he was buying with the transfer of business, Mr Joyce confirmed that he was buying Mr Moy's business and clientele to allow him to operate in the East District, but was not buying the Ply for Hire plate. He added that he had looked at the relevant legislation on the RTLC website and made notes of the salient points relating to his responsibilities as an operator.

Mr Joyce stated that he would be using Elegance Taxi Service as a service provider, but he had decided against formally appointing a Transport Manager. The Secretary urged Mr Joyce to contact the RTLC office if he had any questions rather than solely relying on his colleagues in the PPV trade.

Mr Joyce was informed that all test failures experienced by PPVs at the Vehicle Testing Centre ("VTC") were shared with the RTLC.

Mr Joyce left the meeting at 10:32 and the Committee proceeded to discuss the application.

Trade Distribution Ltd ("TDL") – Variation of a GV Operator Registration

The Secretary said that the applicant wished to vary an Operator Licence through a change of Transport Manager from Mr Steve Pickett to Mr Brian Wade. Should the application be successful Mr Steve Pickett would no longer be a responsible officer of the applicant. He added that the applicant currently had approval to operate 25 goods vehicles.

Mr Wade entered the meeting at 10:38 and he elected to give evidence under oath. Mrs McGlynn remained in the meeting as an observer.

Mr Wade advised that TDL was comprised of two companies, one in the Isle of Man and one in the United Kingdom. He added that the five trailers previously operated under their Manx Operator Licence were now under their UK Operator Licence and only visited the Isle of Man for drop-offs. All "Isle of Man" vehicles stayed on the Island.

Mr Wade stated that he had been the fleet manager since he joined the company six years ago. On taking up his post, Mr Wade formed a workshop where all vehicle maintenance was brought in-house and regular safety inspections were carried out on all vehicles every eight weeks.

The Committee underlined that Mr Wade, as Transport Manager, would be responsible for all aspects of the TDL fleet. Mr Wade briefly described the daily check and defect reporting process, and advised that the entire process was carried out electronically. He confirmed that he did not currently have a Transport Manager CPC but he ensured that all fleet management in the Isle of Man mirrored that of the United Kingdom as far as legislation required. Mr Wade added that TDL carried out maintenance for other Manx operators, including regular safety inspections and preparation for annual test.

Mr Wade was asked if he had any views on the RTLC's recent proposal to make all operator disc registration-specific. As they had recently held an operator licence until very recently, TDL already had registration-specific operator discs. Mr Wade said that he was in favour of it, as it was the correct way to administer goods vehicles.

Mr Wade asked about regular visits to operators by the RTLC, as TDL had not yet been visited by the Goods Vehicle Inspector or any other Authorised Officer. The Committee advised that such visits were being undertaken and that TDL would be visited at some stage.

Mr Wade left the meeting at 10:56. Mrs McGlynn left shortly after at 10:57 and the Committee proceeded to discuss the TDL application.

Tours IoM Ltd – PPV Operator Licence Application

The Secretary advised that the applicant wished to replace an existing Operator Licence on expiry. He added that the applicant currently had approval to operate 18 buses and four minibuses but is looking to reduce the number of buses operated to 14.

The Committee proceeded to discuss the application.

Department of Infrastructure, t/a Bus Vannin ("Bus Vannin") – PPV Operator Licence Application

The Secretary advised that the applicant wished to replace an existing Operator Licence on expiry. He added that the applicant currently had approval to operate 90 buses and 90 minibuses.

The Committee proceeded to discuss the application.

Bus Vannin – Section 25 Regular Service Licence ("RSL") Applications

The Secretary stated that the applicant wished to replace the following existing Section 25 Regular Service Licences on expiry:

- RSL 02/08 – Services 1, 1A, 1H, 2A, 2C, 11, 11A, 12, 12A and N1;
- RSL 02/13 – Services 5, 5A, 5C, 6, 6A, 6C, N5 and N6;
- RSL 02/19 – Services 3, 3A, 3B, N3 and X3;
- RSL 02/22 – Services 16, 16A, 16B, 17K, 18K, 19C, 20 and 20A;
- RSL 02/40 – School services only (in the entirety of the Island);
- RSL 02/42 – Between any point in Douglas and any point in Onchan (this is used for one-off special events only);
- RSL 02/44 – Services 21, 21A, 21B and 21H; and,
- RSL 02/47 – Service 29

The Committee proceeded to discuss the applications.

