



# Carmarthenshire Application to vary a premises licence Licensing Act 2003

For help conta <u>SCHLicensing@carmarthenshire.gov.u</u> Telephone: 01267 228 92

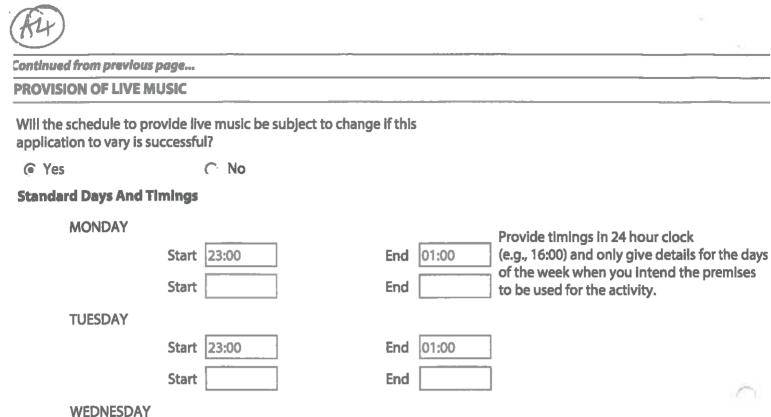
Section 1 of 17		* required informati
- a can save the form at ar	ny time and resume it later. You do not need	to be logged in when you resume.
System reference	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference		You can put what you want here 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?	Put "no" if you are applying on your own
Yes	No	behalf or on behalf of a business you own or work for.
Applicant Details		
* First name	MARK	
* Family name	HOWELL	
* E-mail	MARK@HOWELLEPOSSYSTEMS.CO.UK	
Main telephone number	01267 232544	Include country code.
Other telephone number	07866 871113	
☐ Indicate here if you wo	uld prefer not to be contacted by telephone	 e
Are you:	•	
Applying as a business	or organisation, including as a sole trader	A solo tradevia - h
C. Applying as an individu		A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as
Applicant Business		following a hobby.
* Is your business registered in the UK with Companies House?		
* Is your business registered outside the UK?		
Business name	POPLARS INN	If your business is registered, use its
*VAT number GB	991367874	registered name.  Put "none" if you are not registered for VAT.
<sup>†</sup> Legal status	Sole Trader	- January IVI 471,



Continued from previous page		
* Your position in the business	LANDLORD	
Home country	United Kingdom	The country where the headquarters of your business is located.
Business Address		If you have one, this should be your official address - that is an address required of you
* Bullding number or name	POPLARS INN	by law for receiving communications.
* Street	PONDSIDE	
District	JOHNSTOWN	
* City or town	CARMARTHEN	
County or administrative area	CARMARTHENSHIRE	
* Postcode	SA313HU	
* Country	United Kingdom	
Section 2 of 17		
APPLICATION DETAILS		
you should make a new prem I/we, as named in section 1, be	ses to which it relates. If you wish to make the nises licence application under section 17 of the premises licence holder, apply to vary mises described in section 2 below.	f the Licensing Act 2003.
* Premises Licence Number	00NU-PRM-00320	
Are you able to provide a post	tal address, OS map reference or description of	the premises?
C Address C OS ma	p reference	
Address Description		
PUBLIC HOUSE WITH A RESTA	AURANT AND TAKE OUT	
Premises Contact Details		_
Telephone number	01267 232544	
Non-domestic rateable value of premises (£)	10,600	
Section 3 of 17		
VARIATION		<u> </u>
Do you want the proposed variation to have effect as soon as possible?	© Yes C No	

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Continued from previous page	1	·	
Do you want the proposed va introduction of the late night	riatio levy?	n to have effect in relation to the	
C Yes	•	No	You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend			
Describe Briefly The Nature	Of Th	e Proposed Variation	
provide a place for consumption of the licens provide a place for consumption of the premises.	ing o	bjectives. Where your application includes these off-supplies, you must include a des	and layout and any other information which off-supplies of alcohol and you intend to cription of where the place will be and its
To increase the licensed hour	and a	mend the plan to show alterations.	
Section 4 of 17			
PROVISION OF PLAYS			
Will the schedule to provide power is successful?	lays b	e subject to change if this application to	
C Yes	<b>@</b> 1	No	
Section 5 of 17	•		-
PROVISION OF FILMS			
Wi ne schedule to provide fil vary is successful?	ms b	e subject to change if this application to	
	<b>(P)</b>	No	
Section 6 of 17			
PROVISION OF INDOOR SPOR	RTING	EVENTS	
Will the schedule to provide in this application to vary is succe	door essful	sporting events be subject to change if ?	
← Yes	(e) 1	No	
Section 7 of 17			
PROVISION OF BOXING OR W	REST	LING ENTERTAINMENTS	
Will the schedule to provide be to change if this application to	oxing vary	or wrestling entertainments be subject is successful?	
○ Yes			
t : res	<b>6</b> 1	<b>VO</b>	



01:00

01:00

01:00

01:00

01:00

Where taking place in a building or other

include a tent.

structure select as appropriate. Indoors may

End

**End** 

End

**End** 

End

**End** 

End

End

End

End

Both

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not

Start | 23:00

Start |23:00

Start | 23:00

Start |23:00

23:00

exclusively) whether or not music will be amplified or unamplified.

