



City and County of Swansea

Minutes of the **Statutory Licensing Sub Committee**

Multi-Location Meeting - Gloucester Room, Guildhall / MS

Teams

Monday, 21 August 2023 at 11.15 am

Present: Councillor P M Matthews (Chair) Presided

Councillor(s)
P Lloyd

Councillor(s)
L V Walton

Officer(s)

Aled Gruffydd
Rachel Loosemore
Lindsey Stock
Samantha Woon

Associate Lawyer
Operational Lead - Licensing
Licensing Officer
Democratic Services Officer

Also present

Mr Subathees – Applicant
Mr Kanapathi (representing the Applicant)

Apologies for Absence

Councillor(s): None.

1 Disclosures of Personal and Prejudicial Interests.

In accordance with the Code of Conduct adopted by the City and County of Swansea, no interests were declared.

2 Statutory Licensing Sub Committee Procedure (For Information).

The Lawyer advising the Committee presented the Statutory Licensing Sub Committee Procedure, for information.

3 Licensing Act 2003 - Section - 17 - Application for a Premises Licence - 3 S Convenience Store, 95, Carnglas Road, Sketty, Swansea, SA2 9BN.

The Chair referred to technical difficulties which had prevented the meeting commencing at 10.00 am and thanked all parties for their patience.

The Associate Lawyer outlined the procedure to be adopted by the Sub Committee in considering the application.

The Licensing Officer reported on an application for a new premises licence in respect of 3 S Convenience Store, 95, Carnglas Road, Sketty, Swansea, SA2 9BN, received by the Authority on 27 June, 2023.

She referred to the licensing objectives, policy considerations, guidance from the Home Office and action following consideration of the relevant person's objections. Specific reference was made to the application for a premises licence and Plan at Appendix A and A1, a copy of the location plan was attached at Appendix B, a list and location plan of licensed premises in the area at Appendix B1, conditions consistent with the operating schedule at Appendix C and representations made by the Responsible Authority and the Other Persons at Appendix D and D1.

A representation received from South Wales Police (at Appendix D) related to the prevention of crime and disorder and public nuisance.

Five representations had been received from Other Persons. A copy of the representations was attached at Appendix D1. The representations related to the prevention of crime and disorder, public nuisance.

PC Paul Jones, accompanied by PC Nicola Evans (South Wales Police) advised that following discussions with the Applicant, agreement had been reached to amend the licensable activities to Monday to Sunday – 0600 to 2300 hours.

Councillor M W Locke (Ward Member) amplified his written representations and confirmed that, following discussions with South Wales Police, he was in agreement to amended time of 2300 hours. He stated that South Wales Police had given assurances that the premises would be monitored for any increases in crime and disorder in the area.

Apologies had been received from the Other Persons as they were unable to attend. However, the Committee had due regard to their representations.

The Chair welcomed Suresh Kanapathi (representing the Applicant) who detailed the Application. He referred to the Applicant's agreement to the amended time of 2300 hours. He highlighted the benefits the convenience store would bring to the Community, especially as the premises had been empty for some time. Furthermore, he advised that the Applicant was experienced and fully aware of the Licensing Objectives.

In conclusion, Mr Kanapathi stated that the issues raised by Other Persons had been mitigated as a result of the hours of operation being amended to 2300 hours. He therefore urged the Committee to grant the amended Application.

It was **resolved** that the press and public be excluded from the hearing in accordance with paragraph 14 of the Licensing Act (Hearings) Regulations 2005, to enable the Sub-Committee to take legal advice.

The Chair thanked the participants for their attendance.

(Closed Session)

Members discussed the issues relating to the application.

(Open Session)

The Sub-Committee **Resolved** to **Grant** the amended application subject to the conditions consistent with the operating schedule and as modified as considered appropriate for the promotion of the licensing objectives as below:

Supply of Alcohol

Monday – Sunday 0600 hours to 2300 hours

1. A Comprehensive recordable CCTV system will be installed and maintained covering the trade areas whilst encompassing all ingress and egress to the premises. The system must continually record whilst the premises is open for licensable activities and during all times when customers remain at the premises. The system must be capable of providing pictures of evidential quality, in particular facial recognition. All recordings must be stored for a minimum period of 31 days with date and time. Recordings must be made available immediately upon the request of a Police or Authorised Officer.
2. 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 shall be able to show Police or authorised officer recent data or footage with the absolute minimum of delay when requested.
3. The store would operate following Health and Safety and Fire Safety law in relation to a convenience store. It would also implement policies and procedures set out by the whole sale group.
4. The store is situated in a residential area. It will work closely with local people to maintain or take any action necessary to keep the area clean and tidy at all times.
5. A Challenge 25 proof of age scheme, shall be operated at the premises where the only acceptable forms of identification shall bear their photograph, date of birth and a holographic mark.
6. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises are open.
7. Premises to keep up to date records available for inspection of staff training in respect of age-related sales.

Reasons for Decision

The Committee had regard to the objections raised by the representations. The agreement reached by the Police and the Applicant, supported by Councillor Locke in that the hours permitted for the sale of alcohol were reduced, thus removed the main concerns of the premises being used as a meeting point and destination to purchase alcohol.

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Cont'd

The Committee were happy to see that the building was being occupied once more and were also encouraged that the Police would monitor the situation regarding potential anti-social behaviour at Ty-coch Square that could be related to these premises.

The meeting ended at 11.47 am

Chair