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AGENDA

Pwyllgor IS-BWYLLGOR TRWYDDEDU

Dyddiad ac amser y cyfarfod DYDD GWENER, 25 TACHWEDD 2016, 10.00 AM

Lleoliad YSTAFELL E, NEUADD Y DDINAS - NEUADD Y DDINAS

Aelodaeth Cynghorydd Parry (Cadeirydd)
Y Cynghorwyr Goddard a/ac Lloyd

1 **Datgan Buddiannau**

I'w gwneud ar ddechrau'r eitem agenda dan sylw, yn unol â Chod Ymddygiad yr Aelodau.

2 **Cais am Adolygu Trwydded Safle - Greek Cypriot Association of Wales Community Hall (Tudalennau 1 - 12)**

Davina Fiore

Cyfarwyddwr Llywodraethu a Gwasanaethau Cyfreithiol

Dyddiad: Dydd Llun, 21 Tachwedd 2016

Cyswllt: Graham Porter, 029 2087 3401, g.porter@cardiff.gov.uk

This document is available in English / Mae'r ddogfen hon ar gael yn Saesneg

Mae'r dudalen hon yn wag yn fwriadol

CARDIFF COUNCIL
CYNGOR CAERDYDD

Agenda Item CO. 1159

LICENSING SUB-COMMITTEE: 25 November 2016

Report of the Head of Regulatory Services

Application for Club Premises Certificate - Review

Application No: CCCP/01454

Name of Premises: Greek Cypriot Association of Wales Community Hall

Ward: Butetown

1. Application

1.1 An application for a Club Premises Certificate - Review, has been received in respect of the Premises Licence held by the Greek Cypriot Association of Wales Community Hall, Greek Church Street, Butetown, Cardiff, CF10 5HA.

1.2 The Licence Holder is permitted by the licence to provide the following:

(1) In respect of the following licensable activities:

1. The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club for consumption on the premises.

2. The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place.

3. The provision of regulated entertainment in the form of plays, films, live music, recorded music, performances of dance and anything of a similar description.

4. The provision of entertainment facilities for making music and dancing.

(2) Unless otherwise indicated the premises may be open to the public during the following hours and for any hours consequential to the non standard timings:

Club to open for 24 hours if needed but with licensable activity only provided within the permitted times.

(3) The premises are permitted to provide licensable activities during the following hours:

1. The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club for consumption on the premises

OR

The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place:

Sunday to Thursday: 12:00 to 23:30

Friday & Saturday: 12:00 to 00:00

Christmas Eve, Boxing Day & New Year's Day: 12:00 to 01:00

New Year's Eve: 12:00 to 02:00

Bank Holiday weekends (Saturday, Sunday & Monday): 12:00 to 01:00

Additional 6 unspecified days per year: 12:00 to 01:00

2. The provision of Regulated Entertainment in the form of the performance of plays, films, live music, recorded music, performances of dance and anything of a similar description and the provision of Entertainment Facilities for making music and dancing (all indoors only):

Sunday to Thursday: 09:00 to 23:30

Friday & Saturday: 09:00 to 00:00

2. Details of the Application for Review.

2.1 An application for Review has been received. A copy of the application is enclosed with the report. Brief details are:

The application relates to the following licensing objectives:

1. The prevention of crime and disorder
2. The prevention of public nuisance
3. Public safety
4. The protection of children from harm

It is alleged there is excessive noise, breach of permitted hours, crowds drinking alcohol in the street, disturbance to neighbours, drug use, litter, unsupervised events and verbal threats made.

3. Relevant Representations

The application for review has been advertised on the premises as required by the legislation. Any representations received will be enclosed with the report.

4. Legal Considerations.

4.1 Any decision must be taken following consideration of the representations 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

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

- a) To take no action.
- b) To modify the conditions of the licence, by altering, omitting or adding to them, where relevant.
- c) To exclude a licensable activity from the scope of the licence.
- d) Remove the Designated Premises Supervisor.
- e) Suspend the Premises Licence for a period not exceeding three months.
- f) Revoke the Premises Licence.

4.3 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. Recommendation.

It is recommended that the application for Review be considered and determined on its merits.

Dave Holland
Regulatory Services

04 November 2016



Reference number:

The City of Cardiff Council
Licensing Section, Room 203, City Hall,
Cardiff, CF10 3ND

**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.

1

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club
premises certificate under section 87 of the Licensing Act 2003 for the premises described in
Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description GREEK CYPRIOT CENTRE / COMMUNITY HALL GREEK CHURCH ST BUTETOWN	
Post town CARDIFF	Post code (if known)

Name of premises licence holder or club holding club premises certificate (if known) MICHAEL MICHAEL

Number of premises licence or club premises certificate (if known)
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Part 2 - Applicant details

I am

Please tick ✓ yes

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

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

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

Please tick one or more boxes ✓

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>

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

Despite raising numerous concerns with the Management of the Centre, with Cardiff Council Noise Pollution and Licensing, as well as the Police, the Centre continues to disregard the licensing agreement.

Events are rarely supervised, there is excessive noise, parties often extend beyond 12pm (into the early hours, sometimes as late as 4-30am), there is drinking of alcohol in the street, often large crowds in the street, disturbance to neighbours. There is often a mixed age

group from young children to adults and I fear for the safety of some of these children.

