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MEETING:	Statutory Licensing Regulatory Board
DATE:	Wednesday, 20 February 2019
TIME:	3.00 pm
VENUE:	Reception Room, Barnsley Town Hall

AGENDA

1 Declaration of Interests

To receive any declaration of pecuniary or non-pecuniary interest from Members in respect of items on this agenda.

2 Minutes (*Pages 3 - 6*)

To accept as a correct record the minutes of the meeting held on the 25th April, 2018.

3 Enforcement Update (*Pages 7 - 10*)

The Service Director Legal Services will submit a report providing an overview of the work Licensing Enforcement Officers have undertaken to date.

To: Chair and Members of Statutory Licensing Regulatory Board:-

Councillors C. Wraith MBE (Chair), P. Birkinshaw, Burgess, Clarke, Daniel Griffin, W. Johnson, Lamb, Lofts, Newing, Saunders, Shepherd, Sumner, Tattersall, Williams and Wilson

Andrew Frosdick, Executive Director Core Services
Sajeda Khalifa, Solicitor
Kate Liddall, Senior Licensing Officer
Debbie Bailey, Regulatory Services Field Officer

Please contact William Ward on email governance@barnsley.gov.uk

Tuesday, 12 February 2019

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MEETING:	Statutory Licensing Regulatory Board
DATE:	Wednesday, 25 April 2018
TIME:	3.00 pm
VENUE:	Reception Room, Barnsley Town Hall

MINUTES

Present Councillors C. Wraith MBE (Chair), J. Carr, Frost, S. Green, Saunders, Shepherd, Sumner, Tattersall and Wilson

6 Declaration of Interests

There were no declarations of pecuniary and non-pecuniary interest from Members in respect of the item on this agenda.

7 Minutes

The minutes of the meeting held on the 21st February, 2018 were taken as read and signed by the Chair as a correct record.

8 Enforcement Update

The Service Director Culture, Housing and Regulation submitted a report providing an overview of the work of Licensing Enforcement Officers undertaken recently in relation to the Licensing Act 2003.

(a) Tour De Yorkshire

Barnsley was to host the second leg of the fourth edition of the Tour de Yorkshire on Friday 4th May, 2018. Officers were currently working with all licensed premises along the route giving advice in relation to the requirement of Temporary Events Notices that were required to extend opening hours so that Licensees could make the most of the event.

(b) Best Bar None

The Best Bar None scheme for 2018 was well underway and prizes were to be made in the following categories:

- Best Pub
- Best Late Night Venue
- People's Choice
- Overall Winner

Licensing Officers were working with eligible businesses which had expressed an interest. The winners would be announced at an awards ceremony to be held in conjunction with the Barnsley Chronicle Awards on Friday 13th July, 2018.

(c) Barnsley Live 2018

This event was to be held on Saturday 16th June 2018 and officers were working closely with Town Centre premises. The event would raise money for Creative Recovery and was sponsored by Barnsley College. So far, 18 venues were taking part and would be hosting 144 bands.

The event would start at 12.00 noon with live music from 1.00pm and conclude at 9.00 pm.

It was reported that proactive enforcement action would continue to take place on a regular basis where possible, despite the pressure of staffing issues, as by doing so and by encouraging individuals licensed under the Licensing Act 2003 to accept responsibility for their failures, that the safety of the public could be maintained. An update on staffing in relation to enforcement would be provided at a future meeting.

In the ensuing discussion, the following matters were raised:

In relation to Tour de Yorkshire

- All licensed premises on the route had been visited by officers from the Licensing Service. Some had applied for extended hours and some were providing entertainment. Whilst it had not been made a condition, premises had been advised to use plastic or polycarbonate 'glasses' for drinks taken outside on the day of the event
- In response to questioning the Board was informed of the risk assessments undertaken in relation to drinking outside and the use of plastic type glasses. The same arrangements were in place as they were for large football type events
- It was noted that as part of the Temporary Events Notice arrangements, the Police were informed of any proposals for the extension of hours
- The Licensing Officer reported that she had spoken to the Taxi Marshalls who were to be on duty earlier than usual

In relation to Best Bar None:

- Licensing Enforcement Officers were working closely with all premises involved in this scheme
- It was noted that the Chair of the Board, Councillor C Wraith MBE, was to be involved in the presentation evening

In relation to Barnsley Live 2018:

- It was pleasing to note that this event had been resurrected and it was hoped that it would be as successful as the previous event when no issues of concern had been identified
- It was noted that the event provided a lifeline for the bars and clubs within the Town Centre. It was well supported by locals, brought many from outside the area and gave a good impression of Barnsley
- It was also noted that the organisers were to be invited into the Mayor's Parlour as a way of thanking them for organising the event

RESOLVED:

- (i) That the Board place on record their thanks and appreciation to the staff within the Licensing Service for all their hard work in undertaking enforcement activities

and ensuring the continued safety of the public and for the outstanding results achieved; and

(ii) that update reports on all enforcement activity continue to be submitted to the Regulatory Board on a regular basis.

