

Report

Licensing Sub Committee Report.

Part 1

Date: 17th January 2023

Subject **Review of Premises Licence under Section 51 Licensing Act 2003, The Scrum Half, 111 Chepstow Road, Newport. NP19 8BZ**

Purpose The consideration and decision in respect of a review application under Licensing Act 2003.

Author Alastair Dearling (Licensing Manager)

Ward Victoria

Summary An application for a review of the premises licence was made by Gwent Police, acting in its role as a Responsible Authority, on 28th November 2022 on the basis that the premises is undermining the prevention of crime and disorder.

Proposal To make a decision on the application to review the Premises Licence issued in respect:

The Scrum Half, 111 Chepstow Road, Newport. NP19 8BZ

Action by Head of Law and Regulation

Timetable Statutory Consultation Period

Signed Alastair Dearling

1. Review Application

- A review application under Section 51 of the Licensing Act 2003 was received on the 28th November 2022 from Gwent Police, to review the Premises Licence issued in respect of The Scrum Half, 111 Chepstow Road, Newport, NP19 8BZ.

The application for review relates to the following Licensing objective:

The prevention of Crime and Disorder.

A copy of the review paperwork and supporting documents can be found in **Appendix A** of this report.

The application was received by the Licensing Authority on 28th November 2022 and in accordance with section 51(3)(a) of the Licensing Act 2003 a copy of the application was served on the holder of the Premises Licence and on all Responsible Authorities.

Following receipt of the application, the Licensing Authority advertised the application in accordance with the regulations of the Act, thereby inviting representations to be made by interested parties. Any representation in respect of this application made by a responsible authority or an interested party had to be received by the Licensing Authority by 26th December 2022.

2. Licensable Activities

The current premises licence holder is:

Harvey's Leisure (South Wales) Limited,
Unit 3A
Boxer Trading Estate
Ponthir Road
Caerleon
Newport
NP18 3NY

The Current Designated Premises Supervisor (DPS) is:

Rachael Marchant

The Premises Licence relates to the following licensable activities

Times the licence authorises the carrying out of licensable activities

Sale by retail of Alcohol

Monday to Thursday inclusive 10:00 - 01:00

Friday and Saturday 10:00 - 02:00

Sunday 10:00 - Midnight

New Year's Eve 10:00 - 03:00

Performance of Live Music

Monday to Thursday inclusive 20:00 - 01:00

Friday and Saturday 20:00 - 02:00

Sunday 20:00 - Midnight

New Year's Eve 20:00 - 03:00

Playing of Recorded Music

Monday to Thursday inclusive 20:00 - 01:00

Friday and Saturday 20:00 - 02:00

Sunday 20:00 - Midnight

New Year's Eve 20:00 - 03:00

The opening hours of the premises

Monday 10:00 - 02:00

Tuesday 10:00 - 02:00

Wednesday 10:00 - 02:00

Thursday 10:00 - 02:00

Friday 10:00 - 03:00

Saturday 10:00 - 03:00

Sunday 10:00 - 01:00

Where non standard timings are authorised, the opening times shall be as those authorised for licensable activities with an additional 30 minutes on the terminal hour.

A copy of the premises licence can be found in **Appendix B** of this report

3. Representations

The Licensing Authority invited representation from responsible authority and “other persons” to be submitted before Midnight on the 26th December 2022. The Licensing Authority Received:

No further representation from any other responsible authority or “other persons” as defined in the Licensing Act 2003.

Background / Premises Licence History

- The premises is located on Chepstow Road and is located in mix use area where a number of nearby licence premises, shops, take aways and residential properties are located. A map and pictures of the location of the premises can be found in **Appendix D** of the report.
- The Premises has held a Licence under the Licensing Act since 2005 and previously was licence under the Licensing Act 1964.
- As highlighted in the Police review paperwork there has been an number of Licensing issues at the premises in the last 12 months meaning it is reported to have failed to promote the Licensing Objectives especially the prevention of Crime and Disorder.

Harvey's Leisure (South Wales) Limited is both the owner of the property and the licence holder, though also holds a formal contract with the Management Team of the Scrum Half and the DPS of Scrum Half meaning legal responsibility for breaches of licences would likely be that of the Management Team / DPS rather than directly with Harvey's Leisure.

The legal case of Hall & Woodhouse v Poole Council makes it clear that the premises licence carries no automatic liability for unlawful acts of third parties.

It is opinion of Gwent Police that liability of the premises failing to meet the Licensing Objectives is mainly due to the current and previous management teams rather than Harvey's Leisure (Licence holder)

- Harvey's Leisure and Gwent Police held a mediation meeting on the 12th December 2022 after the formal review was submitted by Gwent Police. At this meeting Harvey's Leisure were very proactive and willing to work with Gwent Police to ensure the premises was not undermining the Licensing Objectives. It is opinion of Gwent Police that if the premises licence hours were varied and the current management team removed that there be no longer requirement for the Licence to be revoked. Harvey's Leisure have formally agreed with the Police proposals being the following:
- The removal of all management team from the licence premises and that all management / staff cease having any involvement with the licence premises.
- The Designated Premises Supervisor (DPS) be removed from the premises licence and replaced with a new DPS.
- That all Licensing activities cease at 23:30hrs and the premises to close at 00:00hrs unless New Year's Eve when Licensing Activities can continue till 02:30hrs and close at 3:00am.

