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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 643147
Ask for / Gofynnwch am: Andrew Rees

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

Date / Dyddiad: 21 August 2015

Dear Councillor,

LICENSING ACT 2003 SUB-COMMITTEE (A)

A meeting of the Licensing Act 2003 Sub-Committee (A) will be held in the Council Chamber, Civic Offices Angel Street Bridgend CF31 4WB on **Friday, 28 August 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 34 Application for Variation of Premises Licence - Route 66 (Formerly Harwoods), 17 Commercial Street, Maesteg 3 - 48

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

Distribution:

Councillors:
B Jones

Councillors
HE Morgan

Councillors
R Williams

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BRIDGEND COUNTY BOROUGH COUNCIL

SPECIAL LICENSING ACT 2003 SUB-COMMITTEE

28 AUGUST 2015

REPORT OF THE ASSISTANT CHIEF EXECUTIVE LEGAL AND REGULATORY SERVICES

LICENSING ACT 2003: SECTION 34 APPLICATION FOR VARIATION OF PREMISES LICENCE ROUTE 66 (FORMERLY HARWOODS), 17 COMMERCIAL STREET, MAESTEG, BRIDGEND

1.0 Purpose of Report

- 1.1 This is an application for a variation of the Premises Licence in force at the above premises. Representations have been received from the South Wales Police, the Licensing Authority and the Environmental Health Department of the Council.

2. Connection to Corporate Improvement Plan / Other Corporate Priority

- 2.1 None.

3.0 Background

- 3.1 A copy of the current Licence is attached at Appendix A. A copy of the application form is attached at Appendix B, together with a location plan. A full sized copy of the plan indicating the licensed areas will be available at the meeting.
- 3.2 The application seeks to vary the current Licence to extend the timings for the licensable activities for the sale of alcohol, live music, recorded music, performance of dance which licensing activities are already permitted in the current premises licence at the times specified on pages 1 and 2 of the current licence.
- 3.3 The key features of the application are to vary the licence to extend the hours of licensable activities as follows:

Licensable activity	Current authorisation	Proposed variation
Sale by retail of alcohol	Sunday to Thursday 1000-0000 hours and Friday and Saturday 1000-0100 hours	Monday-Tuesday 1000-0200 hours Wednesday to Sunday 1000-0300 hours
Recorded music	Monday to Sunday 1000-0000 hours	Monday-Tuesday 1000-0230 hours Wednesday to Sunday 1000-0330 hours

Live Music	Monday to Sunday 1000-0000 hours	Monday-Tuesday 1000-0030 hours and Wednesday to Sunday 1000-0100 hours
Hours open to the public	Sunday to Thursday 1000-0030 hours and Friday and Saturday 1000-0130 hours	Monday –Tuesday 1000-0230 hours Wednesday 0300 hours* and Thursday to Friday 1000-0330 hours *typographical error to be clarified by applicant.

The application also includes seasonal variations for the 14 day period before and after Christmas and for British Summertime and full details are contained within the application.

The plan attached to the application includes a new decking area on the lower ground floor which is marked as a fire exit but where no licensable activities are to take place.

3.4 The application has been advertised in accordance with the Regulations.

4.0 Current situation / proposal

4.1 Representations have been received from the South Wales Police, the Licensing Authority and the Environmental Health Department of the Council. Copies of the representations are attached at Appendices C, D and E, respectively, and copies of the representations have been forwarded to the applicant.

4.2 The representations raise concerns relating to the promotion of the licensing objectives in terms of the timings of licensable activities and the operating schedule. The applicant has received a copy of the representations but, at the time this report was prepared, the licensing team was not aware of any further discussions with the responsible authorities. A full hearing of this application is therefore required.

4.3 The Sub-Committee must have regard to the Council's Statement of Licensing Policy and the Secretary of State guidance, however, the Sub-Committee must consider each application on its own merits with regard to the application and the representations made.

4.4 Sections 9 and 10 of the Home Office Guidance apply to this application. There are no specific local licensing policies applicable to this area.

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 Sub-Committee is asked to determine the application having regard to the Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State.

