

# Pecyn Dogfen Gyhoeddus



Swyddog Cyswllt:  
Sharon Thomas / 01352 702324  
sharon.b.thomas@flintshire.gov.uk

At: Cyng Tony Sharps (Cadeirydd)  
Y Cynghorwyr: David Cox a Mike Reece

4 Chwefror 2019

Annwyl Gyngorydd,

Fe'ch gwahoddir i fynychu cyfarfod Is-bwyllgor Trwyddedu a fydd yn cael ei gynnal am 2.00 pm Dydd Gwener, 8fed Chwefror, 2019 yn Ystafell Bwyllgor Delyn, Neuadd y Sir, Yr Wyddgrug CH7 6NA i ystyried yr eitemau canlynol

## R H A G L E N

### 1 YMDDIHEURIADAU

**Pwrpas:** I dderbyn unrhyw ymddiheuriadau.

### 2 DATGAN CYSYLLTIAD (GAN GYNNWYS DATGANIADAU CHWIPIO)

**Pwrpas:** I dderbyn unrhyw ddatganiad o gysylltiad a chynghori'r Aelodau yn unol a hynny.

### 3 CAIS AM DRWYDDED EIDDO (Tudalennau 3 - 20)

**Pwrpas:** Gofynnir i'r Aelodau ystyried a phenderfynu ar gais am Drwydded Eiddo yn 'Kal's Cash and Carry', Station Road, Talacre, Sir y Fflint CH8 9RD.

Yn gywir

Robert Robins  
Rheolwr Gwasanaethau Democraidd

Mae'r dudalen hon yn wag yn bwrpasol

# Eitem ar gyfer y Rhaglen 3



## LICENSING SUB-COMMITTEE

<b>Date of Meeting</b>	Friday, 8 February 2019
<b>Report Subject</b>	Application for a Premises Licence
<b>Report Author</b>	Chief Officer (Planning, Environment & Economy)

### EXECUTIVE SUMMARY

For Members to consider and determine an application under the Licensing Act 2003 for a Premises Licence at Kal's Cash and Carry, Station Road, Talacre, Flintshire CH8 9RD.

### RECOMMENDATIONS

1	That Members consider and determine the application for a Premises Licence by Mr Mark A Williams.
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### REPORT DETAILS

<b>1.00</b>	<b>EXPLAINING THE APPLICATION</b>
1.01	The premises concerned is Kal's Cash and Carry, Station Road, Talacre, Flintshire CH8 9RD. Its location can be seen in Appendix A.
1.02	The applicant is Mr Mark A Williams.
1.03	The application is for a new Premises Licence.
1.04	The applicant has applied for a licence to permit the supply of alcohol for consumption off the premises only.

1.05	The hours applied for are:-  Monday to Sunday 09.00 to 18.00
1.06	Representations have been received from a Local Councillor, a Local Business and North Wales Police. See Appendix B, C and D.
1.07	The applicant has agreed to accept the conditions recommended by North Wales Police.
1.08	North Wales Police have confirmed in writing that the application has been discussed with Inspector Gareth Cust and there will be no representation from North Wales Police at the hearing. They have sent a document prepared by Mr David Haydock, North Wales Police Partnership Analyst, which outlines all reported ASB incidents to North Wales Police for the period 26/01/2018 – 25/01/2019. See Appendix E.
1.09	North Wales Fire & Rescue have confirmed they will not be making any representations to the application.
1.10	Children's Safeguarding have confirmed they could not see any concerns within the application which would raise concerns from a safeguarding point of view.
1.11	No other Responsible Authorities sent responses to the application.
1.12	The steps the applicant intends to take to promote the four licensing objectives are set out in Appendix F.
1.13	The application was advertised in the correct manner.

<b>2.00</b>	<b>RESOURCE IMPLICATIONS</b>
2.01	None in respect of this report.

<b>3.00</b>	<b>CONSULTATIONS REQUIRED / CARRIED OUT</b>
3.01	None required.

