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AGENDA

Pwyllgor	IS-BWYLLGOR TRWYDDEDU
Dyddiad ac amser y cyfarfod	DYDD GWENER, 20 IONAWR 2017, 10.00 AM
Lleoliad	YSTAFELL E, NEUADD Y DDINAS - NEUADD Y DDINAS
Aelodaeth	Cynghorydd Parry (Cadeirydd) Y Cynghorwyr Kelloway a/ac Murphy

1 Datgan Buddiannau

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

2 Cais am Amrywio Trwydded Safle - Clwb Cameo, Plasnewydd (Tudalennau 1 - 14)

Davina Fiore

Cyfarwyddwr Llywodraethu a Gwasanaethau Cyfreithiol

Dyddiad: Dydd Llun, 16 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. 1165

LICENSING SUB-COMMITTEE: 20th January 2017

Report of the Head of Regulatory Services

Application to vary a Premises Licence

Application No: CCCP/01847

Name of Premises: Cameo Club

Ward: Plasnewydd

1. Application

1.1 An application to vary the Premises Licence has been received from The Pontcanna Pub Company (Trading) Limited in respect of Cameo Club, 55 Wellfield Road, Roath, Cardiff, CF24 3PA.

1.2 The current conditions attached to the Premises Licence:

(1) In respect of the following licensable activities:

- Performance of live music (indoors)
- Performance of recorded music (indoors)
- Supply of alcohol for consumption ON and OFF the premises

(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:

Sunday to Thursday: 08 00 to 00:00
Friday and Saturday: 08:00 to 00:30

No member of the public shall be admitted to or allowed to remain in the rear external area of the premises between the hours of 20:00 and 10:00 on any day.

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

- Performance of live music (indoors)
Sunday to Thursday: 08 00 to 00:00
Friday and Saturday: 08:00 to 00:30
- Performance of recorded music (indoors)
Sunday to Thursday: 08 00 to 00:00
Friday and Saturday: 08:00 to 00:30

- Supply of alcohol for consumption ON and OFF the premises
Sunday to Thursday: 08 00 to 23:30
Friday and Saturday: 08:00 to 00:00

1.4 The following application for variation is now made.

To amend the condition relating to the rear external area of the premises to allow it to remain open to the public from 09:30 to 21:00 hours (currently 10:00 to 20:00 hours).

2. **Promotion of Licensing Objectives.**

2.1 Any additional conditions proposed by the applicant to meet the licensing objectives are attached to the report.

3. **Relevant Representations**

Representations have been received in respect of the application, copies of which are enclosed with the report.

4. **Legal Considerations.**

4.1 The 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 grant the application.
- b) To modify the conditions of the licence, by altering, omitting or adding to them, where relevant.
- c) Reject the whole or part of the application.

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. Issues for Discussion.

- 5.1 The appropriateness of the hours of operation and conditions on the licence needs to be discussed.

Dave Holland
Regulatory & Supporting Services

05 January 2017

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

SEE BELOW

b) The prevention of crime and disorder

A CCTV SYSTEM IS INSTALLED TO AN AGREED STANDARD, AS APPROVED BY SOUTH WALES POLICE & MAINTAINED + OPERATED AT ALL TIMES WHEN THE PREMISES ARE OPEN TO THE PUBLIC. THE SYSTEM COVERS ALL PUBLIC AREAS OF THE PREMISES INCLUDING ALL ENTRANCES AND EXITS (EXCLUDING TOILETS). IMAGES ARE KEPT FOR A MINIMUM PERIOD OF 31 DAYS IMAGES WILL BE PRODUCED TO A POLICE PERSON IN A READILY PLAYABLE FORMAT AS SOON AS PRACTICABLE. THERE IS A PROVISION TO TRAIN STAFF TO FACILITATE THE ABOVE.

c) Public safety

THERE ARE SUFFICIENT GLASS COLLECTORS ON OR AROUND THE PREMISES TO REMOVE ALL GLASSES AND BOTTLES FROM INTERNAL AND EXTERNAL AREAS PROMPTLY AS SOON AS THEY ARE FINISHED OR EMPTY.

* SEE CONTINUATION SHEET.

d) The prevention of public nuisance

ALCOHOL AND OTHER DRINKS MAY NOT BE REMOVED FROM THE PREMISES IN OPEN CONTAINERS SAVE FOR THE CONSUMPTION IN ANY EXTERNAL AREA PROVIDED FOR THAT PURPOSE.

NOTICES ARE PLACED IN DEDICATED SMOKING AREAS REQUESTING THAT CUSTOMERS DO NOT CREATE A NOISE NUISANCE AFTER 2300 HOURS.

