



County Hall
Cardiff
CF10 4UW
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Neuadd y Sir
Caerdydd
CF10 4UW
Ffôn: (029) 2087 2000

AGENDA

Pwyllgor IS-BWYLLGOR TRWYDDEDU

Dyddiad ac amser y cyfarfod DYDD GWENER, 13 IONAWR 2017, 10.00 AM

Lleoliad YSTAFELL E, NEUADD Y DDINAS - NEUADD Y DDINAS

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

1 **Datgan Buddiannau**

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

2 **Adolygu Trwydded Safle - Llandaff Institute** (*Tudalennau 1 - 22*)

3 **Cais am Drwydded Peiriant Hapchwarae** (*Tudalennau 23 - 24*)

Davina Fiore

Cyfarwyddwr Llywodraethu a Gwasanaethau Cyfreithiol

Dyddiad: Dydd Llun, 9 Ionawr 2017

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. 1162

LICENSING SUB-COMMITTEE: 13 January 2017

Report of the Head of Regulatory Services

Application for Club Premises Certificate - Review

Application No: CCPC/00809

Name of Premises: Llandaff Institute

Ward: Llandaff

1. Application

1.1 An application for a Club Premises Certificate - Review, has been received in respect of the Club Premises Certificate held by Llandaff Institute, 10 High Street, Llandaff, Cardiff, CF5 2DZ.

1.2 The Club Premises Certificate permits the following:

1. Subject to the following paragraphs, the permitted hours for the retail supply of alcohol for consumption on or off the premises to members and guests of members are extended as follows:

Monday to Saturday: 10.00 to 00.00

Sunday: 12.00 to 22.30

On New Year's Eve, from the end of the permitted hours on New Year's Eve to the start of the permitted hours on the following day (or, if there are no permitted hours on the following day, until midnight on 31 December).

Except that:

- (a) The permitted hours shall end at midnight on any day on which music and dancing is not provided after midnight; and
- (b) On any day that music and dancing end between midnight and 02.00, the permitted hours shall end when the music and dancing ends.

A period of 30 minutes is allowed at the end of each period of permitted hours for the consumption of alcohol on the premises.

2. The provision of regulated entertainment in the form of live music, recorded music, performances of dance and anything of a similar description to music or dance and the provision of entertainment facilities for making music and dancing:

Monday to Saturday: 09.00 to 00.00

Sunday: 09.00 to 23.00

3. The provision of late night refreshment is permitted up to 30 minutes after the permitted terminal hour for the sale of alcohol.

2. **Details of the Application for Review.**

2.1 An application for Review has been received. Details of the grounds for review are attached.

The application relates to the following licensing objectives:

The prevention of public nuisance

3. **Relevant Representations**

The application for review has been advertised on the premises as required by the legislation. Representations received are 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**

23 December 2016

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

TO STOP THE NOISE NUISANCE
CREATED BY THE INSTITUTE AFTER
ALL REASONABLE ATTEMPTS TO
PERSUADE THEM TO DO SO
VOLUNTARILY HAVE ABJECTLY
FAILED

PLEASE SEE
NEXT BOX

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

The Institute has a long standing history of creating a noise nuisance through the use of a wooden hall that is attached to the main club premises, as a music venue. This includes weekly amplified and live music events.

Despite complaints and the intervention of the noise nuisance officer at Cardiff Council, Mr Rhys Morgan, the Institute, through its committee secretary Alan Groves and steward Marion Tylkes has been unable (Ms Tylkes) or unwilling (Mr Groves) to reduce the level of noise.

The licence holder whose name appears on the Council's register, Mr Stephen Lomax, has not engaged with the complaint (to me).

The hall that is used as a music venue / discotheque open to the public with no restriction, is not adapted or equipped for such use.

The hall has no sound proofing, no noise limiter and the events held have no management or control (the Institute operating as a 'club' is not obliged to have a premises supervisor).

The noise made in the hall can be heard inside neighbouring residential properties causing a disturbance and noise nuisance. The high level of noise has been witnessed by the Council's independent noise officer, Mr Rhys Morgan, from within two of the afflicted homes.

A condition attached to the certificate stating that "the committee will ensure that sufficient measures are taken to prevent any noise on the premises causing nuisance or a disturbance to persons in the vicinity" has been disregarded, apparently on the understanding that it no longer applies. If the condition is indeed no longer applicable, it remains evidence of the Licensing Committee having identified an issue with noise. Further, the clear spirit of the condition is not being respected by the Institute's management committee making, the application for review regrettable but necessary.

