

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE
DATE:	9 AUGUST 2016
TITLE:	APPLICATION FOR A PREMISES LICENCE – GLASS BUTTER BEACH, CARREG Y DEFAID, LLANBEDROG, LL52 7NL
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF REGULATORY

APPLICATION RECEIVED

Attached is an application for a premises licence for Glass Butter Beach, Carreg y Defaid, Llanbedrog, Pwllheli LL53 7NL by Mr Mark Elliot Durston, Rose Cottage, High Street, Abersoch, LL53 7DS.

The application is in respect of the supply of alcohol, recorded music, live music, the performance of dance, the showing of films and dramas, any other entertainment and the provision of late night refreshment.

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.

A current licence has existed for the event at the present location since 2014.

See the attached table for details of the proposed hours and the hours and activities of the current licence.

LICENSABLE ACTIVITIES	CURRENT LICENCE	PROPOSED LICENCE
Supply of alcohol - On and Off the Premises	Dydd Iau/Thursday 14:00-23:30 Dydd Gwener/Friday 12:00-00:00 Dydd Sadwrn/Saturday 12:00-00:00	Dydd Iau/Thursday 14:00-00:30 Dydd Gwener/Friday 12:00-02:00 Dydd Sadwrn/Saturday 12:00-02:00 Dydd Sul/Sunday 12:00-00:00
Live music - indoors and outdoors	Dydd Iau/Thursday 17:00-00:00 Dydd Gwener/Friday 12:00-00:00 Dydd Sadwrn/Saturday 12:00-00:00	Dydd Iau/Thursday 14:00-00:00 Dydd Gwener/Friday 12:00-01:30 Dydd Sadwrn/Saturday 12:00-01:30 Dydd Sul/Sunday 12:00-23:30
Recorded Music - indoors and outdoors	Dydd Iau/Thursday 17:00-00:00 Dydd Gwener/Friday 12:00-00:00 Dydd Sadwrn/Saturday 12:00-00:00	Dydd Iau/Thursday 14:00-00:00 Dydd Gwener/Friday 12:00-01:30 Dydd Sadwrn/Saturday 12:00-01:30 Dydd Sul/Sunday 12:00-23:30
Plays, films, dance performances and other entertainment- indoors and outdoors	Dydd Iau/Thursday 17:00-00:00 Dydd Gwener/Friday 12:00-00:00 Dydd Sadwrn/Saturday 12:00-00:00	Dydd Iau/Thursday 14:00-00:00 Dydd Gwener/Friday 12:00-01:30 Dydd Sadwrn/Saturday 12:00-01:30 Dydd Sul/Sunday 12:00-23:30
Late night refreshment provision - indoors and outdoors	Dydd Iau/Thursday 23:00-05:00 Dydd Gwener/Friday 23:00-05:00 Dydd Sadwrn/Saturday 23:00-05:00	Dydd Iau/Thursday 23:00-05:00 Dydd Gwener/Friday 23:00-05:00 Dydd Sadwrn/Saturday 23:00-05:00 Dydd Sul/Sunday 23:00-05:00

Opening and closing hours for the public	Dydd Iau/Thursday 12:00-00:00 Dydd Sul/Sunday 00:00-19:00	Dydd Iau/Thursday 14:00-23:59 Dydd Gwener/Friday 00:00-23:59 Dydd Sadwrn/Saturday 00:00-23:59 Dydd Sul/Sunday 00:00-23:59 Dydd Llun/Monday 00:00-14:00

Reason for submitting the application for a new premises licence

Glass Butter Beach is an annual event with music and water sports events including wake boarding taking place nearby and off site. The festival takes place over a long weekend in August, and prior to 2014 the festival was located on a site nearby.

The festival organiser hopes to develop the provision that's on offer during the festival in order to attract a wider audience. The organiser notes that they aim to attract 5,000 people to the festival this year; with the aim of increasing the audience over the coming years. With this in mind, the application this time was made for an audience of 9,999.

