



**Report of the Licensing, Food and Safety Manager
To the Statutory Licensing Sub Committee
14th March 2022**

**Licensing Act 2003
Section 17 Application for a Premises Licence**

1. **Premises: Singleton Park, Mumbles Road, Swansea SA2 8QJ**
2. **Applicant : Climax Promotions & Events Ltd**
3. **Application For A New Premises Licence**
 - 3.1 An application for a new premises licence was received by this authority on the 23rd December 2021. The last date for representations was set as 20th January 2022 however the application was withdrawn and re-submitted on 17th January 2022 with the last date for representations on 15th February 2022. It was agreed by the applicant that the representations already submitted in relation to the initial application need not be re-submitted.
 - 3.2 The application is for a Premises Licence of no more than 14,999 capacity. This will be the total capacity of all persons on-site.
 - 3.3 The application is for a maximum of 2 event days per year. The exact days and dates of events taking place to be agreed with the Licensing Authority, City & County of Swansea (CCS) Events Team, South Wales Police (SWP) and other members of the Safety Advisory Group (SAG).
 - 3.4 The applicant has applied to allow the following licensable activities to take place between the times shown.

Films - Friday to Sunday 1100hrs to 2300hrs

Live Music - Friday to Sunday 1100hrs to 2300hrs

Recorded Music - Friday to Sunday 1100hrs to 2300hrs

Performance of Dance - Friday to Sunday 1100hrs to 2300hrs

Anything Similar to Live and Recorded Music and the Performance of Dance - Friday to Sunday 1100hrs to 2300hrs

Late Night Refreshment - Friday to Sunday 2300hrs to 2330hrs

Supply of Alcohol - Friday to Sunday 1100hrs to 2300hrs

- 3.5 A copy of the application and plan is attached at **Appendix A and A1**.
- 3.6 The Premises subject to this application is Singleton Park. The applicant describes the park as follows –

Historical 250 acre grass land park situated to the west of Swansea City Centre. The park is adjacent to Swansea University, Singleton Hospital, Sketty Hall & Brynmill Park.

The park has been used for many years as an event space. The park's basic infrastructure includes metalled roadways, paths, running water and mains electricity to certain areas.

The park has vehicular access via 4 main entrances and pedestrian access from several other gates around the boundary. Boundary is walled and/or fenced.

The emergency services have been in attendance at many of the previous events and are familiar with the traditional park event setup.

Parking can be accommodated at the adjacent recreation ground and other local areas.

- 3.7 As regards the location of the event within the park, the licence if granted as applied for would contain the following condition -

A detailed plan of the final layout of the site shall be submitted to the Licensing Authority and SAG no later than 7 days prior to commencement of the event, with the area within which amplified and organised music is to be played clearly delineated in red. The location of all structures and facilities including roadways and event areas shall be clearly indicated and entry and exit points of all structures and areas shown. The locations of Fire Fighting Equipment, First Aid Points and Information Points shall also be shown. The Site Plan is to be gridded and referenced.

4. Background

- 4.1 Singleton Park lies in an area outside the commercial area of Swansea City and is surrounded on two sides by residential areas. To the East is Brynmill and Uplands whilst to the North is Sketty and Glanmor.
- 4.2 Events have been held at Singleton Park previously, and have operated on a different Premises Licence which is held by Swansea Council. The new application is totally independent from the existing licence. The existing licence allows up to eight large events in any calendar year and has the following two conditions –
- 1. No events, which are of the large scale concert type event with audience members over 5000, where amplified music is the main component, which go on into the evening, shall take place on 3 consecutive weekends;*
- 2. Events which are of the large scale concert type event with audience members over 5000, which go on into the evening, where amplified music is the main component, shall be restricted to no more than 8 days per annum (calendar year 1st January to 31st December) any music other than agreed ancillary music at these events will operate between 1200 and 2300 hrs. Ancillary music must be agreed in writing with key stakeholders of the SAG.*
- 4.3 Whilst Swansea Council have never held their total allocation of eight events in one year, this application has the potential to increase the total number of large events held at the premises to ten in any calendar year.
- 4.4 Climax Productions & Events Ltd, the applicant for this application, held an event in Singleton Park on 25th September 2021. This was held on the existing Swansea Council Licence and is referred to in the Police Representation, which can be found on the first page of **Appendix C**.

5. Promotion of the Licensing Objectives

- 5.1 The Licensing Act 2003 contains four licensing objectives, namely: -
- (i) Prevention of Crime and Disorder;
 - (ii) Public Safety;
 - (iii) Prevention of Public Nuisance;
 - (iv) Protection of Children from Harm.

Each of these objectives is of equal importance and the application must demonstrate how they are to be promoted.