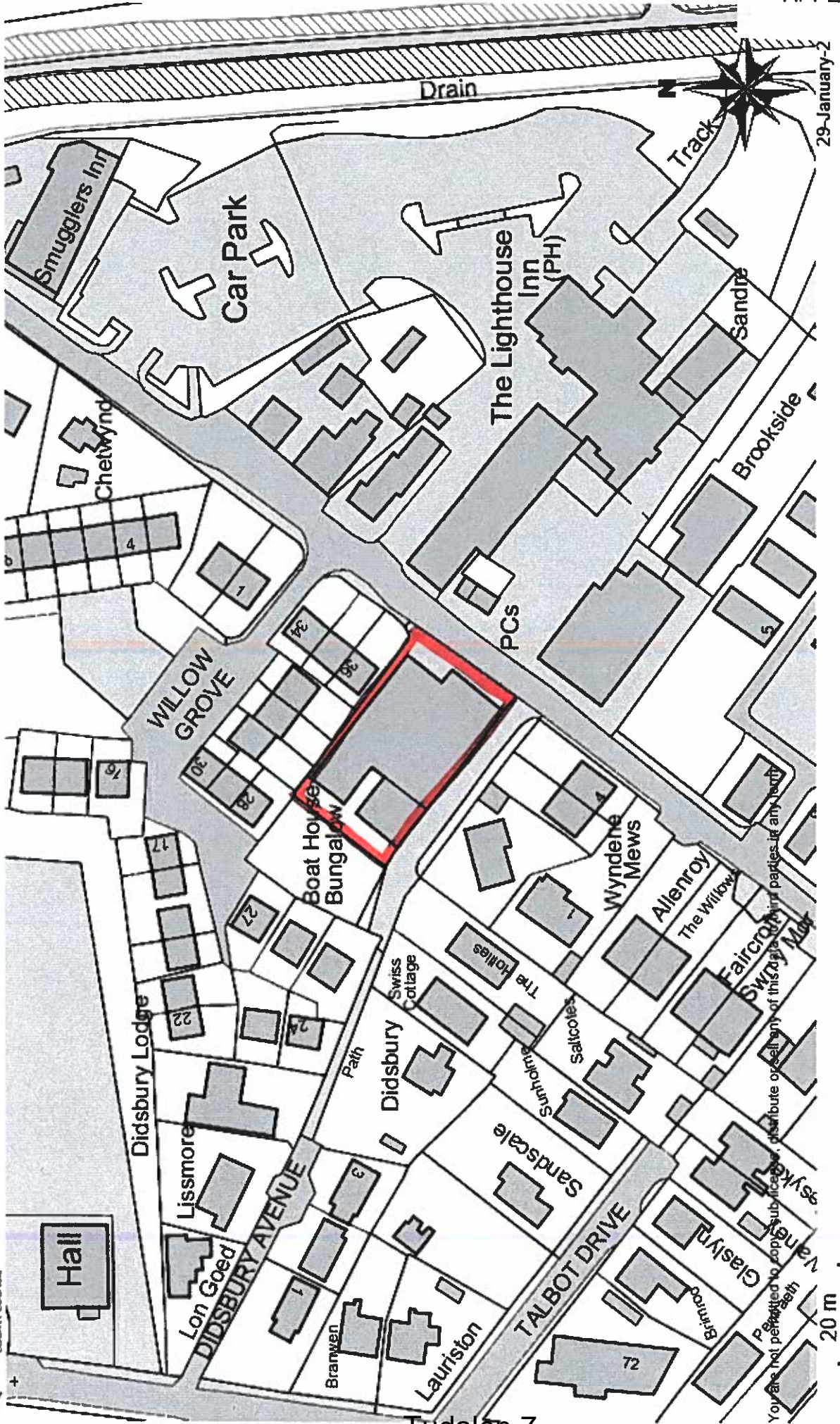
<b>4.00</b>	<b>RISK MANAGEMENT</b>
4.01	All risks are address in the steps taken to promote the four licensing objectives shown in the Operating Schedule.