The Institute's management committee declined to engage with me, or to identify the trustees of the Institute, to allow representations to be made directly to them relating to the management of the Institute, the breach of the trust's published objectives, or to scrutinise the rules of the trust deed. This lack of openness means that members of the parish (who are identified on the Institute's website as the named beneficiaries to the trust) are unable to ascertain whether the Institute is being operated as a 'club' under the provisions of the Licencing Act 2003. Again, making the application for review necessary.

Should the Licencing Committee be satisfied, as a preliminary issue, that the Institute is indeed a qualifying club, complying with the requirements of the Licencing Act 2003, with no requirement to obtain a special events licence prior to holding such events, the application for review is to respectfully ask the Licencing Committee to consider applying conditions to the use of the Institute's hall as a music venue or discotheque in order abate the public nuisance currently caused.

The conditions sought:

1. That the Institute's fire exit, that is currently used to access the hall, is kept closed whilst the hall is in use as a music venue or for any event open to the public and that entry/exit to the hall is gained through the club's main entrance only (other than in an emergency).

P TO

CONT

2. That signs are erected in the premises and on the front terrace requesting that users of the premises leave quietly and respect the residential nature of the neighbourhood.
3. That signs are erected in the premises and on the front terrace requesting users of the terrace to keep noise to a minimum in order to respect the residential nature of the location.
4. That prior to further use of the hall as a music venue or discotheque or any activity requiring the use of amplified sound (including the use of a microphone) the club installs sound proofing. The positioning and extent of such sound proofing to be agreed with the noise officer employed by Cardiff Council.
5. That a noise limiter is fixed to the Institute's sound system that is used in the hall and that no other sound system or amplifier is allowed to be used or installed at the venue by the Institute itself or by clients or booked entertainers or at all.
6. That the noise limiter is fixed at a level to be determined by a noise officer employed by Cardiff Council liaising with the occupants of the afflicted neighbouring properties.
7. That the limiter is kept locked, with a key held by the club's licensing solicitors, whose identity is to be disclosed on the Institute's public website
8. That the licence holder ensures that a responsible person, with management authority, is present on the premises at all times when the hall is in use. That person to have responsibility for keeping a written record of all complaints arising as a result of the use of the hall. Such record to be presented for inspection by the licensing or noise officer employed by Cardiff Council on request.
9. That the Institute's licence holder advertises the name of the halls' supervising manager and the relevant telephone number to contact him/her regarding complaints arising from the use of the hall on the Institute's public website.
10. That the licence holder publishes the names of the Institute's trustees or the trust solicitor on the institute's public website or undertakes to identify the same upon request.

Barker, Kirstie

From: Morgan, Rhys
Sent: 21 December 2016 15:53
To: Barker, Kirstie
Subject: FW: Licensing Act 2003: Application for Review of the Club Premises Certificate - Llandaff Institute, 10 High Street, Llandaff, Cardiff
Attachments: 00809 Review Application.pdf

Hi Kirstie,

Please see below representation from Pollution control covering our involvement with the premises in question to date.

Pollution Control have received regular complaints in relation to the live music night hosted at the Llandaff institute on Wednesday nights. Initial investigations did indicate the potential for noise nuisance following out of hours visits. This resulted in further engagement with representatives from the committee and agreed point of contact Alan Grove – Club secretary.

Visits were made out of hours during the month of October which resulted in a formal meeting with the Treasurer Mr Lomax and Secretary Mr Grove on the 26th October. Additional measures were agreed for managing the reduced volumes as well as removing a number of bands from returning to the venue.

Further out of hours visits were made during November and a further meeting was held with the institute on 30th November to discuss the outcome of previous visits. The most recent visit took place on Wednesday 14th December. Improvements have been noted during the visits with a reduction in volume evident during each visit. Visits have also been made to neighbouring property Number 3 with which the resident was in agreement that the volumes since Pollution Controls involvement had reduced to a more reasonable level.

Pollution Controls current standing is that the levels for the 14th December were acceptable however in order to ensure that these levels continue to be the maximum permitted for the live music events at the venue a documented plan detailing their chosen methods of compliance. This has yet to be submitted but following regular communication with the Institute I am aware it is in the process of being completed.