* SEE CONTINUATION

e) The protection of children from harm

Continuation of (c) Public Safety

- **STAFF AND MANAGEMENT RECEIVE REFRESHMENT TRAINING IN RELATION TO LICENSING LEGISLATION AND UNDER-AGED SALES AND ARE FULLY CONVERSANT WITH THE CONDITIONS CONTAINED THEREIN THE PREMISES LICENSE.**
- **AN INCIDENT BOOK IS KEPT AT THE PREMISES AND MAINTAINED ON SITE AT ALL TIMES. IT SHALL BE MADE AVAILABLE ON REQUEST TO AN AUTHORISED OFFICER OF THE LOCAL AUTHORITY OR A MEMBER OF POLICE STAFF WHICH HAS THE FOLLOWING RECORDED:**
 1. **ALL CRIMES REPORTED AT THE VENUE**
 2. **ALL EJECTIONS OF PATRONS**
 3. **COMPLAINTS RECEIVED OF A CRIMINAL OR LICENSING NATURE**
- **A REFUSAL RECORD IS KEPT ON THE PREMISES AND COMPLETED BY ALL STAFF IN THE SERVICE OF ALCOHOL.**

Continuation of (d) The prevention of public nuisance

- **THERE WILL BE UP TO 12 OCCASIONS PER YEAR WHEN THERE WILL BE AN EXTENSION OF 1 HOUR LICENSABLE ACTIVITIES. THE POLICE WILL BE NOTIFIED IN WRITING AT LEAST 14 DAYS PRIOR. THE POLICE WILL HAVE AN ABSOLUTE VITO.**

NO PERFORMANCES OF STRIPTEASE, LAP DANCING, ENTERTAINMENT OF A SEXUAL NATURE OR OTHER SIMILAR ENTERTAINMENT ARE BE PERMITTED ON THE PREMISES. THE PREMISES OPERATES 'THE' 'CHALLENGE 25' POLICY. THIS POLICY IS BROUGHT TO CUSTOMERS ATTENTION THROUGH APPROPRIATE SIGNAGE THE ONLY FORM OF IDENTIFICATION RECOGNISED ~~FOR~~ IS PHOTOGRAPHIC IDENTIFICATION CARDS SUCH AS, DRIVING LICENSE, PASSPORT OR PROOF OF AGE 'SCHEME' (PASS) CARD.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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.

Barker, Kirstie

From:
Sent: 22 December 2016 15:39
To: Licensing (Licensing, Regulatory)
Subject: objection to extension of outdoor licence for 55 Wellfield Road

Dear Sir/Madame

I would like to object to the following application for the extension of outdoor licensing hours:

Name of applicant: the Pontcanna Pub Company (Trading) Limited
Address: Cameo Club, 55 Wellfield Road, Cardiff, CF24 3LQ

Grounds for objection:

- The outdoor beer garden/eating area that the extension is being applied for is on Bangor Street - a small, residential road. The licensing committee has recently considered and ruled (not even 18 months ago) that the licence should be between 10am and 8pm (from what I understood, to ensure a balance between encouraging business and protecting the living quality of residents).

The residents now have to suffer considerable noise and disturbance from use of the outdoor beer garden for 10 hours a day, which is a particularly unhappy experience in the spring, summer and autumn when the beer garden is full of loud customers who become louder as they drink alcohol.

To extend these hours even further - 9.30am to 9pm - would mean an even longer amount of time that the residents have to put up with this noise and disturbance and be intolerably detrimental (as was decided by the licensing committee) to the lives of the residents.

- Also, since then, another bar/restaurant with a beer garden on Bangor Street has opened exactly next door to 55 Wellfield Road (with the same outdoor licensing hours). This means that the residents already have to put up with double the noise and disturbance for 10 hours a day.

Given that the residents have quite enough to cope with to live with the current licensing hours, I very much hope that the licensing committee will rule on the side of fairness (as before) and reject the application made by 55 Wellfield Road.

Please can you confirm that you have received my objection.

Yours Sincerely

Barker, Kirstie

From: Lent, Sue (Cllr)
Sent: 22 December 2016 12:23
To: Barker, Kirstie; De'Ath, Dan (Cllr); McGarry, Mary (Cllr)
Cc: Griffiths, Paul (PPE)
Subject: RE: Licensing Act 2003: Application to vary the Premises Licence - Cameo Club, 55 Wellfield Road, Cardiff
Attachments: APPLICATION FOR A VARIATION OF A PREMISES LICENCE.docx

Hi Kirstie

Please find attached our letter of objection. I will also email a copy of the petition we have collected.
Sue

From: Barker, Kirstie
Sent: 30 November 2016 13:50
To: De'Ath, Dan (Cllr); Lent, Sue (Cllr); McGarry, Mary (Cllr)
Cc: Griffiths, Paul (PPE)
Subject: Licensing Act 2003: Application to vary the Premises Licence - Cameo Club, 55 Wellfield Road, Cardiff

I am writing to advise you that an application was received on 30th November 2016 to vary the Premises Licence under the Licensing Act 2003 in respect of the above premises. Details of the application are attached.

