

**LICENSING & GAMBLING ACTS SUB COMMITTEE**  
**12<sup>th</sup> January, 2010**

**FINANCE AND CORPORATE SERVICES**

**REPORT OF THE HEAD OF LEGAL & DEMOCRATIC SERVICES**  
**– D.MICHAEL**

**INDEX OF REPORT ITEMS**

**PART 1 – Doc.Code: LICAS-120110-REP-FS-DM**

<b>SECTION A – MATTERS FOR DECISION</b>		
<b>Report Item</b>	<b>Page No's</b>	<b>Wards Affected</b>
<b>Licensing Act 2003 Applications</b>		
Description: 1. Review of Premises Licence Name: The Arch Bar & Nightclub Address: 11 Commercial Street, Neath, SAll 1SB	2-44 Appendix 1-4	Neath North

### 1.1. Application for Review of Premises Licence

		Wards Affected:	Neath North
Premises Name:	Arch Bar and Nightclub		
Premises Address:	11 Commercial Street, Neath, SA11 1SB		
Applicant Name:	South Wales Police		
Applicant Address:	Neath Police Station, Gnoll Park Road, Neath		
Application Date:	18/11/08		

### 1.2. Current Licence

The times the licence authorises the carrying out of licensable activities are as follows:-

Opening Hours - Standard Timings:

Monday to Saturday            10.00 - 02.30

Sunday                            12.00 - 01.00

Supply of Alcohol:

Monday to Saturday            10.00 - 02.00

Sunday                            12.00 - 00.30

Indoor Sports - Times as above

Live Music - Times as above

Recorded Music - Times as above

Performance of Dance - Times as above

Activity like Music/Dance - Times as above

Facilities for Making Music - Times as above

Facilities for Dance - Times as above

Facility like Music/Dance - Times as above

Late Night Refreshment:

Monday to Saturday	23.00 - 02.00
Sunday	23.00 - 00.30

- The premises licence holder must:-  
Provide and maintain a CCTV System which is operational at all times when the premises is open to the public. The system must provide coverage of the following areas:-
  - a) The external perimeter of the premises;
  - b) The entrances and exits to the premises;
  - c) The interior public areas of the premises; in particular those areas that cannot be observed from the bar servery.

The CCTV tapes must be retained for a period of 28 days and made available for viewing by the Police or an authorised Officer of the Licensing Authority on request.

- All drinking vessels used on the premises should be of toughened glass or plastic.
- No open glasses or bottles should be brought into or out of the premises by customers.
- A documented procedure must be in place to verify the age of persons who appear to be under eighteen years of age to prevent them gaining access to the premises and or purchasing alcohol. The means of verification should be restricted to:-

- (1) Accredited Proof of Age Scheme's e.g Portman, Validate
- (2) Photocard driving licence or passport.

- Transferred Conditions:
- Public Entertainment Licence

1. Permitted Numbers           - Ground Floor     200  
                                      - First Floor       500
2. No entry/re-entry two hours before the last permitted hours.
3. The applicant to liaise with residents to ensure noise levels are reduced to a minimum.
4. That the nightclub entrance only is used after 11.00pm

### **1.3. Background Information**

The premises consists of a bar to the ground floor and a nightclub to the first floor. Each floor is accessed via separate entrances.

### **1.4. Grounds for Review**

That if the premises are allowed to continue to operate as information received suggests it has done so over the previous 12 months it would not promote the licensing objectives namely: the prevention of crime and disorder; public safety; the prevention of public nuisance; the protection of children from harm.

Further details as provided by the applicant are referred to as appendices a, b and c on the application and are produced at appendix 1.

### **1.5. Further Representations**

When a review is submitted, all responsible authorities and interested parties are also able to make representations. No representations have been received by any of the responsible authorities. Five further representations have been received from interested parties i.e. residents in the vicinity of the premises in support of the application for review by the Police. These representations are produced at appendix 2.

#### Interested Parties

Mr S Coleman – 7 Commercial Street, Neath, SA11 1SB  
Mr L Watkins – 4 Commercial Street, Neath, SA11 1SB  
Miss E Coleman – 9 Commercial Street, Neath, SA11 1SB  
The Occupier – 8 Commercial Street, Neath, SA11 1SB  
The Occupier – 6 Commercial Street, Neath, SA11 1SB

## **1.6 Licensing Officer's Report**

An application for the conversion of the existing licence for the Arch nightclub was granted in November 2005, thus the existing operating hours for the sale of alcohol and provision of regulated entertainment were retained.

A previous application for review of the licence was considered by members in January 2008 when it was decided that no action be taken.

The current application was first considered by this Sub-Committee in January 2009 when after hearing all the evidence members resolved that they modify the conditions of the licence, but that the police and premises licence holder be given an opportunity to agree conditions based on the police requirements set out in this report. The matter is then to be referred back to this Sub-Committee for finalising the licence conditions.

Members will be aware that the premises were closed at the time of the review and are still closed, however it is possible that they may be re-opened in the near future.

Proposed conditions for the premises are set out in Appendix 4 for consideration.

## **1.7 Recommendation**

That Members finalise the conditions to be attached to the premises licence.

### **List of Background Papers**

Application for review of premises licence.

### **Wards Affected**

Neath North

### **Officer Contact**

J Sullivan – Licensing Manager

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

Form / Ffurflen MG 11

**WITNESS STATEMENT / DATGANIAD TYST**(C.J. Act 1967, S.9; M.C. Act 1980, ss. 5A(3)(a) and 5B M.C. Rules 1981, r.70) /  
(Deddf CT 1967, a.9: Deddf LIY 1980, au.5A(3) (a) 5B; Rheolau LIY 1981, rh.70)

Statement of / Datganiad: Stephen Coleman

Age if under 18 / Oed os o dan 18: Over 18 (over 18 insert 'over 18' / os yw dros 18 rhwch 'dros 18')

Occupation / Galwedigaeth: This statement (consisting of 5 pages signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true / Mae'r datganiad hwn (sy'n cynnwys tudalen(nau) a phob un wedi'i llofnodi gennyf) yn wir hyd eithaf fy ngwybodaeth a'm cred ac fe'i gwnaif gan wybod, os caiff ei gyflwyno fel tystiolaeth, y gallaf gael fy erlyn os byddaf o friad wedi mynegi unrhyw beth y gwn sy'n anwir neu na chredaf ei fod yn wir.

Signature / Llofnod:

X S COLEMAN  
S ColemanDate / Dyddiad: 18<sup>th</sup> September 2008

I am the above named person I am 49 years of age and I reside at the address shown overleaf. I have resided at this address for 37 years.

I am one of ten siblings and my twin sister Elizabeth Coleman aged 49 years lives next door but one to me at Commercial Street, Neath in the County Borough of Neath and Port Talbot.

In the year 2000 a Nightclub Premises called "Signals Night Club" but also known as the "Dark Arch" and "Bar Metro" located opposite and near to my home at Commercial Street, Neath, opened its doors to the public providing late night entertainment to members of the public.

Since that time and date, I my sister and other residents at Commercial Street, Neath have been subjected to countless and varied forms of noise nuisance, incidents of serious disturbance, assaults, some against Police Officers and littering, verbal abuse and threats and damage. The persons responsible for all these occurrences are patrons of the above-referred Nightclub Premises.

Much of the regular noise nuisance and disturbance we have been subjected to is as a result of the female manager of the premises Debra Richards openly flouting the Licensing Laws and routinely allowing the premises to either remain open outside the permitted Licensing hours or opening the premises up outside such hours to allow the premises to be used as an "All Night Drinking Establishment".

