

# Document Pack



Mark James LLM, DPA, DCA  
Prif Weithredwr,  
Chief Executive,  
Neuadd y Sir, Caerfyrddin. SA31 1JP  
County Hall, Carmarthen. SA31 1JP

**TUESDAY, 25 AUGUST 2015**

**TO: ALL MEMBERS OF THE LICENSING COMMITTEE**

I HEREBY SUMMON YOU TO ATTEND A MEETING OF THE **LICENSING COMMITTEE** WHICH WILL BE HELD IN THE **CHAMBER, COUNTY HALL, CARMARTHEN AT 10.00 AM, ON THURSDAY, 3RD SEPTEMBER, 2015** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA

*Mark James*

**CHIEF EXECUTIVE**



PLEASE RECYCLE

<b>Democratic Officer:</b>	<b>Mr Martin S. Davies</b>
<b>Telephone (direct line):</b>	<b>01267 224059</b>
<b>Fax:</b>	<b>(01267) 224911</b>
<b>E-Mail:</b>	<b>MSDavies@carmarthenshire.gov.uk</b>
<b>Ref:</b>	<b>AD016-001</b>

# AGENDA

1. APOLOGIES FOR ABSENCE.
2. DECLARATIONS OF PERSONAL INTERESTS.
3. MRS LINDA VICTORIA MORGAN - APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE 1 - 4
4. PRIVATE HIRE VEHICLE LICENCE 5 - 8
5. MRS SARAH JENNA WYNNE - APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE 9 - 12
6. MR CHRISTOPHER GRAHAM RICHARDS - HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE 13 - 16
7. MR PHILIP MARK JONES - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE 17 - 20
8. MR ANDREW STUART MARLING - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE 21 - 24
9. LICENSING ACT 2003 / GAMBLING ACT 2005 - REVIEW OF LICENSING POLICY / REVIEW OF GAMBLING POLICY 25 - 42
10. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF LICENSING SUB-COMMITTEE "C" HELD ON THE 21ST JULY 2015 43 - 48
11. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE 25TH JUNE 2015 49 - 52

## PWYLLGOR TRWYDDEDU

03/09/15

**Mrs Linda Victoria Morgan**

**Cais i adnewyddu trwydded Yrru Ddeuol Cerbyd Hacnai/Hurio Preifat**

### ARGYMHELLION / PENDERFYNIADAU ALLWEDDOL SYDD EU HANGEN:

Caniatáu cais Mrs Morgan.

### RHESYMAU:

Amodau'r Cyngor mewn perthynas â Thrwyddedau Gyrru Deuol ar gyfer Cerbyd Hacnai/Hurio Preifat.

Ymgynghorwyd â'r Pwyllgor Craffu perthnasol  
Angen i'r Bwrdd Gweithredol wneud penderfyniad  
Angen i'r Cyngor wneud penderfyniad

Amherthnasol  
Amherthnasol  
Amherthnasol

Aelod y Bwrdd Gweithredol sy'n Deiliad y Portfolio: Cyngorydd T.J. Jones

Y Gyfarwyddiaeth:  
Gofal Cymdeithasol, Iechyd a Thai

Enw Pennaeth y Gwasanaeth  
Mr Robin Staines

Awdur yr Adroddiad  
Justin Power

Swydd:

Pennaeth Tai a Diogelu'r Cyhoedd

Uwch-swyddog Trwyddedu

Rhifau Ffôn:  
Cyfeiriadau E-bost:

01267 228706  
rstaines@sirgar.gov.uk

01267 228932  
JHPower@sirgar.gov.uk

**EXECUTIVE SUMMARY**  
**Licensing Committee**  
**03/09/15**

**SUBJECT**

**Mrs Linda Victoria Morgan**

**Application to renew a Hackney Carriage/Private Hire Dual Drivers  
Licence**

**To consider an application from Mrs Linda Victoria Morgan of 72 Cwmfelin Road, Bynea, Llanelli to renew her hackney carriage/private hire dual drivers licence.**

**Mrs Morgan is 70 years of age.**

**Condition 25 of the Council's Conditions of Licence for Hackney Carriage and Private Hire Dual Drivers states that " The driver shall be at least twenty one years of age and must not be older than seventy years of age"**

**Mrs Morgan has produced a medical certificate confirming that she is Fit to drive a Hackney Carriage/Private Hire Vehicle.**

**DETAILED REPORT ATTACHED ?**

**NO**

## IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>

## CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines

Head of Housing and Public Protection

**1. Local Member(s):**

No local member involvement and therefore no consultation necessary.

**2. Community / Town Council:**

No Community / Town Council involvement and therefore no consultation necessary.

**3. Relevant Partners:**

No Police and Fire Authority involvement and therefore no consultation necessary.

**4. Staff Side Representatives and other Organisations:**

There are no other organisations involved and therefore no consultation necessary.

**Section 100D Local Government Act, 1972 – Access to Information**

**List of Background Papers used in the preparation of this report:**

**THESE ARE DETAILED BELOW**

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	DD30552	Licensing Section, 3 Spilman Street, Carmarthen

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## PWYLLGOR TRWYDDEDU

03/09/15

### PWNC A PHWRPAS DRWYDDED CERBYD HURIO PREIFAT

#### ARGYMHELLION / PENDERFYNIADAU ALLWEDDOL SYDD EU HANGEN:

Bod y cais yn cael ei ganiatáu.

#### RHESYMAU:

Canllawiau'r Cyngor yn ymwneud â'r broses gwneud cais.

Ymgynghorwyd â'r Pwyllgor Craffu perthnasol	Amherthnasol
Angen i'r Bwrdd Gweithredol wneud penderfyniad	Amherthnasol
Angen i'r Cyngor wneud penderfyniad	Amherthnasol

Aelod y Bwrdd Gweithredol sy'n Deiliad y Portfolio: Cyngorydd T.J. Jones

<b>Y Gyfarwyddiaeth:</b> Gofal Cymdeithasol, Iechyd a Thai	<b>Swydd:</b>	<b>Rhifau Ffôn:</b> <b>Cyfeiriadau E-bost:</b>
<b>Enw Pennaeth y Gwasanaeth</b> Mr Robin Staines	<b>Pennaeth Tai a Diogelu'r Cyhoedd</b>	01267 228706 rstaines@sirgar.gov.uk
<b>Awdur yr Adroddiad</b> Justin Power	<b>Uwch-swyddog Trwyddedu</b>	01267 228932 JHPower@sirgar.gov.uk

**EXECUTIVE SUMMARY**  
**Licensing Committee**  
**03/09/15**

**PRIVATE HIRE VEHICLE LICENCE**

To consider an application from Mr David Mark Jones-Dunstall of South Wales Travel, Bwythyn y Coed, 1 Dol y Dderwen, Bonllwyn, Ammanford, Carmarthenshire to be granted an exemption from Condition 5a and 5b of the Council's Licence Conditions for Private Hire Vehicles for his Renault Grand Scenic registration number SP11 NJZ.

Mr Jones-Dunstall has requested that as he intends to operate this vehicle for Executive and Business Hire only, that he be granted an exemption from Condition 5a and 5b of the Council's Licence Conditions, namely that they be not required to display door stickers and a licence plate on the rear bumper of his Vehicle.

