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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 MAWRTH, 21 o IONAWR 2014

TUESDAY, 21 JANUARY 2014

Lleoliad / Location:

SIAMBR HYWEL DDA
SWYDDFEYDD Y CYNGOR / COUNCIL OFFICES
CAERNARFON
am /at 2:00pm

Pwynt Cyswllt / Contact Point

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Dosbarthwyd/Distributed: 10.1.14

IS-BWYLLGOR TRWYDDEDU
LICENSING SUB-COMMITTEE

Aelodaeth / Membership (3)

Y Cynghorwyr / Councillors

W Tudor Owen (Cadeirydd/Chairman)

Peter Read

Dilwyn Lloyd

Elfed Williams (wrth gefn)

Aelod Lleol / Local Member

Cynghorydd/Councillor

David Gwynfor Edwards

June Marshall

Mair Rowlands

AGENDA

1. WELCOME and 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 is a matter of urgency in the view of the Chairman for consideration.

4. APPLICATION TO VARY A PREMISES LICENCE:

'BLACKOUT', 32, HOLYHEAD ROAD, BANGOR, LL57 2EU

To consider the above application
(Blue paper)

5. APPLICATION TO VARY A PREMISES LICENCE:

YATES, GLANRAFON, BANGOR, LL57 1LP

To consider the above application
(Pink paper)

TREFN MEWN GWRANDAWIADAU I WYRO TRWYDDED

1. Adroddiad ysgrifenedig gan yr Adain Trwyddedu gydag argymhelliad.
2. Gall aelodau'r Is-bwyllgor ofyn cwestiynau i gynrychiolydd y Cyngor.
3. Ar ddisgresiwn y Cadeirydd gall yr ymgeisydd neu ei gynrychiolydd ofyn cwestiynau i gynrychiolydd y Cyngor.
4. Gall yr ymgeisydd neu ei gynrychiolydd ymhelaethu ar ei gais ac yna galw tystion
5. Gall aelodau'r Is-bwyllgor ofyn cwestiynau i'r ymgeisydd neu ei gynrychiolydd
6. Gwahoddiad i bob ymgynghorai gefnogi sylwadau ysgrifenedig
7. Gall aelodau'r Is-bwyllgor ofyn cwestiynau i'r ymgynghorai.
8. Ar ddisgresiwn y Cadeirydd, gall cynrychiolydd y Cyngor a'r ymgeisydd neu ei gynrychiolydd grynhoi eu hachos.

Atgoffir pawb o'r pedwar egwyddor o'r Ddeddf Trwyddedu 2003 fydd angen ei ystyried, sef:

- 1. Rhwystro Trosedd ac Anrhefn;**
- 2. Diogelwch y Cyhoedd;**
- 3. Rhwystro Niwsans Cyhoeddus; ac**
- 4. Amddiffyn plant rhag niwed:**

PROCEDURES FOR LICENSING VARIATION HEARINGS

1. A written report will be presented by the Licensing Section (with recommendation).
2. Members of the Sub-committee may ask questions of the Council's representative.
3. At the Chairman's discretion the applicant and/or his representative may ask questions of the Council's representative.
4. The applicant and/or his representative may expand upon the application and call witnesses
5. Members of the Sub-committee may ask questions of the applicant and/or his representative
6. There will be an invitation for each consultee to support any written observations
7. Members of the Sub-committee may ask questions of the consultees.
8. At the Chairman's discretion the Council's representative and the applicant or his representative may summarise their case.

All are reminded of the four principles of the Licensing Act 2003 to be considered in all deliberations, namely:

- 1) Crime and Disorder Prevention;**
- 2) Public Safety;**

- 3) Public Nuisance Prevention; and**
- 4) Protection of Children from Harm.**

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE
DATE:	21 JANUARY 2014
TITLE:	APPLICATION FOR A PREMISES LICENCE – BLACKOUT, 32 HOLYHEAD ROAD, BANGOR LL57 2EU
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF REGULATORY DEPARTMENT

APPLICATION

An application is attached for a new premises licence for Blackout, 32 Holyhead Road, Bangor LL57 2UE by the applicant, Melody Jones, 106-108 High Street, Bangor LL57 1NS.

This is an application for a licence in respect of the supply of alcohol, recorded music and the provision of late night refreshment. See the attached table for details of the proposed hours.

LICENSABLE ACTIVITIES	PROPOSED LICENCE
Supply of alcohol	Mon - Sun 10:00 – 01:00*
Recorded music	Mon - Sun 10:00 – 01:30*
Provision of late night refreshments	Mon - Sun 23:00 – 00:00*
Opening and closing hours for the public	Mon - Sun 10:00 – 01:30*

*A half-hour extension for all licensable activities, and to closing time during special periods - such as Fresher's Week, Saint David's Day, St Patrick's etc.

