



RHONDDA CYNON TAF COUNCIL LICENSING ACT 2003

Minutes of the meeting of the Licensing Act 2003 meeting held on Tuesday, 11 September 2018 at 4.30 pm at the Council Chamber, The Pavilions, Cambrian Park, Clydach Vale, Tonypanydy, CF40 2XX.

County Borough Councillors - Licensing Act 2003 Members in attendance:-

Councillor A Fox (Chair)

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| Councillor D Williams | Councillor S Bradwick |
| Councillor S Powderhill | Councillor E Webster |
| Councillor T Williams | Councillor L Jones |
| Councillor W Lewis | Councillor S Morgans |
| Councillor A Cox | Councillor P Howe |

Officers in attendance:-

Ms L Davies, Head of Public Protection
Mr P Nicholls, Head of Legal - Litigation, Planning & Environment, Community & Children's Services
Mr G Black, Community Safety and Licensing Manager
Mr M Owen, Assistant Licensing Manager
Mr N Evans, Licensing Enforcement Officer
PC Whittle - South Wales Police

County Borough Councillors in attendance:-

Councillor R Lewis

1 DECLARATION OF INTEREST

In accordance with the Council's Code of Conduct, there were no declarations made pertaining to the agenda.

2 HUMAN RIGHTS ACT 1997 AND CRIME AND DISORDER ACT

It was **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.

3 MINUTES

It was **RESOLVED** to approve the minutes of the 17th April, 2018 as an accurate reflection of the meeting.

4 REVIEW OF THE LICENSING ACT 2003 & GAMBLING ACT 2005

The Head of Public Protection provided the Committee with a 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 there had been a significant increase in number of Temporary Events Notices (TEN's), which was largely due to the time of year following the prolonged period of sunshine.

Members learned that during the period, there had been one contested application, namely Cwmdare Stores and one review submitted by the Home Office, where Members resolved to revoke their licence.

The officer reported the outcome of an appeal which was considered within the period, namely Domino's in Treforest, where the appellant had contested the decision of the Licensing Sub Committee. Members learned that the appeal was settled out of court and that the Licence was granted to the appellant but with reduced hours to the original application.

The officer referred Members to section 4.3 of the report where the premises inspections and infringements were outlined. It was pleasing to learn that 89% of premises inspected were broadly compliant compared to the 80% during the previous reporting period.

Members were advised that there had been an increase in the number of complaints received during the period and that the trend appeared to be from noise issues as a result of the hot weather.

The officer provided the Committee with an overview of the work undertaken by the Licensing teams in conjunction with Police Licensing teams across the Rhondda, Cynon and Taf areas for the period. The officer spoke of positive initiatives that had been put in place such as Operation Malpas in the Rhondda and the 'Noise App' in the Taff area which had produced positive results.

The Officer advised that 'Pubwatch' meetings were regularly attended in each area but asked if Members could assist with engaging with licensees in the Mountain Ash and Aberdare areas as attendance had dwindled over time.

The officer advised of the problems which arose from the 'Bounce Run' event which was to be held in Ynysangharad Park, Pontypridd. It was explained that due to various issues, the licensed area was not permitted to open but assured Members that a debriefing was held by various authorities after the event to ensure the issues do not arise in the future.

Members were referred to section 4.5 of the report where an update on Pontypridd CAP was provided. Following questions, the officer explained that the positive initiatives would be monitored by surveys and working with schools with the aim of ensuring that they become long term projects for the future.

Members were updated on the new PSPO implemented 1st September. Queries were raised in respect of the powers of the PSPO, with the officer confirming that Aberdare and Pontypridd town centres were now defined as intoxicating substance exclusion zones but that alcohol could also be removed from the public in other local areas, should they be causing or likely to cause anti social behaviour. The Officer assured Members that the police were fully aware of this in order to enforce the laws correctly but if they felt it was necessary, an update could be provided.

One Member spoke of the Temporary Event Notices and asked if Local Members could be forewarned of any significant events which would result in noise issues for neighbours. The officer explained that although there is no statutory requirement for officers to consult with Local Members, there was an opportunity for a process review.

Further to questions raised by the Committee and the responses received from the relevant officers, it was **RESOLVED:-**

- a) To note the contents of the report in respect of the **Licensing Act 2003** and;
- b) To note the contents of the report in respect of the **Gambling Act 2005**.

5 TO CONSIDER PASSING THE UNDER-MENTIONED RESOLUTION:

It was **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 Part 4 of Schedule 12A of the Act.

6 LICENCES AND REGISTRATIONS ISSUED UNDER THE PROVISION OF DELEGATED POWERS FOR THE PERIOD: 20.04.18 - 26.08.18

The Head of Public Protection provided the Committee with details of licences and registrations issued during the period of 20th April, 2018 and 26th August, 2018.

Following discussions, it was **RESOLVED** to note the content of the report.

This meeting closed at 4.55 pm

**CLLR A FOX
CHAIR.**