

**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, 12<sup>th</sup> April 2016 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 ) J. Cass	G. Smith
(Mrs) S. J. Jones	(Mrs) M. Tegg
(Mrs) C. Leyshon	L. Walker
I. Pearce	T. Williams

**Officers in Attendance**

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

Mrs R. Smith –Solicitor

Mr L. Morgan – Assistant Licensing Manager

**22. APOLOGY**

An apology of absence was received from County Borough Councillors C.J.Middle, E. Webster and T. Williams

**23. DECLARATIONS OF INTEREST**

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

**24. 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.

**25. 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 19<sup>th</sup> January 2016.

## **REPORT OF THE SERVICE DIRECTOR, PUBLIC HEALTH & PROTECTION**

### **26. 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.

It was reported that during this period there is a lower than average number of TEN's applications to report which reflects the post Christmas decline in the number of events being held.

The Service Director Public Health & Protection summarised the outcome of two contested applications and two review applications which had been determined since the last period. Details of the one pending appeal were also provided. An update was given in respect of the Licensing team's compliance and enforcement activity for the period including the results of test purchases at four takeaway establishments.

Members of the Committee were advised that the format for reporting advice and guidance offered to the licensing trade had been updated to include the information by locality for ease of reference. The change in format was welcomed by Members of the Committee.

The current position with regard to the recovery of annual fees under the Licensing Act 2003 was reported before the Service Director Public Health & Protection referred to issues under the Gambling Act 2005.

Further to questions posed by Committee and the responses received from the Service Director Public Health & Protection it was **RESOLVED:-**

- I. To note the contents of the report in respect of the **Licensing Act 2003** which has been provided for information;
- II. To note the contents of the report in respect of the **Gambling Act 2005** which has been provided for information;

### **27. 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**

**28. 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 21<sup>st</sup> December 2015 to 20<sup>th</sup> March 2016 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