



**Gwasanaeth Democraidd**  
**Democratic Service**  
Swyddfa'r Cyngor  
CAERNARFON  
Gwynedd  
LL55 1SH

Cyfarfod / Meeting

**IS-BWYLLGOR TRWYDDEDU CANOLOG**  
**CENTRAL LICENSING SUB-COMMITTEE**

Dyddiad ac Amser / Date and Time

**DYDD IAU, 29 TACHWEDD, 2012**

**THURSDAY, 29 NOVEMBER, 2012**

Lleoliad / Location:

**SIAMBR Y CYNGOR/COUNCIL CHAMBER,  
SWYDDFEYDD Y CYNGOR/COUNCIL OFFICES,  
PENARLAG  
DOLGELLAU  
am /at 11.30am.**

**(Aelodau'r Is-bwyllgor yn unig i gyfarfod ar Faes Parcio Diffwys, gyferbyn â Gwesty  
Tŷ Gorsaf, Blaenau Ffestiniog am 9.30am)**

**(Sub-committee members only to meet on Diffwys Car Park, opposite Tŷ Gorsaf  
Hotel, Blaenau Ffestiniog at 9.30am)**

Pwynt Cyswllt / Contact Point

**GWYN PARRY WILLIAMS**

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Dosbarthwyd/Distributed: 21/11/12

**IS-BWYLLGOR TRWYDDEDU**  
**LICENSING SUB-COMMITTEE**

**Aelodaeth/Membership (3)**

Y Cynghorwyr / Councillors

Eryl Jones-Williams (Cadeirydd/Chairman)

John Brynmor Hughes

Llywarch Bowen Jones

Anwen Hughes (wrth gefn/reserve)

**Aelodau Lleol / Local Members**

Cynghorwyr/Councillors

Mandy Williams-Davies  
(cais/application 4)

Gethin G. Williams  
(ceisiadau/applications 5 a 6)

# AGENDA

**1. APOLOGIES**

To receive any apologies for absence.

**2. DECLARATION OF PERSONAL INTEREST**

To receive any declaration of personal interest.

**3. URGENT ITEMS**

To note any items that are a matter of urgency in the view of the Chairman for consideration.

**4. 11.30am APPLICATION TO REVIEW PREMISES LICENCE – CELL B, PARK SQUARE, BLAENAU FFESTINIOG**

To consider the above application (copy herewith – **blue** paper)

**5. 1.30pm APPLICATION TO VARY PREMISES LICENCE – LAST INN, CHURCH STREET, BARMOUTH**

To consider the above application (copy herewith – **pink** paper)

**6. 2.30pm APPLICATION FOR A PREMISES LICENCE – THE CROWN HOTEL, CHURCH STREET, BARMOUTH**

To consider the above application (copy herewith – **gold** paper)

<b>COMMITTEE:</b>	<b>CENTRAL LICENSING SUB-COMMITTEE (MEIRIONNYDD)</b>
<b>DATE:</b>	<b>29 NOVEMBER 2012</b>
<b>TITLE:</b>	<b>APPLICATION TO REVIEW PREMISES LICENCE – CELL B, PARK SQUARE, BLAENAU FFESTINIOG</b>
<b>PURPOSE:</b>	<b>FOR DECISION</b>
<b>AUTHOR:</b>	<b>HEAD OF REGULATORY DEPARTMENT</b>

## **APPLICATION**

An application is appended to review the Premises Licence of Cell B, Park Square, Blaenau Ffestiniog, LL41 3AD by Mr Ian Rogers, who resides at Park Villa, Park Square, Blaenau Ffestiniog LL41 3AD.

The applicant is submitting the application for a review because of anti-social behaviour and noise late at night emanating from licensed activities held at the licensed premises of Cell B.

The review is submitted in relation to the following licensing objectives -

- Crime and disorder prevention
- Public safety
- Prevention of public nuisance

In addition to submitting evidence of anti-social incidents involving the behaviour of Cell B customers, the applicant refers to incidents where he witnessed non-compliance with the conditions of the premises' licence.