Will the performance of live music take place indoors or outdoors or both?

**Outdoors** 

Start

Start

Start

Start

Start

Start

**THURSDAY** 

**FRIDAY** 

**SATURDAY** 

**SUNDAY** 

Indoors

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V	رد	ŕ

Continued from p	revious page	
State any season	al variations for the performand	ce of live music
For example (but	not exclusively) where the acti	vity will occur on additional days during the summer months.
Non-standard ti-	Since Mill.	
listed, above belo	urigs. Where the premises will b	e used for the performance of live music at different times from those
For example (but	not exclusively), where you wis	h the activity to go on longer on a particular day e.g. Christmas Eve.
	777 1110 700 11131	The activity to go on longer on a particular day e.g. Christmas Eve.
ection 9 of 17		
PROVISION OF RE	CORDED MUSIC	
Will the schedule tapplication to vary	o provide recorded music be su is successful?	bject to change if this
• Yes	○ No	
itandard Days Ar	nd Timings	
MONDAY		
	Start 11:00	Provide timings in 24 hour clock End 01:00 (e.g., 16:00) and only give details for the
	Start	of the week when you intend the premises
TUESDAY		to be used for the activity.
	Start 11:00	End 01:00
	Start	End State St
WEDNESDA	ΑΥ	
	Start 11:00	End 01:00
	Start	
THURSDAY		End
	Start 11:00	End Ct.co
	Start	End 01:00
FRIDAY		End
	Start 11:00	
	Start	End 01:00
	Jail	End



Contin	ued from previous j	oage						
	SATURDAY							
		Start	11:00			End	01:00	
		Start				End		
	SUNDAY							
		Start	11:00			End	01:00	
		Start				End		
Will th	ne playing of recor	ded m	usic take plac	e indoors o	or out	doors	or both?	Where taking place in a building or other
	Indoors		C Outdoo		C	Both		structure select as appropriate. Indoors may include a tent.
State	type of activity to	be aut	horised, If no	t already st	ated,	and g	ive relevant	further details, for example (but not
exclu	sively) whether or	not m	usic will be ar	nplified or i	unam	ритес	ı. 	
(4)								
			<u></u>					
	any seasonal varia							
For e	xample (but not ex	clusiv	ely) where th	e activity w	ili occ	uron	additional d	ays during the summer months.
	standard timings. e, list below.	Where	the premises	s will be use	ed for	the p	laying of rec	orded music at different times from those listed
For e	xample (but not e	xclusiv	ely), where y	ou wish the	e activ	ity to	go on longe	r on a particular day e.g. Christmas Eve.
Secti	on 10 of 17							
PRO	VISION OF PERFO	RMAN	ICES OF DAN	ICE				
	the schedule to pr application to vary			s of dance k	oe sub	ject t	o change if	
$\subset$	Yes		€ No					
	ion 11 of 17		<u> </u>					
PRO		HING (	OF A SIMILAR	DESCRIPT	LION.	TO LI	/E MUSIC, R	ECORDED MUSIC OR PERFORMANCES OF



Continued	Aller and the		
598668	77.77	nroutous	Bana
		prerious	PUSE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary Is successful?

C Yes	No	
Section 12 of 17		
PROVISION OF LATE	NIGHT REFRESHMENT	
Will the schedule to p	provide late night refreshm y is successful?	nent be subject to change if
<b>( Yes</b>	○ No	
Standard Days And	Timings	
MONDAY		
	Start 23:00	End 01:00 Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days
TUESDAY	Start	End of the week when you intend the premises to be used for the activity.
	Start 23:00	End 01:00
WEDNESDAY		
	Start 23:00	End 01:00
THURSDAY		CHO
	Start 23:00	End 01:00
FRIDAY		End
	Start 23:00	End 01:00
SATURDAY		
SUNDAY	Start 23:00	End 01:00
	Start 23:00	End 01:00