Signature / Llofnod:

X S COLEMAN  
S Coleman

Signature witnessed by / Tystiwyd y llofnod gan:

G-Jones Police Constable No 2166

Form / Ffurflen MG11A (CONT / PARHAD)

Page No. / Rhif Tudalen: 2

Continuation of Statement of / Parhad o Ddalganiad: Stephen Coleman

This behaviour has resulted in the premises being allowed to remain open most weekends throughout the night until around 05:30 hours and on one occasion 06:50 hours.

I have made numerous complaints about the lawless activities being committed outside the premises and near to my home to the Police and Local Authority Licensing Department.

As a result around December 2007 and January 2008 the Neath Port Talbot County Borough Council Licensing Department and Police Licensing Officer instigated on my behalf a Review of the Night Club Premises, which was heard by the Licensing Committee.

The Review application failed which I believe was because there were no Police records made available to the Licensing Committee to support my concerns.

The Review proceedings were featured in a front page newspaper article in the Neath Edition of the South Wales Evening Post newspaper dated Tuesday 1<sup>st</sup> January 2008.

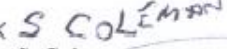
On Thursday 6<sup>th</sup> March 2008 the issues I and another resident were being subjected to were further featured in a Neath Guardian newspaper article.

Although the problems with the premises would ease for short periods of time the above-described occurrences affecting me and my neighbours have continued throughout 2008.

As a result I have felt obliged to make numerous complaints to the Police and Local Authority. Many of the complaints are as follows:

At approximately 02:08 hours on Saturday 19<sup>th</sup> January 2008 occurrence number 62080020877 relates to my complaint of a disturbance outside the Nightclub Premises with a number of persons fighting in the street.

At approximately 23:21 hours on Saturday 2<sup>nd</sup> February 2008 occurrence number 62080040094 relates to me reporting that a female person had been assaulted outside the premises.

Signature / Llofnod:   
S Coleman

Signature witnessed by / Tystiwyd y llofnod gan:   
G Jones Police Constable No 2166

Form / Ffurflen MG11A (CONT / PARHAD)

Page No. / Rhif Tudalen: 3

Continuation of Statement of / Parhad o Ddalganiad: Stephen Coleman

At approximately 05:46 and 05:54 hours on Sunday 10<sup>th</sup> February 2008 occurrence numbers 62080049844 and 62080049632 relates to my complaints that persons were drinking after permitted hours inside the premises and that persons leaving the premises were banging my windows, drunk and disorderly and causing a disturbance.

At approximately 00:19 hours on Sunday 17<sup>th</sup> February 2008 occurrence number 62080059226 relates to my complaint that persons were fighting outside the Nightclub Premises at Commercial Street, Neath.

At approximately 14:11 hours on Sunday 30<sup>th</sup> March 2008 occurrence number 62080113356 relates to my complaint of the ongoing issues surrounding the Nightclub opening passed 04:00 hours on a regular basis with patrons causing a disturbance from within and outside the premises, with rowdy drunken persons fighting in the street outside.

At approximately 01:04 hours on Saturday 5<sup>th</sup> April 2008 occurrence number 62080120921 relates to my report that up to 6 persons were fighting outside the Nightclub premises.

At approximately 00:24 hours on Saturday 19<sup>th</sup> April 2008 occurrence number 62080139088 relates to my report that approximately 7 persons were fighting outside the Nightclub premises.

At approximately 09:52 and 10:04 hours on Monday 5<sup>th</sup> May 2008 a Bank Holiday occurrence numbers 62080160754 and 620801660795 relates to ongoing problems of antisocial behaviour and my complaint that the Nightclub Premises was continuing to be allowed open all ours and that it appeared that persons appeared to be still coming and going from the premises. I also made an allegation that the Manager was taking an illegal substance.

At approximately 01:42 hours on Monday 26<sup>th</sup> May 2008 a Bank Holiday occurrence number 62080188782 relates to my report that 6 persons were fighting outside the premises.

Signature / Llofnod: X

S Coleman

Signature witnessed by / Tystiwyd y llofnod gan: G Jones, Police Constable No 2166



Form / Ffurflen MG11A (CONT / PARHAD)

Page No. / Rhif Tudalen: 4

Continuation of Statement of / Parhad o Ddalganiad: Stephen Coleman

At approximately 23:39 hours on Friday 30<sup>th</sup> May 2008 occurrence number 62080194687 relates to my report that there was a large disturbance at the door of the Nightclub premises with a female fighting with the doormen.

At approximately 19:21 hours on Saturday 21<sup>st</sup> June 2008 occurrence number 62080223143 relates to me passing on information regarding the Nightclub premises being open all night and only having a 12:00 – 0200 hours licence.

At approximately 15:18 hours on Saturday 21<sup>st</sup> June 2008 occurrence number 62080222913 relates to my report of ongoing problems at the location.

On Sunday 13<sup>th</sup> July 2008 the premises opened late for a Poker night event.

At approximately 00:30 hours on Monday 28<sup>th</sup> July 2008 occurrence number 62080265859 relates to my complaint that the Nightclub premises are letting people in and the music is playing. That the lights inside the premises being switched off and people were being allowed into the premises when it should be closed.

On Sunday 3<sup>rd</sup> August 2008 the premises opened until late in the night.

At approximately 01:45 hours Sunday 10<sup>th</sup> August 2008 “Mels cabs” dropped off Debra Richards and other persons off outside the Nightclub premises and they opened the premises up.

At approximately 05:00 hours on Sunday 17<sup>th</sup> August 2008 I saw Debra Richards leaving the premises.

At approximately 00:40 hours on Monday 25<sup>th</sup> August 2008 there was a fight outside the premises.

At approximately 01:22 hours on Saturday 13<sup>th</sup> September 2008 occurrence number 62080321164 relates to my complaint that continual “Lock in” drinking session taking place at the Nightclub premises.

Signature / Llofnod: x S COLEMAN

S Coleman

Signature witnessed by / Tystiwyd y Hofnod gan: G Jones Police Constable No 2166

## Appendix 1

Continuation of Statement of / Parhad o Ddalganiad: Stephen Coleman

During the above-referred period I made numerous other reported occurrences but declined on those occasions to provide by name and address. I also reported unrelated matters to the Police during this period. I am aware the Police have recorded these occurrences.

I am also aware my sister Elizabeth Coleman, other family members, other residents and other persons have reported related and non-related occurrences at Commercial Street, Neath.

I am able to produce numerous posters, letters and even a CD disc which has been posted through my letter box relating to the activities at the Nightclub premises, which can be produced as exhibits if so required by the Licensing Committee.

I am prepared to attend Court and or Licensing Committee to give evidence in this matter if required to do so. I make this statement of my own free will and I am agreeable to any interested third party having access to or a copy of this statement served on them.

Victims' Personal Statement Scheme.

I would like to point out to the decision makers the following:

That the activities of Debra Richards, her staff and the behaviour of the patrons of the Nightclub premises have caused me, my sister and other residents at Commercial Street, Neath. Considerable anxiety, alarm and distress. Our quality of life has been affected by the continual noise, light nuisance and numerous drunkenness related incidents of disturbance and violence which have resulted in numerous persons receiving injuries and becoming distressed which we have also had to witness which has added to our distress.

There are regularly discarded and smashed bottles in the roadway and on the pavements outside the premises and our homes. Person have urinated over and into our properties, vomited, discarded rubbish caused vandalism outside our properties and caused alarm and distress to us by shouting threats, abuse and banging our windows and doors of our properties.

