

Document Pack



Mark James LLM, DPA, DCA
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County Hall, Carmarthen. SA31 1JP

WEDNESDAY, 17 JANUARY 2018

TO: ALL MEMBERS OF THE LICENSING SUB COMMITTEE B

I HEREBY SUMMON YOU TO ATTEND A MEETING OF THE **LICENSING SUB COMMITTEE B** WHICH WILL BE HELD IN THE **CHAMBER, 3 SPILMAN STREET, CARMARTHEN AT 10.00 AM, ON THURSDAY, 25TH JANUARY, 2018** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA

Mark James CBE

CHIEF EXECUTIVE



PLEASE RECYCLE

Democratic Officer:	Janine Owen
Telephone (direct line):	01267 224030
E-Mail:	JanineOwen@carmarthenshire.gov.uk
Ref:	AD016-001

LICENSING SUB- COMMITTEE - B
7 MEMBERS

THREE MEMBERS OF THE SUB-COMMITTEE WILL PRESIDE OVER EACH APPLICATION. THE MEMBERS OF THE SUB-COMMITTEE WILL BE DRAWN FROM THE FOLLOWING SEVEN MEMBERS ON A ROTATIONAL BASIS AS REQUIRED.

- | | |
|-----------------------------------|---------------------|
| 1. Councillor Alun Davies [Chair] | (Plaid Cymru Group) |
| 2. Councillor Tyssul Evans | (Plaid Cymru Group) |
| 3. Councillor Penny Edwards | (Labour Group) |
| 4. Councillor Irfon Jones | (Independent Group) |
| 5. Councillor John Prosser | (Labour Group) |
| 6. Councillor Edward Thomas | (Independent Group) |
| 7. Councillor Eirwyn Williams | (Plaid Cymru Group) |

NOTE:

IN THE EVENT OF LESS THAN THREE OF THE ABOVE MEMBERS BEING UNABLE TO PRESIDE ON ANY APPLICATION, SUBSTITUTES WILL BE DRAWN FROM OTHER MEMBERS OF THE LICENSING COMMITTEE.

A G E N D A

1. DECLARATIONS OF PERSONAL INTEREST.
2. APPLICATION FOR THE GRANT OF A PREMISES LICENCE - CO-OP, JOB'S WELL ROAD, JOHNSTOWN, CARMARTHEN SA31 3PY 5 - 40

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LICENSING SUB COMMITTEE B

25TH JANUARY 2018

**APPLICATION FOR THE GRANT OF A PREMISES LICENCE.
CO-OP, JOB'S WELL ROAD, JOHNSTOWN, CARMARTHEN SA31 3PY**

Key Decisions Required:

The Sub Committee considers the application and all the representations and evidence that have been submitted and have regard to the Authority's Licensing Policy and National Guidance.

Reasons:

The committee is obliged to promote the licensing objectives which are: -

- The Prevention of Crime and Disorder.
- Public Safety.
- The Prevention of Public Nuisance.
- The Protection of Children from Harm.

Relevant Scrutiny Committee Consulted **NA**
Exec Board Decision Required **NA**
Council Decision Required **NA**

Executive Board Portfolio Holder: Councillor P. M. Hughes (Environmental & Public Protection)

Directorate: Communities

Name of Head of Service

Mr Robin Staines

Report Author

Andrew Rees

Designation: Head of Homes & Safer Communities

Licensing Officer

Tel No. 01267 228960

E Mail Address:

RStaines@carmarthenshire.gov.uk

Tel No. 01267 228787

rarees@carmarthenshire.gov.uk



EXECUTIVE SUMMARY

LICENSING SUB COMMITTEE B

25TH JANUARY 2018

**APPLICATION FOR THE GRANT OF A PREMISES LICENCE.
CO-OP, JOB'S WELL ROAD, JOHNSTOWN, CARMARTHEN SA31 3PY**

To consider an application from Co-operative Group Food Ltd for the grant of a premises licence in respect of the above premises.

