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Bridgend County Borough Council



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

*Rydym yn croesawu gohebiaeth yn Gymraeg.
Rhowch wybod i ni os mai Cymraeg yw eich
dewis iaith.*

*We welcome correspondence in Welsh. Please
let us know if your language choice is Welsh.*



Cyfarwyddiaeth y Prif Weithredwr / Chief Executive's Directorate

Deialu uniongyrchol / Direct line /: 01656 643148 / 643147 / 643694

Gofynnwch am / Ask for: Democratic Services

Ein cyf / Our ref:

Eich cyf / Your ref:

Dyddiad/Date: Wednesday, 23 February 2022

Dear Councillor,

LICENSING ACT 2003 SUB-COMMITTEE (B)

A meeting of the Licensing Act 2003 Sub-Committee (B) will be held remotely - via Microsoft Teams on **Tuesday, 1 March 2022 at 10:00.**

AGENDA

1. Apologies for Absence
To receive apologies for absence from Members.
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. Approval of Minutes 3 - 8
To receive for approval the minutes of 08/11/19, 12/08/21 and 20/08/21.
4. Urgent Items
To consider any other item(s) of business in respect of which notice has been given in accordance with Rule 4 of the Council Procedure Rules and which the person presiding at the meeting is of the opinion should by reason of special circumstances be transacted at the meeting as a matter of urgency.
5. Exclusion of the Public
The Minutes relating to the following items are not for publication as they contain exempt information as defined in Paragraphs 12 and 18 of Part 4, and Paragraph 21 of Part 5 of Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007.

If following the application of the public interest test the Committee resolves pursuant to the Act to consider these items in private, the public will be excluded from the meeting during such consideration.

By receiving this Agenda Pack electronically you will save the Authority approx. £0.76 in printing costs

6. Approval of Exempt Minutes

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To receive for approval the exempt minutes of 12/08/21 and 20/08/21.

Note: Please note: Due to the current requirement for social distancing this meeting will not be held at its usual location. This will be a virtual meeting and Members and Officers will be attending remotely. The meeting will be recorded for subsequent transmission via the Council's internet site which will be available as soon as practicable after the meeting. If you have any queries regarding this, please contact cabinet_committee@bridgend.gov.uk or tel. 01656 643147 / 643148.

Yours faithfully

K Watson

Chief Officer, Legal and Regulatory Services, HR and Corporate Policy

Councillors:

PA Davies

RM James

Councillors

B Jones

JE Lewis

Councillors

JR McCarthy

MINUTES OF A MEETING OF THE LICENSING ACT 2003 SUB-COMMITTEE (B) HELD IN COMMITTEE ROOMS 2/3, CIVIC OFFICES ANGEL STREET BRIDGEND CF31 4WB ON FRIDAY, 8 NOVEMBER 2019 AT 10:00

Present

Councillor PA Davies – Chairperson

RM James JE Lewis

Officers:

Andrea Lee Senior Lawyer
Michael Pitman Democratic Services Officer - Committees
Yvonne Witchell Team Manager Licensing

51. DECLARATIONS OF INTEREST

Cllr PA Davies, Cllr JE Lewis and Cllr RM James declared a personal interest on item 3, as they knew the applicant's brother who is a BCBC Councillor.

52. LICENSING ACT 2003 SECTION 17, APPLICATION FOR A PREMISES LICENCE - OWEN'S HOUSE, LLEWELLYN STREET, NANTYMOEL, BRIDGEND

The Team Manager Licensing presented a report which asked the Licensing Act 2003 Sub Committee to consider an application for a premises licence for the above premises.

She advised that the premises licence was for a premises licence which authorised the various licensable activities at the premises.

The requested timings were as followed:
Supply of Alcohol:
Monday to Saturday: 18:00 – 23:00 hours

The Team Manager – Licensing advised that there was an objection to this application by a resident. The objection had not been withdrawn by the applicant; however the objector was not in attendance.

The applicant, Mark Owen was in attendance with his legal representative Stuart Richards.

The Team Manager – Licensing asked Mr Richards to provide further details in support of Mr Owen's application.

Mr Richards explained that Mr Owen was a member of a pool team and a player in the Bridgend and District Pool League. He said that there are approximately 15 teams that cover the Bridgend, Porthcawl and Maesteg area. He added that Mr Owen generally played on a Monday and a Thursday and intended to host these events at his games room in his house.

Mr Richards explained that the games room would be the only room in the house that was licenced to sell alcohol and therefore guests would not be allowed to transport the paid for alcohol off the premises.

Mr Richards added that Mr Owen had already held a number of events at his premises and sold alcohol through the Temporary Event licenses and claimed to have had around 14. He explained that no complaints had ever been received during these events from the general public, residents or the police.

Mr Richards added that the reason Mr Owen wanted to apply for a permanent licence was because it was cheaper and more convenient than applying for a Temporary Event licence every month.

Mr Richards explained that Mr Owen fully understood the concerns of the resident who objected to this application. The children's playground that backed on to Mr Owens property was of course in his mind when considering the licence to sell alcohol and that was why the application was for sale and use indoors only. Mr Richards was however unsure of why Mr Owen had received a complaint for this application and not any previous applications and questioned the validity of Mr Moore's claims as it was observed that Mr Moore was rarely home and claimed that it was only his son who lived at the address permanently.

