
CENTRAL LICENSING SUB-COMMITTEE, 10.05.11

Present: Councillor Evie M. Jones (Chairman)
Councillors Dewi Llewelyn, Peter Read

Also present: Geraint B. Edwards (Solicitor), Alwyn Thomas (Licensing Enforcement Officer) and Gwyn Parry Williams (Committee Officer).

1. APPLICATION TO VARY PREMISES LICENCE – PECKISH, 78 HIGH STREET, PWLLHELI

Others invited to the meeting:

Representing Peckish, 78 High Street, Pwllheli: Mr Fatih Yilmaz and Mrs Mary Yilmaz (Applicants)

Representing the Police: Mr Ian Williams (Licensing Co-ordinator, North Wales Police)

Representing the objectors: Mr Jonathan Roberts

Apology: Councillor Sion S. Roberts (local member)

Submitted – the report of the Licensing Enforcement Officer on behalf of the Licensing Manager, providing details of the application on behalf of Pekish, 78 High Street, Pwllheli to vary the premises licence to permit the provision of hot food between 23.00 and 02.00 on Friday and Saturday nights, with the premises to open between 10.00 and 02.00 on those days. All other times would remain as per the current licence.

It was reported, following the appropriate consultation period, that the police had no objection to the application, subject to conditions. The North Wales Fire and Rescue Service and Trading Standards Section had no observations on the application. Pwllheli Town Council objected to the application and an e-mail from the local member and letters from nearby residents had also been received, objecting to the application.

In considering the application, the following procedure was followed:-

- i. Members of the Sub-committee and the applicant were given an opportunity to ask questions of the Licensing Manager
- ii. The applicant was invited to expand on the application
- iii. Consultees were given an opportunity to support their observations
- iv. The licensee, or his representative, was invited to respond to the observations
- v. Members of the Sub-committee were given an opportunity to ask questions of the licensee
- vi. Members of the Sub-committee were given an opportunity to ask questions of the consultees

vii. The applicant or his representative were given an opportunity to summarise their case

In support of the application, the applicant notified the committee that the intention was to try and generate more business on Friday and Saturday nights, especially during the summer, by extending the opening hours until 02.00. Currently, the premises closed at 01.00 on those nights and she noted that they lost out on a lot of business as many people were about after 01.00.

The consultees were invited to support any observations submitted by letter, and Mr Ian Williams, Licensing Co-ordinator for North Wales Police, reported that when the original application had been submitted in 2005, the Police had much evidence at the time of antisocial behaviour etc. relating to the premises, and therefore that application had been refused. Following the hearing in September 2005 the current licence was granted until 01.00 including conditions such as CCTV and door supervisors. Since receiving the licence in 2005, very few incidents had been recorded directly against the premises. In December 2010, the applicant had asked for the Police's opinion in relation to submitting an application to vary the licence. He noted that he had discussed the matter with his colleagues locally, and they had been of the opinion that there was no evidence against the premises at present, therefore the police had no objection to extend the hours until 02.00 on Friday and Saturday nights only. The applicant also agreed to the additional conditions noted in the letter to the Licensing Authority.

The objector present, who was also a member of Pwllheli Town Council, took advantage of the opportunity to endorse the observations noted in letter and specifically referred to the following points -

- That he lived near the premises and he noted that since the premises had been closing at 01.00 the situation had improved, but problems previously existed on the High Street such as antisocial behaviour etc. Pwllheli Town Council and himself were concerned that the situation would deteriorate should the extension of hours until 02.00 be approved.

When summarising, the applicant further noted that the Night Club nearby was open until 02.30. She also noted that a new CCTV system had been installed recently on the premises which took photos outside also.

The relevant parties left the meeting and the application was discussed by the Sub-committee members, considering all evidence submitted and giving specific attention to the principles of the act, namely:

- Crime and Disorder Prevention
- Public Safety
- Prevention of Public Nuisance
- Protection of Children from Harm

The members were in agreement that there was no evidence to object to the application.

RESOLVED to approve the variation to the licence of Pekish, 78 High Street, Pwllheli as follows -

- a) To permit the supply of hot food under paragraph L between 23.00 and 02.00 on Friday and Saturday nights with all other times to remain as per the current licence on the other nights, namely between 23.00 and 01.00.**
- b) To permit the premises to be open to the public under paragraph O between 10.00 and 02.00 on Friday and Saturday nights with all other times to remain as per the current licence on the other nights, namely between 10.00 and 01.00.**
- c) No entry to the premises after 1.45 on Friday and Saturday in order to ensure that all**

customers will have left the premises by 02.00.

d) CCTV will be installed and will work to such a standard that the Police and local authority can monitor both the interior and exterior of the premises. Records should be retained in a non-edited format for a period of at least 31 days and should be available at the request of the Police or local authority.

e) Security Industry Authority (SIA) registered Door Supervisors will be on duty every Friday and Saturday night.

f) The owner will maintain a register, approved by the Police and Local Authority, of all door staff employed on the premises. The register will include the times each person employed as door staff start and finish their work, their name and SIA licence number (including the name of the company that employs them, if relevant). The register is to be kept on the premises on a permanent basis, for inspection by the Police or Local Authority on request. On completion of the register, it will remain on the premises for at least one year from the date it was completed, and for that period of time remain available for inspection by the Police or Local Authority.

The Solicitor reported that he would aim to send a letter within five working days, informing the applicants of the Sub-committee's decision, and informing them of the right to appeal against the decision within 21 days of receiving that letter.

The meeting commenced at 2.00pm and concluded at 2.20pm.