Any person may make relevant observations on the application within 28 days of the submission of the application. The consultation period therefore ends on 28th December 2016.

I hope this is of assistance. If you have any queries please do not hesitate to contact me.

Regards



Kirstie Barker | Senior Licensing Officer
Licensing Section (Cardiff) / Adran Drwyddedu (Caerdydd)
Shared Regulatory Services / Gwasanaethau Rheoliadol a Rennir
Bridgend, Cardiff and the Vale of Glamorgan
Pen-y-bont ar Ogwr, Caerdydd ar Bro Morgannwg
Phone | Ffon: (029) 20871651
Email / Ebost: kibarker@cardiff.gov.uk

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.

The Council welcomes correspondence in English or Welsh and we will ensure that we communicate with you in the language of your choice, whether that's English, Welsh or in Bilingual format as long as we know which you prefer. Please contact 029 20871651/ licensing@cardiff.gov.uk to register your language choice. If we do not receive your language choice, we will continue to correspond with you in accordance with current procedure. Corresponding in Welsh will not lead to any delay.

APPLICATION FOR A VARIATION OF A PREMISES LICENCE

Cameo Club

The Pontcanna Pub Company (Trading) Limited

55 Wellfield Road, Roath, Cardiff, CF24 3PA

Proposed variation from the existing Licence

Application to amend condition 2(3) No member of the public shall be admitted to or allowed to remain in the rear external area of the premises between the hours of 20:00 hours and 10:00 hours on any day

Replace with "No member of the public shall be admitted to or allowed to remain in the rear external area of the premises between the hours of 21:00 hours and 09:30 hours on any day".

I would like to object to this on behalf of myself and Cllrs De'ath and McGarry.

The Planning application to extend the hours of operation in the outside area was heard several months ago and there were a large number of objections and a petition. The application was granted for a year and will then be reviewed. Many members of the Planning Committee voted against the application following a site visit.

The back of the Cameo Club is right in the middle of a residential area.

Residents suffer considerable disruption and noise from the Cameo Club, including bottles being disposed of late at night. Whenever the garden area is open there is considerable noise and residents report their children's sleep being disrupted and having to close windows.

The phrase "it's like living next door to a permanent party in your neighbour's garden" sums up the problem. None of us would begrudge our neighbours the occasional loud gathering in the back garden but for these local residents it's like this all the time. The additional hour will just prolong the disturbance if this application is granted.

A petition of over 50 signatures went to Planning Committee and we have collected another petition against this application.

I would ask the Licensing Committee not to grant this application.

Yours sincerely

Sue Lent



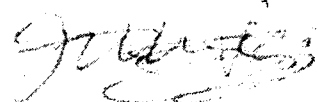


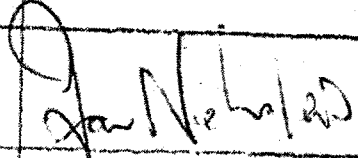
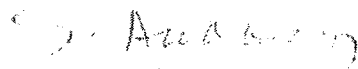
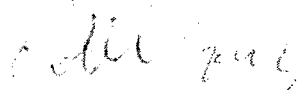
We the undersigned oppose any extension to the licensing hours relating to the external rear area of the Cameo Club, 55, Wellfield Road.