A Member asked Mr Richards how this was going to be managed, for example, if a guest wanted to go outside to smoke.

Mr Owen replied stating that he has a personal security licence and aimed to staff the door to ensure guests were not leaving with alcohol. He explained that there was also a cigarette disposal bin outside his property to ensure that the guests were properly disposing on cigarettes.

Mr Richards explained that the parking availability was ample for the number of guests that Mr Owen would be having round at any given time. He said that there was room for 3 cars on the driveway and 5 cars at the bottom of the driveway totalling 8 cars, however, there was never a requirement for this many cars as many of his guests car shared with each other. He added that the street was a dead end street so it can be difficult for cars to enter and exit the street but parking had never been an issue.

A Member asked if it was only pool events that Mr Owen was hosting. Mr Owen confirmed that it was only pool events.

A Member asked for how long Mr Owen had been hosting events under a Temporary Event Notice.

Mr Owen stated that he had been hosting events for just over a year at approximately one a month. He added that there had never been a complaint from the previous events.

A Member asked how Mr Owen advertised these events to residents, including the applications. Mr Owen confirmed that he advertised the events in advance by placing notices around his street.

There were no further questions from Members and asked Mr Owen and Mr Richards to leave so that the committee could make a decision. Upon reconvening, it was:

RESOLVED: The decision read as follows:

"The Committee have considered your application and the representations made you in support of your application. The committee have heard that you have received 14 temporary event notices and there were no complaints as a result of these events.

The Committee have taken into consideration that there are no objections or representatives from the police or public protection and there is only one objection to this application. The committee have not attributed any great weight to this objection as there is no address on the email and the objector has not appeared before the committee today to ascertain further information from him. The Committee have no evidence that this application will undermine the licensing objectives and have determined to grant the application.”

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MINUTES OF A MEETING OF THE LICENSING ACT 2003 SUB-COMMITTEE (B) HELD IN REMOTELY - VIA MICROSOFT TEAMS ON THURSDAY, 12 AUGUST 2021 AT 10:00

Present

Councillor PA Davies – Chairperson

B Jones JR McCarthy

Apologies for Absence

Officers:

David Graham
(Counsel)

Katia Daw

Lawyer

Kirsty Evans

Senior Licensing Officer

Mark Galvin

Interim Democratic Services Manager

Michael Pitman

Democratic Services Officer - Committees

Yvonne Witchell

Team Manager Licensing

54. DECLARATIONS OF INTEREST

None

55. EXCLUSION OF THE PUBLIC

RESOLVED:

That under Section 100A (4) of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007, the public be excluded from the meeting during consideration of the following item of business as it contained exempt information as defined in Paragraphs 12 and 18 of Part 4 and/or Paragraph 21 of Part 5 of Schedule 12A of the Act.

Following the application of the public interest test it was resolved that pursuant to the Act referred to above, to consider the following item in private, with the public excluded from the meeting, as it was considered that in all circumstances relating to the item, the public interest in maintaining the exemption outweighed the public interest in disclosing the information, because the information would be prejudicial to the driver so mentioned.

56. LICENSING ACT 2003 SECTIONS 53A TO 53D APPLICATION FOR SUMMARY REVIEW THE STATION HOTEL, CAERAU, 1 CAERAU ROAD, CAERAU, MAESTEG CF34 0PB

The meeting closed at 13:00

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MINUTES OF A MEETING OF THE LICENSING ACT 2003 SUB-COMMITTEE (B) HELD IN REMOTELY VIA MICROSOFT TEAMS ON FRIDAY, 20 AUGUST 2021 AT 10:00

Present

Councillor – Chairperson

PA Davies

B Jones

JR McCarthy

Apologies for Absence

Officers:

Kirsty Evans

Senior Licensing Officer

Mark Galvin

Senior Democratic Services Officer - Committees

Andrea Lee

Senior Lawyer

Andrew Rees

Democratic Services Manager

58. DECLARATIONS OF INTEREST

None.

59. EXCLUSION OF THE PUBLIC

RESOLVED:

That under Section 100A (4) of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007, the public be excluded from the meeting during consideration of the following item of business as it contained exempt information as defined in Paragraphs 12 and 18 of Part 4 and/or Paragraph 21 of Part 5 of Schedule 12A of the Act.

Following the application of the public interest test it was resolved that pursuant to the Act referred to above, to consider the following item in private, with the public excluded from the meeting, as it was considered that in all circumstances relating to the item, the public interest in maintaining the exemption outweighed the public interest in disclosing the information, because the information would be prejudicial to the driver so mentioned.

60. LICENSING ACT 2003 - SECTION 167 REVIEW OF PREMISES LICENCE FOLLOWING CLOSURE ORDER, THE STATION HOTEL, CAERAU, 1 CAERAU ROAD, CAERAU, MAESTEG, CF34 OPB

The meeting closed at 11:22

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Agenda Item 6

By virtue of paragraph(s) 12, 18 of Part 4 of Schedule 12A of the Local Government Act 1972.

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By virtue of paragraph(s) 12, 18 of Part 4 of Schedule 12A
of the Local Government Act 1972.

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