Measures recommended by the applicant to promote the licensing objectives

- Intend to implement the 'Challenge 21' policy
- No unaccompanied children on the premises
- No children on the premises after 19:30
- Provide training for staff
- Consult with the Police prior to holding events that promote alcoholic drinks
- CCTV
- Door Supervisors
- A Fire Safety risk assessment to be conducted with the agreement of the Fire Service
- Customers to be reminded of the need not to disturb nearby residents when leaving

Full details of the recommended measures can be found on page 19 of the application.

CONSULTATION

RESPONSES	OBSERVATIONS
Local members	2 e-mails - objecting
Bangor City Council Members	3 e-mails - objecting
The Police	1 e-mails - no objection -with conditions
Neighbouring residents	1 e-mail - objecting
Gwynedd Council – Planning service	1 e-mail - observations
Fire and Rescue Service	A letter – no objection

Objections - Local members

The local members object on the grounds of the following licensing objectives

- crime and disorder prevention
- public nuisance prevention
- public safety

in relation to the application. It is stated that Upper Bangor is a residential zone, and that the approval of this application would exacerbate the cumulative impact of nuisance, crime and disorder as a result of the over-provision of licensable activities. It is noted that this affects residents living near the premises.

Objection - Bangor City Council Members

Bangor City Council members' objection is made on grounds of the licensing objectives of:

- Crime and disorder prevention
- Public nuisance prevention

The objection was submitted due to concern about the close proximity of the proposed licensed premises to a residential property. Concern is expressed that the approval of another licensed premises in Upper Bangor would add to the antisocial behaviour problems that already exist.

Objection - neighbouring resident

Observations and an objection were received by a neighbouring resident through an e-mail to the local member. The resident lives close to the proposed licensed premises, and is concerned that the approval of the application will lead to antisocial behaviour and public nuisance.

Police observations and recommendations

The Police do not object to the application but it is recommended that conditions be imposed on the licence following agreement with the applicant regarding CCTV and Door Supervisors; details on the agreed conditions are attached to the Police's observations on the application.

Observation of Gwynedd Council's Planning Service

It should be noted that planning permission will be required as the business will not be operated as a shop in accordance with class A1 use which has been designated for the premises.

The applicant has confirmed to the Licensing Unit's officers that she is in the process of submitting a full change of use application for the premises.

The full details of the observations received are attached to the report.

One letter of objection was received from the licence holder of a nearby premises. As the letter was received after the closing date for representations, the letter has not been included with this report for consideration; in accordance with the statutory provisions of the licensing process.

RECOMMENDATION

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

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE
DATE:	21 JANUARY 2014
TITLE:	APPLICATION FOR A VARIATION OF PREMISES LICENCE – YATES’S GLANRAFON, BANGOR LL57 1LP
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF REGULATORY DEPARTMENT

APPLICATION

Attached is an application for a new premises licence for Yates’s, Glanrafon, Bangor LL57 1LP by the licence holder, Stonegate Pub Company Limited, Porter Tun House, 500 Capability Green Luton LU1 3LJ

This is an application to vary the opening hours for licensable activities; and for the purpose of deleting conditions that are either no longer suitable or are too restrictive.

It is requested that the property be opened to the public at 09.00 am., seven days a week. The property currently opens to the public at 10:00 Monday to Saturday; and at 11:00 on Sunday mornings. It is noted in the application that the hours for licensable activities will be retained in accordance with the existing licence.

The applicant includes details of the conditions which need to be changed/deleted, and the reasons for those changes on page 8 of the application form.

Some of the recommended changes, for example, changing the condition that drinks are not to be served in glass containers after 19:00, have been discussed with the Police.

CONSULTATION

RESPONSES	OBSERVATIONS
Bangor City Council	E-mail - objecting
The Police	E-mail – no objection
Fire and Rescue Service	Letter – no objection

Objection - Bangor City Council

Bangor City Council members’ objection is made on grounds of the licensing objectives of -

- Crime and disorder prevention
- Public Safety
- Public nuisance prevention

The objection was submitted due to concern about the licensed premises’ sensitive location near the Cathedral and a residential property. Concern has been expressed that abolishing the condition prohibiting the use of glass after 19:00 will pose a danger to the public. In the past there has been evidence of glasses and bottles thrown into the Cathedral’s garden. Members of the City Council are also concerned that the changes to the conditions relating to Door Supervisors will lead to a lack of control over customers that could lead to an increase in antisocial behaviour.

The full details of the observations received are attached to the report.

RECOMMENDATION

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