



**Report of the Service Manager
Statutory Licensing Sub Committee
19 July 2024**

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

1. **Premises: H&R Spirits Limited, Ty Rodney, Rear of 6 Curry Close, Dunvant, Swansea, SA2 7PL**
2. **Applicant: H&R Spirits Limited**
3. **Application For a New Premises Licence**
- 3.1 An application for a new premises licence was received by this authority on the **31st May 2024**. The applicant has applied for a premises licence to allow the following licensable activities to take place:

The application proposes:

Supply of Alcohol (off the premises)

Monday to Saturday

0800-2300

Sunday

1000-2300

A copy of the application and plan is attached at **Appendix A and A1**.

4. **Background**

The property is situated in Dunvant and is in a residential area. The premises is a single-story building of brick construction, which is accessed solely via a private right of way. No members of the public are permitted to attend the property at any time as the business offer is on-line sales only.

A location plan is attached at **Appendix B**.

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 which are consistent with the operating schedule and will be attached to the licence, if granted, are attached at **Appendix C**.

6. RELEVANT REPRESENTATIONS.

6.1 Responsible Authorities

- a) **South Wales Police**
No representations.
- 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**
No representations.
- g) **Child Protection**
No representations.
- h) **Primary Care Trust/Local Health Board**
No representations.
- i) **Licensing Authority**
No representations.
- j) **Immigration**
No representations.

k) Other Persons

1 representation.

A copy of the representation is attached at **Appendix D**.

7. Policy Considerations

7.1 Considering this application Members should have regard to the current Statement of Licensing Policy (the Policy) which can be found at the following link.

[Statement of licensing policy - Swansea](#)

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 January 2024 in particular:

- (i) Introduction – Chapter 1
- (ii) Licensing Objectives – Chapter 2
- (iii) Licensing activities – Chapter 3
- (iv) Applications For Premises Licences – Chapter 8
- (v) Determining Applications – Chapter 9
- (vi) Conditions attached to Premises Licences – Chapter 10
- (vii) Statement of Licensing Policy – Chapter 14

A link to the full Guidance can be found at:

[Revised Guidance issued under section 182 of the Licensing Act 2003 \(publishing.service.gov.uk\)](#)

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.
 - 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
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