Gwent Police respectively request (in agreement with Harveys Leisure) that the Licensing Sub Committee amends the hours of the premises licence, removes the DPS from the premises Licence and add a further condition preventing the current management team and staff to have any involvement with the premises.

30 Policy Considerations regarding a review of a Premises Licence

30. Reviews of licences

- 30.1 The Council can only review a licence where it is alleged by a "responsible authority", or other person that the licensing objectives are being breached. Responsible authorities will aim to give licence holders early warning of any concerns identified at the premises. Only responsible authorities or other persons (e.g. local residents, local organisations and councillors) can apply for the review of a licence; and determine its outcome at a hearing where an evidential basis for allegations made will be submitted. It views particularly seriously applications for the review of any premises licence which involves the

- use of licensed premises for the sale and distribution of controlled drugs and the laundering of the proceeds of drugs crimes;
- use of licensed premises for the sale and distribution of illegal firearms;
- evasion of copyright in respect of pirated films and music;
- underage purchase and consumption of alcohol;
- use of licensed premises for prostitution or the sale of unlawful pornography;
- use of licensed premises for unlawful gaming;
- use of licensed premises as a base for organised criminal activity;
- use of licensed premises for the organisation of racist, homophobic or sexual abuse or attacks;
- use of licensed premises for the sale of smuggled tobacco or goods;
- use of licensed premises for the storage or sale of stolen goods;
- the police being frequently called to attend to incidents of disorder;
- prolonged and/or repeated instances of public nuisance
- serious risk to public safety have been identified and the management is unable or unwilling to correct;
- Serious risk to children.

30.2 The Licensing Sub-committee will consider all evidence provided at the hearing and apply appropriate weight to that evidence when making their decision.

30.3 The licensing sub-committee will consider all of the sanctions available to it provided for in the Act and guidance, including taking no action if appropriate. In cases where a licensing objective is seriously undermined, that revocation of the licence, even in the first instance, will be considered where appropriate to ensure the licensing objectives are promoted.

30.4 In cases where a licensing objective is seriously undermined, the revocation of the licence, even in the first instance, will be seriously considered where appropriate to ensure the licensing objectives are promoted.

Section 10.1 of the Council Licensing Policy:

Prevention of Crime and disorder 10.1 Licensed premises, especially those offering late night/early morning entertainment, alcohol and refreshment for large numbers of people, can be a source of crime and disorder problems.

10.2 The Licensing Authority will expect operating schedules (see section 27) to satisfactorily address these issues from the design of the premises through to the day-to-day operation of the business. Details of the factors

that will need to be considered as part of the operating schedules are given in the Licensing Policies and matters for consideration when deciding applications, which are attached in the annex to this policy and in the Guidance notes for applicants.

10.3 Applicants are recommended to seek advice from the Licensing Authority's licensing officers and the police, as well as taking into account, as appropriate, local planning and transport policies, tourism, cultural and crime prevention strategies, when preparing their plans and operating schedules.

10.4 The Licensee/applicant should also use their own experience and knowledge of their customers and locations when drafting their operating schedule, which subsequently becomes the basis of conditions on the licence. Failure to do this may lead to a representation from the Authority, a responsible authority or other person. Applicants may wish to consider the following and are advised to refer to the Authority's 'Model Pool of Conditions' when considering an application

- Is there CCTV, and, if so what are the areas covered, does it have the ability to see clear full face recording of patrons entering, does it record the patron search area at the entrance. What is the retention period of recordings, how easy it to access, produce copies or download images if requested by Police and Licensing.
- Are Security Industry Authority (SIA) door staff employed and what checks are made to the validity of the SIA licence? What records are kept of SIA checks, search policy, entrance policy, restriction of patrons using outside areas, such as smoking areas, employment times of SIA and their training?
- Is there ID scanning on entry to the premises? Will there be 'No ID No Entry' policy in place?
- Is there a clear drug and weapon policy? Is there a regular documented training of this policy carried out with staff when drugs/weapons are seized or stored. Are areas or surfaces designed to prevent the likelihood of drug use at the premises?
- Has the use of plastic or toughened glass for serving of alcohol been considered, will glass bottles be handed over the bar? Are there restrictions of drinks being taken outside?
- Is there a proof of age scheme, do the premises have a challenge 25 policy? Are staff trained regularly on this policy and is it documented

10.5 The Licensing Authority recognise that although Gwent Police and other criminal justice services suffer the greatest resource burden from preventable alcohol related crime and disorder the health system is also impacted. Preventable alcohol-related attendances and admissions have a negative impact on limited NHS resources, staff and other patients. Physical injury and the psychological impacts from violent incidents directly affect the health and wellbeing of individuals, their family, friends and work colleagues, our public service staff and licensed premise staff who deal with these incidents, and the local community.

15 Responsible Authorities will work together, sharing all available local data, and will use NHS sources of data to promote this licensing objective.

10.6 The Authority will endeavour to reduce crime and disorder throughout the County in accordance with its statutory duty under s.17 of the Crime and Disorder Act 1998.