Signature / Llofnod: X

S Coleman

Signature witnessed by / Tystiwyd y llofnod gan: G Jones Police Constable No 2166

Appendix 1

**WITNESS STATEMENT / DATGANIAD TYST**(C.J. Act 1967, S.9; M.C. Act 1980, ss. 5A(3)(a) and 5B M.C. Rules 1981, r.70) /  
(Deddf CT 1967, a.9; Deddf LIY 1980, au.5A(3) (a) 5B; Rheolau LIY 1981, rh.70)

Statement of / Datganiad: Elizabeth Coleman

Age if under 18 / Oed os o dan 18: Over 18 (over 18 insert 'over 18' / os yw dros 18 rhwch 'dros 18')

Occupation / Galwedigaeth: This statement (consisting of 3 pages signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true / Mae'r datganiad hwn (sy'n cynnwys 3 tudalen(nau) a phob un wedi'i llofnodi gennyf) yn wir hyd eithaf fy ngwybodaeth a'm cred ac fe'i gwnaif gan wybod, os caiff ei gyflwyno fel tystiolaeth, y gallaf gael fy erlyn os byddaf o fwriad wedi mynegi unrhyw beth y gwn sy'n anwir neu na chredaf ei fod yn wir.

Signature / Llofnod: E Coleman Date / Dyddiad: 15<sup>th</sup> October 2008  
E Coleman

I am the above named person I am 49 years of age and I reside at the address stated overleaf. I have resided at this address for 37 years.

I am one of ten children and my twin brother Stephen Coleman lives next door but one to me at Commercial Street, Neath.

In 2000 a Nightclub Premises called "Signals Night Club" but also known as the "Dark Arch" and "Bar Metro" located opposite and near to our homes at Commercial Street, Neath, opened providing late night entertainment to members of the public.

Since that time and date, I my brother and other residents at Commercial Street, Neath have had to put up with countless and numerous forms of incidents and occurrences such as noise nuisance, serious disturbances, assaults, vandalism, littering, verbal abuse and threats to ourselves.

The persons responsible for all these occurrences are patrons of the above-referred Nightclub Premises.

Most of the regular noise nuisance and disturbance we have been subjected to is as a result of the premises being allowed to openly flout the Licensing Laws and routinely allowing the premises to either remain open outside the permitted Licensing hours or opening the premises up outside such hours to allow the premises to be used as an "All Night Drinking Establishment".

Signature / Llofnod: E Coleman  
E Coleman

Signature witnessed by / Tystiwyd y llofnod gan: [Signature] Police Constable No 2166

Continuation of Statement of / Parhad o Ddalganiad: Elizabeth Coleman

This behaviour has resulted in the premises being allowed to remain open most weekends throughout the night until around 05:30 hours and on one occasion 06:50 hours.

My brother has made numerous complaints about the lawless activities being committed outside the premises and near to our homes to the Police and Local Authority Licensing Department.

As a result around December 2007 and January 2008 the Neath Port Talbot County Borough Council Licensing Department and Police Licensing Officer instigated on our behalf a Review of the Night Club Premises, which was heard by the Licensing Committee. The Review application failed because on that occasion not all the records were made available to the Licensing Committee to support our concerns.

The Review proceedings were featured in a front page newspaper article in the Neath Edition of the South Wales Evening Post newspaper dated Tuesday 1<sup>st</sup> January 2008.


On Thursday 6<sup>th</sup> March 2008 the issues I, my brother and another resident were being subjected to were further featured in a Neath Guardian newspaper article.

Although the problems with the premises would ease for short periods of time the above-described occurrences affecting my brother, me and my neighbours have continued throughout 2008.

As a result my brother has made numerous complaints and I too have felt obliged to make a number of complaints to the Police which are as follows:

At approximately 00:23 hours on Sunday 30<sup>th</sup> December 2007 occurrence number 62070448091 relates to my complaint of a disturbance outside my home as a result of three male persons dropping trousers in the Street and hammering on my front door.

At approximately 00:33 hours on Sunday 30<sup>th</sup> December 2007 occurrence number 62070448120 relates to me reporting that youths were being abusive towards me and throwing stones at my house

Signature / Llofnod:   
E Coleman

Signature witnessed by / Tystiwyd y llofnod gan: G Jones Police Constable No 2166

Continuation of Statement of / Parhad o Ddalganiad: Elizabeth Coleman

At approximately 05:19 hours on Sunday 27<sup>th</sup> January 2008 occurrence number 62080031332 relates to my complaint that an intoxicated male person had been outside my front door for approximately 15 minutes requesting Police to move him on.

At approximately 03:39 hours on Sunday 10<sup>th</sup> August 2008 occurrence number 62080281382 relates to my complaint that persons were engaged in rowdy behaviour outside the Nightclub Premises at Commercial Street, Neath.

As I have previously stated I am aware my brother has made numerous other reports and complaints.

Since making his statement to the Police the premises has continued opening to the public outside its permitted hours over the weekends.

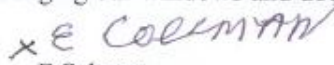
Last weekend the premises opened on Friday evening 8<sup>th</sup> October 2008 and remained open throughout the entire weekend until well into the morning of Monday 11<sup>th</sup> October 2008.

I am prepared to attend Court and or Licensing Committee to give evidence in this matter if required to do so. I make this statement of my own free will and I am agreeable to any interested third party having access to or a copy of this statement served on them.

The Victims' Personal Statement Scheme has been explained to me and as a result I would like to point out to the decision makers the following:

That the activities of the manageress, her staff and the disorderly conduct of the patrons of the Nightclub premises have caused me, my brother and other residents considerable anxiety, alarm and distress. The quality of our life has been affected by the continual noise, light nuisance and numerous drink related incidents, disturbance and violence.

There are regularly discarded and smashed bottles in the roadway and on the pavements outside the premises and our homes. Person have urinated over our and into our properties, vomited, daubed other substances, discarded rubbish caused vandalism outside our properties and caused alarm and distress to us by shouting threats, abuse and banging our windows and doors of our properties.

Signature / Llofnod:   
E Coleman

Signature witnessed by / Tystiwyd y llofnod gan: G Jones Police Constable No 2166



**SOUTH WALES POLICE**  
Working with the Community

Community Safety Department,  
Port Talbot Police Station,  
Station Road,  
Port Talbot,  
"G" BCU.

Tuesday 18<sup>th</sup> November 2008.

Mr J M Sullivan,  
Principal Licensing Officer,  
Neath Port Talbot Council,  
Civic Centre,  
Port Talbot.

Sir,

Application for Review of Premises Licence  
Sections 51 & 87 of the Licensing Act 2003.

The Police respectfully submit an application for a Review of the premises licence on the below referred premises:

Premises: The Arch Bar & Nightclub, Formally known as The dark Arch, Bar Metro and Signals. Neath Port Talbot County Council Premises Number 002050.

Address 11 Commercial Street, Neath SA11 1SB.

The grounds to support the application are included in the attached Section 9 statements from the complainants and summarised below together with other incidents recorded which suggest the Licence Holder namely Debra Elizabeth Richards, 68 Commercial Street, Kenfig Hill, Bridgend CF33 6DL and her staff are not promoting the licensing objectives namely:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

The complainants Mr Stephen Coleman and his sister Miss Elizabeth Coleman have resided at addresses adjacent to the "Arch Nightclub", Commercial Street, Neath in the County Borough of Neath and Port Talbot for approximately 37 years.

Cont'd

Appendix 1

The complainants state that since the premises opened in 2000 that they and other residents at Commercial Street, Neath, have been subjected to countless and varied forms of noise nuisance, incidents of serious disturbance, assaults, littering, verbal abuse and threats and damage.

The complainants allege that the regular noise nuisance and disturbance they have been subjected to is as a result of the above named female manager of the premises openly flouting the Licensing Laws and routinely allowing the premises to either remain open outside the permitted Licensing hours or opening the premises up outside such hours to allow the premises to be used as an "All Night Drinking Establishment".

They further allege the persons responsible for all these occurrences are patrons of the above-referred Nightclub Premises. They also believe the above-named Licence holder has actively encouraged persons to single out their properties because they know they have complained to the authorities.

The complainants allege the premises has been allowed to remain open most weekends throughout the night until around 05:30 hours and on one occasion 06:50 hours.

The complainants have made numerous complaints about the alleged activities being committed outside the club premises and near to their homes.

