

**DYDD LLUN, 10 AWST 2020**

**AT: HOLL AELODAU'R IS-BWYLLGOR TRWYDDEDU "A"**

YR WYF DRWY HYN YN EICH GALW I FYNYCHU CYFARFOD  
**RHITHWIR O'R IS-BWYLLGOR TRWYDDEDU "A"** A GYNHELIR AM  
**9.30 YB, DYDD MAWRTH, 18FED AWST, 2020** ER MWYN  
CYFLAWNI'R MATERION A AMLINELLIR AR YR AGENDA SYDD  
YNGHLWM

*Wendy Walters*

**PRIF WEITHREDWR**

<b>Swyddog Democrataidd:</b>	<b>Emma Bryer</b>
<b>Ffôn (llinell uniongyrchol):</b>	<b>01267 224029</b>
<b>E-bost:</b>	<b>ebryer@sirgar.gov.uk</b>

Wendy Walters Prif Weithredwr, *Chief Executive*,  
Neuadd y Sir, Caerfyrddin. SA31 1JP  
*County Hall, Carmarthen. SA31 1JP*

**IS-BWYLLGOR TRWYDDEDU "A"  
7 AELOD**

**BYDD TRI AELOD O'R IS-BWYLLGOR YN GWNEUD PENDERFYNIAD YNGHYLCH POB CAIS. CAIFF AELODAU'R IS-BWYLLGOR EU DEWIS O BLITH Y SAITH AELOD CANLYNOL YN EU TRO AC YN ÔL YR ANGEN.**

- |  |                      |
|--|----------------------|
| 1. Y Cynghorydd Fozia Akhtar               | (y Grŵp Llafur)      |
| 2. Y Cynghorydd Mansel Charles [Cadeirydd] | (y Grŵp Plaid Cymru) |
| 3. Y Cynghorydd Ann Davies                 | (y Grŵp Plaid Cymru) |
| 4. Y Cynghorydd Amanda Fox                 | (y Grŵp Llafur)      |
| 5. Y Cynghorydd Ken Howell                 | (y Grŵp Plaid Cymru) |
| 6. Y Cynghorydd Jim Jones                  | (y Grŵp Annibynnol)  |
| 7. Y Cynghorydd Elwyn Williams             | (y Grŵp Plaid Cymru) |

**NODER :**

**OS NA FYDD YN BOSIBL I DRI O'R AELODAU UCHOD WNEUD PENDERFYNIAD YNGHYLCH POB CAIS, CAIFF AELODAU ERAILL O BLITH Y PWYLLGOR TRWYDDEDU EU DEWIS YN EU LLE.**

# **A G E N D A**

- 1. DATGAN BUDDIANNAU PERSONOL.**
- 2. CAIS AM ADOLYGU TRWYDDED SAFL SANTA CLARA, SAN CLER, CAERFYRDDIN, SIR GAR SA33 4EE** 5 - 32

Mae'r dudalen hon yn wag yn fwriadol

## YR IS-BWYLLGOR TRWYDDEDU A

18/08/2020

## PWNC A PHWRPAS

## Cais am Adolygu Trwydded Safle

Santa Clara, San Cler, Caerfyrddin, Sir Gar SA33 4EE.

## Y PENDERFYNIADAU ALLWEDDOL SYDD EU HANGEN:

Bod yr Is-bwyllgor yn ystyried y cais a'r holl sylwadau a thystiolaeth a gyflwynwyd ac yn cymryd sylw o Bolisi Trwyddedu yr Awdurdod a'r Cyfarwyddyd Cenedlaethol.

## Y RHESYMAU:

1) Mae'n ofynnol i'r Pwyllgor hyrwyddo'r amcanion trwyddedu sef: -

- Atal Troseddau ac Anhrefn.
- Diogelu'r Cyhoedd.
- Atal Niwsans Cyhoeddus.
- Amddiffyn Plant rhag Niwed.