<b>5.00</b>	<b>APPENDICES</b>
5.01	<p>Appendix A: Location Plan  Appendix B: Representations  Appendix C: Representations  Appendix D: Representations  Appendix E: North Wales Police Response to Hearing Letter  Appendix F: Steps taken to promote the licensing objectives</p>

<b>6.00</b>	<b>LIST OF ACCESSIBLE BACKGROUND DOCUMENTS</b>
6.01	<p>Licensing Act 2003  Section 182 Guidance for Licensing Authorities  Flintshire County Council’s Statement of Licensing Policy.</p> <p><b>Contact Officer:</b> Jacqui Dale, Licensing Officer  <b>Telephone:</b> <b>01352 703377</b>  <b>E-mail:</b> <a href="mailto:jacqui.dale@flintshire.gov.uk">jacqui.dale@flintshire.gov.uk</a></p>

<b>7.00</b>	<b>GLOSSARY OF TERMS</b>
7.01	<p>Licensing Act 2003 – referred to as the Act.</p> <p>Premises Licence – means a licence granted under the Act, in respect of any premises, which authorises the premises to be used for one or more licensable activities.</p> <p>Supply of alcohol – means the sale by retail of alcohol, or the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club.</p> <p>Licensing Objectives – the Act sets our four licensing objectives. These are the prevention of crime and disorder, public safety, prevention of public nuisance, and the protection of children from harm.</p>

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Mae'r dudalen hon yn wag yn bwrpasol



**Jacqui Dale**

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**From:** Glyn Banks  
**Sent:** 17 January 2019 16:30  
**To:** Jacqui Dale  
**Subject:** Keys cash and carry

Dear Jacqui

After consulting with members of the community council and members of the public from talacre the observation bearing in mind the locality to amusement arcades(the closest is approx 8metres away and the fact it is an area highly populated with children plus there are various establishments close by already serving alcohol would be to speak against the application,people feel there is no need for this.

Kind regards,councillor Glyn banks.

Sent with BlackBerry Work  
(www.blackberry.com)

**Jacqui Dale**

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**From:** Glyn Banks  
**Sent:** 27 January 2019 19:33  
**To:** Jacqui Dale  
**Subject:** RE: Address

Hi jacqui,my address is Bodwyn tanlan ffynnongroew flintshire Ch89jh.  
Regards,councillor Glyn banks.

Sent with BlackBerry Work  
(www.blackberry.com)

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**Jacqui Dale**

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**From:** lyndon44uk@yahoo.com  
**Sent:** 17 January 2019 15:41  
**To:** Jacqui Dale  
**Subject:** Alcohol license at gift shop talacre

Dear Sir/Madam

I strongly object to the proposal to let the gift shop and garden centre offer alcoholic drinks.

Not only is there no need for another alcohol outlet in the village but to operate directly opposite two family amusement centres is quite alarming.

I am the owner of both of the amusements and have a strict policy of no alcohol in or on the premises. My concern is that the only people who will be buying the cut priced bottles and cans will be the young and irresponsible members of the public who will be drinking on the streets and on the beach and dunes and it will be for rest of us to deal with the upset that it will most definitely cause. The permanent benches outside of the chip shop bakery and ice cream shops will be forever full of drunken youths and will be an instant worry for families walking to and fro from the beach. I understand that as a businessman I have no say in the matter as regards competition but I can honestly say that the sales would not be a problem for me as good competition is healthy. It's the element that it will no doubt bring with it that will kill the village off. We in Talacre have worked hard over the last ten or so years discouraging the bad elements that we had some years ago when another shop opened up and sold alcohol we had youngsters walking around with cans and causing trouble. It has taken a long time building up a good wholesome reputation for family visits to the seaside and the damage that this will do will be irreversible.

We already have The Point bar and Restaurant (of which I am also the proprietor) and the Lighthouse inn that serve alcoholic drinks on the premises and a post office shop for takeout that is a very important amenity to the residents of the village and if the opening of another outlet damages an already struggling shop they may lose it.

I strongly urge you to refuse the application for the sake of the village and it's residents.

Yours sincerely

Lyndon James Mulhearn.

Sandancer leisure Ltd  
 The Point talacre Ltd.

