



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 MERCHER, GORFFENNAF 16eg 2014

WEDNESDAY, 16th of JULY 2014

Lleoliad / Location:

YSTAFELL FRONDEG ROOM
SWYDDFEYDD Y CYNGOR / COUNCIL OFFICES
PWLLHELI

1:00pm

Pwynt Cyswllt / Contact Point

LOWRI HAF EVANS (01286) 679 878

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Dosbarthwyd/Distributed: 11.7.14

IS-BWYLLGOR TRWYDDEDU
LICENSING SUB-COMMITTEE

Aelodaeth / Membership (3)

Y Cynghorwyr / Councillors

Eryl Jones Williams (Cadeirydd/Chairman)

Annwen Hughes

Angela Russell

W Tudor Owen (wrth gefn/reserve)

Aelod Lleol / Local Member

Cynghorydd/Councillor

Jason Humphreys,
(Ward Dwyrain / East Porthmadog)

Peter Read,
(Ward Abererch)

RHAGLEN

1. CROESO ac YMDDIHEURIADAU

Derbyn unrhyw ymddiheuriadau am absenoldeb.

2. DATGAN BUDDIANT PERSONOL

Derbyn unrhyw ddatganiad o fuddiant personol.

3. MATERION BRYS

Nodi unrhyw eitemau sy'n fater brys ym marn y Cadeirydd fel y gellir eu hystyried.

4. CAIS AM DRWYDDED EIDDO O'R NEWYDD:

SAVERS
111 – 113 Stryd Fawr,
Porthmadog
LL49 9HA

Ystyried y cais uchod
(papur glas)

5. CAIS AM DRWYDDED EIDDO O'R NEWYDD:

PEG AND MALLETT',
Llwyn Ffynnon,
Y Ffor,
Pwllheli
LL53 6UY

Ystyried y cais uchod
(papur pinc)

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 FOR A PREMISES LICENCE:

SAVERS
111 – 113 High Street,
Porthmadog
LL49 9HA

To consider the above application
(Blue paper)

5. APPLICATION FOR A PREMISES LICENCE

PEG AND MALLET',
Llwyn Ffynnon,
Y Ffor,
Pwllheli
LL53 6UY

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:	16 JULY 2014
TITLE:	APPLICATION FOR A PREMISES LICENCE – SAVERS, 111-113 HIGH STREET, PORTHMADOG
PURPOSE:	FOR DECISION
	HEAD OF REGULATORY DEPARTMENT

APPLICATION

Attached is an application for a new premises licence for 111-113 High Street, Porthmadog LL49 9HH by Savers Health and Beauty Limited, Hutchinson House, 5 Hester Road, Battersea, London SW11 4AN.

Officers from the Licensing Authority are satisfied that there is sufficient evidence that the application has been submitted in accordance with the requirements of the Licensing Act 2003 and the relevant regulations and is therefore valid. Since observations relevant to the licensing objectives have been made on the application, it is submitted for the consideration of this Sub-committee.

The application is made in relation to the supply of alcohol off the premises. See the attached table for details of the proposed hours.

Gweithgareddau trwyddedig/ Licensable Activities	Oriau/Hours
Oriau Agor / Opening Hours: *	Dydd Llun/Monday 08:30-17:30 Dydd Mawrth/Tuesday 08:30-17:30 Dydd Mercher/Wednesday 08:30-17:30 Dydd Iau/Thursday 08:30-17:30 Dydd Gwener/Friday 08:30-17:30 Dydd Sadwrn/Saturday 08:30-17:30 Dydd Sul/Sunday 10:00-16:00
Cyflenwi Alcohol/Supply of Alcohol - Oddi ar yr Eiddo/ Off Premises	Dydd Llun/Monday 08:30-17:30 Dydd Mawrth/Tuesday 08:30-17:30 Dydd Mercher/Wednesday 08:30-17:30 Dydd Iau/Thursday 08:30-17:30 Dydd Gwener/Friday 08:30-17:30 Dydd Sadwrn/Saturday 08:30-17:30 Dydd Sul/Sunday 10:00-16:00

***It is intended to open from 08:00 to 19:00 during June, July and August. It is intended to open until 20:00 during December.**

Measures recommended by the applicant to promote the licensing objectives

- Operate a CCTV system
- Fire safety measures in place
- Keep records regarding the refusal of sale of alcohol
- It is intended to operate a 'Challenge 25' scheme and to request a proof of age and identity cards.
- Staff to be provided with training in order to assist them to refuse to sell alcohol to people unable to show an identity card or proof of age.

Full details of the recommended measures can be found in section **M** of the application.

CONSULTATION

The application was consulted upon and the following responses were received -

RESPONSES	REPRESENTATIONS
Local member	E-mail – objection
Town Council	Letter – objection
North Wales Police	1 e-mail – no objection

Representations - local member

Objection to the application in relation to the licensing objectives of

- Prevention of Crime and disorder
- Protection of children from harm

Reference is made to the fact that East Porthmadog suffers from the highest levels of crime and antisocial behaviour in Dwyfor and Meirionnydd; and that he is of the view that the availability of cheap alcohol to be consumed off the premises is one of the main contributory factors.

