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**Bridgend County Borough Council**  
Cyngor Bwrdeistref Sirol Pen-y-bont ar Ogwr



Civic Offices, Angel Street, Bridgend, CF31 4WB / Swyddfeydd Dinesig, Stryd yr Angel, Pen-y-bont, CF31 4WB

Legal and Regulatory Services /  
**Gwasanaethau Cyfreithiol a Rheoleiddiol**  
Direct line / Deialu uniongyrchol: 01656 643148  
Ask for / Gofynnwch am: Mr Mark Anthony Galvin

Our ref / Ein cyf:  
Your ref / Eich cyf:

**Date / Dyddiad: 13 October 2015**

Dear Councillor,

**LICENSING ACT 2003 SUB-COMMITTEE (B)**

A meeting of the Licensing Act 2003 Sub-Committee (B) will be held in Committee Room 2/3, Civic Offices, Angel Street, Bridgend, CF31 4WB on **Monday, 19 October 2015 at 10.00 am.**

**AGENDA**

1. Apologies for Absence  
To receive apologies for absence (to include reasons, where appropriate) from Members / Officers.
2. Declarations of Interest  
To receive Declarations of personal and prejudicial interest (if any) from Members/ Officers in accordance with the provisions of the Members Code of Conduct adopted by Council from the 1st September 2008.
3. Licensing Act 2003: Section 51 Application for Review of Premises Licence - Star Hotel, 144 Commercial Street, Maesteg, Bridgend 3 - 46

Yours faithfully  
**P A Jolley**  
Assistant Chief Executive Legal and Regulatory Services

**Distribution:**

Councillors:  
GW Davies MBE

Councillors  
E Dodd

Councillors  
DRW Lewis

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## BRIDGEND COUNTY BOROUGH COUNCIL

### REPORT TO SPECIAL LICENSING ACT 2003 SUB COMMITTEE

19 OCTOBER 2015

#### REPORT OF THE ASSISTANT CHIEF EXECUTIVE LEGAL AND REGULATORY SERVICES

##### LICENSING ACT 2003 : SECTION 51

##### APPLICATION FOR REVIEW OF PREMISES LICENCE

##### STAR HOTEL, 144 COMMERCIAL STREET, MAESTEG, BRIDGEND

#### 1. Purpose of Report.

- 1.1 On 1 September 2015, an application for a Review of the Premises Licence was submitted by the Chief Officer of Police in relation to the premises known as The Star Hotel, 144 Commercial Street, Maesteg, Bridgend.

#### 2. Connection to Corporate Improvement Plan / Other Corporate Priority.

- 2.1 None.

#### 3. Background.

- 3.1 A copy of the application form and background documents submitted by the Chief Officer of Police, together with a location plan is attached at Appendix A.
- 3.2 The Premises Licence Holder is Stephen Edward Hayes. A copy of the current Premises Licence will be available at the hearing. The Premises Licence authorises the following licensable activities between the below times:-

Supply of Alcohol:-

Monday to Saturday: 1200 - 0200 hours

Sunday: 1200 - 0000 hours

Christmas Eve and Christmas Day to 0200 hours

Live and Recorded Music:-

Monday to Saturday: 1900 - 0200 hours

Sunday: 1900 – 0000 hours

Christmas Eve and Christmas Day to 0200 hours

#### 4. Current situation / proposal.

- 4.1 The application has been advertised in accordance with the regulations. A representation was received from the Trading Standards Department, a copy of which is attached at Appendix B.
- 4.2 At the time of preparing this report the Licensing Section were not aware of any discussions between the South Wales Police, Trading Standards Department and the Premises Licence Holder. An update will be provided to the Committee at the start of the hearing.

## **5. Effect upon Policy Framework & Procedure Rules.**

5.1 None.

## **6. Equality Impact Assessment.**

6.1 A full Equality Impact Assessment has not been undertaken in relation to this service, however due regard has been given to the implications on persons protected by equality legislation and human rights. Adverse impact of this Legislation on the equality protected groups is very unlikely. Consideration has been given to the guidance issued to accompany the Licensing Act 2003 relating to need to eliminate duplication and conflict with existing disability legislation and to reference and highlight the Council's Race Equality Scheme, policies and codes of conduct to applicants. We do not consider, on the basis of the above, that a detailed Equality Impact Assessment is required for this service. In line with our Inclusive Equalities Scheme we will monitor for any adverse impacts that may develop.

## **7. Financial Implications.**

7.1 None.

## **8. Recommendation.**

8.1 The Licensing Sub-Committee must consider:-

- having regard to the application and any relevant representations, steps it considers necessary for the promotion of the licensing objectives.

8.2 The steps the Licensing Authority can take are:-

- no action;
- modify the conditions of the licence;
- and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.
- exclude a licensable activity from the scope of the licence;
- remove the designated premises supervisor;
- suspend the licence for a period not exceeding three months;
- revoke the licence;

8.3 Members must also have regard to the following:- Section 11 of the Home Office Guidance issued under Section 182 of the Licensing Act 2003 and Section 12 of the Council's Statement of Licensing Policy which relates to review of licences. Section 10 of the Home Office Guidance which relates to imposing condition on premises licences.

**Andrew Jolley**

**Assistant Chief Executive Legal and Regulatory Services**

**Date : 13 October 2015**

**Contact Officer:** Rachel Morris  
Senior Licensing & Registration Assistant

**Telephone:** (01656) 643110

**E-mail:** Rachel.Morris@bridgend.gov.uk

**Postal Address** Civic Offices, Angel Street, Bridgend, CF31 4WB

### **Background documents**

Application for Review of Premises Licence.

Representation from Trading Standards Department

Bridgend County Borough Council Statement of Licensing Policy: [www.bridgend.gov.uk](http://www.bridgend.gov.uk)

Amended Guidance issued under Section 182 of the Licensing Act 2003 – March 2015  
available at [www.homeoffice.gov.uk](http://www.homeoffice.gov.uk)

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Cyngor Bwrdeistref Sirol



Darren Mepham  
Chief Executive

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Time of Plot:  
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COMMITTEE REPORT

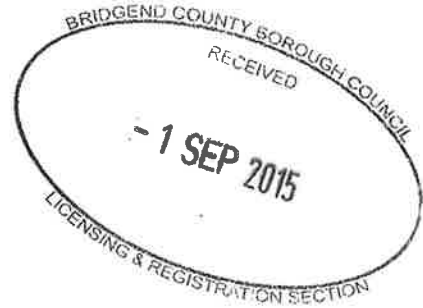




Licensing Act 2003

Section 51 and 87

**Application for Review of a Premises Licence under  
Section 51 of the Licensing Act 2003**



(1)

Reference number:  
**B.3-38/2015**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form.