10.7 Newport City Council, through agency working together and sharing information aim to identify and prevent sexual exploitation, modern slavery and human trafficking. Licence holders can help as they may become aware or come into contact with such victims. This may be in hotels, bars and restaurants, late night takeaways, off licences or other licensed premises. Licence holders, and staff employed in licensed premises, are in an ideal position to help protect people. Modern slavery and human trafficking is a crime and a violation of fundamental human rights and can take various forms such as slavery, servitude and compulsory labour. The licence holder and staff who work in licensed premises should look for and ask themselves the following • Has the person got any physical signs of abuse or neglect? Deprived of food, water, sleep, medical care or other life necessities? • You see worrying behaviour towards someone. • Is the victim in possession of a passport, identification or travel documents? Are these documents in possession of someone else? • Does the victim act as if they were instructed or coached by someone else? Do they allow others to speak when spoken directly? • Was the victim recruited for one purpose and forced to engage in some other job? Was their transport paid for by facilitators, whom they must pay back through providing services? • Does the victim receive little or no payment for their work? Is someone else in control of their earnings? • Was the victim forced to perform sexual acts? • Does the victim have freedom of movement? Can they freely contact friends and family? Do they have limited social interaction? • Has the victim or family been threatened with harm if the victim attempts to escape? • Is the victim bonded by debt, or in a situation of dependence? If there are concerns the licence holder are to report the matter to Modern Day Slavery helpline on 08000 121 700 or visit the website <https://www.modernslaveryhelpline.org/report> If someone is in immediate danger to call the Police on 999. In addition, all staff who are employed in the UK must have the right to work in the UK. Employing someone illegally without carrying out the prescribed checks can lead to robust sanctions against the licence holder

Revised Guidance issued under section 182 of the Licensing Act 2003

11.16 The 2003 Act provides a range of powers for the licensing authority which it may exercise on determining a review where it considers them appropriate for the promotion of the licensing objectives.

11.17 The licensing authority may decide that the review does not require it to take any further steps appropriate to promoting the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time. It is expected that licensing authorities will regard such informal warnings as an important mechanism for ensuring that the licensing objectives are effectively promoted and that warnings should be issued in writing to the licence holder.

11.18 However, where responsible authorities such as the police or environmental health officers have already issued warnings requiring improvement – either orally or in writing – that have failed as part of their own stepped approach to address concerns, licensing authorities should not merely repeat that approach and should take this into account when considering what further action is appropriate. Similarly, licensing authorities may take into account any civil immigration penalties which a licence holder has been required to pay for employing an illegal worker.

11.19 Where the licensing authority considers that action under its statutory powers is appropriate, it may take any of the following steps:

Revised Guidance issued under section 182 of the Licensing Act 2003

- modify the conditions of the premises licence (which includes adding new conditions or any alteration or omission of an existing condition), for example, by reducing the hours of opening or by requiring door supervisors at particular times;
- exclude a licensable activity from the scope of the licence, for example, to exclude the performance of live music or playing of recorded music (where it is not within the incidental live and recorded music exemption)
 - remove the designated premises supervisor, for example, because they consider that the problems are the result of poor management;
- suspend the licence for a period not exceeding three months;
- revoke the licence.

11.20 In deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns that the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than an appropriate and proportionate response to address the causes of concern that instigated the review.

11.21 For example, licensing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified

problem directly relates to poor management decisions made by that individual.

11.22 Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems that impact upon the licensing objectives.

11.23 Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as an appropriate means of promoting the licensing objectives or preventing illegal working. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives and for the prevention of illegal working in licensed premises. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.

4. Legal Considerations

The decision must be taken following consideration of the representation received with a view to promoting the licensing objectives which are:

- Prevention of crime and disorder
- Public Safety
- Prevention of Public Nuisance
- Protection of Children from Harm

In each case the Sub-Committee may make the following determination

- To implement the conditions and hours recommended by Gwent Police and agreed by Harvey's Leisure .
- To further modify the conditions of the Premises licence

- To exclude a licensable activity from the scope of the premises licence
- To remove the designated premises supervisor from the licence
- To suspend the premises license for a period not exceeding 3 months
- To revoke the premises licence
- Take No action in respect of the Premises Licence.

All decisions taken by the Sub-Committee must

- (a) be within the legal powers of the Council and its Committees;
- (b) comply with any procedural requirement imposed by law;
- (c) be undertaken in accordance with the procedural requirements imposed by the Council eg. standing orders and financial regulations;
- (d) be fully and properly informed;
- (e) be properly motivated;
- (f) be taken having regard to the Council's fiduciary duty to its taxpayers;
- and
- (g) be reasonable and proper in all the circumstances.

5. Issues for discussion

31 The content of the application made by Gwent Police, acting in its role as a Responsible Authority, for a review of the Premises Licence.

32 Any evidence and mitigation provided by Licence Holder

6. Financial Summary

- The costs and financial implications: You must discuss financial implications with the Head of Finance and the report must identify from where your proposals will be funded, together with any impact on budgets or any opportunity costs

	Year 1 (Current) £	Year 2 £	Year 3 £	Ongoing £	Notes including budgets heads affected
Costs (Income)					
Net Costs (Savings)					
Net Impact on Budget					

7. Risks

It is important to identify and manage any project or scheme's exposure to risk and have in place controls to deal with those risks.