**Jacqui Dale**

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**From:** lyndon mulhearn <lyndon44uk@yahoo.com>  
**Sent:** 24 January 2019 18:15  
**To:** Jacqui Dale  
**Subject:** Re: Hearing

Hi  
 My address is 6 The Paddock Prestatyn LL19 8NB

Thanks

Tudalen 11

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**HEDDLU GOGLEDD CYMRU**  
Gogledd Cymru diogelach

**NORTH WALES POLICE**  
A safer North Wales

15<sup>th</sup> January, 2019

Mrs. Gemma Potter,  
Licensing Team Leader,  
Flintshire County Council,  
County Hall,  
Mold.  
CH7 6NF

Dear Mrs. Potter,

**APPLICATION FOR A PREMISES LICENCE –  
KALS CASH AND CARRY, STATION ROAD, TALACRE, FLINTSHIRE CH8 9RD**

I write with reference to the above application, which has been discussed with Inspector Gareth Cust and also the applicant Mr. Mark Andrew Williams.

North Wales Police make no objections to this application. However, it is requested that the following conditions be attached to the premises licence, under the licensing objectives of Prevention of Crime and Disorder and the Protection of Children From Harm:-

- **A digital, colour, hard disk CCTV system to be installed and maintained in good working order. Recordings are to be kept for a minimum of 28 days and made available for inspection by Police or Local Authority, upon request.**
- **CCTV cameras must cover internal and external areas of the premises.**
- **A member of staff must be trained in the use of the CCTV system, with the knowledge and ability to download footage at the request of Police or Local Authority.**
- **A "Challenge 25" policy must be operated at the premises at all times.**
- **Publicity materials notifying customers of the operation of the "Challenge 25" scheme must be displayed at the premises.**

- **Premises must operate and maintain an up-to-date Register of Refusals of Sale of Alcohol, indicating the date, time and reason for refusal which must be made available for inspection by Local Authority Officers and the Police. Alternatively an electronic point of sale refusals log must be kept and maintained.**

Should the applicant be in agreement with the above representations, they or their representatives are requested to confirm this to the relevant Council Licensing Department as soon as possible. This MAY avoid the need for a hearing before Committee, dependant upon any other representations received from other responsible authorities or interested parties.

Should the applicant not be in agreement with the representations, a Licensing Sub-Committee hearing will take place.

Yours faithfully,

Ann Williams  
Eastern Licensing Officer

Cc            Jacqui Dale, Flintshire County Council Licensing Officer  
              Inspector Gareth Cust, North Wales Police, Flintshire North  
              Mark Andrew Williams e mail - [mwtg13@live.co.uk](mailto:mwtg13@live.co.uk)

*Rydym yn croesawu gohebiaeth yn y Gymraeg a'r Saesneg - byddwn yn ymateb yn gyfartal i'r ddau ac yn ateb yn eich dewis iaith heb oedi.*

*We welcome correspondence in Welsh and English - we will respond equally to both and will reply in your language of choice without delay.*

**Jacqui Dale**

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**From:** Williams, Ann <ann.williams@nthwales.pnn.police.uk>  
**Sent:** 28 January 2019 10:46  
**To:** Jacqui Dale  
**Subject:** APPLICATION FOR A PREMISES LICENCE  
**Attachments:** ASB incidents in Talacre - 260118-250119.docx

Hello Jacqui,

I have consulted further with Inspector Gareth Cust and confirm that there will be no representation from North Wales Police at the hearing of Kals Cash and Carry, Station Road, Talacre, Flintshire CH8 9RD on Friday 8<sup>th</sup> February, 2019.

Representations were submitted by North Wales Police in respect of this application and proposed conditions accepted by the applicant Mr. Mark Williams.

Mr. Williams also confirmed that no cheap, high strength lager, beer, cider above 6.5% will be sold at the premises.

Please find attached document prepared by Mr. David Haydock, North Wales Police Partnership Analyst, which outlines all reported ASB incidents to North Wales Police for the period 26/01/2018 – 25/01/2019.

