

# Public Document Pack

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Hengoed CF82 7PG

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For all enquiries relating to this agenda please contact Rebecca Barrett  
(Tel: 01443 864245 Email: barrerm@caerphilly.gov.uk)

**Date: 25th January 2017**

Dear Sir/Madam,

A meeting of the **Licensing and Gambling Sub Committee** will be held in the **Council Chamber, Penallta House, Tredomen, Ystrad Mynach** on **Tuesday, 31st January, 2017** at **10.00 am** to consider the matters contained in the following agenda. You are welcome to use Welsh at the meeting, a minimum notice period of 3 working days is required should you wish to do so. A simultaneous translation will be provided if requested

Yours faithfully,

A handwritten signature in black ink, appearing to read 'CHarrhy'.

**Christina Harrhy**  
INTERIM CHIEF EXECUTIVE

## A G E N D A

	Pages
1	To receive apologies for absence.
2	Declarations of Interest.

Councillors and Officers are reminded of their personal responsibility to declare any personal and/or prejudicial interest(s) in respect of any item of business on this agenda in accordance with Local Government Act 2000, the Council's Constitution and Code of Conduct for both Councillors and Officers.

A greener place Man gwyrddach



To receive and consider the following report:-

- 3 Application to vary the current premises licence in respect of Gelligaer Post Office (7/11 Convenience Store), Castle Hill, Gelligaer, Hengoed.

1 - 36

**Circulation:**

Councillors C.J. Gordon, Mrs P. A. Griffiths and D.W.R. Preece (Chair)

And Appropriate Officers

# Agenda Item 3



## LICENSING AND GAMBLING SUB-COMMITTEE

### REPORT BY LICENSING OFFICER

DATE OF MEETING: 31<sup>st</sup> January 2017

1.	Premises	Gelligaer Post Office (7/11 Convenience Store) Castle Hill Gelligaer Hengoed CF82 8DS
2.	Applicant:  Applicant's representative:	Mr. Darshan Singh  TBC
3.	Nature of application (copy application attached)	To vary the current licence by extending the hours for the sale by retail of alcohol.  The proposed hours are;-  a. Monday to Sunday inclusive 06.00 am to 11.00 pm
4.	Existing licence and conditions	<b>Alcohol:</b>  a. On Monday, Tuesday, Thursday and Friday, 9.00 a.m. to 5.00 p.m.  b. On Wednesday and Saturday, 9.00 a.m. to 6.00 p.m.  <b><u>Conditions consistent with Operating Schedule</u></b>  1. Signs will be in clear view, stating ID required.  2. Staff will be suitably trained.  3. Alcohol will only be sold for consumption off the premises.  4. Alcohol will be displayed out of view.

		<p>5. Licensee will co operate with any Policing matters.</p> <p>6. Children will be restricted from area where alcohol is stored.</p> <p>7. Alcohol will only be supplied to over 18's , and anyone who appears to be under the age of 21 will be required to provide photograph ID or they will not be served.</p> <p>8. Anyone found to be supplying to underage will be reported to the authorities and refused alcohol.</p> <p>9. Alcohol will be situated in area which is out of view when entering the premises.</p> <p>10. Alcohol will be displayed out of view and children will be stopped from approaching the area.</p> <p>11. ID will be required by all who look under the age of 21.</p>
5.	<p>Proposals in the operating schedule which relate to:</p> <ul style="list-style-type: none"> <li>• Crime and Disorder</li> <li>• Public Safety</li> <li>• Public Nuisance</li> <li>• Child Protection</li> </ul>	These are set out in the attached application.
6.	<p>Relevant representations received, <u>and attached to this report.</u></p> <p>(a) Responsible authorities which have responded and have objections or observations.</p>	None
	<p>(b) Responsible authorities which have no objection to the application.</p>	<p>Police Child Protection Agency Trading Standards</p>
	<p>(c) Other Persons</p>	Residents (personal details redacted on request)