8.2 The Sub-Committee is requested to confirm whether any additional conditions are to be imposed or only those which are consistent with and set out in the operating schedule

Andrew Jolley

Assistant Chief Executive Legal and Regulatory Services

Date: 24 August 2015

Contact Officer: Sharon Jones
Licensing Assistant

Telephone: (01656) 643294

E-mail: Sharon.Jones2@bridgend.gov.uk

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

Background documents

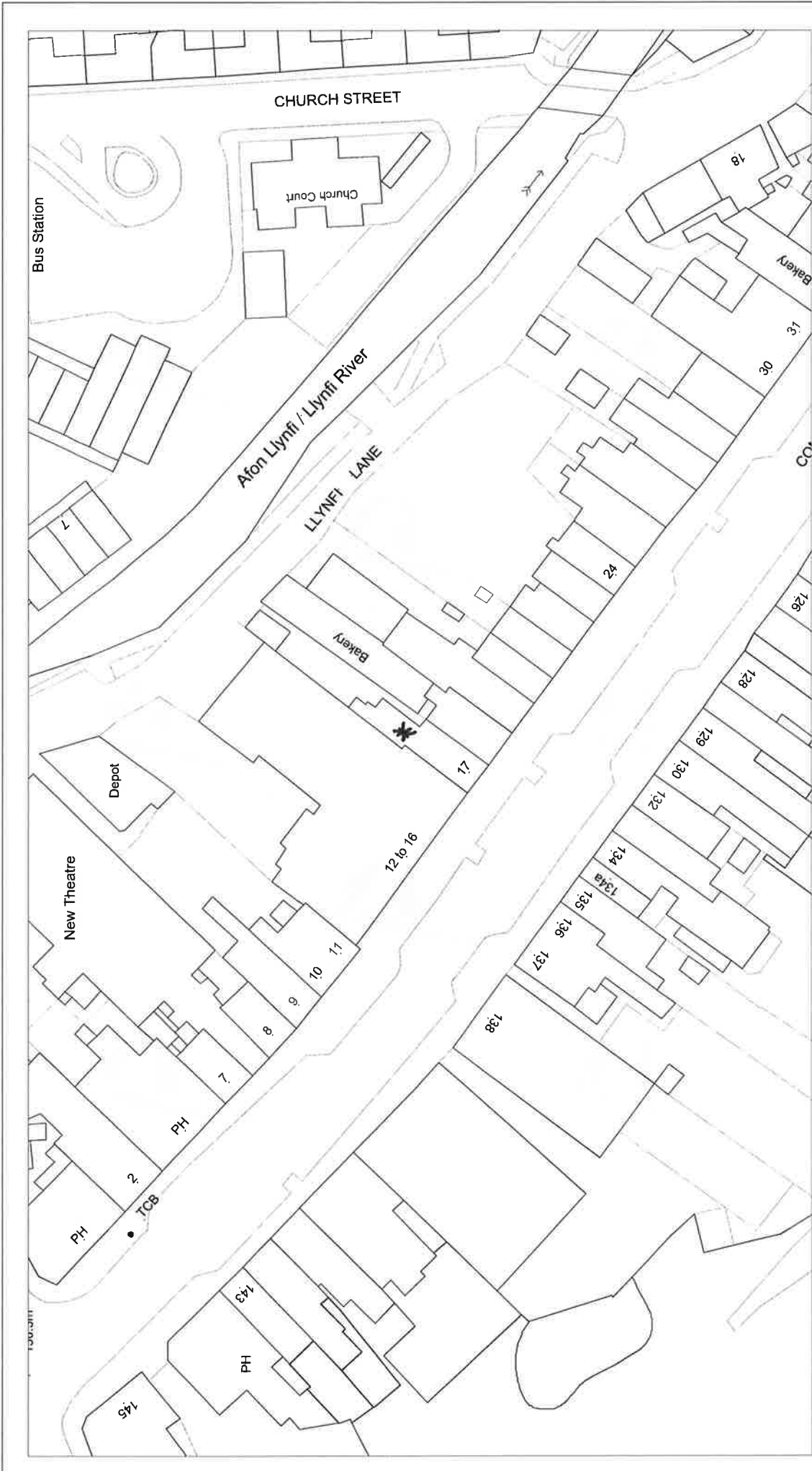
Application for Variation of Premises Licence

Premises Licence

Representation notices from the Environmental Health Department of the Council, the Licensing Authority and the South Wales Police

Council's Statement of Licensing Policy available at www.bridgend.gov.uk

Amended Guidance issued under Section 182 of the Licensing Act 2003 – March 2015 available at www.homeoffice.gov.uk



Darren Mepham
Chief Executive

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LA 2003 HARWOODS

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Time of Plot: 09:13

Date of Plot: 21/08/2015

Plot generated by: YW

Department : LEGAL & REGULATORY

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BRIDGEND COUNTY BOROUGH COUNCIL**THE LICENSING ACT 2003 (PREMISES LICENCES) REGULATIONS 2005****PREMISES LICENCE****PART A****PREMISES LICENCE**

Premises Licence Number : BCBCLP491

Premises Details: Harwoods
17 Commercial Street
Maesteg
Bridgend
CF34 9DF

Telephone Number: 01656 761001

Where the licence is time limited the dates:

