



Complete Agenda

Democratic Service
Swyddfa'r Cyngor
CAERNARFON
Gwynedd
LL55 1SH

Meeting

CENTRAL LICENSING SUB COMMITTEE

Date and Time

10.30 am, FRIDAY, 26TH JANUARY, 2024

Location

Virtual Meeting

Contact Point

Lowri Haf Evans

01286 679878

lowrihafevans@gwynedd.llyw.cymru

(DISTRIBUTED 19/01/24)

CENTRAL LICENSING SUB COMMITTEE

MEMBERSHIP (3)

Councillors

Linda Ann Jones

Huw Rowlands

Elfed Williams (Chair)

Edgar Wyn Owen (Substitute)

Local Member

Councillor Nia Jeffreys

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 - 30

B&M, Stryd Madog, Porthmadog, LL49 9BU

To consider the 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:	26 JANUARY 2024
TITLE:	APPLICATION FOR PREMISES LICENCE - B&M, PORTHMADOG
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF ENVIRONMENT

1. APPLICATION RECEIVED

2. An application is appended for a premises licence for B&M, Stryd Madog, Porthmadog, LL49 9BU from B&M Retail Limited. B&M Retail, formed in 1976 now operate a chain of over 500 shops across England, Wales and Scotland. The shops offer a wide range of home goods, a mix of food and hardware, of a good quality but at affordable prices.

2.1 The applicant is requesting the right to sell alcohol to customers for consumption off the premises.

2.2 The officers of the Licensing Authority 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.

2.3 Observations were received on the application and, therefore, it has been referred to a hearing of this Sub-committee for a decision.

See the attached table for details of the proposed hours:

Opening Hours:		
Sunday	07:00	- 23:00
Monday	07:00	- 23:00
Tuesday	07:00	- 23:00
Wednesday	07:00	- 23:00
Thursday	07:00	- 23:00
Friday	07:00	- 23:00
Saturday	07:00	- 23:00
Licensable Activities:		
Supply of Alcohol: Both on and off the Premises		
Sunday	07:00	- 23:00
Monday	07:00	- 23:00
Tuesday	07:00	- 23:00
Wednesday	07:00	- 23:00
Thursday	07:00	- 23:00
Friday	07:00	- 23:00
Saturday	07:00	- 23:00

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

The measures recommended by the applicant in the application's operating schedule include the following -

- CCTV will be provided on the trading area and cash tills
- B&M will keep in contact with police officers regarding any matters relating to the site
- The floor area for displaying ‘alcohol for sale’ will be no more than 10% of the trading area
- Plain-clothed security staff will be employed on site by the Licence Holder as needed
- Instruct staff that they cannot sell alcohol to any individual believed to be drunk
- Notices to be displayed inside the site declaring that it is an offence for anyone under 18 years old to buy alcohol
- Notices to be displayed inside the property stating that the Challenge 25 policy is in place
- The staff will do their best to stop B&M customers loitering and causing a nuisance in the area outside the shop, and people who refuse to move on will be subject to a Police response in order to facilitate safe dispersal

Full details of the recommended measures can be found in section M of the application in the appendix.

4. CONSULTATION

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

RESPONSES	OBSERVATIONS
North Wales Police	No objection
Fire Service	No objection
Public Protection Service	No objection
Porthmadog Area Councillor	Observations
Member of the public	Observations

3 Observations on the application

- 3.1 Observations were submitted based on the fact that there were concerns about the hours requested, with the intention of opening the shop from 7am until 11pm daily. There were concerns that the hours requested could undermine the licensing objectives, specifically, prevention of public nuisance.
- 3.2 A respondent noted that there is a history of noise complaints related to the site in the 90s, when the shop was opened for retail. The Committee was requested to give consideration to prevention of noise nuisance, especially considering that the opening hours of the shop are much longer than those operated by the Wilko shop.

4 RECOMMENDATION

In accordance with the requirements of the Licensing Act 2003, it is recommended that the Committee considers the observations of the respondents, and the response of the applicant to the concerns - and approves the application.