Kind Regards,  
Ann

**Ann Williams**

Swyddog Trwyddedu/Licensing Officer  
Uned Trwyddedu'r Rhanbarth Dwyreiniol/Eastern Licensing  
Cyfleuster Rheoli a Dalfa'r Dwyrain/Eastern Command and Custody Facility,  
Fford Dav/Davy Way,  
Stad Ddiwydiannol Llai/Llay Industrial Estate  
Llai/Llay  
Wrecsam/Wrexham  
LL12 OPG

Ffon/Tel: **01978 834099**  
Symudol/Mobile: **07896172313**  
E.bost/E.mail: **[ann.williams@nthwales.pnn.police.uk](mailto:ann.williams@nthwales.pnn.police.uk)**



**HEDDLU GOGLEDD CYMRU**  
Gogledd Cymru ddiogelach

**NORTH WALES POLICE**  
A safer North Wales

**Rydym yn croesawu gohebiaeth yn y Gymraeg a'r Saesneg – byddwn yn ymateb yn gyfartal i'r ddau ac yn ateb yn eich dewis iaith heb oedi.**

**We welcome correspondence in Welsh and English – we will respond equally to both and will reply in your language of choice without delay'.**

<b>Subject:</b>	ASB incidents in Talacre: 26/01/2018 – 25/01/2019
<b>Reporting to:</b>	Ann Williams - Licensing Officer
<b>Author:</b>	David Haydock
<b>Date:</b>	25/01/2019

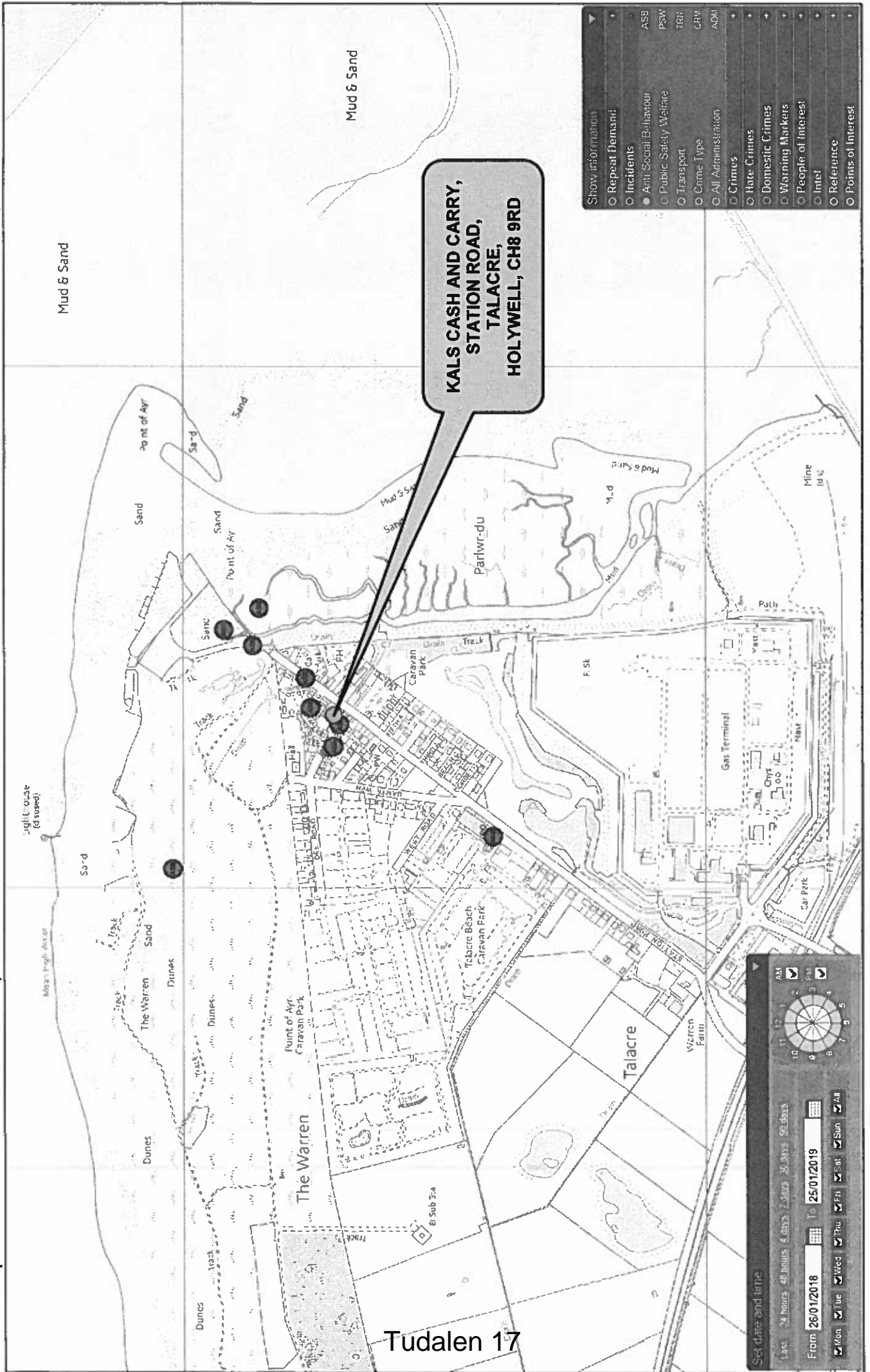
- The aim of this report is to show the number of incidents of Anti-Social Behaviour (ASB) in the area of Talacre in Flintshire North for the time period 26/01/2018 – 25/01/2019.
- This data has been requested in relation to a licensing application for a Premises Licence, which has been submitted in respect of Kals Cash and Carry, Station Road, Talacre CH8 9RD.
- Beatmaps was used to identify the number of incidents of ASB and a total of 9 incidents were identified over the 12-month period.
- The table below shows the details and a brief summary of the 9 incidents identified:

