



Complete Agenda

Democratic Service
Swyddfa'r Cyngor
CAERNARFON
Gwynedd
LL55 1SH

Meeting

CENTRAL LICENSING SUB COMMITTEE

Date and Time

2.00 pm, TUESDAY, 5TH JANUARY, 2021

Location

Virtual Meeting

Contact Point

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(DISTRIBUTED 29/12/20)

CENTRAL LICENSING SUB COMMITTEE

MEMBERSHIP (3)

Councillors

Eryl Jones-Williams

Jason Wayne Parry

Elfed Williams (Chair)

Angela Russell (Substitute)

Local Member

Councillor Dewi Roberts

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 - 7

Abersoch Diner, High Street, Abersoch

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:	5 JANUARY 2021
	APPLICATION FOR PREMISES LICENCE - ABERSOCH DINER, HIGH STREET, ABERSOCH
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF ENVIRONMENT DEPARTMENT

1. APPLICATION RECEIVED

- 1.1 An application is attached for a premises licence for Abersoch Diner, High Street, Abersoch, L153 7DY from the applicant Gavin Hancock. The applicant is seeking to vary an existing premises licence for a single-storey dining room for 30 people.
- 1.2 The application is made in relation to extending opening hours, hours of the sale of alcohol (on the premises only) and the provision of recorded music on the premises.
- 1.3 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.
- 1.4 Several objections to the application have been received from members of the public, and the applicant has agreed to public protection conditions in terms of a compromise to not use the outdoor area after 6pm. Police and the Fire and Rescue Service had no observations or objections.

See the attached table for details of the proposed hours:

<u>Trwydded Presenol/Current Licence</u>		<u>Trwydded Arfaethedig/Proposed Licence</u>	
Oriau Agor / Opening Hours		Oriau Agor / Opening Hours	
Dydd Sul/Sunday	08:00 - 21:30	Dydd Sul/Sunday	08:00 - 00:30
Dydd Llun/Monday	08:00 - 22:30	Dydd Llun/Monday	08:00 - 00:30
Dydd Mawrth/Tuesday	08:00 - 22:30	Dydd Mawrth/Tuesday	08:00 - 00:30
Dydd Mercher/Wednesday	08:00 - 22:30	Dydd Mercher/Wednesday	08:00 - 00:30
Dydd Iau/Thursday	08:00 - 22:30	Dydd Iau/Thursday	08:00 - 00:30
Dydd Gwener/Friday	08:00 - 22:30	Dydd Gwener/Friday	08:00 - 00:30
Dydd Sadwrn/Saturday	08:00 - 22:30	Dydd Sadwrn/Saturday	08:00 - 00:30
Gweithgareddau Trwyddedadwy / Licensable Activities:			
Cyflenwi Alcohol/Supply of Alcohol: Ar yr Eiddo / On the Premises		Cyflenwi Alcohol/Supply of Alcohol: Ar yr Eiddo / On the Premises	
Dydd Sul/Sunday	12:00 - 21:00	Dydd Sul/Sunday	11:00 - 00:00
Dydd Llun/Monday	12:00 - 22:00	Dydd Llun/Monday	11:00 - 00:00
Dydd Mawrth/Tuesday	12:00 - 22:00	Dydd Mawrth/Tuesday	11:00 - 00:00
Dydd Mercher/Wednesday	12:00 - 22:00	Dydd Mercher/Wednesday	11:00 - 00:00
Dydd Iau/Thursday	12:00 - 22:00	Dydd Iau/Thursday	11:00 - 00:00
Dydd Gwener/Friday	12:00 - 22:00	Dydd Gwener/Friday	11:00 - 00:00
Dydd Sadwrn/Saturday	12:00 - 22:00	Dydd Sadwrn/Saturday	11:00 - 00:00
		Cerddoriaeth wedi ei Recordio/Recorded Music: Dan do / Indoors	
		Dydd Sul/Sunday	11:00 - 00:00
		Dydd Llun/Monday	11:00 - 00:00
		Dydd Mawrth/Tuesday	11:00 - 00:00

	Dydd Mercher/Wednesday	11:00	-	00:00
	Dydd Iau/Thursday	11:00	-	00:00
	Dydd Gwener/Friday	11:00	-	00:00
	Dydd Sadwrn/Saturday	11:00	-	00:00

2. Measures recommended by the applicant to promote the licensing objectives

Measures recommended by the applicant include the following -

- The challenge 21 policy will be adhered to in relation to the sale of alcohol and there will be no sale of alcohol off the premises.
- Staff training on the sale of alcohol, child protection policy and disorder
- Zero-tolerance policy towards drugs and drink will be adopted
- Fire protection system and alarms will be installed and serviced regularly

See full details of the recommended measures in section M of the application.

3. CONSULTATION

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

RESPONSES	REPRESENTATIONS
Members of the public / neighbouring residents.	E-mail - objection
Councillor	E-mail – objection and observations
Llanengan Community Council	E-mail – objection
Public Protection	Observations and conditions

3.2 Members of the public and neighbouring residents

Nine e-mails have been received objecting to the application based on the licensing objectives of:

- Public nuisance prevention
- Public safety
- Prevention of crime and disorder

Concerns were expressed regarding anti-social behaviour issues in terms of noise, public nuisance, sanitary issues and crime and disorder. There were also concerns that the premises was close to the main road, a lack of parking and close to residents. There were several comments in respect of the presence of too many licensed premises already in this area.

3.3 Local Councillor

The application is unclear in relation to the use and purpose of the building, and concerns about noise and public nuisance for neighbouring residents if the outdoor area is used, were expressed.

3.4 Llanengan Community Council

Concerns about noise and public nuisance for neighbouring residents if the outdoor area is used, were expressed.

3.5 Public Protection

Observations and conditions have been received from the Public Protection Department. The applicant agreed to compromise to not use the outdoor area after 6pm due to concerns about noise, that windows and doors must be closed when music is playing , which must be at a background noise level only.

4 RECOMMENDATION

It is recommended that this Committee approve the application - in accordance with what was agreed with the Public Protection service; and in accordance with the requirements of the Licensing Act 2003.