Ymgynghorwyd â'r Pwyllgor Craffu perthnasol

Amherthnasol

Angen i'r Bwrdd Gweithredol wneud penderfyniad

Amherthnasol

Angen i'r Cyngor wneud penderfyniad

Amherthnasol

## YR AELOD O'R BWRDD GWEITHREDOL SY'N GYFRIFOL AM Y PORTFFOLIO:-

Y Cyngorydd P M Hughes (Diogelu'r Cyhoedd a'r Amgylchedd)

Y Gyfarwyddiaeth: Cymunedau

Enw Pennaeth y Gwasanaeth

Mr Jonathan Morgan

Awdur yr adroddiad

Mr Andrew Rees

Swydd:

Pennaeth Cartrefi a  
Chymunedau Mwy Diogel

Swyddog Trwyddedu

Rhif Ffôn: 01554 899285

Cyfeiriad E-bost:

[JMorgan@sirgar.gov.uk](mailto:JMorgan@sirgar.gov.uk)

Rhif ffon: 01267 228787

rarees@sirgar.gov.uk

**EXECUTIVE SUMMARY**  
**Licensing Sub Committee A**  
**18/08/2020**

**SUBJECT**

**Application for the Review of a Premises Licence**  
**Santa Clara, St Clears, Carmarthenshire SA33 4EE**

To consider an application from Dyfed-Powys Police for the Review of a premises licence in respect of the above premises as follows: -

The Premises Licence is held by Mr & Mrs Reynolds and authorises the sale of alcohol on and off the premises.

As a result of visits to the premises by Police and the Council's Licensing Officer as well as other intelligence logs submitted, it has been identified that there is a lack of management and control at the premises

The background to the review can be seen in a copy of the application attached as Appendix **A**.

The Licensing Authority have made representations regarding the application, which are attached as Appendix **B**.

Other persons have made representations. These are attached as Appendix **C**.

The remaining Responsible Authorities have not made representations in respect of the application.

**DETAILED REPORT ATTACHED ?**

**NO**

## IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Jonathan Morgan

Head of Homes and Safer Communities

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
NONE	YES	NONE	NONE	NONE	NONE	NONE

**LEGAL:** The legal implication of the review application is that the applicant may lodge an appeal.

## CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Mr Jonathan Morgan

Head of Homes and Safer Communities

**1. Local Member(s):**

No local member involvement and therefore no consultation necessary.

**2. Community / Town Council:**

No Community / Town Council involvement and therefore no consultation necessary.

**3. Relevant Partners:**

The Responsible Authorities have been consulted regarding the application.

**4. Staff Side Representatives and other Organisations:**

There are no other organisations involved and therefore no consultation necessary.

**Section 100D Local Government Act, 1972 – Access to Information  
List of Background Papers used in the preparation of this report:**

**THESE ARE DETAILED BELOW**

<b>Title of Document</b>	<b>File Ref No.</b>	<b>Locations that the papers are available for public inspection</b>
Application Form and File Contents.	Santa Clara, St Clears.	Licensing Section, 3 Spilman Street, Carmarthen
Licensing Policy		Licensing Section, 3 Spilman Street, Carmarthen
National Guidance		Licensing Section, 3 Spilman Street, Carmarthen



**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 Chief Inspector Chris Neve of the Carmarthenshire Division.....

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Santa Clara Public House, Bridge Street, St Clears	
Carmarthen	SA33 4EE

<b>Name of premises licence holder or club holding club premises certificate (if known)</b>  Anwen Mai Reynolds and Alan David Reynolds, Santa View, Bridge Street, St Clears. Carmarthenshire, SA33 4EE
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<b>Number of premises licence or club premises certificate (if known)</b>  00NU-PRM-00326
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**Part 2 - Applicant details**

I am

**Please tick yes**

1) an interested party (please complete (A) or (B) below)

a) a person living in the vicinity of the premises

b) a body representing persons living in the vicinity of the premises

- c) a person involved in business in the vicinity of the premises
- d) a body representing persons involved in business in the vicinity of the premises
- 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**

Mr  Mrs  Miss  Ms  Other title (for example, Rev)

**Surname**

**First names**

**I am 18 years old or over**

**Please tick yes**

**Current postal address if different from premises address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address
Telephone number (if any)
E-mail address (optional)

### (C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address  
Dyfed Powys Police  
Carmarthenshire Division  
Police Station  
Ammanford  
Carmarthenshire  
SA18 2LS

Telephone number (if any)  
101 extension 27464 (Licensing)

E-mail address (optional)  
David.Bizby@dyfed-powys.pnn.police.uk

#### 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 1)

#### **Background**

Due to the Coronavirus outbreak, Pubs, Restaurants and many other establishments were ordered to close from Friday night (20th March 2020) by the UK Government. The regulations enforcing the closures came into effect at 2 PM on Saturday 21st March across both England and Wales. (The Health Protection (Coronavirus, Business Closure) (England) Regulations 2020)

The effect of the regulations is to prevent a wide range of businesses from opening during the relevant period and Responsible Authorities were urged to use a collaborative and pragmatic approach to minimise damage to both businesses and the licensing objectives.

