

NEATH PORT TALBOT COUNCIL

Licensing and Gambling Acts Sub Committee

17th October 2022

Report of the Head of Legal Services – Craig Griffiths

Matter for Decision

Wards Affected: Cymmer & Glyncorrwg

Application for the Grant of a Premises Licence

Purpose of the Report

1. To consider representations received in respect of the following application made under the Licensing Act 2003.

Premises Name	Coluccis Kitchen & Delicatessen
Premises Address	60B Afan Road, Dyffryn Rhondda, Port Talbot, SA13 3ET
Applicant Name's	Susanna Margaret Elizabeth Jones
Applicant Address	8 Station Road, Cymmer, Port Talbot, SA13 3HR
DPS Name	Susanna Margaret Elizabeth Jones

Executive Summary

2. This is an application for the grant of a premises licence under the Licensing Act 2003 by Susanna Jones. The premises licence will authorise sale of alcohol both on and off the premises.
3. Representations were received in respect of the application from South Wales Police and the Legal Regulatory Service requesting that additional conditions be attached to the licence.
4. The applicant has agreed to the imposition of the additional conditions and consequently all parties agree that a hearing is unnecessary; final determination of the application needs to be made by the Licensing and Gambling Acts Sub Committee.

Background

5. The Licensing Act 2003 requires that any person wishing to provide licensable activities obtains a premises licence from the Licensing Section.
6. An application for the grant of a premises licence must be advertised in the prescribed manner and allows "Responsible Authorities" or "Other Persons" to submit representations in respect of the application.
7. Where all parties have reached an agreement and amendments have been made to the original application, the Licensing Authority can dispense with the need for a formal hearing; a meeting of the Sub-Committee is still required to consider the amendments.

Licence Application

8. The applicant has included the following information in the application outlining the requested hours of operation and details on how the applicant proposes to promote the 4 licensing objectives.

Opening Hours

9. Monday – Sunday 09.00 – 22.00

Supply of Alcohol (On and Off Sales)

10. Monday – Sunday 09.00 – 22.00

Licensing Objectives

11. The following information has been provided by the applicant.

General

12. Signage, CCTV, Training Courses, Challenge 25 Scheme, Litter Bins.

Prevention of Crime and Disorder

13. I will have posters stating drug use on the premises will lead to prosecution.
14. I also already have CCTV in place.

Public safety

15. We have fire exits and fire extinguishers on the premises.

The prevention of public nuisance

16. There will be signs outside of the premises asking customers to respect the residents and our surrounding area.
17. We have a litter bin outside the shop to prevent any unnecessary littering, we also have CCTV.

The protection of children from harm

18. Myself and staff are fully trained in the challenge 25 scheme.
19. This will be adhered to at all times.

Relevant Representations

20. Nick Bailey - South Wales Police
21. The above representation is reproduced at Appendix 1

22. Peter Malough - Legal Regulatory Services
23. The above representation is reproduced at Appendix 2

Officer Report

24. The application is to authorise the sale of alcohol.
25. Representations have been received from South Wales Police and Legal Regulatory Services who requested additional conditions be attached to the licence.
26. The applicant has agreed to all the conditions requested.

Legal Impacts

27. There is a right of appeal against the decision to the Magistrates' Court

Risk Management

28. Not Applicable

Consultation

29. Consultation has been undertaken in accordance with the Licensing Act 2003.

Recommendation

30. The members determine the application after considering all relevant representations.

Reasons for Proposed Decision

31. To ensure the licensing objectives as set out in the Licensing Act 2003 are promoted.

Implementation of Decision

32. The decision is for immediate implementation

Appendices

- 33. Appendix 1 - South Wales Police Representations
- 34. Appendix 2 - Legal Regulatory Services Representations

List of Background Papers

- 35. Application for the grant of a premises licence
- 36. Neath Port Talbot Licensing Policy
- 37. <https://www.npt.gov.uk/media/17641/appendix-1-draft-licensing-act-policy-2021-english.docx?v=20220627093306>
- 38. Secretary of State's Guidance
https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705588/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf

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