

LICENSING (2003 ACT) SUB COMMITTEE

28th June 2006

DIRECTORATE OF FINANCE AND CORPORATE SERVICES

**REPORT OF THE HEAD OF LEGAL SERVICES
– C.A. JOHN**

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1.1. Application for Premises Licence

Ref.No.: 003436 Wards Pontardawe
Affected:
Premises Name: Mr P Turner & Mr S Price
Premises Address: Car Park, Paradise Nightclub, Pontardawe, Swansea
Applicant Name: Mr Paul Turner
Applicant Address: 32 Ynys Y Mond Road, Alltwen, Pontardawe, Swansea, SA8 3BA
DPS Name:
DPS Address:
Application Date: 10/05/2006

1.2. Licence Application

The applicant seeks to provide licensable activities as follows:

Provision of late night refreshment

Opening Hours - Standard Timings:

Thursday - Saturday 22:00 04:15

Non-standard Timings:

Bank Holidays 22:00 04:15

1.3. Background Information

Burger Trailer 10'0" x 8'0'

1.4. Promotion of Licensing Objectives

The following information has been provided by the applicant:

General - all four Licensing Objectives:

Having worked there since 1986 I am well known to most of the customers and their parents. I feel that this discourages a lot of disorder.

The Prevention of Crime & Disorder:

Report incidents to Police.

Public Safety:

Park trailer so that it does not cause an obstruction. Carry first aid box and mobile phone.

The Prevention of Public Nuisance:

Provide Bin. Clear rubbish at end of shift.

The Protection of Children from Harm:

Advise children to go home as it is an adult venue.

1.5. Relevant Representations:

Responsible Authorities Representations

Police

In respect of the application for a premises licence for the above, I wish to object on the following grounds:

2. In the interests of public safety, the proposed site for this burger van is at the narrowest part of the car park. Vehicles use the car park directly outside the Paradise Nightclub, resulting in safety concerns when any are driven past the van and any resultant queue. There is only one exit point to the car park, the potential danger of having persons congregating on a roadway contravenes the objective of promoting public safety.

3. There are a number of residential properties in the vicinity. Such an outlet licensed until 4:15am will impede the dispersal of persons in the early hours. Experience shows that persons leaving licensed premises congregate at food outlets, resulting in noise disturbance and public order.

4. The premises is located in a residential area the small town of Pontardawe, and the Sector Inspector has expressed concerns regarding permission of the sale hot food until 4:15am. The time for potential social disturbance will be extended as a result of these hours. The policing implications in respect of premises open for this length of time are extensive. There have been a number of incidents associated with this area, and there is a peak of alcohol

related incidents which increases at 11p.m., until 3a.m. to permit premises to open until 4:15a.m. would extend the time for incidents to occur. This is contrary to the licensing objectives, public safety, public nuisance and prevention of crime and disorder. There are residential properties in the vicinity, on whom, along with the levels of incidents in the area, such a late licence will have a detrimental impact.

5. Pontardawe is a small town, it is not a city centre, there are residential properties in the area.

6. There is no capacity for these premises.

7. Glass or metal vessels must not be used. This is in the interests of public safety and to reduce crime and disorder.

8. There is no CCTV covering the area or the premises.

Submitted for your information and consideration.

Interested Parties Representations

No representations

1.6. Policy Considerations

It is considered that the following policies are relevant to this application:

Statement of Licensing Policy

6.0 *Crime & Disorder*

6.2 *The council acknowledges that licensed premises, especially those offering late night/early morning entertainment, alcohol and refreshment for large numbers of people, can be a significant source of crime and disorder problems. The council expects the licensing trade to fully co-operate and play its part in minimising crime and disorder.*

6.6 *In addition to the requirements that the Council promote the licensing objectives, it also has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to*

prevent crime and disorder in the County Borough. The council is required therefore to have particular regard to the likely impact of licensing on crime and disorder. The nature or type of premises, its location, the hours of operation, its impact on the area, the operation and management of premises are all significant factors, which can impact on crime and disorder. All applications for licences or certificates including renewals and variations will be expected to have addressed these matters within the operating schedule.

1.8. Officer's Observations

Representations from the police express concern at the operating hours sought and public safety issues in respect of the location of the trailer. The operating hours under the applicants street trading consent are until 2.30am. The Licensing Act 2003 requires that this activity is licensed and is in addition to the need for a street trading consent.

