

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

(Civic Centre, Port Talbot)

**Members Present:**

**4<sup>th</sup> June, 2013**  
**11<sup>th</sup> June, 2013**

**Chairman:** Councillor H.M.Bebell

**Councillors:** A.P.H.Davies (4<sup>th</sup> June only) E.E.Jones and  
Mrs.S.Paddison (11<sup>th</sup> June only)

**Officers in Attendance:** N.Chapple (Licensing Section);  
I.Davies (Legal Section);  
Miss C.Grocutt (Committee Section, 4<sup>th</sup> June only);  
Mrs.T.Davies (Committee Section, 11<sup>th</sup> June only).

**Responsible Authorities:** P.C.J.Williams and P.C. N.Bailey (South Wales  
Police)  
G.Liley (Environmental Health Section)  
G.Jones (Licensing Section)  
R.Bown (Planning Section)

**Local Ward Member:** Councillor D.W.Davies

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**Report of the Head of Legal Services**

1. **LICENSING ACT 2003 (HEARINGS) REGULATION 2005 –  
APPLICATION FOR A PREMISES LICENCE – FORMER TRW  
AUTOMOTIVES FACTORY, VALE OF NEATH BUSINESS  
PARK, VAUGHAN AVENUE, RESOLVEN, NEATH**

The Sub Committee was asked to consider an application for a Premises Licence for the above mentioned premises. The circulated report contained details of the application under the Licensing Act 2003.

**RESOLVED:** that a site visit to the above mentioned premises be conducted, and consideration of the application be adjourned to 11<sup>th</sup> June, 2013.

**(The Chairman then reconvened the meeting on the 11<sup>th</sup> June 2013. It was noted that Councillor Mrs. S. Paddison replaced Councillor A.P.H. Davies as a Member of the Sub Committee, due to personal issues. Councillor Paddison also engaged in a site visit prior to the meeting of the 11<sup>th</sup> June, 2013).**

The Sub Committee was asked to further consider an application for a Premises Licence for the above mentioned premises. The original report from 4<sup>th</sup> June 2013 contained details of the application under the Licensing Act 2003.

The applicants and their representative attended the meeting, along with 17 interested parties – 16 residents and the Local Ward Member.

The Licensing Officer gave Members an overview of the circulated report, and a location plan of the premises was also circulated to all present at the meeting.

Members noted representations from four responsible Authorities – South Wales Police, and the Council's Planning, Environmental Health and Licensing Sections (Appendix 1, 2, 3 and 4 to the circulated report), as well as 40 objections from local residents (Appendix 5 to the circulated report). The South Wales Police and Licensing Section requested that a range of conditions be attached to any licence granted (as contained within the circulated report).

Representations from responsible Authorities and interested parties present at the meeting were given a full and proper hearing. Following all submissions, and in addition to the application as set out in the circulated report, the Applicant offered to block up all pedestrian access to the site, allowing access and egress. Residents attending the meeting voiced their support for this proposal. Following all submissions, the Sub Committee withdrew to consider its decision.

**RESOLVED:** that the Licence be granted in the following terms:-

**Opening Hours**

Monday – Wednesday – 09.00 – 23.30

Thursday – 09.00 – 00.00

Friday – 09.00 – 00.30

Saturday - 08.00 – 00.30

Sunday – 11.00 – 23.30

**Supply of Alcohol (on the premises only)**

Monday – Wednesday 11.00 -23.00

Thursday – 11.00 – 23.30

Friday and Saturday – 11.00 – 00.00

Sunday – 12.00 – 23.00

**Recorded Music (Indoor)**

Thursday and Friday – 18.00 – 00.00

Saturday - 12.00 – 00.00

Sunday – 12.00- 23.00

**Live Music (Indoors)**

Thursday and Friday - 09.00 – 23.00

Saturday – 12.00 – 00.00

Sunday - 12.00 – 23.00

The following conditions were imposed by the Committee as they were appropriate to promote the licensing objectives of prevention of crime and disorder, prevention of public nuisance, public safety and the protection of children from harm:-.

1. Prominent signage shall be displayed throughout the premises and at all exits requesting patrons to leave in a quiet and orderly manner so as to minimise impact on local residents.
2. During times whilst amplified music is being played at the premises:-

- (a) All windows shall be kept closed.