- 5.2 Conditions consistent with the operating schedule and will be attached to the licence, if granted as applied for, are attached at **Appendix D.**

6. RELEVANT REPRESENTATIONS

6.1 Responsible Authorities

- a) South Wales Police**
Representations (In support of the application) – **page 1 of Appendix C**
- b) Trading Standards**
No representations.
- c) Mid and West Wales Fire Authority**
No representations.
- d) Health and Safety**
No representations.
- e) Planning Authority**
No representations.
- f) Pollution Division**
Representations **page 2 of Appendix C**
- g) Child Protection**
No representations.
- h) Primary Care Trust/Local Health Board**
No representations.
- i) Licensing Authority**
No representations
- j) Immigration**
No representations.
- j) Other Persons**
Representations – **from page 3 of Appendix C**
 - 1. Janet, Vivian Grove
 - 2. Phoebe, Glanbrydan Avenue
 - 3. Angela, Glanbrydan Avenue (Supported by Cllr Peter May)
 - 4. Janet M,
 - 5. John, Llythrid Ave
 - 6. Ryan, Next to the Park

7. Sarah, Beechwood Road,
8. S Williams, Averil Vivian Grove
9. Heather
10. Kevin, Parc Wern Road
11. Peter, Averil Vivian Grove
12. Noel, about a mile from Singleton Park
13. Gwyn, Oakwood Road
14. Laura
15. Steve, Gainsborough Close
16. Lynda. Gabalfa Road
17. Carola and Howard, Oakwood Road (Supported by Cllr Peter May)
18. VYV, Oakwood Road (Supported by Cllr Peter May)
19. Dr Sandy Johns, Glanbrydan Ave
20. Jane Masters, Pantygwydr Road
21. Ian & Patricia, Rembrandt Court, Sketty
22. B Barnett, Averil Vivian Grove
23. Giles. De La Beche Road
24. Ann, Sketty
- 25 Paula, Gower Road
26. Pat, Uplands
27. Peter, Park View Terrace
28. D, Brynmill Terrace
29. Cllrs. Mary Sherwood & Nick Davies
30. Morgan, Brynmill Terrace

6.2 An approximate location of the homes of those who made representations and disclosed their addresses can be found at **Appendix B.**

6.3 The full list of representations can be found on **Appendix C.**

6.4 Members will note that several of the representations make reference to the refusal of granting the licence on the basis of damage caused to the park from a previous event and the likelihood of repeated damage caused by future large events. As Members will be aware, this is not a relevant representation under the Licensing Act 2003 and should not be considered as such. However as it appears to be a major cause for concern raised, contact has been made with Swansea Council's Special Events Team who have stated the following –

“Large outdoor events, despite detailed planning and our best efforts, will inevitably cause some damage when you factor in the weather. However, whilst mitigation against damage is put in place as part of the infrastructure requirements, the weather on the day cannot be predicted at the time that contracts are signed. As a result, reparation work is factored into any contracts with promoters and event organisers.”

7. Policy Considerations

- 7.1 In considering this application Members should have regard to the current Statement of Licensing Policy. A link to the policy is provided below.

<https://www.swansea.gov.uk/statementoflicensingpolicy>

8. Guidance Issued By the Home Secretary

- 8.1 Members should also have regard to the relevant parts of the current statutory guidance (The Guidance), issued by the Home Secretary in April 2018 in particular:

- (i) Introduction – Chapter 1
- (ii) Licensing Objectives – Chapter 2
- (iii) Applications For Premises Licences – Chapter 8
- (iv) Determining Applications – Chapter 9
- (v) Conditions attached to Premises Licenses – Chapter 10
- (vi) Statement of Licensing Policy – Chapter 14

A link to the Guidance can be found at:

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

9. Determination of the Application

- 9.1 The decision must be based on the individual merits of the application and the representations received, with a view to promoting the licensing objectives outlined in paragraph 5 of the report.
- 9.2 In arriving at the decision, Members should also have regard to the relevant provisions of the Policy and the Guidance as previously provided. Reasons must be provided for any departures from the Policy or Guidance.
- 9.3 In reaching the decision the Committee must, having regard to the representations, take such steps mentioned below (if any) as it considers appropriate for the promotion of the licensing objectives:-
- a. Grant the licence subject to:
 - i) conditions that reflect the operating schedule, modified to such extent as the authority considers appropriate for promotion of the licensing objectives. Certain regulated entertainment under the Licensing Act 2003 (as amended), has been deregulated.

Where entertainment is deregulated but licensable activities continue to take place on any premises, any licence conditions imposed on a grant of a licence in respect of any deregulated entertainment will be suspended.

- ii) any mandatory conditions relevant to the licence
- b. Exclude any of the licensable activities to which the application relates.
- c. Refuse to specify a person in the licence as the premises supervisor.
- d. Reject the application

The Licensing Sub Committee's instructions are requested.

Background Papers:	Licence Application
Contact Officer:	Charles Gabe
Extension:	01792 635600