At 3:33 PM on Sunday 29<sup>th</sup> March 2020, Dyfed-Powys Police received an anonymous call regarding the Santa Clara Inn, 5 Bridge Street, St Clears, Carmarthenshire. The call states that text messages had been sent out from the Santa Clara to regular clients informing them to come in through the back door today (29/03/2020) between 3:00 PM and 7:00 PM and that many regulars had received the message. The caller stated that they were reporting the incident due to the fact that the Public House was open against the law.

At approximately 4:00 PM on the same day, PC Abel and PC Thorpe who were in full Police Uniform attended The Santa Clara Public House, St Clears for the purpose of carrying out a licensing check in relation to the Covid 19 restrictions that had been put in place.

The Officers approached the front of the premises and found the front door closed and secure. All the curtains at the front of the premises were closed preventing any view inside and the Officer could not hear any noise from within. From the front of the premises it appeared to be closed.

The Officers then made their way to the rear of the premises where there were stairs which led up to a rear door of the premises. The Officers made their way up the stairs to the door which had a large opaque glass panel in it. The Officer could hear voices from within and see movement through the glass and a light on inside. The Officer knocked on the door and a male person now known to be Mr Richard Pearce, the Designated Premises Supervisor answered. The Officers explained the reason for their attendance and asked if they could enter and were allowed in. The Officers asked Mr Pearce if there were any other persons in the premises to which he stated that there were. Mr Pearce went on to say that he had been painting with friends and allowed them to stay on for a few drinks to say thanks and immediately stated that no money had exchanged hands.

Police Constable Abel walked into the bar area and saw two males sat at a table with half consumed pints of lager in front of them. Two further males were seen standing by the bar also with partially consumed pints in front of them.

The Officer explained that they were in breach of the restrictions which had been placed upon Public Houses and were liable to be prosecuted for this offence as too was Richard Pearce. They were instructed to finish off their drinks and leave. The Officers then instructed Richard PEARCE not to allow any further persons into the premises in future. The Officers made it clear to all persons present that if they did not leave or that they returned in the future then they would be prosecuted which included Richard PEARCE. As the two Officers were leaving, Richard PEARCE apologised and reiterated that the persons would be leaving and it would not happen again.

At 4:42 PM on the same day, Police Sergeant Jason James and Police Constable Chris Day attended at the Santa Clara Public House, St Clears, both Officers were in full Police Uniform. Their attendance was due to the previous information received that the premises was "open for business".

PS James was aware that Officers had attended a short time earlier and found persons within the property, these persons along with the landlord had been given words of advice in line with the current Covid-19 powers issued to the Police.

At approximately 4:40 PM on the same day, the Officers entered the property via the back door, this door was insecure and male voices laughing and joking could be heard coming from the inside. PS James activated his Body worn video and walked into the main bar. From there, the Officers noticed 8 males sitting at tables and at the bar. The Officer asked who the Licensee was and Richard PEARCE made himself known and said, "It's my fault".

PS James could see that all persons within the bar area had pint glasses in front of them and few were drinking from the glasses. The Officer explained to all persons present that they shouldn't have been at the location and that their actions were irresponsible. The Officer then instructed all to leave the property immediately and that should they be found drinking at the location again they would be issued with a Fixed Penalty Notice for breaching the current Covid-19 pandemic legislation. All apart from Richard PEARCE left the location.

PS James then informed Richard PEARCE that his behaviour was irresponsible and

that the facts of this would be reported to the licensing officer.

PC Chris Day then read the offences that Richard PEARCE had committed and he was subsequently issued with a Fixed Penalty Notice by PC Chris Day who used his mobile tablet.

Throughout the time the Officers were present at the premises, it was clear that Richard PEARCE did not realise the impact this could have had on the local community and his blatant disregard to public safety.