Should the Licensing Committee agree to grant Mr Jones-Dunstall an exemption from condition 5a and 5b of the Council's Licence Conditions for Private Hire vehicles, then the following Licence Conditions be attached to the Licence:-

That the licensed Renault Grand Scenic registration SP11 NJZ be exempt from licence conditions 5a and 5b, whilst being used for executive and business hire purposes as outlined in the application by Mr Jones-Dunstall.

That should the vehicle be used for Private Hire other than executive and business hire, then the applicant shall immediately notify the Licensing Authority and the exemption shall cease in relation to such hiring.

That the vehicle displays an identification disc on the front and rear windscreens, as specified by the Licensing Authority.

DETAILED REPORT ATTACHED ?

NO



## IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>

## CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines

Head of Housing and Public Protection

**1. Local Member(s):**

No local member involvement and therefore no consultation necessary.

**2. Community / Town Council:**

No Community / Town Council involvement and therefore no consultation necessary.

**3. Relevant Partners:**

No Police and Fire Authority involvement and therefore no consultation necessary.

**4. Staff Side Representatives and other Organisations:**

There are no other organisations involved and therefore no consultation necessary.

**Section 100D Local Government Act, 1972 – Access to Information  
List of Background Papers used in the preparation of this report:**

**THESE ARE DETAILED BELOW**

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	PH 381	Licensing Section, 3 Spilman Street, Carmarthen

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## PWYLLGOR TRWYDDEDU

03/09/15

**Mrs Sarah Jenna Wynne**

**Cais i adnewyddu trwydded Yrru Ddeuol Cerbyd Hacnai/Hurio Preifat**

### ARGYMHELLION / PENDERFYNIADAU ALLWEDDOL SYDD EU HANGEN:

Caniatáu cais Mrs Wynne gyda rhybudd ynghylch ei ymddygiad yn y dyfodol.

### RHESYMAU:

Canllawiau'r Cyngor.

Ymgynghorwyd â'r Pwyllgor Craffu perthnasol  
Angen i'r Bwrdd Gweithredol wneud penderfyniad  
Angen i'r Cyngor wneud penderfyniad

Amherthnasol  
Amherthnasol  
Amherthnasol

Aelod y Bwrdd Gweithredol sy'n Deiliad y Portfolio: Cynghorydd T.J. Jones

**Y Gyfarwyddiaeth:**  
Gofal Cymdeithasol, Iechyd a Thai

Enw Pennaeth y Gwasanaeth  
Mr Robin Staines

Awdur yr Adroddiad  
Justin Power

**Swydd:**

Pennaeth Tai a Diogelu'r Cyhoedd

Uwch-swyddog Trwyddedu

**Rhifau Ffôn:**  
**Cyfeiriadau E-bost:**

01267 228706  
rstaines@sirgar.gov.uk

01267 228932  
JHPower@sirgar.gov.uk

**EXECUTIVE SUMMARY**  
**Licensing Committee**  
**03/09/15**

**SUBJECT**

**Mrs Sarah Jenna Wynne**  
**Application to renew a Hackney Carriage/Private Hire Dual Drivers**  
**Licence**

To consider an application from Mrs Sarah Jenna Wynne of 30 St Nons Avenue, Carmarthen to renew her hackney carriage/private hire dual drivers licence.

DETAILED REPORT ATTACHED ?

NO

## IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>

## CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines

Head of Housing and Public Protection

**1. Local Member(s):**

No local member involvement and therefore no consultation necessary.

**2. Community / Town Council:**

No Community / Town Council involvement and therefore no consultation necessary.

**3. Relevant Partners:**

No Police and Fire Authority involvement and therefore no consultation necessary.

**4. Staff Side Representatives and other Organisations:**

There are no other organisations involved and therefore no consultation necessary.

**Section 100D Local Government Act, 1972 – Access to Information**

**List of Background Papers used in the preparation of this report:**

**THESE ARE DETAILED BELOW**

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	DD10645	Licensing Section, 3 Spilman Street, Carmarthen

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## PWYLLGOR TRWYDDEDU

03/09/15

**PWNC A PHWRPAS**  
**Mr Christopher Graham Richards**  
**Trwydded Yrru Ddeuol Cerbyd Hacnai/Hurio Preifat**

### ARGYMHELLION / PENDERFYNIADAU ALLWEDDOL SYDD EU HANGEN:

Bod Mr Richards yn cael rhybudd ynghylch ei ymddygiad yn y dyfodol.

### RHESYMAU:

Canllawiau'r Cyngor.

Ymgynghorwyd â'r Pwyllgor Craffu perthnasol	Amherthnasol
Angen i'r Bwrdd Gweithredol wneud penderfyniad	Amherthnasol
Angen i'r Cyngor wneud penderfyniad	Amherthnasol

Aelod y Bwrdd Gweithredol sy'n Deiliad y Portfolio: Cyngorydd T.J. Jones

**Y Gyfarwyddiaeth:**  
**Gofal Cymdeithasol, Iechyd a Thai**

**Enw Pennaeth y Gwasanaeth**  
**Mr Robin Staines**

**Awdur yr Adroddiad**  
**Justin Power**

**Swydd:**

**Pennaeth Tai a Diogelu'r Cyhoedd**

**Uwch-swyddog Trwyddedu**

**Rhifau Ffôn:**  
**Cyfeiriadau E-bost:**

**01267 228706**  
**rstaines@sirgar.gov.uk**

**01267 228932**  
**JHPower@sirgar.gov.uk**

**EXECUTIVE SUMMARY**  
**Licensing Committee**  
**03/09/15**

**Mr Christopher Graham Richards**  
**Hackney Carriage/Private Hire Dual Drivers Licence**

**Mr Christopher Graham Richards of 7 Dolau Fan Road, Burry Port, Llanelli is a licensed hackney carriage/private hire dual driver with this authority.**

**DETAILED REPORT ATTACHED ?**

**NO**



## IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>

## CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines

Head of Housing and Public Protection

**1. Local Member(s):**

No local member involvement and therefore no consultation necessary.

**2. Community / Town Council:**

No Community / Town Council involvement and therefore no consultation necessary.

**3. Relevant Partners:**

No Police and Fire Authority involvement and therefore no consultation necessary.

**4. Staff Side Representatives and other Organisations:**

There are no other organisations involved and therefore no consultation necessary.

