

Document Pack



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

FRIDAY, 21 DECEMBER 2018

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 TUESDAY, 8TH JANUARY, 2019** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA.

Mark James CBE

CHIEF EXECUTIVE



PLEASE RECYCLE

Democratic Officer:	Martin S. Davies
Telephone (Direct Line):	01267 224059
E-Mail:	MSDavies@carmarthenshire.gov.uk
Ref:	AD016-001

LICENSING COMMITTEE

14 MEMBERS

PLAID CYMRU GROUP – 7 MEMBERS

- | | | |
|----|------------|-----------------------------|
| 1. | Councillor | Mansel Charles |
| 2. | Councillor | Ann Davies |
| 3. | Councillor | Tyssul Evans |
| 4. | Councillor | Ken Howell |
| 5. | Councillor | Susan Phillips |
| 6. | Councillor | Eirwyn Williams |
| 7. | Councillor | Elwyn Williams [Vice-Chair] |

LABOUR GROUP – 4 MEMBERS

- | | | |
|----|------------|-----------------|
| 1. | Councillor | Fozia Akhtar |
| 2. | Councillor | Penny Edwards |
| 3. | Councillor | Amanda Fox |
| 4. | Councillor | Andre McPherson |

INDEPENDENT GROUP – 3 MEMBERS

- | | | |
|----|------------|-----------------------|
| 1. | Councillor | Rob Evans |
| 2. | Councillor | Irfon Jones |
| 3. | Councillor | Edward Thomas [Chair] |

***MEMBERS SHOULD BE AWARE THAT THEY ARE NOT ABLE TO ASK MEMBERS FROM
WITHIN THEIR OWN GROUPS TO SUBSTITUTE FOR THEM AT MEETINGS OF THIS
COMMITTEE***

AGENDA

1. APOLOGIES FOR ABSENCE.
2. DECLARATIONS OF PERSONAL INTERESTS.
3. APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE - MISS JADE MARIE JONES. 5 - 6
4. APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE - MR NIGEL ANDREW NOBES. 7 - 8
5. LICENSING ACT 2003 FILM CLASSIFICATION REQUEST. 9 - 10
6. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE 6TH DECEMBER, 2018. 11 - 14

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LICENSING COMMITTEE

08/01/19

APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE - MISS JADE MARIE JONES

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Miss Jones' application be granted with a warning as to her future conduct.

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted	NA
Exec Board Decision Required	NA
Council Decision Required	NA

Executive Board Member Portfolio Holder: Councillor P.M. Hughes

Directorate: Communities
Name of Head of Service
 Mr Jonathan Morgan

Designation:
 Acting Head of Homes and Safer Communities

Tel No.
E Mail Address:
 01554 899285
 jmorgan@carmarthenshire.gov.uk

Report Author
 Mr Justin Power

Senior Licensing Officer

01267 228932
 JHPower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY
Licensing Committee
08/01/19

APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE - MISS JADE MARIE JONES

To consider an application from Miss Jade Marie Jones of 50 Caegar, Llanelli for the grant of a hackney carriage/private hire dual drivers licence.

DETAILED REPORT ATTACHED ?	NO
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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 Jonathan Morgan Acting Head of Homes and Safer Communities

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

CONSULTATIONS

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

Signed: Mr Jonathan Morgan Acting Head of Homes and Safer Communities

- 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.	DD30981	Licensing Section, 3 Spilman Street, Carmarthen



LICENSING COMMITTEE

08/01/19

APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE - MR NIGEL ANDREW NOBES

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That Mr Nobes' application be refused.

REASONS:

Council's Guidelines.

