



City and County of Swansea

Minutes of the Statutory Licensing Sub Committee

Council Chamber - Guildhall, Swansea

Tuesday, 23 January 2018 at 10.00 am

Present: Councillor P M Matthews (Chair) Presided

Councillor(s)

P Lloyd

Councillor(s)

L G Thomas

Officer(s)

Gareth Borsden

Aled Gruffydd

Kate Jones

Yvonne Lewis

Rachel Loosemore

Richard Westlake

Democratic Services Officer

Lawyer

Democratic Services Officer

Team Leader, Licensing

Licensing Officer

Senior Licensing Officer

Applicant(s)

Adam Beynon

David Beynon

Thomas Beynon

Objector(s)

Emma Hopkins

Johannes Du Preez

Dale Ponting

Apologies for Absence

None

6 Disclosures of Personal and Prejudicial Interest.

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

7 Licensing Act 2003 - Section 17 - Application for a Premises Licence - Three Cliffs Holiday Park Shop, Penmaen, Gower, Swansea SA3 2HB.

The Chair welcomed all attendees to the meeting and outlined and detailed the procedure to be adopted by the Sub Committee in considering the application.

The Senior Licensing Officer reported on the application for a premises licence in respect of Three Cliffs Holiday Park Shop, Penmaen, Gower. He referred to the Licensing Objectives, the Licensing Policy considerations and the Statutory Guidance from the Home Office. Specific reference was made to the details in the

application for a premises licence, the location plan of the premises at Appendix A and conditions consistent with the operating schedule at Appendix B. No representations had been received from the Responsible Authorities. However, several representations both of objection and support had been made by Other Persons and were attached at Appendix C.

The objection representations received related to the prevention of crime and disorder, public safety and public nuisance.

Mr Ponting, Mr Du Preez and Mrs Hopkins further amplified their written representations objecting to the application and highlighted their concerns in relation to the undermining of the Statutory Licensing Objectives in relation to the prevention of crime and disorder, public safety and public nuisance, particularly with issues around noise/disturbance and littering in the car park/picnic area and relating to the alcohol problems at Three Cliffs Bay.

Mr T Beynon, applicant outlined the details of the shop premises, which had been established for around 3-4 years and forms part of the adjoining campsite which has been established over for over 50 years. The campsite is a family run business who aimed to attract families and couples and had recently won a Swansea/Neath Port Talbot Council best campsite award and had recently been awarded a Visit Wales 5 star rating.

He indicated that the application for an "off licence" application had been made following customer demand and the intention was to offer a limited, mainly local based product line and was aimed at the caravan park customers. It was not intended to sell cheap multi packs of beer/cider etc and the problems associated with alcohol consumption at Three Cliffs Bay were already there, and he did not anticipate the licence would worsen the problem.

He stated that the drinking of alcohol would not be allowed on the picnic benches or in the car park. He outlined the staffing levels and continuing staff training, as well as the management arrangements in place to ensure this is achieved. He stated that improved/additional signage would be erected advising customers of the practices and policies in place relating to the purchasing and consumption of alcohol.

Photographs submitted by both the objectors and applicants relating to the site were circulated, and referred to during the relevant representations made.

In response to questions/queries, the Applicant confirmed:

- He would arrange a monthly residents meeting to listen to any issues;
- Give his personal mobile phone number to all local residents to enable the reporting of any problems;
- Ensure further planting to minimise the visual impact of the car park/picnic area for local residents

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.

(Closed Session)

Members discussed the issues relating to the application.

(Open Session)

The Lawyer advising the Sub-Committee gave a comprehensive overview of the legal advice tendered.

The Chair indicated that the Sub-Committee had considered the application and representation made and the needs and interests of all parties in terms of the Council's Statements of Licensing Policy, statutory guidance and the requirements of the Licensing Act 2003.

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

1. A Challenge 21 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.
2. 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.
3. Premises to keep up to date records available for inspection of staff training in respect of age related sales.
4. Notices shall be clearly displayed in the premises to emphasis to customers the prohibition on providing sales of alcohol to persons under the age of eighteen years.
5. An incident recording book shall be maintained at the premises showing details of the date and time of any incidents, of the members of staff involved, the nature of the incident and the action/outcome. The book must be kept available for inspection by the Police and authorised officers of the Local Authority.

The meeting ended at 11.30 am

Chair