N/A

Licensable activities authorised by the licence:

Supply of Alcohol
Live Music
Recorded Music
Anything of a Similar Description to Live Music, Recorded Music &
Performances of Dance

Times the licence authorises the carrying out of licensable activities:

Supply of Alcohol:-
Sunday to Thursday: 1000 - 0000 hours
Friday and Saturday: 1000 - 0100 hours

Live Music, Recorded Music and Anything of a Similar Description to
Live Music, Recorded Music and Performances of Dance:-
Monday to Sunday: 1000 - 0000 hours

Opening hours of the premises:

Sunday to Thursday: 1000 - 0030 hours
Friday and Saturday: 1000 - 0130 hours
New Year's Eve:- 1000 to 2300 on New Year's Day

**Where the licence authorises supplies of alcohol whether these are on
and/or off supplies:**

On the premises

PART 2

**Name (registered) address, telephone number and e-mail (where
relevant) of holder of premises licence:**

Neal Harwood Scorer
Coach Inn Cottage
Bettws
Bridgend
CF32 8SY

Telephone Number : 07866 410699

**Registered number of holder, for example company number, charity
number (where applicable):**

N/A

**Name, address and telephone number of designated premises
supervisor where the premises licence authorises the supply of alcohol:**

Richard Ernest David Hopkins

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:

BCBCLI0643
Bridgend County Borough

Annex 1 - Mandatory Conditions:

1. No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of

- alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
 5. The premises licence holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 6. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 7. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.
 8. The responsible person must ensure that-
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
- 9. The Licensing Act 2003 (Mandatory Conditions) Order 2014 applies to relevant premises licences. (Permitted price of alcohol). A copy of the relevant document setting out the mandatory condition can be found at www.legislation.gov.uk.

Annex 2 - Conditions Consistent with the Operating Schedule

The prevention of crime and disorder:-

1. The Premises Licence Holder shall retain and maintain the installation of CCTV at the premises to the satisfaction of the South Wales Police Crime Reduction Officer.
2. The Premises Licence Holder shall ensure that all aspects of the CCTV system comply with the Data Protection Act 1998. The Office of the Data Protection Supervisor has produced guidance in relation to how the Act should be interpreted, including advice on the required signage. For further information please contact: www.dataprotection.gov.uk
3. The Premises Licence Holder shall install CCTV at or near to the entrance(s) and exit(s) to the premises and record ingress and egress of customers. CCTV will also be located in all other areas to which the public has access (excluding the toilet areas).
4. The Premises Licence Holder will arrange for signs to be placed in a prominent position visible to customers, stating that CCTV is in operation at the premises. The sign must show the controllers contact details.
5. There will be a storage facility of CCTV images of up to thirty-one days covering the maximum number of days in a calendar month.
6. The Premises Licence Holder must make recordings of images available on request to any officer of the South Wales Police in the course of their duties as soon, as is reasonably practicable. Therefore adequate training will have to be provided to duty staff in order to comply with this condition
7. The Premises Licence Holder will be responsible for ensuring that the operating equipment is regularly checked and that it operates at all times during the opening hours.

8. The Premises Licence Holder shall provide and maintain a register to detail any CCTV recordings handed to the South Wales Police in a format to be approved by the Police. The details of both the person handing over the recordings and the Police Officer receiving them should also be documented.
9. The Premises Licence Holder shall provide a secure room to house the CCTV consul and recording equipment and shall restrict access to the room to designated persons, such persons to be notified in writing to the South Wales Police.
10. The Premises Licence Holder will ensure that the CCTV system is operated and maintained at all times the premises remain open to the public.
11. The Premises Licence Holder will ensure that toughened glass is used at all times the premises remain open to the public.
12. The Premises Licence Holder will ensure that at all times there will be an effective and responsible manager on duty on the premises when it is open for licensable activities.
13. The Premises Licence Holder will ensure that staff are trained in the Licensing Act 2003.
14. The Premises Licence Holder will ensure that staffing levels are adequate to maintain a safe environment.
15. The Premises Licence Holder will ensure that all staff are aware that those who are heavily intoxicated or disorderly are to be managed in such a way that they will not be a harm to staff, patrons or themselves.
16. The Premises Licence Holder will ensure that the premises participates in any schemes which are designed to maintain and improve the licensing objectives.
17. The Premises Licence Holder will ensure that all members of staff are vigilant to prevent the use or supply of illegal drugs.
18. The Premises Licence Holder will ensure that staff prevent glasses and bottles being brought into or out of the premises by patrons.
19. The Premises Licence Holder will ensure that all staff will report to the relevant authorities (the Police and the Council) anyone dealing with illegal drugs or where illegal drugs are found on the premises.