The concerns for the Police are that despite visits by Officers from the Carmarthenshire County Council Licensing Department on the 23<sup>rd</sup> of March 2020 and subsequently by officers of the Dyfed-Powys Police whereby the Designated Premises Supervisor was warned regarding his behaviour, Richard PEARCE continued to blatantly disregard the Emergency Legislation introduced during the Coronavirus outbreak, to the detriment of Public Safety.

**Please provide as much information as possible to support the application**  
(please read guidance note 2)

Due to the concerns raised as a result of the visits made by the Local Authority and by the Police on the 29<sup>th</sup> March 2020, Dyfed-Powys Police now seek the following:

1. The suspension of the Premises Licence at the Santa Clara for a period of three months.
2. To remove Richard PEARCE as the Designated Premises Supervisor at the premises.

The Police also request that the following licence conditions be imposed on the Premises Licence to require improved management standards and control of the premises by the premises licence holders:

1. The whole of the licensed area including entry and exit areas must be covered by CCTV cameras, and there must not be any hidden or obscured areas. This will deal with issues which may have arisen outside the premises when customers have been arriving or leaving.
2. The System must be installed by a company certified by SSAIB or NSI Gold standard.
3. Main entrance exit to have a camera meeting a minimum of 100%R image quality.
4. All footage must be of good quality and of a minimum performance capability sufficient to identify individuals.
5. It must be in colour.
6. It must record at a minimum of 12 images per second.
7. All images will be time and date stamped.
8. All footage during the hours of Licensable activities to be retained for a period of 30 days.
9. The CCTV system must operate continuously, and if a defect arises the police must be informed and immediate arrangements must be made to rectify the fault
10. All footage must on demand be made available to a Police Officer, Police Community Support Officer and Local Authority Officer for viewing and a copy of that footage made immediately available to the above officers.
11. At all times during the period of operation of the premises there must be a competent person on the premises capable of reply and be able to undertake the export of recordings quickly onto a removable storage medium. Memory Stick, CD, or DVD format is acceptable to the police. The master copy will be available to the police on demand.
12. The system must incorporate a means of transferring images from the hard-drive to a format that can be played back on any Microsoft Windows or MAC compatible computer. The application software required to launch and view recorded images must either be included as part of the standard operating system installed or be installed to the recorded media when the data is copied to that media.

13 The system must be registered with the Information Commissioner (Tel 0303 123 1113 or email registration@ico.org.uk )

Please refer to the Dyfed Powys Police CCTV requirement document for full specification. This can be accessed by contacting Pc. Rob Chapman at the Neighbourhood Development Office at Ammanford Police Station telephone number 01269 590580 as to discuss the above CCTV conditions prior to any agreement being reached. This is to ensure that any system installed complies with the requirements of the proposed licence conditions.

