

LICENSING AND GAMBLING ACTS SUB COMMITTEE

(Multi-Location Meeting via Teams or Council Chamber, Port Talbot)

Members Present:

12 February 2024

Chairperson: Councillor A.J.Richards

Vice Chair Person: Councillor J. Henton

Councillors: S.Paddison

Officers in Attendance: N.Chapple, P.Malough, G.White, S.McCluskie, J.Woodman-Ralph and Lewis

Representing Police Officers: Sergeant C. Dix, N. Evans

1. **Chairpersons Announcements**

The Chair, Councillor A J Richards welcomed all to the meeting.

2. **Declarations of Interest**

There were none.

3. **Application for a review of a premises licence**

Resolved:

The Sub-Committee **Resolved** that in determining the review:

1. the current Designated Premises Supervisor was removed from the Premises Licence; and
2. the conditions of the Premises Licence should be **Modified**, pursuant to s52(4)(a) of the Licensing Act 2003, with additional conditions in support of the licensing objectives.

Condition[s]

To be removed

1. The following condition[s] to be removed from the Premises Licence, namely:
 - a. Ensure that all windows and doors are kept closed whilst amplified music is being played.

To be attached

2. The following condition[s] will be added to the Premises Licence, namely:

- a. No customers carrying open/sealed bottles or glasses will be admitted to the Premises at any time.
- b. No customers will be permitted to take open/sealed bottles or glasses out of the Premises.
- c. There shall be no admittance or re-admittance to the Premises from 45 minutes before the last permitted hours.
- a. A 'Challenge 25' policy will apply and Proof of Age will be required from any person who appears to be under the age of 25 years who attempts to purchase or consume alcohol. The means of verification should be a form of identification which bears: their photograph; date of birth; and a holographic mark, and should be restricted to:
 - i. P.A.S.S Accredited Proof of Age Schemes e.g. Citizen Card;
 - ii. Proof GB;
 - iii. Photo card, driving licence or passport.
- b. Signage shall be displayed in a prominent position within the Premises, informing of the 'Challenge 25' policy;
- c. A Digital CCTV system shall be installed, or existing system maintained, at the Premises, which will be operational at all times when the Premises is open to the public, and capable of providing pictures/photographs of evidential quality in all lighting conditions, particularly facial identification. The CCTV recordings must be correctly times and date stamped, and retained for a period of 31 days, and made available for viewing by the Police and/or authorised officer(s) of the Council, on request.

The system must provide coverage of the following areas:

- i. The exterior perimeter of the Premises;
 - ii. The entrance(s) and exit(s) to the Premises; and
 - iii. The interior public areas of the Premises.
- d. A staff member from the Premises, who is conversant with the operation of the CCTV system shall be on the Premises at all times when the Premises is open to the public. This staff member must be able to provide the Police and/or authorised officer(s) of the Council copies of CCTV recordings (including footage, images and/or data) in a recordable format either to a USB and/or on-line evidence facility and/or a disk.
 - e. Any and all CCTV recordings shall be made available immediately for viewing on request from the Police and/or authorised officer(s)

of the Council, and a copy must be supplied within 120 hours or 5 days, following a lawful request.