Chair

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Item 3

Report of the Service Director Legal Services to the Statutory Licensing Regulatory Board to be held on the 20 February 2019

ENFORCEMENT UPDATE

1. Purpose of Report

The purpose of this report, is to provide Members with an overview of the work Licensing Enforcement Officers have undertaken to date.

2. Background

Members are minded to note, that Licensing Enforcement Officers have continued to proactively embark on a number of licensing enforcement operations. A summary of enforcement operations undertaken are detailed below.

3. Current Position

4. Immigration checks in licensed premises

In December 2018 Licensing Officers accompanied by Immigration Enforcement Officers inspected two licensed premises in the borough. Immigration Officers were in receipt of intelligence which suggested illegal immigrants may have been working and living on the premises. Licensing Officers also had to ensure the premises were operating in compliance with the Licensing Act 2003.

The first premises was found to be compliant under the Licensing 2003, and all individuals on the premises had the correct permissions to live and work in the UK.

The second premises saw the arrest of three individuals who were working at the premises and are believed to be illegal immigrants.

Following receipt of further information from the Home Office the premises may be subject to a licence review hearing.

5. Illicit Tobacco

In December 2018, Licensing Officers received information that a town centre licensed premises was selling illicit cigarettes from behind the bar. Licensing Officers accompanied Trading Standards Officers to visit and inspect the premises and found a small amount of illegal cigarettes. Officers brought this to the attention of the premises licence holder who dismissed the member of staff concerned.

6. Best Bar None

Barnsley has picked up the award for 'Best New Scheme' in this year's prestigious 'National Best Bar None Awards'. The Awards took place at a special parliamentary reception at the House of Lords.

Backed by the Home Office, Best Bar None has been working collaboratively with the alcohol industry, local authorities and the police for over 15 years. It promotes responsible drinking and higher professional licensing standards in bars, pubs, hotels, clubs and entertainment venues in over 70 towns and cities across the UK.

Barnsley's Best Bar None scheme was launched in November 2017 following a significant investment by Barnsley Council to redevelop the area and create a modern and vibrant town center for residents and visitors alike.

The judges felt that the scheme's focus on public health was commendable, and initiatives in this vein have included awarding bonus points to licensed premises for offering five low sugar non-alcoholic options, as well as signposting local drug and alcohol support services. Barnsley has also introduced a People's Choice award to give consumers the chance to engage with the scheme and vote for their favorite pub.

National Coordinator for Best Bar None, Mick McDonnell, said: "Barnsley Council is clearly focused on regenerating the area to create a modern and

vibrant town centre and Best Bar None plays a crucial part in that strategy. Very few schemes are led by the public health agenda and the measures that Barnsley has put in place to adopt a sensible drinking culture and to ensure that pubs, bars, and clubs understand their role in that is admirable. We look forward to seeing the scheme going from strength to strength.”

Licensing Officers work closely with Public Health to support the Best Bar None scheme using partnership working and the sharing of information and intelligence to resolve issues in the town centre we are all working to promote Barnsley as a safe and vibrant night time economy.

7. Pubwatch

Alcohol related crime has a significant detrimental impact on our town centres and local communities. Local Pubwatch Schemes promote partnership working to tackle the offenders whose actions can cause real damage to the night time economy.

Local Pubwatch schemes are voluntary organisations set up to promote best practice through partnership working with licensees and Licensing Officers. Officers promote good practise and support licensees to make a real difference to improving the safety of people working and socialising in the borough by attending regular Pubwatch meetings throughout the borough to support Licensees with their aim of achieving a safer drinking environment in all licensed premises.

The town centre Pubwatch currently has above seventy individuals on its banning list, showing that licensees are proactively tackling problem behaviour and individuals and working to make the night time economy a better and safer environment for all involved.

8. Proposal

Proactive enforcement operations will continue to take place on a regular basis and Officers are in the process of arranging further enforcement operations with various agencies including South Yorkshire Police, Trading

Standards and The Immigration Service. Whilst offences are always unacceptable we will combat ill failings and convey the message that all individuals licensed under the Licensing Act 2003 must begin to accept responsibility for their failures and make a change.

Failure to do so, will only continue to put the safety of the public at risk when frequenting licensed premises and their surrounding areas.

8. Background Papers

Enforcement Officer Reports which contain exempt information are not available for public inspection

10. Officer Contact

Deborah Bailey

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