In this section, you should consider the key risks facing the proposals in your report, particularly those which would impact on delivery or sustainability of the project or projected outcomes. You will need to include details of how risks will be managed. If your proposals rely on short or medium term grant aid or funding streams you will need to outline your exit or continuation policy here.

You will need to complete the following Risk table

Risk	Impact of Risk if it occurs* (H/M/L)	Probability of risk occurring (H/M/L)	What is the Council doing or what has it done to avoid the risk or reduce its effect	Who is responsible for dealing with the risk?
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Making a unlawful decision	High	Low	<p>The Committee will consult with the Legal Officer and Licensing Officer to determine if any decision is lawful and proportionate.</p> <p>Members training.</p>	<p>Chairperson.</p> <p>Legal Officer.</p>
The licensing committee departing from the licensing policy.	Medium	Low	<p>If the Committee wishes to depart from the Councils policy they must give good reason for this and obtain advice from the Legal Officer when departing from the Policies to ensure the decision is lawful.</p> <p>Members training.</p>	<p>Chairperson.</p> <p>Legal Officer.</p>
The applicant does not have a fair hearing	High	Low	<p>A Licensing Committee procedure should be followed by the committee.</p> <p>The Legal Officer alongside the Democratic Service Officer will advise the committee if at any stage an unfair hearing is taking place.</p> <p>Members training.</p>	<p>Democratic Service Officer.</p> <p>Chairperson.</p> <p>Legal Officer.</p>

* Taking account of proposed mitigation measures

8. Links to Council Policies and Priorities

This report has been prepared in accordance with The Licensing Act 2003 and with regard to Newport City Council Statement of Licensing Policies 2020.

APPENDIX A (Review Application)

Newport City Council

Application for the review of a premises licence or club premises certificate 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 Inspector Conway of Heddlu Gwent Police on behalf of the
chief officer of police for the Gwent Police area, apply for the review of a
premises licence under section 53A of the Licensing Act 2003

Hereby apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1— Premises or club premises details

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

The Scrum Half (O'Connor's)
11 Chepstow Road,
Newport,
NP19 8BZ

Post town Newport

Post code (if (nown) NP19 8BZ

Name of premises licence holder

Harvey's Leisure (South Wales) Limited
Unit 3A
Boxer Trading Estate
Ponthir Road
Caerleon
Newport
NP18 3NY

Number of premises licence	
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22/02373/LAPVM	
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Part 2 - Applicant

details I am	(B) DETAILS OF OTHER APPLICANT	Please tick ✓ yes		
Name and address				
1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)				
2) a responsible authority (please complete (C) below)				
3) a member of the club to which this application relates (please complete (A) below)				
(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)				
Please tick ✓ yes				
Mr	Mrs	Miss	Ms	Other title
Surname		First names		
<input type="text"/>		<input type="text"/>		
<input type="text"/>		<input type="text"/>		
I am 18 years old or over		Please tick ✓ yes		
Current postal address if different from premises address	<input type="text"/>			
Post town	Post	<input type="text"/>		<input type="text"/>
Daytime contact telephone number		<input type="text"/>		
E-mail address (optional)	<input type="text"/>			

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Inspector Conway Licensing Team Newport Central Police Station 3 Cardiff Road, Newport, NP20 2EH
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

Please tick one or more boxes ✓

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please state the ground(s) for review (please read guidance note 2)

I formally request a review of the Scrum Half (O'Connors bar) current premises licence on the grounds of significant concern that the Licensing Objectives are not being promoted by the Scrum Half (O'Connors bar) specifically around the management team / staff involved with the everyday running of the premises both currently and also historically.

On the 14 June 2022 the premises was required to attend a meeting to discuss a proposed action plan by Gwent Police and Newport City Council Licensing Team as it was very clear to both responsible authorities the premises was not promoting the four licensing objectives.

The Premises was found to be breaching a number of licence conditions and was allowing patrons of the premises to enter and leave the premises to consume nitrous oxide on the street without any challenge from door staff. Young females were also witness entering the premises by Licensing Authority and a serious violent disorder incident took place on the premises on the 12th June 2022 alongside a further disorder incident on the 12th March 2022. The Premises is also known to have attracted further ASB including loud music coming from the premises.

On the 12th March 2022 whilst Police Officers were on mobile patrol they came across a group of persons fighting outside of the Scrumhalf. They requested the assistance of other officers, but persons involved in the fighting dispersed from the area and no complaints were forthcoming.

A double-crewed unit remained in the area as a group of persons *were* remaining outside. These officers again requested the presence of another double-crewed unit due to the group becoming quite rowdy and concerned that further problems would arise.

Whilst officers were outside and dispersing persons from the area, a male and female exited the Scrumhalf, identifying themselves as the landlord and landlady of the pub. Both persons were intoxicated. The male requested officers moved on from outside his pub as he did not want officers stood there and creating bad publicity for him. The female also gave an input but was less vocal than the male. Both were advised that officers were present due to the problems outside the pub and that persons had also been fighting outside only a short time prior. Both immediately got on the defensive, saying that the persons fighting had not been outside the pub but were fighting further down the road. The conversation continued and the female then responded by saying that the fight had started further down the road but she accepted that they had ended up outside the pub.

The male again requested officers moved on from outside the pub. He again was reminded that we were there for a reason and would remain for as long as necessary, and until we were satisfied that there would be no further issues.

