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Caerdydd
CF10 4UW
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AGENDA

Committee	LICENSING SUB COMMITTEE
Date and Time of Meeting	FRIDAY, 16 JUNE 2017, 10.00 AM
Venue	ROOM 137, CITY HALL - CITY HALL
Membership	Councillor Parry (Chair) Councillors Goddard and Murphy

1 **Declarations of Interest**

To be made at the start of the agenda item in question, in accordance with the Members' Code of Conduct.

2 **Application for the Variation of Premises Licence - The Village, Penarth Road** *(Pages 1 - 10)*

3 **Application for the Variation of a Premises Licence - Mocka Lounge, Mill Lane** *(Pages 11 - 22)*

4 **Application for the Variation of a Premises Licence - Ms Jones, Merthyr Road** *(Pages 23 - 30)*

5 **Gaming Machine Permit Applications** *(Pages 31 - 32)*

Davina Fiore

Director Governance & Legal Services

Date: Monday, 12 June 2017

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

This document is available in Welsh / Mae'r ddogfen hon ar gael yn Gymraeg

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**CARDIFF COUNCIL
CYNGOR CAERDYDD**

Agenda Item CO. 1180

LICENSING SUB-COMMITTEE:

Report of the Head of Regulatory Services

Application to vary a Premises Licence

Application No: CCCP00297

Name of Premises: The Village, 156 Penarth Road, Grangetown, Cardiff

Ward: Grangetown

1. Application

1.1 An application to vary a Premises Licence, has been received from Safia Bello Aguh in respect of The Village, 156 Penarth Road, Grangetown, Cardiff, CF11 6NJ.

1.2 The Premises Licence currently permits the following:

1. The sale by retail of alcohol for consumption on the premises:
Monday to Saturday: 10:00am to Midnight
Sunday: 12:00 midday to 11:30pm
Christmas Day: 12:00 midday to 11:30pm
Good Friday: 12:00 midday to 11:30pm
New Years Eve: 11:00am until start of permitted hours on 1st January

2. The provision of late night refreshment:

- Mondays to Saturdays: 23:00 to 00:30
Sundays, Christmas Day & Good Friday: 23:00 to 00:00
New Years Eve: 23:00 to 05:00

1.3 The following application for variation is now made:

To permit the sale by retail of alcohol for consumption on the premises and allow opening: Monday to Sunday: 12:00 noon to 02:00am

2. Promotion of Licensing Objectives.

2.1 The 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, along with agreements reached with both Environmental Health and South Wales Police.

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

30 May 2017

Continued from previous page...

N/A

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

N/A

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

I WILL SEND IT BY POST

Section 16 of 17

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

A-NO SELLING OF ALCOHOL TO UNDERAGE
B-NO DRUNK AND DISORDERLY BEHAVIOR ON THE PREMISES AREA
C-VIGILANCE IN PREVENTING THE USE AND SALE OF ILLEGAL DRUGS IN AND AROUND THE PREMISES
D-NO VIOLENT AND ANTI SOCIAL BEHAVIOUR
E-NO ANY HARM TO CHILDREN

b) The prevention of crime and disorder

CCTV System installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective.

A clear and legible notice outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.

Clear and conspicuous notices warning of potential criminal activity, such as theft, that may target customers will be displayed.

Continued from previous page...

Not selling of alcohol to drunk or intoxicated customers.

Custom will not be sought by means of personal solicitation outside or in the vicinity of the premises.

c) Public safety

Internal and external lighting fixed to promote the public safety objective.

Well trained staff adherence to environmental health requirements.

Training and implementation of underage ID checks.

A log book or recording system shall be kept upon the premises in which shall be entered particulars of inspections made; those required to be made by statute, and information compiled to comply with any public safety condition attached to the

premises licence that requires the recording of such information. The log book shall be kept available for inspection when required by persons authorised by the Licensing Act 2003 or associated legislation.

All parts of the premises and all fittings and apparatus therein, door fastenings and notices, lighting, heating, electrical, air condition, sanitary accommodation and other installations, will be maintained at all times in good order and in a safe condition.

d) The prevention of public nuisance

Noise reduction measures to address the public nuisance objective.

Prominent, clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.

e) The protection of children from harm

"Challenge 25" sign which is a retailing strategy that encourages anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving license or a passport) if they wish to buy alcohol.

Well trained staff about requirement for persons' identification, age establishment etc.

All the details provided in Training Record Book available the retail unit.

Log Book will be kept upon the premises all the time.

Section 17 of 17

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
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Griffiths, Paul (PPE)

From: Safia Aguh <aguhsafia@yahoo.com>
Sent: 17 May 2017 15:28
To: Griffiths, Paul (PPE)
Subject: Re: Licensing Act 2003: Variation: The Village, 156 Penarth Road, Cardiff, CF11 6NJ

Dear Paul

Is Safia from the village ,I just wanted to confirm that I'm happy to apply all the conditions requested by the police as some of them are already in place in the restaurant.

I agree to all the conditions.

I was ask to confirm to you that I do agree with all the conditions so that they may withdraw their representation.

Many thanks

Sent from Yahoo Mail for iPad

On Friday, April 28, 2017, 9:39 am, Griffiths, Paul (PPE) <pgriffiths2@cardiff.gov.uk> wrote:

Hi Safia,

You can publish the advert in Western Mail or South Wales Echo.