10	2				ı
A	5)				3
Cont	inued from previous	page			
Will both		e night refreshment take	place indoors or outdo	oors or	
C	Indoors	Outdoors	© Both	Where taking place in a buildir structure select as appropriate include a tent.	
Stat excl	e type of activity to usively) whether or	be authorised, if not alre	eady stated, and give re lied or unamplified.	levant further details, for example (but	not
Stat	e any seasonal vari	ations.			
For	example (but not e	xclusively) where the act	ivity will occur on addi	ional days during the summer months.	
tho	se listed above, list	below.		on of late night refreshment at different	
For	example (but not e	exclusively), where you w	ish the activity to go or	longer on a particular day e.g. Christm	as Eve.
Sec	tion 13 of 17				
SUI	PPLY OF ALCOHOL				
	I the schedule to su y is successful?	upply alcohol be subject	to change if this applica	ation to	
(	Yes	C No			
Sta	andard Days And	Fimings			
	MONDAY			Dravida timings in 74 hour de	ack.
		Start 07:00	End 01	Provide timings in 24 hour class (e.g., 16:00) and only give det	
		Start	End	of the week when you intend to be used for the activity.	the premises
	TUESDAY		_		
		Start 07:00	End 01	:30	

End

Start



Continued from previous	S page		
WEDNESDAY			
WEDNESDAY	Ct 1 07 00		
	Start 07:00	End 01:30	
	Start	End	
THURSDAY			
	Start 07:00	End 01:30	
	Start	End	=
FRIDAY			<del></del>
	Start 07:00	End 01:30	
	Start		
CATUDDAY	Start	End	
SATURDAY			
	Start 07:00	End 01:30	
	Start	End	
SUNDAY			
	Start 07:00	End 01:30	
	Start	End	
Will the sale of alcohol b	e for consumption?	<u> </u>	
On 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
Str any seasonal varia	tions		from the premises select both.
To example (but not ex	clusively) where the activity will c	ccur on additional	days during the summer months.
Non-standard timings. W	/here the premises will be used fo	or the supply of alc	cohol at different times from those listed above,
list below.		and adplif of the	and a line of the short those listed above,
For example (but not exc	clusively), where you wish the act	ivity to go on long	er on a particular day e.g. Christmas Eve.
as existing - New Year's	Eve		
Section 14 of 17			
ADULT ENTERTAINMEN	T		

(	(FIO)		
	Continued from previous page		Ī
	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.	the	
	Provide Information about anything Intended to occur at the premises or ancillary to the use of the premises which	ch may	7

give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for

example (but not exclusive		ilms for restricted age groups etc gambling machines etc.	01
TWO GAMBLING MACH	lines		
Section 15 of 17			
HOURS PREMISES ARE	OPEN TO THE PUBLIC		
Standard Days And Ti	mings		
MONDAY		Provide timings in 24 hour clock	
	Start 07:00	End 02:00 (e.g., 16:00) and only give details for t	he day
	Start	End of the week when you intend the pre-	mit
TUESDAY			
	Start 07:00	End 02:00	
	Start	End	
WEDNESDAY			
	Start 07:00	End 02:00	
	Start	End	
THURSDAY		<del>[</del>	
	Start 07:00	End 02:00	
	Start	End	m
FRIDAY			× ,*
	Start 07:00	End 02:00	
	Start	End	
SATURDAY			
21.0 21.211	Start 07:00	End 02:00	
	Start	End	
SUNDAY			
	Start 07:00	End 02:00	

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

Start

State any seasonal variations.



Continued from previous page
Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.
For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
As existing - New Year's Eve
Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.
Remove all embedded conditions
☐ I have enclosed the premises licence
I have enclosed the relevant part of the premises licence
Reasons why I have failed to enclose the premises licence or relevant part of premises licence.
The second with the deficiose the prefrises licence or relevant part of premises licence.
WILL HAND IN TO LICENCING OFFICER
Section 16 of 17
ICENSING OBJECTIVES
Describe the steps you intend to take to promote the four licensing objectives:
a) General – all four licensing objectives (b,c,d,e)
List here steps you will take to promote all four licensing objectives together.
see attached
SEE attached
b) The prevention of crime and disorder
see attached
see arraction
:) Public safety



Continued from previous page.	•
see attached	
d) The prevention of public n	uisance
see attached	
e) The protection of children	from harm
see attached	
Section 17 of 17	
PAYMENT DETAILS	
This fee must be paid to the	outhority. If you complete the application online, you must pay it by debit or credit card.
•	fee structure, please refer to the table on Page 4, 5 and 6 of the guidance document.
For detailed guidance on the	
* Fee amount (£)	180.00
DECLARATION	
	e, liable on summary conviction to a fine not exceeding level 5 on the standard scale, under Act 2003, to make a false statement in or in connection with this application.
* I understand that I must no	w advertise my application.
I understand that if I do not	comply with the requirements my application will be rejected.
_	ates you have read and understood the above declaration
This section should be comp behalf of the applicant?"	leted by the applicant, unless you answered "Yes" to the question "Are you an agent acting on
* Full name	MARK HOWELL
* Capacity	LANDLORD
* Date	18 / 10 / 2016
	dd mm yyyy
	Add another signatory
Once you're finished you ne 1. Save this form to your cor	ed to do the following: nputer by clicking file/save as

2. Go back to <a href="https://www.gov.uk/apply-for-a-licence/premises-licence/carmarthenshire/change-1">https://www.gov.uk/apply-for-a-licence/premises-licence/carmarthenshire/change-1</a> to upload this file and continue with your application.

