



**LICENSING ACT 2003
PREMISES LICENCE**

Cyngor Sir **Ceredigion** County Council



s licence number

PRM 0369 (Issued 16/09/2016)

Premises details

Postal address of premises, or if none, ordnance survey map reference or description

**JOHN CHARLES LOUNGE, ABERYSTWYTH TOWN FOOTBALL CLUB,
PARK AVENUE,**

**Post town
ABERYSTWYTH**

**Post code
SY23 1PG**

**Telephone number
01970 630380**

Where the licence is time limited the dates

LICENCE NOT TIME LIMITED

Licensable activities authorised by the licence

REGULATED ENTERTAINMENT:

FILMS

INDOOR SPORTING EVENTS

LIVE MUSIC

RECORDED MUSIC

PERFORMANCES OF DANCE

**ANYTHING OF SIMILAIR DESCRIPTION TO LIVE or RECORDED MUSIC or
PERFORMANCES OF DANCE**

SALE BY RETAIL OF ALCOHOL

The times the licence authorises the carrying out of licensable activities

REGULATED ENTERTAINMENT:

FILMS

INDOOR SPORTING EVENTS

LIVE MUSIC

RECORDED MUSIC

PERFORMANCES OF DANCE

ANYTHING OF SIMILAIR DESCRIPTION TO LIVE or RECORDED MUSIC or PERFORMANCES OF DANCE.

SALE BY RETAIL OF ALCOHOL.

ALL THE ABOVE ACTIVITIES:

**SUN: 1100-2400 HRS. MON and TUES: 1100-2300 HRS. WED and THUR:
1100-0100 HRS.**

FRI and SAT: 1100-0200 HRS

NON STANDARD TIMINGS:

NEW YEARS EVE: 1100-NEW YEARS EVE to 1100-NEW YEARS DAY.

The opening hours of the premises

SUN: 1100 - 0030HRS

MON and TUE: 0800 - 2330HRS

WED and THU: 0800 - 0130HRS

FRI and SAT: 0800 -0230HRS

NON STANDARD TIMINGS: AS DETAILED ABOVE.

**Where the licence authorises supplies of alcohol whether these are on and/
or off supplies**

ON SALES ONLY

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

**ABERYSTWYTH TOWN FOOTBALL CLUB LIMITED,
PARK AVENUE,
ABERYSTWYTH
SY23 1PG.**

Tel. 01970 612 122

**Registered number of holder, for example company number, charity number (where applicable)
Co. No. 04065963**

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

DONALD KANE

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

CER 0231

CEREDIGION COUNTY COUNCIL

Annex 1 - MANDATORY CONDITIONS

1 Mandatory conditions where licence authorises supply of alcohol

(1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.

(2) The first condition is that no supply of alcohol may be made under the premises licence-

(a) at a time when there is no designated premises supervisor in respect of the premises licence, or

(b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

(3) The second condition is that every supply of alcohol under the premises licence

must be made or authorised by a person who holds a personal licence.

2 Mandatory condition: exhibition of films

(1) Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.

(2) Where the film classification body is specified in the licence, unless subsection

(3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.

(3) Where-

(a) the film classification body is not specified in the licence, or

(b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.

(4) In this section-

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

3 Mandatory condition: door supervision

(1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence

must include a condition that each such individual must be licensed by the Security Industry Authority.

- (2) But nothing in subsection (1) requires such a condition to be imposed-
- (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or
 - (b) in respect of premises in relation to-
 - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
- (3) For the purposes of this section-
- (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
 - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014

With effect from 28th May 2014

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1-
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula –
$$P = D + (D \times V)$$
where –
 - (i) P is the permitted price
 - (ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol
 - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –
 - (i) The holder of the premises licence,
 - (ii) The designated premises supervisor (if any) in respect of such a licence, or
 - (iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order
2014

The below Mandatory Conditions **replace** the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and comes into effect **on 1st October 2014**

Conditions 1 to 4 refer to all premises that sell or supply alcohol for consumption on the premises. Condition 3 is relevant to Premises that sell for consumption off the premises.

1. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

(a) a holographic mark, or

(b) an ultraviolet feature.

