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MEETING:	Statutory Licensing Regulatory Board
DATE:	Wednesday, 26 June 2019
TIME:	2.30 pm (or at the closure of the General Licensing Regulatory Board scheduled for 2.00 pm whichever is the later)
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 - 4*)

To accept as a correct record the minutes of the meeting held on the 24th April, 2019.

3 Enforcement Update (*Pages 5 - 8*)

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 Wraith MBE (Chair), P. Birkinshaw, Cave, Franklin, S. Green, Daniel Griffin, W. Johnson, Kitching, Phillips, Saunders, Shepherd, Spence, Sumner, Tattersall 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, 18 June 2019

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MEETING:	Statutory Licensing Regulatory Board
DATE:	Wednesday, 24 April 2019
TIME:	2.30 pm
VENUE:	Reception Room - Barnsley Town Hall

MINUTES

Present

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

12 Declaration of Interests

There were no declarations of pecuniary and non-pecuniary interests from Members in respect of items on the agenda.

13 Minutes

The minutes of the meeting held on the 20th February, 2019 were taken as read and signed by the Chair as a correct record.

14 Enforcement Update

The Service Director Legal Services provided an overview of the work of Licensing Enforcement Officers undertaken recently in relation to the Licensing Act 2003.

(a) Premises Licence Inspection

Since January 2019 Licensing Officers have inspected 30 licensed premises throughout the Borough to ensure that there was appropriate compliance with the Licensing Act 2003 in respect of their premises licence and any conditions attached to the licence.

Of the 30 premises inspected, 4 were found to have insufficient documentation including refusals logs and designated premises licence holder authorisations. Officers are continually working with them to ensure compliance going forward and it was noted that all the documentation was now complete and the 4 premises are compliant.

(b) Scrap Metal

Licensing Officers had received notification relating to 2 unlicensed scrap metal collectors in the Borough. Officers have made contact with the collectors and work was currently ongoing to obtain licences to carry out their work legitimately.

Members were informed of a joint venture between Licensing Officers, Safer Neighbourhoods Team and South Yorkshire Police for a future enforcement operation to target vehicles and scrap metal sites. The joint operation would

bring Services together with all their differing powers and enable Officers to stop collectors on the road and check for compliance under the relevant legislation. Members were to be informed of the date of this operation in the future.

There was a discussion regarding scrap metal vehicles around the Borough that looked unsafe or showing no markings indicating that they were legitimate carriers. The Licensing Officer informed members that if they could report as much information as possible such as registration numbers, and if the vehicle was seen in the same area and at the same time on a regular basis etc in order to target resources and carry out investigations accordingly. Members were also informed that whilst it was a legal requirement for the permit to be contained within the vehicle, it is not mandatory for it to be displayed anywhere on the outside of the vehicle. The Board noted, and discussed in detail, the difficulties associated with enforcement in relation to unlicensed illegal scrap metal merchants. As soon as word gets out that an enforcement operation was in progress illegal operators disappear from the roads, Officers are hoping to have a 'mobile check' for the next enforcement operation with SY Police and Safer Neighbourhoods Team. All members were invited to attend the visits once the dates have been confirmed.

RESOLVED :

(ii) 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.

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

Chair

Item 3

Report of the Service Director Legal Services to the Statutory Licensing Regulatory Board to be held on the 26 June 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

Requests for Service

Since April 2019 the Licensing Section has received **947** requests for service. These come from range of customers, predominantly being members of the public, Licensees, Private Hire and Hackney Carriage Drivers and Operators and Scrap Metal Dealers.

Officers must respond to all requests for service within 3 working days. Unless the contact is deemed urgent and this would receive an immediate response.

Premises License Inspections

Since April 2019 Officers have routinely inspected 18 licensed premise throughout the borough to ensure compliance with Licensing Act 2003, their premises license permissions and any conditions attached to the said licence.

During our inspections all premises were found to be compliant. Officers continue to work with all licensed premises to ensure their understanding of the legislation and its requirements and also to ensure continued compliance going forward.

Barnsley Live 2019

Officers have worked closely with town centre venues in the build up to this year's Barnsley Live to ensure compliance with licence conditions and to ensure a safe and successful event took place.

Barnsley Live was a one day multi venue music festival held in the town centre on the 15th June.

The event raised money for various local charities and involved twenty venues hosting 128 live bands from 13:00 until 21:00.

Future Events

In the coming months we have many licensed music events happening across the borough, many of which are covered by Temporary Event Notices. Licensing officers, in conjunction with other responsible authorities work closely with the organisers of these events to ensure their compliance, knowledge and understanding of requirements to ensure that ultimately that every event is successful and safe.

7. Proposal

Proactive enforcement 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 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 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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