7.	Local Policy Considerations	<p>The Council is required to carry out its licensing function to promote the following four licensing objectives: -</p> <ol style="list-style-type: none"> <li>1. The prevention of crime and disorder</li> <li>2. Public safety</li> <li>3. The prevention of public nuisance</li> <li>4. The protection of children from harm</li> </ol> <p>The Act further requires the Council to publish a statement of licensing policy that sets out the policies the Council will generally apply to promote the licensing objectives when making decisions on applications made under the Act.</p> <p>Specific guidance has been issued on matters such as control of areas outside licensed premises and licensing hours, which have been incorporated in the Council's Policy.</p>
8.	Observations	<p>The Sub-Committee is obliged to determine this application with a view to promoting the licensing objectives and having regard to national guidance and the Council's licensing policy.</p> <p>The Sub-Committee must have regard to all the representations made and the evidence heard. It must take such steps as it considers necessary for the promotion of the licensing objectives and can: -</p> <ul style="list-style-type: none"> <li>• Grant the application subject to any additional conditions specified in the operating schedule and, if appropriate, any mandatory conditions.</li> <li>• Modify the conditions of the licence by altering, omitting or adding to them</li> <li>• Reject the whole or part of the application</li> </ul>

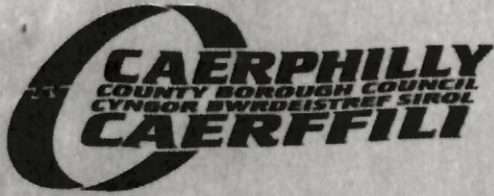
		The Sub-Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.
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Statutory Power - Licensing Act 2003. This is a Council function which is delegated to this sub-committee to decide.

Background Papers: These are attached to this report.

Date of this report: 19<sup>th</sup> December 2016

Author: Mrs. J. Lloyd



APPLICATION TO VARY A PREMISES LICENCE  
UNDER THE LICENSING ACT 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We DARSHAN SINGH  
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number	<u>PRM 491</u>
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Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
<u>CASTLE HILL LOCAL 7/11 COUNCILLORS STORE</u> <u>(old post office)</u>			
Post town	<u>GELLIGAER HENGOED</u>	Postcode	<u>CF 8 28FE</u>

Telephone number at premises (if any)	
Non-domestic rateable value of premises	<u>£ 1700</u>

Part 2 - Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address	<u>7-11 COUNCILLORS STORE</u> <u>old post office</u>		
Post town	<u>GELLIGAER</u>	Postcode	<u>CF 8 28FE</u>



**Part 3 - Variation**

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

YES     NO

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)

Yes     No

**Please describe briefly the nature of the proposed variation** (Please see guidance note 1)

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:



#### Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

##### Provision of regulated entertainment

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M



A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
			State any seasonal variations for performing plays (please read guidance note 4)		
Tue					
			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Wed					
Thur					
Fri					
Sat					
Sun					



B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish		
Mon			<u>Please give further details here (please read guidance note 3)</u>	
Tue				
Wed			<u>State any seasonal variations for the exhibition of films (please read guidance note 4)</u>	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)</u>	
Sat				
Sun				



C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon	06.00	23.00	
Tue	06.00	23.00	
Wed	06.00	23.00	State any seasonal variations for indoor sporting events (please read guidance note 4)
Thur	06.00	23.00	
Fri	06.00	23.00	Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Sat	06.00	23.00	
Sun	06.00	23.00	



D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	6.30	11.30	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	6	11.30			
Wed	6	11	State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur	6	11			
Fri	6	11	Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	6	11			
Sun	6	11			



E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					



F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					



G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue			State any seasonal variations for the performance of dance (please read guidance note 4)		
Wed			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					



H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>	
Tue			<b>Please give further details here</b> (please read guidance note 3)		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 4)		
Fri					
Sat			<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sun					



<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)	
Mon				
Tue				
Wed			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)	
Thur				
Fri			<b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</b> (please read guidance note 5)	
Sat				
Sun				



J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input checked="" type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)					
Mon	06.00	23.00						
Tue	06.00	23.00						
Wed	06.00	23.00						
Thur	06.00	23.00						
Fri	06.00	23.00						
Sat	06.00	23.00						
Sun	06.00	23.00						
						Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).



L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	06.00	23.00	
Tue	06.00	23.00	
Wed	06.00	23.00	
Thur	06.00	23.00	
Fri	06.00	23.00	
Sat	06.00	23.00	
Sun	06.00	23.00	

**Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list** (please read guidance note 5)

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.



- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.