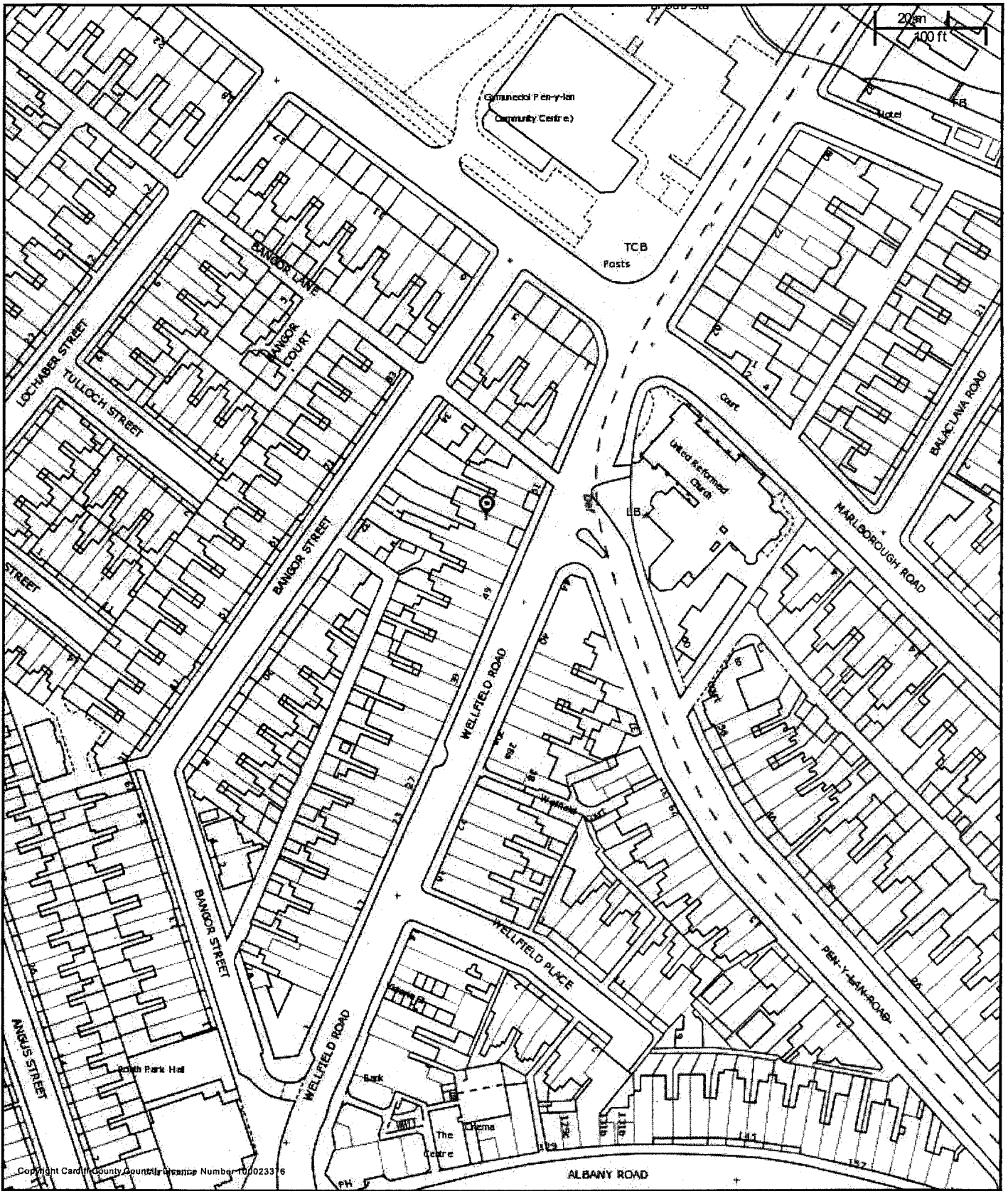
Name	Address	Signature
F. O. Dredge	77 Danvers St CF24 3LQ	F. O. Dredge
L. Morken	75 Bangor	L. Morken
G. Morken	75 Bangor	G. Morken
A. Gordon	69 Bangor St	A. Gordon
J. GRAPKOWSKI	67 BANGOR ST	J. Grapowski
M. Hristov	67 Bangor St.	M. Hristov
M MUGHAL	65 Bangor St	M Mughal
Bashir Mughal	65 Bangor St	Bashir Mughal
C MUTTER	61 BANGOR STREET ROATH	C E MUTTER
P. Manolis	45 Bangor St	P. Manolis
B Hopkins	35 Bangor St	B Hopkins
K. Wilster	4 Albany Court Bangor Street	K. Wilster
I. KOWIN	21 BANGOR ST ROATH CF24 3LQ	I. Kowin

We the undersigned oppose any extension to the licensing hours relating to the external rear area of the Cameo Club,55,Wellfield Road.

Name	Address	Signature
SARA MCKAY	15 BANGOR ST. CARDIFF CF24 3LQ	Sara McKay
Tony McKay	15 Bangor St. Cardiff CF24 3LQ	Tony McKay

We the undersigned oppose any extension to the licensing hours relating to the external rear area of the Cameo Club, 55, Wellfield Road.

Name	Address	Signature
Chris M Thomas	31 (Ground Floor) Bangor St	M. Thomas
Alejandro Ojeda	32 Bangor St	
MUHAMMAD Q HANI	26 Bangor St	M. Q. H.
James Smith	24 Bangor Street	J. Smith
Nan H Holland	16 Bangor St	
John Kelly	12 Bangor St	
Linsey Owen	37 Bangor St	
Greth Cui	" "	
H. AKHTAR	25 Bangor St	H. Akhtar
I NICHOLS	17 Bangor St	
H NICHOLS	17 Bangor St	H Nichols
G. Anderson	13 Bangor St	
C. James	13 Bangor St	



CHIEF EXECUTIVE
 Paul Orders
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City of Cardiff Council
Cyngor Dinas Caerdydd



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