It is also my understanding that all live music currently terminates at 23.00 and the Institute to my knowledge do not wish to go past this hour for live music events, contrary to their conditions for entertainment. It may be seen as a convenient time to streamline the conditions to best match the current operating hours.

Kind regards



Rhys Morgan

Shared Regulatory Services / Gwasanaethau Rheoliadol a Rennir
Bridgend, Cardiff and the Vale of Glamorgan
Pen-y-bont ar Ogwr, Caerdydd ar Bro Morgannwg
Telephone | Ffôn 02920 871271

Language Preference

Mae'r Cyngor yn croesawu gohebiaeth yn Gymraeg a Saesneg a byddwn yn sicrhau ein bod yn cyfathrebu â chi yn yr iaith o'ch dewis, boed yn Saesneg, yn Gymraeg neu'n ddwyieithog cyhyd â'n bod yn ymwybodol o'ch dewis. Cysylltwch â 029 20871651/trwyddedu@caerdydd.gov.uk i nodi dewis iaith. Os na fyddwn yn derbyn eich dewis iaith, byddwn yn parhau i gyfathrebu â chi yn unol â'r weithdrefn bresennol. Ni fydd gohebu yn Gymraeg yn creu unrhyw oedi.

LLANDAFF INSTITUTE

10 High Street, Llandaff, Cardiff, CF5 2DZ

Tel: 029 2056 4706

CARDIFF COUNTY COUNCIL

16 DEC 2016

LICENSING SECTION

Mrs Claire Hartrey.

Licensing Group Leader,

Licensing

Cardiff Council,

City Hall, Cathays Park,

Cardiff

CF10 3ND

15 December 2016

Dear Mrs Hartrey

Representations in respect of Review of Club Premises Certificate- The Llandaff Institute, 10 High Street, Llandaff, Cardiff (Ref CCCP/809).

We write on behalf of the Management Committee of The Llandaff Institute in respect of your letter dated 21 November 2016, concerning the Notification of an application to review our licence, following the written application made by Mrs Caroline Hickinbottom.

The complainant

We understand that the complainant moved into her property in April 2016, and shortly thereafter made a series of complaints, one in respect of a Chinese restaurant ("The Summer Palace"), which is her immediate neighbour, and another subsequently to ourselves.

The Club has been in existence for 150 years this year and the event to which her complaint is directed has run for over ten years, all without a single complaint.

The complaint made to our Committee was solely in respect of the noise emanating from our Wednesday evening "Open Mic" functions which are held weekly between the hours of 21.00 and 23.00 only. This event consists of live music played by a

variety of visiting local bands for the enjoyment of local residents. This event helps develop "local talent" to play music to small audiences. The function room has a capacity of 125 people only. We do not charge entrance fees and local residents are welcome to attend. We have previously met with Mr Hickinbottom to discuss their concerns and have entered into correspondence with Mrs Hickinbottom over the past few months.

The complainant has confirmed to both us and Mr Rhys Morgan (Noise Pollution Officer of Cardiff Council) that they have no concerns about other events held, (namely discos held in the function room). Mr Rhys Morgan has confirmed this point to us as well.

Over the last few months, following the complaint to the Noise Pollution department of Cardiff Council, we have also met several times with the official, Mr Rhys Morgan. Following those meetings we have taken several actions to help alleviate the concerns of Mrs Hickinbottom, namely to reduce the hours of the event, to ensure the band stops playing by 23.00, and also to reduce the volume of noise. We have invested in a noise meter to monitor the sound levels and have agreed with Mr Morgan to ensure that noise volume does not exceed 85 decibels. In addition, we instruct each band to regulate the volume at each event.

We believe that these actions in response to the complaints received have been supported by Mr Morgan and note that, to date, he has not felt it necessary to issue the Club with a noise abatement order.

As the correspondence with Mrs Hickinbottom was getting more vitriolic, we informed the complainant that we would in future deal directly with the Council's Noise Pollution department and abide by their future directions, which we believe we have done to date. We have maintained a constructive dialog with Mr Morgan and continue to do so during this review period.

The Management Committee therefore believe that we have been responsive to the issue and have demonstrated a commitment to reduce sound levels and take positive steps to accommodate the complainant. We are sure that Mr Morgan would confirm this if you were to consult him.

We therefore, strongly disagree with the complainant's submission in her application, that "all reasonable attempts to persuade them to do so voluntarily have abjectly failed". Rather than await the outcome of Mr Morgan's discussions with us, she has filed the application with the Council. We note also, that she has no support from the surrounding neighbourhood. There are closer neighbours who have not notified or filed any complaints to us.

