



Gwasanaeth Democraidd
Democratic Service
Swyddfa'r Cyngor
CAERNARFON
Gwynedd
LL55 1SH

Cyfarfod / Meeting

IS-BWYLLGOR TRWYDDEDU CANOLOG
CENTRAL LICENSING SUB-COMMITTEE

Dyddiad ac Amser / Date and Time

DYDD MERCHER, 12 RHAGFYR, 2012

WEDNESDAY, 12 DECEMBER, 2012

Lleoliad / Location:

**YSTAFELL GYFARFOD/MEETING ROOM,
FRONDEG,
PWLLHELI
am /at 11.00am.**

(Aelodau'r Is-bwyllgor yn unig i gyfarfod ger Vaynol Arms, Abersoch am 10.00am)
(Sub-committee members only to meet near the Vaynol Arms, Abersoch at 10.00am)

Pwynt Cyswllt / Contact Point

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Dosbarthwyd/Distributed: 04/12/12

IS-BWYLLGOR TRWYDDEDU
LICENSING SUB-COMMITTEE

Aelodaeth/Membership (3)

Y Cynghorwyr / Councillors

Eryl Jones-Williams (Cadeirydd/Chairman)

Angela Russell

Gruffydd Williams

Llywarch Bowen Jones (wrth gefn/reserve)

Aelodau Lleol / Local Members

Cynghorwyr/Councillors

R.H. Wyn Williams
(cais/application 4)

Michael Sol Owen
(cais/application 5)

AGENDA

1. APOLOGIES

To receive any apologies for absence.

2. DECLARATION OF PERSONAL INTEREST

To receive any declaration of personal interest.

3. URGENT ITEMS

To note any items that are a matter of urgency in the view of the Chairman for consideration.

4. 11.00am APPLICATION FOR A PREMISES LICENCE – VAYNOL ARMS, ABERSOCH

To consider the above application (copy herewith – **blue** paper)

5. 11.45am APPLICATION TO VARY PREMISES LICENCE – ASDA, SAND STREET, PWLLHELI

To consider the above application (copy herewith – **gold** paper)

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE (DWYFOR)
DATE:	12 DECEMBER 2012
TITLE:	APPLICATION FOR A PREMISES LICENCE – VAYNOL ARMS, ABERSOCH
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF REGULATORY DEPARTMENT

APPLICATION

An application is attached for a premises licence for Vaynol Arms, Abersoch, Pwllheli, LL53 7AP by Frederic Robinson Ltd, Unicorn Brewery, Stockport SK1 1JJ.

The application is submitted in order to extend the type of licensable activities permitted on the licence, and introduce changes to the hours when licensable activities may commence and end on some nights.

As well as the proposed changes, an extra hour is requested in respect of licensable activities on Christmas Eve and Boxing Day.

The application also asks for flexibility to permit opening and holding licensable activities between the start of the hours on 31 December and the end of the hours on 1 January for which licensable activities are permitted.

The current and proposed hours for commencing and ending licensable activities are as follows –

LICENSABLE ACTIVITIES – Live music, dance performances, facilities for dancing and making music and any other similar activities

Days	CURRENT LICENCE		PROPOSED LICENCE	
	Licensable activities	Opening/closing hours	Licensable activities	Opening/closing hours
Fri /Sat	NONE	11:00 – 01:00	21:00 – 00:00	11:00 – 01:00
Sun	NONE	12:00 – 00:00	17:00 – 00:00	11:00 – 00:30

LICENSABLE ACTIVITIES – Recorded music

Days	CURRENT LICENCE		PROPOSED LICENCE	
	Licensable activities	Opening/closing hours	Licensable activities	Opening/closing hours
Mon/Wed	11:00 – 00:00	11:00 – 00:30	11:00 – 00:00	11:00 – 00:30
Thurs/Sat	11:00 – 00:30	11:00 – 01:00	11:00 – 00:30	11:00 – 01:00
Sun	12:00 – 23:00	12:00 – 00:00	11:00 – 00:00	11:00 – 00:30