**Section 100D Local Government Act, 1972 – Access to Information**

**List of Background Papers used in the preparation of this report:**

**THESE ARE DETAILED BELOW**

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	DD30793	Licensing Section, 3 Spilman Street, Carmarthen

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## PWYLLGOR TRWYDDEDU 03/09/15

**PWNC A PHWRPAS  
Mr Philip Mark Jones  
Cais am Drwydded Yrru Ddeuol Cerbyd Hacnai/Hurio Preifat**

### **ARGYMHELLION / PENDERFYNIADAU ALLWEDDOL SYDD EU HANGEN:**

**Caniatáu cais Mr Jones gyda rhybudd ynghylch ei ymddygiad yn y dyfodol.**

### **RHESYMAU:**

**Canllawiau'r Cyngor.**

Ymgynghorwyd â'r Pwyllgor Craffu perthnasol	Amherthnasol
Angen i'r Bwrdd Gweithredol wneud penderfyniad	Amherthnasol
Angen i'r Cyngor wneud penderfyniad	Amherthnasol

**Aelod y Bwrdd Gweithredol sy'n Deiliad y Portfolio: Cyngorydd T.J. Jones**

**Y Gyfarwyddiaeth:  
Gofal Cymdeithasol, Iechyd a Thai**

**Enw Pennaeth y Gwasanaeth  
Mr Robin Staines**

**Awdur yr Adroddiad  
Justin Power**

**Swydd:**

**Pennaeth Tai a Diogelu'r Cyhoedd**

**Uwch-swyddog Trwyddedu**

**Rhifau Ffôn:**

**Cyfeiriadau E-bost:**

**01267 228706  
rstaines@sirgar.gov.uk**

**01267 228932  
JHPower@sirgar.gov.uk**

**EXECUTIVE SUMMARY**  
**Licensing Committee**  
**03/09/15**

**Mr Philip Mark Jones**  
**Application for the Grant of a Hackney Carriage/Private Hire Dual Drivers Licence**

**To consider an application from Mr Philip Mark Jones of 23 Belvedere Avenue, Carmarthen for the grant of a hackney carriage/private hire dual drivers licence.**

**DETAILED REPORT ATTACHED ?**

**NO**

## IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>

## CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines

Head of Housing and Public Protection

**1. Local Member(s):**

No local member involvement and therefore no consultation necessary.

**2. Community / Town Council:**

No Community / Town Council involvement and therefore no consultation necessary.

**3. Relevant Partners:**

No Police and Fire Authority involvement and therefore no consultation necessary.

**4. Staff Side Representatives and other Organisations:**

There are no other organisations involved and therefore no consultation necessary.

**Section 100D Local Government Act, 1972 – Access to Information  
List of Background Papers used in the preparation of this report:**

**THESE ARE DETAILED BELOW**

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	DD10688	Licensing Section, 3 Spilman Street, Carmarthen

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## PWYLLGOR TRWYDDEDU

03/09/15

**PWNC A PHWRPAS**  
**Mr Andrew Stuart Marling**  
**Cais am Drwydded Yrru Ddeuol Cerbyd Hacnai/Hurio Preifat**

### ARGYMHELLION / PENDERFYNIADAU ALLWEDDOL SYDD EU HANGEN:

Caniatáu cais Mr Marling gyda rhybudd ynghylch ei ymddygiad yn y dyfodol.

### RHESYMAU:

Canllawiau'r Cyngor.

Ymgynghorwyd â'r Pwyllgor Craffu perthnasol	Amherthnasol
Angen i'r Bwrdd Gweithredol wneud penderfyniad	Amherthnasol
Angen i'r Cyngor wneud penderfyniad	Amherthnasol

Aelod y Bwrdd Gweithredol sy'n Deiliad y Portfolio: Cyngorydd T.J. Jones

**Y Gyfarwyddiaeth:**  
**Gofal Cymdeithasol, Iechyd a Thai**

**Enw Pennaeth y Gwasanaeth**  
**Mr Robin Staines**

**Awdur yr Adroddiad**  
**Justin Power**

**Swydd:**

**Pennaeth Tai a Diogelu'r Cyhoedd**

**Uwch-swyddog Trwyddedu**

**Rhifau Ffôn:**

**Cyfeiriadau E-bost:**

**01267 228706**  
**rstaines@sirgar.gov.uk**

**01267 228932**  
**JHPower@sirgar.gov.uk**

**EXECUTIVE SUMMARY**  
**Licensing Committee**  
**03/09/15**

**SUBJECT**

**Mr Andrew Stuart Marling**  
**Application for the Grant of a Hackney Carriage/Private Hire Dual**  
**Drivers Licence**

**To consider an application from Mr Andrew Stuart Marling of 54 Park Hall, Carmarthen, for the grant of a hackney carriage/private hire dual drivers licence.**

**DETAILED REPORT ATTACHED ?**

**NO**



## IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>

## CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines

Head of Housing and Public Protection

**1. Local Member(s):**

No local member involvement and therefore no consultation necessary.

**2. Community / Town Council:**

No Community / Town Council involvement and therefore no consultation necessary.

**3. Relevant Partners:**

No Police and Fire Authority involvement and therefore no consultation necessary.

**4. Staff Side Representatives and other Organisations:**

There are no other organisations involved and therefore no consultation necessary.

**Section 100D Local Government Act, 1972 – Access to Information  
List of Background Papers used in the preparation of this report:**

**THESE ARE DETAILED BELOW**

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	DD10684	Licensing Section, 3 Spilman Street, Carmarthen

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## PWYLLGOR TRWYDDEDU 03/09/15

**Deddf Trwyddedu 2003 / Deddf Hapchwarae 2005  
Adolygiad o'r Polisi Trwyddedu  
Adolygiad o'r Polisi Hapchwarae**

### **ARGYMHELLION / PENDERFYNIADAU ALLWEDDOL SYDD EU HANGEN:**

Bod yr aelodau o'r Pwyllgor Trwyddedu yn trafod y dogfennau ymgynghori ac yn cyflwyno eu sylwadau ar y cwestiynau a ofynnir.

### **RHESYMAU:**

Er mwyn rhoi ymateb i'r dogfennau ymgynghori.

Ymgynghorwyd â'r Pwyllgor Craffu perthnasol	Amherthnasol
Angen i'r Bwrdd Gweithredol wneud penderfyniad	Amherthnasol
Angen i'r Cyngor wneud penderfyniad	Amherthnasol

Aelod y Bwrdd Gweithredol sy'n Deiliad y Portfolio: Cyngorydd T.J. Jones

**Y Gyfarwyddiaeth:  
Yr Adran Cymunedau**

**Enw Pennaeth y Gwasanaeth  
Mr Robin Staines**

**Awdur yr Adroddiad  
Emyr Jones**

**Swydd:**

**Pennaeth Tai a Diogelu'r Cyhoedd**

**Prif-swyddog Trwyddedu**

**Rhifau Ffôn:**

**Cyfeiriadau E-bost:**

**01267 228706**

**rstaines@sirgar.gov.uk**

**01267 228717**

**eorjones@sirgar.gov.uk**

**EXECUTIVE SUMMARY**  
**Licensing Committee**  
**03/09/15**

**SUBJECT**

**Licensing Act 2003 / Gambling Act 2005**  
**Review of Licensing Policy**  
**Review of Gambling Policy**

Carmarthenshire County Council is currently undertaking reviews of both its Licensing and Gambling Policies.

The statutory policies must be reviewed periodically to ensure that they are up to date and reflect feedback from the local community that the statutory objectives are being met.

As part of the reviews the Council is required to undertake a consultation exercise and details of the consultations have been sent to a number of interested parties, including licence holders, businesses, local residents and their representatives.

Both consultations conclude on the 13<sup>th</sup> of September 2015.

Members of the licensing committee who have not already submitted a response to the consultations are encouraged to complete the attached consultation documents in order that they can be submitted at the committee and form part of the policy reviews.