**M**

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)**

**b) The prevention of crime and disorder**

**c) Public safety**

**d) The prevention of public nuisance**

**e) The protection of children from harm**



1) All Staff to be trained in the prevention of ~~underage~~ <sup>underage</sup> sales to a level commensurate with their duties. All such training to be updated as necessary, for instances when legislation changes, and should include training on how to deal with difficult customers. The training should be clearly documented and signed and dated by both the trainer and the member of staff receiving it. The documentation shall be available for inspection on request by an authorised officer of the licensing authority or a Constable.

2) An approved proof of age scheme shall be adopted, implemented and advertised within the premise such as 'challenge 25', whereby an accepted form the photographic identification shall be requested before any alcohol is sold to any person who appears to be under 21 years of age. Acceptable proof of age shall include identification bearing the customer's photograph, date of birth and integral holographic mark or security measure. Suitable means of identification would include Pass approved proof of age card, photo-card driving licence and passport.

Publicity materials notifying customers of the operation of the challenge 25 scheme shall be displayed at the premises, including a challenge 25 sign of at least 25 x 25 size at the entrance to the premises and where practicable at each point of sale.



## CC - CCTV

CCTV shall be in use at the premises.

- 1) Where a CCTV system is to be installed, extended or replaced, shall be to an appropriate standard as agreed with the Licensing authority in Consultation with the Police. Where a CCTV system is to be installed, it shall be fully operational by (insert date) the replacement or extension to the system shall be completed by (insert date) and the system be fully operational on that date;
- 2) The CCTV equipment shall be maintained in good working order and continually record when licensable activity takes place and for a period of two hours afterwards;
- 3) The Premises licence holder shall ensure images from the CCTV are retained for a period of 31 days. This image retention period may be reviewed as appropriate by the Licensing authority;
- 4) The correct time and date will be generated onto both the recording and the real time image screen;
- 5) If the CCTV equipment (including any mobile units in use at the premises) breaks down the premises licence holder shall ensure the designated premises supervisor, or in his/her absence other responsible person, verbally informs the licensing authority and the police as soon as is reasonably practicable. This information shall be contemporaneously recorded in the incident report register and shall include the time, date and means this was done and to whom the information was reported. Equipment failures shall be repaired or replaced as soon as is reasonably practicable and without undue delay. The licensing authority and the police shall be informed when faults are rectified;
- 6) The premise licence holder shall ensure that there are trained members of staff available during licensable hours to be able to reproduce and download CCTV images into a removable format at the request of any authorised officer of the Licensing authority or a Constable.



CHECKLIST:

Please tick to indicate agreement

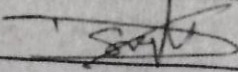
- I have made or enclosed payment of the fee; or  
I have not made or enclosed payment of the fee because this application has been  
made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others  
where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be  
rejected.

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING  
LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT  
2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

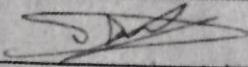


**Part 5 – Signatures** (please read guidance note 10)

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent** (please read guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	31/10/16.
Capacity	

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent** (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	31/10/16.
Capacity	

**Contact name (where not previously given) and address for correspondence associated with this application** (please read guidance note 13)

Post town		Post code	CF 82 8FE
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			



## Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. 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.
2. Describe 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please 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.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. Please 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 or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.



## PREMISES LICENCE SUMMARY

**Premises Licence Number**

PRM491

### Premises Details

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

Gelligaer Post Office  
Castle Hill  
Gelligaer  
Hengoed  
CF82 8DS

Telephone number 01443 831928

Where the licence is time limited the dates

Date of Grant: 21/10/2016  
Date of Start: 29/09/2016  
Date of Expiry: N/A

Licensable activities authorised by the licence

Supply of alcohol

The times the licence authorises the carrying out of licensable activities

Alcohol shall not be sold or supplied except during permitted hours. In this condition permitted hours means;

- a. On Monday, Tuesday, Thursday and Friday, 9.00 a.m. to 5.00 p.m.
- b. On Wednesday and Saturday, 9.00 a.m. to 6.00 p.m.

