

## **COUNTY BOROUGH OF BLAENAU GWENT**

**REPORT TO:** **THE CHAIR AND MEMBERS OF LICENSING  
SUB-COMMITTEE**

**REPORT SUBJECT:** **LICENSING ACT 2003 – VARIATION OF  
PREMISES LICENCE – RAI CONVENIENCE  
STORE, 1 CWM COTTAGE ROAD,  
ABERTILLERY.**

**REPORT AUTHOR:** **MICHELE BENNETT**

**LEAD OFFICER/  
DEPARTMENT** **DAVID THOMPSON  
PUBLIC PROTECTION SERVICES MANAGER**

### **Summary Report**

#### **1.0 PURPOSE OF REPORT**

To consider an application for variation of a premises licence issued in accordance with the Licensing Act 2003 in respect of RAI Convenience Store, 1 Cwm Cottage Road, Abertillery, Gwent

#### **2.0 LINK TO CORPORATE STRATEGIES**

#### **3.0 SUMMARY/PROPOSALS**

The licence holder wishes to extend the licensing hours in respect of the sale of alcohol and extend the opening hours of the premises

#### **4.0 RECOMMENDATIONS**

It is recommended that the Sub-Committee considers the application in accordance with the Licensing Act 2003 and the Council's Licensing Policy.

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**1. PURPOSE**

- 1.1 To consider an application made by Mrs Virpal Kaur for variation of the premises licence in respect of RAI Convenience Store, 1 Cwm Cottage Road, Abertillery in accordance with the Licensing Act 2003. A location plan of the premises is attached at Appendix 1.

**2. BACKGROUND**

- 2.1 The Licensing Act 2003 permits Responsible Authorities and 'Other Persons' to make representations in respect of a Premises Licence. The Act further states that, in determining an application, the Licensing Authority must hold a hearing to consider it and any relevant representations unless all parties agree that a meeting is unnecessary. It has not been possible to reach such an agreement in this case.

### **3. PRESENT POSITION**

3.1 There is currently a Premises Licence in force in respect of the premises which was issued on the 19<sup>th</sup> March 2013

3.2 The current licence permits the following activities:-

#### Supply of Alcohol

Monday to Sunday 10.00 am to 8.00 pm

The opening hours of the premises are currently:-

Monday to Sunday 10.00 am to 8.00 pm

### **4. PROPOSALS**

4.1 The applicant wishes to provide licensable activities at the premises, as follows:-

#### Supply of Alcohol

Monday to Sunday 8.00 am to 10.00 pm

4.2 It is proposed that the opening times of the premises are as follows:-

Monday to Saturday 6.00 am to 10.00 pm

Sunday 8.00 am to 10.00 pm

### **5. STATEMENT OF FINANCIAL IMPLICATIONS**

5.1 There are no financial implications in considering the application.

### **6. STATEMENT ON PERSONNEL/STAFFING IMPLICATION**

6.1 There are no personnel or staffing implications in considering the application.

**7. STATEMENT ON CONSULTATION WITH OTHER DEPARTMENTS**

<b>HUMAN RESOURCES</b>	<b>CHIEF LEGAL OFFICER/ MONITORING OFFICER</b>	<b>DIRECTOR OF RESOURCES/</b>	<b>OTHER</b>
	/		See below

- 7.1 In accordance with the Licensing Act 2003, as part of the consultation process, the applicant has a duty to send copies of the application to Responsible Authorities. Therefore, consultation has been carried out with Gwent Police, South Wales Fire and Rescue Service, Blaenau Gwent County Borough Council Trading Standards, Licensing Enforcement, Planning, Environmental Health, Social Services departments and Aneurin Bevan Health Board. In addition, notice of the application was placed in the Gwent Gazette within 10 days of the application being submitted to the Council and at the premises for 28 days to enable 'other persons', i.e. local residents and businesses, to make representations, The application was also advertised on the Authorities web site.
- 7.2 No representations were received from Gwent Police, Blaenau Gwent County Borough Council Environmental Health Department, South Wales Fire and Rescue Service, Blaenau Gwent County Borough Council Trading Standards, Licensing Enforcement, Planning, Social Services Departments and Aneurin Bevan Health Board
- 7.3 Representations were received from 4 'Other Persons'. copies of the representations are attached as Appendix 2.
- 7.4 However, the 'other persons' have not withdrawn their representations and still wish to object to the application.

**8. STATEMENT CONFIRMING THAT CONSIDERATION HAS BEEN GIVEN TO**

- 8.1 The Licensing Act 2003  
Guidance issued under Section 182 of the Licensing Act 2003  
Blaenau Gwent County Borough Council Licensing Policy dated 7<sup>th</sup> January 2011

**9. CONCLUSION**

- 9.1 The application for variation of the premises licence complies with the requirements of the Licensing Act 2003 and the Sub-Committee must therefore determine the application in accordance with the Act, as appropriate.

**10. RECOMMENDATION**

- 10.1 It is recommended that the Sub Committee considers the application for variation of the premises licence and in doing so, have regard to the representations made, the evidence heard and take such steps it considers appropriate for the promotion of the licensing objectives

- a. the prevention of crime and disorder
- b. public safety
- c. the prevention of public nuisance
- d. the protection of children from harm

- 10.2 The steps stipulated in the Licensing Act 2003 for consideration are:-

- a. to modify the conditions on the licence or
- b. to reject the application

**11. REASON FOR RECOMMENDATIONS**

To comply with the requirements of the Licensing Act 2003

Michele Bennett  
Licensing Officer