- (b) All doors shall be kept closed excluding the outer doors of a double door entry system.
- 3. A “Challenge 21” policy will apply and any person who appears to be under the age of 21 years will be asked to provide identification in the form of a driving licence or passport to prove they are 18 years or over, before the sale of an age related product can take place.
- 4. Any person employed in the service of alcohol must be at least 18 years old.
- 5. The premises shall operate a refusals register for any sales of age related products which are refused to persons asking to purchase them. The register must contain the time and date of any refusal, a description of the person refused and the name of the staff member who refused the sale. This must be made available for viewing on request from police officers and officers from the Local Authority Licensing and Trading Standards Departments.
- 6. The premises shall operate an incident book. This will include details of any disorder, should staff ask a patron to leave the premises whether or not force is used. Details recorded must include the time and date of any incident, the details or description of the member of the public, and name of staff member. This must be made available for viewing on request from police officers and officers from the Local Authority Licensing and Trading Standards Departments.
- 7. Any outside areas shall not be used after 22.00 hours.

8. Provide prominent signs throughout premises specifying that no bottles, glassware or cans must be taken from the premises.
9. The Designated Premises Supervisor or nominated responsible person shall ensure that a written record is kept of all door supervisors operating at the premises. The record shall show the name, address and licence number of each door supervisor, the dates and hours that they operate and details of any incidents occurring whilst they are on duty. The record must be kept available for inspection by a Police Officer or authorised officers of the licensing authority.
10. All staff must be trained and aware of the emergency evacuation procedure.
11. All vehicular and pedestrian access to and egress from the Premises shall only be via the access road leading to the A465.
12. Regulated entertainment shall only be permitted on the premises on 5 days in any calendar year.

The following conditions shall only apply when regulated entertainment is provided on the premises

13. All events shall be subject to assessment by the Safety Advisory Group, and run in conjunction with the requirements of this group.
14. Notice of an event must be given to the Safety Advisory Group at least 90 days before any event takes place
15. Each entry/exit point shall be staffed at all times by a minimum of two SIA licensed personnel.

16. There will be a number counting system in operation at each entrance with all three locations reporting to a Chief Steward or the event safety officer. The numbers from each entry point shall be forwarded each 20 minutes in order that the Chief Steward or event safety officer can monitor the overall event capacity. A record, whether paper or electronic shall be maintained for these capacities and made available on request of Police Officers and officers from the Local Authority Licensing Department.
17. A radio link between stewards shall be maintained.
18. No steward will consume alcohol during the course of an event.
19. Glass drinking vessels shall not be used. Any bottled or canned drinks must be decanted at the point of sale into plastic or polycarbonate vessels.
20. Persons attending any event must be dispersed from the site within 30 minutes of the event ending.
21. Any traffic management plan, if required by the Safety Advisory Group, must be submitted to the police at least 14 days before an event takes place.
22. Persons under 16 years of age will not be permitted to the premises unless accompanied by an adult or guardian, unless an exception is agreed by the Safety Advisory Group in advance on the basis of event profile.

- 23.A First Aid provision shall be made at any events in accordance with the guidelines issued by the Safety Advisory Group.
24. At the conclusion of the event an announcement shall be made requesting patrons leave in a manner that does not cause disturbance to local residents.
25. Emergency Service personnel will be afforded unrestricted access to any event.
26. The Designated Premises Supervisor must be on duty at all times during an event, or in their absence a nominated personal licence holder must be on duty and recorded in the duty log.
27. A capacity will be nominated to the Safety Advisory Group and Police giving the notice time outlined in Paragraph 4. The number of security staff required for an event will be at least in the ratio of 1 member of staff per 100 attendees, unless the Safety Advisory Group specifies a greater ratio given the profile of the event. This number does include staff monitoring the entrance points.
28. Persons will not be permitted to bring alcohol onto the premises during events held under the authority of this licence unless agreed by the Safety Advisory Group due to the profile of the event.
29. A noise management plan shall be produced and submitted to the Local Authority for approval a minimum of 28 days prior to each event.

30. Prior to entertainment being provided at the premises, an independent acoustic consultant shall be employed to undertake a noise impact assessment of entertainment being provided at the premises. The resulting report must include a sound insulation assessment of the building. The employed consultant must be a member of the Association of Noise Consultants. The resulting report shall be submitted to the Local Authority and control measures included in the report shall be implemented.

**CHAIRMAN**