LICENSABLE ACTIVITIES – Sale of alcohol

Days	CURRENT LICENCE		PROPOSED LICENCE	
	Licensable activities	Opening/closing hours	Licensable activities	Opening/closing hours
Mon/Wed	11:00 – 00:00	11:00 – 00:30	11:00 – 00:00	11:00 – 00:30
Thurs/Sat	11:00 – 00:30	11:00 – 01:00	11:00 – 00:30	11:00 – 01:00
Sun	12:00 – 23:30	12:00 – 00:00	11:00 – 00:00	11:00 – 00:00

CONSULTATION

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

RESPONSES	OBSERVATIONS
Local member	E-mail – objection
Community Council	Letter – objection
North Wales Police	E-mail – No objection
Neighbouring Residents	8 letters – objecting
Fire and Rescue Service	Letter – no objection, comments on conditions
Local Planning Authority	No observations
Public Protection Service – Environmental Health	Letter – comments on an agreement with the applicant regarding noise conditions

SUMMARY OF THE OBSERVATIONS AND THE GROUNDS FOR OBJECTION

The local member, members of the Community Council and nearby residents and business owners who have declared their objection have done so based on their concerns that the proposed application undermines the following licensing objectives –

- Prevention of crime and disorder
- Prevention of public nuisance

CHANGES TO THE APPLICATION SINCE ITS SUBMISSION

The provisions of the Live Music Act 2012 have come into force since submitting this application. The act revokes the right to regulate live music as a licensable activity in some circumstances. A discussion was held between the Environmental Health Officer and the applicant regarding the effect of the new legislation on what was requested in the application in terms of live music.

Under the provisions of the new legislation, a live music performance is not an activity that requires a licence if it takes place on a licensed premises between 08:00 and 23:00. The applicant has agreed to amend the application in respect of live music. The right to hold live music performances outside the public house after 23.00 is no longer requested; in accordance with what is permitted by the Live Music Act 2012.

The applicant has agreed to the Environmental Health Officer's noise control conditions in respect of regulated entertainment that will be held on the licensed premises. These conditions will be included on the new licence, if the application is successful. (see correspondence)

RECOMMENDATION

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

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE (DWYFOR)
DATE:	12 DECEMBER 2012
TITLE:	APPLICATION FOR VARIATION OF PREMISES LICENCE – ASDA, SAND ST., PWLLHELI
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF REGULATORY DEPARTMENT

APPLICATION

An application is appended for a variation of the premises licence of Asda Supermarket, Sand St., Pwllheli, Gwynedd LL53 5RT by Asda Stores, Asda House, Great Wilson Street, Leeds LS11 5AD. The application is submitted in order to extend the hours for the sale of alcohol and the opening and closing hours on the current licence.

At present, the premises are permitted to open at 08.00 and close at 22.00, Monday to Sunday. The sale of alcohol is permitted throughout this period.

In the application, it is requested for the opening hours to be extended and the hours during which the sale of alcohol is permitted, opening at 06.00am and closing at 00.00am (midnight).

As a consequence of the extension, permission is also requested for the sale of late night refreshments between 23.00 and 00.00 from Monday to Sunday.

CONSULTATION

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

RESPONSES	OBSERVATIONS
Local member	No observations
Community Council	No observations
North Wales Police	E-mail – No objection
Neighbouring Residents	1 letter – objecting
Fire and Rescue Service	A letter – no objections
Local Planning Authority	No observations
Public Protection Service – Environmental Health	No observations

SUMMARY OF THE OBSERVATIONS AND THE GROUNDS FOR OBJECTION

One local resident has objected on the grounds of concern that the proposed application undermines the following licensing objectives -

- Prevention of crime and disorder
- Prevention of public nuisance

See report for full details of the correspondence received.

RECOMMENDATION

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