

<b>COMMITTEE:</b>	<b>CENTRAL LICENSING SUB-COMMITTEE (DWYFOR)</b>
<b>DATE:</b>	<b>12 DECEMBER 2012</b>
<b>TITLE:</b>	<b>APPLICATION FOR A PREMISES LICENCE – VAYNOL ARMS, ABERSOCH</b>
<b>PURPOSE:</b>	<b>FOR DECISION</b>
<b>AUTHOR:</b>	<b>HEAD OF REGULATORY DEPARTMENT</b>

## **APPLICATION**

An application is attached for a premises licence for Vaynol Arms, Abersoch, Pwllheli, LL53 7AP by Frederic Robinson Ltd, Unicorn Brewery, Stockport SK1 1JJ.

The application is submitted in order to extend the type of licensable activities permitted on the licence, and introduce changes to the hours when licensable activities may commence and end on some nights.

As well as the proposed changes, an extra hour is requested in respect of licensable activities on Christmas Eve and Boxing Day.

The application also asks for flexibility to permit opening and holding licensable activities between the start of the hours on 31 December and the end of the hours on 1 January for which licensable activities are permitted.

The current and proposed hours for commencing and ending licensable activities are as follows –

### **LICENSABLE ACTIVITIES – Live music, dance performances, facilities for dancing and making music and any other similar activities**

Days	CURRENT LICENCE		PROPOSED LICENCE	
	Licensable activities	Opening/closing hours	Licensable activities	Opening/closing hours
Fri /Sat	NONE	11:00 – 01:00	21:00 – 00:00	11:00 – 01:00
Sun	NONE	12:00 – 00:00	17:00 – 00:00	11:00 – 00:30

### **LICENSABLE ACTIVITIES – Recorded music**

Days	CURRENT LICENCE		PROPOSED LICENCE	
	Licensable activities	Opening/closing hours	Licensable activities	Opening/closing hours
Mon/Wed	11:00 – 00:00	11:00 – 00:30	11:00 – 00:00	11:00 – 00:30
Thurs/Sat	11:00 – 00:30	11:00 – 01:00	11:00 – 00:30	11:00 – 01:00
Sun	12:00 – 23:00	12:00 – 00:00	11:00 – 00:00	11:00 – 00:30

### **LICENSABLE ACTIVITIES – Sale of alcohol**

Days	CURRENT LICENCE		PROPOSED LICENCE	
	Licensable activities	Opening/closing hours	Licensable activities	Opening/closing hours
Mon/Wed	11:00 – 00:00	11:00 – 00:30	11:00 – 00:00	11:00 – 00:30
Thurs/Sat	11:00 – 00:30	11:00 – 01:00	11:00 – 00:30	11:00 – 01:00
Sun	12:00 – 23:30	12:00 – 00:00	11:00 – 00:00	11:00 – 00:00

## **CONSULTATION**

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

<b>RESPONSES</b>	<b>OBSERVATIONS</b>
Local member	E-mail – objection
Community Council	Letter – objection
North Wales Police	E-mail – No objection
Neighbouring Residents	8 letters – objecting
Fire and Rescue Service	Letter – no objection, comments on conditions
Local Planning Authority	No observations
Public Protection Service – Environmental Health	Letter – comments on an agreement with the applicant regarding noise conditions

## **SUMMARY OF THE OBSERVATIONS AND THE GROUNDS FOR OBJECTION**

The local member, members of the Community Council and nearby residents and business owners who have declared their objection have done so based on their concerns that the proposed application undermines the following licensing objectives –

- Prevention of crime and disorder
- Prevention of public nuisance

## **CHANGES TO THE APPLICATION SINCE ITS SUBMISSION**

The provisions of the Live Music Act 2012 have come into force since submitting this application. The act revokes the right to regulate live music as a licensable activity in some circumstances. A discussion was held between the Environmental Health Officer and the applicant regarding the effect of the new legislation on what was requested in the application in terms of live music.

Under the provisions of the new legislation, a live music performance is not an activity that requires a licence if it takes place on a licensed premises between 08:00 and 23:00. The applicant has agreed to amend the application in respect of live music. The right to hold live music performances outside the public house after 23.00 is no longer requested; in accordance with what is permitted by the Live Music Act 2012.

The applicant has agreed to the Environmental Health Officer's noise control conditions in respect of regulated entertainment that will be held on the licensed premises. These conditions will be included on the new licence, if the application is successful. (see correspondence)

## **RECOMMENDATION**

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