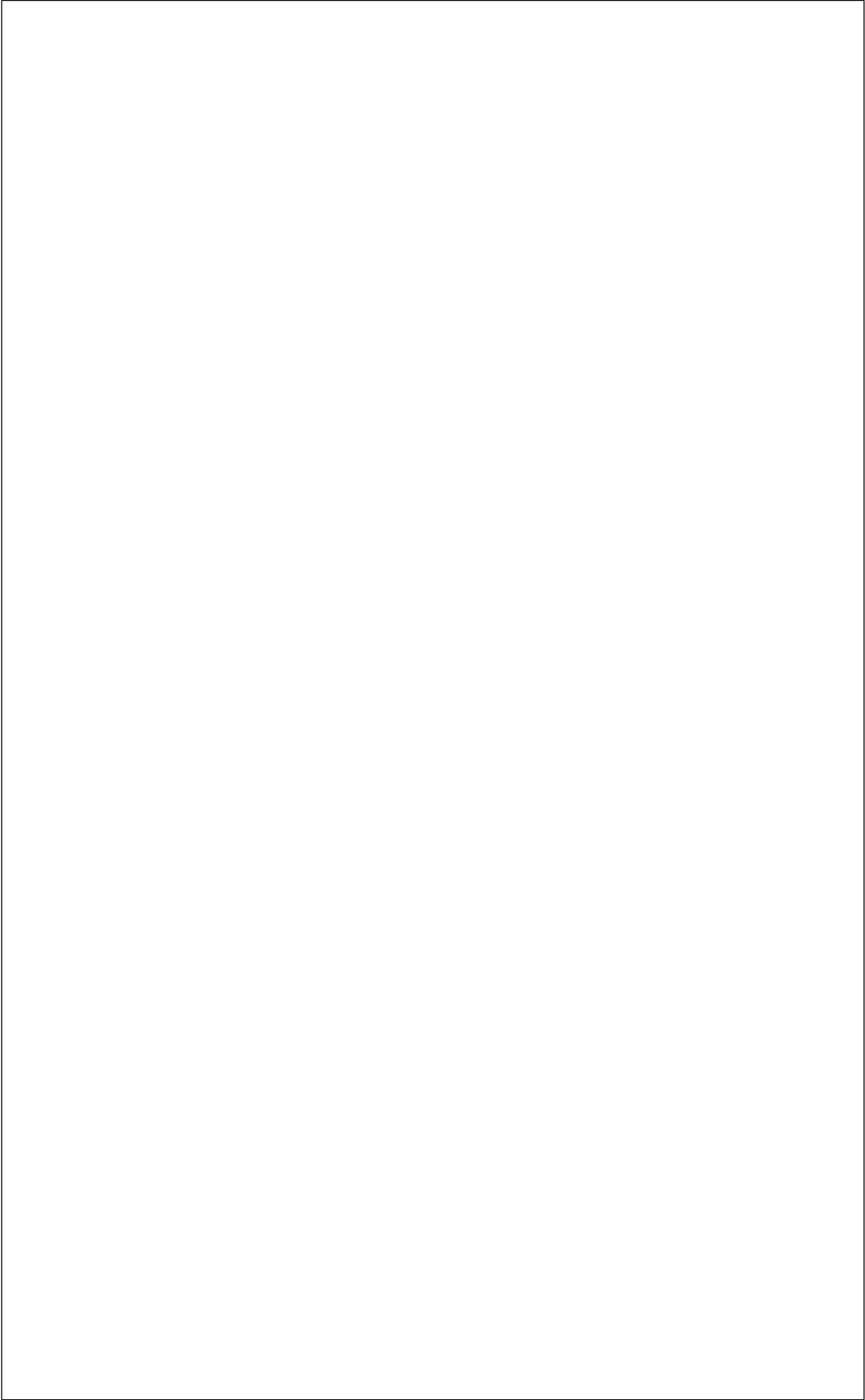
14. The challenge 25 scheme to be adopted at the premises with notices and posters to be clearly displayed in the premises, near the entrances and bar areas. This is to emphasise to customers that they will be challenged if they look 25 and under.

15. No person under the age of 18 shall be employed on the premises whether paid or unpaid for the purpose of serving alcohol.

17. The consumption of alcohol by customers at the premises must cease at or before the end of opening hours as specified in the premises licence. Staff are required to collect all alcoholic drinks prior to the end of the opening hours as set out in the licence.

18. The Designated Premises Supervisor must hold a Level 2 Personal Licence Holders Qualification Certificate, and a copy of the certificate must be provided to the Licensing Authority.

The Police believe that given the evidence of poor management standards and the lack of proper control demonstrated by the Designated Premises Supervisor - Mr Richard Pearce, coupled with the absence of day to day supervision of the premises by the licence holders, the suggested licence conditions are necessary and proportionate to promote the Licensing Objectives.





**Please tick yes**

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

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

**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, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature C Neve

.....

Date 22/06/2020

.....

Capacity Chief Inspector

.....

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 5) as above

**Post town**

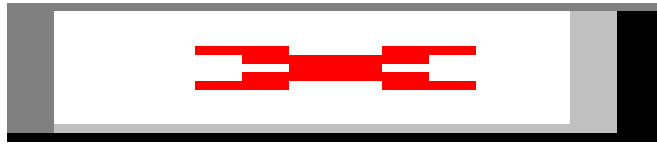
**Post Code**

**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. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.



Eich cyf / Your ref: Gofynner am / Please ask for: Emyr Jones  
Fy nghyf / My ref: Llinell Uniongyrchol / Direct Line: (01267) 228717  
Dyddiad / Date: 20<sup>th</sup> July 2020 E-bost / E-mail: publicprotection@carmarthenshire.gov.uk

