



Cyngor Bwrdeistref Sirol
MERTHYR TUDFUL
MERTHYR TYDFIL
County Borough Council

MINUTES OF MEETING

LICENSING COMMITTEE
MEETING

TUESDAY, 15TH MAY, 2018

PRESENT: Councillor C Tovey (Chair)

Councillors D Chaplin and K Gibbs

Officers:

S Jones (Senior Solicitor), J Baber (Licensing Officer) and
C Rushton (Trading Standards Officer)

Police Representative:

A Jenkins (South Wales Police)

M Morgan (Democratic Services Officer)

ITEM NO.	AGENDA MATTER	DECISION
983	Apologies for absence	No apologies for absence were received as all Members were present.
984	Declarations of Interest	No Declarations of Interest were made.
985	Application for a New Premises Licence	<i>Punjabi Junction, Bethesda Brasserie, Bethesda Street</i> The Chair welcomed the applicant Mr Kamaljit Singh, Mr Duncan Craig Barrister, Councillor C Jones, Councillor T Skinner and five local residents to the Meeting. Simon Jones outlined to the Meeting the procedure for the hearing. Jo Baber then led the Committee in detail through the report.

		<p>Mr Craig referred to the application and advised of the following revisions to the application:</p> <p>To commence at the same time but to cease at midnight and close thirty minutes after Section 10 - To take out Valentine's Day and Christmas Day and to include Bank Holiday Sunday, Good Friday, Christmas Eve and New Year's Eve until 1.00 am</p> <p>Mr Craig also advised that there would be verification of age in relation to the sale of alcohol and that staff would be trained for this and that Mr Singh had agreed to these conditions.</p> <p>Andy Jenkins then referred in detail to the South Wales Police Representations, Section 182 Guidance of the Licensing Act and the issues that could affect local residents, Crime and Disorder and the four Licensing Objectives. However, each premises was unique and was considered on its own merit.</p> <p>Mr Jenkins further advised that he had met with Mr Singh and Mr Douglas and the application had been revised and a number of conditions agreed.</p> <p>Mr Craig advised that conditions had been agreed with South Wales Police.</p> <p>The following representations were then made by the residents and the Ward Members on behalf of residents:</p> <ul style="list-style-type: none">• Safety concerns – No provision in front of the building for stopping of vehicles – Traffic issues with double yellow lines- Taxi pick ups• Update from the Police requested in relation to the report• Proximity of residential properties• Previous anti-social behaviour issues• How many functions to be held• The sale of alcohol until midnight• Volume of people leaving the premises early in the morning• Where on the plan was the living accommodation• Garden area – Beer garden – Smoking area – Issues of drinks being taken out• Not clear if a Pub or a Restaurant• Need for soundproofing in the building• Problems if windows were opened at the premises• Previous anti-social behaviour at the premises• Problem of people spilling out of the premises• 11.30 pm with leaving at 12midnight was late enough• Residential bedrooms adjacent to the smoking area – Noise and disturbance to the residents late at night• Where were customers going to park due to limited parking and double yellow lines
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- Safety concerns of parking on kerbs – Blind spots – Already a significant issue
- Noise in the Morgantown area
- Previously constantly contacting the Environmental Health Department
- Evidence requested of soundproofing
- Customers leaving the premises and not moving on – Sitting under the bedroom windows of residential properties – Bad language – Banging on residential doors - very frightening for residents
- Police procedure in relation to referral of complaints by residents
- Proximity of residents at the rear of the premises
- Who would manage noise on a day to day basis
- Problem if premises windows opened
- Will the DPS be there at all times
- Who will make the decision regarding the sound levels of Bands
- What is the extent of soundproofing
- What is the maximum seating in the Restaurant
- Will there be meals in the function room / Bar / Games area
- Clarity requested on the garden area
- Smoking area
- Are all the windows in the premises new
- Smells emanating from the kitchen – Use of extractor fans
- What noise reduction measures have gone into the building
- Alarming of the building – Is it a manned alarm system
- Will the applicant be living on the premises

In relation to questions raised the following responses were received:

Andy Jenkins South Wales Police advised that should a Licence be issued any Breaches would be addressed by the Council and referred to the lengthy list of Conditions to ensure strict management control to address any failings

Mr Craig advised that:

- The garden would not be used as a beer garden but would be a smoking area. This area was excluded from the licensable area.
- The application had been revised with the hours changed to 12 midnight 7 days a week
- Under 16's would need to be accompanied by an appropriate adult on the premises
- No children under 16 would be allowed after 23.00 hrs
- Staff would be proactive when customers were leaving re- leaving the premises and not to cause a nuisance to neighbours
- A Risk Assessment would be undertaken for each event in the function room in relation to SAA door staff

		<ul style="list-style-type: none">• The premises would operate a Dispersal Policy• A Register would be maintained for the purposes of booking of function rooms• Full details would be recorded of the persons booking• Bookings for birthday parties would only be accepted from parents, guardians or other appropriate responsible adults to ensure sufficient supervision at the event• Major sporting events would be for example six Nations rugby, Autumn internationals, Rugby World Cup, FIFA World Cup• Drinks would be served in non-glass receptacles save for persons seated, consuming a meal or Tea and Coffee• All windows and doors would remain closed whatever licenses activities were carried on save allowing for entry and egress from the premises• Conditions contained in the report referred to as detailed in 'Licensing Objectives'• (b) (11) – Known by whom• (b) (13) – Should say a 'Security System'• (b)(14) – This was mandatory• (c) (3) -- Duplications• (c) (5) – Not relevant to this application• Aware of problems with the premises in the past• The applicant did not want to upset local residents• No representations received from the Environmental Health Department• The applicant was the premises licence holder and the DPS and would live in a flat above the premises – This was not included on the plan as it was not part of the licensing activity• The applicant could be at the premises 24/7• All the new windows were double glazed and could only open half way and there was a condition that they would not be open which was an enforceable condition• Alcohol could not be taken out to the smoking area• There was no pool table• The premises was principally a restaurant with table meals but people could come in and have a drink• Patrons would be able to consume table meals in the bar area and there would be tables throughout• Table meals would be available in all the areas on the ground floor• The applicant had been a DPS previously and owned a business that was licensed by Ealing Council and the applicant saw this as an opportunity for a high quality Indian restaurant in the area• Smoking outside would be restricted to 12 midnight• A lot of licensed premises did not have parking• There were a number of conditions• The operation of a Dispersals Policy• Question of a barrier outside the exit to the function room
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986	Any other business deemed Urgent by the Chair	The Chair advised that there was no business deemed urgent.