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that

Your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records

(2) **We SOUTH WALES POLICE**

**Apply for the review of a premises licence for the premises described in Part 1 below**

**Part 1 - Premises details**

Postal address of premises: <b>STAR HOTEL, 144 COMMERCIAL STREET</b>	
Post town: <b>MAESTEG</b>	Postcode (if known): <b>CF34 1BB</b>
Telephone number: <b>(01656) 715492</b>	

Name of the premises licence holder: <b>STEPHEN EDWARD HAYES</b>
------------------------------------------------------------------

Number of the premises licence holder: <b>BCBCLP448; issue 8 of 1st December 2010</b>
---------------------------------------------------------------------------------------

**Part 2 - Applicant details**

I am

1) an interested party (Please complete section (A) or (B) below)

- a) a person living in the vicinity of the premises
- b) a body representing persons living in the vicinity of the premises
- c) a person involved in business in the vicinity of the premises
- d) a body representing persons involved in businesses in the vicinity of the premises

Please tick ✓/yes

<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

Delete any words that do not apply

(1) Insert name and address of relevant licensing authority and its reference number (optional)

(2) Insert name(s) of applicant(s)

2) A responsible authority (please complete (c) Below)

3) A member of the club to which this application relates (Please complete (A) below)

**(A) Details of Individual Applicant (fill in as applicable)**

Licensing Act 2003

Section 51 and 87

Mr

Mrs

Miss  Ms

Other title  
(for example, Rev)

--	--

Surname

First Names

Please Tick  Yes

Day	Month	Year
-----	-------	------

I am 18 years old or over

--	--	--	--	--	--

Current address

Post town

Postcode

Daytime Contact telephone number

Email Address  
(optional)

**(B) Details of other applicant**

Name and Address

Post Town

Postcode

Date of Birth

Day	Month	Year

Telephone Number (If any)

**C) Details of Responsible Authority** (please see guidance note 5)

**SOUTH WALES POLICE**

√

**THE CHIEF OFFICER OF POLICE  
CHIEF CONSTABLE 4395 VAUGHAN  
POLICE HEADQUARTERS  
COWBRIDGE ROAD**

Post Town **BRIDGEND**

Postcode **CF31 3SU**

Telephone number

**(01656) 655555**

Email Address

(Optional)

This application to review relates to the following licensing objective(s)

Please tick one or more boxes √

**1) The Prevention of Crime and Disorder**

**2) Public Safety**

**3) The Prevention of Public Nuisance**

**4) The Protection of Children from Harm**

√
√
√
√

Please state grounds for review (please see guidance note 1)

Please provide as much information as possible to support the application (please see guidance note 2)

**THE PREMISE**

The Star Hotel is a large terraced building which is situated in Commercial Street, Maesteg which is the main thoroughfare through the town centre and the dominant business area.

The premise no longer has the capability to facilitate residents and is a public house supplying alcohol and providing music.

The street comprises businesses, flats and bedsits and also contains a high concentration of licensed premises such as takeaways, restaurants, off-licences, public houses and a nightclub and therefore experiences a high volume of pedestrian and vehicular traffic.

Consequently within this area there is a disproportionate amount of crime recorded, in particular alcohol related violent crime, disorder, anti-social behaviour, public nuisance, litter and noise pollution as well as offences under the Licensing Act.

To corroborate these facts three licences in this street alone have been revoked, two recently, whilst a fourth was also forfeited at a venue located not too far away.

**ENFORCEMENT BY THE RESPONSIBLE AUTHORITIES**

Stephen Hayes became licence holder in **November 2010** however; on **15<sup>th</sup> December 2010** the Environmental Health Authority (EHA) was forced to serve upon him the first warning letter in respect of statutory nuisance from noise and amplified music.

Thereafter between **March 2011** and **November 2014** he has been subject of at least **13** other written warnings. Six have been issued by South Wales Police who have been made aware that a further seven have

been given by the EHA.

As the situation failed to improve the EHA was required to issue him with a Noise Abatement Notice in **March 2011** and again in **August 2012**. whereupon he was instructed to submit an Action Plan within 14 days to include proposals as to how he would prevent breaches of the notice.

Additionally enforcement visits have taken place highlighting breaches of the licence which are the most serious offences and are contrary to Section 136 of the Licensing Act.

The warnings are notwithstanding the numerous incidents of crime and disorder which has resulted in calls to the South Wales Police Command & Control Room (CACR) at Police Headquarters, Bridgend via the 999 emergency or 101 non-emergency facilities.

The amount and nature of these calls seriously impacts on the licensing objectives.

Finally a meeting was held with Mr Hayes at Maesteg Police Station on **23<sup>rd</sup> January 2015** where he was addressed by Inspector Lewis, who had responsibility for the Maesteg Sector at the time, and Divisional Licensing Officers, Sergeant Williams and PC Ellis.

The situation at the premise was discussed with the licensee who was placed on an Action Plan in a final attempt to promote the objectives.

The plan is referred to elsewhere in the review however; since he signed it there have been incidents of: -

- Grievous Bodily Harm
- Other assaults
- Drunk & disorderly behaviour
- Public disorder
- Heavily intoxicated customers
- Staff failing to check youngsters for proof of age identification
- Children being allowed into the venue
- Contraventions of the conditions of the Premises Licence

In fact there have been an unacceptable number of incidents reported by the public both prior to and more significantly since the Action Plan was signed.

### THE LICENCE

It is important that the Sub-Committee familiarise themselves with the licence which authorises the following activities:

***Supply of alcohol***

***Live Music***

***Recorded Music***

***Making Music***

***Dancing***

***The sale of alcohol timings:***

***Monday to Saturday : 12.00 – 02.00 hours***

***Sunday : 12.00 – 00.00 hours***

***Christmas Eve and Christmas Day : 12.00 – 02.00 hours***

Regulated entertainment commences at **19.00 hours** and ceases at the same time as alcohol sales end.

**Opening hours of the premises:**

***As above plus 30 minutes winding down period***

These are some of the longest opening hours for a public house within the county borough.

There are conditions attached at **Annex 1** and **3** whilst **Annex 2** concerns the proposals which are volunteered in applications by applicants which are then adopted as conditions i.e. conditions consistent with the Operating Schedule.

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**THE LICENSING OBJECTIVES**

**THE PREVENTION OF CRIME AND DISORDER**

Alcohol related violent crime is prevalent where victims, assailants and witnesses have been intoxicated.

Numerous suspects have been brought into custody so drunk that custody staff have had to place them on intermittent observations to monitor their demeanour whilst many have not been able to receive their legal rights until a considerable period of time after arrest.

Other offences have taken place which are detailed elsewhere in the review whilst offences under the Licensing Act have also been committed which further fails to promote the objectives.

**PUBLIC NUISANCE**

The public nuisance objective is compromised as there have been several written warnings served by the Environmental Health Authority since **2010** as well as Noise Abatement Notices.

Enforcement resulted from excessive levels of amplified music and speech emanating from both inside and outside the venue.

**PROTECTION OF CHILDREN FROM HARM**

A number of incidents have involved minors with the most recent concerning an intoxicated female who was found at the premises along with her peers by her concerned father who escorted her home.

She was aged 14 years a mere four weeks earlier.

**PUBLIC SAFETY**

As indicated there have been a number of alcohol related disturbances and assaults which has resulted in injury, some serious, and the arrest of assailants.

One of the most recent incidents concerned a customer who sustained a double fracture of his jaw which required immediate attendance at hospital and corrective surgery involving the insertion of metal plates.

The victim was highly intoxicated and this appears to be a recurring theme with those who attend the venue.

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**BRIDGEND COUNTY BOROUGH COUNCIL'S "STATEMENT OF LICENSING POLICY"**

**Section 12** refers to **REVIEWS OF LICENCES:**

**Sub-Section 12.1** "Reviews of Premises Licences represent a key protection for the community in respect of problems during the term of a Premises Licence."

**HOME OFFICE GUIDANCE UNDER SECTION 182 OF THE ACT**

**Section 11** relates to **REVIEWS:** -

**Sub-section 11.1** "The proceedings set out in the 2003 Act for reviewing Premises Licences represent a key protection for the community where problems associated with the licensing objectives occur after the grant or variation of a Premises Licence."

**"REVIEWS ARISING IN CONNECTION WITH CRIME"**

Offences have been committed under the Licensing Act 2003 and the Environmental Protection Act 1990.

Licensing guidance requires a clear emphasis on promoting the licensing objectives and is extremely specific to this application as it has been ignored.

