

## LICENSING SUB COMMITTEE

21 APRIL 2017

Present: County Councillor Jackie Parry(Chairperson)  
County Councillors Hudson and Kelloway

1 : DECLARATIONS OF INTEREST

No declarations of interest were received.

1 : CONSIDERATION OF OBJECTIONS RECEIVED; TEMPORARY EVENT  
NOTICE - ROYALS, 23 HIGH STREET, CARDIFF

A Temporary Event Notification was received on 10 April 2017 from Gemma Roberts for authorisation of a temporary event at Royals Cardiff, High Street. The notification is in respect of an event which is to take place between 2000 hours on 30 April 2017 and 0400 hours on 1 May 2017 to allow the sale of alcohol and the provision of regulated entertainment.

Members were advised that an objection was received from the Noise Pollution department, Cardiff Council. A copy of the objection was appended to the report. A request was also received from South Wales Police which asked for a number of the Premises Licence conditions to be attached to the TEN.

### Responsible Authority Representations

Rhys Morgan of Pollution Control addressed the Sub Committee. Members were advised that there was a history of noise nuisance issues relating to these premises. A Noise Abatement Notice was in place and there were conditions on the premises licence which are intended to mitigate against noise nuisance. A condition which requires a noise limiter to be used whenever regulated entertainment takes place is currently not being complied with. The Licensing Sub Committee had attached this to the premises licence following a review of the premises licence due to noise nuisance problems.

Rhys Morgan stated that he has met with the applicant on site and discussions are ongoing with regard to the future compliance with the condition. It was necessary to consider a practical solution for the business going forward.

However, in terms of the TEN application, it would not be possible to transpose the existing premises licence conditions onto the TEN application as the applicant was technically in breach of a condition. The concerns of Pollution Control are, therefore, not alleviated. Rhys Morgan advised the residents are aware of the terminal hour for the premises. Whilst discussions were ongoing, there is still some work to be done before a TEN would be accepted.

A Noise Abatement Notice was served on Gemma Roberts on 6 January 2017. If the TEN was allowed to proceed and a noise complaint was subsequently received, then the applicant would be in a more serious position.

### Applicant Representations

Gemma Roberts advised that she accepted all the conditions suggested by in the representations received from South Wales Police. The premises only opened on Friday and Saturday evenings at present. The application was seeking two additional hours for a special event on bank holiday weekend. Gemma Roberts stated that she understood the need for conditions and the business did not want to be a nuisance to local residents. However, as operators, they are not yet in a position to install the required noise limiter device due to lack of capital. Officers from the Pollution Control Team were providing advice regarding potential solutions. Gemma Roberts wished to thank the officers for their assistance.

In response to questions from the Sub Committee, Rhys Morgan confirmed that noise problems at the premises were generally reported from midnight onwards. The two-hour extension of the opening hours was enough to -sustain an objection from Pollution Control as the premises are currently operating in breach of the premises licence conditions.

RESOLVED – That a Counter Notice be issued as the licensing authority is satisfied that if the activities were to take place, the prevention of public nuisance licensing objective would be undermined.

The meeting terminated at 11.00 am

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