



RHONDDA CYNON TAF COUNCIL LICENSING ACT 2003

Minutes of the meeting of the Licensing Act 2003 held on Tuesday, 10 September 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 D Williams Councillor T Williams
Councillor W Lewis Councillor S Morgans
Councillor P Howe Councillor L Jones

Officers in attendance:-

Ms L Davies, Service Director – Public Protection Services
Mr P Nicholls, Service Director, Legal Services
Ms R Hope, Health Protection and Licensing Service Manager
Mr M Owen, Assistant Licensing Manager

12 Apologies for Absence

Apologies for absence were received from County Borough Councillors A. Fox, S. Bradwick, E. Webster, A. Cox and S. Powderhill.

13 Announcement of the Chair

The Chair wished to extend his congratulations, on behalf of the Licensing Committee, to Councillor A. Fox on the birth of his daughter.

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 11th June 2019 and 29th July 2019 as an accurate reflection of the meeting.

17 Review of the Licensing Act 2003 & Gambling Act 2005

The Service Director, 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 an increase in number of Temporary Events Notices (TEN's), which was reflective of the time of year following the summer months.

The Service Director reported that since the last Committee report, there had been no contested applications. The Service Director confirmed that there had been two Reviews, one of which was for Family Shopper, Porth, whereby Members resolved to revoke the license; and the second was for Chicken and Kebab Land, Pontypridd, whereby Members resolved to suspend the License for two months. Members were advised that the decision for Chicken and Kebab Land had been contested and listed for an Appeal Hearing at Merthyr Magistrates Court, and the outcome would be reported to the next appropriate meeting of the Licensing Committee (sitting in its role under the Licensing Act 2003).

The Service Director referred Members to section 4.3 of the report where the premises inspections and infringements were outlined. Members were pleased to learn that 91% of premises inspected were broadly compliant, which was an increase since the previous Committee report.

The Officer provided the Committee with an overview of the work undertaken by the Licensing teams in conjunction with Police Licensing teams across Cynon, Rhondda and Taf areas for the period. Members learned that officers had attended a number of pre-application advice meetings, for both small scale and larger events such as The Big Bite and Ponty Big Weekend, which proved to be successful with no major issues found.

The officer went on to speak of the late night refreshment establishments within the Tumble Area of Pontypridd and advised Members that there were still issues regarding non-compliance.

Referring to allegations of door staff using drugs at a local nightclub in Aberdare, the officer advised that although there were no wrongdoings identified, there was no policy on drug seizures. Members were pleased to learn that work is being undertaken with South Wales Police to devise a newly worded drug policy, which would hopefully be implemented in the near future.

The Service Director informed Members that following test purchases exercises undertaken by Licensing and Trading Standards for potential alcohol sales to under 18's, a 15 year old girl was sold alcohol in the Cynon Valley. Members were assured that the incident was being investigated.

In respect of gambling, Members were informed that inspections of premises had been conducted for the first time in a number of years and that the all premises in the Rhondda were found to be fully compliant. The officer assured Members that inspections in other areas were ongoing and that the results would be reported to the next appropriate meeting.

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 Review of the Licensing Policy Statement 2020 - 2025

The Service Director, Public Protection provided the Licensing Committee with the Council's Statement of Licensing Policy for the period 2020-2025, which was inclusive of the proposed revisions and amendments made at the Licensing Committee meeting on 10th September 2019, in conjunction with comments made within the public engagement process.

Details of the key changes to the Licensing Policy were reported to the Committee and the officer drew Members attention to the Policy Statement for 2020-2025, which was reproduced as Appendix 1.

The Service Director advised that should Members approve the Statement of Licensing Policy, the Executive would consider it on 24th September and subject to endorsement, Council would consider it for adoption in November 2019.

Members **RESOLVED** to endorse the new Statement of Licensing Policy 2020-2025 and commend the revised Statement to the Cabinet for consideration prior to a recommendation being made to Council for its approval.

19 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.

20 Licences and Registrations issued under the provision of Delegated Powers for the period: 27.05.19 - 25.08.19

The Service Director, Public Protection provided the Committee with details of licences and registrations issued during the period of the 27th May 2019 and 25th August 2019.

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

This meeting closed at 4.45 pm

**CLLR D WILLIAMS
CHAIR.**