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

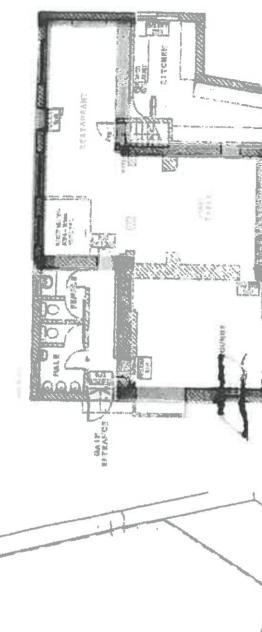
SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION  OFFICE USE ONLY		
Applicant reference number		
Fee paid		
Payment provider reference		
ELMS Payment Reference		
Payment status		
Payment authorisation code		
Payment authorisation date		
Date and time submitted		
Approval deadline		
Error message		
s Digitally signed		



CAR PARK ENTRANCE

ANNEX 4 - PLANS

Carriarthonshim



CAL PARK

LC NO: con(N - flut-co.520

30 160 160

DATE

NOT TO BCALE

SALE OF ALCOHOL

SUPPER HOUR

CERTIFICATE

LICENSED AREA(8)

T 05 T

7.00

GROWING FLOOR PLAN - Scale 1;703

architec arwain

9 Park Terreto Chascolica Chascolica Sala Maio 1981 1965 Tel Ffee, 1975 7, 2000 Parch, jaliga redalmetos ak Noble, 1974 FFEET

SITE PLAN - Scale 1:200

Pripe THE POT ARE INN No 1 PONDEDE, CHENTREN

Description STTE PLAN AND PARTIES STTE PLAN AND PROJECT PLANS

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19 April 2000

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PAYSO 1552 BALDEN CHATIMO AREA

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www.sirgar.llyw.cymru

## YOUR COUNCIL doitonline www.carmarthenshire.gov.wales

Eich cyf / Your ref:

Gofynner am / Please ask for:

**Emyr Jones** 

Fy nghyf / My ref:

Llinell Uniongyrchol / Direct Line:

(01267) 228717

Dyddiad / Date:

17<sup>th</sup> November

2015

vember E-bost / E-mail:

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

The Poplars Inn, 1 Pondside, Johnstown, Carmarthen,

Carmarthenshire, SA31 3HU Application Date 20/10/2016

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

#### a) Previous Enforcement Action / Prosecutions

There has been previous enforcement action taken by the licensing authority in relation to these premises, when it was being operated by former licence holders. The licence holder received a warning letter in 2009 for failing to correctly display licence documents and in 2010 a further warning letter was issued this time for exceeding the permitted hours of operation on the 23<sup>rd</sup> of November 2009.

#### b) Complaints.

Complaints were received from a local resident in December 2012 and January 2013. The first complaint relation to noise disturbance experienced as a result of an event which took place in a marquee in the car park of the premises in December 2012. The second complaint in January related to noise from music being played at the premises up to 1am whilst doors and windows were left open as well as noise from people outside in the car park. These complaints were also reported to the Dyfed Powys Police and Public Health Services by the complainant. The premises closed in early 2013 and the premises licence was transferred in September 2013.

c) Responsible Authority Referrals.

Robin Staines BA (Hons.), MA, MCIH
Pennaeth Tai & Diogelu'r Cyhoedd
Adran Cymunedau
3 Heol Spilman, Caerfyrddin, SA31 1LE.
Tŷ Eiwyn, 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.









The licensing authority received a referral from the Dyfed Powys Police in December 2009 following a visit to the premises in November 2009 when the premises was found to be open beyond its permitted hours.

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.

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.

The licence variation application does not include any proposed conditions and seeks to remove all the conditions attached to the current converted premises licence. In view of the hours applied for in the variation application, the previous complaints regarding the premises and the location of the premises in a residential area, the licensing authority believes that in this particular case it would be appropriate to request that the applicant provides a written assessment in accordance with paragraphs 11.2 and 5.2-5.5 of the Council's Licensing Policy.(Copy attached)

I would request that the assessment sets out in detail the control measures they intend to put in place to deal with the issues which gave rise to the noise complaints outlined overleaf.

The Dyfed Powys Police have submitted a letter of representation requesting that additional conditions be attached to the licence should the application be granted. Public Health Services have also submitted representations in which they outline details of previous complaints in relation to the premises. As a consequence, they have requested that the permitted hours sought in the application be reduced and have also identified some appropriate control measures that they believe should be attached as conditions if the application is granted.