Background to the Llandaff Institute

The Llandaff Institute is a private members club, which currently has 342 members who live in the Llandaff and surrounding areas. In 2016, we celebrated the 150

Anniversary of the Club and consequently have been a permanent fixture within the Llandaff Community for some considerable time. The Club consists of a Members lounge bar, a snooker room and a function room. The function room is available for hire to both Members and the general public for private functions to celebrate birthdays, wedding anniversaries, christenings, weddings, engagement parties, funeral wakes and other private events. It has a capacity of only 125 people. Entertainment for some of these events is usually provided by a disco, and very occasionally by a live band.

The Club has limited financial resources and the hire income generated by the function room brings in much needed revenue to support the Club's finances.

The Club is managed by a management committee, (consisting of upto 4 Officers and four general members) who are elected bi- annually by the Members and are drawn from the membership. The Club has a full time stewardess who manages the Club on a daily basis and is supported by an assistant and other part-time staff. The stewardess reports to the Officers of the Club's Management Committee.

The building which the Club occupies is owned by a Trust, which has two local Llandaff citizens as Trustees, who administer the ownership of the Building. The original objective of the Trust was to provide amenities for the educational, social and physical well-being of the parishioners of Llandaff.

The Club has the right to use and occupy the building rent free provided it maintains the fabric of the building and insurances, whilst being obligated to operate within permissible uses (in which it fully complies). The Trustees, despite having rights over the building, do not sit on the management committee nor have any responsibility for the day-to day running of the Club.

As part of our wider commitment to the Trustees and to the Trust, the Club does provide a number of wider social events which members of the Llandaff Community are free to attend. As mentioned previously, each Wednesday evening we hold an "Open Mic" live music session whereby local musicians and local residents can come and play and listen in our function room (This event is the issue of the complaint).

We also hold a monthly "Singles" night for over 40s where local adults can meet and socialise.

In addition, we hold a number of charitable and social events for the public to attend free of charge. Indeed, in September 2106, we hosted a Roald Dahl Centenary event in conjunction with The Llandaff Society and in which, nine local schools participated in a related Roald Dahl painting competition. This was hugely supported by the local community.

We therefore, provide a significant community benefit to the local Community in Llandaff and wider area than just to our Members, in line with the Trust's original aspirations.

Issues arising from the complainant's application

The Llandaff Institute is situated in the High Street in Llandaff village and whilst there are some residential households, we note that the High Street is mainly comprised of commercial premises. Indeed, it has two public houses, six restaurants, six cafes and other commercial operations.

The Complainant does not actually reside on The High Street, but lives around the corner some 200 metres away from our main entrance.

We note however, that there is a house next door to us, on the left hand side, a first floor flat above the adjoining Jaspers Coffee house on the other side, as well as houses on the opposite side of the High Street. None of these neighbours has made a complaint about noise to the Club.

The complainant states that : " The Institute has a long standing history of creating a noise nuisance... " but she provides no evidence to support this claim. Hers is the first noise complaint we have received in a number of years, though we have recently been made aware of a complaint made many years (over 9 years ago we believe) which was amicably settled.

As we pointed out, we have made repeated efforts to reduce the noise emanating from the Club and its function room so her personal comments concerning Mr Alan Grove (Secretary) and our Stewardess (Mrs Tylke) are both untrue and misleading.

We have engaged with the complainant directly by both meeting with her husband and by correspondence, but because of the nature and tone of her correspondence recently, we have communicated to her that we will only now deal directly with the Council.

Dealing with the complainant's proposed conditions in turn, we point out the following:

- 1. Fire exit:** The club has two entrances at the front, one for the Members Lounge and a separate entrance for the Function room. It is not the main fire exit, as this is at the rear of the Club. Therefore, the complainant's point is not accurate in this respect.
- 2. Signage:** The complaint has been about level of sound from live bands only. No complaint has been made about noise from Members and visitors leaving our premises. The complainant lives next door to a Chinese restaurant and a café, and there is a public house (Butchers Arms) one door down from us. The footfall at those venues is considerably greater than ours as their clientele over a week is considerably greater.

3. Signage-Residential nature of the location: As stated earlier we are sited on the High Street which is mainly comprised of commercial ventures not householders. When the complainant moved to the area she would, or should have been fully aware of this.