**DETAILED REPORT ATTACHED ?**

**Yes**

## IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines

Head of Housing and Public Protection

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>

## CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines

Head of Housing and Public Protection

### 1. Local Member(s):

Local Members were consulted through correspondence.

### 2. Community / Town Council:

Town and Community Councils were consulted through correspondence.

### 3. Relevant Partners:

Relevant partners were consulted through correspondence and consultation meetings.

### 4. Staff Side Representatives and other Organisations:

N/A.

### Section 100D Local Government Act, 1972 – Access to Information

List of Background Papers used in the preparation of this report:

**THESE ARE DETAILED BELOW**

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Licensing Policy Consultation. Gambling Policy Consultation.	Review of Licensing Policy Review of Gambling Policy	Licensing Section, 3 Spilman Street, Carmarthen

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## Deddf Trwyddedu 2003 - Adolygiad o'r Polisi Trwyddedu

### Rhan 1 - Manylion Amdanoch

1 Ydych chi'n ymateb fel...?

- Deiliad trwydded safle
- Deiliad trwydded bersonol
- Deiliad tystysgrif safle clwb
- Aelod o'r cyhoedd
- Busnes
- Corff sy'n cynrychioli deiliaid trwydded/clybiau
- Corff/Unigolyn sy'n cynrychioli aelodau o'r cyhoedd (Cynghorau Tref a Chynghorau Cymuned, Cynghorwyr Sir ac ati)
- Grŵp neu Sefydliad arall

2 Os ydych yn ymateb ar ran sefydliad neu grŵp, nodwch ei enw isod

3 Yn dilyn 'SA', nodwch y ddau rif sydd yn eich côd post

4 Beth yw eich grŵp oedran?

- Dan 16
- 16 - 24
- 25 - 34
- 35 - 44
- 45 - 54
- 55 - 64
- 65 - 74
- 75 - 84
- 85+

5 Pa ryw ydych chi?

- Yn fenyw
- Yn ddyn
- Gwell gennyf beidio dweud

- 6 Beth yw eich grŵp ethnig?
- Gwyn
  - Grwpiau ethnig cymysg / lluosog
  - Asiaidd / Asiaidd Prydeinig
  - Du / Affricanaidd / Caribïaidd/ Du Prydeinig
  - Grŵp ethnig arall
  - Gwell gennyf beidio dweud

- 7 Mae'r Deddf Cydraddoldeb 2010 yn datgan bod gan berson anabledd at ddibenion y Ddeddf hon os oes ganddo / ganddi, neu wedi bod 'nam corfforol neu feddyliol sydd wedi cael effaith andwyol sylweddol a hirdymor ar ei allu / ei gallu i gyflawni gweithgareddau arferol o ddydd i ddydd'.

Diffinnir tymor hir i olygu wedi para 12 mis neu sy'n debygol o barhau am o leiaf 12 mis

Ydych chi'n ystyried eich hun yn anabl?

- Ydw
- Nac Ydw
- Gwell gennyf beidio dweud

- 8 A ydych yn arddel crefydd neu gred?

- Ydw
- Nac Ydw
- Gwell gennyf beidio dweud

- 9 Beth yw eich tueddfryd rhywiol?

- Heterorywiol
- Deurywiol
- Lesbiaid
- Hoyw
- Gwell gennyf beidio dweud



## Rhan 2

10 I ba raddau y mae'r materion canlynol sy'n gysylltiedig ag alcohol yn broblem yn eich ardal?

	Problem ddifrifol	Rhywfaint o broblem	Mân broblem	Nid yw'n broblem
Ymddygiad gwrthgymdeithasol	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Trais sy'n gysylltiedig ag alcohol	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Sbwriel sy'n gysylltiedig ag alcohol	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Yfed ar y stryd	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Sŵn yn tarfu	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Difrod troseddol	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Arall (rhowch fanylion)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Os hoffech ddarparu gwybodaeth benodol ar unrhyw un o'r materion hyn, megis problemau yn y gorffennol neu broblemau parhaus, nodwch hwy isod:

11 Stryd

12 Tref/Pentref

13 Natur y broblem

## Y Polisi Effaith Gronnol

Ar hyn o bryd, mae polisi trwyddedu'r Cyngor yn nodi rhan benodol o Heol yr Orsaf, Llanelli, lle mae rhagdybiaeth na fydd trwyddedau ychwanegol nac amrywiadau mewn perthynas â thrwyddedau cyfredol sy'n ymwneud â gwerthu alcohol, lluniaeth hwyrnos a darparu adloniant rheoledig yn cael eu caniatáu. Mabwysiadwyd y polisi o ganlyniad i dystiolaeth gref gan breswylwyr a chyrrff eraill fod y safleoedd trwyddedig yn yr ardal honno yn ffynhonnell sŵn yn yr hwyrnos, ymddygiad gwrthgymdeithasol yn gysylltiedig ag alcohol, troseddau ac anrhefn. Mae'r polisi'n caniatáu eithrio dan rai amgylchiadau.

(Gweler adran 10 o'r Polisi Trwyddedu presennol i gael eglurhad llawn o'r polisi)

14 I ba raddau ydych yn cytuno neu?n anghytuno y dylai'r polisi hwn barhau?

- Cytuno'n bendant
- Cytuno
- Dim un o'r ddau
- Anghytuno
- Anghytuno'n bendant

15 Nodwch eich rhesymau.

16 A ddylid gweithredu'r polisi hwn ar unrhyw strydoedd eraill yn y sir?

- Dylid
- Na ddylid

Os dylid, dywedwch wrthym ble

17 Stryd

18 Tref/Pentref

19 Rhowch amlinelliad o'ch rhesymau isod.

20 Ar hyn o bryd, nid yw'r Polisi Trwyddedu'n cyfyngu ar yr oriau a ganiateir mewn perthynas â safleoedd trwyddedig.

- Cytuno'n bendant
- Cytuno
- Dim un o'r ddau
- Anghytuno
- Anghytuno'n bendant

21 Nodwch eich rhesymau.

22 Os ydych yn anghytuno neu'n anghytuno'n bendant ? pa newidiadau y dylid eu gwneud a pham?

Ar hyn o bryd, mae'r Polisi Trwyddedu'n nodi ardaloedd lle mae troseddau ac anrhefn sy'n gysylltiedig ag alcohol yn broblem fawr. Mae'r ardaloedd problemus hyn wedi'u nodi gan Heddlu Dyfed-Powys a'r nod yw tynnu sylw at fannau yn y sir lle cynghorir ymgeiswyr a deiliaid trwyddedau presennol yn gryf i fod â mesurau priodol i atal troseddau ac anrhefn ar y strydoedd hyn.

