
CENTRAL LICENSING SUB-COMMITTEE, 10.11.11

Present: Councillor Eryl Jones-Williams (Chairman)
Councillors Ieuan Roberts, Gwilym O. Williams.

Also present: Geraint B. Edwards (Solicitor), Amlyn ab Iorwerth (Licensing Manager), Heilyn Williams (Licensing Officer), Alwyn Thomas (Licensing Enforcement Officer) and Gwyn Parry Williams (Committee Officer).

1. APPLICATION FOR PREMISES LICENSE – ATRIUM ALFRESCO, 4 TEGID STREET, BALA

Others invited to the meeting:

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

Submitted – the report of the Licensing Manager giving details of an application on behalf of Atrium Alfresco, 4 Tegid Street, Bala for a premises license to permit the sale of hot food between 23.00 and 01.00 from Sunday to Thursday, between 23.00 and 02.00 on Friday night and between 23.00 and 02.30 on Saturday night, and the sale of alcohol between 12.00 and 01.00 from Sunday to Thursday and until 02.00 on Friday and Saturday, with the premises open between 12.00 and 01.30 from Sunday to Thursday, between 12.00 and 02.30 on Friday and between 12.00 and 02.45 on Saturday.

It was reported, following the appropriate consultation period, that the police had no objection to the application, subject to conditions. The Fire and Rescue Service had originally objected to the application but it had now withdrawn its objection as the applicant had since undertaken the work at the premises which complied with the requirements of the Fire and Rescue Service. A letter had been received from Snowdonia National Park Authority Planning Department, giving observations on the application. A letter had been received from Bala Town Council drawing attention to the late opening hours and the intention to sell alcohol. A letter had also been received from the owner of a nearby hotel objecting to the application, as well as letters from customers who had stayed there who complained about noise coming from people who were leaving other establishments late at night.

The applicant was not present at the meeting. In the circumstances, the members decided to consider the application in his absence.

The consultees were invited to support any observations submitted by letter and Mr Ian Williams, Licensing Co-ordinator, North Wales Police, reported that the police did not have sufficient evidence to object to the application. However, this premises had been brought to their attention at the beginning of July 2011 following an incident of damage to the property's window, where it was realised that the premises was not licensed, and the premises was visited on 13 July 2011. They had explained to the applicant that the premises was not licensed to sell late night refreshments or sell alcohol, and therefore he was not entitled to sell these after 23.00 until the licence had been granted. He suspected that the premises had been open after 23.00 without a licence on occasions following the meeting on 13 July 2011, although there was no definite evidence of that. He also noted that an application had been made for a Temporary Events Notice for the Wa Bala weekend on 19/20 August until 01.00. The Council's Licensing Enforcement Officer had visited the premises at 01.30 on 20 August 2011 when it was realised that they were continuing to sell in contradiction to the Temporary Events Notice, and they were asked to stop doing so at once. The property was also in a residential area which was likely to

affect local residents. Should this premises be permitted to open later than other licensed premises in Bala, people would convene in the area which could possibly lead to incidents of disorder. In fairness to other similar premises in the area, he was of the opinion that the application should be amended in line with what was referred to in his letter dated 4 October 2011 to the Licensing Authority.

None of the other interested parties who had submitted observations were present.

The members expressed concern regarding the lack of police presence in Bala late at night, and that this was really needed in order to be able to monitor establishments of this sort. In response, the Police Licensing Co-ordinator noted that there were no police officers stationed in the town by now, and that it was officers from Corwen Police Station who were responsible for supervising the town.

The relevant parties left the meeting and the application was discussed by the members of the Sub-committee, who considered all the evidence submitted and specifically addressed the principles of the act, namely:

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

RESOLVED

- i) To approve a premises licence for Atrium Alfresco, 4 Tegid Street, Bala, as follows –**
- a) The provision of late night refreshment under paragraph L, between 23.00 and 00.00 from Sunday to Thursday and between 23.00 and 01.00 on Friday and Saturday.**
 - b) The sale of alcohol under paragraph M, within the building only, between 12.00 and 00.00 from Sunday to Thursday and between 12.00 and 01.00 on Friday and Saturday.**
 - c) The premises to open to the public under paragraph O between 12.00 and 00.30 from Sunday to Thursday and between 12.00 and 01.30 on Friday and Saturday.**
 - ch) That the steps described in paragraph P of the application are to be included as conditions of the licence.**
 - d) That a CCTV system is installed inside and outside the building, with the records kept for at least 31 days and available at the request of the Police or any other responsible authority.**
- ii) To express dissatisfaction to the applicant that he was not present at the meeting.**
- iii) To draw the attention of the Police Authority to the concern expressed by the members that there is no police presence in Bala late at night, and that this is really needed in order to be able to monitor establishments of this sort.**

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

The meeting commenced at 3.00pm and concluded at 3.40pm.