A representation has been received from Carmarthen Town Council, which sets out their concerns regarding the application and a further representation from a local councillor, supporting the application has also been received. The subcommittee will have to be satisfied that granting the application will not undermine the licensing objectives.

If the application is granted, the licensing authority believes it would be appropriate to amend the application and attach the conditions numbered 1-6 requested by Public Health Services in their letter of the 17<sup>th</sup> November 2016.In

(B3)

addition, it would also be appropriate to attach the conditions numbered 1 to 21 requested by the Dyfed Powys Police in their letter dated the 7<sup>th</sup> of November 2016.

These representations have been prepared on the 17th of November 2016 with the benefit of viewing the original application and the representations as set out above.

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.

Mr E Ø R Jones

Princ(pal L)censing Officer



Gorsaf yr Heddiu Rhydaman Ammanford Police Station

Heol Ffowndri, Rhydaman, Sir Gaerfyrddin, SA18 2LS. Foundry Road, Ammanford, Carmarthenahire, SA18 2LS.

· Pfôn/Tei :

101 - Rhydeman/Ammanford

01267 222020 y tu alian i ardal Dyfed-Powys

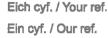
if outside the Dyfed-Powys area

• Fface/Fax:

01289 591892

Wefan/Web:

www.dyfed-powys.police.uk



Gofynnwch am:/Please ask for:

PR84vary/MP

Mike Price
Divisional Licensing Officer
Telephone 101 extension 27464
email mike.price@dyfed-powys.pnn.police.uk

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

Mr. Mark Howell Libanus Chapel Bancffosfelen Carmarthen Carmarthenshire SA15 5DL

Monday 7th. November 2016

Dear Sir,

Re: Variation of Premises Licence - The Poplars Inn, 1 Pondside, Johnstown, Carmarthen, Carmarthenshire SA33 6EH.

Applicant – Mark Howell.

Date completed application received – 20/10/16

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

**Recorded Music** 

Monday to Sunday 11.00 to 00.00

**Live Music** 

Monday to Sunday 23.00 to 01.00

Prif Gwnstabl • Wir. Simon Prince • Chief Constable

Buddsoddwyr Mewn Pobl

in People









Supply of Alcohol on the premises only

Monday to Sunday 07.00 to 01.30

Late Night Refreshment 23.00 to 01.00

Monday to Sunday

With the premises open to the public.

Monday to Sunday 07.00 to 02.00

No Seasonal Variations.

Non Standard Timings.

New Year's Eve as per de regulation order.

There are no Police objections to the change of the plan of the premises, also the removal of embedded conditions.

The applicant has failed to provide a management plan within the application to identify steps to promote the Licensing Objectives

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

- 1. The whole of the licensed area with entry and exit areas must be covered by CCTV cameras, and there must not be any hidden or obscured areas .This will deal with issues which may have arisen outside the premises when customers have been arriving or leaving.
- 2. The System must be installed by a company certified by SSAIB or NSI Gold standard.
- 3. Main entrance exit to have a camera meeting a minimum of 100%R image quality.
- 4. All footage must be of good quality and of a minimum performance capability sufficient to identify individuals.
- 5. It must be in colour.
- 6. It must record at a minimum of 12 images per second.
- 7. All images will be time and date stamped.



- 8. All footage during the hours of Licensable activities to be retained for a period of 30 days.
- 9. The CCTV system must operate continuously, and if a defect arises the police must be informed and immediate arrangements must be made to rectify the fault
- 10. All footage must on demand\_be made available to a Police Officer, Police Community Support Officer and Local authority Officer for viewing and a copy of that footage made immediately available to the above officers.
- 11. At all times during the period of operation of the premises there must be a competent person on the premises capable of reply and be able to undertake the export of recordings quickly onto a removable storage medium. Memory Stick, CD, or DVD format is acceptable to the police. The master copy will be available to the police on demand.
- 12. The system must incorporate a means of transferring images from the hard-drive to a format that can be played back on any Microsoft Windows or MAC compatible computer. The application software required to launch and view recorded images must either be included as part of the standard operating system installed or be installed to the recorded media when the data is copied to that media.
- 13 The system must be registered with the Information Commissioner (Tel 0303 123 1113 or email <a href="mailto:registration@ico.org.uk">registration@ico.org.uk</a>)

Please refer to the Dyfed Powys Police CCTV requirement document for full specification. This can be accessed by contacting Pc. Rob Chapman at the Community Safety Office Ammanford Police Station telephone number 01269 590580 as a matter of urgency to discuss the above CCTV conditions prior to any agreement being reached. To ensure that any system installed complies with the requirements of the proposed licence conditions.

