

ORHONDDA 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, 28 July 2015 at 4:30p.m.

PRESENT

County Borough Councillor A. Fox – in the Chair

County Borough Councillors

S. A. Bradwick	G. Smith
S. J. Jones	(Mrs) M. Tegg
(Mrs) C. Leyshon	T. Williams
B. Morgan	

Officers in Attendance

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

Mr P. Nicholls – Principal Solicitor

Mrs M.D Williams – Licensing Manager

Mr L. Morgan – Assistant Licensing Manager

1. APOLOGIES

An apology of absence was received from County Borough Councillors (Mrs) T. A. Bates, (Mrs) J. Cass, C. Middle, I. Pearce, S. Powderhill, L. Walker and E. Webster.

2. DECLARATIONS OF INTEREST

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

3. 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.

4. MINUTES

RESOLVED to approve as an accurate record the minutes of the meeting of the Licensing Committee (sitting in its role under the Licensing Act 2003) held on the 23rd April 2015.

REPORT OF THE SERVICE DIRECTOR, PUBLIC HEALTH & PROTECTION

5. 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, together with ancillary matters arising from the responsibilities charged to the Committee.

Information relating to the numbers of applications for Temporary Events Notices was relayed to Committee with the assurance that the increase in the volume of applications was appropriate for the time of year. Details regarding the four contested applications and one Review since the last quarter were also reported. The Service Director confirmed the current status of the Morning Star in Pontypridd following the surrender of its Premises Licence and a Closure Order which is in force up to the 20th September 2015.

Further details concerning the compliance and enforcement activities for the quarter were presented such as the successful outcome of the 12 test purchases following a series of intervention work by Officers. The Service Director, Public Health & Protection referred to an error in the report concerning the Ponty Convenience Store which should read 'Banga Booze', which has been prosecuted for the sale of cigarettes to young people.

An update was provided in respect of Licensee training and the high pass rate achieved by 60 of the 61 delegates. A selection of published comments taken from the feedback forms served to demonstrate the success of the training delivered during April 2015.

The Service Director, Public Health & Protection reported on the outcomes of 59 premises inspections and the subsequent infringements as attached in Appendix 1D of the report.

A copy of the summary figures of the Annual fees was circulated at the meeting for the benefit of Committee which highlighted the total income received compared to those outstanding invoices as at the 30th June 2015. The Service Director confirmed that 13 Premises Licences are currently suspended for fees unpaid, however, with 12 of those premises no longer trading debt recovery has commenced with the one remaining premise.

With regard to the Gambling Act 2005 the Service Director, Public Health & Protection provided Committee with details of the trade profile for premises licences, gaming permits and enforcement activity for the period. It was reported that the Gambling Licensing Policy Review

2016-18 is scheduled for review with a further update to be presented to Committee in due course.

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;

6. 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

7. 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 the 30th March 2015 to the 12th July 2015 in respect of Personal Licences and Premises Licences and it was **RESOLVED** to note the report.

**A. FOX
CHAIRMAN**

The meeting terminated at 4.40pm