- Customers permitted to leave the premises with alcoholic drinks
- Customers who were obviously inebriated granted access to the premises
- Permitting customers to consume alcohol so that they are sufficiently inebriated to cause harm to themselves and others.

The applicant is seeking for the premises licence to be reviewed in relation to the following recommendations -

1. To revoke the right for the sale of alcohol from the licence
2. To consider the application for an order that a new Designated Premises Supervisor (DPS) is appointed in relation to the licence
3. To reduce the permitted opening hours for the premises to 21.00 (see current hours in the table below).

	<b>CURRENT LICENCE</b>		<b>PROPOSED LICENCE</b>	
Days	Licensable Activities	Closing Hours	Licensable Activities	Closing Hours
Mon/Sun	12:00 – 23:30	00:00		21:00

## **CONSULTATION**

The application was consulted upon and 10 responses were received as follows -

<b>RESPONSES</b>	<b>OBSERVATIONS</b>
Local Members	One e-mail – objecting to the review
Community Council	No observations
Police	E-mail – observations
Neighbouring Residents	Seven letters, 10 e-mails – object
Fire Service	No observations
Gwynedd Council Planning Service	No observations
Public Protection Unit – Environmental Health	No observations

See enclosed, full details of the observations received.

## **SUMMARY OF THE OBSERVATIONS AND THE GROUNDS FOR OBJECTIONS TO THE REVIEW**

### **Residents**

Object to the application for a review because there is no evidence that the activities in the premises and management of the premises undermines the following licensing objectives -

- Crime and disorder prevention
- Public safety
- Prevention of public nuisance

Reference is made to the contribution of the activities at the premises to local culture and prosperity of businesses. These considerations are not relevant to the objectives of the Licensing Act 2003.

### **Members of the Council**

Object to the application for a review on the grounds of the cultural contribution of the premises' activities; no reference is made to evidence from the perspective of the licensing objectives.

### **Police**

Confirmation was received from the Police that calls had been received from Mr Rogers. Confirmation was also received that the Police had given a penalty notice to two females following an incident of anti-social behaviour. The Police have not received any other calls from residents of Park Square regarding Cell B.

## **RECOMMENDATION**

The Sub-committee is requested to consider the application in accordance with the Licensing Act 2003.

<b>COMMITTEE:</b>	<b>CENTRAL LICENSING SUB-COMMITTEE (MEIRIONNYDD)</b>
<b>DATE:</b>	<b>29 NOVEMBER 2012</b>
<b>TITLE:</b>	<b>APPLICATION FOR A VARIATION OF PREMISES LICENCE – LAST INN, CHURCH STREET, BARMOUTH</b>
<b>PURPOSE:</b>	<b>FOR DECISION</b>
<b>AUTHOR:</b>	<b>HEAD OF REGULATORY DEPARTMENT</b>

### APPLICATION

An application is appended to vary the premises licence of the Last Inn, Church Street, Barmouth, LL42 IEL from Mr Gregory Courtney; the licence holder of the same address. The application was submitted following receipt of advice from the Licensing Enforcement Unit.

The applicant is submitting the application in order to seek permission to extend the hours permitted for licensable activities at the premises – specifically in terms of live music, recorded music, dance performances and the sale of alcohol.

See the table below for details of the current hours and the proposed hours in relation to licensable activities and the closing hours for the public.

<b>CURRENT LICENCE</b>			<b>PROPOSED LICENCE</b>		
Days	Licensable activities	Closing Hours		Licensable activities	Closing Hours
	<b>Live music</b>			<b>Live music</b>	
Mon-Thurs	11:00 – 23:00	<b>23:30</b>	Sun - Thurs	11:00 – 00:00	<b>01:30</b>
Fri- Sun	11:00 – 00:00	<b>00:30</b>	Fri -Sat	11:00 – 01:00	<b>01:30</b>
	<b>Recorded Music</b>			<b>Recorded Music</b>	
	11:00 – 23:00		Mon - Sun	11:00 – 01:00	
	11:00 – 00:00				
	<b>Performance of Dance</b>			<b>Performance of Dance</b>	
	11:00 – 23:00		Mon - Sun	11:00 – 01:00	
	11:00 – 00:00				
	<b>Supply of alcohol</b>			<b>Supply of alcohol</b>	
	11:00 – 23:00		Mon - Sun	11:00 – 01:00 *	
	11:00 – 00:00				

\* With the exception of New Year's Eve – a request is made for an extension to the right to supply alcohol from the finishing times permitted on 31 December until the opening hours permitted on the next day.