14. The applicant to risk assess the use of door supervisors whenever Regulated Entertainment is provided after 11pm.

The applicant to also risk asses the use of door supervisors at all other times for Regulated Entertainment, if provided before 11pm. especially on Bank Holiday weekends, Christmas Eve, Boxing Day and New Year's Eve and major televised sporting events.

The Licence Holder shall supply an appropriate number of Door Supervisors for the maximum occupancy for the premises and the appropriate number shall be 2 in respect of the first 100 persons and one for each additional 100 persons or part of 100 persons comprised in the maximum occupancy figure.

When employed Door Supervisors must be registered with the SIA, to be on duty until the time that all members of the public have left the premises.



Door Supervisors shall not be permitted to consume intoxicating liquor or other intoxicants during any period of duty at the Premises. A Door Supervisor shall report on duty in a sober condition.

The Designated Premises Supervisor or Premises Licence Holder shall nominate for each and every exit door a Door Supervisor who's duty it shall be to ensure that the exit door is opened immediately in the event of a Fire or other Emergency and if practicable no more than one door shall be designated to each Door Supervisor.

No Door Supervisors shall be engaged in any duty that would otherwise prevent him, carrying out his duty as a Door Supervisor or exercising general supervision and control of persons attending the Premises.

Door supervisors to remain on duty after Regulated Entertainment ends until permitted hours in respect of the supply of alcohol finishes.

As per paragraph 6.1 within the Licensing Policy.

- 15. No open glass or glass vessels to be removed from the boundary of the premises.
- 16. The DPS to become a member of the local Pub Watch scheme and to support the BOBB scheme, 'Behave or be Banned'.

As per paragraph 6.7 within the Licensing Policy

- 17. The challenge 21 scheme to be adopted at the premises with notices and posters to be clearly displayed in the premises, near the entrances and bar areas. To emphasise to customers that they will be challenged if they look 21 and under.
- 18. No person under the age of 18 shall be employed on the premises whether paid or unpaid for the purpose of serving alcohol.
- 19. The consumption of alcohol by customers at the premises must cease at or before the end of opening hours as specified in the premises licence. Staff are required to collect all alcoholic drinks prior to the end of the opening hours as set out in the licence.
- 20. That there is a terminal hour of 22.30 in any outside location within the boundaries of the premises, for the consumption of alcohol.

As per paragraph 6.4 within the Licensing Policy

21. No children under the age of 16 years to remain on the premises after 22:00 unless they are attending a pre-booked event or function and in the company of a parent or responsible adult.



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** 



### EICH CYNGOR arleinamdani www.sirgar.llyw.cymru

## YOUR COUNCIL doitonline www.carmarthenshire.gov.wales

Eich cyf / Your ref:

Gofynner am / Please ask for: Aled Morgan

Fy nghyf / My ref:

AWM/116464

Llinell Uniongyrchol / Direct Line:

01269 598262

Dyddiad / Date:

28 November 2016

E-bost / E-mail:

publicprotection@carmarthenshire.gov.uk

Mr Mark Howell Poplars Inn Pondside Johnstown Carmarthen SA313HU

Dear Sir.

Re: Application to Vary Premises Licence Poplars Inn, Pondside, Johnstown, Carmarthen

Subsequent to our meeting on the 23<sup>rd</sup> of November 2016 at the above premises, I would like to make the following comments. During the above meeting you indicated that you would agree to Condition Number 1, 3, 4 and 6 that was contained in my original representation dated the 17<sup>th</sup> of November 2016.

Additionally it was agreed that the activities listed below would be amended to the following

Supply of Alcohol

Sunday to Thursday 07:00 - 00:00 / Friday- Saturday 07:00 - 01:30

Late night refreshment

Sunday to Thursday 23:00 - 23:30 / Friday- Saturday 23:00 - 01:00

Recorded music

Sunday to Thursday 07:00 - 00:00 / Friday- Saturday 07:00 - 01:00

Live music

Sunday to Thursday 07:00 - 23:00 / Friday- Saturday 07:00 - 01:00

**Opening Hours** 

Sunday to Thursday 07:00 - 00:30 / Friday- Saturday 07:00 - 02:00

During the site visit you expressed your concern over conditions numbered 2, 5 and 7 in my original representation. Therefore in order to try and reach a compromise with you on the above conditions I have amended my original conditions to the following-:

Robin Staines BA (Hons.), MA, MCIH
Pennaeth Tal & 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.









#### Condition No 2 to be amended to

- Only one speaker shall be installed in any external areas of the premises
- The location of this speaker shall be approved in writing by the Licensing Section.
- Music from the speaker will only be played at a level that is considered as background music.
- The external speaker will not be used between the hours of 22:00 and 07:00.

Condition No 5 is to remain the same. Subsequent to our meeting I have checked other similar licenses within the locality and this condition is consistently imposed.

• The consumption of alcohol shall not be permitted after 22:30 in any outside locations within the boundary of the premises.

