



Complete Agenda

Democratic Service
Swyddfa'r Cyngor
CAERNARFON
Gwynedd
LL55 1SH

Meeting

CENTRAL LICENSING SUB COMMITTEE

Date and Time

12.00 pm, MONDAY, 27TH JUNE, 2022

Location

Virtual Meeting

Contact Point

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(DISTRIBUTED 17/06/22)

CENTRAL LICENSING SUB COMMITTEE

MEMBERSHIP (3)

Councillors

Annwen Hughes (Chair)

Angela Russell

Elfed Williams

Edgar Wyn Owen (Substitute)

Local Member

Councillor Dilwyn Morgan

A G E N D A

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. APPLICATION FOR A PREMISES LICENCE

5 - 7

The Old Wives' Tale, 21 Heol Tegid, Y Bala, LL23 7EH

To consider the above application

PROCEDURE IN LICENSING HEARINGS.

1. A written report will be presented by the Licensing Section
(with a recommendation).
2. Members of the Sub-committee may ask questions of the Council's representative.
3. At the Chairman's discretion the applicant or his representative may ask questions of the Council's representative.
4. The applicant and/or his representative may expand upon the application and call witnesses
5. Members of the sub-committee may ask questions of the applicant and/or his representative
6. At the Chairman's discretion, the Council's representative may ask questions of the applicant or his representative
7. There will be an invitation for each Consultee to support any written observations
8. At the chairman's discretion, the Council's representative, and the applicant or his representative may summarise their case.

All are reminded of the four principles of the Licensing Act 2003 to be considered in all deliberations, namely:

- 1) Crime and Disorder Prevention;**
- 2) Public safety;**
- 3) Public Nuisance Prevention; and**
- 4) Protection of Children from Harm:**

Agenda Item 4

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE
DATE:	27 June 2022
TITLE:	APPLICATION FOR PREMISES LICENCE - THE OLD WIVES' TALE
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF ENVIRONMENT

1. APPLICATION RECEIVED

- 1.1 An application is appended for a premises licence for The Old Wives' Tale, 21 Tegid Street, Bala, LL23 7EH by Mr Rui Azevedo Brasil. The applicant is seeking a premises licence for a restaurant that serves Portuguese food; with the emphasis on fresh meals, mainly served in the evening. He requests the right to sell alcohol with meals, to be served with food on the premises only.
- 1.2 The application is also made for recorded and live music from 7 in the morning until 11 in the evening; seven days a week. Permission is sought for the provision of alcohol, to be served with meals from 12 o'clock until 11pm; seven days a week.
- 1.3 Licensing Authority officers are satisfied that there is sufficient evidence that the application has been submitted in accordance with the requirements of the Licensing Act 2003 and the relevant regulations, and is therefore valid.
- 1.4 No objection has been received to the application; however, representations were received from the Public Protection officer who confirmed that noise conditions for music had been recommended to the applicant; and an e-mail has been received from the applicant confirming that he is willing to accept the noise management conditions.

See the attached table for details of the proposed hours:

Oriau agor/Opening Hours

Dydd Sul/Sunday	07:00 - 23:00
Dydd Llun/Monday	07:00 - 23:00
Dydd Mawrth/Tuesday	07:00 - 23:00
Dydd Mercher/Wednesday	07:00 - 23:00
Dydd Iau/Thursday	07:00 - 23:00
Dydd Gwener/Friday	07:00 - 23:00
Dydd Sadwrn/Saturday	07:00 - 23:00

Gweithgareddau Trwyddedadwy / Licensable Activities:

Cerddoriaeth Fyw/Live Music: Dan do : Indoors

Dydd Sul/Sunday	07:00 - 23:00
Dydd Llun/Monday	07:00 - 23:00
Dydd Mawrth/Tuesday	07:00 - 23:00
Dydd Mercher/Wednesday	07:00 - 23:00
Dydd Iau/Thursday	07:00 - 23:00
Dydd Gwener/Friday	07:00 - 23:00
Dydd Sadwrn/Saturday	07:00 - 23:00

Cerddoriaeth wedi ei recordio/Recorded Music: Dan do: Indoors

Dydd Sul/Sunday	07:00 - 23:00
Dydd Llun/Monday	07:00 - 23:00
Dydd Mawrth/Tuesday	07:00 - 23:00
Dydd Mercher/Wednesday	07:00 - 23:00
Dydd Iau/Thursday	07:00 - 23:00
Dydd Gwener/Friday	07:00 - 23:00
Dydd Sadwrn/Saturday	07:00 - 23:00

Cyflenwi Alcohol/Supply of Alcohol: Ar yr Eiddo: On the Premises

Dydd Sul/Sunday	12:00 - 23:00
Dydd Llun/Monday	12:00 - 23:00
Dydd Mawrth/Tuesday	12:00 - 23:00
Dydd Mercher/Wednesday	12:00 - 23:00
Dydd Iau/Thursday	12:00 - 23:00
Dydd Gwener/Friday	12:00 - 23:00
Dydd Sadwrn/Saturday	12:00 - 23:00

2. Measures recommended by the applicant to promote the licensing objectives

The measures recommended by the applicant include the following -

- The intention is to sell alcohol with meals only, on the premises
- A CCTV system is in operation
- There is a public car park nearby for customers
- Control over how much alcohol is served
- It is not intended for any entertainment to be loud

Please see full details of the recommended measures in section **M** of the application

3. CONSULTATION

The application was consulted upon and the following responses were received -

RESPONSES	REPRESENTATIONS
Public Protection Enforcement Officer	E-mail – Comments and recommended noise conditions

3.2 Public Protection Representations

3.3 The applicant was contacted regarding the service's concerns as the application requests the right to have live and recorded music seven days a week. The officer noted that the property is located in the middle of a residential area; and that there is a residence above the property; therefore noise control measures are required.

3.4 Following a discussion with the officer about these concerns - the applicant agreed to accept the noise control conditions at the premises and in addition he agreed to reduce the hours of the regulated entertainment as follows -

- Only four evenings of live music a month
- Acoustic music only - to be played via the premises' sound system; with the sound level controlled in accordance with the conditions recommended (see the appendix to the report)

- Live music hours to be limited to 7pm until 11pm with any occasional extension to be issued via a Temporary Event Notice
- That recorded music is limited to 12 to 11pm, and that reasonable noise levels are set in accordance with the noise conditions imposed on the licence.
- No music to be played outside

See the appendix to the report for full details of the noise control conditions the applicant agreed to have on the licence's operating schedule.

4 RECOMMENDATION

It is recommended that this Committee approves the application, in accordance with the requirements of the Licensing Act and the noise management conditions the applicant has agreed to be included on the operating schedule of the licence.