(Gweler adran 6.12 o'r Polisi Trwyddedu presennol i gael rhagor o wybodaeth)

23 A ddylid cadw'r rhain?

	Dylid	Na ddylid	Ddim yn siŵr / Dim barn	Rhowch amlinelliad o'ch rhesymau isod.
Rhydaman - Stryd y Cei	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>
Rhydaman - Stryd y Gwynt	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>
Caerfyrddin - Ffordd y Cwrwg	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>
Caerfyrddin - Heol Awst	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>
Caerfyrddin - Heol Dŵr	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>
Caerfyrddin - Heol y Prior	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>
Caerfyrddin - Heol y Frenhines	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>
Caerfyrddin - Heol y Brenin	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>
Llanelli - Yr Ynys	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>
Llanelli - Stryd Murray	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>
Llanelli - Heol yr Orsaf	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>
Llanelli - Stryd Stepney	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="text"/>

25 A ddylid ychwanegu eraill?

- Dylid  
 Na ddylid

Os dylid, dywedwch wrthym ble

26 Stryd

27 Tref/Pentref

28 Rhowch amlinelliad o'ch rhesymau isod.

Page 34

29 A oes unrhyw fathau o fusnesau, gweithgareddau neu ddigwyddiadau y dylai'r polisi eu hannog? e.e. gwyliau, bwytai, lleoedd cludfwyd hwyrnos, neu farrau

30 Os oes, yn eich barn chi, ble dylent fod a pham? Rhowch amlinelliad o'ch rhesymau isod

31 A oes unrhyw beth arall yr ydych am inni ei ystyried wrth adolygu'r Polisi Trwyddedu

Oes

Nac oes

32 Os oes, amlinellwch ef, gan nodi'r rhesymau isod.

33 Os hoffech atodi dogfen i'ch ymateb i'r arolwg, nodwch isod

### Rhan 3 - Eich Manylion Personol (Dewisol)

34 Enw:

35 Cyfeiriad

36 Rhif ffôn:

37 Rhif ffacs:

38 E-bost

39 O dan rai amgylchiadau, efallai y byddwn yn dymuno cysylltu â chi ymhellach ar ôl cael eich ymateb, un ai i ofyn am sylw ychwanegol neu i ateb y pwyntiau yr ydych wedi'u codi.

A ydych yn cydsynio i Gyngor Sir Caerfyrddin ddefnyddio eich manylion yn y ffordd hon?

Ydw - Rwy'n hapus ichi gysylltu â mi.

Nac ydw - Nid wyf am ichi gysylltu â mi

#### **Deddf Diogelu Data 1998**

Bydd y wybodaeth yn y ffurflen hon yn cael ei chadw a'i phrosesu gan Gyngor Sir Caerfyrddin yn unol â Deddf Diogelu Data 1998.

Ni fydd eich manylion personol yn cael eu datgelu yn unrhyw un o adroddiadau'r Cyngor.

**Diolch am eich ymateb**

# Deddf Hapchwarae 2005 - Adolygiad o'r Polisi Hapchwarae

## Rhan 1 - Manylion Amdanoch

1 Ydych chi'n ymateb fel...?

- Deiliad trwydded safle
- Deiliad trwydded bersonol
- Deiliad tystysgrif safle clwb
- Aelod o'r cyhoedd
- Busnes
- Corff sy'n cynrychioli deiliaid trwydded/clybiau
- Corff/Unigolyn sy'n cynrychioli aelodau o'r cyhoedd (Cynghorau Tref a Chynghorau Cymuned, Cynghorwyr Sir ac ati)
- Grŵp neu Sefydliad arall

2 Os ydych yn ymateb ar ran sefydliad neu grŵp, nodwch ei enw isod

3 Yn dilyn 'SA', nodwch y ddau rif sydd yn eich côd post

4 Beth yw eich grŵp oedran?

- Dan 16
- 16 - 24
- 25 - 34
- 35 - 44
- 45 - 54
- 55 - 64
- 65 - 74
- 75 - 84
- 85+

5 Pa ryw ydych chi?

- Yn fenyw
- Yn ddyn
- Gwell gennyf beidio dweud

6 Beth yw eich grŵp ethnig?

- Gwyn
- Grwpiau ethnig cymysg / lluosog
- Asiaidd / Asiaidd Prydeinig
- Du / Affricanaidd / Caribïaidd/ Du Prydeinig
- Grŵp ethnig arall
- Gwell gennyf beidio dweud

7 Mae'r Deddf Cydraddoldeb 2010 yn datgan bod gan berson anabledd at ddibenion y Ddeddf hon os oes ganddo / ganddi, neu wedi bod 'nam corfforol neu feddyliol sydd wedi cael effaith andwyol sylweddol a hirdymor ar ei allu / ei gallu i gyflawni gweithgareddau arferol o ddydd i ddydd'.

Diffinnir tymor hir i olygu wedi para 12 mis neu sy'n debygol o barhau am o leiaf 12 mis

Ydych chi'n ystyried eich hun yn anabl?

- Ydw  Nac Ydw  Gwell gennyf beidio dweud

8 A ydych yn arddel crefydd neu gred?

- Ydw  Nac Ydw  Gwell gennyf beidio dweud

9 Beth yw eich tueddfryd rhywiol?

- Heterorywiol  
 Deurywiol  
 Lesbiaid  
 Hoyw  
 Gwell gennyf beidio dweud

## Rhan 2

I ba raddau ydych yn cytuno neu'n anghytuno â'r gosodiadau canlynol?

### 1. Mae problemau'n ymwneud â hapchwarae yn fy ardal.

- Cytuno'n bendant  Cytuno  Dim un o'r ddau  Anghytuno  Anghytuno 'n bendant

Os hoffech ddarparu gwybodaeth benodol ar unrhyw un o'r materion hyn, megis problemau yn y gorffennol neu broblemau parhaus, nodwch hwy isod:

Stryd

Tref/Pentref

Natur y broblem



**2. Mae problem yn fy ardal o ran plant a phobl ifanc yn cael mynediad i gyfleusterau hapchwarae.**

Cytuno'n bendant

Cytuno

Dim un o'r ddau

Anghytuno

Anghytuno 'n bendant

Os hoffech ddarparu gwybodaeth benodol ar unrhyw un o'r materion hyn, megis problemau yn y gorffennol neu broblemau parhaus, nodwch hwy isod:

Stryd

Tref/Pentref

Natur y broblem

**3. Rwy'n poeni am nifer y safleoedd hapchwarae mewn ardal benodol o'r sir.**

Cytuno'n bendant

Cytuno

Dim un o'r ddau

Anghytuno

Anghytuno 'n bendant

Os hoffech ddarparu gwybodaeth benodol ar unrhyw un o'r materion hyn, megis problemau yn y gorffennol neu broblemau parhaus, nodwch hwy isod:

Stryd

Tref/Pentref

Natur y broblem

A ydych yn gwybod am unrhyw broblemau sydd wedi digwydd oherwydd bod safleoedd hapchwarae yn agos i adeiladau sensitif e.e. ysgolion, colegau chweched dosbarth, manau chwarae i blant ac ati?

Ydw

Nac ydw

Os hoffech ddarparu gwybodaeth benodol ar unrhyw un o'r materion hyn, megis problemau yn y gorffennol neu broblemau parhaus, nodwch hwy isod:

Stryd

Tref/Pentref

Natur y broblem

A ydych yn gwybod am unrhyw safleoedd lle bu problemau oherwydd bod peiriannau hapchwarae ar gael i'r cyhoedd?

