
CENTRAL LICENSING SUB-COMMITTEE 09.07.14

Present: Cllr Peter Read, Cllr Ann Williams, Cllr Llywarch Bowen Jones

Also present: Mr Ian Williams (North Wales Police Licensing Coordinator), Mr Jeff Hall (North Wales Fire and Rescue Service), Geraint Brython Edwards (Solicitor), Gwenan M Williams (Public Protection Manager (Health and Safety and Licensing)), Euron Thomas (Public Protection) and Lowri H Evans (Member Support and Scrutiny Officer)

1. WELCOME

Everyone was welcomed to the meeting by the Chairman, Councillor Peter Read. The panel and the officers were introduced to everyone present.

2. DECLARATION OF PERSONAL INTEREST

Nothing to note.

3. URGENT MATTERS

Nothing to note.

4. APPLICATION FOR A PREMISES LICENCE – GLASS BUTTER BEACH FESTIVAL, CARREG Y DEFAID, LLANBEDROG

On behalf of the premises: Mr Mark Duckworth and Mr Mark Durston (Sensation Group)

Apologies: PC Andy Vowell, Mr Stuart Wyn Jones

Everyone was reminded of the procedure for the hearing and of the four principles of the Licensing Act 2003 which needed to be considered when determining the application.

The Fire Officer requested permission to submit observations before the Sub-committee.

The Council's Solicitor referred the Sub-committee to Regulations 17 and 18 of the Licensing Act 2003 (Hearings) Regulations 2005.

All of the parties present noted that they agreed to the request, therefore the Fire Officer was given permission to submit observations during the hearing.

The Council's Solicitor referred the Sub-committee to Regulation 24 of the Licensing Act 2003 (Hearings) Regulations 2005. The Sub-committee decided to allocate a maximum of 20 minutes for each party to submit observations.

The report and recommendation of the Licensing Section

The report of the Licensing Manager was submitted, giving details of the application by the Glass Butter Beach Festival for a new licence. It was noted that a licence had been in existence for the festival at another location.

Details of the current hours and the proposed hours were provided.

The measures recommended by the applicant to promote the licensing objectives were also listed.

Following an appropriate consultation period, observations on the application were received from Llanbedrog Community Council stating mainly that they had very little information about the

application, but they had been supportive of the festival in the past. An observation was made that the Council was not supportive of alcohol being sold outside the main site on the beach. An objection had also been received from a nearby resident expressing his concerns that approving the application would undermine the four licensing objectives, namely Prevention of Crime and Disorder, Public Safety, Preventing Public Nuisance and the Protection of Children from Harm.

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

- **Members of the Sub-committee and the applicant were given the opportunity to ask questions of the Licensing Manager.**
- **The applicant was invited to expand on the application**
- **Consultees were given an opportunity to support their observations**
- **The licensee or his representative were invited to respond to the observations**
- **Members of the Sub-committee were given the opportunity to ask questions of the licensee.**
- **Members of the Sub-committee were given the opportunity to ask questions of the consultees.**

The applicant was invited to expand on his application. He noted that he already had a similar licence for the Festival, but that a new licence was required as the Festival would be held at a new site. He highlighted that he had not applied for licensable activities for the Sunday. His main aim was to create a fun and friendly environment which focused on the use of the beach.

He accepted that the noise level was higher than the acceptable level in 2011, and that there had been loud swearing over the loudspeaker. He assured the sub-committee that steps had been implemented to respond to this. Complaints about noise level and swearing had not been received in 2013. It was noted that a good behaviour policy had been adopted and that an external company had been appointed to ensure that the policy was addressed.

The applicant noted that he was ready to work with the emergency services. He noted that a professional cleaning company cleaned the beach before and after the Festival, and that there was a professional medical company and a professional security company there to ensure the public's health and safety.

A representative from the police reported that there was no evidence to object to the application to move to another site.

It was expressed that three complaints had been received in 2011 because of noise levels. These complaints had been referred on to the Public Protection Unit; the Festival was cancelled in 2012 due to bad weather; one complaint had been received in 2013. There was no statutory requirement for the Festival to be policed, but the applicant's willingness to collaborate and consult with 'Events Security' was confirmed.

Reference was made to the concerns of the local police that there wasn't much 'beach' on the site, and the applicant was asked how he intended to address this.

In response to the concern, the applicant acknowledged that there would be high-tide on the weekend and that the events were likely to be relocated / altered because of the tide. The beach would be used only for a limited time. There would be no bar or stage constructed on the beach. There would be effective management of the beach – again, the applicant was very willing to collaborate and discuss the options to ensure the right balance.

It was acknowledged that a letter had been received from Mr Stuart Jones objecting to the application.

A representative from the Public Protection Unit reported that the Unit did not have any serious objections to the application in respect of noise management. Following a site visit to the new

location, it was noted that the site was suitable for the Festival in terms of noise specifically, as there was an adequate buffer between the Festival site and nearby residents. Reference was made to a list of 11 noise conditions that had been submitted to the applicant. The applicant had no objection to the conditions. A discussion was had on the monitoring work carried out on noise levels at the two previous festivals, and the likelihood was that noise monitoring would take place again this year to ensure that the conditions were satisfied.

In response to a question from the panel, it was noted that there were no properties within 500 – 600m to the site.

It was acknowledged that a letter had been received from Llanbedrog Community Council.

A representative from the Fire Service reported that they did not object to the application, but that the Fire Service needed to receive a Risk Assessment of the situation.

In response to the request, the applicant noted that a risk assessment would be available to the Fire Service, depending on the Licensing Sub-committee's decision.

The relevant parties left the meeting.

Members of the Sub-committee discussed the application, considering all the evidence submitted, and gave particular attention to the principles of the Licensing Act 2003, namely

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

The Sub-committee was of the opinion that the application should be approved, and based on the written and verbal observations received, that the application was consistent with the licensing objectives.

RESOLVED

To approve a premises licence subject to the conditions recommended in observations from the Council's Environmental Health Unit being incorporated as conditions on the licence. The licence will begin on 14 August 2014.

The Solicitor reported that he would aim to send out a letter formally confirming the Sub-committee's decision to all present.

The meeting commenced at 10.30am and concluded at 11.20am.