

LICENSING AND GAMBLING ACTS SUB COMMITTEE (LICENSING ACT 2003 HEARING)

(Civic Centre, Neath)

Members Present:

6th January, 2012

Chairman: Councillor A.P.H.Davies

Councillors: M.B.Gunter and A.J.Siddley

Officers in Attendance: N.Chapple (Licensing Section);
I.Davies (Legal Department);
Miss C.Grocutt (Committee Section).

Applicant: D.Smith and Mrs.L.Smith

Responsible Authority: G.Liley (Environmental Health Section)

Representing The Bar Gallois: M.Parker and Ms.T.Hopkins – Premises Licence Holder
A.Evans – Designated Premises Supervisor
C.Hopkins – Business Partner

Report of the Head of Legal and Democratic Services

1. **LICENSING ACT 2003 – LICENSING ACT 2003 (HEARINGS)
REGULATION 2005 – APPLICATION FOR A REVIEW OF A
PREMISES LICENCE – BAR GALLOIS, 130 VICTORIA ROAD,
SANDFIELDS, PORT TALBOT**

The Sub Committee was asked to consider an application for a review of an existing Premises Licence for the above mentioned premises under the Licensing Act 2003.

The Licensing Officer outlined the details of the Review and explained that an application for the Review had been received from local residents, Mr. and Mrs.Smith, 16 Jersey Quay, Sandfields, Port Talbot, and representations had also been made from the Environmental Health Section, as detailed in the circulated report. A plan of the premises and

the surrounding area was circulated at the meeting for Members' information.

The Licensing Officer referred the Sub Committee to Paragraph 1.3 of the circulated report which set out the additional Conditions which had been added to the Licence as a result of the Appeal to the Magistrates Court by the Premises Licence Holder of the Bar Gallois, following a Review Hearing held on 30th July, 2010.

In accordance with the prescribed procedure, the Sub Committee then heard representations from all parties present. Following discussions the Premises Licence Holder indicated that they would be prepared to move the speakers serving the bar/conservatory area to the wall adjacent to the bar. This would then locate the speakers further away from the polycarbonate roof in the conservatory.

The Sub Committee then adjourned in order to reach its final decision.

All parties then returned to the meeting.

RESOLVED: that after consideration of all the evidence of the parties concerned, and to promote the licensing objectives to prevent public nuisance, the Sub Committee agreed to accept the proposal by the Premises Licence Holder, and placed the following Conditions on the Premises Licence, as shown below:-

- (i) that the only speakers used for the playing of amplified music in the bar/conservatory area of the premises, be situated on the wall adjacent to the bar in the approximate position indicated to the Sub Committee on the circulated plan, and that the existing speakers be moved within 28 days;
- (ii) that the level of the sound limiting device be reviewed in accordance with Annex 3, Condition 8 on the Premises Licence.

CHAIRMAN