To permit:

Supply of Alcohol Monday to Sunday 06:00 – 23:00

A copy of the original application is attached as Appendix **A**.

The Licensing Authority has made representations. These are attached as Appendix **B**.

Dyfed Powys Police have made representations, which have been agreed by the applicant. These are attached as Appendix **C**.

Other persons have made representations. These are attached as Appendix **D**.

The remaining Responsible Authorities have not made representations in respect of the application.

DETAILED REPORT ATTACHED?

NO



IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Robin Staines

Head of Homes and Safer Communities

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
N/A	NONE	NONE	NONE	NONE	NONE	NONE

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Robin Staines

Head of Homes and Safer Communities

1. Local Member(s):

No local member involvement and therefore no consultation necessary.

2. Community / Town Council:

No Community / Town Council involvement and therefore no consultation necessary.

3. Relevant Partners:

The Responsible Authorities have been consulted regarding the application.

4. Staff Side Representatives and other Organisations:

There are no other organisations involved and therefore no consultation necessary.

**Section 100D Local Government Act, 1972 – Access to Information
List of Background Papers used in the preparation of this report:**

THESE ARE DETAILED BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Application Form and File Contents.	Co-op, Job's Well Road, Johnstown, Carmarthen SA31 3PY	Licensing Section, 3 Spilman Street, Carmarthen
Licensing Policy		Licensing Section, 3 Spilman Street, Carmarthen
National Guidance		Licensing Section, 3 Spilman Street, Carmarthen



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Carmarthenshire
Application for a premises licence
Licensing Act 2003

For help contact
 SCHLicensing@carmarthenshire.gov.uk
 Telephone: 01267 228 924

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

VAT number

Legal status

If the applicant's business is registered, use its registered name.

Put "none" if the applicant is not registered for VAT.

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

An agent that is a business or organisation, including a sole trader

A sole trader is a business owned by one person without any special legal structure.

A private individual acting as an agent

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Is your business registered outside the UK? Yes No

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

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NON INDIVIDUAL APPLICANTS

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

PLC

Address

Building number or name	<input type="text" value="1"/>
Street	<input type="text" value="Angel Square"/>
District	<input type="text"/>
City or town	<input type="text" value="Manchester"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="M60 0AG"/>
Country	<input type="text" value="United Kingdom"/>

Contact Details

E-mail	<input type="text" value="cheryl.scott@wardhadaway.com"/>
Telephone number	<input type="text" value="0191 2044365"/>
Other telephone number	<input type="text"/>
* Date of birth	<input type="text" value="18"/> / <input type="text" value="08"/> / <input type="text" value="1985"/> dd mm yyyy
* Nationality	<input type="text" value="British"/>

Documents that demonstrate entitlement to work in the UK

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Convenience store open seven days a week selling groceries, sundry items and alcohol for consumption off the premises

Continued from previous page...

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Section 6 of 21

PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

Yes

No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

Yes

No

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PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

Yes

No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

Yes

No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

Yes

No

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

Yes

No

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PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

Continued from previous page...

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes

No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes

No

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth / /
dd mm yyyy

As

Continued from previous page...

Enter the contact's address

Building number or name	4 Maes - y - Wern
Street	Gwynfe
District	Llangadog
City or town	
County or administrative area	Carmarthenshire
Postcode	SA19 9RD
Country	United Kingdom
Personal Licence number (if known)	00NU-IND-01217
Issuing licensing authority (if known)	Carmarthenshire County Council

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Preference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

NONE

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Opening Hours will be at the discretion of the Applicant

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LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

Aro

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

The applicant has given thought to the potential impact of the grant of this application on the four licensing objectives and, having regard to the locality, considers that the following conditions are appropriate.