As a result around at the end of 2007 the Neath Port Talbot County Borough Council Licensing Department caused on their behalf a Review of the Premises licence which was heard by the Licensing Committee in December that year.

The complainants agree that since the Review process the problems from patrons' behaviour outside the premises would ease for short periods. However the above-described occurrences affecting them and their neighbours have continued throughout 2008.

As a result they have felt obliged to make numerous complaints to the Police and Local Authority. The details of which are as follows:

At approximately 00:23 hours on Sunday 30<sup>th</sup> December 2007 occurrence number 62070448091 relates to a complaint of a disturbance outside Miss Elizabeth Coleman's home as a result of three male persons dropping trousers in the Street and hammering on her front door.

At approximately 00:33 hours on Sunday 30<sup>th</sup> December 2007 occurrence number 62070448120 relates to her reporting that youths were being abusive towards her and throwing stones at her house.

Cont'd



At approximately 02:08 hours on Saturday 19<sup>th</sup> January 2008 occurrence number 62080020877 relates to Mr Coleman's complaint of a disturbance outside the Nightclub Premises with a number of persons fighting in the street.

At approximately 05:19 hours on Sunday 27<sup>th</sup> January 2008 occurrence number 62080031332 relates to a complaint from Miss Elizabeth Coleman that an intoxicated male person had been outside her front door for approximately 15 minutes requesting Police to move him on.

At approximately 23:21 hours on Saturday 2<sup>nd</sup> February 2008 occurrence number 62080040094 relates to Mr Coleman's complaint reporting that a female person had been assaulted outside the premises.

At approximately 05:46 and 05:54 hours on Sunday 10<sup>th</sup> February 2008 occurrence numbers 62080049844 and 62080049632 relates to Mr Coleman's complaints that persons were drinking after permitted hours inside the premises and that persons leaving the premises were banging his windows, drunk and disorderly and causing a disturbance.

At approximately 00:19 hours on Sunday 17<sup>th</sup> February 2008 occurrence number 62080059226 relates to Mr Coleman's complaint that persons were fighting outside the Nightclub Premises.

At approximately 14:11 hours on Sunday 30<sup>th</sup> March 2008 occurrence number 62080113356 relates to Mr Coleman's complaint of the ongoing issues surrounding the Nightclub opening passed 04:00 hours on a regular basis with patrons causing a disturbance from within and outside the premises, with rowdy drunken persons fighting in the street outside.

At approximately 01:04 hours on Saturday 5<sup>th</sup> April 2008 occurrence number 62080120921 relates to Mr Coleman's complaint that up to 6 persons were fighting outside the Nightclub premises.

At approximately 00:24 hours on Saturday 19<sup>th</sup> April 2008 occurrence number 62080139088 relates to Mr Coleman's complaint that approximately 7 persons were fighting outside the Nightclub premises.

At approximately 09:52 and 10:04 hours on Monday 5<sup>th</sup> May 2008 a Bank Holiday occurrence numbers 62080160754 and 620801660795 relates to ongoing problems of antisocial behaviour and Mr Coleman's complaint that the Nightclub Premises was continuing to be allowed open all ours and that it appeared that persons appeared to be still coming and going from the premises.

At approximately 01:42 hours on Monday 26<sup>th</sup> May 2008 a Bank Holiday occurrence number 62080188782 relates to Mr Coleman's complaint that 6 persons were fighting outside the premises.

Cont'd

At approximately 23:39 hours on Friday 30<sup>th</sup> May 2008 occurrence number 62080194687 relates to Mr Coleman's complaint that there was a large disturbance at the door of the Nightclub premises with a female fighting with the doormen.

At approximately 19:21 hours on Saturday 21<sup>st</sup> June 2008 occurrence number 62080223143 relates to Mr Coleman passing on information regarding the Nightclub premises being open all night and only having a 12:00 – 0200 hours licence.

At approximately 15:18 hours on Saturday 21<sup>st</sup> June 2008 occurrence number 62080222913 relates to Mr Coleman's complaint of ongoing problems at the location.

On Sunday 13<sup>th</sup> July 2008 Mr Coleman's complained that the premises opened late for a Poker night event.

At approximately 00:30 hours on Monday 28<sup>th</sup> July 2008 occurrence number 62080265859 relates to Mr Coleman's complaint that the Nightclub premises are letting people in and the music is playing. That the lights inside the premises being switched off and people were being allowed into the premises when it should be closed.

On Sunday 3<sup>rd</sup> August 2008 Mr Coleman's complained the premises opened until late in the night.

At approximately 01:45 hours Sunday 10<sup>th</sup> August 2008 Mr Coleman's complained that "Mels cabs" dropped off Debra Richards and other persons off outside the Nightclub premises and they opened the premises up.

At approximately 03:39 hours on Sunday 10<sup>th</sup> August 2008 occurrence number 62080281382 relates to Miss Elizabeth Coleman's complaint that persons were engaged in rowdy behaviour outside the Nightclub Premises at Commercial Street, Neath.

At approximately 05:00 hours on Sunday 17<sup>th</sup> August 2008 Mr Coleman's complaint that he saw Debra Richards leaving the premises.

At approximately 00:40 hours on Monday 25<sup>th</sup> August 2008 Mr Coleman's complained there was a fight outside the premises.

At approximately 01:22 hours on Saturday 13<sup>th</sup> September 2008 occurrence number 62080321164 relates to Mr Coleman's complaint that continual "Lock in" drinking session taking place at the Nightclub premises.

Mr Coleman's complains that since making his statement to the Police the premises has continued opening to the public outside its permitted hours over the weekends.

Cont'd

The complainants state that the premises opened on Friday evening 10<sup>th</sup> October 2008 and remained open throughout the entire weekend until well into the morning of Monday 13<sup>th</sup> October 2008.

In addition to the above referred occurrences it is suspected Mr Coleman made numerous other reported occurrences but declined on those occasions to provide his name and address.

The complainants also reported to the Police unrelated matters which occurred in Commercial Street, Neath and the Police have recorded these occurrences.

Mr Coleman is able to produce numerous posters, letters and even a CD disc which has been posted through the letter box of the front door of his home relating to the advertised activities at the above-referred Nightclub premises, which can be produce as exhibits if so required by the Licensing Committee.

Both complainants are prepared to attend Court and or Licensing Committee to give evidence in this matter if required to do so. They have made Section 9 witness statements which are attached and they are agreeable to any interested third party having access to or a copy of this statement served on them.

In their Victims' Personal Statement Scheme they would like to point out to the decision makers the following:

That the activities of Debra Richards, her staff and the behaviour of the patrons of the Nightclub premises have caused them and other residents at Commercial Street, Neath, considerable anxiety, alarm and distress.

They state their quality of life has been affected by the continual noise, light nuisance and numerous drunkenness related incidents of disturbance and violence which have resulted in numerous persons receiving injuries and becoming distressed which we have also had to witness which has added to their distress.

They continue by stating that there are regularly discarded and smashed bottles in the roadway and on the pavements outside the Nightclub premises and their homes. That person have urinated over and into their properties, vomited, discarded rubbish caused vandalism outside our properties and caused alarm and distress to them by shouting threats, abuse and banging on the windows and doors of their properties.

In addition to the above there are numerous other occurrences have been recorded against the premises during 2008. The details of which are as follows:

Cont'd

At approximately 01:34 hours on Sunday 13<sup>th</sup> January 2008 occurrence number 62080013975 relates to a report that a large fight was taking place outside the Nightclub.

At approximately 12:03 hours on Sunday 13<sup>th</sup> January 2008 occurrence number 62080014330 relates to a report that the theft occurred of a mobile phone and cash from a handbag had taken place at the premises the previous evening.

At approximately 03:49 hours on Tuesday 29<sup>th</sup> January 2008 occurrence number 62080013975 relates to a report that a person was being assaulted by up to five male persons.

