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**TUESDAY, 20 APRIL 2021**

**TO: ALL MEMBERS OF LICENSING SUB-COMMITTEE "A"**

I HEREBY SUMMON YOU TO ATTEND A **VIRTUAL MEETING OF LICENSING SUB-COMMITTEE "A"** WHICH WILL BE HELD AT **10.00 AM, ON TUESDAY, 27TH APRIL, 2021** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA

*Wendy Walters*

**CHIEF EXECUTIVE**

<b>Democratic Officer:</b>	<b>Kevin J. Thomas</b>
<b>Telephone (direct line):</b>	<b>01267 224027</b>
<b>E-Mail:</b>	<b>KJThomas@carmarthenshire.gov.uk</b>

Wendy Walters Prif Weithredwr, *Chief Executive*,  
Neuadd y Sir, Caerfyrddin. SA31 1JP  
*County Hall, Carmarthen. SA31 1JP*

LICENSING SUB- COMMITTEE "A"  
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 Suzi Curry             | (Labour Group)      |
| 2. Councillor Mansel Charles [Chair] | (Plaid Cymru Group) |
| 3. Councillor Ann Davies             | (Plaid Cymru Group) |
| 4. Councillor Amanda Fox             | (Labour Group)      |
| 5. Councillor Ken Howell             | (Plaid Cymru Group) |
| 6. Councillor Jim Jones              | (Independent Group) |
| 7. Councillor Elwyn 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. TEMPORARY EVENT NOTICE - STICLE, CASTLE ROAD,  
PENCADER, CARMARTHENSHIRE, SA39 9AN. 5 - 12**

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## LICENSING SUB COMMITTEE 'A' 27/04/21

**TEMPORARY EVENT NOTICE.  
STICLE, CASTLE ROAD, PENCADER, CARMARTHENSHIRE, SA39 9AN**

### KEY DECISIONS REQUIRED:

The Sub Committee considers whether or not to issue a counter notice in respect of the above Temporary Event Notice, having regard to the objection notice and evidence that have been submitted as well as the Authority's Licensing Policy and National Guidance.

### REASONS:

1) 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 Member Portfolio Holder: Councillor P.M. Hughes

**Directorate: Communities**  
**Name of Head of Service**  
 Mr Jonathan Morgan  
  
**Report Author**  
 Mrs Kirsten Smith

**Designation:**  
  
 Head of Homes and Safer  
 Communities  
  
 Licensing Officer

**Tel No.**  
**E Mail Address:**  
 01554 899285  
 jmorgan@carmarthenshire.gov.uk  
  
 01267 228801  
 ksmith@carmarthenshire.gov.uk

**EXECUTIVE SUMMARY  
LICENSING SUB COMMITTEE 'A'  
27/04/21**

**APPLICATION FOR TEMPORARY EVENT NOTICE  
STICLE, CASTLE ROAD, PENCADER, CARMARTHENSHIRE, SA39 9AN**

To consider objection notices submitted by Dyfed Powys Police and the Environmental Health Officer of Carmarthenshire County Council, in relation to a Temporary Event Notice submitted by Mr Justin Racine, of Sticle, Castle Road, Pencader, SA39 9AN. The Temporary Event Notice relates to the Sale by Retail of Alcohol and the provision of Regulated Entertainment on a field at the premises on the following day and hours.

To allow:-

Temporary Event Notice – Saturday 1<sup>st</sup> May and Sunday 2<sup>nd</sup> May 2021.

Supply of Alcohol and Regulated Entertainment 09:00-23:00.

Dyfed Powys Police and Environmental Health have objected to the notice on the grounds that they believe that the Public Nuisance and the Public Safety objectives, respectively, will not be met.

The Police objection is attached as Appendix **A**.

The Environmental Health objection is attached as Appendix **B**.

Copies of the Temporary Event Notices will be circulated at the meeting.

**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 Jonathan Morgan**

**Head of Homes and Safer Communities**

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
<b>NONE</b>	<b>YES</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>

**LEGAL: The legal implication of issuing a counter notice is that the applicant may lodge an appeal.**

# CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below  
Signed: Mr Jonathan Morgan  
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.	Sticle	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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David Bizby  
Divisional Licensing Officer  
101 extension 27464  
David.Bizby@dyfed-powys.pnn.police.uk

Mr J Racine  
Sticle  
Castle Road  
Pencader  
Carmarthenshire  
SA39 9AN

15 April 2021

Dear Mr Racine,

Re: Temporary Event Notice application for Sticle, Pencader,  
Carmarthenshire, SA39 9AN

Application for Drive Through outdoor Movie, BBQ, and alcohol sales.