4. The responsible person must ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

Annex 2 - Conditions consistent with the operating Schedule

Promotion of Licensing Objectives

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 2)

Aberystwyth Town Football Club recognises its importance to the Community and its responsibilities in ensuring that the premises are operated responsibly. The Function room has been refurbished to become a smart Lounge suitable for hire for functions such as wedding parties and other celebrations. The premises will be open to the public ancillary to any football events taking place but otherwise will be used only for particular functions whether organised by the Applicant or privately hired. The football club does not wish for the premises to be abused therefore it will scrutinize applications to hold events to ensure they are in keeping with the preservation of the refurbished lounge. The premises will co-operate with the authorities to ensure the preservation of good order at the premises. Drunken, violent or quarrelsome behaviour will not be tolerated on the premises, perpetrators will be barred from the premises and if necessary the police informed. Customers who do not heed advice to leave the premises and the vicinity quietly will be barred

b) The prevention of crime and disorder

DOOR SUPERVISORS

1. WILL BE CORRECTLY REGISTERED WITH THE SIA
2. WILL DISPLAY THE CORRECT NAME BADGE
3. WILL CARRY PROOF OF REGISTRATION
4. WILL BE USED ON ANY OCCASION WHEN A PUBLIC OPEN EVENT OF REGULATED ENTERTAINMENT INVOLVING LIVE MUSIC OR RECORDED MUSIC AND DANCING BY CUSTOMERS IS TAKING PLACE AT THE PREMISES, AT A RATIO OF 2 DOOR SUPERVISORS PER 100 PERSONS OR PART THEREOF.
5. WILL BE IN ATTENDANCE AT THE ENTRANCE OF THE PREMISES FROM THE COMMENCEMENT OF ANY PUBLIC OPEN REGULATED EVENT INVOLVING LIVE MUSIC OR RECORDED MUSIC AND DANCING BY CUSTOMERS, UNTIL THE TIME WHEN THE REGULATED ENTERTAINMENT EVENT TERMINATES.

BOTTLES AND GLASSES

1. CUSTOMERS CARRYING OPEN OR SEALED BOTTLES OR GLASSES ARE NOT ADMITTED TO THE PREMISES AT ANY TIME.
2. CUSTOMERS ARE NOT PERMITTED TO TAKE OPEN CONTAINERS OF ALCOHOLIC OR SOFT DRINKS FROM THE PREMISES.
3. REGULAR SWEEPS OF THE PREMISES BE MADE TO REMOVE BOTTLES AND GLASSES FROM PUBLIC AREAS AS SOON AS THEY ARE FINISHED WITH OR EMPTY.

CRIME AND DISORDER

1. ALL INSTANCES OF CRIME AND DISORDER WILL BE REPORTED TO THE POLICE AS SOON AS REASONABLY PRACTICABLE.
2. THE APPLICANT WILL OBSERVE SUCH A CAPACITY LIMIT FOR THE PREMISES AS ADVISED BY THE FIRE AUTHORITY.
3. DOOR SUPERVISORS WILL ENSURE THAT CAPACITY LIMITS ARE CONTROLLED.
4. THE PREMISES WILL OPERATE A PROOF OF AGE POLICY WHEREBY CUSTOMERS MAY BE REQUIRED TO PROVE THEIR AGE BEFORE BEING ADMITTED TO THE PREMISES, OR WHEREBY CUSTOMERS MAY BE REQUIRED TO PROVE THEIR AGE. FOR THIS PURPOSE THE APPLICANT WILL ACCEPT VALIDATE OR PORTMAN GROUP CARDS, OR OTHER OFFICIAL PHOTO IDENTITY DOCUMENTS SUCH AS PHOTO DRIVING LICENCES OR PASSPORTS.

DRINKS PROMOTIONS

1. ALL INCLUSIVE NIGHTS OR OTHER IRRESPONSIBLE DRINKS PROMOTIONS ARE NOT PERMITTED.

DRUGS

1. THE APPLICANT WILL NOT TOLERATE THE USE OF ILLEGAL DRUGS ON THE PREMISES, AND ANY PERSON SUSPECTED OR KNOWN TO BE SEEKING TO USE ILLEGAL DRUGS ON THE PREMISES WILL BE BARRED FROM THE PREMISES.