At approximately 01:14 hours on Sunday 3<sup>rd</sup> February 2008 occurrence number 62080040324 relates to a report that the ambulance service, were attending a report of a 21 year old female assaulted at location.

At approximately 00:21 hours on Saturday 9<sup>th</sup> February 2008 occurrence number 62080047795 relates to an arrest of a male person for a Public Order offence at Commercial Street, Neath.

At approximately 21:00 hours on Saturday 16<sup>th</sup> February 2008 occurrence number 62080058966 relates to a report that three persons were intending to fight in rear car park of Nightclub.

At approximately 00:29 hours on Sunday 17<sup>th</sup> February 2008 occurrence number 62080059236 relates to a report that a 19 year old male had been glassed.

At approximately 01:30 hours on Saturday 8<sup>th</sup> March 2008 occurrence number 62080085408 relates to a report that 4 males were involved in a disturbance arguing over drugs.

At approximately 15:37 hours on Sunday 9<sup>th</sup> March 2008 occurrence number 62080087571 relates to a report that a drink spiking occurrence had taken place inside the premises the previous evening.

At approximately 13:37 hours on Saturday 15<sup>th</sup> March 2008 occurrence number 62080094613 relates to a report that a necklace had been ripped from a females neck whilst on the dance floor the previous evening at the Nightclub.

At approximately 00:10 hours on Sunday 16<sup>th</sup> March 2008 occurrence number 62080095462 relates to a report that a male and female couple had been assaulted by a member of the door staff at the Nightclub.

At approximately 23:13 hours on Friday 21<sup>st</sup> March 2008 occurrence number 62080102950 relates to a male person arrested for being drunk and disorderly outside premises.

Cont'd

At approximately 02:00 hours on Saturday 5<sup>th</sup> April 2008 occurrence number 62080121006 relates to a report that a male person was arrested for being drunk and disorderly outside the Nightclub.

At approximately 01:04 hours on Monday 5<sup>th</sup> May 2008 occurrence number 62080160475 relates to a report that an ambulance was attending at the location regarding a male with a facial injury following an assault on the dance floor inside the Nightclub.

At approximately 01:53 hours on Monday 5<sup>th</sup> May 2008 occurrence number 62080160530 relates to a report that the informants sons had been assaulted by door staff at the Nightclub.

At approximately 05:39 hours on Monday 5<sup>th</sup> May 2008 occurrence number 6208016059 relates to a report that a member of the door staff head butted the victim during a disturbance inside the Nightclub premises.

At approximately 00:27 hours on Monday 26<sup>th</sup> May 2008 occurrence number 62080188713 relates to a report that a female person had been glassed inside premises and had been thrown out by door staff.

At approximately 01:41 hours on Monday 26<sup>th</sup> May 2008 occurrence number 62080188781 relates to a report that 6 persons were involved in a fight outside the Nightclub premises.

At approximately 16:19 hours on Monday 26<sup>th</sup> May 2008 occurrence number 62080189315 relates to a report that a female person had been assaulted twice by two separate female persons inside the Nightclub premises during the early hours of that morning.

At approximately 03:41 hours on Sunday 1<sup>st</sup> June 2008 occurrence number 62080196476 relates to a report from a resident residing approximately 100 yards from the premises regarding noise nuisance, disturbance from revellers shouting and jeering and causing a general nuisance.

At approximately 23:32 hours on Friday 20<sup>th</sup> June 2008 occurrence number 62080222177 relates to a report that a 17 year old male had been assaulted at the premises.

At approximately 00:21 hours on Saturday 21<sup>st</sup> June 2008 occurrence number 62080222251 relates to a report that a male person had been assaulted by one of the door staff at the premises.

At approximately 02:59 hours on Sunday 10<sup>th</sup> August 2008 occurrence number 62080281356 relates to a report of an ongoing fight in the street involving approximately 15 persons, a knife being drawn and a person shouting "I'm going to stab you".

Cont'd

At approximately 07:33 hours on Friday 29<sup>th</sup> August 2008 occurrence number 62080303365 relates to a report that a male person was drunk in charge of a motor vehicle at that location.

At approximately 10:32 hours on Saturday 20<sup>th</sup> September 2008 occurrence number 62080330195 relates to a report of theft from motor vehicle from outside premises.

At approximately 01:41 hours on Sunday 5<sup>th</sup> October 2008 occurrence number 62080348549 relates to a report of a disturbance and that a male person had been assaulted.

At approximately 02:14 hours on Sunday 5<sup>th</sup> October 2008 occurrence number 62080348587 relates to a report that door staff at the premises had chased persons from premises one of whom had fallen through a roof of an adjacent building.

In addition to the above Neath Port Talbot Council Licensing Officers and myself, have monitored imagery recorded by the Neath Port Talbot County and Borough Council CCTV Camera number 28 located at Commercial Street, Neath and which provides CCTV coverage on Commercial Street and the Milland Road Car Park to the rear of Neath Police Station. Where the following movements at the Arch Bar & Nightclub has been viewed:

**Saturday 10<sup>th</sup> May 2008 (02:00hrs – 07:00hrs)**

02:00 – 02:17	People leaving premises and area.
02:13	Outside light of premises is switched off.
02:33	Person leaves premises and walks off in the direction of Neath Town Centre.
02:33 – 04:44	No comings and goings to the premises were observed.
04:44 – 07:00	Camera scans away from premises towards Milland Road Car Park and does not return to focus on the premises.

**Sunday 11<sup>th</sup> May 2008 (01:50hrs – 07:00hrs)**

01:51 – 03:38	The outside light of premises is switched off. No people in area.
03:38 – 07:00	Camera scans away from premises towards Milland Road Car Park and does not return to focus on the premises.

Cont'd

**Saturday 24<sup>th</sup> May 2008 (01:30hrs – 07:00hrs)**

01:30 – 02:05      A small number of people leave the premises.  
02:05              The outside light of premises is turned off.  
02:05 – 07:00      No persons recorded leaving or entering front of premises.

**Sunday 25<sup>th</sup> May 2008 (01:30hrs – 04:55hrs)**

01:30 – 02:02      A small number of people entered and exited the premises.  
02:02 – 02:09      A large number of people exit premises and walk in the direction of Neath Town Centre.  
02:09 – 02:22      A small stream of people exit the premises.  
02:22              The outside light of premises is turned off.  
02:22 – 04:55      No persons recorded leaving or entering front of premises. Camera spans out to Milland Road Car Park.

**Monday 26<sup>th</sup> May 2008 (01:30hrs – 07:41hrs)**

01:30 – 02:11      A lot of revellers hanging around outside premises.  
01:36              A small argument/scuffle seems to be occurring outside premises and along Commercial Road, Neath.  
01:42              Police arrive outside premises.  
01:46              Police leave.  
02:00 – 02:02      Large amount of people leave premises and walk off in all directions.  
02:10              A man with a red t-shirt on stands outside premises talking with a door supervisor. The man has a glass bottle in hand. He then walks in the direction of Neath Town Centre, drinking from the glass bottle.

Cont'd

02:13 A small group of around 10 people leave premises walk towards Neath Town Centre.

02:17 A group of 7 people walk from the direction of Neath Town Centre, try to gain access to premises. No access gained and return in the direction they came from.

02:29 4 males walk from direction of Neath Town Centre and hang around on Commercial Road, then return in the direction they have come from.

02:32 The outside light of premises goes out.

02:34 – 02:35 4 people leave premises (appear to be staff) get into car opposite premises and drive off towards Neath Town Centre.

04:06 1 male and 1 female seem to leave from the front of the premises and walk up the side steps of the premises in the direction of Milland Road Car Park.

07:41 Camera spans out to Milland Road Car Park.