b) The prevention of crime and disorder

1. The premises shall maintain a CCTV system which gives coverage of all entry and exit points. The system shall continually record whilst the premises are open and conducting licensable activities. All recordings shall be stored for a minimum period of 28 days and shall be capable of being easily downloaded. Recordings shall be made available upon the receipt of a request by an authorised Officer of the Police or the Local Authority.
2. There shall be "CCTV in Operation" signs prominently displayed at the premises.
3. An incident log (whether kept in a written or electronic form) shall be retained at the premises and made available to an authorised Officer of the Police or the Local Authority.
4. The premises shall operate a proof of age scheme, such as a Challenge 25, whereby the only forms of acceptable identification shall be either a photographic driving licence, a valid passport, military identification or any other recognised form of photographic identification incorporating the PASS logo, or any other form of identification from time to time approved by the secretary of the state.
5. The premises will be fitted with a burglar alarm system
6. The premises will be fitted with a panic button system for staff to utilise in the case of an emergency.

c) Public safety

The premises licence holder shall ensure that the appropriate fire safety, and health and safety regulations are applied at the premises.

d) The prevention of public nuisance

A complaints procedure will be maintained, details of which will be made available in store and upon request.

e) The protection of children from harm

1. All staff will receive comprehensive training in relation to age restricted products and in particular the sale of alcohol. No member of staff will be permitted to sell age restricted products until such time as they have successfully completed the aforementioned training.
2. An age till prompt system will be utilised at the premises in respect of age restricted products.
3. A refusals register (whether kept in written or electronic form) will be maintained at the premises and will be made available for inspection upon request by an authorised Officer of the Police or the Local Authority

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

(All)

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

Continued from previous page...

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.**
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an Immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own Identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- **Plays:** no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
- **Films:** no licence is required for 'not-for-profit' film exhibition held in community premises between 08:00 and 23:00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- **Indoor sporting events:** no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000.
- **Boxing or Wrestling Entertainment:** no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- **Live music:** no licence permission is required for:
 - o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
 - o a performance of amplified live music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- **Recorded Music:** no licence permission is required for:
 - o any playing of recorded music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

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PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. For detailed guidance on the fee structure, please refer to the table on Page 4, 5 and 6 of the guidance document.

* Fee amount (£)

DECLARATION

[APPLICABLE TO INDIVIDUAL APPLICANTS ONLY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED LIABILITY PARTNERSHIP] I UNDERSTAND I AM NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE ENTITLEMENT TO LIVE AND WORK IN THE UK (OR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK RELATING TO THE CARRYING ON OF A LICENSABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK (PLEASE READ GUIDANCE NOTE 15).

* I understand that I must now advertise my application.

* I understand that if I do not comply with the requirements my application will be rejected.

[Applicable to Individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Continued from previous page...

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/carmarthenshire/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

OFFICE USE ONLY

Applicant reference number	(L)STG.CXS.COO238.532
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	<input type="checkbox"/>

< Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 Next >

DPS Consent Form

Consent of individual to being specified as premises supervisor

I, Mr Aled Jones
[full name of prospective premises supervisor]

of 4 maes-y-wern, Gwynfe,
Llangadog, Carmarthenshire, SA19 9RD
[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor
in relation to the application for

Designated Premises Supervisor Variation by The Co-operative Group Food Limited
relating to a premises licence ? [store's Premises Licence number]

at Co-op in Johnstown,
Carmarthen, South Wales.

[name and address of the premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by
The Co-operative Group Food Limited concerning the supply of alcohol at

same as above

[name and address of the person to whom the application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for,
intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number IND - 01217

Personal licence issuing authority Carmarthenshire County Council.