NOTICES

1. A CUSTOMER CODE OF CONDUCT POSTER IS DISPLAYED AT THE ENTRANCE TO THE PREMISES, WARNING CUSTOMERS THAT IF THEY ACT IN AN INAPPROPRIATE MANNER THEY COULD BE BARRED FROM ALL LICENSED PREMISES IN THE VICINITY.

GENERAL

1. THE DESIGNATED PREMISES SUPERVISOR WILL BE PRESENT ON THE PREMISES AT ALL TIMES WHENEVER REGULATED ENTERTAINMENT INVOLVING MUSIC AND DANCING IS BEING PROVIDED.

c) Public safety

DOOR SUPERVISORS

1. WILL BE CORRECTLY REGISTERED WITH THE SIA
2. WILL DISPLAY THE CORRECT NAME BADGE
3. WILL CARRY PROOF OF REGISTRATION
4. WILL BE USED ON ANY OCCASION WHEN A PUBLIC OPEN EVENT OF REGULATED ENTERTAINMENT INVOLVING LIVE MUSIC OR RECORDED MUSIC AND DANCING BY CUSTOMERS IS TAKING PLACE AT THE PREMISES, AT A RATIO OF 2 DOOR SUPERVISORS PER 100 PERSONS OR PART THEREOF.
5. WILL BE IN ATTENDANCE AT THE ENTRANCE OF THE PREMISES FROM THE COMMENCEMENT OF ANY PUBLIC OPEN REGULATED EVENT INVOLVING LIVE MUSIC OR RECORDED MUSIC AND DANCING BY CUSTOMERS, UNTIL THE TIME WHEN THE REGULATED ENTERTAINMENT EVENT TERMINATES.

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1. CUSTOMERS CARRYING OPEN OR SEALED BOTTLES OR GLASSES ARE NOT ADMITTED TO THE PREMISES AT ANY TIME.
2. CUSTOMERS ARE NOT PERMITTED TO TAKE OPEN CONTAINERS OF ALCOHOLIC OR SOFT DRINKS FROM THE PREMISES.
3. REGULAR SWEEPS OF THE PREMISES BE MADE TO REMOVE BOTTLES AND GLASSES FROM PUBLIC AREAS AS SOON AS THEY ARE FINISHED WITH OR EMPTY.

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1. THE APPLICANT WILL NOT TOLERATE THE USE OF ILLEGAL DRUGS ON THE PREMISES, AND ANY PERSON SUSPECTED OR KNOWN TO BE SEEKING TO USE ILLEGAL DRUGS ON THE PREMISES WILL BE BARRED FROM THE PREMISES.

NOTICES

1. A CUSTOMER CODE OF CONDUCT POSTER IS DISPLAYED AT THE ENTRANCE TO THE PREMISES, WARNING CUSTOMERS THAT IF THEY ACT IN AN INAPPROPRIATE MANNER THEY COULD BE BARRED FROM ALL LICENSED PREMISES IN THE VICINITY.

FIRE SAFETY

1. ALL EXIT DOORS ARE EASILY OPERABLE WITHOUT THE USE OF A KEY, CARD, CODE OR SIMILAR MEANS.
2. EXIT DOORS ARE REGULARLY CHECKED TO ENSURE THAT THEY FUNCTION SATISFACTORILY.
3. ALL REMOVABLE SECURITY FASTENINGS ARE REMOVED WHENEVER THE PREMISES ARE OPEN TO THE PUBLIC OR STAFF.
4. UPHOLSTERED SEATING IS MAINTAINED IN A FIRE RETARDANT CONDITION.
5. EMERGENCY LIGHTING TESTS WILL BE CONDUCTED MONTHLY. REPORTS OF THESE TESTS WILL BE AVAILABLE ON REQUEST.
6. FIRE EXITS AND MEANS OF ESCAPE ARE APPROPRIATELY SIGNED.
7. ALL EXIT DOORS OPEN OUTWARDS.