Objection – Porthmadog Town Council

An objection to the application was received from Porthmadog Town Council, questioning the need to have another shop in the town selling alcohol.

The full details of the representations 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.

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE
DATE:	16 JULY 2014
TITLE:	APPLICATION FOR A PREMISES LICENCE – PEG AND MALLETT, LLWYN FFYNNON, Y FFÔR
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF REGULATORY DEPARTMENT

APPLICATION

Attached is an application for a new property licence for Peg & Mallett, Llwyn Ffynnon, Y Ffôr, Pwllheli, LL53 6UY by Mr Christopher Newsham of the same address.

Officers from the Licensing Authority are satisfied that there is sufficient evidence that the application has been submitted in accordance with the requirements of the Licensing Act 2003 and the relevant regulations and is therefore valid. Since representations that are relevant to the licensing objectives have been made on the application, it is submitted for the consideration of this Sub-committee.

This application is made in relation to the supply of alcohol, recorded music and live music. See the attached table for details of the proposed hours.

Gweithgareddau trwyddedig/ Licensable Activities	Oriau/Hours
Oriau Agor / Opening Hours:	Dydd Llun/Monday 12:00-23:30 Dydd Mawrth/Tuesday 12:00-23:30 Dydd Mercher/Wednesday 12:00-23:30 Dydd Iau/Thursday 12:00-23:30 Dydd Gwener/Friday 12:00-23:30 Dydd Sadwrn/Saturday 12:00-23:30 Dydd Sul/Sunday 12:00-23:30
Cerddoriaeth Fyw/Live Music- Dan Do ac Awyr Agored/Indoors and Outdoors	Dydd Llun/Monday 19:00-22:30 Dydd Mawrth/Tuesday 19:00-22:30 Dydd Mercher/Wednesday 19:00-22:30 Dydd Iau/Thursday 19:00-22:30 Dydd Gwener/Friday 19:00-22:30 Dydd Sadwrn/Saturday 19:00-22:30 Dydd Sul/Sunday 19:00-22:30
Cerddoriaeth wedi'i Recordio/Recorded Music - Dan Do ac Awyr Agored/Indoors and Outdoors	Dydd Llun/Monday 19:00-22:30 Dydd Mawrth/Tuesday 19:00-22:30 Dydd Mercher/Wednesday 19:00-22:30 Dydd Iau/Thursday 19:00-22:30 Dydd Gwener/Friday 19:00-22:30 Dydd Sadwrn/Saturday 19:00-22:30 Dydd Sul/Sunday 19:00-22:30
Cyflenwi Alcohol/Supply of Alcohol- Ar ac Oddi ar yr Eiddo/On and Off Premises	Dydd Llun/Monday 12:00-23:00 Dydd Mawrth/Tuesday 12:00-23:00 Dydd Mercher/Wednesday 12:00-23:00 Dydd Iau/Thursday 12:00-23:00 Dydd Gwener/Friday 12:00-23:00 Dydd Sadwrn/Saturday 12:00-23:00 Dydd Sul/Sunday 12:00-23:00

Measures recommended by the applicant to promote the licensing objectives

- It is intended to comply with Health and Safety and Fire Safety requirements
- Use of the proposed licensed premises will be restricted to users of Llwyn Ffynnon caravan site; and misconduct will lead to the eviction of individuals from the site
- The Site has a strict policy in relation to noise; no noise is allowed after 23:00; and the licensed premises will be closed after 23:00
- It is intended to operate a 'Challenge 25' scheme and to request proof of age and identity cards.

Full details of the recommended measures can be found in section **M** of the application.

CONSULTATION

The application was consulted upon and the following responses were received -

RESPONSES	REPRESENTATIONS
Local residents	123 letters and e-mails - objections
Community Council	Letter - objection
North Wales Police	1 e-mail - no objection, observations
Fire and Rescue Service	Letter - observations

Objection - Llannor Community Council

An objection to the application was received from Llannor Community Council; in relation to the licensing objectives of

- Prevention of Public nuisance
- Public safety

Concern was expressed that the application requests the right to play music inside and outside the premises.

The letter also refers to Planning matters; planning matters cannot be considered in relation to an application under the Licensing Act 2003

Objection - neighbouring residents

123 letters and emails were received objecting to the application, mainly in relation to the licensing objectives of

- Prevention of Public nuisance
- Public safety

Some of the residents' letters noted that noise already carried from the site late at night; and that granting the licence would cause further problems in relation to noise pollution. The residents were also concerned about aspects of public safety as the site is located on the side of a highway with no pavement.

A selection of the letters received, and contact details of the responders' is attached.

Police's Representations

The Police have no evidence to object to the application; and it is noted that the candidate has confirmed to the Police that the proposed licensed activities will be restricted solely to users of the

caravan site. It is also noted that the applicant has agreed to a condition on the licence in relation to CCTV.

Fire and Rescue Service's Representations

A letter had been received confirming that the Fire Service do not object to the application for a licence; the letter includes observations and figures regarding the numbers which are suitable for the premises.

The full details of the representations 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.