Aled Jones Surname Carmarthen Date of Birth

ALED JONES Name (please print) 18/0/85 Place of Birth

11/01/07 Dated British Nationality

Please return to: DPS Changes Dept 10227, The Co-operative Group, 1 Angel Square,

Manchester, M4 6AG

Eich cyf / Your ref:

Fy nghyf / My ref:

Dyddiad / Date: 21st December
2017

Gofynner am / Please ask for:

Llinell Uniongyrchol / Direct Line:

E-bost / E-mail:

Emyr Jones

(01267) 228717

publicprotection@carmarthenshire.gov.uk

Head of Housing and Public Protection
Carmarthenshire County Council
3 Spilman Street,
Carmarthen
SA31 1LE

Dear Sir,

**RE: Application for a Premises Licence
Co-op, Former Cartref Tawelan, Ash Grove, Carmarthen,
Carmarthenshire, SA31 3PY
Application Date 27/11/2017**

Further to the receipt of the above application, the Licensing Authority make the following representations:

a) Previous Enforcement Action / Prosecutions

This is an application for a new premises licence for premises that are yet to be constructed, therefore the licensing section has no licensing history in relation to the premises.

b) Complaints.

There have been no complaints received by the licensing authority in relation to these premises.

c) Responsible Authority Referrals.

The licensing authority has not received any referrals from the other responsible authorities in relation to the above premises.

d) Relevant Sections of the Statutory Guidance.

The Licensing Authority believes that the following sections of the Statutory Guidance are relevant to this licence application: - Section 1 Introduction, Section 2 relating to The Licensing Objectives, Section 5 relating to Premises licences, Section 8 relating to Applications for Premises Licences and Section 10 relating to Licence Conditions.

Robin Staines BA (Hons.), MA, MCIH

Pennaeth Tai & Diogelu'r Cyhoedd
Adran Cymunedau
3 Heol Spilman, Caerfyrddin, SA31 1LE.
Tŷ Elwyn, Llanelli, SA15 3AP.
Neuadd y Dref, Heol Iscennen, Rhydaman, SA18 3BE.

Head of Housing & Public Protection
Department for Communities
3 Spilman Street, Carmarthen, SA31 1LE.
Tŷ Elwyn, Llanelli, SA15 3AP.
Town Hall, Iscennen Road, Ammanford, SA18 3BE.



Bi

e) Relevant Sections of the Local Licensing Policy.

The Licensing Authority believes that the following sections of Carmarthenshire's Licensing Policy are relevant to this licence application:- Section 3 Fundamental principles, Section 4 Conditions of Licence, Sections 5 – 9 relating to The Licensing Objectives and Section 11 relating to Licensing Hours.

f) Proposed Operating Schedule.

Having considered the current application and the operating schedule put forward by the applicant, the Licensing Authority believes that, if the application were granted, the wording set out in the operating schedule, is sufficiently precise to enable it to form clear enforceable licence conditions in accordance with section 18(2)(a) of the Licensing Act .

The Police have submitted a letter of representation in relation to the application. The representation requests that additional conditions be attached to the licence in relation to CCTV should the application be granted. The representation also seeks clarification of the measures that are to be used to manage access to alcohol by customers who may be shopping at the premises outside the hours sought for the sale of alcohol. Given that the application requests unrestricted opening hours for the premises, the licensing authority also requests clarification as to how the operator intends to manage that potential situation.

Further representation has been received from other persons, which sets out their concerns regarding the application. The subcommittee will have to be satisfied that granting the application will not undermine the licensing objectives.

If the application is granted, I believe it would be appropriate to replace statement b)1 of the operating schedule with the conditions 1 – 6 requested by the Police in their letter of representation dated the 13th of December 2017.

An application for planning permission is currently being processed for the development. Whilst the planning process is an entirely separate regime involving different considerations, the applicant is reminded that should a terminal hour condition be attached to any permission granted which is more restrictive than those attached to the premises licence if granted, then the operator will need to observe the earliest closing time specified within either permission.

These representations have been prepared on the 22nd of December 2017 with the benefit of viewing the original application and representations received by that date.

I would be grateful if the applicant could contact me to discuss the above representations at the earliest opportunity and certainly prior to the application being referred to a Licensing Sub Committee hearing for determination.

If you require any further information or assistance, please do not hesitate to contact me.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'E O R Jones', written over a horizontal line.