**Saturday 21<sup>st</sup> June 2008 (00:45hrs – 07:00hrs)**

00:45 – 02:20 A lot of people and cars coming and going outside the Arch.

02:21 Front outside lights of premises go off.

02:47 2 people leave the premises, appear to be staff.

03:00 – 03:04 Taxi pulls up outside the premises from the direction of Neath Town Centre.  
1 male and 1 female leave the premises and walk off in the direction of Neath Town Centre.  
1 other female leaves the premises and approaches the above taxi and talks to the driver, then re-enters the premises.  
The same female then leaves the premises and talk again to the driver; the taxi then drives off in the direction of Milland Road.

03:30 Side outside lights go off.

03:36 4 people leave the premises, give each other piggy banks and run off down the road in the direction of Neath Town Centre.

Cont'd



03:43 – 03:54	Camera spans away to Neath Train Station.
04:28	2 males leave premises.
04:38 – 04:39	3 persons (1 male, 1 female & 1?) people standing outside premises. A white car pulls up outside premises from direction of Milland Road. 2 of the above 3 people get into the car and the car drives off, the 3rd person (a female) re-enters the premises.
04:45	2 females leave premises they appear very drunk!! They can't walk in a straight line towards the direction of Neath Town Centre.
04:50	1 female leaves the premises towards the direction of Neath Town Centre.
05:12 – 07:00	Camera spans to Neath Train Station.

**Sunday 22<sup>nd</sup> June 2008 (00:30hrs – 06:26hrs)**

00:30 – 02:23	Small groups of persons entered and exited the premises.
02:29	Outside lights of premises go off.
03:03	Police car pulls up outside premises flashes blur light then drives off towards the direction of Milland Road.
06:26	Camera spans away from premises.

**Sunday 27<sup>th</sup> July 2008 (01:40hrs – 06:20hrs)**

01:40 – 02:21	Persons leaving premises and area.
02:48	4 persons leave premises toward the direction of Neath Town Centre.
04:06 – 04:10	Taxi pulls up outside the premises from the direction of Neath. Driver exits the vehicle and walks towards the entrance, then gets back into taxi. 1 person enters taxi and taxi drives off towards the direction of Milland Road.
06:20	Camera scans away. <span style="float: right;">Cont'd</span>

**Sunday 10<sup>th</sup> August 2008 (01:30hrs – 08:00hrs)**

01:30 – 02:08            Persons leaving premises and area.

02:21 – 02:27            More persons leaving premises and area.

02:33                      White vehicle pulls up outside.  
2 people get in and vehicle drives off in the direction  
of Milland Road.

02:44                      2 persons leave premises and walk towards the direction of  
Neath Town Centre.

02:47                      1 male walks to premises, unable to establish if he enters  
premises.

02:47                      1 female leaves premises walks towards the direction of  
Neath Town Centre.

02:53                      2 males leave premises and walk towards the direction of  
Neath Town Centre.

02:57                      Male from (02:47) walks away from premises and towards  
Neath Town Centre.

02:58                      2 Females and a mixed sex group of about 8 people leave  
premises and walk towards Neath Town Centre.

03:00                      Males leaves the premises, seems to hang around outside.

03:03                      1 person leaves gets into a waiting car and drives of towards  
Neath Town Centre.

03:12                      Taxi (CV53 UXE) pulls up outside premises from Neath  
Town Centre, 2 people enter taxi and it drives away towards  
Milland Road.

                                 2 females leave premises walk towards Neath Town Centre.

03:18 – 03:21            Group of 3 people leave premises, hang around outside for a  
few minutes then walk off towards Neath Town Centre.

03:25                      1 person seems to be hanging around outside premises.

03:32                      Taxi pulls up, 3 (?) people enter vehicle and it drives off  
towards Milland Road.

Cont'd

03:35 – 03:38	Taxi pulls up outside premises, 2 people enter the taxi and it drives off towards Milland Road.  2 males wearing hoodies, walk towards premises from Neath Town Centre, joined by 3 more casually dressed people and they stand outside the premises for a few minutes before walking off towards Milland Road.
03:50	1 male leaves premises, crosses road then re-enters premises.
04:00	1 male and 1 female leave premises and walk towards Neath Town Centre.
04:29	2 people leave premises get into a waiting taxi which drives off in the direction of Milland Road.
04:30	Taxi pulls up from direction of Milland Road, 2 people get out of the taxi and seem to enter the premises.
04:55 – 05:04	Gang of youths walk from direction of Neath Town Centre behind the premises, then reappear and hang around the side fire doors of the premises before walking back towards Neath Town Centre.
05:17	1 male seems to leave premises and walk towards Neath Town Centre.
05:31	1 male seems to leave premises and walk towards Neath Town Centre.
05:52	1 male (wearing pink t-shirt, jeans and trainers) and 1 female (wearing black cropped trousers and black low cut vest top) leave premises arm in arm towards the direction of Neath Town Centre.
06:15 – 06:17	Taxi pulls up outside premises, 2 people enter vehicle and 1 person talks through window before vehicle drives off towards Milland Road.
06:50	White Private Hire Vehicle, Vauxhall Vectra, pulls up 1 person enters and vehicle drives of towards Milland Road.

Cont'd

**Sunday 28<sup>th</sup> September 2008 (02:00hrs – 07:00hrs)**

02:06 1 person carrying coat walks from premises towards Neath Town Centre.

02:45 Taxi pulls up outside premises, 3 males alight and walk towards Neath Town Centre.

Male person walks down rear lane behind premises and walks off towards Neath Town Centre.

04:23 Camera pans away from premises.

**Monday 29<sup>th</sup> September 2008 (00:00hrs – 06:00hrs)**

00:00 No sign of any persons coming or going to the premises.

00:26 The camera pans away from the premises.

00:28 – 01:18 No sign of any persons coming or going to the premises. Camera pans away from premises.

01:19 – 04:00 No sign of any persons coming or going to the premises. Camera pans away from premises.

04:22 – 06:00 No sign of any persons coming or going at premises.

**Saturday 4<sup>th</sup> October 2008 (00:00 – 06:00 hours)**

00:56 Camera moves to view the Arch Bar.

00:56 – 05:00 No sign of any people coming from or to the premises. The premise seems closed.

Cont'd

Appendix 1

**Sunday 5<sup>th</sup> October 2008 (00:00 – 08:00 hours)**

00:00 – 02:35 A lot of people in street entering and leaving the premises. Vehicular traffic stopping in and driving through street. A large number of people leave premises at 02:19hrs.

01:39 A group of approx 10 males seem to be having words in street.

01:42 One male seems to quickly leave the area, running off in the direction of Neath Town Centre.

01:44 Police vehicle arrives and parks opposite premises one male seems very intoxicated or hurt.

01:51 Police van and ambulance attend.

01:53 2 Police Officers seem to enter the premises.

01:56 Ambulance leaves.

02:00 Police leave.

02:19 A lot of people leaving premises and another ambulance and Police van arrive.

02:35 Camera scans away and focuses on the garage/tyre place up the road.  
Fire Engine/Ambulance and Police are in view.  
Camera stays in that position.

**Monday 6<sup>th</sup> October 2008**

Camera on Neath Train Station car park before that time.

00:30 – 02:30 No sign of any people coming from or to the premises. The premise seems closed.

Cont'd

**Friday 10<sup>th</sup> October 2008 (01:00hrs – 07:00hrs)**

Camera not trained on premises.

**Saturday 11<sup>th</sup> October 2008 (00:00hrs – 06:00hrs)**

00:00 Camera not trained on premises. Heavy rain prevailing visibility poor.

02:50 No sign of any persons coming or going to the premises.

04:16 Camera pans to rear of premises.

05:02 – 06:00 Camera returns to front of premises.  
No sign of any persons coming from or to the premises.

**Sunday 12<sup>th</sup> October 2008 (00:00hrs – 07:00hrs)**

00:00 – 02:12 No sign of any persons coming from or to the premises.  
Camera pans away from premises.