20. The Premises Licence Holder will ensure that staff do not permit entry or where they have entered shall not serve anybody who is under the influence of drugs.
21. The premises reserve the right to search patrons on entry to the premises.
22. The Premises Licence Holder will ensure that notices, as appropriate, in connection with under age drinking etc. are displayed at the premises.
23. The Premises Licence Holder will ensure that all members of staff are mindful of the above objectives, not only insofar as the licensed premises is concerned but also to consider those who live or work within the vicinity of the premises or are passing by.

Public safety:-

1. The Premises Licence Holder will ensure that there is a provision for regular collection of glass and bottles.
2. The Premises Licence Holder will ensure that staff are informed about safe evacuation procedures.
3. The Premises Licence Holder will ensure that the disabled or infirm are able to evacuate the premises.
4. The Premises Licence Holder will provide a sufficient number of people employed or engaged to secure the safety of the premises and its patrons.
5. The Premises Licence Holder will provide appropriate instruction, training and supervision of those employed or engaged to secure the safety of the premises and patrons.

The prevention of public nuisance:-

1. The Premises Licence Holder will ensure that noise from amplified music does not have an adverse impact on those living or working in the vicinity of the premises eg closing windows and doors.
2. The Premises Licence Holder will ensure that staff are made aware of the steps that are to be taken should there be any disorderly conduct on the premises, eg to ask disorderly persons to leave but at the same time to alert the relevant authorities.
3. The Premises Licence Holder will ensure that patrons arriving and leaving by taxi and minibuses are reminded that they should

do so without disturbing the residents and those who work in the vicinity of the premises and to suggest that they avoid using horns etc.

4. The Premises Licence Holder will consider whether any light pollution is caused by lighting appliances at the premises and if so, to minimise light pollution.
5. The Premises Licence Holder will ensure that any refuse is stored and disposed of appropriately.
6. The Premises Licence Holder will be mindful of those who live and work in the vicinity when disposing of empty bottles or when deliveries are being made.

The protection of children from harm:-

1. The Premises Licence Holder will ensure that any child on the premises is accompanied by a responsible adult.
2. The Premises Licence Holder will ensure that staff request proof of age where there is any doubt as to the age of anyone at the premises ie driving licence or passport
3. The Premises Licence Holder will display restrictions on admission of children and sale of alcohol.

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

NA

Annex 4 - Plans

Attached

BRIDGEND COUNTY BOROUGH COUNCIL
THE LICENSING ACT 2003 (PREMISES LICENCES) REGULATIONS 2005

PREMISES LICENCE

PART B

SUMMARY OF PREMISES LICENCE

Premises Licence Number : BCBCLP491

Premises Details: Harwoods
17 Commercial Street
Maesteg
Bridgend
CF34 9DF

Telephone Number: 01656 761001

Licensable activities authorised by the Licence:

Supply of Alcohol
Live Music
Recorded Music
Anything of a Similar Description to Live Music, Recorded Music &
Performances of Dance

Standard times the licence authorises the carrying out of licensable activities:

Supply of Alcohol:-
Sunday to Thursday: 1000 - 0000 hours
Friday and Saturday: 1000 - 0100 hours

Live Music, Recorded Music and Anything of a Similar Description to
Live Music, Recorded Music and Performances of Dance:-
Monday to Sunday: 1000 - 0000 hours

Opening hours of the premises:

Sunday to Thursday: 1000 - 0030 hours
Friday and Saturday: 1000 - 0130 hours
New Year's Eve:- 1000 to 2300 on New Year's Day

Where the licence authorises supplies of alcohol whether these are on and/or off supplies:

On the premises

Name of Designated Premises Supervisor where the premises licence authorises for the supply of alcohol:

Richard Ernest David Hopkins

Name and address of holder of premises licence:

Neal Harwood Scorer
Coach Inn Cottage
Bettws
Bridgend
CF32 8SY

Registered number of holder/company number/charity number (if applicable)

N/A

Access to the premises by children is restricted or prohibited

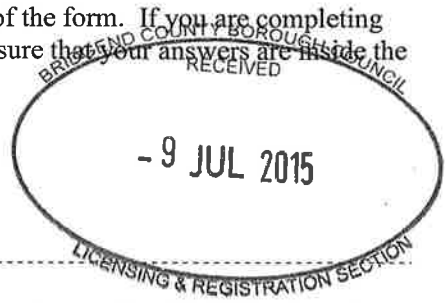
1. The Premises Licence Holder will ensure that any child on the premises is accompanied by a responsible adult.
2. The Premises Licence Holder will ensure that staff request proof of age where there is any doubt as to the age of anyone at the premises ie driving licence or passport
3. The Premises Licence Holder will display restrictions on admission of children and sale of alcohol.