Mr E O R Jones
Principal Licensing Officer



Heddlu Police
DYFED-POWYS

Mark Collins
Prif Gwnstabl / Chief Constable

Pencadlys Heddlu Dyfed-Powys, Blwch Post 99, Llangynnwr, Caerfyrddin, SA31 2PF.
Dyfed-Powys Police Headquarters, PO Box 99, Llangunnor, Carmarthen, SA31 2PF.

• Ffôn/Tel : 101
01267 222020 y tu allian i ardal Dyfed-Powys
01267 222020 if outside the Dyfed-Powys area
• Ffacs/Fax : 01267 222185
• DX : Dyfed-Powys Police DX 120325 Carmarthen 4

Eich cyf. / Your ref.

Ein cyf. / Our ref.

Gofynnwch am: / Please ask for:

PRG812/MP

Mike Price
Divisional Licensing Officer
Telephone 101 extension 26464
email mike.price@dyfed-powys.pnn.police.uk

Mr EOR Jones
Principal Licensing Officer
Carmarthenshire County Council
3 Spilman Street
Carmarthen
SA31 1LE

Ms. Cheryl Scott
Wardhadaway Law
Sandgate House
102 Quayside
Newcastle upon Tyne
NE1 3DX

Wednesday 13th. December 2107

Dear Sir/Madam,

**Re: Grant of New Premises Licence – Co-op Stores, Former Cartref Tawelan,
Ashgrove, Carmarthen, Carmarthenshire SA31 3PY**
Applicant – Co Operative Group Food Limited
Date completed application received – 27/11/2017

With reference to the above application for the Grant of a Premises Licence the following Licensing Activities are applied for.

Supply of Alcohol—off the premises only.

Monday to Sunday 06.00 to 23.00

With no opening hours that the premises are open to the public.

No Seasonal Variations

Prif Gwnstabl • **Mark Collins** • Chief Constable.

Mae Heddlu Dyfed-Powys yn croesawu goheblaeth yn Gymraeg a Saesneg. Byddwn ni'n sicrhau ein bod ni'n ymateb yn eich dewis iaith ac ni fydd oedl mewn perthynas ag unrhyw oheblaeth drwy'r Gymraeg.

Dyfed-Powys Police welcomes correspondence in Welsh and in English, and we will ensure that we respond to any correspondence through the language of your choice. Corresponding via the medium of Welsh will not endure any delay.

www.dyfed-powys.police.uk

(C1)



No Non Standard Timings.

With no hours specified as to when the premises are open to the public there is concern that if the premises open or close outside the hours applied for in respect of the Supply of Alcohol what measures will be put in place to prevent the off sales of alcohol.

With reference to the above application the Carmarthenshire Division of the Dyfed Powys Police will make the following representations.

1. A CCTV system shall be installed and maintained at the premises which gives coverage to all licensed areas, entry and exit points.
2. The system shall continually record whilst the premises are open and conducting licensable activities.
3. Footage from the CCTV system must be capable of being recorded onto an easily downloadable format.
4. Images recorded by the CCTV system shall be retained for a period of not less than 28 days and shall be provided to the Police or an authorised Officer of the Licensing Authority upon request.
5. All images recorded by the CCTV system shall denote an accurate date and time.
6. There must be at least one person at the premises at all times who is capable of operating the CCTV system.

The above conditions the police believe are necessary and appropriate to promote the Licensing Objectives.

I would grateful if you could contact me to discuss the above representations at your earliest convenience.

I submit the above for your consideration and comment.

Yours Sincerely

Mike Price

Divisional Licensing Officer

REGN No.	
Social Care Health & Housing	
20 DEC 2017	
PUBLIC PROTECTION	
	24/6

Licensing Act 2003
Amendment to application following representations
Premises Licence Application

Premises: Co-op, Cartref Tawelan, Johnstown, Carmarthen.

We, Co-operative Group Food Ltd, have considered the representations submitted by Mike Price, the Police Licensing Officer, in relation to the above application and confirm that we wish to amend the application to incorporate the conditions. These conditions will be attached to any licence subsequently granted.