### CONSULTATION

The application was consulted upon and the responses received were as follows -

<b>RESPONSES</b>	<b>OBSERVATIONS</b>
Local Members	No observations
Community Council	No observations
Police	No observations up to 13/11/12
Neighbouring Residents	Five letters, three supported the application to vary the licence and two objected the application.
Fire Service	A letter – no objections
The Licensing Authority – as the Responsible Authority	E-mail – observations
Public Protection Unit – Environmental Health	No observations

In addition to the above, a letter was received from the Applicant outlining his reasons for submitting an application to extend the hours of licensable activities and opening hours.

As the consultation period on this application does not come to an end until 19/11/12, it is possible that more observations will be received.

Any additional relevant observations that are received prior to 19/11/12 will be distributed to the Sub-committee on the day of the hearing.

See enclosed full details of the observations received.

## **SUMMARY OF THE RESPONSES AND THE GROUNDS FOR OBJECTIONS**

### **Nearby residents – supporting the application for a licence variation**

The application for a variation in licensable hours is supported as there is no evidence to indicate that there have been problems in relation to the licensing objectives.

### **Nearby residents – objecting to the application for a licence variation**

Object the application in relation to the licensing objectives, namely:

- Crime and disorder prevention
- Public Safety
- Prevention of public nuisance

### **The response of the Council's Enforcement Officer to the application as the 'Relevant Authority'**

An e-mail was received with observations on the application. It was confirmed that the application had been submitted by the applicant in response to advice that had been received by the Council's Licensing Enforcement Officers. It was also confirmed that the officers had visited the licensed premises as licensable activities were taking place outside the hours permitted under the current licence. During the visit it was recorded that customers were present and licensable activities were continuing to take place at 00:50am, contrary to the conditions of the current licence.

## **TEMPORARY EVENTS NOTICE**

11 temporary events notices (TENS) were received by the licence holder of the premises to hold licensable activities for an additional hour every Tuesday and Saturday evening between 6 November and 11 December.

No objections were received by the relevant authorities to the temporary events notices that were submitted.

## **RECOMMENDATION**

The Committee is requested to consider the application in accordance with the Licensing Act 2003.

<b>COMMITTEE:</b>	<b>CENTRAL LICENSING SUB-COMMITTEE (MEIRIONNYDD)</b>
<b>DATE:</b>	<b>29 NOVEMBER 2012</b>
<b>TITLE:</b>	<b>APPLICATION FOR A PREMISES LICENCE – THE CROWN HOTEL, CHURCH STREET, BARMOUTH</b>
<b>PURPOSE:</b>	<b>FOR A DECISION</b>
<b>AUTHOR:</b>	<b>HEAD OF REGULATORY DEPARTMENT</b>

### **APPLICATION**

An application is appended for a premises licence for the Crown Hotel, Church Street, Barmouth, LL42 1EW by Mr Abdul Jalil, Esha House, Manor Avenue, Pwllheli LL53 5AF.

The applicant is submitting the application in order to have the right to sell alcohol on the premises between 17.00 and 23.00, seven days a week.

### **CONSULTATION**

There has been a consultation on the application and one letter of response has been received from the owner of a nearby business. Allegations are made in the letter of a history of legal breaches relating to other sites owned by Mr Jalil. The allegations made are relevant to the licensing objective of preventing crime and disorder.

See the report for the contents of the letter of objection.

Following receipt of the letter, the UK Border Agency was consulted regarding the allegations made by the Objector. An e-mail was received from the Agency that will be distributed during the meeting of this Sub-committee for your attention and to assist you in your decision.

### **RECOMMENDATION**

The Sub-committee is requested to consider the application in accordance with the requirements of the Licensing Act 2003.