

**LICENSING AND GAMBLING ACTS SUB COMMITTEE**

**5<sup>TH</sup> JUNE 2007**

**DIRECTORATE OF FINANCE AND CORPORATE SERVICES**

**REPORT OF THE LICENSING MANAGER  
– J. M. SULLIVAN**

**INDEX OF REPORT ITEMS**

**PART 1 – Doc.Code: LICAS-050607-REP-FS-JS**

<b>SECTION A – MATTERS FOR DECISION</b>		
<b>Report Item</b>	<b>Page Nos</b>	<b>Wards Affected</b>
<b>1. Licensing Act 2003 Applications</b>		
Ref.No.: 006037 Description: Premises Licence Name: Towers Hotel Address: The Towers Hotel, Ashleigh Terrace, Jersey Marine, Neath, SA10 6JL	<b>1 – 7</b>	<b>Coedffranc West</b>

## **1.1. Application for Premises Licence**

Ref.No.: 006037 Wards Coedffranc West  
Affected:

Premises Name: Towers Hotel  
Premises Address: The Towers Hotel, Ashleigh Terrace, Jersey Marine, Neath, SA10 6JL  
Applicants Name: Ms Tracey Hopkins, Mr Michael Andrew Parker  
Applicant Address: Towers Hotel, Ashleigh Terrace, Jersey Marine, Swansea, SA10 6JL  
DPS Name: Mr Michael Andrew Parker  
DPS Address: The Towers, Ashleigh Terrace, Jersey Marine, Neath, SA10 6JL  
Application Date: 11/04/2007

## **1.2 Licence Application**

Supply of Alcohol:	
Monday - Sunday	00.00 24.00
Indoor Sporting Events:	
Monday - Sunday	19.00 01.00
Boxing or Wrestling:	
Monday - Sunday	19.00 24.00
Live Music:	
Monday - Sunday	10.00 02.00
Recorded Music -	10.00 02.00
Performance of Dance -	10.00 02.00
Facilities for Dance -	10.00 02.00
Late Night Refreshment:	
Monday - Sunday	2300 0500
Opening hours –	
Monday to Sunday	00.00 24.00

Between 01.00 and 11.00 the supply of alcohol is limited to residents, guests of residents and those members of the public prior to their attendance at a pre-booked function of immediately following their attendance at a pre-booked function or immediately following their attendance at a pre-booked function.

Restrictions requested to be lifted:

That the condition relating to children under the age of 14 years being allowed in the bar of the premises be removed.

**1.3 Background Information**

Large detached hotel, leisure and spa complex situated in its own grounds in Jersey Marine.

**1.4 Promotion of Licensing Objectives**

The following information has been provided by the applicant:

General - all four licensing objectives:

The premises has a well documented Management and Staff Training Policy. All staff are fully conversant with the Premises Operating Policies, compliance of which is a condition of employment.

The Prevention of Crime & Disorder:

The premises currently has comprehensive CCTV coverage with 31 cameras. Images are retained for 31 days by means of hard drive, multiplex and video recorders.

The premises has a comprehensive drugs policy, which includes staff training on the identification of common controlled drugs, symptoms of drug use and indications of drug misuse and residue. As part of the policy, staff are instructed to carry out regular checks of all public areas including toilets.

Any door supervisors employed at the premises, must be registered by the Security Industry Authority.

The premises operates a random search policy, whereby customers are routinely searched for illegal substances, alcohol and weapons.

The premises has clearly defined Conditions of Entry, which are pointed out to all customers on entry. These conditions cover searching of customers, both on entry and as to remain on the premises, disorderly conduct and drunkenness.

The premises has a glassware policy relating to safe drinking glasses.

The premises has a comprehensive proof of age policy and notices are displayed in prominent areas informing customers that they may be required to produce relevant proof of age documents.

### Public Safety:

The premises fully comply with the requirements of the Fire Service having regard to alarms, firefighting equipment, fire escape routes and staff training.

The premises has a Fire Safety Policy.

The premises has a Disability Policy, which includes staff training on the provision of facilities for disabled persons and also the safe evacuation of such persons in the event of an emergency.

### The Prevention of Public Nuisance:

The premises are aware of its responsibilities to its neighbours, local residents and the wider community. All staff have received training in relation to noise and the importance of "good neighbourliness".

In areas of the premises where regulated entertainment is provided, all windows and doors will be kept closed during the period of entertainment.

Notices have been placed at all exterior doors reminding existing customers of their responsibilities.

### The Protection of Children from Harm:

The premises provides family friendly facilities which are ranged for all age groups. Access for children is unlimited provided they are accompanied by a responsible adult over the age of 21 years.