The female then approached officers stating that the persons had in fact been in the pub, but prior to any trouble they had been requested to leave. The male and female then appeared to exchange words and as the pub closed up the female left ahead of the male. The male was clearly not happy that officers remained outside

(The above information was emailed PC Hurst (Lic Team) by PC 2083 Julie Morris)).

A more serious incident then took place on the 12m June where a serious fight broke out within and outside of premises with widows being smashed at the venue and weapons being used.

It is opinion of Gwent Police that the premises was and remains as a problematic premises that lacks any management to promote the four licensing objectives.

In light of this PC Hurst, Alastair Dearling (Licensing Manager) Steve Pontin(Licensing Officer) then meet with now previous management team and then DPS of the premises to place the premises on an action plan before a potential licensing review. Before the action plan was formally agreed and signed the DPS of the venue / management team stipulated they were handing back the keys to the premises as such the premises was then closed.

On knowing that the premises was proposed to re-open with new DPS and management team it is normal practice to visit any problematic premises and explain to the new owners of the historic issues of the venue and provide them any relevant support and advice.

It is also important for the Police to stipulate to those new owners and management team that they are inheriting a problematic premises and simply changing the DPS or management team at the venue does not automatically wipe away the previous poor management of the premises and if poor practice continued that the Police or Licensing Authority or any other Reasonable Authority may have no other option than to call the premises licence into review.

The meeting took place on the 7th September 2022, Myself (PC Cheshire), Licensing Manager Alastair Dearling, Licensing Officer Steve Pontin plus Local Neighbourhood Sgt who was also present. The DPS Rachael Marchant was not at the venue but two members of the management team were.

It became very evident that Rachel Marchant who was named as the DPS has not been involved in the everyday running of the premises and is simply a DPS of convenience. Meaning she simply placed her name on paperwork but has absolutely no intention to be involved in the every day running of the premises and this responsibility fell on the management team and staff at the venue.

The local Neighbour teams also had concerns that the management team would undermine the four licensing objectives specifically the objectives of crime and disorder but at stage of the meeting there was no evidence to meet the Licensing Act threshold. As such both the Police Licensing Team and Licensing Authority worked with the venue to try ensure that the four licensing objectives where upheld and provided advice and support to the new management team.

Both the Police and Licensing Authority work closely together and are always looking to assist premises to meet the four Licensing objectives as this is highlighted in email sent to the management team on behalf of both Police and Local Authority Licensing Teams on the 8th September 22, this email also highlights the importance to the new managers of the compliance with the terms and conditions of the premises licence.

Dear Scrum Half,

Thank you for your time with the Licensing Authority and Gwent Police Licensing Team yesterday afternoon to discuss O'Conner's Bar opening, it was nice to meet with yourself personally and it was great to see the hard work you and your team have put into improving the preemies.

As you are aware from yesterday's meeting the premises was very close to a licensing review, but due to the DPS and management leaving the premises it felt it was not in the public interest to continue with a licence review. It's imperative that all premises management and the DPS of O' Conner's bar are fully aware of the licence conditions attached to the premises licence and I would strongly recommend that the DPS undertakes a full audit of the conditions to ensure the premises is compliant with the conditions before opening. If you have any questions or queries regarding any of the conditions please don't hesitate to contact the Licensing team we will be happy to discuss and assist.

Clearly the management of the front of the venue is going to be imperative as this has caused issue historically, both in regard to music noise and people standing outside the premises with drinks causing ASB etc, we strongly recommend that customers are advised to use the rear garden, this will greatly assist in management of customers and will also help door staff ensuring the front door is kept closed when you have entertainment at the venue. Clearly a juke box is considered background music as such is not licensable but clearly background music will not be clearly audible from outside the preemies.

We wish you well for the new venture, please don't hesitate to contact us if you have any questions.

Yours Sincerely

Alastair Dearling
Prif Swyddog Trwyddedu / Principal Licensing Officer
Y Gyfraith a Rheoleiddio / Law & Regulation
Cyngor Dinas Casnewydd / Newport City Council
01633656656 / 01633851328
Alastair.Dearling@newport.gov.uk

On the premises opening night on the 11th September 2022 the venue is known to have been visited by Council Licensing Team who reported the venue was broadly compliant but was very busy so they could only undertake some basic licensing checks, the DPS was not present that night, though a personal licence holder from neighbouring venue was on site.

It should be noted that the local neighbourhood Police team had concerns that a small minority of people drinking in the premises were well known to local officers, but clearly it would be down to management of the premises to ensure the premises was meeting the four licensing objectives.

On 14/10/2022 Gwent Police received complaints that cocaine was openly being consumed on the premises and management seemed to simply turn a blind eye. In light of the complaint and also police intel regarding the management it was felt appropriate to request and obtain CCTV from the premises in line with the Premises Licence conditions .

Bearing in mind the premises was informed of the importance of complying with all conditions at meeting on the 7th September 2022, the manager of the premises stipulated that they had to change two CCTV cameras as such the CCTV had wiped.

Clearly the Police and Licensing Authority felt this was not plausible as changing of a camera would not automatically wipe a hard drive, plus the CCTV storage was reported to be saved on Cloud as explained by the Management team on 7th September 2022. It is felt that the management team were clearly being obstructive towards the police.