The later operating hours being sought by this application is to take account of the later hours now being operated at the Paradise nightclub from where the majority of the applicant's customers originate.

However, it should be stressed that this application should be considered entirely on its own merits and the operating hours of other premises should not be taken into account.

1.9. Recommendation

That members determine the application after taking into account the representations received.

List of Background Papers

Application for a Premises Licence.

Officer Contact

J Sullivan Principal Officer Licensing
Tel (01639) 686326 email j.sullivan@npt.gov.uk

Wards Affected

Pontardawe

2.1. Licence Application for Premises Licence

Ref.No.: 004939 Wards Neath East
Affected:

Premises Pizza Pyramid
Name:

Premises 124 Briton Ferry Road, Melyn, Neath, SA11 1AT
Address:

Applicant Mr Gursewak Singh Gill
Name:

Applicant Pizza Pyramid, 124 Briton Ferry Road, Melyn, Neath,
Address: SA11 1AT

DPS Name:

DPS Address:

Application 08/05/2006
Date:

2.2. Licence Application

The applicant has amended his original application to take account of representations made by responsible authorities. The amended application is as follows:-

Late Night Refreshment:
Opening Hours - Standard Timings:
Sunday - Thursday 23:00 00:00
Friday & Saturday 23:00 00:30
Non-standard Timings:
Bank Holidays 23:00 00:30

Late Night Refreshment:
Sunday - Thursday 23:00 00:30
Friday & Saturday 23:00 01:00
Non-standard Timings:
Bank Holidays 23:00 01:00

2.3. Background Information

Late night takeaway shop situated in Briton Ferry Road, Melyn, Neath.

2.4. Relevant Representations:

Police

In respect of the application for a premises licence for the above, I understand the application has been amended so that cessation of licensable activities will be Sunday to Thursday at midnight and Friday and Saturday until 00:30hrs with the premises closing 30 minutes later. On this basis the original objections are withdrawn.

Submitted for your information.

2.5. Recommendation

That the amended application be approved.

List of Background Papers

Application for Premises Licence.

Officer Contact

J. Sullivan, Licensing Manager

Tel. no. (01639) 686326 e-mail j.sullivan@npt.gov.uk

Wards Affected

Neath East

3.1. Licence Application for Premises Licence Application

Ref.No.: 005046 Wards Margam
Affected:

Premises Tapestry Goes West
Name:

Premises Margam Country Park, Margam, Port Talbot, SA13
Address: 2TF

Applicant Mr Barry Sitwell
Name:

Applicant 154 Agar Grove, London, NW1 9TY
Address:

DPS Name: Monica Wolff

DPS Address: 64 Dunstan House, Stepney Green, London, E1 3JH

Application 24/05/2006

Date:

3.2. Licence Application

The applicant has amended his original application to take account of representations made by responsible authorities. The amended application is as follows.

Supply of Alcohol:

Friday & Saturday 14.00 - 23.00

Opening Hours - Standard Timings:

Friday & Saturday 12.00 - 23.00

Non-standard Timings:
Site closed Sunday

Live Music:

Friday & Saturday 14.00 - 23.00

Recorded Music:

Friday & Saturday 14.00 & 23.00

Performance of Dance:

Friday & Saturday 11.00 - 23.00

Activity like Music/Dance:

Saturday 13.00 - 13.30 & 15.30 - 16.00

Facilities for Dancing:

Friday & Saturday 11.00 - 23.00

3.3. Background Information

Tapestry Goes West is a festival consisting of live and recorded music, medieval jousting event re-enacted by a local group situated in a section of the grounds of Margam Park on the 30th June - 1st July 2006. Within the festival setting there will be 2 camping areas, general camping and family camping. There will be 1 marquee with bar and 1 main open air stage. There will also be a main entertainment area where the re-enactment display will take place on Saturday afternoon only.

3.4. Relevant Representations:

Police

In respect of the application for a premises licence for Tapestry Goes West at Margam Park, I have received the amendment that all licensable activities will cease at 11pm on both days of the event. As a result of this there are no objections to the application.

Submitted for your information.

Environmental Health

Having regards to the email that you have received I am happy to withdraw my previous representations.

3.5. Recommendation

That the application be approved.

List of Background Papers

Application for premises licence.

Officer Contact

J. Sullivan - Licensing Manager

Tel. no. (01639) 686326 email j.sullivan@npt.gov.uk

Wards Affected

Margam