4. Soundproofing of function hall; We have investigated the possibility of sound proofing and discussed this option with the Council's Noise Pollution Officer. Given the size of windows (which are already double glazed) plus the roof construction, we have been advised that this would not make a tangible difference.

5, 6 & 7 Noise limiter installation: Again we have taken independent advice on this and have been advised that this would not be feasible with live bands as there would be possibility of frequent cuts in performance. The complainant refers to adjoining properties in the plural but we note again that she is the sole complainant in this matter. We further understand that the complainant's neighbours had no concerns about noise nuisance when they were visited by the Council's Noise Pollution Officer.

8. Responsible individual: Either the Stewardess or Assistant Steward is always on the premises when a function is held. They have management responsibility and are answerable to the Officers of the Management Committee.

During the "Open Mic" evenings, a member of the management committee who has direct responsibility for organising this event is always present during the evening and has been tasked with monitoring sound levels.

Any complaints made by members of the Club, guests or the public are directed to speak to the Stewardess, who in turn will communicate these to the officers and management committee. Therefore, we comply with this condition already.

9. Communication on website; The licence is held by the Club and its management committee, not by any one named individual. The complainant's application was incorrect in naming the Treasurer as the licence holder. The Council has confirmed its mistake in its records administration and has corrected it and we understand has communicated this to the complainant.

The Club's website contains details of our Steward and has appropriate contact details including address and phone numbers.

10. Publish names of the Trustees: As we have indicated earlier, the Trustees have responsibility in administering the Trust deed under which the property is directly owned. The Trustees are not part of the management committee, nor are they responsible for running or administering the Club. They are there solely to protect the trust's ownership of the building.

Consequently the publication of their names or of their solicitors is a matter for them to separately consider and not the responsibility of the Club's Management Committee.

We trust that the representations set out in this letter provide sufficient detail and clarify the actions undertaken by the Management Committee of the Llandaff Institute.

We have been a long standing part of the fabric of the Llandaff community and provide amenities not just for our membership but to the wider Llandaff and surrounding community. We take our responsibilities to the neighbourhood and local residents as seriously as we do for our members. Indeed, in many respects, many of our members are indeed local residents who have enjoyed all the amenities that the club has provided over many years.

If you require any further information please do not hesitate to contact us.

A handwritten signature in black ink, appearing to read 'S Lomax', with a horizontal line underneath.

Stephen Lomax

On behalf of the Management Committee, The Llandaff Institute

CARDIFF COUNTY COUNCIL

12 DEC 2016

LICENSING SECTION

City of Cardiff Council
Licensing Section
Room 161, City Hall
Cardiff
CF10 3ND

8 December 2016

Dear Sirs

LICENCE REVIEW: LLANDAFF INSTITUTE

I understand that a neighbour of the Institute has asked for a review under the 2003 Act, and am writing to urge that the Licensing Committee reject the complaint and uphold the current license provisions.

The Institute was established no less than 150 years ago and has therefore a long and proud history of service as a social and community hub, well situated in the very heart of Llandaff's High Street. A history of the Institute can be viewed on-line at <http://www.llandaff-institute.co.uk/history-of-llandaff-institute/>

An essential part of the Institute's attraction is to make available space for hire for entertainments, and I believe the application for review relates especially to the Wednesday evening sessions of live music, which have been well established for many years now. I am a regular attender and think it important to stress that we are not a gathering of rowdy youths: far from it, we are all "getting on", in our sixties or older, and we get together on Wednesdays to enjoy (and dance to) the music of our generation, with visiting bands focusing on the hits of the 1950s, 60s and 70s. We are orderly, considerate and just out to enjoy spending time in this lovely venue.

I understand the review has been requested by a neighbour who only moved into the area earlier this year. The Institute, and the music, has been there for such a long time, surely there is an onus of "due diligence" upon anyone considering moving into a property near such a venue to be aware of the nature of the place and to decide beforehand whether it was the right place for them to live?

The Institute and those of us using it have no wish to be "bad neighbours" and have already taken voluntary steps to ensure that the music finishes no later than 23.00hrs, and have also asked the musicians to ensure that comfortable decibel levels are observed – something that we too appreciate, in ensuring that we can, when we wish, talk over the music.

I believe that any detrimental change to the terms of the Institute's license would be damaging to its already fragile financial security and risk the community losing this fine facility. Please can the Licensing Sub-committee dismiss the application as frivolous and wholly unjustified.