Application to vary a premises licence under the Licensing Act 2003

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.



I/We Neal Harwood Scorer

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number BCBCLP491

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 17 Commercial Street Maesteg			
Post town	BRIDGEND	Postcode	CF34 9DF
Telephone number at premises (if any)			
Non-domestic rateable value of premises	£		

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address			
Post town		Postcode	CF356PR

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?
(Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)
To extend the hours of opening, Sale of alcohol
Regulated entertainment, live music

Change of name to ROUTE 66

If your proposed variation would mean that 5,000 or more people are

--

expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E) x
- f) recorded music (if ticking yes, fill in box F) x
- g) performances of dance (if ticking yes, fill in box G) x
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) x

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J) x

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Both	<input type="checkbox"/>				
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	x <input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	10:00	00:30			
Tue	10:00	00:30			
Wed	10:00	01:00			
Thur	10:00	01:00			
Fri	10:00	01:00			
Sat	10:00	01:00			
Sun	10:00	01:00			
			State any seasonal variations for the performance of live music (please read guidance note 5)		
			14 days prior to Christmas day and 14 days after Saturday hours apply		
			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
			When British summertime begins or ends it does so when the venue closes 14 days prior to Christmas day and 14 days after Saturday hours apply		

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	x. <input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	10:00	02:30			
	-----	-----			
Tue					
	10:00	02:30			
	-----	-----			
Wed		03:30	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
	10:00	-----			
	-----	-----			
Thur		03:30	When British summertime begins or ends it does so when the venue closes 14 days prior to Christmas day and 14 days after Saturday hours apply		
	10:00	-----			
	-----	-----			
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
	10:00	03:30			
	-----	-----			
Sat		03:30	When British summertime begins or ends it does so when the venue closes 14 days prior to Christmas day and 14 days after Saturday hours apply		
	10:00	-----			
	-----	-----			
Sun		03:30			
	10:00	-----			
	-----	-----			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	x
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	10:00	02:30			
Tue	10:00	02:30			
Wed	10:00	03:30	State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur	10:00	03:30	When British summertime begins or ends it does so when the venue closes 14 days prior to Christmas day and 14 days after Saturday hours apply		
Fri	10:00	03:30	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	10:00	03:30	When British summertime begins or ends it does so when the venue closes 14 days prior to Christmas day and 14 days after Saturday hours apply		
Sun	10:00	03:30			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon	10:00	02:30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	10:00	02:30	<u>Please give further details here</u> (please read guidance note 4)		
Wed	10:00	03:30			
Thur	10:00	03:30	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri	10:00	03:30			
Sat	10:00	03:30	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun	10:00	03:30			
			When British summertime begins or ends it does so when the venue closes 14 days prior to Christmas day and 14 days after Saturday hours apply		

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) When British summertime begins or ends it does so when the venue closes 14 days prior to Christmas day and 14 days after Saturday hours apply		
Mon	10:00	02:00			
Tue	10:00	02:00			
Wed	10:00	03:00			
Thur	10:00	03:00			
Fri	10:00	03:00			
Sat	10:00	03:00			
Sun	10:00	03:00			
			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		

K

<p>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).</p> <p>None</p>
--

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)		
Fri					
Sat					
Sun					

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5) 14 days prior to Christmas day and 14 days after Saturday hours apply
Day	Start	Finish	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6) When British summertime begins or ends it does so when the venue closes
Mon	10:00	02:30	
Tue	10:00	02:30	
Wed	10:00	03:00	
Thur	10:00	03:30	
Fri	10:00	03:30	
Sat	10:00	03:30	
Sun	10:00	03:30	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

The Premises has been a café for a number of years and was lost by the previous operator

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

New C.C.T.V. SYSTEM INSTALLED WITH RECORDING FOR A MINIMUM OF 30 DAYS
S.I.A. Doors Supervisor(s) will be used on a Friday & Saturday from 22:00

b) The prevention of crime and disorder

New C.C.T.V. SYSTEM INSTALLED WITH RECORDING FOR A MINIMUM OF 30 DAYS
S.I.A. Doors Supervisor(s) will be used on a Friday & Saturday from 22:00
Member of pubwatch if there is one in place

c) Public safety

New C.C.T.V. SYSTEM INSTALLED WITH RECORDING FOR A MINIMUM OF 30 DAYS
S.I.A. Doors Supervisor(s) will be used on a Friday & Saturday from 22:00
Member of pubwatch if there is one in place

d) The prevention of public nuisance

Anti Lobby Installed
S.I.A. Doors Supervisor(s) will be used on a Friday & Saturday from 22:00

e) The protection of children from harm

Over 25 policy

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
I have not made or enclosed payment of the fee because this application has been made in
relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where
applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be
rejected.