Head of Homes and Safer Communities  
Carmarthenshire County Council  
3 Spilman Street,  
Carmarthen  
SA31 1LE

Dear Sir,

**RE: Application to Review a Premises Licence  
SANTA CLARA, Bridge Street, St. Clears, Carmarthen, Carmarthenshire,  
SA33 4EE  
Application Date 22/06/2020**

Further to the receipt of the above application, the Licensing Authority make the following representations:

a) Previous Enforcement Action / Prosecutions

There have been no previous prosecutions or enforcement action taken by the licensing authority in relation to these premises.

b) Complaints.

There have been no complaints received by the licensing authority in relation to these premises.

c) Responsible Authority Referrals.

The licensing authority has not received any referrals from the other responsible authorities in relation to the above premises.

d) Relevant Sections of the Statutory Guidance.

The Licensing Authority believes that the following sections of the Statutory Guidance are relevant to this licence application: - Section 1 Introduction, Section 2 relating to The Licensing Objectives, Section 5 relating to Premises



licences, Section 8 relating to Applications for Premises Licences and Section 10 relating to Licence Conditions, Section 11 relating to Reviews.

e) Relevant Sections of the Local Licensing Policy.

The Licensing Authority believes that the following sections of Carmarthenshire's Licensing Policy are relevant to this licence application:- Section 3 Fundamental principles, Section 4 Conditions of Licence, Sections 5 – 9 relating to The Licensing Objectives and Section 18 relating to Licence Reviews.

f) Review Application.

Having considered the background set out in the Police review application the Licensing Authority make the following representations.

Following the introduction of the Coronavirus regulations requiring business premises including licensed premises to close to the public from Friday the 20<sup>th</sup> of March 2020, the department received an allegation that the above premises was still open to the public. On Monday the 23/03/20, Mr Andrew Rees a licensing Officer with the department along with a Trading Standards Officer called at the premises and spoke to Mr Richard Pearce the designated premises supervisor regarding an allegation that the premises had been open to customers over the proceeding weekend. Mr Pearce denied the allegation and stated that the premises were closed in accordance with the regulations.

Following receipt of a report from the Police that the premises were open on the Sunday the 29<sup>th</sup> of March, Mr Andrew Rees along with a trading standards officer again visited the premises and spoke to Mr Pearce on Monday the 30<sup>th</sup> of March when he assured officers that the premises were closed and that he was painting the ground floor.

On the Wednesday the 1<sup>st</sup> of April I visited the premises along with a trading standards officer to serve a closure notice following the Police visit. I handed Mr Pearce the Closure Notice and advised him that it had been prepared as a result of the Police visits and that he must ensure that the premises remained closed and not to allow persons to gather there as it would be a further offence once the notice was served. We then delivered a closure notice to the premises licence holders, Mr and Mrs Reynolds and advised Mr Reynolds to ensure that the premises was kept closed in accordance with the regulations.

From the information provided it is clear that Mr Pearce is responsible for the day to day running and management of the premises and that the premises licence holders have very limited involvement.

Given the seriousness of the situation, along with the fact that the designated premises supervisor had been spoken to regarding the need to ensure that the premises was closed, the licensing authority believe that it would be appropriate and proportionate to attach the additional licence conditions numbered 1 -18 requested by the Police to the premises licence.

In relation to Police condition 18 which reads as follows :-

18. The Designated Premises Supervisor must hold a Level 2 Personal Licence Holders Qualification Certificate, and a copy of the certificate must be provided to the Licensing Authority.

Mr Pearce, the current designated premises supervisor, has not completed such a course to obtain his converted personal licence and would need to do so in order to comply with the condition if it were attached to the premises licence.

The licensing sub-committee, after considering all the representations, will have to determine whether it would be appropriate and proportionate to take any further steps requested in the application.

These representations have been prepared on the 20<sup>th</sup> of July 2020 with the benefit of viewing the original application and subsequent representations.

