



Complete Agenda

Democratic Service
Swyddfa'r Cyngor
CAERNARFON
Gwynedd
LL55 1SH

Meeting

CENTRAL LICENSING SUB COMMITTEE

Date and Time

2.00 pm, TUESDAY, 17TH JULY, 2018

Location

Siambr Hywel Dda - Pencadlys Caernarfon

Contact Point

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(DISTRIBUTED 10/07/18)

CENTRAL LICENSING SUB COMMITTEE

MEMBERSHIP (3)

Councillors

Eryl Jones-Williams (Chair)

Edgar Wyn Owen

Angela Russell

Annwen Daniels (Substitute)

Local Member

Councillor

Steve Collings

A G E N D A

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. APPLICATION FOR A PREMISES LICENCE

5 - 6

Star Kebabs, High Street, Bangor

To consider the above application

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.**

Agenda Item 4

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE
DATE:	17 JULY 2018
TITLE:	APPLICATION TO VARY PREMISES LICENCE – STAR KEBAB, 323 HIGH STREET, BANGOR
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF ENVIRONMENT DEPARTMENT

APPLICATION RECEIVED

An application by Mr Mehmet Kabadayi is appended to vary the premises licence of Star Kebab, 323 High Street, Bangor, LL57 1YA.

The applicant is seeking to amend the licence conditions relating to door supervisors agreed by this Committee following a review of the Licence in 2012 by North Wales Police. The premises is licensed for the sale of late night refreshment, 7 days a week. At the moment, door supervisors registered with the Security Industry Authority must be present at the premises from 23.00 until the premises closes on Thursday, Friday and Saturday nights and on the Sunday before any bank holiday Monday.

The applicant is requesting permission not to employ door supervisors at all on Thursday nights, and a door supervisor to be present from 00:00 on Friday and Saturday evenings and on Sunday evenings before bank holidays.

It is also noted that an additional half-hour has been included for licensable activities and closing time on Thursday evening. There is no explanation or reference to this in parts 3 or M of the application. A full copy of the application and the existing licence can be seen in the appendix of this report.

COMPLIANCE HISTORY - AND THE POLICE REVIEW OF THE PREMISES LICENCE

In January 2012, North Wales Police submitted evidence to this Committee that was sufficient to justify approving a review of the premises licence with additional conditions in relation to CCTV and door supervisors. The Police supported their application for a review by submitting evidence of 18 incidents of crime and disorder related to this premises late at night.

In September 2012, the Police prosecuted the licence holder for operating outside the hours of licensable activities included on the licence.

Furthermore, in an application to vary the licence in March 2013, the Police noted that the additional conditions in relation to CCTV and door supervisors had been very effective in ensuring that the premises complied with the Licensing objectives.

VALIDITY OF THE APPLICATION

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 relevant to the licensing objectives have been made on the application, it is submitted for the consideration of this Sub-committee.

See the attached table for details of the proposed hours.

Current Licence	Proposed Licence
Opening Hours: Monday 23:00-03:00 Tuesday 23:00-03:00 Wednesday 23:00-03:00 Thursday 23:00-03:00 Friday 23:00-03:30 Saturday 23:00-03:30 Sunday 23:00-03:00	Opening Hours: Monday 23:00-03:00 Tuesday 23:00-03:00 Wednesday 23:00-03:00 Thursday 23:00-03:30 Friday 23:00-03:30 Saturday 23:00-03:30 Sunday 23:00-03:00

<p>Late Night Refreshments - Outdoors Monday 23:00-03:00 Tuesday 23:00-03:00 Wednesday 23:00-03:00 Thursday 23:00-03:00 Friday 23:00-03:30 Saturday 23:00-03:30 Sunday 23:00-03:00</p>	<p>Late Night Refreshments - Outdoors Monday 23:00-03:00 Tuesday 23:00-03:00 Wednesday 23:00-03:00 Thursday 23:00-03:30 Friday 23:00-03:30 Saturday 23:00-03:30 Sunday 23:00-03:00</p>
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Measures recommended by the applicant to promote the licensing objectives

It can be seen from the application that the applicant does not offer much additional measures to promote the licensing objective other than what already appears on the licence conditions, namely -

- Prohibit customers from eating inside the premises after 8pm
- CCTV
- Employ door supervisors that are registered with the Security Industry Authority
- Sufficient lighting and fire extinguishers
- Ensure there is no litter accumulating outside the premises
- No supply of goods late at night or early in the morning

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

CONSULTATION

The application was consulted upon and the following response was received from North Wales Police. The Police do not object to the proposal to employ door supervisors from midnight onwards on weekends and on Sunday evenings before bank holidays. The Police do not support the premises' proposal to open for an additional half-hour on Thursday evening.

RECOMMENDATION

The Committee is requested to consider the application in accordance with the above and the requirements of the Licensing Act 2003 and the Council's Licensing Policy Statement.