
CENTRAL LICENSING SUB-COMMITTEE, 30.06.08

Present: Councillors W.Tudor Owen (Chairman); J.R.Jones; Ieuan Roberts

Also present: Gareth W Jones (Senior Administrative and Legal Manager); Amlyn ab Iorwerth (Licensing Manager) and Eirian Roberts (Committee Officer).

Apology: Councillor Robert Anderson

Others invited to the meeting:

Applicant: Mr Patrick S. Barry; Mr Tudor Owen (Solicitor on behalf of Mr Barry)

Objectors: Councillor Kathleen Thomas (representing Bangor City Council);

Local Members: Councillors June Marshall and Keith Marshall

1. APPLICATION TO VARY THE LICENCE OF PATRICK'S BAR, HOLYHEAD ROAD, BANGOR

Submitted – the report of the Licensing Manager providing details on an application from the owner of Patrick's Bar, Holyhead Road, Bangor, to extend the opening hours of the existing licence to permit live music until 00.00 daily, recorded music until 01.00 daily and the supply of alcohol until 02.30 with the premises open to the public until 03.00 daily.

Reference was made to a letter received from the police stating that they had come to an agreement with the applicant regarding amended hours, however, it was understood that the objectors were not satisfied with the opening hours or the hours for the supply of alcohol to the public. The possibility of avoiding the entire process of presenting a new application with so little different information was discussed and it was suggested that the application be deferred until new notices were displayed on the site for the statutory period, namely three weeks. It was agreed that it would not be necessary to place a notice in the press as there were no new details to be added.

The applicant's solicitor referred to an observation made by objectors about a home for the elderly located in proximity to the public house and a request was made for confirmation of the status of that building prior to discussing the application further.

RESOLVED to defer the application to vary the licence of Patrick's Bar, Bangor, until the statutory period for displaying notices of amended opening hours, comes to an end.

2. APPLICATION FOR A PREMISES LICENCE FOR THE SPORTSMAN'S ARMS, AMBROSE STREET, BANGOR

Others invited to the meeting:

For the application of the Sportsman's Arms: Mr Keith Jones (Applicant)

Local Member: Councillor Jean Forsyth

Submitted – the report of the Licensing Manager providing details of an application received by the owner of the Sportsman's Arms, Bangor, to extend the opening hours of the original licence to permit live music until 01.00 daily; recorded music until 02.00 daily and the supply of late night refreshments and alcohol until 02.30 with the premises being open to the public until 03.00 daily.

The following procedure was followed when the application was considered:

Members of the Sub-committee were given an opportunity to ask questions of the Council's representative.

The applicant was given an opportunity to ask questions of the Council's representative.

The applicant was given an opportunity to expand upon his case.

Members of the Sub-committee were invited to ask questions of the applicant.

The Council's representative and the applicant were given an opportunity to summarise their case.

Attention was drawn to paragraph E in the application, namely the paragraph that dealt with live music, along with the fact that the application noted 'none' for Wednesday nights, however, it was confirmed that this was a typing error and that 01.00 should have been noted in the box.

When expanding upon his case, the applicant noted that he had been the proprietor of the public house since the beginning of May only and that he was new to the work. Therefore, he would appreciate any guidance that the Sub-committee could offer. The applicant did not intend for the public house to be open until the early hours, with the exception of special occasions and the aim of the proprietor and his wife was to run a local public house which did not attract noisy and troublesome customers.

Attention was drawn to paragraph P of the application where there was an opportunity for the applicant to note any additional steps in order to adhere to the principles of the Licensing Act 2003 and the applicant was reminded that he had to act in accordance with the conditions of the existing Premises Licence.

The local member, who was also a member of Bangor City Council, was present at the meeting, however, she did not make observations on behalf of the City Council because she had declared an interest at a meeting of that Council. Nevertheless, observations submitted in a letter on behalf of Bangor City Council were considered when the application was discussed. The local member reported that she had no objection to the application because she had not received any complaints relating to the premises since the new owners had started on the venture at the beginning of May this year.

The applicant, Licensing Manager and members of the public withdrew from the meeting and the application was discussed by the members of the Sub-committee whilst considering the four principles of the Licensing Act 2003, namely:

1. Public Nuisance Prevention
2. Crime and Disorder Prevention
3. Public Safety
4. Protection of Children from Harm

RESOLVED to approve the application to vary the Premises Licence of the Sportsman's Arms, subject to the following conditions:

- a) to permit live and recorded music Sunday to Thursday from 23.00 to 00.00; Friday and Saturday from 23.00 to 01.00; Christmas Eve, New Year's Eve and Bank Holiday Sunday from 23.00 to 01.00**
- b) to permit the supply of late night refreshments as follows: Sunday to Thursday from 23.00 to 00.00; Friday and Saturday from 23.00 to 01.00; Christmas Eve, New Year's Eve and Bank Holiday Sunday from 23.00 to 01.00**
- c) to permit the supply of alcohol as follows: inside – Sunday to Thursday from 11.00 to 01.00; Friday and Saturday from 11.00 to 01.30; Christmas Eve and Bank Holiday Sunday from 11.00 to 01.30; New Year's Eve from 11.00 to 02.30. For alcohol that is to be carried outside: from 11.00 to 00.00 daily.**
- d) Opening hours to the public: Sunday to Thursday from 11.00 to 01.30; Friday and Saturday from 11.00 to 02.00; Christmas Eve and Bank Holiday Sunday from 11.00 to 02.00; New Year's Eve from 11.00 to 03.00.**
- e) Standard conditions of the Fire Service**
- f) The remainder of the conditions included on the original licence in order to conform to the principles of the Act.**

It was reported that a letter would be distributed within the week in order to inform the applicant of the Sub-committee's decision and noting the conditions.

The meeting commenced at 10.45am and concluded at 12.00pm