**CRIMINAL OFFENCES COMMITTED**

**THE LICENSING ACT 2003**

Amongst other matters **5** of the **6** warnings issued by the police concerned contraventions of the licence i.e. -

**1) Offence: Section 136**

A) Carry on or attempt to carry on a licensable activity on or from any premise otherwise than under and in accordance with an authorisation i.e. a Premises Licence and the conditions which form part of it

OR

B) Knowingly allow a licensable activity to be so carried on.

The offences are considered so serious that the penalties are: -

- 1) An unlimited fine and/or a term of imprisonment on summary conviction not exceeding 6 months.
- 2) All alcohol and containers may be forfeited and destroyed.
- 3) The Premises Licence may be reviewed under Section 51.
- 4) Suspension or forfeiture of a Personal Licence.

**THE ENVIRONMENTAL PROTECTION ACT 1990**

**1) Offence: Section 80(4)**

Contravene or fail to comply with any requirement of an Abatement Notice.

Summary conviction: On business premises a fine not exceeding £20,000 together with a further fine of an amount equal to one tenth of that level for each day on which the offence continues after conviction

### REVIEWS - GENERAL

A considerable number of premises within the borough have been subject of varied enforcement and licence holders have been given advice, received verbal and written warnings, and had meetings with South Wales Police which are designed to make management aware of police concerns to encourage them to address the problems being experienced in order to promote the objectives.

There have also been prosecutions resulting in offenders receiving substantial fines as well as having their Personal Licences suspended.

As a penultimate resort licence holders have been placed on an Action Plan.

Ultimately the review procedure has had to be utilised and numerous authorisations have been suspended and/or revoked.

South Wales Police feel that review is now the only appropriate form of enforcement.

### DOCUMENTATION SERVED BY SOUTH WALES POLICE

Warning letters were served on: -

**14<sup>th</sup> March 2011**  
**24<sup>th</sup> May 2011**  
**9<sup>th</sup> February 2012**  
**2<sup>nd</sup> September 2013**  
**24<sup>th</sup> December 2013**  
**16<sup>th</sup> November 2014**

5 were very clear and highlighted that the licence may be subject of the review procedure.

Additionally an Action Plan was given on **23<sup>rd</sup> January 2015**.

### DOCUMENTATION SERVED BY THE ENVIRONMENTAL HEALTH AUTHORITY

Through our sharing of information protocols South Wales Police have been made aware that written warnings were given on the following dates however; there may have been more letters served: -

**15<sup>th</sup> December 2010**  
**1<sup>st</sup> March 2011**  
**23<sup>rd</sup> June 2011**  
**6<sup>th</sup> January 2012**  
**18<sup>th</sup> June 2012**  
**2<sup>nd</sup> August 2012**  
**16<sup>th</sup> January 2013**

Similarly the warnings were also unambiguous highlighting that the licence may be subject of review.

Noise Abatement Notices were served on **1<sup>st</sup> March 2011** and **2<sup>nd</sup> August 2012** whereupon Mr Hayes was required to serve an Action Plan.

It is not known whether other partner agencies have similarly served warnings.

**REVIEW RECOMMENDATIONS**

As previously highlighted reviews represent a key protection for the community in respect of problems arising during the term of the authorisation.

Any decision made by the Sub-Committee must be taken following consideration of the representations received with a view to promoting the objectives.

The Sub-Committee may make a number of determinations which are highlighted within the guidance which will be reiterated in the Officers Report.

The disclosures in the application concern offences committed under the aforesaid acts which directly relate to the Licensing Act as the guidance in respect of criminality details that certain offences in particular should be treated very gravely and give rise for review.

Guidelines dictate that licensing authorities, the police and other law enforcement agencies will use the review procedures effectively to deter criminal activities.

However; it goes further and highlights that revocation of the licence, even in the first instance, should be seriously considered by Licensing Sub-Committees if it is determined that the premise is being used to further crimes which impacts on the crime prevention objective.

The most serious of offences have not only been committed under the Licensing Act but also the Environmental Protection Act and the latter offences fail to prevent public nuisance.

South Wales Police respectfully suggest that the situation will not change and feel that review is the only option now open which would address the failures outlined in the application.

Considerable enforcement and engagement with the licence holder has taken place which includes **13** warning letters, **2** Abatement Notices and **2** Action Plans however; the number of occurrences recorded, including those which give rise to serious concern, remains unacceptable.

Mr Hayes has therefore failed to promote all four objectives and as a consequence it is strongly recommended that the authorisation is revoked.

Please tick / yes

Have you made an application for review relating to these premises before?

If yes, please state the date of that application

Day	Month	Year				

If you have made representations before relating to these premises, please state what they were and when you made them.

N/A

Please tick / yes



- I have sent copies of this form and enclosures to the responsible authorities and the premises license holder
- I understand that if I do not comply with the above requirements my application will be rejected

✓
✓

**It is an offence, liable on conviction to a fine of up to level 5 on the standard scale, under section 158 of the licensing act 2003 to make a false statement in or in connection with this application**

**Part 3 - Signatures** (please read guidance notes 3 and 4)

Signature if applicant or applicant's solicitor or other duly authorised agent (please read guidance note 4)  
If signing on behalf of the applicant please state in what capacity.

Signature - NIQE J INSPECTOR 3675 NAOMI DREW

Date – **1st September 2015**

Capacity - On behalf of the Chief Officer of Police, Chief Constable 4395 Vaughan

Notes for guidance

1. The grounds for review must be based on one of the licensing objectives
2. Please list any additional information or details, for example dates of problems which are included in the grounds for review, if available.
3. The application form must be signed
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address we shall use to correspond with you about this application



# STAR HOTEL, MAESTEG



Pen-y-bont ar Ogwr  
Mwy Diogel



**Safer Bridgend**

[www.saferbridgend.org.uk](http://www.saferbridgend.org.uk)

## APPLICATION FOR A REVIEW OF THE PREMISES LICENCE

### TIME LINE

**OCCURRENCES/CRIMINAL OFFENCES**

**ABATEMENT NOTICES**

**WARNINGS**

**ACTION PLAN**

## 2015

<u>REFERENCE</u>	<u>TIME</u>	<u>DAY/DATE</u>	<u>INCIDENT</u>
1)	1500342916		Sun 20/09 – 15/16 year olds allowed entry into The Star without being challenged for age verification.
2)	1500337344	00.04	Sun 13/09 – Disturbance within which continued outside. Intoxicated male customer arrested for Section 5 Public Order Act 1986: Using threatening or abusive words or behaviour or disorderly behaviour.
3)	1500333418	00.20	Sat 12/09 - Disturbance in street involving two males who had just left the venue.
4)	1500333418	23.40	Sat 12/09 - Disturbance inside between two male customers which spilled onto into the streets.
5)	<b>1500324109</b>	<b>10.00</b>	<b>Tue 01/09 - Review application.</b>
6)	1500320488	23.59	Sun 30/08 - Highly intoxicated female customer arrested for affray who then assaulted a constable in the execution of his duty - Section 89(1) Police Act 1996.
7)	1500319634	23.49	Sun 30/08 - As above. Section 4 Public Order Act 1986: Using towards another threatening, abusive or insulting words or behaviour with intent to cause that person to believe that immediate violence would be used against them.
8)	1500311501	02.00	Sun 23/08 - Report of assault. Complainant was intoxicated.
9)	1500289694	21.57	Sat 08/08 - Intoxicated 15 year old allowed entry. Other 15 year olds also at premises. Contraventions of the conditions of the licence - Section 136 of the Licensing Act 2003.
10)	1500246803	02.19	Sat 11/07 - Intoxicated female customer attempted to get into police vehicle after leaving venue.
11)	1500200810	01.30	Sun 07/06 - Report of assault. Common Assault - Section 39 Criminal Justice Act 1988.
12)	1500183545	01.23	Mon 25/05 - Reported assault. Common Assault.
13)	1500153359	02.00	Sat 02/05 - Report of assault. Complainant was intoxicated.
14)	1500153253	01.49	Sat 02/05 - Male arrested. Section 5 Public Order Act 1986. Suspect intoxicated.
15)	1500117277	00.00	Mon 06/04 - Female arrested Section 5 Public Order. Suspect intoxicated.
16)	1500084487	01.44	Sun 15/03 - Highly intoxicated female customer.
17)	1500202143	01.55	Sun 01/03 - Reported assault. Assault with injury.
18)	1500070742	00.23	Sun 01/03 - Ambulance reporting assault. Double fracture of the jaw. Grievous Bodily Harm (GBH) - Section 20 Offences against the Person Act 1861, contraventions of the conditions of the licence: Section 136 Licensing Act. Victim is intoxicated.
19)	1500070896	02.07	Sun 01/03 - Disturbance. Customer intoxicated.
20)	1500070889	01.25	Sun 01/03 - Assault. Victim highly intoxicated.