- d. An anti-drugs policy agreed with the Police must be implemented and in operation at all times whilst the Premises is open to the public. The Premises Licence Holder and/or nominated person will install and maintain a secure drugs drop safe, in accordance with Police requirements. Provision is made for random searches and drug testing procedures of patrons in accordance with Police requirements.
- e. Whenever regulated entertainment is provided at the Premises, a minimum of 2 SIA registered door supervisors will be on duty from 30 minutes before the advertised start time of the entertainment and until 30 minutes after the end of the regulated entertainment.
- f. At all other times, the Premises Licence Holder and/or a nominated person will risk assess the need for door supervisors and provide door supervision between such times and in such numbers as is required by the risk assessment. A written document will be retained and provided to the Police and/or authorised officer(s) of the Council, on request.
- g. A daily register of security personnel, if used, will be maintained. The register shall show the: name; address; and licence number of each door supervisor, and the date(s) and time(s) that they operate. The register must be kept for inspection by the Police and/or authorised officer(s) of the Council.
- h. The Premises Licence Holder and/or a nominated person shall ensure that all SIA registered door supervisors will wear conspicuous clothing which identifies them as such. The SIA registered door supervisors shall display their SIA licence in a reflective armband whilst on duty.
- i. When regulated entertainment is provided, the Premises Licence Holder shall operate and maintain a suitable counting system to monitor the number of persons entering and exiting the Premises to ensure that the maximum capacity is not exceeded.
- j. The Premises shall maintain a log of all incidents occurring at or in the vicinity of the Premises. This log 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; 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/or authorised officer(s) of the Council, at all reasonable times.

- k. All entries in the incident log must be made prior to Premises staff, including SIA door staff, leaving the Premises and the incident log must not be removed from the Premises. The included log must not be removed from the Premises other than by the Police and/or authorised officer(s) of the Council.
- l. All windows and external doors shall be kept closed after 21:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
- m. The Premises Licence Holder and/or a nominated person shall co-operate with the Police in carrying out any crime reduction or detection operation at or in connection with the Premises. For example, use of drugs, detection dogs, drugs itemiser etc.
- n. No persons under the age of 18 shall be permitted to enter the Premises when regulated entertainment is taking place.
- o. The Premises Licence Holder or nominated person will, at the end of each calendar month, provide copies of the incident book and refusal logs to the Police, on request.
- p. Premises staff will receive accredited training in age related products before making sales of alcohol. Training will include their responsibilities under the Licensing Act 2003, refresher training will take place at not less than 6 monthly intervals. All training will be recorded in either written or electronic format, and made available to the Police and/or authorised officer(s) of the Council, on request.
- q. By virtue of s177A of the Licensing Act 2003, the conditions of the Premises Licence relating to regulated entertainment shall be in force between 08:00 and 23:00 hours.
- r. There shall be no external amplified sound in external areas of the Premises (including the beer garden, car park, and/or anywhere else outside the curtilage of the building). This provision also includes portable amplifiers and Bluetooth speakers from both Premises staff and customers.
- s. The Premises Licence Holder and/or a nominated person and/or SIA door staff, shall carry out proactive noise observations outside

of the Premises, at least once an hour, whilst regulated entertainment is provided and take any necessary remedial action.

- t. A written record of proactive noise observations outside the Premises shall be kept of the times, dates, any issues discovered and, where applicable, what remedial action was taken. These records shall be kept for a minimum of 31 days. Records must be made available, upon request, for inspection to an authorised officer of the Council at all times the Premises is open.
- u. Speakers shall not be located at the entrance and exit of the Premises, or outside the building.

4. **Urgent Items**

There were no urgent items.

5. **Access to Meeting - Exclusion of the Public**

Resolved:

Not for publication pursuant to Section 100BA (2) & (7) of the Local Government Act 1972 and the undermentioned Exempt Paragraph 13 of Part 4 of Schedule 12A to the above Act. In all the circumstances of the case, pursuant to Regulation 14 of the Licensing Act 2003 (Hearing) Regulations 2005, the public interest in maintaining the exemption, is considered to outweigh the public interest in disclosing the information.

6. **Appendix 8 - Exempt under paragraph 13 Part 4 of Schedule 12A 100BA (2) & (7) of the Local Government Act 1972**

Resolved:

Appendix 8 to this report only: Not for publication pursuant to Section 100BA (2) & (7) of the Local Government Act 1972 and the undermentioned Exempt Paragraph 13 of Part 4 of Schedule 12A to the above Act. In all the circumstances of the case, pursuant to Regulation 14 of the Licensing Act 2003 (Hearing) Regulations 2005, the public interest in maintaining the exemption, is considered to outweigh the public interest in disclosing the information.