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

In addition to concerns raised above - there have been occasions of reported drug use on the premises (the most recent being at a 16th Birthday Party).

The parties regularly spill out into the street which means there are large crowds in the street - sometimes drinking alcohol, attracting other (non invitees) to the area. They also leave the street in a mess (for example, I collected a rubbish bag full from North Church Street last Sunday) along with broken beer bottles.

The Management Committee never answer or return my phone calls.

It is extremely rare for the hired events to be supervised (as per the license agreement) and parties regularly extend into the early hours (again - breaching the license agreement).

I have been verbally threatened on occasions by party goers; some have engaged in sexual activity on our church and vicarage premises.

The Management Committee appear to show no regard for the license agreement despite repeated attempts to ask them to review what they do, and they have created a problem for which they have no care.

There is never any appointed person from the Committee providing supervision & security.

Please tick ✓ yes

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

If yes please state the date of that application

Day	Month	Year

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

I have had various conversations and e-mail exchanges with the Licensing Committee/enforcement in regards to the problems experienced. Unfortunately, nothing has changed - and we continue to experience distress, disturbance and the threat to public safety.

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 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

4-10-2016

.....

Capacity

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

AS ABOVE

Post town

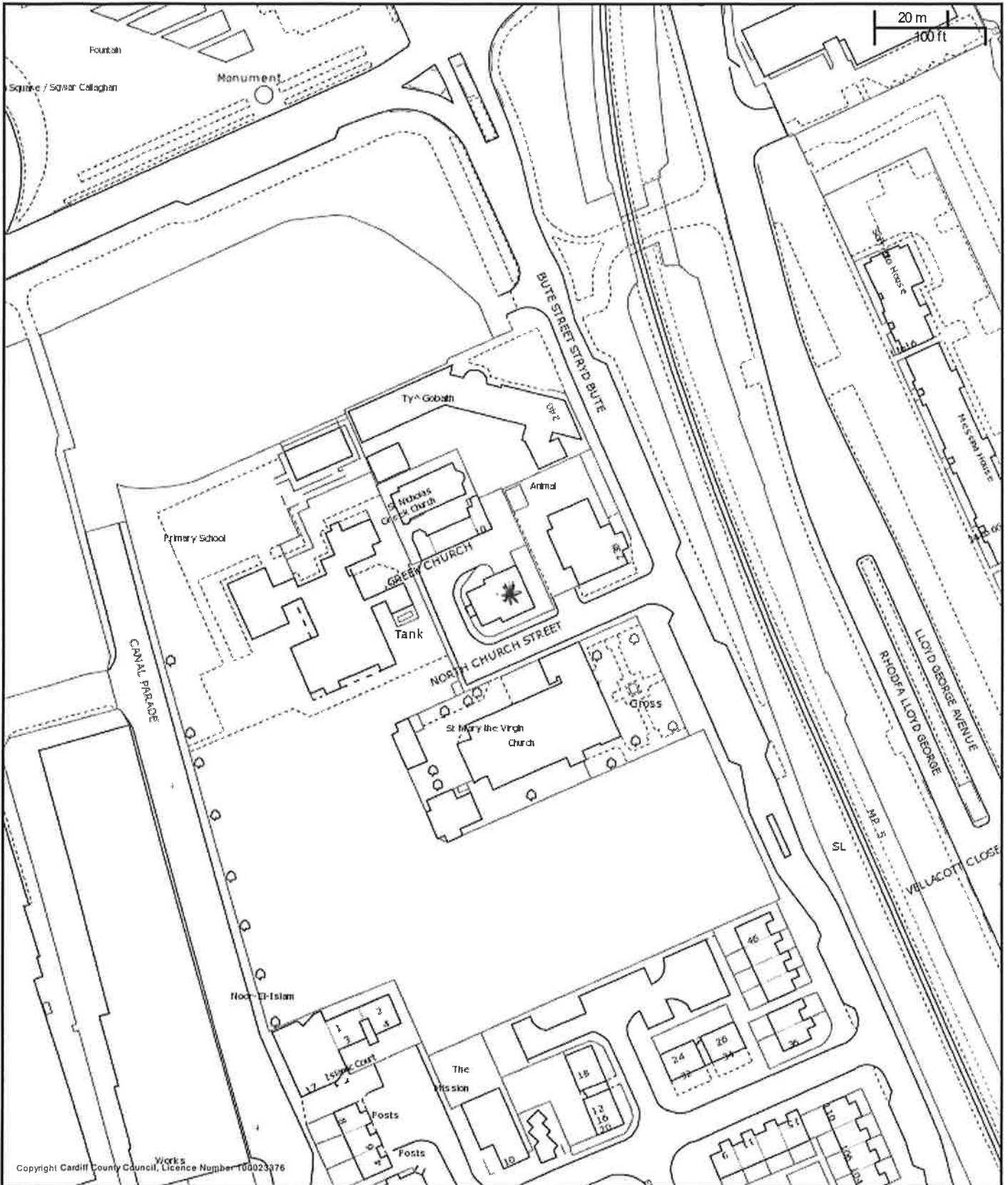
Post Code

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. 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.



CHIEF EXECUTIVE
 Paul Orders
 County Hall
 Atlantic Wharf
 Cardiff CF10 4UW
 Tel: 029 20872000

City of Cardiff Council
Cyngor Dinas Caerdydd



CARDIFF
 CAERDYDD



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