Ydw

Nac ydw

Os hoffech ddarparu gwybodaeth benodol ar unrhyw un o'r materion hyn, megis problemau yn y gorffennol neu problemau parhaus, nodwch hwy isod:

Stryd

Tref/Pentref

Natur y broblem

A oes unrhyw beth arall yr ydych am inni ei ystyried wrth adolygu'r Polisi Hapchwarae?

Os hoffech atodi dogfen i'ch ymateb i'r arolwg, nodwch isod

### Rhan 3 - Eich Manylion Personol (Dewisol)

Enw:

Cyfeiriad

Rhif ffôn:

Rhif ffacs:

E-bost

O dan rai amgylchiadau, efallai y byddwn yn dymuno cysylltu â chi ymhellach ar ôl cael eich ymateb, un ai i ofyn am sylw ychwanegol neu i ateb y pwyntiau yr ydych wedi'u codi.

A ydych yn cydsynio i Gyngor Sir Caerfyrddin ddefnyddio eich manylion yn y ffordd hon?

- Ydw - Rwy'n hapus ichi gysylltu â mi.
- Nac ydw - Nid wyf am ichi gysylltu â mi

#### **Deddf Diogelu Data 1998**

Bydd y wybodaeth yn y ffurflen hon yn cael ei chadw a'i phrosesu gan Gyngor Sir Caerfyrddin yn unol â Deddf Diogelu Data 1998.

Ni fydd eich manylion personol yn cael eu datgelu yn unrhyw un o adroddiadau'r Cyngor.

**Diolch am eich ymateb**

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## LICENSING SUB-COMMITTEE 'C'

21<sup>ST</sup> JULY 2015

**PRESENT:** Councillor T. Davies [Chair]

**Councillors:** J.K. Howell and H.I. Jones

Also present as an observer:- Councillor J.M. Charles

**The following officers were also in attendance:-**

**Mr R. Edgecombe – Legal Services Manager**

**Mr A. Rees – Licensing Officer**

**Mrs M. Evans Thomas – Democratic Services Officer**

**Present as a representative of a Responsible Authority:-**

**Mr E. Jones – Principal Licensing Officer, Carmarthenshire County Council**

**Chamber, County Hall, Carmarthen: 9.30 a.m. – 10.15 a.m.;**

**Site Inspection 10:15 a.m. – 10:45 a.m.;**

**Chamber, County Hall, Carmarthen – 11:45 a.m. – 2:05 p.m.**

**1. DECLARATIONS OF PERSONAL INTERESTS**

There were no declarations of personal interest.

**2. APPLICATION FOR THE GRANT OF A PREMISES LICENCE – LLANDOVERY R.F.C. CLUBHOUSE, CHURCH BANK PLAYING FIELDS, LLANDOVERY, SA20 0BA**

The Sub-Committee adjourned and reconvened on site at Llandovery R.F.C. Clubhouse, Church Bank Playing Fields, Llandovery at 10.15 a.m. in order to view the location of the premises in relation to objectors' properties. The Sub-Committee was afforded the opportunity of inspecting the interior of the premises prior to walking along the route from the premises towards the town and past the objectors' properties. Following conclusion of the site visit the Sub-Committee reconvened in the Chamber, County Hall, Carmarthen, at 11.45 a.m. in order to consider the application.

The Legal Services Manager briefed all present on the procedure for the meeting and advised the Sub-Committee that an application had been received from Llandovery R.F.C. Ltd for the grant of a premises licence in respect of the above premises as follows: -

To permit:-

Supply of Alcohol/Regulated Entertainment/Opening Hours:-

Sunday to Thursday 11:00 - 00:00

Friday & Saturday 11:00 - 01:00

## LICENSING SUB-COMMITTEE 'C'

21<sup>ST</sup> JULY 2015

Late Night Refreshment:-

Sunday to Thursday 23:00 – 00:00

Friday & Saturday 23:00 – 01:00

The Sub-Committee noted that the following documentation was attached to the report:-

- Appendix A – copy of the application submitted by the applicant;
- Appendix B – representations submitted by the Licensing Authority;
- Appendix C – representations submitted by Dyfed Powys Police;
- Appendix D – representations submitted by other persons.

It was pointed out that in addition to those representations contained in Appendix D, other persons had made representations but not given their consent for them to be disclosed. Their concerns were that should the rugby club be granted this licence there will be disturbances caused by the customers of the club.

The Sub-Committee was informed that one of the objectors, Mr Ian Aveson, had withdrawn his objection prior to the meeting.

The remaining Responsible Authorities had not made representations in respect of the application.

The Sub-Committee was circulated with copies of the following additional documentation, with the agreement of all parties:-

- Llandovery R.F.C. Alcohol & Disorder Policy;
- e-mail from the Club Chairman explaining that the licensing hours will remain as existing;
- e-mail from the Club Chairman agreeing to the Licensing Authority's representations;
- e-mail from the Club Chairman agreeing to the Police representations;
- plan indicating the location of the club premises and objectors' homes.

The Licensing Authority representative referred to his representations as detailed within Appendix B to the report and stated that the Authority had no objection in principle to the granting of the licence subject to the inclusion of the conditions proposed by the Police and subject also to the imposition of an additional three conditions which he would like to include and which had been agreed by the applicant.

All parties were afforded the opportunity of questioning the Licensing Authority representative on the representations made.

The Sub-Committee thereupon received representations from interested parties objecting to the grant of a premises licence on the following grounds:-

- when discos were held at the club every Saturday night there used to be a lot of problems with anti-social behaviour, however, things improved when

## LICENSING SUB-COMMITTEE 'C'

21<sup>ST</sup> JULY 2015

the discos stopped and concern was expressed that any change to the licence would lead to a recurrence of those problems;

- with regard to the Alcohol & Disorder Policy, concern was expressed that if a drunk person was ejected from the club then they would end up causing problems outside for nearby residents;
- it was felt that the current practice of having to sign in at the club was the best way to prevent crime and disorder etc as there was a log of those present;
- it was felt that the cause of the problems was the sale of alcohol rather than the actual discos;
- it was felt that the club was not responsible enough to hold a liquor licence;
- several incidents have been reported to the police this year and it was felt that these incidents were drink fuelled;
- large numbers of people travelling along and congregating in Church Lane;
- the provision of taxis to take people home from the club was not considered feasible as a lot of taxis from Llandovery travel to Carmarthen on Saturday nights;
- problems experienced in the past with a window being broken and a bike stolen on several occasions;
- if the licence was granted, it was hoped that the club would install CCTV cameras in Church Bank;
- concern was expressed that if taxis are made available, they will use Church Bank as a pick up point.

All parties were afforded the opportunity of questioning the evidence submitted.

The applicant's representatives thereupon addressed the concerns and issues raised and advised that

- their original intention in submitting the application was to tidy up the requirement for non-members to sign in as a number of community organisations who are not members use the club;
- they would like the community to make more use of the club and are trying to encourage new community links;
- stressed that local residents are welcome to visit the club at any time to discuss any concerns;
- they do not intend to start holding discos again as they were more trouble than they were worth;
- they want to be responsible neighbours and do not want to do anything to upset anyone in the locality;
- the club is already complying with most of the proposed conditions.

