



**Report of the Service Manager  
Statutory Licensing Sub Committee – 23 June 2023**

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

1. **Premises: Dunvant RFC, Broadacre, Killay, Swansea, SA2 7RU**
2. **Applicant: Dunvant RFC**
3. **Application For a New Premises Licence**
- 3.1 An application for a new premises licence was received by this authority on the **3<sup>rd</sup> May 2023**. The applicant has applied for a premises licence to allow the following licensable activities to take place:

**Performance of Live Music  
Playback of Recorded Music  
Performance of Dance**

**All activities**

Monday - Thursday 2300 hours to 0000 hours  
Friday – Sunday 2300 hours to 0100 hours

**Late Night Refreshment**

Monday – Thursday 2300 hours to 0000 hours  
Friday – Sunday 2300 hours to 0130 hours

**Supply of Alcohol**

Monday – Thursday 0800 hours to 2330 hours  
Friday – Sunday 0800 hours to 0100 hours

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

4. **Background**

The premises is a rugby and football club who currently operate on a Club Premises Certificate. The Club is licensed for the following licensable activities:

**Performance of Plays**  
**Exhibition of Films**  
**Indoor Sporting Events**  
**Performance of Live Music**  
**Playback of Recorded Music**  
**Performance of Dance**  
**Activity like Music/Dance**  
**Supply of Alcohol**  
**Sale of alcohol to guest**

**All activities**

Sunday to Wednesday 0800 hours to 0000 hours

Thursday to Saturday 0800 hours to 0100 hours

A copy of the Club Premises Certificate and plan is attached at **Appendix B and Appendix B1**

A location plan is attached at **Appendix B2.**

A list of licensed premises in the area is attached at **Appendix B3.**

## **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**  
Representations have been received from 12 other persons.  
Representations in support of the application have been received from 4 other persons.  
A copy of the representations are attached at **Appendix D**.  
A copy of the representations in support are attached at **Appendix D1**.

## 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 December 2022 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 Licences – Chapter 10
- (vi) Statement of Licensing Policy – Chapter 14
- (vii) Regulated Entertainment – Chapter 16

A link to the full Guidance can be found at:

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/1125660/Revised\\_guidance\\_issued\\_under\\_section\\_182\\_of\\_the\\_Licensing\\_Act\\_2003\\_December\\_2022.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1125660/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_December_2022.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
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