02:43 – 06:54 No sign of any persons coming from or to the premises.  
Camera pans away from premises.

The Police request that favourable consideration is given by the Principal Licensing Officer and the Neath Port Talbot County Borough Licensing Sub Committee for the imposition of the following Mandatory Licensing Conditions on the Licence holders and the Premises namely:

1. Where a Premises License authorises the supply of alcohol, the following conditions apply:
  - (a) No supply of alcohol may be made under the Premises License –
    - (1) At a time when there is no Designated Premises Supervisor in respect of the Premises Licence or;
    - (2) At a time when the Designated Premises Supervisor does not hold a Personal Licence or their Personal Licence is suspended.

Cont'd

2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. No persons under the age of 18 years to be allowed entry into the premises at any time.
4. Permitted hours for Premises Licence to be reduced to 10:00-01:00 hours Monday – Saturday and 12:00 - 00:00 hours on Sunday.
5. No entry / Re Entry into Premises 2 hours before end of permitted hours.
6. The Premises License Holder, Designated Premises Supervisor and suitably trained staff to fully participate in the Neath Port Talbot Business Crime Retail Partnership (BCRP), Pub Watch and Nite-Net radio Schemes and attendance at such meetings to be mandatory under the conditions' of the Licence.
6. The Premises Licence Holders, Designated Premises Supervisors shall take all steps reasonably practicable to prevent a noise nuisance to any Neighbouring properties, with no noise to be heard inside the nearest noise sensitive premises during hours of operation, during sound checks prior to commencement of the entertainment and as patrons leave the Premises.
7. The Premises Licence Holders, Designated Premises Supervisor shall display prominent, clear and legible notices at all exits requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
8. A Proof of age policy to the satisfaction of South Wales Police Community Safety Department and the Neath Port Talbot County Borough Trading Standards Department will be in place (Challenge 21).
9. The Premises CCTV system will be a digital system, upgraded and operated and maintained in conjunction with and advice and the reasonable recommendations and requirements of the Police Licensing and Divisional Crime Prevention Officers, including image retention and retrieval requirements for 31 days. With duty staff adequately trained in its use at all times the premises are operating during permitted hours. The system to be operated at all times that the premises are open to the public. CCTV Cameras to cover all public areas (excluding toilets), including the exterior of the premises (Front and Rear), any queues, areas where door supervisors stand (To protect them from false allegations) front and emergency exits.
10. An Anti Drug policy to the satisfaction of and agreed by the Police Community Safety Department and Local Authority will be in Force.

Cont'd

11. Polycarbonate Glasses only to be used between Thursday and Sunday and no glasses or bottles will be permitted to leave the premises.
12. The Premises will not promote or encourage illegal, irresponsible or Immoderate consumption of alcohol i.e. 2 drinks for the price of 1, Happy Hour and Fixed admission Drink all night for free offers.
13. All patrons will be subject to random searches as a condition of entry into the Premises.
14. The Premises will promote a drug safe environment.
15. The Premises Licence Holder, Designated Premises Supervisor under the terms of the Licensing Conditions will assist and accommodate Police, Local Authority Joint Agency operations and initiatives in the promotion of a drug safe environment and the licensing objectives.
16. The variation of the premises will not increase in any risk to public safety.
17. The premises will operate an incident reporting system which will be readily available for Police and Local Authority inspection.
18. The premises will operate a duty staff and security personnel duty log which will be readily available for Police and Local Authority inspection.
19. All door supervisor / Security Staff to be registered with the Security Industry Agency (SIA) and whilst on duty at the premises be in possession of a current and valid (SIA) authorisation card which will be readily available for Police and Local Authority inspection.
20. The maximum permitted numbers on the premises will remain at the same levels for the ground and first floor.
21. A Counter system will remain in place to monitor and ensure the maximum numbers of the premises are not exceeded in each area of the premises i.e. ground and first floor.
22. The Premises Licence Holder and Designated Premises Supervisor will remain the responsibility for ensuring that appropriate numbers of door supervisors are on duty at the premises. The minimum door / security staff at the premises to be increased to five after 21:00 hours. Two door staff on front door, one other on ground floor and a further two staff on first floor. Staff and door / security staff to implement and operate a radio communication system in premises during hours of operation.
23. All windows and doors will be kept closed to minimise noise escaping from the premises.

Cont'd



24. No alcohol to be served to persons under 18 years of age.
25. No persons under the age of 18 years of age will be allowed entry to the premises whilst the bars for the sale of alcohol are in operation.
25. Suitable non glass receptacles only (Agreed in consultation with Police) to be used at premises on days considered to be "Major Event" days in area.
26. This will include all days between Mondays and Sundays. A "Major Event" will be defined as such by or on behalf of the Chief Officer of Police.
27. Premises to supply staff to marshal and supervise queues at all times when such events occur.
28. Slower tempo and quieter music to be played from period commencing 30 minutes prior to closure of premises / conclusion of entertainment or dancing.
29. Premises shall actively participate in the Neath Port Talbot exclusion order scheme.
30. No patrons once admitted inside the premises to be allowed to consume alcohol or other beverages outside the front entrance of the premises or congregate at that location.
31. No entry is to be permitted to the premises by any door other than those directly from Commercial Street, Neath and after 21:00 hours only the Club entrance doorway should be used. Doors to the rear of the premises are to be used solely for emergency exit purposes.

I have to report that Senior Police Officers at Force and Divisional Command Team level and supported by rank and file officers from within the Neath Port Talbot Division, have serious concerns about late night alcohol related violence and incidents' of Public Order Anti-Social Behaviour.

This is a concern echoed throughout the Country and highlighted recently in the National Media.

It is respectfully pointed out that when comparison is made between the above occurrences recorded against the premises with residential population of more densely populated areas within Neath and Port Talbot area. The occurrences recorded at Commercial Street, Neath are unacceptably high.

Cont'd

This negatively impacts on the complainants, other local, residents, and Commercial Premises in the area and affects the general perception of the Commercial Street area of Neath.

I am aware the premises have temporarily closed but its licence is still in force and information has been received the premises will reopen in December 2008 for the Christmas period.

As a result of the above and on behalf of the Chief Officer of Police I respectfully apply for a review of the Premises Licence is undertaken under Sections 51 & 87 of the Licensing Act 2003 so that the above requested conditions can be imposed on the Licence Holder and Premises at the earliest opportunity.

The above information is submitted for your perusal and consideration.

Yours Faithfully



Gareth Jones  
Police Constable 2166  
Licensing Officer

STEVEN COLEMAN  
7, Commercial Street,  
Neath  
Sail 15B.

RECEIVED ON

15 DEC 2008

LICENSING

Dear Mr Sullivan,

I am writing to you on behalf of myself and the residents of "Commercial Street," with regards to the re-opening of the "Arch Bar and nightclub".

It is basically a disgrace that this place could even be considered to re-open again.

For the last couple of weeks whilst the place has been closed myself and other people around here can see the difference.

There has been no trouble whatsoever and no damage, intimidation from revellers, enclosed is also a few major issues as to why the place should be staying closed.

Please reply by either phone or letter as soon as you receive this

S Coleman..

I REFER TO THE RECENT APPLICATIONS FOR A PREMISES LICENCE ON THE ARCH BAR AND NIGHTCLUB.

17 DEC 2008

LICENSING

I WISH TO OPPOSE THE GRANTING OF THIS LICENCE OWING TO GROUNDS AS STATED.