The opening hours of the premises

N/A



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

Supply of alcohol for consumption off the premises

Name (registered) address of holder of premises licence

Darshan Singh  
6 St Cattwgs Avenue  
Gelligaer  
Hengoed

CF82 8FE

Registered number of holder, for example company number, charity number (where applicable)

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Darshan Singh

State whether access to the premises by children is restricted or prohibited

N/A



## PREMISES LICENCE

**Premises Licence Number**

PRM491

### Part 1 – Premises details

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

Gelligaer Post Office  
Castle Hill  
Gelligaer  
Hengoed  
CF82 8DS

Telephone number 01443 831928

Where the licence is time limited the dates

Date of Grant: 21/10/2016  
Date of Start: 29/09/2016  
Date of Expiry: N/A

Licensable activities authorised by the licence

Supply of alcohol

The times the licence authorises the carrying out of licensable activities

Alcohol shall not be sold or supplied except during permitted hours. In this condition permitted hours means;

- a. On Monday, Tuesday, Thursday and Friday, 9.00 a.m. to 5.00 p.m.
- b. On Wednesday and Saturday, 9.00 a.m. to 6.00 p.m.

The opening hours of the premises

N/A



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

Supply of alcohol for consumption off the premises

## Part 2

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

Darshan Singh  
6 St Cattwgs Avenue  
Gelligaer  
Hengoed

CF82 8FE

Registered number of holder, for example, company number, charity number (where applicable)

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

Darshan Singh  
6 St Cattwgs Avenue  
Gelligaer  
Hengoed  
CF82 8FE

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

CCC1/02281

Cardiff Council

## **Annex 1 – Mandatory Conditions**

### **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. No supply of alcohol may be made under the premises licence –  
  
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. Every supply of alcohol under the premises licence must be made or  
authorised by a person who holds a personal licence.
4. (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).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.



6. (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.

7. 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.”

**Mandatory condition: banning of the sale of alcohol below the cost of duty plus VAT**

(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 -

“duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

“permitted price” is the price found by applying the formula –

$$P=D+(D \times V)$$

Where –

P is the permitted price

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of 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 –

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;

“Value 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 that sub-paragraph rounded up to the nearest penny.

(4) (1) Sub-paragraph (2) applies where the permitted price given 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.

### **Embedded Conditions**

N/A



## **Annex 2 – Conditions consistent with the operating schedule**

### **General – all four licensing objectives**

Signs will be in clear view, stating ID required.

Staff will be suitably trained.

Alcohol will only be sold for consumption off the premises.

Alcohol will be displayed out of view.

Licensee will co operate with any Policing matters.

Children will be restricted from area where alcohol is stored.

### **The prevention of crime and disorder**

Alcohol will only be supplied to over 18's , and anyone who appears to be under the age of 21 will be required to provide photograph ID or they will not be served.

Anyone found to be supplying to underage will be reported to the authorities and refused alcohol.

### **Public Safety**

Alcohol will be situated in area which is out of view when entering the premises.