Another reason for submitting a new application for the event was to extend the weekend to include regulated entertainment and other licensed activities so that an additional evening could be held as part of the festival.

It is also to be noted that a request has been made to commence licensed activities early on Thursday afternoon, supplying alcohol an hour later on the Thursday night (until 00:30) but bringing other licensed activities (with the exception of late night refreshment provision) to a close at midnight as in the current licence.

A request has been made for the right to supply alcohol until two hours later on the Friday and Saturday nights until 02:00.

An additional hour and a half for other licensed activities have been requested which include live and recorded music until 01:30.

Measures recommended by the applicant to promote the licensing objectives

- It is intended to comply with the requirements of Health and Safety and Fire Safety and any requirements imposed by the Events Safety Advisory Group
- It is intended to collaborate with North Wales Police and a professional security company to control crime and disorder
- It is intended to produce a comprehensive Event Safety Management Plan - ESMP to be approved by the Licensing Authority and the Event Safety Advisory Group
- Use of CCTV on the site
- It is intended to submit a Health and Safety Plan
- A Risk Assessment will be submitted
- Admittance is to be limited to over 16s, entry gained with a ticket and a recognised proof of age, and sales of alcohol on presentation of an ID card.
- 'Challenge 25' policy is to be implemented on alcohol sales.
- A security company and qualified stewards registered with the Security Industry Authority will be employed
- Security checks will be made before individuals can gain entry
- A professional Sound Management company will be employed to control noise in accordance with the requirements of the Public Protection Unit
- A Sound Management Plan will be presented to be approved a month before the event
- A professional Waste Disposal company will be employed

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
Community Council	Letter – observations
Police	1 e-mail - observations
Fire and Rescue Service	Letter – observations
Gwynedd Council - Public Protection Unit	1 e-mail – observations and noise management conditions

Representations - Community Council

It was noted that the relevant part of the coastal path which runs directly beneath the site must not be closed. It was also declared that a 30 mile per hour limit would be required on the A499 before the festival begins and on the day the festival ends for public safety.

Concerns were raised that rubbish was not cleared from the site last year at the end of the festival. Items including a timber shed were left throughout the year in the coppice on the site leading to complaints from the public.

It was noted that members of the Community Council felt that alcohol hours should coincide with the hours of the regulated event i.e. until 01:30 am.

Representations - North Wales Police

A number of observations were made by the Police in respect of

- The lack of sufficient details with the age check Plan and information on how access to the site is to be managed for under-16s; also what arrangement will be put in place to respond to individuals who have not brought valid ID documents.
- Closed circuit television must be ensured in key places
- Traffic management issues - the applicant is advised to apply for a Temporary Clearway area in relation to the adjacent public roads.
- A Special Policing Service is recommended as the profile of the event has changed in terms of audience age; extension of the festival to 4 days and later hours of the licensed activities. Such an arrangement would address the additional risks arising as a result of the changes that could undermine the Licensing Objectives.
- It was noted that there had not been sufficient opportunity to review key documents before the consultation period for the application for a licence expired - and a request was made to be allowed to bring up any relevant matters during the hearing for the application.

Observations - Fire and Rescue Service

The need to ensure that documents for the Event Management Plan were sent to Service officers a month before the event; and that site inspections and meetings would need to be held before the event.

Representations - Public Protection

It was noted that there was evidence of complaints of noise coming from this festival under the current licence and the previous licence.

Also, the previous premises licence was reviewed in 2012, and in 2015 the organiser failed to comply with the conditions of appointing qualified individuals to control noise and provide a Noise Monitoring Report after the event.

There is potential for the proposed changes to lead to further complaints, undermining licensing objective of the prevention of public nuisance, by extending the hours of licensed activities and including an additional day of licensed activities.

It is recommended that the application receive approval subject to the inclusion of specific and appropriate noise control conditions on the premises licence.

It was also noted that it was important that the organiser comply with all conditions fully if the application were successful in order to ensure the protection of nearby residents from excessive noise impact.

RECOMMENDATION

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