REF	TIME DATE	CATEGORY	Summary of report	ADDRESS
W038398	27/03/2018 19:47	ANTI_SOCIAL_BEHAVIOUR_PERSONAL	Threat's from ex-wife's son	STATION ROAD
W040208	31/03/2018 16:34	ANTI_SOCIAL_BEHAVIOUR_PERSONAL	Dispute over car repairs	DIDSBURY AVENUE
W054546	28/04/2018 21:53	ANTI_SOCIAL_BEHAVIOUR_NUISANCE	Three young females fighting	WILLOW GROVE
W062476	13/05/2018 17:42	ANTI_SOCIAL_BEHAVIOUR_NUISANCE	Two youths on Quad Bikes	STATION ROAD
W082333	19/06/2018 17:19	ANTI_SOCIAL_BEHAVIOUR_NUISANCE	Male refusing to leave shop having earlier been arrested for shoplifting	TALACRE BEACH CARAVAN AND LEISURE PARK STATION ROAD
W139905	01/10/2018 13:18	ANTI_SOCIAL_BEHAVIOUR_ENVIRONMENTAL	Evidence of motorbikes being used on RSPB land	STATION ROAD
W154106	28/10/2018 15:05	ANTI_SOCIAL_BEHAVIOUR_NUISANCE	Two young males on motorbikes riding on sand dunes	UNNAMED ROAD
W176497	12/12/2018 14:27	ANTI_SOCIAL_BEHAVIOUR_NUISANCE	Two people on motorbikes riding on sand dunes	TALACRE BEACH CAR PARK STATION ROAD
X003081	07/01/2019 16:44	ANTI_SOCIAL_BEHAVIOUR_ENVIRONMENTAL	Off-road bike tracks found on nature reserve	STATION ROAD

- In 5 of the 9 incidents, the report related to motorbikes or off-road bikes being used in the area, in particular on the sand dunes. This is a conservation area and the land is owned by the RSPB.



• The map below shows the locations of the reported ASB incidents in Talacre between 26/01/2018 - 25/01/2019, in relation to Kal's Cash and Carry, Station Road, Talacre.



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**M** Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

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

C.C.T.V INSTALLED. 3 PEOPLE TRAINED  
 RECORDS 28 DAYS IN USE  
 AVAILABLE TO BE VIEWED. OF CCTV

**c) Public safety**

FIRE REGS COMPLIANT WITH.  
 HEALTH & SAFETY COMPLIANT WITH

**d) The prevention of public nuisance**

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

ALL RESTRICTION SIGNS  
 REFUSAL BOOK KEPT.

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