Relevant Scrutiny Committee Consulted	NA
Exec Board Decision Required	NA
Council Decision Required	NA

Executive Board Member Portfolio Holder: Councillor P.M. Hughes

Directorate: Communities	Designation:	Tel No.
Name of Head of Service		E Mail Address:
Mr Jonathan Morgan	Acting Head of Homes and Safer Communities	01554 899285
Report Author		jmorgan@carmarthenshire.gov.uk
Mr Justin Power	Senior Licensing Officer	01267 228932
		JHPower@carmarthenshire.gov.uk

EXECUTIVE SUMMARY

Licensing Committee

08/01/19

APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE - MR NIGEL ANDREW NOBES

To consider an application from Mr Nigel Andrew Nobes of 7 Bridge Street, Newcastle Emlyn for the grant of a hackney carriage/private hire dual drivers licence.

DETAILED REPORT ATTACHED ?	NO
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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 Jonathan Morgan Acting Head of Homes and Safer Communities

Policy and Crime & Disorder NONE	Legal YES	Finance NONE	ICT NONE	Risk Management Issues NONE	Organisational Development NONE	Physical Assets NONE
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LEGAL: The legal implication of refusal to grant a licence is that Mr Nobes may lodge an appeal.

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.	DD10787	Licensing Section, 3 Spilman Street, Carmarthen

LICENSING COMMITTEE

08/01/19

LICENSING ACT 2003 FILM CLASSIFICATION REQUEST

RECOMMENDATIONS / KEY DECISIONS REQUIRED:

That the committee view the three short films and make a recommendation regarding the admission of children to view the films with reference to the BBFC classification guidelines. Namely in relation to the film titled "Arctig - Môr o Blastig" that the film should be shown in accordance with a PG classification, in relation to the film titled "Le Kov - Gwenno" that the film should be shown in accordance with a U classification, and in relation to the film titled "The Last Little Show at the End of the Earth" that the film should be shown in accordance with a U classification.

REASONS:

To ensure that the screening of the films does not undermine the licensing objectives and in particular the protection of children from harm.

Relevant Scrutiny Committee Consulted	NA
Exec Board Decision Required	NA
Council Decision Required	NA

Executive Board Member Portfolio Holder: Councillor P.M. Hughes

Directorate: Communities
Name of Head of Service
Mr Jonathan Morgan

Report Author
Mrs Kirsten Smith

Designation:
Acting Head of Homes and
Safer Communities

Licensing Officer

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EXECUTIVE SUMMARY LICENSING COMMITTEE

08/01/19

LICENSING ACT 2003 FILM CLASSIFICATION REQUEST

To consider a request from Mrs Mair Craig on behalf of Llansadwrn Reading Rooms for a recommendation regarding the admission of children to view four previously unclassified short films. The applicant wishes to screen the three films, "Arctig - Môr o Blastig", "Le Kov - Gwenno" and "The Last Little Show at the End of the Earth", prior to the screening of a certificated feature film at the community cinema.

The premises intend operating the community cinema under the community premises exemptions set out in paragraph 6A of Schedule one of the Licensing Act 2003.

In order to satisfy the requirements of the Licensing Act 2003, the films shown must have a recommendation concerning the admission of children issued by either the film classification body (BBFC) or relevant licensing authority, which in this case is ourselves.

The committee is asked to refer to the guidelines in relation to age ratings produced by the British Board of Film Classification (BBFC).

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 Jonathan Morgan

Acting Head of Homes and Safer Communities

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

CONSULTATIONS

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

Signed: Mr Jonathan Morgan

Acting Head of Homes and Safer Communities

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.	Llansadwrn Reading Rooms	Licensing Section, 3 Spilman Street, Carmarthen

Thursday, 6 December 2018

PRESENT: Councillor E.G. Thomas (Chair)

Councillors:

F. Akhtar, J.M. Charles, C.A. Davies, P.M. Edwards, R.E. Evans, W.T. Evans, A.L. Fox, J.K. Howell, H.I. Jones, J.S. Phillips, D.E. Williams and J.E. Williams

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager
J. Power, Senior Licensing Officer
M. Heath, Licensing Officer
K. Thomas, Democratic Services Officer
J. Laimann, Assistant Democratic Services Officer

Chamber, County Hall, Carmarthen. SA31 1JP. 10.00 - 11.00 am

1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor A.S.J. McPherson.