- 21) 1500071994 00.15 Sun 01/03 - Report of assault. Actual Bodily Harm (ABH) - Section 47 Offences against the Person Act 1861, Section 4 Public Order Act 1986, and contraventions of the conditions of the licence: Section 136.
- 22) 1500062396 02.25 Sun 22/02 - Disturbance. Three males arrested. Section 5 Public Order Act. All three suspects were intoxicated.
- 23) 1500053408 23.56 Sat 14/02 - Disturbance. Drunk & Disorderly: Section 91(1) Criminal Justice Act 1967. Suspect intoxicated.
- 24) 1500045016 01.15 Sun 08/02 - Report of assault.
- 25) 1500043661 01.02 Sat 07/02 - Assault.
- 26) 1500024316 23.06 Fri 23/01 - Minors possibly gaining entry.
- 27) **Fri 23/01 - Meeting with Stephen Hayes who was placed on an Action Plan.**
- 28) 1500003677 23.48 Sat 03/01 - Harassment. Complainant is aged 16 years. Contraventions of the conditions of the licence - Section 136.

## 2014

- 29) 1400480882 01.46 Sun 28/12 - Disturbance. Drunk & Disorderly. Female suspect intoxicated.
- 30) 1400473728 00.32 Sun 21/12 - Serious disturbance. Officers require urgent assistance. Section 4 Public Order. Suspect intoxicated.
- 31) 1400474224 00.25 Sun 21/12 - Sexual touching. Assault on a female - Section 3 Sexual Offences Act 2003.
- 32) 1400472317 00.24 Sat 20/12 - Glass related assault. Victim is intoxicated.
- 33) 1400461094 00.50 Sun 14/12 - Several persons outside with bottles, some in road.
- 34) 1400464713 00.58 Sun 14/12 - Large disturbance. Common Assault. Suspect intoxicated.
- 35) 1400456156 00.54 Sun 07/12 - Drunk & Disorderly. Suspect intoxicated.
- 36) 1400452317 01.40 Sun 07/12 - Minor scuffle outside caused by customers.
- 37) 1400419631 00.59 Sun 09/11 - Serious disturbance. Section 4 Public Order. Suspects are intoxicated.
- 38) **06/11 - Sixth warning letter served by South Wales Police**
- 39) 1400195483 00.21 Sun 08/06 - Several persons outside some drinking alcohol.
- 40) 1400182567 23.30 Sun 25/05 - Reported assault. Common Assault. Suspect is intoxicated.
- 41) 1400136172 01.01 Mon 21/04 - Officers requesting assistance. Fighting inside.
- 42) 1400106764 03.23 Sun 30/03 - Glass related assault. Victim is intoxicated.
- 43) 1400098972 22.30 Sat 22/03 - Report of theft of mobile. Victim intoxicated.
- 44) 1400058147 23.04 Fri 21/02 - CCTV operator reporting fighting. Customer highly intoxicated.
- 45) 1400050472 00.45 Sun 16/02 - Report of assault. Common Assault.

## 2013

### **46) 24/12 - Fifth warning letter served by South Wales Police**

47) 62130398995 00.10 Sat 21/12 - Hysterical female customer not making any sense. Person is aged 16 years.

48) 62130384483 23.50 Sat 07/12 - Disturbance. Customer highly intoxicated.

### **49) 02/09 - Fourth warning letter served by South Wales Police**

50) 62130262612 22.30 Fri 23/08 - Customers entering and re-entering from the street. Also contraventions of the conditions of the licence - Section 136.

51) 62130237502 00.55 Sun 04/08 - Contraventions of the conditions of the licence

52) 62130188205 01.30 Sun 23/06 - Reported assault. Common Assault.

53) 62130159922 02.15 Sat 01/06 - Customers seen leaving but loitering outside the premise. Intoxicated male seen to fall over.

54) 62130144410 00.58 Mon 20/05 - Considerable problems caused after Party in the Park music festival in Maesteg. The Star is the after party venue.

55) 62130148905 22.58 Sun 19/05 - Customer arrested for failing to comply with a Section 27 Notice to Leave the area. Male is aged 17 years and is intoxicated. Contraventions of conditions of licence - Section 136.

56) 62130131269 00.12 Sat 04/05 - Section 5 Public Order. Intoxicated customer arrested.

57) 62130080212 23.32 Sat 16/03 - Reported assault outside. Suspect is intoxicated.

58) 62130063596 01.01 Sat 02/03 - Female having a fit outside. Assault on a constable – Section 89 Police Act 1996. Suspect arrested is extremely intoxicated.

59) 62130017987 23.34 Fri 18/01 - Two females fighting outside. One of them is a customer aged 17 years. Contraventions of conditions of licence - Section 136.

60) 62130017954 22.56 Fri 18/01 - Female reporting assault. Customer is extremely intoxicated.

### **61) 06/01 - Seventh warning letter from the Environmental Health Authority**

62) 62130005352 22.55 Sat 05/01 - Caller reporting noise nuisance from loud music.

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## 2012

63) 62120418665 23.45 Mon 31/12 - Damage to phone box. Section 1(1) Criminal Damage Act 1971. Suspect is a customer and was extremely intoxicated.

64) 62120409501 00.50 Fri 21/12 - Disturbance outside. Section 4 Public Order. Intoxicated customer arrested.

65) 62120407240 23.58 Fri 21/12 - Females ejected for fighting. Both highly intoxicated.

66) 62120364857 00.40 Tue 11/12 - Two males in custody. Section 4 Public Order. Both suspects intoxicated.

67) 62120365315 00.40 Tue 11/12 - Cannabis seized from suspect. Possession of a Class B controlled drug Section 5(2) Misuse of Drugs Act 1971.