FIRST AID

ADEQUATE AND APPROPRIATE FIRST AID EQUIPMENT AND MATERIALS ARE AVAILABLE ON THE PREMISES.

LIGHTING

1. IN THE ABSENCE OF ADEQUATE DAYLIGHT, SUITABLE AND SUFFICIENT LIGHTING IS PROVIDED AND MAINTAINED IN ANY AREA ACCESSIBLE TO THE PUBLIC.
2. FIRE SAFETY SIGNS ARE ADEQUATELY ILLUMINATED.
3. EMERGENCY LIGHTING IS INSTALLED AND REGULARLY MAINTAINED.
4. EMERGENCY LIGHTING TESTS ARE CONDUCTED MONTHLY.

SAFETY CERTIFICATES

1. THE PREMISES HAVE A SATISFACTORY PERIODIC ELECTRICAL INSTALLATION REPORT. AN INSPECTION WILL BE CARRIED OUT EVERY YEAR, AND A NEW REPORT OBTAINED EACH TIME.
2. THE PREMISES HAVE A SATISFACTORY PERIODIC EMERGENCY LIGHTING REPORT. AN INSPECTION IS CARRIED OUT EVERY YEAR AND A NEW REPORT OBTAINED EACH TIME.
3. THE PREMISES HAS SUITABLE PUBLIC LIABILITY INSURANCE IN THE SUM OF £5,000,000.00 (MILLION). A CERTIFICATE IS OBTAINED EACH YEAR AND DISPLAYED AT THE PREMISES.
5. THE PREMISES HAVE A CERTIFICATE OF INSPECTION FOR PORTABLE FIRE FIGHTING EQUIPMENT. AN INSPECTION IS CARRIED OUT EACH YEAR, AND A NEW CERTIFICATE OBTAINED EACH TIME.

SPECIAL EFFECTS

THE USE OF THE FOLLOWING SPECIAL EFFECTS IS NOT ALLOWED ON THE PREMISES: -

PYROTECHNICS, INCLUDING FIREWORKS;

REAL FLAMES;
FIREARMS;
MOTOR VEHICLES;
STROBE LIGHTING;
LASERS;
EXPLOSIVES AND HIGHLY FLAMMABLE SUBSTANCES

GENERAL

FREE DRINKING WATER IS AVAILABLE AT ALL TIMES WHEN THE PREMISES ARE OPEN TO THE PUBLIC

d) The prevention of public nuisance

1. ALL WINDOWS ARE DOUBLE GLAZED TO MINIMISE THE BREAKOUT OF NOISE.
2. THE PREMISES HAVE MECHANICAL VENTILATION TO ENABLE DOORS AND WINDOWS TO BE CLOSED DURING REGULATED ENTERTAINMENT EVENTS.
3. PROMINENT, CLEAR AND LEGIBLE NOTICES ARE DISPLAYED AT ALL EXITS REQUESTING PATRONS TO RESPECT THE NEEDS OF LOCAL RESIDENTS, AND TO LEAVE THE PREMISES AND THE AREA QUIETLY.
4. ANY PERSONS FAILING TO HEED ADVICE TO LEAVE THE PREMISES QUIETLY WILL BE BARRED FROM THE PREMISES.
5. THE APPLICANT WILL NOT PERMIT THE USE OF EXPLOSIVES, PYROTECHNICS, FIREWORKS OF A SIMILAR NATURE WHICH COULD CAUSE DISTURBANCE IN SURROUNDING AREAS.

e) The protection of children from harm

1. CHILDREN UNDER THE AGE OF 16 ARE NOT PERMITTED ON THE PREMISES UNSUPERVISED.
2. CHILDREN AND YOUNG PERSONS UNDER THE AGE OF 18 ARE NOT PERMITTED ON THE PREMISES AFTER MIDNIGHT.
3. THE PREMISES OPERATES A PROOF OF AGE POLICY, WHEREBY CUSTOMERS MAY BE ASKED TO PROVE THEIR AGE, AND FOR THIS PURPOSE THE APPLICANT WILL ACCEPT VALIDATE AND PORTMAN GROUP CARDS, OR OTHER OFFICIAL PHOTO DOCUMENTS SUCH AS PHOTO DRIVING LICENCES OR PASSPORTS.