Yours faithfully

CARDIFF COUNTY COUNCIL

15 DEC 2016

LICENSING SECTION

08/12/2016

Cardiff City Council
Licensing Section
Cardiff

Dear Sir/Madam

I am writing regarding the review of the club premises certificate at Llandaff Institute.

I am a regular customer at the Institute and have been for the last five years, only missing my Wednesday nights if I'm on holiday or ill. Although I live in Caerphilly I class the Institute as my local as I have met many people there over those years who I now call friends. Most of the people who go to the music night are senior citizens, myself included and I feel it would affect many people's quality of life if the music night stopped. There are also regulars there who met at the widows/widowers group and being able to meet once a week listening to music and having a dance, really enhances their lives. I personally have witnessed the difference in people once they get to know others; they have commented how they feel welcomed by the people who attend the weekly event and look forward to going.

Some of the people who attend come from places like Merthyr Tydfil and Blaina Gwent; they make the effort as they tell me they enjoy the community spirit and feel comfortable being around people of their own age. We do get younger people attending too, these are usually young musicians who are just starting out and learning from more mature artists.

I must say that in the five years I have been attending the music night on a Wednesday, there has never been any trouble there. Recently there have been complaints since, I believe, a judge has moved into the area and has complained about the noise. All the bands have lowered the volume of their music when asked to do so and the gig finishes at 11pm now instead of 11.30pm like it used to.

Barker, Kirstie

From: do-not-reply@cardiff.gov.uk
Sent: 16 December 2016 17:07
To: Licensing (Licensing, Regulatory)
Subject: Contact Us English Online Form

BREADCRUMB:

/ENG/Business/Licences-and-permits/Entertainment-and-alcohol-licences/Licensing-act-reviews/Pages/default.aspx

Title:

First Name:

Last Name:

Phone Number:

Mobile:

Email Address:

Address:

UPRN: 100100128246

Prefer Contact by:

Email

Comments Body:

I understand that the Council is to review the licence of the Institute in Llandaf because they have received a complaint from a local resident about the noise level on a Wednesday night. I should like to voice my disagreement with this, in my view, unfounded complaint. I have been visiting the Institute almost every Wednesday night for the past five years or so. There is always a live band but the noise level is restricted to the building. A friend of mine lives in Heol Fair, which is directly to the rear of the Institute in Llandaf. She was not even aware that a social evening took place on a Wednesday night and tells me she has never heard any related noise. I can supply her name and address on request. I'm sure she won't mind. The bands entertain an audience, on average, of between 30 to 50 local Cardiff people. I am a single lady in my late sixties and the majority of the audience is over 60, so hardly your archetypal rowdy individuals. It is a social evening for us older people and we have made very good friends over the years, which must be good for the mental welfare of us senior citizens. Many of us also enjoy dancing to the music, again good for helping to keep us fit and healthy. I sincerely hope that steps will not be taken to deny us our weekly evening out. I, for one, really enjoy socialising and do not relish losing touch with my new friends and being made to spend yet another evening in front of the television.

CARDIFF COUNTY COUNCIL

19 DEC 2016

LICENSING SECTION

13/12/2016

Cardiff City Council
Licensing Section
City Hall
Cardiff

Dear Sir/Madam

I am writing regarding the review of the license for the Llandaff Institute.

I have regularly attended the venue for the last five years. I am a musician myself and enjoy meeting with other musicians where we can enjoy an evening of music appreciation.

I have never witnessed anything over the years which I would deem to be a nuisance, on the contrary, I believe it is a place where people of the older generation can come and relax without the worry of any trouble and to feel safe in their environment.

Without the regular music night I fear a lot of people will become quite lonely as they rely on that night to meet up with friends and to feel part of the community.

I truly hope that the license will not be revoked, as I look forward to many more years (I hope as I am 67) of live music nights in the Llandaff Institute.

Yours faithfully

CARDIFF COUNCIL

2016

LICENSING SECTION

15-12-16.

Dear Sir/Madam,

As a mature and responsible resident of Cardiff, I wish to question your reason to review Cardiff Institute Licensing Certificate on the grounds of public and noise nuisance.

The Club, like several other local amenities in the area, provides a facility that has been used by the local community for various activities for many years, and has been doing so WITHOUT COMPLAINT. To suggest that it is now creating a noise and public nuisance is just NOT TRUE.

I attend the Club on Wednesday evenings, when for only two hours, from 9-11 pm, it provides a venue for local musicians to perform to people living in and around Cardiff - all responsible, law-abiding, mature people! No ONE creates a noise or nuisance.