- 68) 62120364692 22.54 Sat 10/11 - Male making off. Drunk & Disorderly. Suspect intoxicated.
- 69) 62120348651 01.25 Sun 28/10 - Staff require assistance.
- 70) 62120348472 23.14 Sat 27/10 - Disturbance outside. Two males in custody. Section 5 Public Order. Both suspects intoxicated.
- 71) 62120058805 Mon 10/09 - Persons drinking in The Star who are underage.
- 72) 62120258279 00.58 Sat 11/08 - Male assaulted outside. Actual Bodily Harm. Two males in custody. Both intoxicated.
- 73) 02/08 - Sixth warning letter served by the Environmental Health Authority also Abatement Notice given**
- 74) 62120217621 22.54 Sat 07/07 - Fighting in the doorway.
- 75) 62120036589 Sat 16/06 - Lots of underage inside. One looked 14.
- 76) 18/06 - Fifth warning letter from the Environmental Health Authority**
- 77) 62120157695 02.00 Sun 20/05 - Male causing problems.
- 78) 09/02 - Third warning letter served by South Wales Police**
- 79) 62120026000 07.44 Sun 06/05 - Persons being served who are underage.
- 80) 62120024309 14.26 Fri 27/04 - Persons being served on weekends who are underage.
- 81) No occurrence Fri 27/01 - Licensing visit. Contraventions of the conditions of the licence: Section 136.
- 82) 62120014436 00.40 Sat 14/01 - Suspect found in possession of Mephedrone a Class B controlled drug.
- 83) 62120014328 23.26 Fri 13/01 - Fighting outside. Three males in custody and all intoxicated. Section 5 Public Order and Assault on a Constable: Section 51 Police Act 1964.
- 84) 06/01 - Fourth warning letter from the Environmental Health Authority**

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## 2011

- 85) 62110428005 02.25 Thur 22/12 - Caller reporting the managers of two pubs are letting persons in who are underage.
- 86) 62110415566 01.45 Sun 11/12 - Female reporting assault.
- 87) 62110407007 21.45 Sat 03/12 - Male ejected. Arrested for damage to a vehicle parked nearby. Criminal Damage. Suspect is intoxicated.
- 88) 62110364148 23.55 Fri 28/10 - Ambulance requiring assistance. Male with head injury.
- 89) No occurrence Fri 20/05 - Licensing visit. Contraventions of the conditions of the licence - Section 136.
- 90) 62110272464 01.13 Sun 14/08 - Assault when being ejected. Customer is intoxicated.
- 91) 62110262766 01.25 Sat 06/08 - Theft of mobile. Victim intoxicated.
- 92) 62110245803 00.49 Sun 24/07 - Female reporting assault.
- 93) 62110217082 23.31 Thur 30/06 - Customer exposing himself and refusing to leave. Exposure: Section 66 Sexual Offences Act 2003, drunk/disorderly person

failing to leave premises when requested and contraventions of the conditions of the licence: Section 136 Licensing Act. Customer is aged 17 and very intoxicated.

**94) 23/06 - Third warning letter from the Environmental Health Authority**

**95)** 62110194161 00.29 Sun 12/06 - Male customer reporting sexual assault. Complainant is intoxicated.

**96) 24/05 - Second warning letter served by South Wales Police**

**97)** No occurrence Fri 20/05 - Licensing visit. Contraventions of the conditions of the licence: Section 136.

**98)** 62110150583 23.00 Sun 01/05 - Female customer has broken her leg during scuffle inside. Customer intoxicated.

**99)** 62110144452 01.59 Sat 30/04 - Caller reporting excessive noise nuisance from shouting and swearing.

**100)** 62110144434 01.20 Sat 30/04 - Male ejected caused damage to door. Criminal Damage. Suspect intoxicated.

**101)** 62110144570 01.20 Sat 30/04 - Suspect in possession of cannabis.

**102)** No occurrence 00.15 Sat 19/03 – Caller reporting underage drinking.

**103) 14/03 - First warning letter served by South Wales Police**

**104) 01/03 - Second warning letter served by the Environmental Health Authority also Abatement Notice given**

**105)** 62110066108 01.10 Sun 27/02 - Caller reporting that the music is excessive.

**106)** 62110051341 15.09 Mon 14/02 - Caller reporting noise and unreasonable behaviour by customers on weekends.

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## **2010**

**107) 15/12 - First warning letter served by the Environmental Health Authority**

**108) 15/11 - Stephen Hayes became licence holder and DPS**



**South Wales Police**  
*Working with the Community*



**Heddlu De Cymru**  
*Cydweithio Gyda'r Gymuned*

CHIEF CONSTABLE

PETER VAUGHAN BSc Dip ACMP

PRIF GWNSTABL

Mark Lamerton  
Chief Inspector  
Crime & Disorder  
Police Station  
Brackla Street  
Bridgend  
CF31 1BZ

Ref: ML/B.3-9495/2  
14<sup>th</sup> March 2011

Stephen Hayes  
Designated Premises Supervisor and Premises Licence Holder  
The Star  
2 Commercial Street  
Maesteg  
CF34 1BB

Sir,

**OFFENCES UNDER THE LICENSING ACT 2003**

On Friday 4<sup>th</sup> March 2011 Ps 3705 McGill attended at the premise with Rebecca Thomas of the Public Protection Department in respect of the Noise Abatement Notice and warning letter served upon you on by Environmental Health.

Additionally information received by South Wales Police coupled with written complaints from the public indicates that persons under 18 years are attending at your venue and are being sold alcohol and that the venue is becoming problematic.

The sale of alcohol to a person under 18 years is contrary to Section 146 of the Licensing Act 2003.

The police and indeed the courts view the sale of alcohol to minors as particularly serious and in company with our partner agency Trading Standards the police regularly conduct test purchase operations involving child volunteers.

The premise will therefore be subject of any future operation.

Previous exercises involving the sale of alcohol to minors have resulted in not only significant fines but also suspension of Premises Licences.

The Licensing Sergeant reported that you were in denial of the allegations and of causing noise pollution and you should be aware that the Designated Premises Supervisor and Premises Licence Holder of another Maesteg premise adopted the same negative attitude.

The Community Safety Partnership in conjunction with the courts was recently forced to place a Notice of Closure on that venue under the Anti-Social Behaviour Act 2003.

A Section 51 Review application has since been served on the Licensing Authority and Premises Licence Holder recommending that the licence is revoked.

You should also familiarise yourself with the restricted conditions of the licence as numerous breaches of the conditions were evidenced during a targeted licensing visit in 2010 when [REDACTED] your landlord, was DPS.

Under Section 136 of the Licensing Act 2003 it is an offence to: -

A) Carry on or attempt to carry on a licensable activity on or from any premise otherwise than under and in accordance with an authorisation i.e. a Premises Licence and the conditions which form part of it

Or

B) Knowingly allow a licensable activity to be so carried on.

The penalties in respect of the above are considered so serious that the penalties are: -

- 1) A fine of up to £20,000 and/or a term of imprisonment on summary conviction not exceeding 6 months.
- 2) All alcohol and containers may be forfeited and destroyed.
- 3) The Premises Licence may be reviewed under Section 51.
- 4) Suspension or forfeiture of a Personal Licence.

I am also aware that you are the holder of a SIA licence and relevant licensing offences are categorised as “significant” under the Private Security Industry Act 2001.

A copy of this warning letter and documentation from Environmental Health will be served on the SIA as per Police/SIA protocol.

If you are convicted of relevant offences under the Licensing Act 2003 the police will immediately disclose that conviction to the SIA and it is probable that they will revoke your SIA licence.

The courts may also revoke your Personal Licence.

I have now requested that local officers monitor the premise in order to ensure that you are complying with the Act and have forwarded a copy of this correspondence to Inspector Harris who is the Senior Officer responsible for policing the area.

If any further offences are committed in relation to the premises, under the provisions of the Licensing Act; this may result in you being prosecuted and/or have the Premises Licence reviewed.

Under Section 185 of the Licensing Act 2003 concerning the investigation of a complaint in respect of licensed premises a copy of this correspondence will also be disclosed to the Licensing Authority.

A further copy will be served on the Environmental Health Department.

Any issues arising from this warning should be addressed to the Licensing Department of the Community Safety Partnership 655555 ext.21/631.

