

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE
DATE:	20 SEPTEMBER 2019
TITLE:	APPLICATION FOR PREMISES LICENCE - THE OLD COURTHOUSE, CASTLE DITCH, CAERNARFON
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF ENVIRONMENT DEPARTMENT

1. APPLICATION RECEIVED

- 1.1 An application is attached for a premises licence for The Old Courthouse, Castle Ditch, Caernarfon by Courthouse Entertainments Ltd. The applicant is seeking a premises licence for the Old Courthouse building, which is within the ancient walls of the town of Caernarfon; and is listed as a Grade I building. It is noted that the property faces the castle and is located in a non-residential area.
- 1.2 It is noted in the application that there is mixed-use for the building; with commercial elements on the ground floors and residential elements on the first and second floors. Two public buildings are situated on the ground floor, The Court Theatre and a tea room/bar and bistro known as 'The Bench' along with a toilet block.
- 1.3 There are also two public rooms on the lower ground floor with toilets, a dining room, rehearsal room and artist dressing room. A Heritage centre is located in the old cells. It is also proposed to seek a street furniture licence in order to permit customers to consume alcohol on table and chairs at the front of the building.
- 1.4 The application is made in relation to the sale of alcohol on and off the premises; film showings and drama staging; live and recorded music, any other entertainment, late night refreshments and the sale of alcohol.
- 1.5 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.
- 1.6 The Fire and Rescue service made representations on the application; and following a site meeting, the Fire Service withdrew representations originally made on the application. The applicant has agreed to the requirements of the Police; and the application has been approved subject to the agreement of this Sub-committee.

See the attached table for details of the proposed hours.

LICENSABLE ACTIVITIES	PROPOSED LICENCE
Oriau Agor / Opening Hours:	Dydd Llun/Monday 08:00-23:30 Dydd Mawrth/Tuesday 08:00-23:30 Dydd Mercher/Wednesday 08:00-23:30 Dydd Iau/Thursday 08:00-00:30 Dydd Gwener/Friday 08:00-00:30 Dydd Sadwrn/Saturday 08:00-00:30 Dydd Sul/Sunday 09:00-23:00
Dramâu/Plays Dan do/Indoors	Dydd Llun/Monday 09:00-23:00 Dydd Mawrth/Tuesday 09:00-23:00 Dydd Mercher/Wednesday 09:00-23:00 Dydd Iau/Thursday 09:00-23:00 Dydd Gwener/Friday 09:00-23:00 Dydd Sadwrn/Saturday 09:00-23:00 Dydd Sul/Sunday 10:00-22:30
Ffilmiau/Films Dan do/indoors	Dydd Llun/Monday 09:00-23:00

	<p>Dydd Mawrth/Tuesday 09:00-23:00 Dydd Mercher/Wednesday 09:00-23:00 Dydd Iau/Thursday 09:00-23:00 Dydd Gwener/Friday 09:00-23:00 Dydd Sadwrn/Saturday 09:00-23:00 Dydd Sul/Sunday 10:00-22:30</p>
<p>Cerddoriaeth Fyw/Live Music Dan do/ Indoors</p>	<p>Dydd Llun/Monday 09:00-23:00 Dydd Mawrth/Tuesday 09:00-23:00 Dydd Mercher/Wednesday 09:00-23:00 Dydd Iau/Thursday 09:00-00:00 Dydd Gwener/Friday 09:00-00:00 Dydd Sadwrn/Saturday 09:00-00:00 Dydd Sul/Sunday 10:00-22:30</p>
<p>Cerddoriaeth wedi'i Recordio/Recorded Music - Dan Do/Indoors</p>	<p>Dydd Llun/Monday 08:00-23:00 Dydd Mawrth/Tuesday 08:00-23:00 Dydd Mercher/Wednesday 08:00-23:00 Dydd Iau/Thursday 08:00-00:00 Dydd Gwener/Friday 08:00-00:00 Dydd Sadwrn/Saturday 08:00-00:00 Dydd Sul/Sunday 09:00-22:30</p>
<p>Perfformiadau Dawns/ Performances of Dance – Dan Do/ Indoors</p>	<p>Dydd Llun/Monday 09:00-23:00 Dydd Mawrth/Tuesday 09:00-23:00 Dydd Mercher/Wednesday 09:00-23:00 Dydd Iau/Thursday 09:00-00:00 Dydd Gwener/Friday 09:00-00:00 Dydd Sadwrn/Saturday 09:00-00:00 Dydd Sul/Sunday 10:00-22:30</p>
<p>Adloniant arall/ Other Entertainment – Dan Do/Indoors</p>	<p>Dydd Llun/Monday 09:00-23:00 Dydd Mawrth/Tuesday 09:00-23:00 Dydd Mercher/Wednesday 09:00-23:00 Dydd Iau/Thursday 09:00-00:00 Dydd Gwener/Friday 09:00-00:00 Dydd Sadwrn/Saturday 09:00-00:00 Dydd Sul/Sunday 10:00-22:30</p>
<p>Lluniaeth Hwyr y Nos/ Late Night Refreshments - Dan do/indoors</p>	<p>Dydd Iau/Thursday 23:00-00:00 Dydd Gwener/Friday 23:00-00:00 Dydd Sadwrn/Saturday 23:00-00:00</p>
<p>Cyflenwi Alcohol/Supply of Alcohol Ar ac Oddi ar yr Eiddo/On and Off Premises</p>	<p>Dydd Llun/Monday 08:00-23:00 Dydd Mawrth/Tuesday 08:00-23:00 Dydd Mercher/Wednesday 08:00-23:00 Dydd Iau/Thursday 08:00-00:00 Dydd Gwener/Friday 08:00-00:00 Dydd Sadwrn/Saturday 08:00-00:00 Dydd Sul/Sunday 08:00-22:30</p>

