



RESPONSIBLE AUTHORITY RESPONSE TO LICENSING APPLICATIONS

RESPONSIBLE AUTHORITY– Licensing

Name of Applicant	The Project Bar Ltd
Premises	Project Bar 1 Lon y Twyn, Caerphilly CF83 1NW

Your Name	Sandra Lewis-Williams
Job Title	Assistant Licensing Manager
e.mail Address	Lewiss1@caerphilly.gov.uk
Contact Telephone Number	01443 866750
Date	30 th April 2025

Which of the four Licensing Objectives does your representation relate to?	
The Prevention of Crime and Disorder	
Public Safety	x
The Prevention of Public Nuisance	x
The Protection of Children from Harm	

<p>Please outline the reasons for your Representations</p> <p>An application has been received to vary the premises licence to extend the licensable area of the premises to include a roof terrace area. The applicant has stated on the application form that this area would be open Monday to Friday 1200 to 2200 and Saturday and Sunday 0900 to 2200. In the steps put forward to support the licensing objectives the applicant has stated that they will erect additional signage to encourage customers to use the roof terrace as a smoking area and an amendment to existing conditions to extend the coverage of the conditions to include the roof terrace</p> <p>Responsible authorities visited the premises in January 2025 to discuss the addition of the roof terrace. At that time while a 'Dorma' style window had been created looking out on to the flat roof above the ground floor bar area no stairs were present to view the area.</p> <p>Given the proposed access and egress to the roof terrace appeared from the plans provided with the application to be from a set of steps from the mezzanine level of the building I have concerns for public safety regarding the ability of any patrons to exit this area in the event of an emergency as there does not appear to be an external means of escape. The Fire service in its role as</p>
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responsible authority have indicated that they will be considering this matter under their own legislation.

I made further enquiries with the Building Control team of the Local Authority who stated that “the roof terrace and alterations to the original roof in order to accommodate access onto the terrace were not included in the original building regulations application and have never been inspected.”

The Council’s Licensing Act 2003 Statement of Licensing Policy addresses this matter in paragraph 12.1 and states *“The council is committed to ensuring that the safety of any person visiting or working in licenced premises is not compromised. Applicants will be expected to demonstrate in their Operating Schedule that suitable and sufficient measures have been identified and will be implemented and maintained to ensure public safety, relevant to the individual style and characteristics of their premises and events.”*. Based on the information provided the applicant has not demonstrated that customers and staff will be afforded the appropriate level of safety and has not demonstrated that the Licensing Objective of Public Safety has been promoted.

I note that 3 residents in the vicinity of the premises have submitted representations regarding this application as they have particular concerns regarding public nuisance and the effect that granting of this application will have on them particularly from patron noise emanating from the premises.

The Council’s Licensing Act 2003 Statement of Licensing Policy states in paragraph 11.5 that *“Applicants will be encouraged to demonstrate in their Operating Schedule that suitable and sufficient measures have been identified and will be implemented and maintained to prevent public nuisance...”* and further in paragraph 11.6 *“The Licensing Authority recommends that licensees apply a high standard of control to minimise the potential for public nuisance that may arise from their operation of the premises, particularly where: they are situated in a residential or noise sensitive area:...”*.

While it is recognised that the applicant has submitted a noise plan with the application which details what they propose to implement to mitigate any potential noise pollution from the use of the roof terrace, it is unclear at this time whether they will be permitted to implement these proposals given the comments made by the Planning Authority as Responsible Authority in their representation.

Given the above I have serious concerns regarding the ability of this premises to promote the Licensing Objectives if this variation application were to be granted.

What conditions could be added to the licence to remedy your representation	NA all conditions to remain
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N.B. If you make a representation you will be expected to attend the Licensing Sub-Committee and any subsequent appeal proceeding.

Please remember if you intend to make representations to copy this file to all other RA’s

that the Licensing Sub-Committee could take into account	
Are you prepared to discuss these representations with the applicant by way of mediation?	Yes

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Please remember if you intend to make representations to copy this file to all other RA's