

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

(Civic Centre, Neath)

Members Present:

30th July, 2010

Chairman: Councillor A.P.H.Davies

Councillors: M.B.Gunter and T.Wyn-Jones

Officers in Attendance: J.Sullivan and N.Chapple (Licensing Section);
M.Shaw and Ms.H.Eynon (Legal Department);
Miss C.Grocutt (Committee Section).

Applicant: D.Smith accompanied by Mrs. Smith

Responsible Authority: G.Liley (Environmental Health Section)

Representing The Bar Gallois: M.Parker – Premises License Holder
A.Evans – Designated Premises Supervisor
C.Hopkins – Business Partner

Report of the Head of Legal and Democratic Services

1. **LICENSING ACT 2003 – LICENSING ACT 2003 (HEARINGS)
REGULATION 2005 – APPLICATION FOR A REVIEW OF A
PREMISES LICENCE – BAR GALLOIS, 103 VICTORIA ROAD,
SANFIELDS, PORT TALBOT**

The Sub Committee was asked to consider an application for a review of an existing Premises Licence for the above mentioned premises under the Licensing Act 2003. The application had previously been heard by the Sub Committee on the 21st July 2008 and had been deferred pending the result of legal proceedings.

The request for the review had been received from a local resident D. Smith, 16 Jersey Quay, Sandfields, Port Talbot, for the reasons contained in the circulated report.

At the commencement of the meeting the representatives of the Bar Gallois requested an adjournment of the meeting regarding the submission of information provided by the Environmental Health Section. The views of the other parties were sought and following due consideration, Members decided to proceed with the hearing.

The Licensing Manager then outlined the details of the review and explained that representations had been received from the Environmental Health Section and interested parties, as contained in the circulated report. A plan of the premises and the surrounding area was circulated at the meeting for Members' information.

In accordance with the prescribed procedure, the Sub Committee heard representations from all parties present.

The Sub Committee then adjourned in order to reach its final decision.

All parties then returned to the meeting.

RESOLVED: that after consideration of all the evidence of the parties concerned, and to promote the licensing objectives to prevent public nuisance, the Sub Committee agreed to impose the following conditions:

- (i) that regulated entertainment shall not be undertaken within the front bar/conservatory until such time that:-
 - (a) the Premises Licence holder has obtained an independent Acoustic Consultants report, and has implemented all the recommendations made therein;
 - (b) a copy of the above mentioned independent Acoustic Consultant's report be supplied to the Authority's Licensing Section and Environmental Health Section;

- (c) following completion of the works, written confirmation must be received by the Authority's Licensing Section and Environmental Health Section, from the independent Acoustic Consultant, confirming that the works stipulated in his/her report have been completed to the correct standard.

CHAIRMAN