Police Representations Number 1 to 6 agreed.

If, as a result of the above amendment, the attached representations are subsequently withdrawn, I confirm that the application may be determined by the Licensing Authority without the need for a hearing.

I understand that if the application is subject to other representations, which have not been agreed and withdrawn, then the application will have to be determined by a hearing before a licensing sub-committee.

Signed: *	<u>Richard Arnot</u>	Signed: *	_____
Print name:	<u>RICHARD ARNOT</u>	Print name:	_____
Position	<u>SOLICITOR</u>	Position	_____
Dated:	<u>3.1.18</u>	Dated:	_____

* Where multiple applicants – all to sign, if applicant a company signatory must indicate position within the company.

This notification slip should be completed and returned to the department only if you wish to accept the representations attached. Completed slips should be returned to: -

The Licensing Section
Public Protection Division
Social Care, Health and Housing Department
Carmarthenshire County Council
3 Spilman Street
Carmarthen
SA31 1LE
Tel: 01267 234567
Fax: 01267 229141
e-mail: schlicensing@carmarthenshire.gov.uk

Licensing Act 2003

Withdrawal of representations

Responsible Authority Dyfed Powys Police

**Premises/Club Premises CO-OP Former Cartref Tawelan, Ash Grove,
Carmarthen, Carmarthenshire SA31 3PY.**

Further to my representations submitted on 13TH. December 2017 the applicant has subsequently agreed to the following conditions in relation to the above application and wishes to amend the original application to incorporate them as conditions attached to the premises licence/club premises certificate:-

Police Representations Number 1 to 6 agreed.

As a result of the above my representations are subsequently withdrawn and I confirm that the application may be determined by the Licensing Authority without the need for a hearing.

I understand that if the application is subject to other representations, which have not been agreed and withdrawn, then the application will have to be determined by a hearing before a licensing sub-committee.

Signed: * M. Price

Print name: M. Price



Position Licensing Officer

Dated: 02/01/2018

This slip should be completed and returned to the department, only if you wish to accept the representations to be withdrawn. Completed slips should be returned to: -

The Licensing Section, Public Protection Division, Department for Communities,
Carmarthenshire County Council, 3 Spilman Street, Carmarthen SA31 1LE
Tel : 01267 234567 ; Fax 01267 229141; e-mail : schlicensing@carmarthenshire.gov.uk

Mrs D.M.Griffiths

8 Maple Crescent

Carmarthen

SA 31 3PT

Mr Jones

May I firstly say I am totally opposed to the Building of 3 shops(the co-op being one of them) on the Grounds of the old Tawelan Homes.

I have given planning a petition of over 600 signatures because this would bring a massive volume of traffic into what is a housing estate, with both elderly and very young children living here.

Re: Alcohol Licence Application for proposed Cooperative Store at the former Cartref Tawelan Residential Home.

I wish to protest on the following grounds.

There are already more than adequate shops and public houses in walking distance of this site.

This housing Estate has always been a good and well sought after one. My family were the very first people to move into the new housing estate I myself was only thirteen at that time . I feel we do not need nor want the unruly behaviour which may result from people overindulging with drink.

There would more than likely be debris in the area from those people who drink then throw their cans and GLASS bottles away (this could then harm the young in our neighbourhood.)

With the fact that there would be 3 shops the amount of large Lorries turning into the Estate to deliver stock to these shops would cause even more traffic congestion than we already have (please see my video on facebook taken recently of the traffic congestion approaching Johnstown Square from all four areas which connect with it) The entrance to the proposed premises (which has not yet been given planning permission) is on a bend and therefore very dangerous as these lorries will have to swing across the road to gain access to it.

And finally I would just like to say this could potentially put businesses out of business, by poaching the trade they already have , and people will lose their jobs.

Thank you for taking the time to read this and I do hope you will consider my points.