Yours faithfully,

Mark Lamerton  
Detective Chief Inspector (Crime & Disorder)  
Central West Division

**South Wales Police**  
*Working with the Community*



**Heddlu De Cymru**  
*Cydweithio Gyda'r Gymuned*

CHIEF CONSTABLE

PETER VAUGHAN BSc Dip ACMP

PRIF GWNSTABL

Ps 3705 McGill  
 Licensing Dept.  
 Community Safety Partnership  
 Licensing Department  
 Police Station  
 Brackla Street  
 Bridgend  
 CF31 1BZ

Ref: JM/B.3-9621/2  
 24<sup>th</sup> May 2011

Stephen Edward Hayes  
 Designated Premises Supervisor and Premises Licence Holder  
 The Star  
 2 Commercial Street  
 Maesteg  
 CF34 1BB

Sir,

**OFFENCES UNDER THE LICENSING ACT 2003**

On **Friday 20<sup>th</sup> May 2011** Divisional Licensing Officers again attended at the premise and noted the following breaches of the restricted conditions of the Premises Licence: -

**Offences committed by you as Premises Licence Holder (PLH): -**

**Annex 2 - Conditions Consistent with the Operating Schedule**

**General – All four licensing objectives:-**

**Live entertainment is provided and always on Friday. Saturday and Sunday.**

This is an extremely restrictive condition volunteered by a previous Premises Licence Holder and South Wales Police would support an application to vary the licence to remove this condition.

However; you must make application to the local authority.

**The prevention of crime and disorder:-**

**Prominent signage relating to plastic containers in garden displayed.**

**Annex 3 - Conditions attached after a hearing by the licensing authority:**

**12. "Clickers" or other similar systems will be used to ensure that members of the public are counted in and out of the premises in order to prevent overcrowding.**

**15. "Nitenet" or a similar radio link shall be adopted to that staff may have suitable communication with each other and other with staff from like premises located nearby.**

These are offences contrary to Section 136.

Additionally Maesteg officers recently dealt with two intoxicated individuals who were involved in a disturbance at Commercial Street and investigation of the incident highlighted that both had been sold alcohol at your premise.

They are aged 15 years and 16 years.

The sale of alcohol anywhere to a person under 18 years is - Contrary to Section 146

This is punishable by a Level 5 penalty i.e. maximum fine of £5,000.

This is also a Section 136 offence contrary to the following restricted conditions of the licence: -

**General – All four licensing objectives:-**

**Zero tolerance policy for the supply of alcohol to under 18's enforced at the door and again at the bar.**

**Proof of age only by photo driving licence or passport.**

You were recently warned about such offences and to have committed these again is unacceptable.

South Wales Police have also received complaints from neighbours in respect of amplified music in contravention of the following restricted condition: -

**Annex 3 - Conditions attached after a hearing by the licensing authority:**

**20. All amplified music (including live and recorded music) must be inaudible at the facade and inside the nearest residential premises after 23.00 hours.**

Furthermore one of your doorstaff, ██████ was in possession of a photocopy SIA licence stating that the original was at home.

Section 9(4) of the Private Security Industry Act 2001 creates an offence of – Contravening licensing conditions as front line staff MUST:

- Wear the licence where it can be seen at all times when working.
- Produce the licence for inspection by authorised personnel if asked to do so.

The Premises Licence was granted with considerably extended hours precisely because such conditions were volunteered in the original Operating Schedule and certain conditions were attached after a hearing.

Under Section 136 of the Licensing Act 2003 it is an offence to: -

- A) Carry on or attempt to carry on a licensable activity on or from any premise otherwise than under and in accordance with an authorisation i.e. a Premises Licence and the conditions which form part of it

Or

- B) Knowingly allow a licensable activity to be so carried on.

The offences in respect of the above are considered so serious that the penalties are: -

- 1) A fine of up to £20,000 and/or a term of imprisonment on summary conviction not exceeding 6 months.
- 2) All alcohol and containers may be forfeited and destroyed.
- 3) The Premises Licence may be reviewed under Section 51.
- 4) Suspension or forfeiture of a Personal Licence.

If any further offences are committed in relation to the premises, under the provisions of the Licensing Act; this will now result in you being prosecuted and/or have the Premises Licence reviewed.

Under Section 185 of the Licensing Act 2003 concerning the investigation of a complaint in respect of licensed premises a copy of this correspondence will also be disclosed to the Licensing Authority.

A further copy will be served on the Environmental Health Department.

Yours faithfully,

Jason McGill

Licensing Sergeant 3705  
Central West Division





CHIEF CONSTABLE

PETER VAUGHAN BSc Dip ACMP

PRIF GWNSTABL

Sergeant 1625 Claire Lamerton  
Community Safety Partnership  
Licensing Department  
Police Station  
Brackla Street  
Bridgend  
CF31 1BZ

**WARNING LETTER**

Ref: B.3-33/3  
9/02/2012

Stephen Hayes  
Premises Licence Holder & Designated Premises Supervisor  
Star Hotel  
144 Commercial Street  
Maesteg  
CF34 9DW

Sir,

**OFFENCES UNDER THE LICENSING ACT 2003**

On Friday 27<sup>th</sup> January 2012 a licensing visit was conducted at your premise where the following breach of the conditions of your Premises Licence was noted:

**Annex 3 – Conditions attached after a hearing by the Licensing Authority:**

14) Door staff shall visit the toilets at regular intervals and maintain a duty register to this effect.

Under Section 136 of the Licensing Act 2003 it is an offence to: -

A) Carry on or attempt to carry on a licensable activity on or from any premise otherwise than under and in accordance with an authorisation i.e. a Premises Licence and the conditions which form part of it

Or

B) Knowingly allow a licensable activity to be so carried on.

The penalties in respect of the above are: -

- 1) A fine of up to £20,000 and/or a term of imprisonment on summary conviction not exceeding 6 months.
- 2) All alcohol and containers may be forfeited and destroyed.
- 3) The Premises Licence may be reviewed under Section 51.
- 4) Suspension or forfeiture of a Personal Licence.

In respect of **Annex 1 – Mandatory Conditions:**

2) Every supply of alcohol under the Premises Licence must be made or authorised by a person who holds a personal licence.

However, there was no notice available signed by the DPS authorising named staff to sell alcohol.

Also in January 2012 three customers were arrested for Public Order offences and possession of Mephedrone, a Class B drug.

All three had engaged in the consumption of alcohol at your premise and were so intoxicated they could not be given their legal rights until a considerable period after arrest.

If any further offences are committed in relation to the premises, under the provisions of the Licensing Act; this may result in you being prosecuted and/or have the Premises Licence reviewed.

Under Section 185 of the Licensing Act 2003 concerning the investigation of a complaint in respect of licensed premises a copy of this correspondence will also be disclosed to the Licensing Authority.

On an advisory note I would like to point out that the Mandatory conditions of your licence detail prohibition of irresponsible promotions in relation to the sale or supply of alcohol. Providing a free shot on entry may be considered an irresponsible promotion and we would therefore advise against such enticements.

Thank you for your cooperation during our visit and if you require any further advice please do not hesitate to contact us.

Yours faithfully,



Sergeant 1625 Claire Lamerton  
Licensing Sergeant  
Central West Division



**South Wales Police**  
Working with the Community



**Heddlu De Cymru**  
Cydwethio Gyda'r Gymuned

CHIEF CONSTABLE

PETER VAUGHAN BSc Dip ACMP

PRIF GWNSTABL

Ps 623 Williams  
Licensing Department  
Community Safety Partnership  
Licensing Department  
Police Station  
Brackla Street  
Bridgend  
CF31 1BZ

Ref: DW/B.3-779/4  
11th June 2013

Stephen Edward Hayes  
Designated Premises Supervisor and Premises Licence Holder  
The Star  
2 Commercial Street  
Maesteg  
CF34 1BB

Sir,

**OFFENCES UNDER THE LICENSING ACT 2003**

On **Friday 20<sup>th</sup> May 2011** Divisional Licensing Officers again attended at the premise and noted the following breaches of the restricted conditions of the Premises Licence: -

**Offences committed by you as Premises Licence Holder (PLH): -**

**Annex 2 - Conditions Consistent with the Operating Schedule**

**General – All four licensing objectives:-**

**Live entertainment is provided and always on Friday. Saturday and Sunday.**

This is an extremely restrictive condition volunteered by a previous Premises Licence Holder and South Wales Police would support an application to vary the licence to remove this condition.