A Joint warning was sent to the Licence Holder / DPS on the 25th October 2022 by Gwent Police and Licensing Authority stipulating a review will take place if further breaches or issues arise from the premises.

Dear Rachael Marchant,

LICENSING ACT 2003

O'Connors @ The Scrum Half, 111 Chepstow Road, Newport, NP19 8BZ.

It has been brought to my attention by Gwent Police that Condition 10 of your premises licence *has* been breached after a formal request by Gwent Police to obtain CCTV Emu the premises.

Condition 10 of the above premises licence stipulates:

CCTV System

CCTV will be installed inside and outside the premises. The cameras will cover all internal areas accessible to the public and areas immediately outside the premises. The date and time settings on the system must be correct and the CCTV system must be capable of recording images to a suitable medium that allows reply. Recordings must be retained for a minimum of 28 days. Staff shall be trained in the maintenance and operation of the CCTV system with a record kept of the date and name of person trained. A trained member of staff should be on duty to operate the system whenever the premises are open. Records shall be made available for inspection by the police and other responsible authorities as requested.

It should be noted that operating outside your premises licence is a serious offence, with a unlimited fine and a maximum of 6 month imprisonment.

Though it's noted that your staff have stipulated to Gwent Police that the CCTV was wiped after two cameras where replaced, its imperative that all conditions are complied with at all times especially CCTV conditions.

After discussing this matter with Gwent Police Licensing team it has determined that any future breaches of the Licence conditions may result in the authorities taking **formal action be that of a prosecution or a licence review** as you are DPS you are likely be the person legally responsible for any offences.

If you require any clarification regarding any of the conditions, please don't hesitate to contact the Licensing Team.

Yours Sincerely

Alastair Pearling
Prif Swyddog Tnivyddedu / Principal Licensing Officer
Y Gyfraith a Rheoleiddio / Law & Regulation
Cyngor Dinas Casnewydd / Newport City Council
01633656656 / 01633851328
AlastairDearlIngOnewport.gov.uk

On the 11/11/2022 , The manger of the Scrum Half was arrested by Gwent Police on 11/11/2022 after being stopped in his vehicle and on 12/11/2022 charged for the following offences

- 1. Conceal/disguise/convert/transfer/remove criminal property**
- 0. Supply a psychoactive substance**

There is an ongoing investigation for driving a motor vehicle with a proportion of a specified controlled drug above the specified limit.

A further team member of the Premises and associate of manager was present at the time of the arrest and has been charged for the following offences

- 1. Conceal/disguise/convert/transfer/remove criminal property**
- 2. Supply a psychoactive substance**

Both will attending Court on the 28/11/2022 for the offences they have been charged with.

The current Home Office Licensing Act 2003 Guidance stipulates:

Reviews arising in connection with crime

11.24 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises, money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or the sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.

11.25 Reviews are part of the regulatory process introduced by the 2003 Act and they are not part of criminal law and procedure. There is, therefore, no reason why representations giving rise to a review of a premises licence need be delayed pending the outcome of any criminal proceedings. Some reviews will arise after the conviction in the criminal courts of certain individuals, but not all. In any case, it is for the licensing authority to determine whether the problems associated with the alleged crimes are taking place on the premises and affecting the promotion of the licensing objectives. Where a review follows a conviction, it would also not be for the licensing authority to attempt to go beyond any finding by the courts, which should be treated as a matter of undisputed evidence before them.

11.26 Where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purposes, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any appropriate steps to remedy the problems. The

licensing authority's duty is to take steps with a view to the promotion of the licensing objectives and the prevention of illegal working in the interests of the wider community and not those of the individual licence holder.

11.27 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:

- for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;
- for the sale and distribution of illegal firearms;
 - for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
 - for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
- for prostitution or the sale of unlawful pornography;
- by organised groups of paedophiles to groom children;
- as the base for the organisation of criminal activity, particularly by gangs;

Revised Guidance issued under section 182 of the Licensing Act 2003

- for the organisation of racist activity or the promotion of racist attacks;
- for employing a person who is disqualified from that work by reason of their immigration status in the UK;
- for unlawful gambling; and
- for the sale or storage of smuggled tobacco and alcohol.

11.28 It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence — even in the first instance — should be seriously considered.

Clearly questions have to be asked of the Licence holder what due diligence they are doing when placing new tenants in the premises, specifically around a proactive active DPS on the premises.

It is in the opinion of the Police that the premises failure to provide CCTV regarding the complaint of cocaine opening being consumed on the premises and the recent arrest, that the premises or least the management team are involved for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and potentially laundering of the proceeds of drugs crime. As such a Licence review is required to ensure the promotion of the Licensing Objectives.

Please provide as much information as possible to support the application
(please read guidance note 3)

Please tick ✓ yes

Have you ***made*** an application for review relating to the premises before

If yes please state the date of that application

Dar Month Year
i

If you have made representations before relating to the premises please state what they were and when you made *them*

No

Please tick ✓

yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 3 — Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). If signing, on behalf of the applicant please state in what capacity.

Signature

.....

Date **28.11.22**

.....