It would be tragic to see our local activities and facilities curbed UNNECESSARILY on UNFOUNDED GROUNDS.

I trust that the Council will act FAIRLY on its review and consider the MAJORITY of the people that use this Club.

Yours faithfully,

Hartrey, Claire

From: Parry, Jacqueline (Cllr)
Sent: 18 December 2016 17:22
To: Holland, Dave; Hartrey, Claire; Lane, Will
Subject: FW: Licencing Reviews - appeal to chair of licensing - re Llandaff Institute music licence review

Hi all Could you please advise me re this matter. Cheers Jackie.

Sent with Good Work (www.blackberry.com)

From: Mitchell, Paul (Cllr) <Paul.Mitchell@cardiff.gov.uk>
Date: Thursday, 15 Dec 2016, 14:59
To: Parry, Jacqueline (Cllr) <JParry@cardiff.gov.uk>
Cc: ""
Subject: Licencing Reviews - appeal to chair of licensing - re Llandaff Institute music licence review

Dear Chair

I am writing both as a councillor and as a concerned musician of some 37 years on the Cardiff scene – and so declare a life-long personal interest in this matter.

What I have noticed with alarm over the last decade is the increasing building of or adaption to accommodation close to long-established music venues and also the increasing practice of individuals who knowingly buy a dwelling near an established live music venue and then embark on a campaign against the venue to try and close it down.

They can all then increase the value of their properties as a result.

A welter of noise pollution complaints and license reviews ensure that the targeted licence is curtailed and then revoked. One organiser of the Llandaff Institute reports seeing complainants returning from a function late in the evening only to for them to write and claim that the noise had somehow disturbed them - in absentia.

The committee point out their garden abuts onto the hall but the complainant's dwelling does not share a party wall with the institute and no other neighbours have complained.

The organisers and committee have, in my view, bent over backwards to accommodate the noise pollution investigations and the 11pm curfew and are at their wits end as to how to deal with the latest raft of complaints and demands for a licence review.

Local live music is a lifeline for this valuable and ancient club which would not survive for long without its music nights as musicians and fans do like a drink. This institute is 150 years old and has never had any complaints from neighbours or the police until these new neighbours moved in and its regulars are all 40+ professionals who cause little or no disturbance on leaving the premises.

Their actions to date include (a) adjustments to reduce the noise; (b) changing the time of the event from 9 - 11.30pm to 8.30 – 11pm; (c) measuring the sound levels limiting them to an average of 85 decibels; (d) working with council officers and staving off an abatement notice; (e) asking musicians to comply and

when one band refused, they were ejected; (f) following yet more complaints they changed the times again to 9-11pm and they even got rid of the open mic part.

The committee run many other events within the Institute benefiting the wider community and pride themselves at sponsoring events supporting live music. They also host Singles Nights - providing a safe meeting place for singles of all ages. Other community events they have been involved was the hugely successful Roald Dahl Day supported by Literature Wales , the Welsh Assembly, Llandaff Institute and the Llandaff Society.

As well as being a meeting place for institute members and their guests, it is also the home of an extremely successful snooker team. The club is run by a Management Committee and the daily management is overseen by a Stewardess. They presently have two trustees one of whom is John Dawes and its President is no less a person than the Dean of Llandaff.

I therefore put it to the committee that the complainants have no regard for this nor the destruction of Cardiff's once vibrant, varied music and social scene and the ancient buildings that house such music..

I therefore write in absolute support of the Institute as it is well run by conscientious organisers and committee and ask that the licence be not revoked. The value of this music venue cannot be overstated and I would ask the committee to formulate a proposition to protect our remaining venues from speculators intent on silencing Cardiff music for good in this fashion. If they did not know about the venue when purchasing a property, then their anger should be directed at their agents and at the vendors from which they can seek compensation.