### **The prevention of public nuisance**

N/A

### **The protection of children from harm**

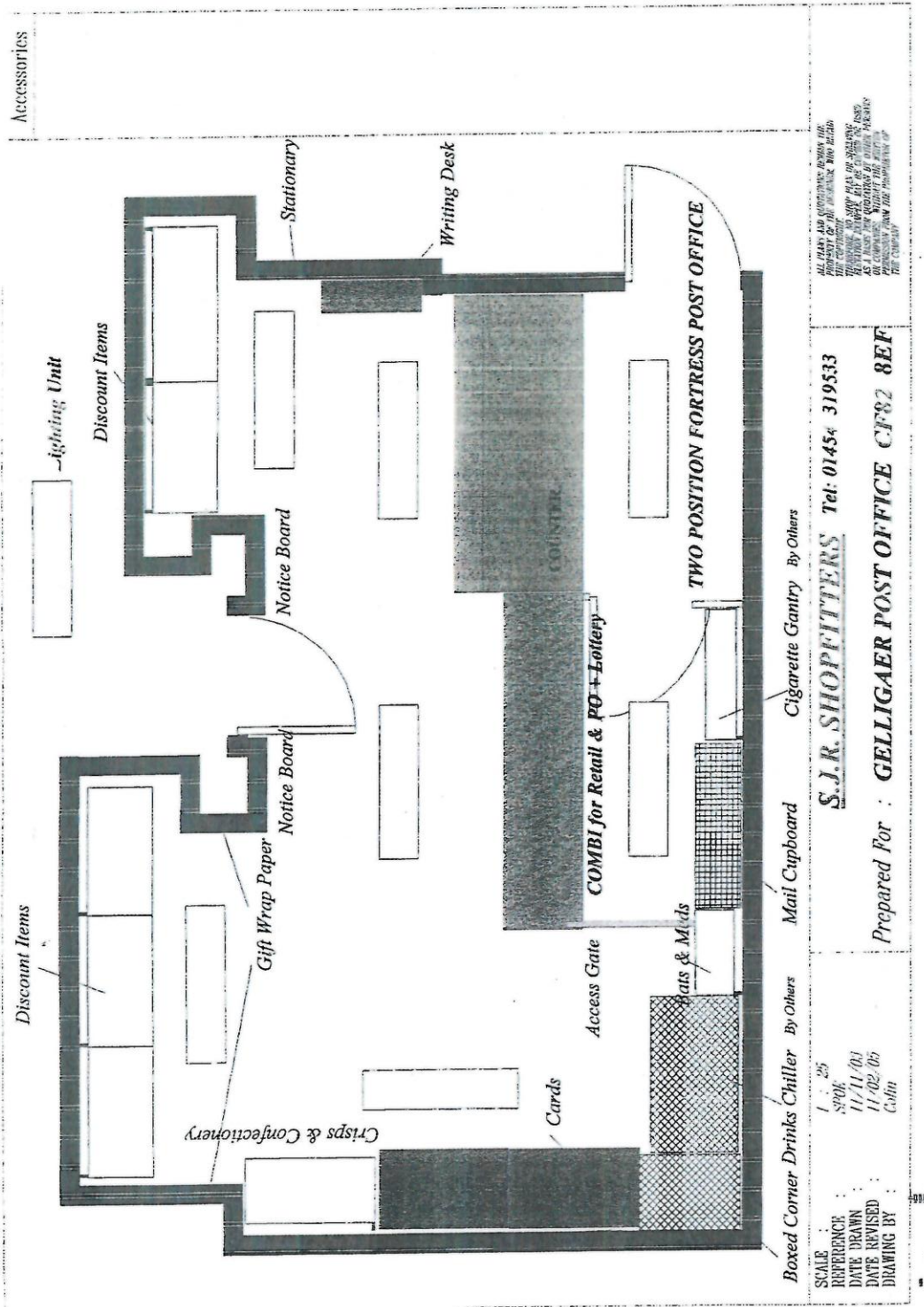
Alcohol will be displayed out of view and children will be stopped from approaching the area.

ID will be required by all who look under the age of 21.

## **Annex 3 – Conditions attached after a hearing by the licensing authority**

N/A

Annex 4 – Plans



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**S.J.R. SHOPFITTERS** Tel: 01454 319533

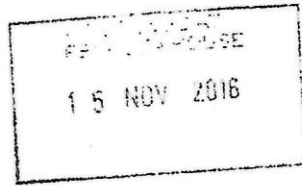
Prepared For : **GELLI GAER POST OFFICE CF82 8EF**

SCALE : 1 : 25  
 REFERENCE : SP06  
 DATE DRAWN : 11/11/01  
 DATE REVISED : 11/02/05  
 DRAWING BY : GJH



Castle Hill

Jelligaet  
CF82 8EF  
10.11.2016



Dear Sir/Madam.

I write this letter to show my objection to the possible extension of an Alcohol licence for the 711 Convenience Store,

My Husband + I are used to a Retail Store being so close as Post Office was, but feel it totally unnecessary being open so late, especially the selling of Alcohol.

Regards.

Darbhilly County Borough Council  
Directorate of the Environment

15 NOV 2016

Date Answered

Referred to

---

**From:**  
**Sent:** 11 December 2016 16:25  
**To:** WWW: Licensing  
**Subject:** Premises Licence

Dear Mrs J.Lloyd

Re-application to vary a Premises Licence.

Thank you for responding to my letter.

I am an official at Mount Zion Pentecostal Church, Heol yen Ysgol, Gelligaer. Over recent months we have been plagued with the youths of Gelligaer, many under the influence of alcohol.

The building has been damaged, the police have been called, our lives have been threatened with the throwing of stones etc.,

The area now becoming unsafe by day and at evening time.

The Church ground has been used for waste beer cans and other types of litter, purchased at the local shops.

Our Sunday School services had to be stopped because the youths of Gelligaer were frightening the children as they left their homes to come to the Church.

The Cooperative Shop and another in the Gelligaer area is licensed to sell alcohol and the evidence can be seen by the littering of beer cans and the such like in the area.

I trust the application for a Premises Licence at the Gelligaer Post Office will be refused.

Yours sincerely.