

CYNGOR SIR POWYS COUNTY COUNCIL

Licensing Sub-Committee 10th August 2021

REPORT BY: Natalie Jones Licensing Officer

SUBJECT: Application for a FULL VARIATION to a Premise Licence at 1898, 37-38 High Street, Welshpool, Powys, SY21 7JL

REPORT FOR: **DECISION**

1. **APPLICATION**

- 1.1 On the 23/6/21, an application for a Full Variation to a Premises Licence was received from Larry Bowyer and Rob Burr for the premise formerly known as Signatures / Churchills, located at 37/38 High street, Welshpool.
- 1.2 A location map of the premises is set out at **Annex A**. Also included is areas of note, including objector locations etc.
- 1.3 A copy of the application and a plan of the premises are reproduced at **Annex B**.
- 1.3 The proposed Premise Licence Variation has been applied for to essentially ensure uniformity in times for licensable activities and remove the distinction between 'upstairs and downstairs' which was a unique way in which the previous licence holders chose to run the venue.
- 1.4 The applicant & The Licensing Authority satisfied procedural obligations by consulting the Responsible Authorities and advertising the application in the Local Press. The Notice was observed displayed at the premise entrance.
- 1.5.1 The Applicant has applied for a Variation to the existing Premise Licence to authorise the sale of alcohol, provision of regulated entertainment (indoor and outdoor) and late night refreshment. There is also a variation to remove some outdated and unenforceable conditions and replace some of them (which are applicable to Licensing) with more effective ones. Please note – some of the Conditions that are being removed will not be replaced with newer or better Conditions as a change in various Legislation essentially means that these Conditions are no longer enforced by Licensing (for example some Fire Conditions – there has been an update in legislation since this licence was first granted and the Licensing Authority are no longer responsible for enforcement of Fire Regulations)
- 1.5.2 Please see **Annex C** for breakdown of the application showing the licensable activities and times applied for) . A comparison table is also included to demonstrate old times verses new times to make it easier to read.

- 1.5.3 Also included as part of Annex C is a table showing other Licensed Premises in the locality. This is useful as a general comparison tool but it should be noted that what another premises has, should not reflect on any other application. It is also useful to show that although a premise may have very extensive times, these are rarely used to their full extent in practice.

2. REPRESENTATIONS

2.1 Responsible Authorities

There were No Objections from any of the Responsible Authorities.

The Police, Trading Standards and Fire Service responded with “no objections” Senior Environmental Health Officer (noise pollution) offered no objections and gave additional comments in his response, which are found in **Annex D**.

- 2.1.1 A further document will also be produced by the Environmental Health Officer following his visit to the premise to carry out sound checks. This will be shared with all parties prior to the Hearing (but won't be done before this Report is scheduled to go out)

2.2 Other Persons

Representations have been received from the public and the details of these representations are detailed and attached at **Annex E**. All are residents located in the proximity of the new premise.

Although not a recognised objection, the Town Council also sent Representations to this Licence Application, which is also detailed in Annex E.

3. OPTIONS

- 3.1 In determining the application for the Premises Licence, the Sub-Committee must take such steps as are considered appropriate to promote the licensing objectives;

- i) The Prevention of Crime and Disorder
- ii) Public Safety
- iii) The Prevention of Public Nuisance
- iv) The Protection of Children from Harm

- (3.2 If appropriate make reference to LA03 guidance or our Licensing policy if it relates to any of the points raised by objectors)

- 3.3 The options are to;

- a) grant the application as submitted by the applicant without modification, with the exception of the inclusion of mandatory conditions made under Section 19, Licensing Act 2003 (Supply of Alcohol); or

- b) grant a licence with modified conditions; or
- c) reject the whole or part of the application.

4. DETERMINATION

- 4.1 The Licensing Sub-Committee is requested to determine the application.