#### Condition No 7 is withdrawn completely

Therefore please find attached a copy of my suggested conditions which take into account the above amendments. Should you agree with the above and wish to accept the conditions, you are required to confirm this in writing. A copy of your acceptance should be forwarded to the Licensing Section and myself.

Accepting the above will enable me to withdraw the representation and the above requirements will become conditions of your premises licence.

If you wish to discuss the matter further, please do not hesitate to contact me.

Yours Faithfully

Mr A W Morgan
Environmental Health Practitioner
Environmental Health and Licensing Section
c.c Licensing Section, 3 Spilman Street, Carmarthen, SA31 1LE



#### Environmental Health Amended Conditions Application to Vary Premises Licence Poplars Inn, Pondside, Johnstown, Carmarthen

#### **Prevention of Public Nulsance conditions**

- 1. During periods of regulated entertainment all external windows and doors shall be kept closed, other than for access and egress to the premise.
- 2. Bottles shall not be emptied into the bins outside the premises between 11:00pm and 7:00am.
- 3. Neighbour courtesy notices shall be displayed at the exits of the premises in order to inform patrons and staff to leave the premises quietly in respect of the local residents.
- 4. After 22:30 the consumption of alcohol shall not be permitted in any outside locations within the boundary of the premises.
- 5. Only one speaker shall be installed in any external areas of the premises.
- 6. The location of this speaker shall be approved in writing by the Licensing Section
- 7. Music from the speaker will be only be played at a level that is considered as background music.
- 8. The external speaker will not be used between 22:00 and 07:00.

#### Supply of Alcohol

Sunday to Thursday 07:00 - 00:00 / Friday- Saturday 07:00 - 01:30

#### Late night refreshment

Sunday to Thursday 23:00 - 23:30 / Friday- Saturday 23:00 - 01:00

#### Recorded music

Sunday to Thursday 07:00 - 00:00 / Friday- Saturday 07:00 - 01:00

#### Live music

Sunday to Thursday 07:00 - 23:00 / Friday- Saturday 07:00 - 01:00

#### **Opening Hours**

Sunday to Thursday 07:00 - 00:30 / Friday- Saturday 07:00 - 02:00

#### **Andrew Rees**



From:

Alun Harries <alun@carmarthentowncouncil.gov.uk>

Sent:

02 November 2016 09:36

To:

SCH Licensing

Subject:

Re: Poplars Inn, Pondside, Johnstown: Hysbysiad o Gais am Drwydded / Notification of

Application for a Licence

#### Andrew

The application is not supported on the basis of the prevention of a public nuisance. Members feel that since this premises is in a residential neighbourhood it is unnecessary and unacceptable to allow music to be played beyond midnight in this area to the detriment of the peace and quiet of local residents. This is not a town centre venue and the night time economy conditions that would merit support of this application do not exist in this location.

Diolch

Alun

From: "SCH Licensing" <SCHLicensing@carmarthenshire.gov.uk>

To: "Alun Harries" <alun@carmarthentowncouncil.gov.uk>

Sent: Tuesday, 1 November, 2016 16:48:04

Subject: RE: Poplars Inn, Pondside, Johnstown: Hysbyslad o Gais am Drwydded / Notification of

Application for a Licence

Hi Alun.

To make a valid representation under the Licensing Act 2003, it must be based on the four licensing objectives i.e. The Prevention of Crime & Disorder, Public Safety, Prevention of Public Nuisance & the Protection of Children from Harm. Therefore, if the reason for the objection is based on any, or all these, I will need further clarification and reasons for the objection, before I can accept it as valid.

Regards,

Andrew Rees Swyddog Trwyddedu / Licensing Officer Cyngor Sir Gar / Carmarthenshire County Council 01267 228760

From: Alun Harries [mailto:alun@carmarthentowncouncil.gov.uk]

Sent: 01 November 2016 16:38

To: SCH Licensing <SCHLicensing@carmarthenshire.gov.uk>

Subject: Fwd: Poplars Inn, Pondside, Johnstown: Hysbysiad o Gais am Drwydded / Notification of Application for a

Licence

Good afternoon/prynhawn da

This application was discussed by Town Councillors last week and they do not support the licensing hours extending beyond midnight.

For your information.

Regards



I have altered the initial email Report I sent to you as I left out a specific element of it. Sorryl

Please forward onto Clirs of the committee please.

Kind Regards,

Alan.

From: Clir. Alan D T Speake Sent: 10 November 2016 20:36

To: SCH Licensing

Subject: RE: Poplars Inn, Pondside, Johnstown: Hysbysiad o Gais am Drwydded / Notification of Application for a

Poplars Public House, Pondside, Johnstown.

Licence Application.

Report: by Cllr Alan Speake.

Consultation to the Licensing Committee.