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

The measures recommended by the applicant include the following -

- Training for staff on the requirements of the licence and the importance of ensuring that alcohol is not sold to under 18 year olds or to customers who are intoxicated.
- Sufficient number of staff to inspect relevant areas to ensure that the sale and use of illegal drugs is prevented.
- A closed circuit television system will be in operation.
- Fire Exits will be clearly marked and training will be provided to staff on the building evacuation procedure.
- All duty managers will possess a personal licence.
- Restrict numbers via an advance booking system for entertainment events.
- Signs asking guests to leave the premises quietly.
- Under 16s to be accompanied with responsible adults.

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

3. CONSULTATION

A consultation on the application was undertaken and the following responses were received -

RESPONSES	REPRESENTATIONS
Fire and Rescue Service	Observations submitted which were later withdrawn
North Wales Police	Representations - and conditions

3.2 Representations from North Wales Police

Representations were received from the Police following a site visit and a meeting with the applicant - who agreed to accept the following conditions on the licence -

Section M (b) - Crime and Disorder Prevention

1. A digital CCTV system will be installed and working to the satisfaction of the Police and Local Authority.
2. The CCTV system will record and retain colour images of all times when members of the public are on the premises, for a minimum of 28 days.
3. Images will be surrendered at the request of the Police and the Local Authority at the time the request is made and the premises will ensure they keep sufficient software available to comply with this condition.
4. There must be a minimum of one member of staff trained and available to download evidence at the request of the Police or an authorised officer at all times the premises are open.
5. CCTV warning signs shall be fitted and clearly displayed in public areas of the premises.
6. Recordings of incidents must be kept secure for inspection by the Police.

In Section M (b) of the application, the applicant states ‘Licensed door supervisors on duty for all events’. The Police are of the opinion that door supervisors will not be required for all events due to the nature of events that will be held in the building. The applicant will be required to assess individual events prior to determining whether or not door supervisors are required, therefore, the following condition would be acceptable:

‘Each event will be risk-assessed to establish whether door supervisors are required’

The applicant has also confirmed that she will implement a Challenge 25 scheme, and not Challenge 21. **Section M (e) - Protection of Children from Harm**

3.3 Representations from the Fire and Rescue Service

3.4 A response was originally received from the service on 16 August stating that the property did not comply in terms of fire precautions; specifically, as the emergency escape route at the rear of the building led to a locked gate behind Council Headquarters. Following a site inspection with the applicant and the Council's estates officer on 21 August, confirmation was received that the Fire Service was withdrawing its objection to the application. The estates officer agreed to make alterations to a fence panel so that it could be easily opened without using a key - in order to ensure a clear escape route in a fire emergency.

4 RECOMMENDATION

It is recommended that this Committee approves the application - in accordance with what was agreed with the Police and the Fire Service; and in accordance with the requirements of the Licensing Act 2003.