

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE (MEIRIONNYDD)
DATE:	29 NOVEMBER 2012
TITLE:	APPLICATION FOR A VARIATION OF PREMISES LICENCE – LAST INN, CHURCH STREET, BARMOUTH
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF REGULATORY DEPARTMENT

APPLICATION

An application is appended to vary the premises licence of the Last Inn, Church Street, Barmouth, LL42 IEL from Mr Gregory Courtney; the licence holder of the same address. The application was submitted following receipt of advice from the Licensing Enforcement Unit.

The applicant is submitting the application in order to seek permission to extend the hours permitted for licensable activities at the premises – specifically in terms of live music, recorded music, dance performances and the sale of alcohol.

See the table below for details of the current hours and the proposed hours in relation to licensable activities and the closing hours for the public.

CURRENT LICENCE			PROPOSED LICENCE		
Days	Licensable activities	Closing Hours		Licensable activities	Closing Hours
	Live music			Live music	
Mon-Thurs	11:00 – 23:00	23:30	Sun - Thurs	11:00 – 00:00	01:30
Fri- Sun	11:00 – 00:00	00:30	Fri -Sat	11:00 – 01:00	01:30
	Recorded Music			Recorded Music	
	11:00 – 23:00		Mon - Sun	11:00 – 01:00	
	11:00 – 00:00				
	Performance of Dance			Performance of Dance	
	11:00 – 23:00		Mon - Sun	11:00 – 01:00	
	11:00 – 00:00				
	Supply of alcohol			Supply of alcohol	
	11:00 – 23:00		Mon - Sun	11:00 – 01:00 *	
	11:00 – 00:00				

* With the exception of New Year's Eve – a request is made for an extension to the right to supply alcohol from the finishing times permitted on 31 December until the opening hours permitted on the next day.

CONSULTATION

The application was consulted upon and the responses received were as follows -

RESPONSES	OBSERVATIONS
Local Members	No observations
Community Council	No observations
Police	No observations up to 13/11/12
Neighbouring Residents	Five letters, three supported the application to vary the licence and two objected the application.
Fire Service	A letter – no objections
The Licensing Authority – as the Responsible Authority	E-mail – observations
Public Protection Unit – Environmental Health	No observations

In addition to the above, a letter was received from the Applicant outlining his reasons for submitting an application to extend the hours of licensable activities and opening hours.

As the consultation period on this application does not come to an end until 19/11/12, it is possible that more observations will be received.

Any additional relevant observations that are received prior to 19/11/12 will be distributed to the Sub-committee on the day of the hearing.

See enclosed full details of the observations received.

SUMMARY OF THE RESPONSES AND THE GROUNDS FOR OBJECTIONS

Nearby residents – supporting the application for a licence variation

The application for a variation in licensable hours is supported as there is no evidence to indicate that there have been problems in relation to the licensing objectives.

Nearby residents – objecting to the application for a licence variation

Object the application in relation to the licensing objectives, namely:

- Crime and disorder prevention
- Public Safety
- Prevention of public nuisance

The response of the Council's Enforcement Officer to the application as the 'Relevant Authority'

An e-mail was received with observations on the application. It was confirmed that the application had been submitted by the applicant in response to advice that had been received by the Council's Licensing Enforcement Officers. It was also confirmed that the officers had visited the licensed premises as licensable activities were taking place outside the hours permitted under the current licence. During the visit it was recorded that customers were present and licensable activities were continuing to take place at 00:50am, contrary to the conditions of the current licence.

TEMPORARY EVENTS NOTICE

11 temporary events notices (TENS) were received by the licence holder of the premises to hold licensable activities for an additional hour every Tuesday and Saturday evening between 6 November and 11 December.

No objections were received by the relevant authorities to the temporary events notices that were submitted.

RECOMMENDATION

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