AAA Construction Ltd – Variation of a GV Operator Registration

The Secretary said that the applicant wished to vary an Operator Registration through the addition of one goods vehicle. He added that the applicant currently had approval to operate one goods vehicle.

The Committee proceeded to discuss the application.

Department of Infrastructure – Variation of a GV Operator Registration

The Secretary advised that the applicant wished to vary an Operator Registration through the addition of seven operating centres. He added that he applicant currently had approval to operate 100 goods vehicles and three trailers.

- South Quay Warehouse, South Quay, Douglas (Max 2 Vehicles)
- Battery Pier Depot, South Quay, Douglas (Max 10 Vehicles)
- Strathallan Horse Tram Depot, Strathallan Crescent, Douglas (Max 4 Vehicles)
- Laxey Depot, Glen Road, Laxey (Max 2 Vehicles)
- Ballakinnish Depot, New Castletown Road, Douglas (Max 20 Vehicles)
- Plant Depot, East Baldwin Road, East Baldwin (Max 4 Vehicles)
- Hillberry Depot, A18, Douglas (Max 8 Vehicles)

He added that, should the application be successful, the applicant would be surrendering three operating centres.

- Ramsey and District Cottage Hospital, Cumberland Road, Ramsey (Max 4 Vehicles)
- Ramsey Grammar School, Crossag Lane, Ramsey (Max 2 Vehicles)
- Vehicle Test Centre, Ballafletcher Road, Tromode (Max 6 Vehicles)

The Committee proceeded to discuss the application.

Easymix Concrete Limited – Variation of a GV Operator Registration

The Secretary stated that the applicant wished to vary an Operator Registration through a change in registered address from Apartment 6, 11-12 Peel Road, Douglas to 5 Bayr Grianagh, Castletown. He added that the applicant currently had approval to operate five goods vehicles.

The Committee proceeded to discuss the application.

MAP Groundworks Limited – Variation of a GV Operator Registration

The Secretary said that the applicant wished to vary an Operator Registration through a change in registered address from Apartment 6, 11-12 Peel Road, Douglas to 5 Bayr Grianagh, Castletown. He added that the applicant currently had approval to operate four goods vehicles.

The Committee proceeded to discuss the application.

Paul Carey & Sons Ltd – Variation of a GV Operator Registration

The Secretary advised that the applicant wished to vary an Operator Registration through the addition of one goods vehicle. He added that the applicant currently had approval to operate six goods vehicles.

The Committee proceeded to discuss the application.

Portland Services Ltd – Variation of a GV Operator Registration

The Secretary stated that the applicant wished to vary an Operator Registration through a change in registered address from Millennium House, Victoria Road, Douglas to 15 Peel Road, Douglas. He added that the applicant currently had approval to operate one goods vehicle.

The Committee proceeded to discuss the application.

Mrs EA Atcheson – Section 29 Ply for Hire Service Licence Application

The Secretary said that the applicant wished to apply for a Section 29 Ply for Hire Service Licence on expiry, through the provision of three Ply for Hire taxis in the Northwest District. He added that the applicant currently had approval to operate three Ply for Hire taxis in the Northwest District.

The Committee proceeded to discuss the application.

Mr AE Hall – Section 29 Ply for Hire Service Licence Application

The Secretary advised that the applicant wished to apply for a Section 29 Ply for Hire Service Licence on expiry, through the provision of one Ply for Hire taxi in the East District. He added that the applicant currently had approval to operate one Ply for Hire taxi in the East District.

The Committee proceeded to discuss the application.

Mr A Beedie – Section 29 Ply for Hire Service Licence Application

The Secretary stated that the applicant wished to apply for a Section 29 Ply for Hire Service Licence on expiry, through the provision of one Ply for Hire taxi in the East District. He added that the applicant currently had approval to operate one Ply for Hire taxi in the East District.

The Committee proceeded to discuss the application.

