

RHONDDA CYNON TAF COUNTY BOROUGH COUNCIL

LICENSING COMMITTEE
(SITTING IN ITS ROLE UNDER THE LICENSING ACT 2003)

Minutes of the meeting held at the County Borough Council Offices, The Pavilions, Clydach Vale on Tuesday, 22 October 2013 at 4:30p.m.

PRESENT

County Borough Councillor A. Fox – in the Chair

County Borough Councillors

(Mrs) T. A. Bates	B. Morgan
S. A. Bradwick	S. Powderhill
(Mrs) S. Jones	L. Walker
(Mrs) C. Leyshon	E. Webster
I. Pearce	T. Williams

Officers in Attendance

Mr P.J. Mee – Service Director, Public Health & Protection

Mrs R. Smith - Solicitor

Mrs M. Williams – Licensing Manager

Mr L. Morgan – Assistant Licensing Manager

9. APOLOGIES FOR ABSENCE

Apologies for absence were received from County Borough Councillors R. B. McDonald, K. Montague, J. Rosser and G. Smith

10. DECLARATIONS OF INTEREST

There were no disclosures of personal interests in matters pertaining to the agenda.

11. HUMAN RIGHTS ACT 1988 AND CRIME & DISORDER ACT

RESOLVED to note, that when Members determine the licensing and registration matters before them they have a duty not to act in a manner that is incompatible with the convention on Human Rights and the Crime and Disorder Act.

12. MINUTES

RESOLVED to approve as an accurate record, the minutes of the meeting of the Committee held on 16th July 2013.

REPORT OF THE SERVICE DIRECTOR, PUBLIC HEALTH & PROTECTION

14. REVIEW OF THE LICENSING ACT 2003 AND THE GAMBLING ACT 2005

The Service Director, Public Health & Protection presented the Committee with his quarterly report on relevant issues with regard to the Licensing Act 2003 and the Gambling Act 2005.

Members were presented with a concise report outlining the application process and the number of applications received for the period 1st July 2013 to the 6th October 2013. Reference was made to the continuing fall in numbers of TEN's applications which is attributed to the implementation of the Live Music Act. A full summary of TEN's was attached as Appendix 1A for information.

The Service Director, Public Health & Protection updated Members with the detail of the contested applications, reviews and appeals for the period. Committee was informed that the one appeal determined since the last report concerning the Morgan Tavern in Pontypridd was dismissed with costs awarded to the Licensing Authority. Consequently the premise was closed on the 25th September 2013.

Further details were provided in respect of compliance and enforcement issues and in particular test purchasing and premises inspections and infringements. The officer referred to the temporary suspension of the premises inspections due to staffing issues within the Licensing team which, it was confirmed, would be overcome with all WPI targets met by the end of the year. Members were also provided with details of the Government's proposals to review the issuing of Personal Licences with the assurance that further information would be provided post consultation period.

The Service Director, Public Health & Protection confirmed there has been no change to the trade profile in respect of the Gambling Act 2005. Members were updated with the outcome of four test purchases of Fixed Odds Betting Terminals (FOBT) situated within local gambling premises and details of the initiative charged by the Gambling Commission were also outlined.

Following consideration of the report it was **RESOLVED** to:-

- (i) note the contents of the report in respect of the Licensing Act 2003 which has been provided for information;
- (ii) note the contents of the report in respect of the Gambling Act 2005, which has been provided for information

15. EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED that the press and public be excluded from the meeting under Section 100A(4) of the Local Government Act 1972 (as amended) for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraph 13 of Schedule 12A of the Act, namely, information relating to a particular individual. Transparency in the conduct of Local Authority business is desirable, however, personal data relating to the conduct and capabilities of individuals will be discussed and considered. Consequently, it is considered the public interest in maintaining the exemption outweighs the public interest in disclosing information.

REPORT OF THE SERVICE DIRECTOR, PUBLIC HEALTH AND PROTECTION CONTAINING EXEMPT INFORMATION

16. LICENSING ACT 2003 – LICENCES AND REGISTRATIONS ISSUED UNDER THE PROVISION OF DELEGATED POWERS

In his report, the Service Director, Public Health & Protection provided details of licences and registrations issued during the period 1st July to 6th October 2013 in relation to Personal Licences and Premises Licences and it was **RESOLVED** to note the report.

**A. FOX
CHAIRMAN**

The meeting terminated at 4.45pm