1. THE PREVENTION OF CRIME AND DISORDER (PUBLIC SAFETY)
2. THE PREVENTION OF PUBLIC NUISANCE.

ALSO THE REASONS FOR OPPOSING THIS LICENCE ARE THAT:

- A. THE ABOVE GROUNDS HAVE BEEN CONTRAVENED HISTORICALLY IN THE PAST
- B. THAT THE CONDITIONS HAVE NOT CHANGED FOR THE ABOVE TO HAPPEN AGAIN.
- C. DETRIMENTAL TO COUNCILS POLICY TO REGENERATE THIS AREA BECAUSE OF THE GROUNDS THAT HAVE BEEN BROKEN IN THE PAST.
- D. THAT NEIGHBOURS WILL NOT BE ABLE TO HAVE QUIET ENJOYMENT OF THEIR HOMES WITH BEEN WOKEN IN THE EARLY HOURS OF THE MORNING - BY ROUDY AND ANTISOCIAL BEHAVIOUR BECAUSE OF ALCOHOL, & YOUNG PEOPLE. <sup>THE EFFECTS</sup>
- E. IT FALLS WITHIN RESIDENTIAL AREA WHERE OTHER BARS AND NIGHTCLUBS DO NOT.
- F. THAT - THIS ESTABLISHMENT ATTRACTS YOUNG ADULTS MORE THAN ANY OTHER IN NEATH AND -

GIVES RISE TO DUNGE DRINKING AND  
IRRESPONSIBLE BY INEXPERIENCED TEENAGERS,-  
THAT HAVE SERIOUS EFFECTS ON THEIR HEALTH +  
WELLBEING, WHICH - WILL ONLY FUEL THIS TREND  
BY ISSUING A LICENCE.

RESIDENT AT N/O 6 Commercial ST.  
07912305132

Sunday 14<sup>th</sup> dec



lee walkins  
4 Commercial st  
Neath SA11 1SB

To whom it may concern,

I am the owner of the garage at 4 Commercial street, and if you look back to thursday march 6 2008 in the Neath Guardian myself and Stephen Coleman appeared in it regarding the harassment my business and the residents of Commercial street were suffering from the customers from the Arch bar and nightclub.

I have paid out over £1,000 pound due to this sick behaviour, cars belonging to me that are at the site have been vandalised.

I have great concern in the re-opening of this place, everytime I reported these incidents to the police that's all I got was crime numbers.

I have given Stephen Coleman my permission to represent me in any meeting regarding this place re-opening, its about time he were listened too and something was done to stop this happening again, because that's what will happen if it re-opens.

Lee Walkins

8 Commercial Street  
Neath  
Sail 153

By  
Maddu,  
Hocul.



We are the residents of 8 Commercial Street, and we have given Mr Stephen Coleman of 7 Commercial St, our opinion of the re-opening of Bar metro + Signals nightclub, as we are very poor in speaking English, we are Polish, our letter is being written by Mr Coleman as we are explaining our concerns with the club, and pub.

We both work shift work 12 hours a day and our friend whom also lives with us also works on shift hours.

Since the club has been closed we have had peace, no door kicking, no glass smashing on our door step, no music blasting or fighting outside our property, we would like Mr Coleman to represent us all in the concerns of the place opening.

When the club was open there was a lot of crime and public nuisance occurring, our concern is for our safety and to have a peaceful life whilst living at 8 Commercial Street, if this place opens our lives will have to be once again terrorised by crime and intimidation of people going

back and fore the Bar metro +  
Signals Nightclub.

this Club opens 24 hours a day  
and its wrong, we are innocent  
people trying to build our lives up,  
Work long hours and its wrong if  
this place re-opens.

If this Situation was happening  
in "Poland" this place would be  
closed down for good and the  
residents would be the main concern  
regarding safety,

We wish Stephen Coleman to  
represent us in respect of the  
application regarding the Bar and  
nightclub.

yours faithfully

By  
Steel,  
Guy



Miss E Coleman,  
9, Commercial Street  
Neath  
SA10 1SB.



Dear Mr Sullivan

I am writing to you on behalf of myself and the residents who live at Commercial Street.

I cannot believe that you letting the Arch Bar and night club to re-open again. Because the last couple of weeks we have had our own lives back again we are not afraid any more to open our front doors. The reason for this no abuse no shouting throw the letter box Drugs, condoms, stones in socks, cigarettes, no bagging at front door or windows stones at bedroom windows.

There is under age drinking open till late hours. Taxie Picks people up at 5 o'clock in the morning we think that there is no one there but there is loud music coming from they arch. they turn the lights out. They set their alarms off at all times.

There has not been any trouble since the Arch have been closed no damage to anything and it ~~is~~ is so nice to live in Commercial Street now.

E Coleman

## Proposed Conditions

### Arch Bar & Nightclub Commercial Street Neath

- 1) The premises licence holder shall actively participate in the Neath Port Talbot Business Crime Reduction Partnership (BCRP) Pubwatch and Nite Net radio schemes and the premises licence holder or a representative shall attend all meetings of BCRP and Pubwatch. – **additional condition**
- 2) Prominent, clear and legible notices shall be displayed at all exits requesting patrons to respect the needs of local residents and leave the premises and the area quietly. - **additional condition**
- 3) The Challenge 25 proof of age or similar scheme as agreed with the police shall be operated at all times whilst the premises are open to the public. - **replaces existing condition**
- 4) A digital CCTV system is to be implemented in accordance with best practice and the requirements of the police. The system shall provide coverage for all public areas and exits (both internally and externally). Images must be retained for a minimum of 31 days, and the system must be operational at all times when the premises are open to the public. All relevant staff must be properly trained in the use of the CCTV to ensure that these requirements can be met. Recordings shall be made available immediately on request by police or authorised officer of the licensing authority. - **replaces existing condition**
- 5) An anti drugs policy agreed with the police must be implemented and in operation at all times whilst the premises are open to the public. A drugs drop safe is to be installed and maintained in accordance with police requirements and provision made for random searches and drug testing procedures of patrons in accordance with police requirements. - **additional condition**
- 6) The premises will not promote or support or encourage irresponsible or extreme consumption of alcohol e.g. happy hours, combined entry and drinks. - **additional condition**
- 7) Customers shall be subjected to searches for illegal substances; offensive weapons etc by appropriate security personnel as a condition of entry to

the premises. – **additional condition**

- 8) The premises shall maintain a log of all incidents occurring at or in the vicinity of the premises.  
This will include details of any disorder, assaults, theft, possession/supply of illegal substances and persons ejected or refused entry to the premises.  
The log shall record the date and time of the incident, the personnel involved and reporting the incident, action taken and where appropriate the outcome of the incident. This must be kept available for inspection by the police and the licensing authority at all reasonable times. – **additional condition**
- 9) The premises licence holder will provide and maintain a register of all door supervisors operating at the premises.  
This shall contain the name, address and licence number of each person carrying out security duties as well as the date and time commenced, and time completed his/her duties and shall be signed by the door supervisor. The register shall be available for inspection on demand by the police or authorised officer of the licensing authority. - **additional condition**
- 10) The premises licence holder shall operate and maintain a counting system to monitor the number of persons entering and exiting the premises to ensure that maximum numbers are not exceeded. - **additional condition**
- 11) The premises licence holder shall operate and maintain a minimum of two door supervisors at the premises whenever regulated entertainment is provided.  
When both the ground floor and the first floor are in use a minimum of four door supervisors shall be provided. – **additional condition**
- 12) The premises licence holder shall ensure that all windows and doors are kept closed whilst regulated entertainment is being provided. - **additional condition**
- 13) The premises licence holder shall ensure that access to the premises for customers to be via the main entrance on Commercial Street.  
After 23.00 hours all access must be via the club/first floor entrance.

All other external door must only be used for emergency exit purposes.-  
**replaces existing condition**

- 14) All drinks provided on the premises shall be supplied in polycarbonate or similar drinking vessels. - **replaces existing condition**
- 15) The premises licence holder shall cooperate with the police in carrying out any crime reduction or detection operation at or in connection with the premises e.g. use of drugs detection dogs, drugs itemiser. - **additional condition**