Dear Licensing Officer, Andrew and Members of the Licensing Committee etc;

The above public house is located in Pondside and situated at the very eastern end of a row of twenty or so terraced houses. There are no houses or households facing the public house across the road to the north and what actually and directly fronts the "Poplars" public house is a quite extensive and very large open field with a children's play area. Indeed, not one residential household faces the Poplars public house only an large open green space.

Approximately three hundred or so meters to the north of the "Poplars" public house is located the "Friends Arms" public house and the two businesses will be, by the very nature of their closeness in distance, are and will be more or less in direct competition with one another as they are the only two public houses in the whole of Johnstown village with the nearest public house located a mile and a half or so away in Town.

The location of the "Poplars" is, in a way, it could be said, possibly similar to that of the "Friends Arms" public house as the former public house is situated at the very end of a row of around 20 households only. Whilst the "Friends Arms" is located and only feet away from an adjoining long row of 20 or so close knit terraced houses located to the west of the "Friends Arms" pub - with Woodbine Cottages attached to the very western end of the terraced houses.

However, there also exists a short row of two terraced houses directly opposite and approximately 20 or so meters across St Clears Road opposite the "Friends Arms" pub and also a row of four terraced houses to its east across the junction of Jobs Well Road known as "Royal Oak Cottages" within some 20 paces or so in distance away from the "Friends Arms" public house. Finally, a short row of terraced houses are in position again some 20metres or so to the rear and north of the public house.

Therefore, the number of households surrounding the "Friends Arms" is at least three times greater in number — a ratio of three to one approximately - than possibly the number of any properties that may be affected by any possible noise from the "Poplars".

However, I am not aware of any complaints from anyone regarding any possible noise emanating from either the "Friends Arms" or the "Poplars" public house and both are very well managed indeed by first class owners and also managers.

Any possible concerns previously emanating from that area of Johnstown was from the "Johnstown Carnival Charity Day" - not the Poplars public house — and of which there has en zero record of ANY complaints over many years.

However, I live in the area and approximately the same distance from both public houses nine hundred meters or so. Therefore, I am very much unaware of any rumours of possible noise or any possible concerns from nearby local residents -which is a crucially positive message from the local community.

Also, as a locally elected County & Town Councillor for Carmarthen West - that area also includes a large chunk of Johnstown and I have received zero complaints from any individual or family with regards to BOTH public houses.

I also live locally and within a fairly short distance or proximity from both public houses and IF there were I would be told immediately.

May I also add that both public houses are very well managed and efficiently run and both owners/managers always adheres to the licensing hours that have been granted —and quite rightly too.

I was of the opinion, rightly or wrongly, that both public houses should be fairly assessed and treated equally as they are in more or less in the same or similar location apart from a few hundred meters in a small village environment and the locations of these "pubs" are also quite important too for members and officers assessment of the application for a specific licence.

Therefore, I am fully in support that the licensing hours etc; and/or of any refreshment hours, extensions etc; for the two public houses should be treated with fairness, impartiality and even handedness to ensure that there is absolutely zero possible hint whatsoever of what may be possibly viewed as possible discrimination against one of the two businesses and to ensure that no member of the public may possibly believe there is any possibly unfair advantage of one over the other public house.



Finally, I propose that both public houses be treated equally and that the "Poplars" public house be granted the same licensing hours and refreshments periods etc; to sell alcohol identical hours to that of the "Friends Arms" to allow equal and fair competition to take place.

Yours faithfully,

Clir Alan Speake, (Alan)
County & Town County Councillor,
Carmarthen Town (West)

From: SCH Licensing

Sent: 21 October 2016 14:32

Subject: Poplars Inn, Pondside, Johnstown: Hysbyslad o Gals am Drwydded / Notification of Application for a

Licence

<< File: Poplars.doc >> Annwyl Gynghorydd,

Amgaeir hysbysiad o Gais am
Drwydded sy'n cael ei ddosbarthu
drwy'r e-bost i holl aelodau'r Cyngor
Sir, yn ogystal â chlercod y Cynghorau
Tref a Chymuned sydd wedi
penderfynu derbyn yr hysbysiadau
hyn.

Bellach byddwch yn cael eich hysbysu drwy'r e-bost ynghylch yr holl gelsladau yn y dyfodol am ganiatáu neu amrywio trwydded safle neu dystysgrif safle clwb.

Os oes angen rhagor o wybodaeth arnoch, cysylltwch â'r adain drwyddedu drwy ddefnyddio'r **Dear Councillor,** 

Please find attached a notification of a Licence Application which is being circulated on e-mail to all members of the County Council as well as the clerks of Town and community councils which have decided to subscribe to the notifications.

An e-mail notification will now be forwarded to you in relation to all future applications for the grant or variation of a premises licence or club premises certificate.

If you require any further information please contact the licensing section using the details provided on the