

LICENSING (2003 ACT) SUB COMMITTEE

(Civic Centre, Neath)

Present:

26th August, 2005

Chairman: Councillor J.Myers

Vice Chairman: Councillor Mrs.P.J.Thomas

Councillor: Mrs.J.Jones

Officers in Attendance: I.Davies (Legal Section)
Mrs.A.Manhipp (Committee Section)

Licensing Officer: J.Sullivan

Applicants: Mr.R.Lucas (Celtic Inns) (Case 1)
Mr.M.B.G.Broad (Case 2)

Interested Parties: Mr and Mrs Williams (Case 1)

Report of the Head of Legal Services

1. **LICENSING (2003) ACT - PREMISES LICENCE APPLICATION –
THE FERRYMAN INN, 136 NEATH ROAD, BRITON FERRY,
NEATH**

The Sub Committee was asked to consider an application for both Conversion and Variation of a Transitional Premises Licence for the Ferryman Inn, 136 Neath Road, Briton Ferry, Neath.

The applicant's representative, Mr.R.Lucas, from Celtic Inns was present together with objectors to the application.

A plan indicating the site of the premises which was the subject of the application was circulated at the meeting.

(a) Conversion Application

The Sub Committee was informed that, as the premises had traded as a Public House for many years, the applicant would be entitled to a premises licence for the sale of alcohol, with the previous permitted hours becoming conditions of the new licence.

RESOLVED: that the undermentioned conversion application be granted:-

**Premises – The Ferryman Inn, 136 Neath Road,
Briton Ferry, Neath**
Applicant – Celtic Inns Ltd

Permitted Hours:

Sale of Alcohol:

1000 – 2300 Monday - Saturday

1200 – 2230 Sunday

(On and Off premises)

(b) Variation Application

The circulated report contained details of the application for the variation of a premises licence during the transitional period under Schedule 8 of the Licensing Act 2003.

As a result of objections received it was noted that the applicant had amended the application, as follows, and that both the Police and Environmental Health had withdrawn their objections to the variation:-

(i) Supply of alcohol

1100 – 0000 Sunday – Thursday

1100 – 0100 Friday – Saturday

Opening Hours

0900 – 0030 Sunday – Thursday

0900 – 0130 Friday – Saturday

Late Night Refreshment

2300 – 0030 Sunday – Thursday

2300 – 0130 Friday – Saturday

Mr. Lucas of Celtic Inns confirmed that these were the amended hours.

In accordance with the prescribed procedure, the Sub Committee heard representations from the Applicant who was then questioned by all relevant parties. The circulated report contained details of information provided by the applicant relating to the promotion of the four licensing objectives.

The circulated report also contained details of written representations received.

Verbal representations were also received from the objectors present to the variation application, who were then also questioned by all relevant parties concerned.

The Sub Committee adjourned following receipt of all representations prior to reaching its final decisions.

RESOLVED: that the variation application be granted as follows, subject to the conditions outlined at the hearing and other conditions consistent with the operating schedule which would be confirmed in writing to the applicant:-

**Premises – The Ferryman Inn, 136 Neath Road,
Briton Ferry, Neath
Applicant – Celtic Inns Ltd**

(i) Licence Activities:-

Supply of Alcohol:

1100 – 0000 Sunday – Thursday

1100 – 0100 Friday – Saturday

(On and Off premises)

Opening Hours:

0900 – 0030 Sunday – Thursday

0900 – 0130 Friday – Saturday

Late Night Refreshments:

2300 – 0030 Sunday – Thursday

2300 – 0130 Friday – Saturday

All regulated entertainment

1100 – 2330 Monday – Sunday

2. **LICENSING (2003) ACT – TRANSITIONAL PREMISES
LICENCE APPLICATION – FARMERS ARMS, 42 BURROWS
ROAD, SKEWEN, NEATH**

The Sub Committee was asked to consider an application for both Conversion and Variation of a Transitional Premises Licence for the Farmers Arms, 42 Burrows Road, Skewen, Neath.

