

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, 20 October 2015 at 4:30p.m.

PRESENT

County Borough Councillor A. Fox – in the Chair

County Borough Councillors

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

Officers in Attendance

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

Mrs R. Smith –Solicitor

Mrs M.D Williams – Licensing Manager

Mr L. Morgan – Assistant Licensing Manager

8. APOLOGY

An apology of absence was received from County Borough Councillor (Mrs) J. Cass

9. DECLARATIONS OF INTEREST

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

10. 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.

11. 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 28th July 2015.

REPORT OF THE SERVICE DIRECTOR, PUBLIC HEALTH & PROTECTION

12. 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.

Details of the number of applications received since the last update were provided and the summary of TEN's applications was produced at Appendix 1A of the report for the benefit of Members. The high number of TEN's was attributed to the summer season and considered appropriate for the time of year. It was reported that four contested applications and one review application have been determined since the last report and further information was provided in respect of each. Furthermore two pending appeals were reported.

The Service Director, Public Health and Protection outlined the compliance and enforcement activities for the quarter including the outcome of 25 test purchases. Reference was also made to the recent successful collaboration activity involving officers from Licensing, Trading Standards and South Wales Police which served to address specific issues across the County Borough.

Members were informed that through the Police & Crime Commissioners' Office Violent Crime Reduction Initiative funding has been made available to enable further enforcement work to be carried out in the area in advance of the Rugby World Cup matches and the Christmas period. Details of how the funding has been utilised to date were provided. The Dai Fib Appeal which is a fundraising initiative in the Upper Rhondda Pubwatch which aims to provide Defibrillators in premises where the public have access was praised for its work.

It was reported that 54 premises have been inspected since the last period with all relevant infringements associated with those inspections attached for information at Appendix 1C. It was also noted that 14 premises have been suspended due to unpaid fees (although 12 of those premises are no longer trading) and Members were assured that debt recovery has commenced in respect of those remaining licensed premises.

With regard to the Gambling Act 2005 the Service Director, Public Health & Protection advised Members of the Committee that the Gambling Policy Statement is now due for review. Having considered the advice of the Gambling Commission it has been determined that the current Policy Statement should be re-adopted subject to minor

amendments to reference legislative changes and commended to the Executive.

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;
- III. Note the comments of the Service Director Public Health & Protection in respect of the re adoption of the current Statement of Principles for the Gambling Act 2005, (subject to minor legislative amendments) and to commend this action to the Executive

13. 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

14. 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 13th July 2015 to the 4th October 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