

BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO SPECIAL LICENSING ACT 2003 SUB COMMITTEE

11 NOVEMBER 2015

REPORT OF THE ASSISTANT CHIEF EXECUTIVE LEGAL AND REGULATORY SERVICES

LICENSING ACT 2003 : SECTION 17

APPLICATION FOR PREMISES LICENCE

GSC TOP CLUB, 76 & 77 CAERAU ROAD, MAESTEG, BRIDGEND

1. Purpose of Report

- 1.1 This is an application made by Gian Singh Cheema and Sharn Jeet Kaur for a new Premises Licence for the above premises. The premises is described as a freehold property with ground floor and first floor facilities. The premises was formerly a private members club.

2. Connection to Corporate Improvement Plan / Other Corporate Priority

- 2.1 None.

3. Background

- 3.1 A copy of the application form is attached at Appendix A together with a location plan. A full sized copy of the plan indicating the proposed licensed area will be available at the meeting.
- 3.2 The application is for a Premises Licence which authorises the supply of alcohol on the premises only, plays, films, indoor sporting events, live music, recorded music, performances of dance and anything of a similar description to live music, recorded music and performances of dance and the provision of late night refreshment between the following times:-

Supply of alcohol, plays, films, indoor sporting events, live music, recorded music, performances of dance & anything of a similar description to that falling within live music, recorded music and performances of dance:-

Sunday to Friday : 0900 – 2330 hours

Saturday : 0900 – 0030 hours

Live music:-

Sunday to Friday : 1100 – 2330 hours

Saturday : 1100 – 0030 hours

Provision of late night refreshment:-

Sunday to Friday : 2300 – 2330 hours

Saturday : 2300 – 0030 hours

3.3 There are no non standard timings for the above licensable activities and the premises will be open to the public between 0900 and 0000 hours Sunday to Friday and between 0900 and 0100 hours on Saturdays.

3.4 The application has been advertised in accordance with Regulations.

4. Current situation / proposal.

4.1 Representations have been received from the Chief Officer of Police, Council's Public Protection Department, the Licensing Authority, members of the public and Councillor G W Davies, local ward member, Copies of the representations are attached at appendix B.

4.2 On 14 October 2015, the Licensing Section received a response to the representations submitted by the Council's Public Protection Department, a copy of which is attached at Appendix C. The letter has been forwarded to the Public Protection Department for consideration, however, at the time of preparing this report the representations had not been withdrawn and an update will be requested at the hearing.

4.3 The Sub-Committee must have regard to the Council's Statement of Licensing Policy and the Home Office Guidance issued under Section 182 of the Licensing Act 2003. However, the Sub-Committee must consider each application on its own merits having regard to the application, the operating schedule submitted and the representations made.

4.5 Sections 2, 8, 9 and 10 and of the Home Office Guidance apply to this application. There are no specific local licensing policies applicable to the Maesteg 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 Home Office.
- 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. Section 10 of the Home Office Guidance relates to conditions attached to Premises Licences, Mandatory conditions will apply to the licence, if granted, in respect of the specification of a Designated Premises Supervisor, age verification policy and authorisation by personal licence holders.

Andrew Jolley

Assistant Chief Executive Legal and Regulatory Services

Date: 5 November 2015

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Background documents

Application for Premises Licence

Representations from Responsible Authorities, Councillor Davies and Members of the Public
Correspondence from applicant's solicitor

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