Date(s) of Event: 01/05/2021 to 02/05/2021, 09:00 - 23:00 each day

Further to receiving the above Temporary Event Notice (TEN) application,  
which is for an event to be held on the 1<sup>st</sup> and 2<sup>nd</sup> of May 2021 between 09:00  
hours and 23:00 hours each day, I make the following comments.

Whilst considering the details of the application, the Carmarthenshire Division  
of the Dyfed-Powys Police object to the application as we believe that the  
Public Nuisance and Public Safety objectives will not be met due to the  
following reasons:



[www.dyfed-powys.police.uk](http://www.dyfed-powys.police.uk)

Prif Gwnstabl Dros Dro Temporary Chief Constable Claire Parmenter  
Pencadlys Heddlu, Blwch SB 99, Llangynnwyr, Caerfyrddin. SA31 2PF  
Police Headquarters, PO BOX 99, Llangunnor, Carmarthen. SA31 2PF

- Insufficient information has been provided by the applicant to demonstrate how the event will not undermine both Public Safety and Public Nuisance objectives of the Licensing Act.
- Public Safety - concerns have been raised in relation to Covid Regulations and Safety Rules. The EMP should outline Control Measures in accordance with Alert Level 3 and in particular, measures to ensure that drivers and passengers are abiding by the regulations on entry and during the whole event.
- Public Safety - There is a requirement for a traffic management plan to be prepared and submitted. The aim of the traffic management plan is to ensure the safe movement of vehicles on the public highways around the site, in conjunction with the efficient movement of vehicles onto and off the site during the event. The traffic plan details should cater for the additional and different traffic flows expected on the surrounding B roads.
- Public Nuisance - the EMP must include control measures to mitigate the effect of the increase in traffic and noise levels on local residents and businesses during the event.
- Public Safety - consideration must be given to protect staff and participants from a potential terrorist attack during the event. The threat remains at SUBSTANTIAL, meaning an attack is likely and the EMP should reflect this in the Risk Assessment as the area is described as an "outdoor space".

Therefore I invite you to provide further information and clarification on how the event will be managed, and what control measures will be put in place to ensure that the event does not undermine Public Safety and Public Nuisance with particular reference to the above points.

Should the content of the EMP be sufficient to alleviate the concerns, then Dyfed-Powys Police may reconsider its objection to the issuing of the TEN.

Yours sincerely

David Bizby  
Divisional Licensing Officer

cc. Mr EOR Jones,  
Licensing Lead,  
Carmarthenshire County Council,  
3 Spilman Street,  
Carmarthen,  
SA31 1LE

Licensing Section  
Carmarthenshire County Council  
3 Spilman Street  
Carmarthen  
SA31 1LE

Dear Sir or Madam,

**Re: Temporary Event Notice application – Sticle Vineyard Ltd., Sticle, Castle Road, Pencader SA39 9AN**

Further to receiving the above Temporary Event Notice (TEN) application, with regards to an event on the Saturday the first of May and Sunday the second of May 2021, may I make the following observations.

Whilst considering the details of the application the Environmental Health, Food, Safety and Health Section would like to **object** because we are not satisfied that the "Public safety" objective will be met due to the following reasons:

- 1) Insufficient and contradictory information has been provided by the applicant to demonstrate how the event will not undermine the public safety objectives of the Licensing Act 2003.
  - a. There are inconsistencies between the documentation provided and information provided on the company website.
  - b. There is a lack of clarity on how the risk from Covid-19 will be controlled i.e., under what specific circumstances are patrons allowed to leave their vehicles.

Therefore, I would invite the applicant to provide further information and clarity on how the above event will be managed, and what control measures will be put in place to ensure that the event does not undermine the public safety objectives of the Licensing Act 2003.

Should the information provided be sufficient to alleviate the above concerns, then the Environmental Health Section may reconsider its objection to the issuing of the TEN.

Yours faithfully

B. I. Llewellyn

Environmental Health Practitioner

Food, Safety and Health Section

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