**Annex 3 - Conditions attached after a hearing by the licensing authority/
Mediation meeting**

MEMORANDWM / MEMORANDUM

Oddi Wrth/From: **CYFARWYDDWR Y GWASANAETHAU
CORFFORAETHOL & CHYFREITHIOL**
DIRECTOR OF CORPORATE & LEGAL SERVICES

I/To: LICENSING SECTION,
DEPARTMENT OF ENVIRONMENTAL SERVICES AND HOUSING

Fy Nghyf/My Ref: L71/SEP/PMM
Eich Cyf/Your Ref:

Dyddiad/Date: 20th December 2005

RE: Licensing Act 2003
Applicant : Aberystwyth Town Football Club Ltd
Premises: John Charles Lounge, Aberystwyth Town Football Club
Application for: New Premises Licence
Date of Application: 22/09/05

Please find enclosed a copy of a letter sent to Messrs Morris & Bates, Applicants solicitors in relation to the recent hearing.



S Elin Pryor
ar ran y Cyfarwyddwr y Gwasanaethau Corfforaethol a Chyfreithiol
on behalf of the Director of Corporate and Legal Services

enc

Cyngor Sir CEREDIGION

ADRAN Y GWASANAETHAU CORFFORAETHOL
A CHYFREITHIOL

Miss. E. M. Bronwen Morgan

Cyfarwyddwr
Director



CEREDIGION County Council

CORPORATE & LEGAL SERVICES DEPARTMENT

Neuadd Cyngor Ceredigion, Penmorfa, Aberaeron, SA46 0PA

☎ 01545 570881

Fax 01545 572029

DX 92401 ABERAERON

Messrs Morris & Bates

Solicitors
DX: 92100
Aberystwyth

Dyddiad
Date

20th December 2005

Gofynnwch am
Please ask for

Miss Elin Prysor

Linell Uniongyrchol
Direct line

01545-572120

Fy nghyf
My ref

L71/SEP/PMM

Eich cyf
Your ref

Dear Sirs

RE: Licensing Act 2003

Applicant: Aberystwyth Town Football Club Ltd

Premises: Lolfa John Charles Lounge, Aberystwyth Town Football Club

Application for: New Premises Licence

Date of Hearing: 07/12/05

Venue: The Chamber, Penmorfa, Aberaeron

Time: 3:30 pm

Outcome of Hearing : Granted subject to amendments and conditions

The Panel members were :-

Councillor Haydn Lewis (Chair)
Councillor Eurfyl Evans
Councillor Penri James

The Clerk to the Panel was Miss S E Prysor

Also present were :-

Authority Licensing Section
Mr Colin Parr (Licensing Project Officer)

Responsible Authorities :-

None

Interested Parties :-

Councillor E Griffiths

Cyfarwyddwyr Cynorthwyol Assistant Directors

Claire N. Jones
GWASANAETHAU CYFREITHIOL
LEGAL SERVICES
☎ 01545 572050

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D Allain Lewis
DATBLYGU ECONOMAIDD A TH-WRISTIAETH
ECONOMIC DEVELOPMENT & TOURISM
☎ 01545 572060

Danfêr Morgan
PRIF SWYDDOG GWEINYDDOL
CHIEF ADMINISTRATIVE OFFICER
☎ 01545 572030

Gellir ateb yn Gymraeg neu Saesneg You may reply in Welsh or English

Applicant :

David Hinton Jones (Applicant / Applicants Solicitor)

The Panel considered the following documents:-

- Licensing Act 2003
- Secretary of State Guidance under Section 182
- Statement of Licensing Policy for Ceredigion
- Application Form dated 22/09/05
- Copy documents
 - Letter from Messrs Morris & Bates dated 22/09/05
 - Various
 - Public Notice Advertisement
 - List of all bookings
- Form of consent by person whom Applicant wishes to be Premises Supervisor dated 16/09/05
- Correspondence from Interested Parties:-
 - Mr G E Vaughan dated 14/10/05
 - Ms J Markin dated 17/10/05
 - Mr C Edwards & Ms R Jenkins dated 13/10/05
 - Miss M A Griffiths dated 18/10/05
 - A C & D D Issac undated
 - D & T Richards undated
 - Mr J J & Mrs B Eldridge dated 17/10/05
 - Councillor E Griffiths undated
 - T D & W C Jones dated 19/10/05
- Plan of Premises
- List of Bookings

