

| Ref No | Source of Response  | Summary of Respondent's Comments  | Authority's Appraisal   | Authority's Response   |
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| 01     | Public Health Wales | <p><b>1:</b> Paragraph 3.43 'Public Health' Should include the following wording:</p> <p>Public health data reveals that -</p> <ul style="list-style-type: none"> <li>- 21 percent of adults in Flintshire drink above the recommended average weekly consumption of alcohol (National Survey for Wales, 2019).</li> <li>- In 2019 - 2020, there was 353.4 alcohol-specific hospital admissions and 1857.3 alcohol-attributable hospital admissions (European Age Standardised Rate per 100,000 population) for individuals resident in Flintshire (Public Health Wales, 2020).</li> </ul> <p><b>2:</b> That the following information should be included after paragraph 3.43:</p> <p>Calling Time for Change<br/> In March 2020, following a major consultation with professional stakeholders and individuals and families affected by alcohol harm, the first alcohol harm reduction strategy for North Wales was launched. 'Calling time for Change' was produced on behalf of the North Wales Area Planning Board and in collaboration with partners across the region. It demonstrates a commitment to reducing harm from alcohol through collaborative working over the next five years. An Alcohol Strategy Group, chaired by Betsi Cadwaladr University Health Board Public Health Team and involving</p> | <p><b>1:</b> The Licensing Authority is in agreement that the additional information would provide value.</p> <p><b>2:</b> The information is valid, but the policy does not currently contain detailed information about other strategies and initiatives it supports.</p> | <p><b>1:</b> Wording has been added to paragraph 3.43</p> <p><b>2:</b> The 'Calling Time for Change' strategy has been included in paragraph 2.3 in relation to the Licensing Authority's support of existing schemes.</p> |

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|    |  | <p>key partners from across the region was established to develop and implement a supporting action plan focusing on the six priorities of the Calling Time for Change strategy –</p> <ul style="list-style-type: none"> <li>- Safe and supporting environments</li> <li>- Changed attitudes and social norms</li> <li>- Reduced affordability</li> <li>- Reduced availability</li> <li>- Behaviour change</li> <li>- Children, young people and families</li> </ul> <p>The North Wales Alcohol Strategy Group will work in partnership with Licensing and Community Safety Teams to promote responsible retailing, reduce anti-social behaviour and crime and support a safe, vibrant and diverse night time economy that can be enjoyed by all parts of society.</p> <p>Calling Time for Change Strategy (2020) :<br/> <a href="http://www.bcuhb.nhs.wales/health-advice/north-wales-alcohol-harm-reduction-strategy">www.bcuhb.nhs.wales/health-advice/north-wales-alcohol-harm-reduction-strategy</a></p> <p><b>3:</b> Updated information provided to replace Appendix B</p> |   |   |
| 02 | Representative of Premises Licence Holders | <p><b>1: Para 2.2</b></p> <p>Including links to the other policies would be helpful for parties looking at either coming into the area or making substantial changes to existing licensed premises.</p> <p><b>2:</b> Concern that reference to 'mitigate the impact their</p>   | <p><b>1:</b> The Licensing Authority will make reference to the Local Development Plan in the Policy</p> <p><b>2:</b> The Licensing</p> | <p><b>1:</b> The Local Development Plan has been included in paragraph 2.3</p> <p><b>2:</b> No change</p> |