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING
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 5 – Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	R Hopkins
Date	08/07/15
Capacity	

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives.
3. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
8. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
11. Please list here steps you will take to promote all four licensing objectives together.
12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.

KEEPING SOUTH WALES SAFE • CADW DE CYMRU'N DDIOGEL



PC Sarah Rowlatt-Licensing Officer
 Community Safety Partnership
 Bridgend Police Station
 Cheapside
 Bridgend
 CF31 1BZ

Tel 01656 306022

Ref: SR B3-277
 Wednesday, August 05, 2015

Legal Services Department
 Corporate Services
Bridgend County Borough Council
 Angel Street
 Bridgend
 CF31 4WB

RE: OBJECTION NOTICE TO ROUTE 66, 17, COMMERCIAL STREET, MAESTEG, CF34 9DF

RE: APPLICATION TO VARY A PREMISES LICENCE UNDER SECTION 34 OF THE LICENSING ACT 2003 REPRESENTATIONS

The South Wales Police refer to the above application and inform Bridgend County Borough Council Licensing Authority that there are police objections in respect to the variation of the premises license and the conditions that form part of it as set out in the Operating Schedule.

This application is made on behalf of the Chief Officer of Police that the current application contains NO workable conditions that will promote the four licensing objectives for the extension of hours requested. In fact the application is blank in many places showing that no preventative measures have been considered, especially the promotion of the prevention of crime and disorder. Where the operating schedule has been endorsed with conditions those offered are repetitive and unenforceable. They do not promote any of the licensing objectives.

This premises is already subject to a premises licence BCBCLP 491 and has been closed for some time after operating as a café. The application has asked for an additional licensable activity, that being, 'the performance of dance'. Predominately it is asking for a significant increase in hours for all of the licensable activities. The schedule has not considered the location of the premises or of residential properties near by, or even the existing oversaturation of late night licensed premises within this area of Maesteg.

Neither has the application considered eradicating conditions that are already included as conditions on the existing premises licence that are out of date or even contradict how the premises will run. South Wales Police are therefore objecting to this current application as it does not promote the licensing objectives or see how the grant of it would not add negatively to the existing cumulative impact of late night premises within the locality.

The Operating Schedule

The operating schedule is a part of the variation that details how the individual premise will operate and what activities are proposed. In this part of the document, the applicant should include a general description of the style and character of the variation to the existing premises.

SOUTH WALES POLICE HEDDLU DE CYMRU

South Wales Police Headquarters, Cowbridge Road, Bridgend CF31 3SU
 Telephone: 01656 869200 Facsimile: 01656 869209

Pencadlys Heddlu De Cymru, Heol y Bont-faen, Penybont CF31 3SU
 Telifon: 01656 869200 Ffacsimill: 01656 869209

The operating schedule is then translated into lawful orders on how the premise will operate. This schedule shows the application is for a night club and contains no conditions offered within this application to warrant the safe execution of a night club business, just that door staff will be on duty from 22.00 hours. There is no depth of description of how many door staff will be operating, where their responsibilities will lie and what areas of the premises they will operate in. The application is also extending the downstairs area to be licensed including and outside decked area for persons to smoke outside on.

This outside area has been marked on the plans as the decking and final exit; however no conditions included on how this will be utilised safely as it also operates as a fire exit. It also does not cater for excluding persons gaining entry to the premises from this area, or how in fact this area will adhere to the current licensing objectives under Annex 2:-

A. Public Safety conditions

2. Ensure that the means of escape in the event of fire or other emergency are always kept clear.

B. The prevention of public nuisance conditions

1. To ensure that noise from amplified music does not have an adverse impact on those living or working in the vicinity of the premises e.g. closing windows and doors.

5. To ensure that any refuse is stored and disposed of appropriately.

6. To be mindful of those who live and work in the vicinity when disposing of empty bottles or when deliveries are being made.

Where no representation are made, then the Licensing Authority officials, undertake a simple administrative process to replicate the proposals contained in the operating schedule in the form of clear and enforceable licence conditions.

Sale of alcohol hours and licensable activity

South Wales Police believe that the following restrictions must be applied to reduce any potential crime and disorder and promote the public safety objectives at the premises.

The application asks for the sale of alcohol until 03.00 am Wednesday to Sunday and an increase in hours 14 day prior and post to Christmas day.

1. The sale of alcohol will be Monday to Saturday 10.00 – 01.30. Sunday 00.30 with an additional hour to be granted on Bank Holiday Sundays.

