

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

(Civic Centre, Port Talbot)

Members Present:

16th July, 2013

Chairman: Councillor H.G.Rawlings

Vice Chairman: Councillor H.M.Bebell

Councillor: J.S.Evans

Officers in Attendance: N.Chapple (Licensing Section);
B.Thorne (Legal Section);
Ms.C.Grocutt (Committee Section).

**Representative of the
Police Authority:** P.C. J.Williams

Report of the Head of Legal Services

1. **LICENSING ACT 2003 (HEARINGS) REGULATION 2005 –
APPLICATION FOR A REVIEW OF A PREMISES LICENCE –
THE WOOLPACK, 68 HIGH STREET, GLYNNEATH**

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

P.C. John Williams and the parents of the designated premises supervisor and personal licence holder at the Woolpack, Mr. and Mrs. John Hughes, attended the meeting.

The Licensing Officer gave Members an overview of the application made by South Wales Police, who had requested that certain conditions be attached to the licence which were outlined in Appendix 2 of the circulated report. The Officer also referred to certain conditions on the premises licence, outlined in Appendix 1 of the circulated report, which the Licensing Section wished to have removed as they were now unenforceable and no longer necessary.

The Committee was also advised that the Police's Condition 6 be amended to read:

“No open drinking vessels shall be taken out of the premises”.

PC Williams and Mr. & Mrs. Hughes confirmed that they were happy with that amendment.

PC Williams then addressed the Committee on the incidents which had led to the Police asking for a review of the license, and the reasons for requesting that the additional 10 conditions be imposed. The Police considered that the imposition of those conditions would overcome the concerns they had in respect of the premises. He produced an email that had been received from the premises license holder Mr. Robert Levin agreeing to those conditions. Mr. & Mrs. Hughes also confirmed that they had no objection to them.

The Committee agreed that the conditions suggested by the Police were appropriate for the promotion of the licensing objectives of the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

The Sub Committee then adjourned in order to reach its final decision, before all parties returned to the meeting.

RESOLVED: that after consideration of all the evidence of the parties concerned, and to promote the licensing objectives of the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm, the Sub Committee agreed to modify the premises licence as follows:-

Additional Conditions:

1. A digital CCTV system shall be installed at the premises which will be operational at all times when the premises are open to the public. The system must provide coverage of the following areas:-

- the entrances and exits of the premises;
- the interior public areas of the premises;
- the rear garden of the premises;

The CCTV recordings must be retained for a period of 31 days and made available for viewing by the Police or an authorised officer of the Licensing Authority on request (the Committee noted that following liaison with the premises license holder, Mr. Levin, a satisfactory CCTV system had already been installed to cover this requirement).

2. There must be a person on duty at any time the premises is open to the public who is able to operate the CCTV system and download images to a format to enable an Officer under the above condition to take away footage.

3. An incident recording book shall be maintained at the premises showing details of the date and time of all assaults, injuries, accidents or ejections, as well as details of the members of staff involved, the nature of the incident and the action/outcome. The book must be kept available for inspection by the Police and authorised officers of the Local Authority.

4. A refusal book shall be maintained recording the date and time of all attempts by persons under the age of 18 to purchase alcohol. The book shall be made available for viewing by the Police and/or authorised officers of the Licensing Authority on request.

5. No glasses, bottles or alcoholic beverages must be taken into the premises.
6. No open drinking vessels shall be taken out of the premises (for the avoidance of doubt the premises does not include the rear garden so no open drinking vessels shall be taken into the rear garden).
7. There must be no entry or re-entry to the premises in the hour before the end of permitted hours.
8. Doors and windows to the premises must be kept closed whenever regulated entertainment is provided.
9. A Challenge 21 Policy will apply and proof of age will be required from any person who appears to be under the age of 21 years who attempts to purchase or consume alcohol. The means of verification should be restricted to:-
 - Photo card driving licence or passport.
10. The premises will participate in the ID Retention Scheme whereby any ID presented falsely by a person at the premises or that which has been altered to misrepresent the identity of a person will be retained and forwarded to the Police in order that the identity can be forwarded to the issuing authority.

Conditions to be removed:

Amplified music will be controlled behind the bar and turned down at 23.00.

CCTV inside.

Noise levels preset to prevent noise disturbance outside.

All embedded restrictions apart from permitted hours for New Year's Eve.

CHAIRMAN