However; you must make application to the local authority.

**The prevention of crime and disorder:-**

**Prominent signage relating to plastic containers in garden displayed.**

**Annex 3 - Conditions attached after a hearing by the licensing authority:**

**12. "Clickers" or other similar systems will be used to ensure that members of the public are counted in and out of the premises in order to prevent overcrowding.**

**15. "Nitenet" or a similar radio link shall be adopted to that staff may have suitable communication with each other and other with staff from like premises located nearby.**

These are offences contrary to Section 136.

Additionally Maesteg officers recently dealt with two intoxicated individuals who were involved in a disturbance at Commercial Street and investigation of the incident highlighted that both had been sold alcohol at your premise.

They are aged 15 years and 16 years.

The sale of alcohol anywhere to a person under 18 years is - Contrary to Section 146

This is punishable by a Level 5 penalty i.e. maximum fine of £5,000.

This is also a Section 136 offence contrary to the following restricted conditions of the licence: -

**General – All four licensing objectives:-**

**Zero tolerance policy for the supply of alcohol to under 18's enforced at the door and again at the bar.**

**Proof of age only by photo driving licence or passport.**

You were recently warned about such offences and to have committed these again is unacceptable.

South Wales Police have also received complaints from neighbours in respect of amplified music in contravention of the following restricted condition: -

**Annex 3 - Conditions attached after a hearing by the licensing authority:**

**20. All amplified music (including live and recorded music) must be inaudible at the facade and inside the nearest residential premises after 23.00 hours.**

Furthermore one of your doorstaff, [REDACTED] was in possession of a photocopy SIA licence stating that the original was at home.

Section 9(4) of the Private Security Industry Act 2001 creates an offence of – Contravening licensing conditions as front line staff MUST:

- Wear the licence where it can be seen at all times when working.
- Produce the licence for inspection by authorised personnel if asked to do so.

The Premises Licence was granted with considerably extended hours precisely because such conditions were volunteered in the original Operating Schedule and certain conditions were attached after a hearing.

Under Section 136 of the Licensing Act 2003 it is an offence to: -

- A) Carry on or attempt to carry on a licensable activity on or from any premise otherwise than under and in accordance with an authorisation i.e. a Premises Licence and the conditions which form part of it

Or

- B) Knowingly allow a licensable activity to be so carried on.

The offences in respect of the above are considered so serious that the penalties are: -

- 1) A fine of up to £20,000 and/or a term of imprisonment on summary conviction not exceeding 6 months.
- 2) All alcohol and containers may be forfeited and destroyed.
- 3) The Premises Licence may be reviewed under Section 51.
- 4) Suspension or forfeiture of a Personal Licence.

If any further offences are committed in relation to the premises, under the provisions of the Licensing Act; this will now result in you being prosecuted and/or have the Premises Licence reviewed.

Under Section 185 of the Licensing Act 2003 concerning the investigation of a complaint in respect of licensed premises a copy of this correspondence will also be disclosed to the Licensing Authority.

A further copy will be served on the Environmental Health Department.

Yours faithfully,

Jason McGill  
Licensing Sergeant 3705  
Central West Division



**South Wales Police**  
*Working with the Community*



**Heddlu De Cymru**  
*Cydweithio Gyda'r Gymuned*

CHIEF CONSTABLE

PETER VAUGHAN BSc Dip ACMP

PRIF GWNSTABL

Ps 623 Williams  
 Licensing Department  
 Community Safety Partnership  
 Licensing Department  
 Police Station  
 Brackla Street  
 Bridgend  
 CF31 1BZ

Ref: DW/B.3-939/5  
 2nd Sept 2013

Stephen Edward Hayes  
 Designated Premises Supervisor and Premises Licence Holder  
 The Star  
 2 Commercial Street  
 Maesteg  
 CF34 1BB

Sir,

**OFFENCES UNDER THE LICENSING ACT 2003**

On **Saturday 23<sup>rd</sup> of August 2013** Police Sergeant Lewis attended at the premise and noted the following breaches of the restricted conditions of the Premises Licence: -

**Offences committed by you as Premises Licence Holder (PLH): -**

**Annex 3 - Conditions attached after a hearing by the licensing authority:**

**9. If the premise operates past 0000hrs there will be a minimum of three staff on duty.**

**11. Duty Registers in respect of such personnel shall be maintained.**

These are offences contrary to Section 136.

You have been warned about similar offences in the past which are all recorded and to have committed these again is unacceptable.

The Premises Licence was granted with considerably extended hours precisely because such conditions were volunteered in the original Operating Schedule and certain conditions were attached after a hearing.

Under Section 136 of the Licensing Act 2003 it is an offence to: -

A) Carry on or attempt to carry on a licensable activity on or from any premise otherwise than under and in accordance with an authorisation i.e. a Premises Licence and the conditions which form part of it

Or

B) Knowingly allow a licensable activity to be so carried on.

The offences in respect of the above are considered so serious that the penalties are: -

- 1) A fine of up to £20,000 and/or a term of imprisonment on summary conviction not exceeding 6 months.
- 2) All alcohol and containers may be forfeited and destroyed.
- 3) The Premises Licence may be reviewed under Section 51.
- 4) Suspension or forfeiture of a Personal Licence.

If any further offences are committed in relation to the premises, under the provisions of the Licensing Act; this will now result in you being prosecuted and/or have the Premises Licence reviewed. I personally discussed this with you on Saturday 31<sup>st</sup> of August outside your premises. You assured me that these conditions would be met in future. You informed me that you are now licensed and awaiting the delivery of it. Can I remind you that if you act as SIA doorstaff you cannot physically perform another active role at that time.

Under Section 185 of the Licensing Act 2003 concerning the investigation of a complaint in respect of licensed premises a copy of this correspondence will also be disclosed to the Licensing Authority.

Yours faithfully,

Dave Williams.  
Licensing Sergeant 623  
Central West Division

**South Wales Police**  
Working with the Community



**Heddlu De Cymru**  
Cydwethio Gyda'r Gymuned

CHIEF CONSTABLE

PETER VAUGHAN BSc Dip ACMP

PRIF GWNSTABL

Ps 623 Williams  
Licensing Department  
Community Safety Partnership  
Licensing Department  
Police Station  
Brackla Street  
Bridgend  
CF31 1BZ

Ref: DW/B.3-1112/6  
24th December 2013

Stephen Edward Hayes  
Designated Premises Supervisor and Premises Licence Holder  
The Star  
2 Commercial Street  
Maesteg  
CF34 1BB

Sir,

**OFFENCES UNDER THE LICENSING ACT 2003**

At about 12.02am **Saturday 21<sup>st</sup> of December 2013**, a sixteen year old intoxicated female left your premises and some minutes later became the alleged victim of a crime on Commercial Street. This coincides with an observation made by patrolling officers that for a short period of time there were no door staff visible on the door and persons were entering without being checked for proof of age. The following is a breach of the restricted conditions of the Premises Licence: -

**Offences committed by you as a Designated Premises Supervisor. (DPS): -**

**ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE: -**

**Protection of Children from Harm**

**All accompanied children to leave the premises by 1730hrs. If the premise operates past 0000hrs there will be a minimum of three staff on duty.**

This is an offence contrary to Section 136.