2. The seasonal variations for an extra hour for British summer time should be approved.

3. The 14 extra days to trade before and after Christmas do not support the licensing objectives and should not be granted.

4. Supply has been applied for on the premises only.

Hours the premises are open to the public

1. Monday to Saturday 10.00 – 02.00

2. Sunday 10.00 – 01.00 with an additional hour to be granted on Bank Holiday Sundays.

3. The seasonal variations for an extra hour for British summer time should be approved.

4. The 14 extra days to trade before and after Christmas do not support the licensing objectives and should not be granted.

The premises should also be granted with the following additional conditions:-

Prevention of crime and disorder

19. Two members of door staff will be employed from 22.00 hours until closure every Friday and Saturday. Two members of door staff will also be employed on the premises on any evening prior to a Bank holiday.

20. Two further members of door staff will be employed from 23.00 hours until closure every Friday and Saturday night. Two further members of door staff will be employed from 23.00 hours every evening prior to a Bank holiday until closure.

21. One member of door staff will remain downstairs at the premises to monitor the smoking area for noise and capacity levels and to prevent entry.

22. No smoking will be permitted outside the front of the premises at any time.

The following conditions that current exist on the premises licence will be amended to the following:-

General – All four licensing objectives

1. The risk assessment will be written, readily available and produced on request by authorised officers.

Prevention of crime and disorder

13. No fluids / alcohol will be consumed in the designated smoking area of the premises after 23.00 hours.
14. Any persons found in possession of illegal drugs will be reported to the police immediately.
16. The premises licence holder will operate a drugs search policy. Notices on entry will be displayed. A refusal will result in no entry.

Public safety

9. No glass will be allowed outside the premises, including the designated smoking area at any time.

South Wales Police has met with the applicant and discussed the proposals and the necessity to comply with the licensing objectives. There are currently 19 other licensed premises within this street alone in this sector and another late night premises will only add to this existing saturation of late night venues. This objection notice has therefore been amended to represent a fair, necessary and proportionate step to maximise the prevention of crime and disorder with this application and to support the licensing objectives of public safety.

Yours sincerely,



Pc Sarah Rowlatt

sarah.rowlatt@south-wales.pnn.police.uk

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From: **Fiona Colwill - Licensing Enforcement Officer**

To: **Licensing Department**

our ref.
FC

ext. no.
3180

your ref.

date
4 August, 2015

LICENSING ACT 2003

APPLICATION FOR VARIATION OF A PREMISES LICENCE

APPLICANT: ROUTE 66, 17 COMMERCIAL STREET, MAESTEG, CF34

Licensing authority officers in their role as a responsible authority make the following representations: that the application, in its current format, does not support the licensing objectives and in particular, the operating schedule cannot be translated into enforceable conditions of licence:

Observations

The applicant has offered very little additional information in the Variation application on how he intends to promote the licensing objectives, although there are currently a number of conditions on the premises licence.

A strict age policy and a policy advising how staff will be trained on the requirements of the Licensing Act 2003 or any details of the proof of age scheme must be in force. The applicant refers to 'Over 25 Policy', but does not offer any further information. It is a mandatory condition that an age verification policy applies to a premises selling or supplying alcohol. This has not been fully evidenced in the operating schedule. As a minimum any policy shall include:

- all reasonable steps to be taken to prevent sales of alcohol to children under the age of 18 years, including prominent notices being displayed, at each point of entry to the premises and at all sales points, advising customers that the premises operates the relevant proof of age scheme
- Specify a proof of age requirement before sale of alcohol is made
- all reasonable steps to be taken to prevent adults from purchasing alcohol for or on behalf of children under 18 years
- A scheme that ensures any person attempting to purchase alcohol who is, or appears to be under the age of the relevant proof of age policy provides documented proof that he/she is over 18 years of age.
- A policy must be available advising on how staff will be trained on the prevention of the Sale of Alcohol to intoxicated persons.

Although the current premises licence states 'The Premises Licence Holder will ensure that staff are trained in the Licensing Act 2003', it does not specify what training staff will undertake or how often training will occur. All staff should be trained in all aspects of the Licensing Act 2003.

The premises is being marketed as a nightclub, as per signage at the venue, therefore, the current condition of children being accompanied by a responsible adult is not satisfactory.

Conditions / Restrictions

If the licence is granted, in order to promote the licensing objectives it is recommended that, along with the current conditions and conditions offered by the applicant, the following are also imposed:

1. Challenge 25 will form part of the premises age verification policy, a copy of which will be made available for inspection upon request by authorised officers and responsible authority officers.
2. Challenge 25 signage will be displayed prominently in all service areas
3. Electronic till prompts shall be installed and maintained on all tills in respect of alcohol sales, to support the Challenge 25 policy.
4. The Premises Licence Holder and DPS will ensure that staff record any refusals of the sale of alcohol electronically or by way of a Refusals Register. The Register or records shall be made available for inspection upon request by authorised officers and responsible authority officers.