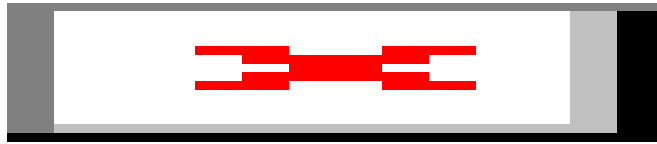
I would be grateful if the premises licence holders could contact me to discuss the above representations at the earliest opportunity and certainly prior to the application being referred to a Licensing Sub Committee hearing for determination.

If you require any further information or assistance, please do not hesitate to contact me.

Yours faithfully,

**Mr E O R Jones**  
**Licensing Lead**

Mae'r dudalen hon yn wag yn fwriadol



Eich cyf / Your ref: Gofynner am / Please ask for: Emyr Jones  
Fy nghyf / My ref: Llinell Uniongyrchol / Direct Line: (01267) 228717  
Dyddiad / Date: 7<sup>th</sup> August 2020 E-bost / E-mail: publicprotection@carmarthenshire.gov.uk

Head of Homes and Safer Communities  
Carmarthenshire County Council  
3 Spilman Street,  
Carmarthen  
SA31 1LE

Dear Sir,

**RE: Application to Review a Premises Licence  
SANTA CLARA, Bridge Street, St. Clears, Carmarthen, Carmarthenshire,  
SA33 4EE  
Application Date 22/06/2020**

Further to my original letter of representation dated the 20<sup>th</sup> of July 2020, I attach for your information an email from Mr Richard Pearce, the designated Premises supervisor for the above premises, which I believe is relevant to the application.

I intend making reference to the document as part of my representations to the Licensing subcommittee.

If you require any further information or assistance, please do not hesitate to contact me.

Yours faithfully,

**Mr E O R Jones  
Licensing Lead**



Mae'r dudalen hon yn wag yn fwriadol



From: Richard Pearce

Sent: 08 June 2020 17:28

To: david.bizby@dyfed-powys.pnn.police.uk

Cc: Andrew Rees <RARees@carmarthenshire.gov.uk>

Subject: santa clara st. clears

After scrutinising the draft copy of the letter sent to Mr and Mrs Reynolds and now having received the penalty notice, i feel i need to drop this email to yourself and Mr Rees.

Firstly Mr and Mrs Reynolds had no knowledge of my intention or the actual opening of the public house to the gentlemen who had been working with me. The next day i contacted Mr Reynolds to inform him of the outcome of my stupidity. I have spoken at length to Mr Reynolds and offered to terminate my tenancy which he refused as we have built up a good working and personal relationship and for four years of being open we have not had any issues with police or licensing, He also added that before i took the pub over it was closed for a few years and if i left would it ever reopen, so we agreed to face any pending sanctions issued by the relevant parties.

I have been a personal licence holder for over twenty five years and a dps for over fifteen so i do understand the requirements expected. You are probably aware as was most of the country that Wales online and various newspapers reported on the incident which created over 350 social media comments, but only one of them is from this area. Following this I resigned from the town council as I did not want to bring scrutiny on them because of my stupidity. The past few months has highlighted how serious my actions could have been and all this negative publicity has been my own doing by being a licensee, councillor and member of various local charities and action groups. The second point and real reason for the email is to put on record my sincere apology for the incident and the blatant disregard of the

rules I broke because of my naive behaviour.

I would like to ask that the past four years be taken into consideration when deciding the next course of action against myself and the public house.

To finish I would like to comment regarding the chief inspector's recommendation that the public house be closed for a further three months after lockdown is lifted, this would be financially detrimental to myself as I could not withstand the further loss of income and I know the owners feel the same. The social issue is not down to me to comment on but this part of the town needs this establishment especially after this unprecedented time. As for the dps recommendation i can only leave that to yourselves.

From: Natalie <natalie.verran

Sent: 07 July 2020 18:46

To: Public Protection <PublicProtection@carmarthenshire.gov.uk>

Subject: Santa Clara Public House

To Whom it may concern,

We are aware of the review of the license for the Santa Clara Pub in St Clears after what appears to be a massive error of judgement by the landlord in the early days of lockdown. Although we don't in any way condone what apparently happened, we feel that taking away the central hub of the Lower St Clears community would be detrimental to many many lives.