- The Panel heard oral evidence from the following witnesses:-

David Hinton Jones (Applicant / Applicants Solicitor)

- The Panel also took into account evidence from the following in their absence:-

PC 791 John Evans Dyfed Powys Police
Various Residents

- The Panel took into account the following provision of the Licensing Act 2003:

Sections: S16, 17 and 18

Schedules: 2

Reasons: Relevance to determination of application

- The Panel took into account the following provisions of the Guidance under Section 182 of the Act:

Paragraphs: 7.39, 7.40 and 7.49

Reasons: Relevance to determination of application.

- The Panel took into account the following provisions of its Statement of Licensing Policy:

Paragraphs: Annex G

Reasons: Relevance to determination of application

- The Panel decided not to depart from the Section 182 Guidance nor its Licensing Policy Statement

The Panel considered oral and written evidence submitted by all parties and legal advice in terms of the Statutory background.

The Panel further took into account the Licensing Objectives, and did not take into account evidence not relevant to these objectives.

The Panel retired to private session in accordance with Regulation 14(2) of the Licensing Act (Hearings) Regulations 2005 (No. 44), and Schedule 12A of the Local Government Act 1972

The Panel also noted the following:

1. This is an Application for a New Premises Licence.
2. That the Applicants representative, Mr Hinton Jones is also a Director of the Aberystwyth Football Club.
3. No residents were in attendance at the Hearing.
4. Representations made by the Applicant as to the role of Councillor Griffiths. Panel noted that there was no objection to the letter from Councillor Griffiths to the residents (document G11 – 12) but that the Applicant objected to Councillor Griffiths giving evidence at the Hearing.

5. Councillor Griffiths confirmed that he had not been specifically asked by any of the residents to represent them at the Hearing but no representation had been made in Councillor Griffiths' personal capacity in relation to the premises.
6. Panel noted advice given as to the status of Ward Members giving evidence. In particular that it was not appropriate for Councillor Griffiths to give evidence, in the absence of having been specifically requested to do so on behalf of any Interested Party.
7. That an additional document from an Interested Party(dated the 19th of October 2005) was received from T D & W C Jones (document G13), and that the Applicant did not object to the letter being adduced.
8. Contents of a list by the Applicant, as to bookings received for the Clubhouse (document D11)
9. That the Applicant sought to amend Box K (document C16) so as to reflect the hours for Saturday and Sunday as 2am, rather than 1am.
- 10.The Applicants assurance that applications for functions would be determined by the Board of Directors on their individual merits. The Panel hopes that this practice continues.
- 11.The Applicant volunteered condition to approach the Fire Service as to occupancy figures.
- 12.That they were required to take into account the prevention of public nuisance objective.

Determination

The application for a New Premises Licence is granted subject to amendments and conditions :-

1. Hours

As Asked -
i.e.

- Box C (Indoor Sporting Events)
- Box E (Live Music)
- Box F (Recorded Music)
- Box H (Anything of similar description)

- Box J (Dancing)
- Box K (Facilities for entertainment of similar description)

- Box M (Supply of Alcohol)

All as asked, subject to the amendment in Box K (i.e. Document C16)
i.e. Saturday and Sunday to finish at 2am

2. Conditions

As set out in Box P of the Operating Schedule

This now concludes the matter as far as the Panel is concerned.

If you are not satisfied with the determination of the Authority's Licensing Panel, you have the right to appeal, within 21 days.

If you have any queries, please do not hesitate to contact the writer.

Yours faithfully



S E Pryor
Clerk of the Panel
ar ran Cyfarwyddwr y Gwasanaethau Corfforaethol a Chyfreithiol
for the Director of Corporate and Legal Services