Licensing Enforcement also recommend the following conditions replace those stated on the current licence.

Annex 2 (Prevention of Crime and Disorder) Condition 13 - 'The Premises Licence Holder will ensure that staff are trained in the Licensing Act 2003' shall be replaced with:

5. All staff shall be trained in all aspects of the Licensing Act 2003 on the commencement of employment, then annually or more frequently if necessary. Signed records will be kept by the DPS and made available for inspection upon request by authorised officers and responsible authority officers.

Annex 2 (Protection of Children from Harm) Condition 1 – 'The Premises Licence Holder will ensure that any child on the premises is accompanied by a responsible adult' be replaced with:

6. No children will be admitted to the premises.

Annex 2 (Protection of Children from Harm) Condition 3 – ‘The Premises Licence Holder will display restrictions on admission of children and sale of alcohol’ will have no purpose and, therefore, be removed.

Regards

Fiona Colwill
Licensing Enforcement Officer
Legal & Regulatory
Public Protection
Civic Offices
Angel Street
Bridgend
CF31 4WB

Tel: 01656 643180
Mobile: 0758 337 5933
fiona.colwill@bridgend.gov.uk

Text phone | Ffon testun: 18001 01656 **643180**

Fiona Colwill, Licensing Enforcement Officer

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

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MEMORANDUM COFNOD

APPENDIX E



From: **ASSISTANT CHIEF EXECUTIVE
LEGAL AND REGULATORY SERVICES**

To: **ASSISTANT CHIEF EXECUTIVE
LEGAL AND REGULATORY SERVICES
FAO – Yvonne Witchell – Licensing & Registration Officer**

our ref.
MJO/KE

ext. no.
3642

your ref.

Date
5 August, 2015

LICENSING ACT 2003

APPLICATION FOR A PREMISES LICENCE – ROUTE 66, 17 COMMERCIAL STREET,
MAESTEG, CF34 9DF

APPLICANT: MR NEAL HARWOOD SCORER

The above application has been examined by this Department in its role as a Responsible Authority. Consideration has been given to issues in connection with the pollution of the environment, harm to human health and protection of children. I can advise you that the Department has the following relevant representations to make:

Prevention of Public Nuisance

This business is situated in a partial residential area. The arrival and departure of customers late at night is likely to cause disturbance. The operating schedule fails to adequately address how the noise will be controlled, particularly during the ingress and egress of customers and the noise from customers outside.

(1) Live Music

The applicant has applied to have live music from 10:00 until 00:30 Monday and Tuesday and until 01:00 from a Wednesday to a Sunday. In order to promote the licensing objectives I have adjusted the times slightly to reflect the same hours as has been asked for recorded music.

(2) Recorded Music

Problems of noise could arise from recorded music as the applicant has applied to have recorded music from 10:00 until 02:30 Monday and Tuesday and until 03:30 from a Wednesday to a Sunday. Due to the close proximity of residential premises, the hours applied for do not promote the licensing objectives. Further issues are also expected when patrons are entering and leaving the business if the volume of the music is not adequately controlled inside, particularly late at night. Consequently, I would request that the hours for recorded music are agreed with those stipulated in condition 1.

(3) Noise from Patrons Congregating Outside

Customers congregating outside the back to smoke could potentially cause problems of noise due to raised voices. The operating schedule fails to sufficiently address the noise from outside. In order to promote the licensing objectives I ask that conditions 2, 3 and 4 are imposed.

Conditions/Restrictions

The following conditions/restrictions are therefore necessary to promote the licensing objective of the prevention of public nuisance and protection of children from harm:

1. Timings for licensable activities

For Standard and Non-Standard Timings for the provision of live music, recorded music, karaoke and DJ:

Monday to Saturday : 10:00 – 01:30 hours

Sunday & Easter Sunday : 12:00 – 00:30 hours

Sundays which precede Bank Holiday Mondays : 12:00 – 01:30 hours

2. The premises licence holder will undertake routine monitoring of the external area to monitor and control the noise from any customers outside the premises.
3. Prominent, clear and legible signage will need to be placed at all exits requesting that guests respect the needs of local residents by leaving the premises and surrounding area quietly.
4. There shall be no drinks consumed outside the curtilage of the premises. There shall be no public access, unless in an emergency, to the rear yard.

If you have any queries regarding this matter, please do not hesitate in contacting me on the above extension.



Mr Matthew Jones, Environmental Health Officer

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