We have lived in Lower St Clears for the last 8 years, and the Santa has become the perfect hub for the residents here. A place where the young and old alike have the opportunity to meet and interact and the only source of companionship for many single and more vulnerable members of this community. We have no other shops or meeting places at this end of St Clears, and many people rely on this as a much needed lifeline. Lower St Clears has a much quieter and more sedate pace of life than Upper St Clears and we enjoy the sense of community that we have here and we fear that this could be lost forever if the Santa Clara were to be taken away.

Richard Pearce has always been a pillar of the community, involved and indeed instigating many fundraising and community based activities and we are obviously surprised by his error of judgment in this instance, but don't believe that this should epitomise or define his standing in this very tight knit community. We hope that you

will show leniency and understand how much that all of us in Lower St  
Clears either rely on or appreciate what the Santa Clara and indeed  
Richard Pearce bring to our collective lives.

We hope that as upstanding members of this hard working community you  
take into consideration our views in this matter.

Kind regards

Yours faithfully

Mr and Mrs Robert Thomas

3 Croft Cottages

Heol Goi

St Clears

Carmarthenshire

SA33 4ER

**From:** fran James

**Sent:** 18 July 2020 10:57

**To:** Public Protection <[PublicProtection@carmarthenshire.gov.uk](mailto:PublicProtection@carmarthenshire.gov.uk)>

**Subject:** Licensing review of the Santa Clara, Bridge Street, St Clears SA33 4EE.

To Whom it may concern,

In relation to the Licensing review of the Santa Clara Public House, Bridge Street, St Clears SA33 4EE.

We do not condone the recent behaviour of the DPS with regard to contravening the legal requirement to close during the COVID lockdown.

We would however hope you consider the implication to the wide community of Lower St. Clears of not renewing the current DPS. As residents of lower St. Clears for the last 9 years we have experienced a lengthy period of the closure of the pub and were thankful when the pub reopened. It would seem unlikely that someone else would take it on at this time if closure was forced.

It is not just a business, the venue offers a meeting place and a function venue not just for family gatherings but for fundraising events for the local community, It is somewhere people go to find company which is especially important given recent circumstances, there are single and vulnerable members of the community to which the local pub is lifeline. It is also the only venue in Lower St Clears that accommodates this.

The Landlord has been instrumental in supporting and often instigating community fundraisers, the welcome offered by him to all is what makes it so integral to the close knit community of Low St. Clears.

We hope that you will consider our views in this matter  
Kind regards

Yours Faithfully

Mr and Mrs James  
Holborn House  
Bridge St  
St Clears  
Carmarthenshire  
SA33 4EN

Mae'r dudalen hon yn wag yn fwriadol

From: joe Williams

Sent: 05 July 2020 21:14

To: Public Protection <PublicProtection@carmarthenshire.gov.uk>

Subject: Santa Clara Public house license review

To Whom it may concern,

I have become aware that you intend to review the license for the Santa Clara Public House, St Clears with the intention of removing the Designated Premises Supervisor.

Me and my family live opposite the public house and occasionally use the premises.

I wish to make it known that we have been living opposite the address for a number of years and have never had any problems with the landlord or any patrons that frequent the pub. I have never witnessed any anti social behaviour either inside or outside the property and can state that the pub is very well run and the landlord keeps a tight ship. The premises is used as a meeting place for age groups ranging from 18 years of age to persons in their eighties. The landlord assists in organising and running many events for local charities and is also a very keen donor himself for funds or prizes. This is the only available meeting point in the whole of lower St Clears so would be a real loss to residents in this part of St Clears as this is a great meeting place for our more vulnerable members of society as well as the single persons who have suffered mental health issues during the current situation and would like to get some part of normal life back. Keeping the pub open would assist hugely as part of that return to that normality. Prior to the current DPS being at the location the pub was empty for a number of years as you will be aware. I fear that if he is removed then the pub will yet again become empty resulting in that meeting place for those that really

need somewhere being lost. I would think that it would remain closed for a lengthy period of time if it were to open again at all. I am aware that the landlord made a mistake during the early days of lockdown and although i don't condone this i really do think that removing him as the DPS would have a very negative effect on the community and its only meeting place at this time. I ask for some common sense and leniency in the decision as it would be a great shame for this public house to not reopen and be another pub that will never reopen in the future as this will be the likely outcome if he is removed.

Yours Sincerely

Mrs DM Williams and family

Rivendell

High Street,

St Clears

SA33 4ED