
CENTRAL LICENSING SUB-COMMITTEE, 09.08.10

Present: Councillor W. Tudor Owen (Chairman)
Councillors J.R. Jones and Dewi Llewelyn

Also present: Geraint B. Edwards (Solicitor), Amlyn ab Iorwerth (Licensing Manager), Ffion Muscroft (Environmental Health Officer) and Gwyn Parry Williams (Committee Officer).

Others invited to the meeting:

Applicants:

Representing Tyn Llan (Harp Hotel), Llandwrog: Mrs Maria Owen and Mr Richard Owen (Applicants)

Representing the Police: Mr Ian Williams (Licensing Co-ordinator, North Wales Police)

Representing the objectors: Mr Duncan Grundy, Mrs Pauline Grundy, Mrs Pippa Adams

Local Member: Councillor Eric M. Jones

1. APPLICATION TO VARY PREMISES LICENCE FOR TYN LLAN (HARP HOTEL), LLANDWROG

Submitted - the report of the Licensing Manager, providing details of the application on behalf of Tyn Llan (Harp Hotel), Llandwrog to vary the premises licence as follows -

- i) Approval for live and recorded music, performances of dance and the provision of facilities to make music, all within and outside the building, between 11.00 and 00.00 Mondays to Saturdays and between 11.00 and 23.30 on Sundays.
- ii) Provision of dance facilities within and outside the building, between 11.00 and 00.00, Mondays to Sundays.
- iii) Provision of late night refreshment within and outside the building, between 23.00 and 05.00, Mondays to Sundays.
- iv) Supply of alcohol within and outside the building, between 11.00 and 00.00, Mondays to Saturdays and between 11.00 and 23.30 on Sundays.
- v) Opening hours to the public between 11.00 and 00.30 Mondays to Saturdays and between 11.00 and 00.00 on Sundays.

It was reported that, following the appropriate consultation period, observations had been received from the Police and the Environmental Health Department along with letters from neighbouring residents stating their objection to the extended hours. The Fire and Rescue Service did not object to the application and the Trading Standards Department did not have any observations. Llandwrog Community Council had supported the application but attention was drawn to the need to monitor noise levels as some village residents had complained that the noise was loud at times.

In considering the application, the following procedure was followed:-

- i. Members of the Sub-committee and the Applicant were given an opportunity to ask questions to the Licensing Manager.
- ii. The Applicant was invited to expand on the application.

- iii. Consultees were given an opportunity to support their observations.
- iv. The licensee, or his representative, was invited to respond to the observations.
- v. Members of the Sub-committee were given an opportunity to ask questions to the licensee.
- vi. Members of the Sub-committee were given an opportunity to ask questions to the consultees.
- vii The Applicant or his representative was given an opportunity to summarise their case.

The consultees were invited to support any observations submitted by letter and Ian Williams, Licensing Co-ordinator, North Wales Police, reported that he did not have sufficient evidence to object to the application. He noted that there had been no evidence of crime and disorder there; however, he did confirm that phone calls had been received in relation to noise levels at the premises in terms of entertainment which had taken place there. A meeting had been held with the licence holder on 22 June 2010 to discuss some aspects of the application. The activities which had been held at the premises recently had been granted under a temporary event notice.

The Environmental Health Officer noted that the Public Protection Department had received three complaints on 5 July 2010 in relation to entertainment held in the marquee outside the premises. Noise measurements had been taken and it had been confirmed that the music could be heard at the neighbouring property which was approximately 30 metres from the marquee. She objected to holding entertainment such as live or recorded music outside the premises e.g. in the marquee, but she did not object to holding it inside the public house itself.

All the objectors present took advantage of the opportunity to endorse the observations noted in letters and specifically referred to the following points -

- Following the granting of the temporary event notice, high music noise had come from the marquee which had affected the amenities of neighbouring residents. It was noted that some of the resident lived approximately 15 feet from the location of the marquee.
- Should the existing supply of alcohol hours be extended, it was anticipated that there would be problems with those leaving the public house late at night creating a noise.
- Problems with the vehicles of those visiting the public house being parked overnight on the roads of some of the nearby estates.
- That young people leaving the public house had been throwing up and urinating in the gardens and on the street.

The local member noted that there had not been any cases of crime and disorder in connection with these premises and that it was the level of noise which was the only matter of concern to some of the residents. He referred to the fact that the applicant contributed to the social life of the village and school. He also noted that the Community Council had supported the application but that steps should be taken to try to monitor the noise level.

In support of the application and in response to some of the aforementioned observations, the applicant informed the sub-committee -

- That the majority of the village was supportive of the application and that attempts were being made to co-operate with those who had complained about the noise.
- That it was not the intention for the marquee to be on the site throughout the year, only during the summer months and for special occasions only.

- That the application had been made for extending the house due to the need to possibly provide entertainment in wedding parties etc.
- That there was no evidence to prove that the antisocial behaviour in the village had derived from customers who had been to this public house.
- That the majority of customers parked their vehicles over night in the car park to the rear of the public house and this did not affect the parking situation in the village itself.

The applicant, the representative of the police, the Licensing Manager, the Environmental Health Officer, the local member and the objectors all withdrew from the meeting and the application was discussed by Sub-committee members. Consideration was given to all evidence submitted, and particular attention was given to the principles of the act, namely:

- Crime and Disorder Prevention
- Public Safety
- Public Nuisance Prevention
- Protection of Children from Harm

Members were agreed that all activities should be restricted to within the building itself as it was difficult to manage noise in a marquee.

RESOLVED to approve varying the licence of Tyn Llan (Harp Hotel), Llandwrog as follows:

- a) To allow live music under paragraph E from 11.00 to 00.00 Mondays to Saturdays and from 11.00 to 23.30 on Sundays within the building only.**
- b) To allow recorded music under paragraph F from 11.00 to 00.00 Mondays to Saturdays and from 11.00 to 23.30 on Sundays within the building only.**
- c) To allow dancing under paragraph G from 11.00 to 00.00 Mondays to Saturdays and from 11.00 to 23.30 on Sundays within the building only.**
- ch) To allow provision for music under paragraph I from 11.00 to 00.00 Mondays to Saturdays and from 11.00 to 23.30 on Sundays within the building only.**
- d) To allow provision for dancing under paragraph J from 11.00 to 00.00 Mondays to Saturdays and from 11.00 to 23.30 on Sundays within the building only.**
- dd) To allow the supply of hot food under paragraph L within and outside the building between 23.00 and 00.00, every day of the week.**
- e) To allow the sale of alcohol under paragraph M from 11.00 to 00.00 Mondays to Saturdays and from 11.00 to 23.30 on Sundays.**
- f) To allow opening hours under paragraph O from 11.00 to 00.30 Mondays to Saturdays and from 11.00 to 00.00 on Sundays.**

The Solicitor reported that he would aim to send a letter within five working days, informing the applicants of the Sub-committee's decision, and to inform them of the right to appeal against the decision within 21 days of receiving that letter.

The meeting commenced at 12.00pm and concluded at 1.45pm.