## LICENSING SUB-COMMITTEE 'C'

21<sup>ST</sup> JULY 2015

All parties were afforded the opportunity of questioning the evidence submitted.

The Sub-Committee thereupon

**UNANIMOUSLY RESOLVED to retire into private session in order to receive legal advice pursuant to Paragraph 16 of Schedule 12A of the Local Government Act.**

Following the adjournment, the Sub-Committee reconvened to advise of its decision and, having had regard to relevant paragraphs of the Licensing Authority's Statement of Licensing Policy and the guidance issued by the DCMS and the Home Office, it was

**RESOLVED that, having considered the evidence placed before the Sub-Committee, the application be granted, subject to the licence conditions agreed between the applicant and the responsible authorities.**

### **REASONS:-**

In coming to its decision, the Sub-Committee made the following findings of fact;

1. The premises have had the benefit of a club premises certificate since 2005 and had been licensed by the Justices prior to that date;
2. The operating hours of the Club Premises Certificate are the same as those sought in the application;
3. Problems occurred in 2007 and 2011 at the premises which resulted in enforcement visits by the police and/or Licensing Authority;
4. The problems up to 2007 coincided mainly with discos held on Saturday and Bank Holiday nights and mainly related to people migrating from the club into the centre of Llandovery;
5. Local residents were caused alarm and distress by these problems;
6. Problems were particularly caused to the residents of Church Bank;
7. These problems largely ceased when the club stopped holding these events in 2007.
8. Neither the Police nor Public Health Services object to the application;
9. The applicant has accepted the control measures proposed by the Police and Licensing Authority and the Police have therefore withdrawn their representations.

The Sub-Committee attached weight to the views of the Police and Licensing Authority and the absence of any representations from Public Health Services. In accordance with paragraph 9.12 of the statutory guidance the Sub-Committee did not feel it had heard sufficient evidence to justify departing from the views of the Police.

The Sub-Committee recognised that its decision must be based upon real evidence and that concerns and fears about what might happen if a licence were granted, where unsupported by such evidence, were not matters which they could properly take into account.



**LICENSING SUB-COMMITTEE 'C'**

**21<sup>ST</sup> JULY 2015**

The Sub-Committee found the evidence of local residents to be credible and compelling. It was satisfied that in the past, when the club held discos on Saturday and Bank Holiday nights, those activities undermined the licensing objectives of preventing crime and disorder and preventing public nuisance as they resulted in noise disturbance, criminal damage and other disorders in the vicinity of Church Bank, Llandovery. Problems particularly occurred when the club opened its doors to the wider public on these occasions.

The Sub-Committee noted that since 2007 the club has been able to hold similar such events under Temporary Event Notices but has not done so.

The Sub-Committee was therefore satisfied that to grant the application in the terms originally sought by the applicant would have been likely to undermine those objectives for the same reasons.

The Sub-Committee carefully considered the control measures put forward by the Police and Licensing Authority and accepted by the applicant and the assurances by the club that they will not be holding any Saturday or Bank Holiday discos. The Sub-Committee was satisfied that these measures were sufficient to address the issues identified above.

The Sub-Committee was satisfied therefore that it was appropriate to grant the licence, subject to the agreed licence conditions, in order to promote the 4 licensing objectives and that this was a proportionate response to the issues that had been raised.

Although the Sub-Committee did not feel it was necessary to impose a further condition it would urge the club to provide residents in Church Bank with a point of contact to whom they can complain in the event of problems and to liaise with them closely on a regular basis.

The Sub-Committee accepted the word of the club that it does not intend to hold public discos in future and made its decision on that basis. It would remind the club that, should problems occur in the future, the Sub-Committee has the power to review the licence and, if appropriate, revoke it completely.

**SIGNED:** .....

**DATE:** .....

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## Y PWYLLGOR TRWYDDEDU

25<sup>AIN</sup> MEHEFIN, 2015

YN Y Cyngorydd T. Theophilus (Cadeirydd)

**BRESENNOL:**

Y Cynghorwyr: T. Bowen, J.M. Charles, A. Davies, T. Davies, P.M. Edwards, J.K. Howell, I.J. Jackson, H.I. Jones, P.E.M. Jones, M.K. Thomas, D.E. Williams a J.S. Williams.

Roedd y swyddogion canlynol yn gwasanaethu yn y cyfarfod:-

**Mr J. Power – Uwch-swyddog Trwyddedu**

**Mr M. Heath - Swyddog Trwyddedu**

**Mr A. Evans – Cyfreithiwr Cynorthwyol**

**Mrs M. Evans Thomas – Swyddog Gwasanaethau Democraataidd**

(Y Siambr, Neuadd y Sir, Caerfyrddin: 10.00 a.m. – 10.20 a.m.)

### 1. YMDDIHEURIADAU A MATERION ERAILL

Derbyniwyd ymddiheuriadau am absenoldeb gan y Cynghorwyr D. J. R Llewellyn a J. Thomas, a chan Mr M. Price, cynrychiolydd Heddlu Dyfed-Powys.

Estynnodd y Cadeirydd groeso i'r Cynghorwyr J.M. Charles a P.M. Edwards i'w cyfarfod cyntaf, yn sgil cael eu penodi'n ddiweddar i wasanaethu ar y Pwyllgor. Yn ogystal diolchodd y Cadeirydd i'r Cyngorydd L.D. Evans, a fu'n aelod o'r Pwyllgor tan fis Mai eleni, am ei chyfraniad at waith y Pwyllgor a bu'n ei llongyfarch ar gael ei phenodi'n Aelod o'r Bwrdd Gweithredol.

### 2. DATGAN BUDDIANNAU PERSONOL

<u>Y Cyngorydd</u>	<u>Rhif y Cofnod</u>	<u>Y Math o Fuddiant</u>
I.J. Jackson	3 – Cais am Adnewyddu Trwydded Yrru Ddeuol ar gyfer Cerbyd Hacnai/Hurio Preifat – Mr William James Hedley Bennett	Adnabod yr ymgeisydd.
J.S. Williams	5 – Cais am Drwydded Yrru Ddeuol ar gyfer Cerbyd Hacnai/Hurio Preifat – Mr Arthur Raymond Lewis	Adnabod yr ymgeisydd.

### 3. CAIS AM ADNEWYDDU TRWYDDED YRRU DDEUOL AR GYFER CERBYD HACNAI/HURIO PREIFAT – MR WILLIAM JAMES HEDLEY BENNETT

[Sylwer: Gan ei fod wedi datgan buddiant personol yn y mater hwn yn gynharach, gadawodd y Cyngorydd I.J. Jackson y cyfarfod cyn i'r Pwyllgor ystyried y mater a phenderfynu arno.]

Dywedodd yr Uwch-swyddog Trwyddedu wrth y Pwyllgor fod cais wedi dod i law gan Mr William James Hedley Bennett o 5 Heol Llanfair, Llanymddyfri am adnewyddu ei Drwydded Yrru Ddeuol ar gyfer Cerbyd Hacnai/Hurio Preifat.