2. DECLARATIONS OF PERSONAL INTERESTS.

There were no declarations of personal interests.

3. MR DOUGLAS GLYNDWR THOMAS - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee considered an application from Mr Douglas Glyndwr Thomas of Iron Gate Lodge, Talley, Llandeilo, Carmarthen, for the grant of a hackney carriage/ private hire dual driver's licence.

The Committee interviewed Mr Thomas with regard to his application.

The Senior Licensing Officer recommended that Mr Thomas' application be granted with a warning to his future conduct.

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, the application submitted by Mr Douglas Glyndwr Thomas for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence be granted with a warning as to his future conduct.

4. MR SIMON JOHN GRIFFITHS - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

In accordance with Minute 6 of its meeting held on the 24th October, 2018 the Committee considered an application from Mr Simon John Griffiths of 36 Harddfán, Bryn, Llanelli for the grant of a hackney carriage/ private hire dual driver's licence.

The Committee interviewed Mr Griffiths with regard to his application.

A representation was received from a potential employer of Mr Griffiths in support of his application.

The Senior Licensing Officer recommended that Mr Griffiths' application be granted with a warning to his future conduct.

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, the application submitted by Mr Simon John Griffiths for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence be granted with a warning as to his future conduct.

5. MR BERNARD PRICE - APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

In accordance with Minute 7 of its meeting held on the 24th October, 2018 the Committee considered an application from Mr Bernard Price of 159 Trilwm, Trimsaran, Kidwelly for the renewal of his hackney carriage/ private hire dual driver's licence.

The Committee interviewed Mr Price with regard to his application.

The Senior Licensing Officer recommended that Mr Price's application be granted with a warning to his future conduct.

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, the application submitted by Mr Bernard Price for the renewal of his Hackney Carriage/Private Hire Dual Driver's Licence be granted with a warning as to his future conduct.

6. MR SIMON MARTIN VAUGHAN - APPLICATION FOR THE GRANT OF A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee considered an application from Mr Simon Martin Vaughan of 9 Carregamman Isaf, Ammanford for the grant of a hackney carriage/ private hire dual driver's licence.

The Committee interviewed Mr Vaughan with regard to his application.

The Senior Licensing Officer recommended that Mr Vaughan's application be granted with a warning to his future conduct.

UNANIMOUSLY RESOLVED that, in line with the Council's guidelines, the application submitted by Mr Simon Martin Vaughan for the grant of a Hackney Carriage/Private Hire Dual Driver's Licence be granted with a warning as to his future conduct.

7. MR BRIAN WOOLOFF - APPLICATION TO RENEW A HACKNEY CARRIAGE/PRIVATE HIRE DUAL DRIVERS LICENCE

The Committee considered an application from Mr Brian Woolloff of 9 Lon yr Ysgol, Llanelli for the renewal of his hackney carriage/ private hire dual driver's licence.

The Committee interviewed Mr Wooloff with regard to his application.

The Senior Licensing Officer recommended that Mr Wooloff's application be granted with a final warning to his future conduct.

The Committee thereupon:

RESOLVED to retire into private session in order to receive legal advice pursuant to Paragraph 16 of Schedule 12A of the Local Government Act 1972.

Following the adjournment the Committee reconvened to advise of its decision.

RESOLVED that, in line with the Council's guidelines, the application submitted by Mr Brian Wooloff for the renewal of his Hackney Carriage/Private Hire Dual Driver's Licence be granted with a warning as to his future conduct.

8. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE LICENSING COMMITTEE HELD ON THE FOLLOWING DATES.

8.1. 24TH OCTOBER, 2018

UNANIMOUSLY RESOLVED that the minutes of the meeting of the Licensing Committee held on the 24th October 2018 be signed as a correct record.

8.2. 13TH NOVEMBER, 2018

UNANIMOUSLY RESOLVED that the minutes of the meeting of the Licensing Committee held on the 13th November 2018 be signed as a correct record.

CHAIR

DATE

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