



RHONDDA CYNON TAF COUNCIL LICENSING ACT 2003

Minutes of the meeting of the Licensing Act 2003 meeting held on Tuesday, 12 March 2019 at 4.30 pm at the Council Chamber, The Pavilions, Cambrian Park. Clydach Vale, Tonypany, CF40 2XX.

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

Councillor A Fox (Chair)

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| Councillor D Williams | 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, Service Director, Legal Services
Mr Gary Black, Community Safety and Licensing Manager
Mr M Owen, Assistant Licensing Manager

14 Declaration of Interest

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

15 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.

16 Minutes

It was **RESOLVED** to approve the minutes of the 4th December, 2018 as an accurate reflection of the meeting.

17 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 the number of Temporary Events Notices (TEN's) during the quarter, which was largely due to events held for the Christmas and New Year period.

Members learned that there had been a number of contested applications since the last summary report and the officer was able to provide an update in respect of the application for variation of the Premises Licence for Club Ice, Pontypridd. It was confirmed that the Sub Committee had refused the request for the Thursday, but granted the Licence for Friday and Saturday. The variation was also granted on the Sunday for the premises to open to the public between the hours 11:00 to 01:30 with the supply of alcohol between 11:00 to 01:00, subject to a number of additional conditions.

Members were informed that there had been no reviews or appeals submitted since the last report.

The officer referred Members to section 4.3 of the report where the premises inspections and infringements were outlined. Members were pleased to learn that 89% of premises inspected were broadly compliant despite there being a delay in inspections due to the Christmas period.

The officer provided the Committee with an overview of the work undertaken by the Licensing team across RCT for the period. The Committee were advised that there had been a significant drop in the number of complaints received for the Rhondda area during the period and a decrease in incidents reported to the police. The officer spoke positive of 'Operation Marsileo' which had been formed in the Rhondda area to ensure the promotion of the Licensing Objective of 'Protection of Children from Harm'. Members were pleased to learn that apart from one premises of concern, all licensed premises had been compliant during the inspections. The officer also advised that no concerns had been raised following a number of inspections to licensed premises by Trading Standards to check the locations of gaming machines.

Members were pleased to learn that following concerns raised at the last meeting regarding the alleged under age sales in the Cynon Valley, a workshop had taken place whereby sixteen people attended. Participation in the workshop was voluntary and feedback was positive therefore the event may be offered again.

The officer went on to speak of the recent site visit held at the 'Tumble' area of Pontypridd, whereby Members of the Licensing Committee accompanied officers to visit the CCTV control room, taxi rank and the management of the licensed premises in the vicinity. Members were reminded of their request to visit the Aberdare area and were advised that officers would look into arranging this for a future date.

Members were updated on the PSPO which had been implemented on 1st September, 2018 and were advised that the exclusion zones within Pontypridd and Aberdare town centres are continuing to be monitored by police and staff at the Local Authority. It was explained that the majority of instances had taken place in Pontypridd, whereby alcohol had been confiscated.

In respect of the Gambling Act 2005, Members were advised that there were no major changes to the position of recovery of annual fees as a result of the robust legislation which allows for withdrawal of the licence/permit for non-payment of appropriate fees.

One Member raised concerns in respect of the use of TEN's to test the viability of applying for a premises licence. The officer assured the Member that the Licensing department were mindful of businesses using this method and had monitoring in place to ensure they have appropriate evidence prior to any subsequent application to vary a licence being brought to the Licensing Sub Committee.

Members took the opportunity to thank the officers for the insightful visit to the 'Tumble' area of Pontypridd, commenting on the clear CCTV footage and the positive management skills displayed by the premises license holders on the evening.

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**.

18 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.

19 Licences and Registrations issued under the provision of Delegated Powers for the period 19.11.18 - 17.02.19:

The Head of Public Protection provided the Committee with details of licences and registrations issued during the period of 19th November, 2018 to 17th February, 2019.

Following a short discussion, it was **RESOLVED** to note the content of the report.

This meeting closed at 4.45 pm

**CLLR A FOX
CHAIR.**