Yours sincerely

D.M. Griffiths

Dated 4/12/17

From: P STURLEY

Sent: 30 November 2017 16:55

To:

Cc: Public Protection <PublicProtection@carmarthenshire.gov.uk>

Subject: PROPOSED LICENCE FOR COOPERATIVE STORE TO BE BUILT IN ASH GROVE, JOHNSTOWN, CARMARTHEN

Dear Mr Jones,

Further to the above application.

I wish to protest on the following grounds:

1. There are already six outlets in the area already selling alcohol eg, Sycamore Stores, St David's University College Students Union Bar, The Friends Arms, The Poplars, Spar in Johnstown, and the Athletic Club. There is also a 7th premises selling alcohol nearby within walking distance "The Dairies Club".
2. There are children in the area who are playing, and we have already had instances of people in broad daylight over indulging. One instance in particular two gentlemen, aged between 40 and 70 who were worse for wear, and used a 90 year old neighbour's wall to urinate in broad daylight in front of children who were playing in the area.
3. We do not need the resultant debris that individuals who are not compliant with putting their rubbish in the bins provided, leaving cans, bottles etc lying around or being thrown into gardens.
4. The Estate has always been of good character and reputation for the past 51 years and we do not wish to encourage this behaviour in our area.
5. The provision of a drinks licence will also put a lot of business (ie especially the public houses who are already struggling) out of business. Thus resulting in unemployment. This will also happen in the two local mini-markets who may even have to close because of this development.
6. There are children playing all the time on the estate, some as young as four, they do not need to see the behaviour of unscrupulous drinkers, or their actions.
7. This will also lead to large Dray Wagons attending the premises in an already congested and dangerous area (ie the proposed development is on a bend opposite a bus stop and the entrance to Heol Becca nearby). In order to enter the proposed premises these large lorries will have to swing out taking up all the road, and on a bend.

There is no possible reason that this licence should be allowed to progress.

Yours sincerely

Mrs Pauline Sturley
23 Ash Grove
Johnstown
CARMARTHEN

Dated this 30th Day of November 2017

Licensing Section 12 Johnson Rd,
Public Protection Division, Carmarthen,

Dear Sirs/Madam,

I am writing
to register my objection to
the application for a
premises licence by C-O-P
Food Limited at Cartref Tawelan.

The basis for this opposition
is that granting a licence
will not promote the
licensing objectives, in
particular the prevention of
crime, disorder and antisocial
behaviour.

Cartref Tawelan is situated within
a residential area and
nearby to three schools and
a university. A local shop
and garage already sell alcohol.
The application proposes that

alcohol will be sold for consumption off the premises between 06:00am and 23:00pm, seven days a week. Granting a licence would provide a further source of alcohol within an area already so populated with licensed premises such as 'The Friends Arms' pub, 'The Poplars' pub and Tesco Extra as well as a forementioned small shop and garage in Johnstown. Crime and disorder may reach problem levels for police and residents.

In view of the above, I would urge the Licensing Authority to refuse the application.

Yours sincerely
W. JONES (WJSS)

10, Job's Well Road
Johnstown
Carmarthen
SA31 3HG.

21st December 2017

Licensing Section
Public Protection Div.
3 Spilman St
Carmarthen

Dear Sir,

Re: Application for New Premises Licence
Cartref Tawelan, Johnstown.

We wish to object in the strongest possible terms to the issuing of a licence for this new development. There is absolutely no requirement for the sale of alcohol at 6.00am. This is a quiet residential area housing families with children of all ages. There is a risk that younger children will be faced with undesirable heavy drinkers being attracted to the area by the lengthy licensing hours.

The development is inappropriate for the area, and the issuing of an alcohol licence will cause even more disruption to a quiet area, with the attraction of alcohol on sale late at night. We request that this licence is not granted for the period stated as it is inappropriate to the area.

PTO

Yours sincerely,
Susan C. Cranfield and Norman
Cranfield

(Page No.)
Social Care, Health & Housing
27 DEC 2017
PUBLIC PROTECTION
282b.