Mr RD Teare – Section 29 Ply for Hire Service Licence Application

The Secretary said that the applicant wished to apply for a Section 29 Ply for Hire Service Licence on expiry, through the provision of one Ply for Hire taxi in the East District. He added that the applicant currently had approval to operate one Ply for Hire taxi in the East District.

The Committee proceeded to discuss the application.

Mr GH Burton – Section 29 Ply for Hire Service Licence Application

The Secretary advised that the applicant wished to apply for a Section 29 Ply for Hire Service Licence on expiry, through the provision of one Ply for Hire taxi in the East District. He added that the applicant currently had approval to operate one Ply for Hire taxi in the East District.

The Committee proceeded to discuss the application.

Mr PGS Westwell – Section 29 Ply for Hire Service Licence Application

The Secretary stated that the applicant wished to apply for a Section 29 Ply for Hire Service Licence on expiry, through the provision of one Ply for Hire taxi in the East District. He added that the applicant currently had approval to operate one Ply for Hire taxi in the East District.

The Committee proceeded to discuss the application.

Mr J Millhouse – Section 29 Ply for Hire Service Licence Application

The Secretary advised that the applicant wished to apply for a Section 29 Ply for Hire Service Licence on expiry, through the provision of one Ply for Hire taxi in the East District. He added that the applicant currently had approval to operate one Ply for Hire taxi in the East District and one Private Hire car.

The Committee proceeded to discuss the application.

Bus Vannin – Variation of a Section 25 RSL No. 02/08

Services 1, 1A, 1H, 2A, 2C, 11, 11A, 12, 12A and N1 – A regular service of stage vehicles between;

- Onchan, Birch Hill and Port Erin/Port St Mary via the Airport & Castletown (1, 1A, 11, 12, 12A).
- Nobles Hospital or Hailwood Avenue and Port Erin/Port St Mary via the Airport & Castletown (1H).
- Onchan, Ballachrink and Port Erin/Port St Mary via the Airport & Castletown (2, 2A, 2C).
- Douglas and Port Erin/Port St Mary (N1).

The Secretary said that the service currently operated;

- On Mondays to Saturdays between the Promenades, Central Douglas and Port Erin at least every 15 minutes during the day and hourly during the later evening.
- On Sundays it operated every 20 minutes, with slightly reduced early morning and evening frequency.
- Night Owl (N1) journeys only operate on Friday and Saturday nights.

The Secretary advised that the applicant would like to make the following amendments;

- The service would return to operate via Groves Road on the re-opening of Pulrose Bridge.
- A slight re-timing of daytime journeys with a partial renumbering of some services. This would be a minor adjustment following operational experience with the aim rationalising the amount of service numbers used. There would be no change to the level of service provision.

The Committee proceeded to discuss the application.

Bus Vannin – Variation of a Section 25 RSL No. 02/09

Services 22, 22H, 25, 25B and 25H.

The Secretary stated that this RSL was comprised of services between;

- Nobles Hospital and Willaston/Birch Hill via Central Douglas & Bucks Road (22/22H) or via Victoria Road (25/25H).
- Schooldays journey between Central Douglas and Bemahague School via Victoria Road (25B).

The Secretary said that the applicant would like to make the following amendments;

- An additional journey at 08:42 from Douglas, Lord Street to Nobles Hospital. This variation would replace a current Douglas to Peel journey which is to be re-routed on the variation application for RSL 02/13.

The Committee proceeded to discuss the application.

Bus Vannin – Variation of a Section 25 RSL No. 02/10

Services 4, 4B, 4R, 8, 8R, 14, 28 and N8.

The Secretary advised that this RSL was comprised of services between;

- Douglas and Peel via Foxdale & Patrick (4, 4B).
- School day only journeys between Peel & Niarbyl and Braaid/Foxdale to Castletown (4, 14).
- Infrequent Monday to Friday journeys between Peel & Niarbyl and Douglas/Foxdale to Castletown (4, 14).
- Infrequent Summer Saturday and Sunday service between Peel and Castletown or Peel and Port Erin (4R, 8, 8R).
- Approximate hourly Summer Saturday and Sunday service between Port Erin and The Sound (28).
- Occasional journeys between Peel and Port Erin via St Johns & Foxdale (N8).