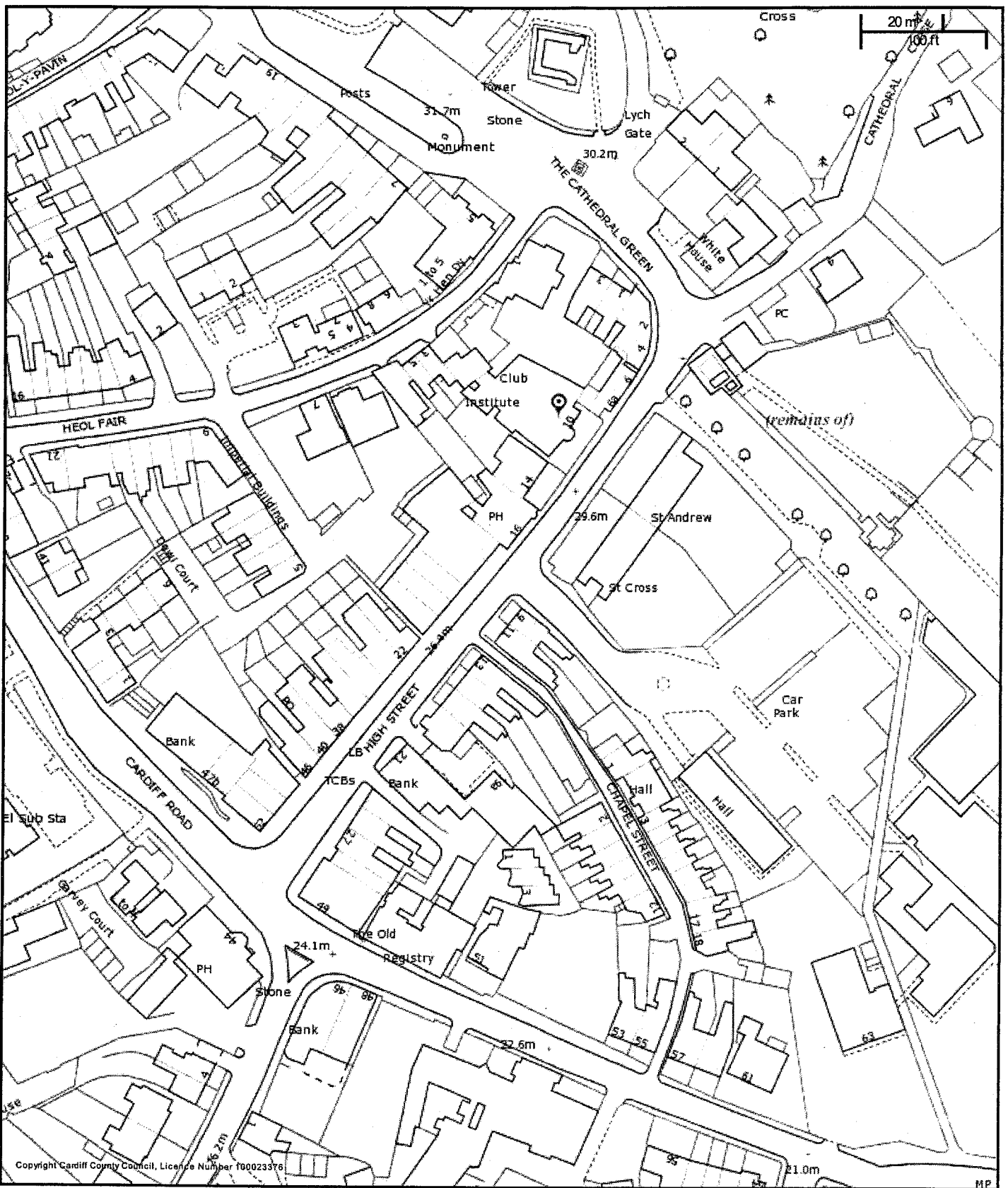
A similar campaign is now being waged against the Packet in Cardiff Bay – the sole remaining traditional pub and venue in the docks who now have to curtail music at 11pm and will no doubt be hit with a demand for a review. This has been a key component of the music scene for over 50 years and has survived since 1846.

This has to stop!

Best wishes

CLlr Paul Mitchell

www.reverbnation.com/pauldemitchell/songs



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City of Cardiff Council
Cyngor Dinas Caerdydd



**CARDIFF
 CAERDYDD**



Title

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Licensed Premises Gaming Permit Applications.

The Sub-Committee are requested to determine the following applications for the grant of gaming machine permits in respect of licensed premises.

<i>No.</i>	<i>Date Recieved</i>	<i>Premises Name</i>	<i>Address</i>
390	02/12/2016	Coyote Ugly	78 St. Mary Street Cardiff CF10 1FA

Machines: 4

391	09/12/2016	The Four Elms	1 Elm Street Cardiff CF24 3QR
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Machines: 4

Mae'r dudalen hon yn wag yn fwriadol