



### RESPONSIBLE AUTHORITY REPRESENTATION

**RESPONSIBLE AUTHORITY** (Please delete as applicable) - Pollution Control

Your Name	Abbie Brown
Job Title	Environmental Health Officer
Postal and e-mail address	browna2@caerphilly.gov.uk
Contact telephone number	01443 831147

Name and Address of Applicant(s):	David Willing  NEWPORT NP20 3PX  Ken Hine  TY-SIGN RISCA NP11 6AE
Premises	PONTYMISTER WELFARE BOWLS CLUB TY ISAF PARK BOWLS PAVILION PONTYMISTER RISCA

Which of the four Licensing Objectives does your representation relate to?	Yes Or No	Please detail the evidence supporting your representation or the reason for your representation.
The prevention of crime and disorder	No	
Public safety	No	
The prevention of public nuisance	Yes	Following a visit to the above premises on 17 May 2021, the Pollution Control Team is of the opinion that the application submitted has the potential to undermine the licensing objective 'The Prevention of Public Nuisance'.

		<p>Therefore, at the time of the meeting, concerns were discussed with club representatives in relation to the potential for public disturbance.</p> <p>Concerns were raised due to the closeness in proximity to residents within the very near vicinity especially in relation to the consumption of alcohol particularly in external areas, along with the playing of live and recorded music indoors and outdoors into the late hours of the night.</p> <p>It is thought that crowds gathering in outdoor areas within the night-time along with accompanying music in a small premises has potential to impact on residents.</p> <p>As discussed with the applicant, whilst it is accepted that the introduction of the Live Music Act 2012 makes certain allowances regulated entertainment within licensed premises, it is not believed by this Authority that this Act was intended to de-regulate to the extent that other legislation such as the Environmental Act 1990 is contravened.</p> <p>The wording of the licensing objective suggests that the licensing regime is intended to 'prevent' occurrences of nuisance not to create instances where a noise nuisance occurs.</p> <p>Therefore, in addition to any conditions recommended by the Heddlu Gwent Police and the Licensing Authority, I would require the following conditions/ advice to be accepted by the applicant before any objections are withdrawn.</p>
The protection of children from harm	No	

What conditions could be added to the license to remedy your representation that the Licensing Sub-Committee could take into account.	<p>This Responsible Authority would recommend the amendment of hours to the following:</p> <p>Live and Recorded Music on the premises shall cease after 23:00 Monday to Sunday.</p> <p>In relation to NYE Live and Recorded Music shall cease at 00:30.</p>
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	<ol style="list-style-type: none"><li>1. The volume of amplified/unamplified live and recorded regulated entertainment must be at a level so as not to cause a nuisance at the nearest residential property.</li><li>2. The use of all outdoor areas of the premises is not permitted after 22:00. Other than access solely for the use of a smoking area.</li><li>3. The smoking area shall not exceed the capacity of 5 persons at any one-time post 22:00.</li><li>4. No alcohol shall be consumed or taken into any outdoor area post 22:00.</li><li>5. Except for access and egress all doors and windows shall be kept closed during periods of entertainment associated with the Premises Licence.</li><li>6. The manager, licence holder or other competent person shall carry out observations at the boundary perimeter during the periods of amplified/ un-amplified recorded entertainment at regular intervals whilst the Premises Licence is being exercised, in order to establish whether there is a noise breakout from the premises. If the observation reveals noise breakout at a level likely to cause disturbance to the occupants of properties in the vicinity then the volume of music shall be reduced to a level that does not cause disturbance.<ol style="list-style-type: none"><li>a. A record of such observations shall be kept in a book for that purpose, such a book shall be completed immediately after the observation detailing the time, location and duration of the observation, the level of noise breakout and any action taken to reduce noise breakout. Such book to be made available at all times upon request to an authorised officer of the Licensing Authority or a constable.</li></ol></li><li>7. Adequate notices shall be displayed in appropriate locations to ensure that this information is brought to the attention of patrons.</li></ol>
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Are you prepared to discuss these representations with the applicant by way of mediation?	Yes

N.B If you make a representation you will be expected to attend the Licensing Sub-Committee and any subsequent appeal proceeding.

**Signed: A. Brown**

**Date: 27.05.2021**

Please return this form to: Licensing Section, Caerphilly County Borough Council, Penallta House, Tredomen Park, Ystrad Mynach, Hengoed, CF82 7PG. **This form must be returned within the Statutory Period.**