

COUNTY BOROUGH OF BLAENAU GWENT

REPORT TO: THE CHAIR AND MEMBERS OF THE COUNCIL

**SUBJECT STATUTORY LICENSING SUB- COMMITTEE –
22ND JUNE, 2022**

REPORT OF: DEMOCRATIC & COMMITTEE SUPPORT OFFICER

PRESENT: Councillor Lisa Winnett (Chair)

Councillors M. Cross
G. Thomas

WITH: Team Manager – Trading Standards and Licensing
Senior Licensing Officer
Licensing Officer
Solicitor

AND: Mr. J. Thevarasa, Applicant
Mrs. G. Sherratt, Applicant's Legal Advisor
Councillor J. Morgan (Ward Member), Objector

DECISIONS UNDER DELEGATED POWERS

<u>ITEM</u>	<u>SUBJECT</u>	<u>ACTION</u>
No. 1	<u>SIMULTANEOUS TRANSLATION</u> It was noted that no requests had been received for the simultaneous translation service.	
No. 2	<u>APOLOGIES</u> No apologies for absence were reported.	

No. 3	<p><u>DECLARATIONS OF INTEREST AND DISPENSATIONS</u></p> <p>No declarations of interest and dispensations were received.</p>	
No. 4	<p><u>STATUTORY LICENSING SUB-COMMITTEE</u></p> <p>Consideration was given to the Minutes of the Sub-Committee held on 10th March, 2022.</p> <p>RESOLVED that the Minutes be confirmed as a true record of proceedings.</p>	
No. 5	<p><u>REPORT - LICENSING ACT 2003 – VARIATION OF PREMISES LICENCE – A & J LOCAL STORE, 58 GLYN TERRACE, TREDEGAR, GWENT. NP22 4JA</u></p> <p>Consideration was given to the report of the Senior Licensing Officer.</p> <p>RESOLVED that the report be accepted and the Sub-Committee considered the written representations for this application for a variation of Premise Licence at 58 Glyn Terrace, Tredegar, Gwent, NP22 4JA as presented in the Officer's report, together with the oral representations given at the hearing on behalf of the Applicant by his Representative and Ward Member. The proposal is that the times for sale of Alcohol be increased from 7am to 11pm.</p> <p>The Sub-Committee were made aware that there have been no concerns lodged by any Responsible Authority in relation to this proposed variation. The Sub-Committee were also made aware of the numerous objections to the applicant by residents living in the vicinity of 58 Glyn Terrace and that a petition with some 82 signatures against the Application has been obtained.</p>	

The residents main concerns are ‘the fear’ of anti-social behaviour/potential criminal damage and general disturbance due to historical issues with other premises opening until late in the locality.

In reaching its decision today, the Sub-Committee has considered the relevant provisions of the Licensing Act 2003 (in particular Section 4) and the guidance issued under Section 182 of the Act and the Licensing Policy of Blaenau Gwent County Borough Council.

The Sub-Committee have considered the Application in light of the four Licensing Objectives:

- Prevention of Crime and Disorder,
- Public Safety,
- Prevention of Public Nuisance,
- Protection of children from harm.

Decision

The Sub-Committee considered all representations made on behalf of the Applicant today including the fact that the Applicant has had three Temporary Event’s Notices in the last 21 days and there have been no issues. It should be noted that the Applicant was granted a license on 28th July 2021 and then opened in March 2022.

The fact that residents have confirmed that they are fearful of anti-social behaviour and disturbance, has been considered carefully by the Committee, the weight given to this information is proportionate to the aforementioned. Consideration was also given to the mention of anti-social behaviour that has already taken place in the vicinity and it has been noted that there is no evidential link to suggest this has emanated from the premises subject to this application. However, the hours have been tailored to appease the residents and the License holder.

The Sub Committee has decided to:

To vary the License with Alcohol allowed to be served between 9am and 9pm.

The remainder of the conditions of the license as to remain the same but the language has been tailored to reflect the current day.

CCTV to remain in place. 28 Day cycles to be kept and to be made available on request. The Applicant is to inform the Police and Licensing Authority if the CCTV ceases to work and need to get it repaired as soon as practically possible.

DPS will continue to train staff to use the CCTV and the correct date and time will always appear on all images. There will be clear signage on the premises to indicate there is CCTV in operation.

The Proof of age scheme to continue to be utilised at the premises. ID will be requested of those seemingly under 25 which will include name, address and photograph.

Any refusals to serve will be recorded with date, time and items. This will be kept for 12 months.

All staff are to be trained in Underage sales/ safeguarding. All training to be properly recorded and records retained.

There is to be an Incident report book to be retained and available for inspection by the Police and Licensing Authority.

Anyone displaying disorderly behaviour will be asked to leave.

Litter patrol by staff between 6am and 11 pm.

If any congestion by entrance or outside premises, will be asked to move away.

	<p>No alcohol to be consumed outside the premises.</p> <p>It should also be noted that if any incidences which can be evidenced, (and this is key), do occur, as a direct result of alcohol being served from this premises then the matter may be brought before committee once again for review.</p> <p><u>Right to Appeal</u></p> <p>All parties have the right to appeal to the Magistrates' Court within 21 days of receipt of this decision. Any responsible authority or other person has the right to request a review of the Licence.</p>	
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