
CENTRAL LICENSING SUB-COMMITTEE, 13.06.08

Present: Councillors W.Tudor Owen (Chair); Dylan Edwards; Peter Read

Also present: Gareth W. Jones (Senior Administrative and Legal Manager), Amlyn ab Iorwerth (Licensing Manager) and Barbara Owen (Committee Officer).

Others invited to the meeting:

On behalf of Coral Racing Ltd.: Mr Stephen McMenemy; Mr Kevin Hadley

Representing the applicant: Mr John Morse, solicitor

Objectors: Mr Gerald Summers, landlord of the property

1. APPLICATION FOR PROVISIONAL LICENCE UNDER THE GAMBLING ACT 2005 FOR 10 POOL STREET, CAERNARFON

The Licensing Manager submitted an application for a provisional statement under the Gambling Act 2005 for 10 Pool Street, Caernarfon. The application from Coral Racing Ltd was a provisional statement and discussions were ongoing between Coral and the landlord in an attempt to ensure possession. It was reported that, should the lease become the property of Coral, then a full application for a premises licence would need to be submitted.

The applicant's representative, in line with the standard procedures, was given the opportunity to support observations that had been submitted in writing. He suggested that Mr Summers, the landlord, did not have the right to object to the application since he did not use the premises for any business, and was not therefore an 'interested party' in the legal sense.

The applicant, the objector and the Licensing Manager were asked to leave the room whilst members of the Sub-Committee considered the matter, and subsequent to legal advice, it was decided that the objection from Coral's solicitors was valid, and therefore that Mr Summers' objection to the application should not be taken into consideration.

RESOLVED to accept the legal points that had been submitted by Coral's solicitors

It was decided that the application should therefore proceed without objections, but Mr Summers was permitted to remain in the room without taking part in the meeting.

In considering the application, the following procedure was followed:

- i) The applicant and his representative were given the opportunity to expand upon the application.
- ii) Members of the sub-committee were given the opportunity to ask questions to the applicant and his representative.
- iii) The applicant was given the opportunity to summarise his case.

When discussing the application, the following observations were submitted:-

- Coral was an established company with substantial assets

- The Gambling Commission had approved the company's policy and visited the company's centres regularly
- The police had not objected to the application
- The company proposed to follow standard opening hours, i.e. 08.30 – 22.00 Monday to Saturday and 11.00 – 18.00 on Sundays
- The letter of objection from Trethowan's (solicitors acting on behalf of Corbett Bookmakers Ltd.) had been considered

RESOLVED to approve a provisional statement to Coral for 10 Pool Street, Caernarfon subject to the following conditions:

- (i) the standard mandatory conditions**
- (ii) opening hours to be as follows: Monday to Saturday: 08.30 until 22.00
Sundays: 11.00 until 18.00**

The Senior Administrative and Legal Manager reported that a letter would be sent out within five working days confirming the ruling of the Sub-Committee.

The meeting commenced at 10.30am and ended at 11.20am