Capacity Inspector Shaun Conway, Gwent Police

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)	
Post town	Post Code
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)	

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

APPENDIX B (Scrum Half Premises Licence)

Schedule 12

Part A

(THIS PART OF THE LICENCE
MUST BE KEPT AT THE
PREMISES AT ALL TIMES AND
PRODUCED UPON REQUEST OF
AN AUTHORISED OFFICER)

Premises Licence City of Newport



Premises Licence Number	22/02373/LAPVM
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Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code	
O'Connors @ The Scrum Half 111 Chepstow Road Newport South Wales NP19 8BZ	
Telephone number	01633 222012

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Sale by retail of Alcohol Performance of Live Music Playing of Recorded Music

Times the licence authorises the carrying out of licensable activities
Sale by retail of Alcohol Monday to Thursday inclusive 10:00 - 01:00 Friday and Saturday 10:00 - 02:00 Sunday 10:00 - Midnight New Year's Eve 10:00 - 03:00 Performance of Live Music

Monday to Thursday inclusive 20:00 - 01:00
Friday and Saturday 20:00 - 02:00
Sunday 20:00 - Midnight
New Year's Eve 20:00 - 03:00

Playing of Recorded Music

Monday to Thursday inclusive 20:00 - 01:00
Friday and Saturday 20:00 - 02:00
Sunday 20:00 - Midnight
New Year's Eve 20:00 - 03:00

For regulated entertainment, namely the performance of live music and the playing of recorded music
i) Christmas Day as an early morning ending to a Christmas Eve function only.

The opening hours of the premises

Monday 10:00 - 02:00
Tuesday 10:00 - 02:00
Wednesday 10:00 - 02:00
Thursday 10:00 - 02:00
Friday 10:00 - 03:00
Saturday 10:00 - 03:00
Sunday 10:00 - 01:00

Where non standard timings are authorised, the opening times shall be as those authorised for licensable activities with an additional 30 minutes on the terminal hour.

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

Alcohol is supplied for consumption on the Premises

Part 2

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

Harvey's Leisure (South Wales) Limited
Unit 3A
Boxer Trading Estate
Ponthir Road
Caerleon
Newport
NP18 3NY

E Mail Dave@harveyswholesale.ltd.uk
Business Phone Number 01633 222012

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

Registered Business Number 0370819

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

Rachael Marchant
91 Somerset Road
Newport
South Wales
NP19 7GB

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

Party Reference: 17/01586/LAI

Licensing Authority: Newport City Council

This Premises Licence is issued by Newport City Council as Licensing Authority under Part 3 of the Licensing Act 2003 and regulations made thereunder.

Dated this 26th October 2022



Silvia Gonzalez-Lopez
Head of Environment and Public Protection

Mandatory conditions

1 No supply of alcohol may be made under the premises licence:

- i) at a time when there is no designated premises supervisor in respect of the premises licence; or
- ii) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

2 Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

3 Where at specified times one or more individuals may be at the premises to carry out a security activity, each individual must be licensed by the Security Industry Authority.

For the purposes of this section:

- i) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies; and
- ii) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

4 The admission of children to the exhibition of any film must be restricted in accordance with any recommendation made by the British Board of Film Classification (BBFC) or in the absence of a recommendation from the BBFC, the Licensing Authority.

For the purposes of this section:

- i) "children" means persons aged under 18 years of age.

5 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.

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).

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

7 (1) The premises licence 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

8 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; and

(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

New Mandatory condition for on and off sales from 28 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) In this condition:-

(a) "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 amount 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;

(b) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(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) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

(3) Where the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny.

(4) Where the permitted price 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, 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.

Conditions consistent with the Operating Schedule

10 CCTV System

CCTV will be installed inside and outside the premises. The cameras will cover all internal areas accessible to the public and areas immediately outside the premises. The date and time settings on the system must be correct and the CCTV system must be capable of recording images to a suitable medium that allows reply. Recordings must be retained for a minimum of 28 days. Staff shall be trained in the maintenance and operation of the CCTV system with a record kept of the date and name of person trained. A trained member of staff should be on duty to operate the system whenever the premises are open. Records shall be made available for inspection by the police and other responsible authorities as requested.

11 Door Supervisor

One Door Supervisor should be presented from 21:00hrs till close Friday, Saturday and on a Bank Holiday Sunday, Christmas & New Years Eve. The door supervisor shall be responsible for ensuring the door to the premises remains closed at all times whilst regulated entertainment is being provided.

12 Door Staff will wear high visibility armbands which clearly displays their SIA licence at all times and produce their badge upon the request of a Responsible Authority or member of the public.

13 Door Supervisor Log Book

A log book shall be maintained at the premises, in which shall be recorded the following details:

- o The door supervisor's full name;
- o His/her Security Industry Authority full licence number;
- o The time and date he/she starts and finishes duty;
- o Each entry shall be signed by the door supervisor.
- o That logbook shall be available for inspection on demand by an Authorised Officer of the Council, the Security Industry Authority or a Police Constable.

14 The appointed duty manager, who shall be the holder of a personal licence, will counter sign the door supervisor log book at the end of every shift to ensure that the door supervisors are recording all details of incidents and to record even if no incidents happen.

15 Challenge 21

A Challenge 21 policy shall be operated at the premises at all times. Upon entry to the premises door supervisors' staff shall check identification of all persons who appear to be less than 21 years old. This policy shall also be practised by bar staff engaged in the sale of alcohol. This check shall be made by examining either a passport, photographic driving licence or a PASS approved proof of age card. No other form of identification shall be accepted. Signage informing customers that this scheme is being operated shall be prominently displayed at all entrances.