Under Section 136 of the Licensing Act 2003 it is an offence to: -

A) Carry on or attempt to carry on a licensable activity on or from any premise otherwise than under and in accordance with an authorisation i.e. a Premises Licence and the conditions which form part of it

Or

B) Knowingly allow a licensable activity to be so carried on.

The offences in respect of the above are considered so serious that the penalties are: -

- 1) A fine of up to £20,000 and/or a term of imprisonment on summary conviction not exceeding 6 months.
- 2) All alcohol and containers may be forfeited and destroyed.
- 3) The Premises Licence may be reviewed under Section 51.
- 4) Suspension or forfeiture of a Personal Licence.

You have been warned about similar offences in the past which are all recorded and to have committed these again is unacceptable.

I have asked you to be more vigilant in the past and have asked you ensure your door staff challenge at every opportunity.

Under the provisions of the Licensing Act, I now have to consider you being prosecuted and/or have the Premises Licence reviewed. You assured me that these conditions would be met in future. You informed me that you are now licensed under the SIA and therefore fully aware of your responsibilities. Can I again also remind you that it is not good practice to act as both a door supervisor and a DPS?

Under Section 185 of the Licensing Act 2003 concerning the investigation of a complaint in respect of licensed premises a copy of this correspondence will also be disclosed to the Licensing Authority.

Yours faithfully,

Dave Williams.  
Licensing Sergeant 623  
Central West Division





Community Safety Partnership  
Licensing Department  
Police Station  
Brackla Street  
Bridgend  
CF31 1BZ  
B.3-508/7  
01656 306022

16<sup>th</sup> November 2014

Stephen Hayes  
Designated Premises Supervisor & Premises Licence Holder  
Star Hotel  
2 Commercial Street  
MAESTEG  
CF34 1BB

Sir,

During the early hours of **Sunday 9<sup>th</sup> November 2014** serious disorder occurred in Maesteg town centre and numerous officers were required to deal with the situation.

Seven individuals were arrested for violent disorder and investigation of the incident highlighted that those involved had attended at the Star Hotel and another venue immediately prior to the occurrence.

Upon arrest all offenders were highly intoxicated.

The sale of alcohol to a person who is drunk is contrary to Section 141 of the Licensing Act 2003.

You have an obligation to promote the licensing objectives at all times and should be mindful that your premise can be called in for review under Section 51 of the Act.

Infact South Wales Police has successfully applied to review the authorisations of three premises within Maesteg. The licences were revoked.

This letter may be regarded as official correspondence, which will be held on file and under Section 185 of the Act concerning the investigation of a complaint in respect of licensed premises a copy of this correspondence will also be disclosed to the Licensing Authority and Environmental Health.

Regards

A handwritten signature in black ink, appearing to read 'D. Williams'.

Police Sergeant 623 Williams



**Star Hotel, 144 Commercial St, Maesteg, CF34 9DW  
 ACTION PLAN 20<sup>th</sup> January 2015: Stephen Hayes - Licence holder & DPS.**

POLICE CONCERNS	ACTION TAKEN
<p><b>PREVENTION OF CRIME AND DISORDER</b></p> <ul style="list-style-type: none"> <li>Responsibilities to avoid crime and disorder</li> <li>Further reports to police, in relation to crime and disorder</li> </ul>	<p>To be fully compliant with all parts of the Premises Licence and aware of the licensing offences.</p> <p>There were 6 recorded incidents of violence or disorderly conduct linked to the premises during December 2014. All involved highly intoxicated persons. Violence must be reduced to promote the crime and disorder objective. Persons to be banned from premises.</p> <p>To adopt a policy with reference to the use of the <u>101 Police non-emergency</u> number and to call this telephone number for low level incidents, disorderly customers, and customers refusing to leave, etc. All staff to be trained in how to use the number to report incidents to the police. To ring 999 should it not fall into the above paragraph.</p> <p align="right"><i>NITE NIGRS SW</i></p>
<p><b>PUBLIC SAFETY</b></p> <ul style="list-style-type: none"> <li>Outside main entrance to be managed more effectively</li> <li>Challenging entrants</li> </ul>	<p>Staff to carry out regular clearance of outside areas and get rid of any glass, bottles, etc. Reports from officers indicate that persons congregate outside the front door in possession of glasses and bottles. This must be challenged by doorstaff. See Annex 2, prevention of crime and disorder. <i>(if TUES AT NEW PT TO ENTER)</i></p> <p>Intoxicated persons must be challenged by doorstaff and entry refused and recorded. Bar staff must identify intoxication and refuse to serve alcohol. See Annex 3, condition 19.</p>
<p><b>PROTECTION OF CHILDREN FROM HARM</b></p> <ul style="list-style-type: none"> <li>Access to children and offences in relation to children</li> </ul>	<p>A "refusals register" will be maintained which will detail in chronological order the time and date any sale of alcohol is refused, including the name and signature of the staff member responsible, the product and a comments section. The register will be countersigned on a weekly basis by the Designated Premises Supervisor. An incident was reported on 3<sup>rd</sup> January 2015 of a 16 year old in the bar.</p>

	<p>Staff will comply with the Challenge scheme and request ID to protect children from purchasing and being supplied alcohol.</p> <p>"Challenge 21" posters will be displayed in prominent positions around the bar area and at the entrance point.</p>
<p><b>PREVENTION OF PUBLIC NUISANCE</b></p> <ul style="list-style-type: none"> <li>Levels of intoxicated customers</li> </ul>	<p>Staff to adopt a zero tolerance approach to disorderly behaviour and underage persons.</p> <p>Staff to call police on 101 or 999 for any incidents of disorder or crimes to prevent them becoming more serious.</p>
<p><b>LICENSING OFFENCES</b></p>	<p>As indicated above. Consistency is required. If this is not achieved then positive action will be considered.</p>

Owner of Action Plan (print name) **Stephen Hayes** for 3 months STEPHEN HAYES

Author **PS 623 Williams** 12.23.15

Action Plan must be completed and returned by **25th January 2015** (Signed) S Hayes

1. Copy must be held on premise and produced on request.
2. Signed copy will also be forwarded or handed to the Licensing Department, 1<sup>st</sup> Floor, Police Station, Brackla Street, BRIDGEND CF31 1BZ.

**Legal and Regulatory Services /  
Gwasanaethau Cyfreithiol a Rheoleiddiol**

Direct line / Deialu uniongyrchol: (01656) 643238

Ask for / Gofynnwch am: Mr C Window

Our ref / Ein cyf:

Your ref / Eich cyf:

Date / Dyddiad: 07<sup>th</sup> September 2015

**RE:**

**REVIEW OF PREMISES LICENCE: STAR HOTEL, 144 COMMERCIAL STREET, CF34 1BB**

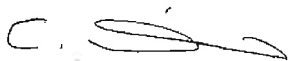
On Behalf of Trading Standards, I wish to make representations to support the application of South Wales Police to review the premises licence for the premises known as "The Star Hotel" as detailed above.

This section shares the concern of the premises being able to achieve compliance, and feels that a review is an appropriate measure to use in achieving trading compliance and ensuring the community are protected from harm.

Of particular concern to Trading Standards is the reference to the presence of underage drinkers within the premises. This report is also corroborated by a further 2 complaints made to Trading Standards since January 2015, where similar complaints have been received from the public where it alleged that underage persons are drinking within the premises. Such activity is of great concern, and clearly has implications in meeting the objective of protecting children from harm.

Following the regular amount of warning letters, alongside an action plan implemented by South Wales Police, I agree and support that a licence review is the most appropriate measure available in dealing with these persistent breaches.

Yours Sincerely,



**Carl Window, Principal Trading Standards Officer**

On behalf of **ASSISTANT CHIEF EXECUTIVE LEGAL AND REGULATORY SERVICES**

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