The applicant, Mr.M.B.G.Broad, attended the meeting. Also in attendance was the Fire Service which had objected to the above application.

A Plan indicating the site of the premises which was the subject of the application was circulated at the meeting.

(a) Conversion Application

The Sub Committee was informed that, as the premises had traded as a Public House for many years, the applicant would be entitled to a premises licence for the sale alcohol, with the previous permitted hours becoming conditions of the new licence.

RESOLVED: that the undermentioned conversion application be granted:-

**Premises – Farmers Arms, 42 Burrows Road,
Skewen, Neath**

Applicant – Mr.M.B.G.Broad

Permitted Hours:

Sale of Alcohol:

1000 – 2300 Monday – Saturday

0000 – 2230 Sunday

(On and Off premises)

(b) Variation Application

The circulated report contained details of the application for the variation of a premises licence during the transitional period under Schedule 8 of Licensing Act 2003.

The Sub Committee noted that, due to discussions held prior to the meeting with the Fire Officer, the objections of the Fire Service had been withdrawn. In addition, due to the provision of music being background music only, the objections of Environment Health had also been withdrawn.

In addition to the above, it was noted that the request to remove all embedded restrictions inherent in the Licensing Act 1964, Cinematography (Safety) Regulations 1955 and the Children and Young Persons Act 1953 had also been withdrawn.

In accordance with the prescribed procedure, the Sub Committee heard representations from the applicant who was questioned by all relevant parties concerned.

The circulated report contained details of information provided by the applicant relating to the promotion of the four licensing objections.

As a result of representations received from the Police the applicant agreed to reduce the number of non-standard events to 12 per annum, at the applicant's discretion.

RESOLVED: that the variation application be granted as follows, subject to the conditions outlined at the hearing and other conditions consistent with the operating schedule which would be confirmed in writing to the applicant:-

**Premises – Farmers Arms, 42 Burrows Road,
Skewen, Neath**

Applicant – Mr.M.B.G.Broad

Supply of Alcohol

1100 – 0000 Sunday – Thursday

1100 – 0100 Friday – Saturday

(Non Standard Timings)

1100 New Years Eve – 2300 New Years Day
1100 – 0100 on Fridays and Saturdays, and Sunday
and Monday on Bank Holiday Weekends, Christmas
Eve and Boxing Day

1100 – 0130 on 12 occasions per year. A minimum of
7 days notice to the Police and the Licensing
Authority and an absolute veto for the Police in
respect of any of these occasions.

Opening Hours

1100 – 0030 Sunday – Thursday

1100 – 0130 Friday – Saturday

(Non Standard Timings)

Opening hours may be extended on Bank Holidays
and “event days” to 30 minutes after the extension
granted.

Films

Times as for opening hours.

Indoor Sporting Events

1100 – 0000 Sunday to Thursday

1100 – 0100 Friday to Saturday

(Non Standard Timings)

Extended on Bank Holidays and “event days” in line
with the sale of alcohol

1100 – 0000 Sunday to Thursday

1100 – 0100 Friday to Saturday

(Non Standard Timings)

Extended on Bank Holidays and “event days” in line
with the sale of alcohol

Live Music

2000 – 2300 Monday – Sunday

Seasonal variations:

Occasionally the premises holds charity days where live music takes place between 1400 and 1700.

(Non Standard Timings)

2000 – 2330 Christmas Eve and Boxing Day

Recorded Music

2000 – 2300 Monday to Sunday

Except that “background music” to be allowed from 2300 to the close of premises.

(Non Standard Timings)

2000 – 2330 Christmas Eve and Boxing Day

Activity like Music/Dance

2000 – 2300 Monday – Sunday

(Non Standard Timings)

2000 – 2330 Christmas Eve and Boxing Day

Facilities for making music

2000 – 2300 Monday – Sunday

(Non Standard Timings)

2000 – 2330 Christmas Eve and Boxing Day

Facilities for dancing

2000 – 2300 Monday – Sunday

(Non Standard Timings)

2000 – 2330 Christmas Eve and Boxing Day

CHAIRMAN