16 Publicity materials notifying customers of the operation of the Challenge 21 scheme shall be displayed at the premises, including a Challenge 21 sign of at least A5 size at each point of sale.

17 Staff Training

A written documented training scheme shall be introduced for all staff. Staff shall receive full training at induction when commencing their employment, prior to be permitted to sell alcohol. Refresher training sessions shall be held with staff members at 12 monthly intervals and all training sessions recorded as part of the documented training scheme.

The scheme shall be made available for inspection at the request of any Responsible Authority under the Licensing Act 2003.

18 Refusals register

The Premises Licence Holder shall operate and maintain an up-to-date Register of Refusals of Sale of Alcohol, indicating the date, time and reason for refusal which shall be made available for inspection by any Responsible Authority under the Licensing Act 2003. The DPS shall check the book once a week ensuring that it is complete and up to date. The DPS will sign the book each time it is checked.

19 Personal Licence Holder

A personal licence holder shall be on the premises on Friday, Saturday and Bank holiday Sunday from 20:00hrs till close, except in the case of an emergency.

20 Last Entry Time

Last entry to the premises will be 1am. There will be no re entry from this time.

21 Accompanied Children:

All accompanied children shall vacate the premises by 22:00.

22 No alcoholic drinks will be permitted outside the venue.

23 No 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, (for example, but not exclusively, nudity or semi nudity), regardless of whether children are present on the premises, are permitted within the premises at any time when the premises is open to the public, save for the provision of 1 gaming machine.

24 The provision of regulated entertainment namely the performance of live music, the playing of recorded music and the provision of facilities for dancing shall take place on the ground floor of the premises only.

25 Authorised officers of the Licensing Authority shall be admitted immediately at all reasonable times to all parts of the premises. Officers of Heddle Gwent Police and officers of South Wales Fire & Rescue Service shall also be admitted immediately to all parts of the premises whilst the premises are being used, or about to be used, for the purpose for which the licence is granted.

26 The Premises Licence holder shall be a member of Pubwatch.

27 The Designated Premises Supervisor shall ensure that all activities on the premises are conducted in a decent, sober and orderly manner.

28 The Designated Premises Supervisor must ensure that no intoxicating liquor shall be removed from the premises other than in sealed containers; open bottles, glasses or cans shall not be allowed to be taken from the premises.

29 At all premises with a terminal hour of later than 11.00 pm, all drinking glasses shall be manufactured from strengthened glass.

30 The premises shall not be used for striptease or entertainment of a like kind to dancing which involves nudity or the sexual stimulation of patrons, other than where this occurs as part of a licensed performance of a play.

31 Persons awaiting admission to the premises shall only be allowed to congregate in that part of the premises identified for that purpose.

32 All deliveries to the premises shall take place at sociable times only.

33 The Licensing Authority may, if deemed necessary, stipulate internal equivalent continuous noise levels (LeqT) at 63 Hz and 125 Hz and/or an equivalent continuous A weighted noise level (LAeqT), in any part of the licensed premises and those levels shall not be exceeded at any time.

34 The Designated Premises Supervisor shall ensure that no noise shall emanate from the licensed premises, or vibration be transmitted through the structure of the licensed premises, which causes occupiers of premises in the neighbourhood to be unreasonably disturbed.

35 The Designated Premises Supervisor shall at all times ensure that persons on, or leaving the licensed premises, conduct themselves in an orderly manner and do not in any way cause annoyance to residents or persons passing by. The Designated Premises Supervisor shall take all reasonable steps to ensure that persons leaving the licensed premises and using adjacent car parks and highways in the immediate vicinity of the licensed premises do not conduct themselves in a manner so as to cause annoyance to the residents or persons passing by.

36 The means of escape provided for all persons on the premises shall be maintained unobstructed, immediately available and clearly identifiable and all exit doors which may need to be used by the public shall be kept unlocked at all times whilst the premises are in use. All exit signs shall be maintained in good repair and shall be properly illuminated in accordance with the recommendations of South Wales Fire & Rescue Service. Except with the consent of the Licensing Authority, bars, guards or the like shall not be fitted to windows nor shall windows be otherwise obstructed in a manner likely to make them unavailable for use in emergencies.

37 All gangways and exit ways and the treads of steps and stairways shall be maintained with non-slip and even surfaces. The edges of steps and stairways shall be conspicuous.

38 All floor coverings shall be secured and maintained so that they will not be likely to ruck or be in any way a source of danger.

39 Any gangways, corridors and staircases used by the public shall be kept clear from obstruction.

40 The total number of persons permitted to be accommodated in the premises shall not be exceeded at any time.

41 Suitable and sufficient sanitary conveniences shall be provided for each sex, free of charge to members of the public who use the premises, and shall at all times be kept in good order and repair. All such installations shall be properly and effectively cleansed, ventilated, disinfected and supplied with water and the doors leading thereto shall be suitably marked.

42 There shall be no admission to the premises of unaccompanied children at any time.

Conditions attached after a hearing by the licensing authority

NIL.

Plans

Please see attached plans (reference number P/07/00500)

Appendix C Representations Responsible Authorities / “Other Persons”

No other representations were made in regard to the review.

APPENDIX D

Location of premises