The premises has a comprehensive age policy and all staff have received training with regard to acceptable proof of age documentation.

All staff have been trained in relation to offences which may be committed under the Licensing Act 2003, in particular those relating to the sale and consumption of alcohol by persons under the age of 18 years.

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.

Occasional performances of nude and semi nude, male and female dance revues (e.g. The Chippendales). Any such performances will be subject to an over 18 audience only.

## **1.5 Relevant Representations:**

### **Responsible Authorities Representations**

Environmental Health

See appendix 1

### **Interested Parties Representations**

None

## **1.6 Policy Considerations**

It is considered that the following policies are relevant to this application:

### ***8.0 Prevention of Public Nuisance***

- 8.1 *Licensed premises, especially those operating late at night and in the early hours of the morning can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises. The council wishes to maintain and protect the amenity of residents and businesses from potential consequence of the operation of licensed premises. However it also recognises the economic, social, and cultural importance that such premises provide, and will endeavour to ensure that a reasonable balance is maintained.*
- 8.2 *The Council will expect operating schedules to demonstrate that suitable and sufficient measures have been identified, and will be Implemented and maintained to prevent public nuisance. The extent and nature of these measures will be determined by the style and characteristics of the premises and events.*
- 8.4 *Noise from amplified music is a common source of disturbance. In order to minimise the impact in the vicinity, the licensing authority may require a range of measures to be taken. These may include the installation of soundproofing, air conditioning, acoustic and sound limitation devices.*

### **Secretary of State's Guidance**

#### ***Public nuisance***

- 7.39 *The 2003 Act requires licensing authorities following receipt of relevant representations and, through the making of representations, responsible authorities to make judgements about what constitutes public nuisance and what is necessary, in terms of conditions attached to specific premises licences and club premises certificates to prevent it. It is therefore important that in*

*considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on impacts of the licensable activities at the specific premises on persons living and working (including doing business) in the vicinity that are disproportionate and unreasonable.*

*The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.*

7.43 *Where applications have given rise to representations, any necessary and appropriate conditions should normally focus on the most sensitive periods. For example, music noise from premises usually occurs from mid-evening until either late evening or early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. In certain circumstances, conditions relating to noise may also prove necessary to address any disturbance anticipated as customers enter and leave the premises and therefore, in the immediate vicinity of the premises.*

## **1.7 Officer's Report**

The premises currently holds a licence which it intends, to surrender on approval of this application. The proposal is to provide an additional lounge and toilet accommodation.

The representation received from the Environmental Health Officer (appendix 1) has been agreed to by the applicant. As a result the Environmental Health Officer has withdrawn his representation.

## **1.8 Recommendation**

Approval subject to the condition requested by the Environmental Health Officer.

### **List of Background Papers**

Application for Premises Licence.

### **Officer Contact**

J Sullivan Licensing Manager

Tel (01639) 686326 email [j.sullivan@npt.gov.uk](mailto:j.sullivan@npt.gov.uk)

### **Wards Affected**

Coedffranc West

# Appendix 1



Neath Port Talbot  
Castell-nedd Port Talbot  
County Borough Council Cyngor Bwrdeistref Sirol  
*Making a difference Gwahaniaeth er gwell*

006037

Tony John  
01639 686360  
16/04/2007

From **Oddi wrth**  
Tel **Ffôn**  
Date **Dyddiad**  
Your Ref **Eich Cyf**  
Our Ref **Ein Cyf**

TJ/124555

## Memorandum **Memorandwm**

To At

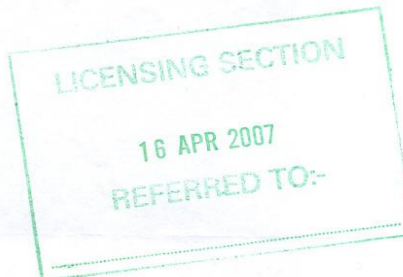
TO: Licensing Section FAO Jim Sullivan

**SUBJECT: Licensing Application received for a Premise Licence for The Towers Hotel, Jersey Marine.**

I have the following comments to make relating to the application listed –

1. You will be aware that some time ago extensive acoustic works were carried out to the first floor function room following complaints from local residents. These works were recommended by an acoustic consultant.
2. I am not aware that any reports have been undertaken from an acoustic point of view relating to the other parts of the complex including the proposed residents lounge.
3. In order to minimise any possible disturbance to local residents I recommend that any licence should be conditioned that entertainment noise shall be inaudible at any residential property.

Tony John  
**Environmental Health Officer**



Environment/ELicMemo

Social Services, Health & Housing  
Gwasanaethau Cymdeithasol,  
Iechyd a Thai

FM/0015