The Secretary stated that the applicant would like to make the following amendments;

- To operate the Summer Sunday service (4R, 8, 8R, 28) between 14th May and 25th September. This is a resumption of the previously operated service and there are no changes to any frequencies.
- To operate the direct evening journeys between Peel and Port Erin (N8) on the first Friday & Saturday nights of July, August, September and October (2nd & 3rd July, 6th & 7th August, 3rd & 4th September and 1st & 2nd October). This is a resumption of the previously operated evening journeys but on a reduced number of operating days.

The Committee proceeded to discuss the application.

Bus Vannin – Variation of a Section 25 RSL No. 02/13

Services 5, 5A, 5C, 6, 6A, 6C and N5 – A regular service of stage vehicles between Douglas and Ramsey via Crosby, St. John's, Peel, Kirk Michael and Ballaugh.

The Secretary said that this RSL was comprised of services between;

- Between Douglas and Peel approximately every 30 minutes during the day with alternate journeys providing an hourly service between Peel and Ramsey.
- Hourly between Douglas and Peel during the later evening with some journeys between Peel and Ramsey.

- Half hourly on Sundays between Douglas and Peel and every 2 hours between Peel and Ramsey during the day with infrequent journeys during the evening.
- Night Owl (N5) journeys only operate on Friday and Saturday nights.

The Secretary advised that the applicant would like to make the following amendments;

- By adding an extra journey operating via The Hope and station Road between Ballacraigne and St Johns instead of directly via Main Road. This would provide increased journeys to serve Thie Slieau Whallian in St Johns.

The Committee proceeded to discuss the application.

Bus Vannin – Variation of a Section 25 RSL No. 02/19

Services 3, 3A, N3 and X3 – A regular service of stage vehicles between Douglas and Ramsey via Laxey.

The Secretary stated that this RSL was comprised of services between;

- Between Douglas and Ramsey via Laxey – operating every 30 minutes Monday to Saturday daytime and hourly evenings and Sundays (3, 3A, X3).
- Night Owl (N3) journeys only operate on Friday and Saturday nights.

The Secretary said that the applicant would like to make the following amendments;

- To operate an enhanced Summer Sunday service between 14th May and 25th September. This is a resumption of the previously operated service and there are no changes to any frequencies

The Committee proceeded to discuss the application.

Bus Vannin – Variation of a Section 25 RSL No. 02/44

Services 21, 21A, 21B and 21H – A regular service of stage vehicles between;

- Central Douglas and Anagh Coar/Farm Hill via Pulrose & Spring Valley (21).
- Central Douglas and Ballaughton Manor Hill via Pulrose, Spring Valley & Anagh Coar/Farm Hill (21A).
- Central Douglas and IoM Business Park via Pulrose, Spring Valley & Anagh Coar/Farm Hill (21B).
- Central Douglas and Nobles Hospital via Pulrose, Spring Valley & Anagh Coar/Farm Hill (21H).

The Secretary advised that the applicant would like to make the following amendments;

- The resumption of operation via Pulrose Road following the re-opening of Pulrose Road which removes the temporary service 21P.
- The slightly later departure from Douglas of the current 17:00, 17:35 and 18:05 journeys due to requests from customers who finish work at 17:00, 17:30 or 18:00.
- To operate the 22:05 and 23:05 journeys direct from Springfield Road via Alder Road to Pulrose Road on return from Anagh Coar and not via Heather and Hazel Crescents due to a lack of patronage late evening from Heather and Hazel Crescent to Douglas.
- Operation of the 23:05 journey on Bank Holidays as there is passenger expectation for this journey where Bank Holidays are on a weekday.

Minutes of a Meeting held in Public on 17th February 2022

The minutes were read, reviewed and approved as a true reflection of that meeting with some minor amendments being made.

Urgent Matters as Approved by the Chair

There being no other business, the public meeting closed at 11:56.

**The minutes were signed by the Chair
Mr G Curphey on 21 April 2022**

Noel Capewell
Secretary
Road Transport Licensing Committee