

Licensing Sub Committee A

Wednesday, 7 July 2021

PRESENT: Councillor J.M. Charles (Chair)

Councillors:

J.K. Howell and E.G. Thomas

Also present as observer:- Councillor D. Phillips

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager

R. Edmunds, Consumer and Business Affairs Manager

K. Smith, Licensing Officer

J. Owen, Democratic Services Officer

K. Thomas, Democratic Services Officer

Remote Meeting - , - 2.00 - 2.35 pm

1. DECLARATIONS OF PERSONAL INTEREST.

There were no declarations of personal interest.

2. APPLICATION FOR THE GRANT OF A PREMISES LICENCE. UAS CAR CARE, UNIT 7, THE FOOHOLD ENTERPRISE VILLAGE, BURY ROAD, LLANELLI, SA15 2DS.

The Legal Services Manager briefed all present on the procedure for the meeting.

The Sub Committee was advised that an application had been received from UAS Car Care for a premises licence in respect of Unit 7, the Foothold Enterprise Village, Bury Road, Llanelli SA15 2DS to allow:-

Supply of Alcohol – Monday to Sunday 12:00-23:00,

Films – Monday to Sunday 10:00 – 23:00

Opening Hours - Monday to Sunday 09:00 – 00:00,

The Sub Committee noted that the following documentation was attached to the report:-

Appendix A - copy of the application

Appendix B - representations submitted by Dyfed Powys Police

Appendix C - representations submitted by other persons

With regard to the Dyfed Powys Police's representations, detailed in Appendix B, the Sub Committee noted that they had been agreed by the applicant in full. It was further noted that no representative from the objectors, Llanelli Town Council were in attendance at the meeting.

The applicant advised the Sub Committee that the purpose of the application was to complement the existing coffee shop open at the premises on weekends only when the garage business was not operational, even though the application sought a licence for 7 days a week. He referred to the objections received from Llanelli Town Council and advised that the nearest licenced premises was situated at Machynys Golf Club and the nearest residential properties were some 10 minutes walking distance away. The Dyfed Powys Police had suggested a number of conditions be attached to the licence and those had been agreed with the police. He confirmed he had also liaised with the County Council's Environmental Health Division and its concerns had been addressed.

All parties were afforded the opportunity of questioning the applicant on his submission.

The Sub-Committee thereupon

UNANIMOUSLY RESOLVED to retire into private session in order to receive legal advice pursuant to Paragraph 16 of Schedule 12A of the Local Government Act.

Following the adjournment, the Sub-Committee reconvened to advise of its decision and, having had regard to relevant paragraphs of the Licensing Authority's Statement of Licensing Policy and the guidance issued by the DCMS and the Home Office, it was.

RESOLVED, having considered the evidence placed before the Sub Committee, that the application be granted subject to the conditions agreed with the Dyfed Powys Police.

REASONS:

In coming to its decision, the Sub-Committee has made the following findings of fact;

1. The premises had not previously had the benefit of a licence.
2. No evidence had been presented of a history of alcohol related crime and disorder at or in the immediate vicinity of the premises.
3. None of the responsible authorities objected to the granting of a licence.
4. The licence conditions requested by the police had been agreed by the applicant.
5. The premises was not in close proximity of residential premises.

The Sub-Committee had attached weight to the views of the responsible authorities.

The Sub -Committee recognised that its decision must be based upon real evidence, and that concerns and fears about what might happen if a licence were granted, where unsupported by such evidence, were not matters which they can properly take into account.

Whilst recognising the genuine concerns of the Town Council, the Sub Committee felt that the lack of evidence submitted in support of those concerns means that it cannot be justified in departing from the views of the police in this particular case.

Accordingly, the Sub-Committee was satisfied that to grant the application subject to the agreed licence conditions would not undermine the licensing objectives.

CHAIR

DATE