## Y PWYLLGOR TRWYDDEDU

25<sup>AIN</sup> MEHEFIN, 2015

Rhodddwyd gwybod i'r Pwyllgor fod Mr Bennett yn 70 oed, a bod Amod 25 o Amodau'r Cyngor mewn perthynas â Thrwyddedau Gyrru Deuol ar gyfer Cerbydau Hacnai/Hurio Preifat yn datgan "Mae'n rhaid i'r gyrrwr fod yn un ar hugain oed o leiaf ac mae'n rhaid iddo beidio â bod yn hŷn na saith deg oed".

Roedd Mr Bennett wedi cyflwyno tystysgrif feddygol oedd yn cadarnhau ei fod yn iach i yrru Cerbyd Hacnai/Hurio Preifat.

Ar hynny,

**PENDERFYNWYD YN UNFRYDOL fod cais Mr William James Hedley Bennett am adnewyddu ei Drwydded Yrru Ddeuol ar gyfer Cerbyd Hacnai/Hurio Preifat yn cael ei ganiatáu.**

#### 4. CAIS AM ADNEWYDDU TRWYDDED YRRU DDEUOL AR GYFER CERBYD HACNAI/HURIO PREIFAT – MR IAN BARRIE VINSON

Dywedodd yr Uwch-swyddog Trwyddedu wrth y Pwyllgor fod cais wedi dod i law gan Mr Ian Barrie Vinson o 38 Maesgwern, y Tymbl, Llanelli am adnewyddu ei Drwydded Yrru Ddeuol ar gyfer Cerbyd Hacnai/Hurio Preifat.

Rhodddwyd gwybod i'r Pwyllgor fod Mr Vinson yn 70 oed, a bod Amod 25 o Amodau'r Cyngor mewn perthynas â Thrwyddedau Gyrru Deuol ar gyfer Cerbydau Hacnai/Hurio Preifat yn datgan "Mae'n rhaid i'r gyrrwr fod yn un ar hugain oed o leiaf ac mae'n rhaid iddo beidio â bod yn hŷn na saith deg oed".

Roedd Mr Vinson wedi cyflwyno tystysgrif feddygol oedd yn cadarnhau ei fod yn iach i yrru Cerbyd Hacnai/Hurio Preifat.

Ar hynny,

**PENDERFYNWYD YN UNFRYDOL fod cais Mr Ian Barrie Vinson am adnewyddu ei Drwydded Yrru Ddeuol ar gyfer Cerbyd Hacnai/Hurio Preifat yn cael ei ganiatáu.**

#### 5. CAIS AM DRWYDDED YRRU DDEUOL AR GYFER CERBYD HACNAI/HURIO PREIFAT - MR ARTHUR RAYMOND LEWIS

[Sylwer: Gan ei bod wedi datgan buddiant personol yn y mater hwn yn gynharach, gadawodd y Cynghorydd J.S. Williams y cyfarfod cyn i'r Pwyllgor ystyried y mater a phenderfynu arno.]

Dywedodd yr Uwch-Swyddog Trwyddedu wrth y Pwyllgor fod cais wedi dod i law gan Mr Arthur Raymond Lewis o 19 Y Drim, Pont-henri am Drwydded Yrru Ddeuol ar gyfer Cerbyd Hacnai/Hurio Preifat.

Rhodddwyd gwybod i'r Pwyllgor fod Mr Lewis yn 73 oed, a bod Amod 25 o Amodau'r Cyngor mewn perthynas â Thrwyddedau Gyrru Deuol ar gyfer Cerbydau Hacnai/Hurio Preifat yn datgan "Mae'n rhaid i'r gyrrwr fod yn un ar hugain oed o leiaf ac mae'n rhaid iddo/iddi beidio â bod yn hŷn na saith deg oed".

Roedd Mr Lewis wedi cyflwyno tystysgrif feddygol oedd yn cadarnhau ei fod yn iach i yrru Cerbyd Hacnai/Hurio Preifat.

## Y PWYLLGOR TRWYDDEDU

25<sup>AIN</sup> MEHEFIN, 2015

Ar hynny,

**PENDERFYNWYD YN UNFRYDOL** fod cais Mr Arthur Raymond Lewis am Drwydded Yrru Ddeuol ar gyfer Cerbyd Hacnai/Hurio Preifat yn cael ei ganiatáu.

### 6. **AELODAETH YR IS-BWYLLGORAU TRWYDDEDU AM FLWYDDYN Y CYNGOR 2015/16**

Bu'r Pwyllgor yn ystyried adroddiad a roddai fanylion aelodaeth arfaethedig yr Is-bwyllgorau Trwyddedu am flwyddyn y cyngor 2015/16.

**PENDERFYNWYD YN UNFRYDOL** y byddai aelodaeth yr Is-bwyllgorau Trwyddedu am flwyddyn y cyngor 2015/16 fel a ganlyn:-

#### **Is-bwyllgor Trwyddedu "A"**

Y Cyngorwyr P.M. Edwards, H.I. Jones, J. Thomas, M.K. Thomas a D.E. Williams.

#### **Is-bwyllgor Trwyddedu "B"**

Y Cyngorwyr A. Davies, T. Bowen, P.E.M. Jones, T. Theophilus a J.S. Williams.

#### **Is-bwyllgor Trwyddedu "C"**

Y Cyngorwyr J.M. Charles, T. Davies, J.K. Howell, I.J. Jackson a D.J.R. Llewellyn.

### 7. **PENODI CADEIRYDDION YR IS-BWYLLGORAU TRWYDDEDU AM FLWYDDYN Y CYNGOR 2015/16**

Bu'r Pwyllgor yn ystyried yr enwebiadau a oedd wedi dod i law am Gadeiryddion yr Is-bwyllgorau Trwyddedu am flwyddyn y cyngor 2015/16 a

**PENDERFYNWYD YN UNFRYDOL**

7.1. **Bod y Cyngorydd H. I. Jones yn cael ei benodi'n Gadeirydd Is-bwyllgor Trwyddedu "A" am flwyddyn y cyngor 2015/16;**

7.2. **Bod y Cyngorydd A. Davies yn cael ei benodi'n Gadeirydd Is-bwyllgor Trwyddedu "B" am flwyddyn y cyngor 2015/16;**

7.3. **Bod y Cyngorydd T. Davies yn cael ei benodi'n Gadeirydd Is-bwyllgor Trwyddedu "C" am flwyddyn y cyngor 2015/16.**

### 8. **IS-BWYLLGOR TRWYDDEDU "B" - 14<sup>EG</sup> MAI 2015**

**PENDERFYNWYD YN UNFRYDOL** lofnodi bod cofnodion cyfarfod Is-Bwyllgor Trwyddedu "B" a oedd wedi ei gynnal ar 14<sup>eg</sup> Mai, 2015 yn gofnod cywir.

### 9. **Y PWYLLGOR TRWYDDEDU – 12<sup>FED</sup> MAI, 2015**

## Y PWYLLGOR TRWYDDEDU

25<sup>AIN</sup> MEHEFIN, 2015

**PENDERFYNWYD YN UNFRYDOL** lofnodi bod cofnodion cyfarfod y Pwyllgor Trwyddedu a oedd wedi ei gynnal ar 12<sup>fed</sup> Mai, 2015 yn gofnod cywir.

**LLOFNODWYD:** .....

**Y DYDDIAD:** .....