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|  |  | <p>premise may have on the health and wellbeing of their customers, the neighbourhood and wider community' is a very broad requirement that goes past the promotion of the licensing objective and could be seen to be introducing a public health licensing objective by the 'back door.'</p> <p><b>3:</b> Concerns raised that licensed premises are sometimes being unfairly held to a higher standard when it comes to prevention of crime and disorder than other public premises. For instance, when Police present evidence of crime and disorder in relation to licensed premises, they will often include references to any crime that is associated not just with the premises in terms of its operation as licensed premises but generally. For instance, the Police will often include reference to all calls where those calls have referenced the premises as a local landmark which can include anything from criminal activity from people who have not been customers of the premises, offences in relation to taxis, or general disturbance and noise nuisance in a town centre where it cannot be said to be relevant to the premises. Premises licence holders will also often find reference to offences that are not relevant to the licensing objectives themselves. So, for instance, robberies at residential premises above a licensed premises are sometimes included. We feel it is important that the council recognise in their policy that these are matters that are not relevant to the prevention of crime and disorder licensing objective and that the licensing authority's expectation is that they will only be presented with evidence where it directly relates to the</p> | <p>Authority feel that the inclusion of public health information is relevant to the Policy.</p> <p><b>3:</b> The Licensing Authority considers that the Police are named within the Act as a responsible authority and the Policy should not stop them from making relevant representations, or providing information based on any information available to them.</p> | <p><b>3:</b> No change</p> |
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|  | <p>licensable activities being provided within the premises themselves.</p> <p><b>4:</b> General comments in relation to CCTV and GDPR, and a request that CCTV in particular is not being universally required where there is no real and pressing need for it.</p> | <p><b>4:</b> The Licensing Authority feel that this is a more general comment, rather than specific to this policy. Crime and Disorder is a licensing objective, and the responsible authorities are able to suggest relevant conditions to be added to a licence during the consultation period. This sometimes includes the requirement for CCTV if it is deemed relevant. The conditions are either accepted by the applicant or added following a hearing where the reason for the requirement would be discussed.</p> | <p><b>4:</b> No change</p> |
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|  |  | <p><b>5: Para 3.4</b><br/> this is a very broad expectation that does not distinguish between types of premises where drugs might be more of an issue, such as nightclubs in comparison with local community pubs or restaurants. We feel that the paragraph would benefit from such as distinction being made to ensure that any expectation set out thereafter is proportionate and appropriate for the type of premises.</p> <p><b>6: Suggestion that the policy reflects the need for public nuisance to be demonstrated and for conditions relating to nuisance to relate to public nuisance rather than any wider definition. In particular, it's suggested that expressly stating that private nuisance is not a licensing objective would assist in all parties understanding what is and is not the remit of licensing legislation.</b></p> <p><b>7: Paragraph 3.43:</b><br/> Concern expressed that the policy refers to public health 'not yet' being a licensing objective. It has been rejected by government following consultation and by the House of Lords in its review of the Licensing Act 2003. As such presenting an</p> | <p><b>5: The licensing Authority feels that the information contained in this paragraph in relation to drugs is relevant, whatever the venue, other than the reference to a first aid room and defibrillator, which may be more appropriate for larger venues.</b></p> <p><b>6: Public Nuisance is a Licensing Objective, and the Licensing Authority consider that the information provided within the policy is sufficient</b></p> <p><b>7: The Licensing Authority agree that Public Health is not a licensing objective, but that the</b></p> | <p><b>5: The wording of the 6<sup>th</sup> bullet point in paragraph 3.2 has been changed to reflect requirements for different venues.</b></p> <p><b>6: No change</b></p> <p><b>7: The word 'yet' has been removed from paragraph 3.43</b></p> |
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|  |  | <p>inference that it might yet be is misleading.<br/> The Public Health Wales Data cannot inform a committee in its decision making on individual premises applications unless a direct link can be shown between the premises, one of the four licensing objectives and the data being presented.</p> <p><b>8:</b> Paragraph 4.2:<br/> The introduction of Cumulative Impact Policies need careful insight</p> <p><b>9:</b> To include information in relation to Agent of Change.</p> <p><b>10:</b> Paragraph 6.17<br/> Further clarification of what would be considered a minor variation</p> | <p>information in relation to Public Health is relevant.</p> <p><b>8:</b> The licensing Authority agrees that any consideration of a future Cumulative Impact Police would need to be robust, but there are no plans to introduce such a policy at this time.</p> <p><b>9:</b> The Licensing Authority agrees that the Agent for Change principle is relevant.</p> <p><b>10:</b>The Licensing Authority considers the information provided in relation to Minor Variation to be sufficient, and</p> | <p><b>8:</b> As there is no Cumulative Impact Policy in place, these are taken as general comments</p> <p><b>9:</b> Paragraph 5.7 has been added to the policy to make reference to Agent for Change</p> <p><b>10:</b> No change</p> |
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|  |  | <p><b>11:</b> Suggestion to include links to the Regulator’s Compliance code and the Council’s Enforcement Policy</p> <p><b>12:</b> Up to date list of responsible authorities to be included in the policy</p> <p><b>13:</b> Reference to tables and chairs outside the premises including garden areas, and clarification of on and off sales.</p> | <p>does not wish to duplicate legislation and guidance.</p> <p><b>11:</b> Our own enforcement policy is referenced in paragraph 2.2. No further amendment is deemed necessary.</p> <p><b>12:</b> These details are provided alongside any application. As these details are subject to change, the Licensing Authority feels their inclusion within the body of the policy would not be beneficial</p> <p><b>13:</b> Tables and chairs on the highway would be dealt with by Streetscene and should not be</p> | <p><b>11:</b> No change</p> <p><b>12:</b> No change</p> <p><b>13:</b> No change</p> |
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|  |  |  | <p>included in this policy.<br/>Each premises has different requirements in relation to external tables and chairs, dependent on the licensable area of their premises.<br/>Therefore inclusion of further information may become confusing or misleading.<br/>The Licensing Authority do not wish to duplicate legislation and guidance by clarifying on and off sales.</p> |  |
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