Regards,



Paul Griffiths |

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](tel:02920871651)

Email / Epost: paul.griffiths@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](tel:02920871651) / trwyddedu@caerdydd.gov.uk i nodi dewis iaith. Os na fyddwn yn derbyn eich dewis



SWYDDOGOL - OFFICIAL

Our Ref/Cyf:
Direct Line/ Llinell Uniongyrchol:02920527207
Extension No. / Rhif Estyniad: Ext. 34207

Safia Bello Aguh
The Village
156 Penarth Road
Cardiff
CF11 6NJ

16th May 2017

Dear Ms Aguh

**APPLICATION FOR A PREMISES LICENCE VARIATION
UNDER THE LICENSING ACT 2003.**

The Village, 156 Penarth Road, Cardiff, CF11 6NJ

I have caused enquiries to be made into this application and make the following representations that I wish to be considered when deciding on the licensable activities and conditions for the licence.

I therefore ask that the Licensing Committee hear the representations made by the Police when determining the grant of this application.

Should the applicant agree to comply with the representations made to meet the licensing objectives before a hearing, then please accept that the Police will automatically withdraw their request for a hearing with the Licensing Committee

POLICE REPRESENTATIONS

I have identified conditions below which are appropriate and proportionate that would enable the premises to operate in line with the licensing objectives

1. Premises licence only to remain valid as long as the primary function of the premises is that of restaurant.
2. A CCTV system be installed to an agreed standard as approved by South Wales Police and maintained and operated at all times when the premises are open to the public.

The system will cover all internal areas of the premises where the public have access (excluding toilets), including all entrances and exits and any external area associated with the premises.

The images will be kept for a minimum period of 31 days.

A copy must be provided in a readily playable format to South Wales Police employees should it be requested within 24 hours of the request.

There will be sufficient trained staff to facilitate the above.

CCTV signage will be placed in prominent positions inside and outside the premises.

3. The premises will operate the 'Challenge 25 Policy. This policy will be brought to customers' attention through the display of appropriate signage. Challenge 25 notices will be displayed in prominent positions throughout the premises. The only form of identification recognised will be photographic identification cards, such as driving licence, passport or proof of age scheme (PASS) card.
4. All staff will be fully trained before they are authorised to sell alcohol and will be refresher trained on a regular basis, with records kept on the training, retraining and initial authorisation and re-authorisation.

Additional evidence to support the Police representations and conditions may be used at a subsequent hearing before the Licensing Committee; this may be expanded on verbally, or by way of written evidence.

Should you have any queries regarding the above representations, please contact Police Constable Tim Davies at the Licensing Department, Cardiff Bay Police Station on Telephone 029 20527207.

Yours sincerely



Dan Howe
Chief Inspector

Gorsaf Heddlu'r Bae Caerdydd / Cardiff Bay Police Station

SWYDDOGOL – OFFICIAL

Mae Heddlu De Cymru yn croesawu derbyn gohebiaeth yn Gymraeg a Saesneg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

South Wales Police welcome's receiving correspondence in Welsh and English. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.

HEDDLU DE CYMRU URhS Y DWYRAIN

Gorsaf Heddlu Bae Caerdydd, Stryd James, Bae Caerdydd CF10 5EW
Telffon: 01656 869211 Ffacsimill: 029 2052 7280

SOUTH WALES POLICE EASTERN BCU

Cardiff Bay Police Station, James Street, Cardiff Bay CF10 5EW
Telephone: 01656 869211 Facsimile: 029 2052 7280

OFFICIAL

From: Thorne, Lynda (Cllr)
Sent: 16 May 2017 11:32
To: Holland, Dave
Cc: Parry, Jacqueline (Cllr); Murphy, Jim (Cllr); Lister, Ashley (Cllr); Sattar, Abdul (Cllr)
Subject: The Village - Penarth Road

Hi Dave,

I understand that there is a premises called the Village in Penarth Road which serves food which has applied for an extension to its licence to serve food and play music until 2.00am. Ward Councillors haven't been consulted and we have only found out through the PCSO's.

I have spoken with my ward colleagues and we are strongly opposed to the extension. Although Penarth Road has lots of shops there are many flats above those shops and houses opposite., we believe that the noise from both the premises and from those leaving will create a disturbance to residents in the area.

I am concerned that we have had to learn about this application from outside the Council and wonder why I either wasn't consulted prior to the election or the new members consulted directly after. I believe at the very least the application should be deferred.

Regards

Lynda

**YSTAFELL YR AELODAU
MEMBERS ROOM**

Fy Nghyg / My Ref: AL / The Village

Dyddiad / Date: 18 May 2017



Dear Licensing

I am writing with regard to the application proposing a variation to the existing licence submitted by Safia Bello Aguh, on behalf of The Village restaurant.

Having consulted with my ward colleagues, Cllrs Thorne and Sattar, we would like to formally object to the application on the grounds of *preventing public nuisance*.

The Village is situated in an area which is surrounded by other retail outlets, however there are a number of flats above, as well as properties opposite. We therefore feel that any noise generated by the premises itself, and those leaving will cause disruption to the neighbouring residents. We feel it would be unreasonable to expect residents to tolerate on a daily basis, particularly in the early hours of the morning.

Should you require any more information from us please do not hesitate to get in contact with us.

Best wishes

**ASHLEY LISTER
CYNGHORYDD DROS GRANGETOWN
COUNCILLOR FOR GRANGETOWN**

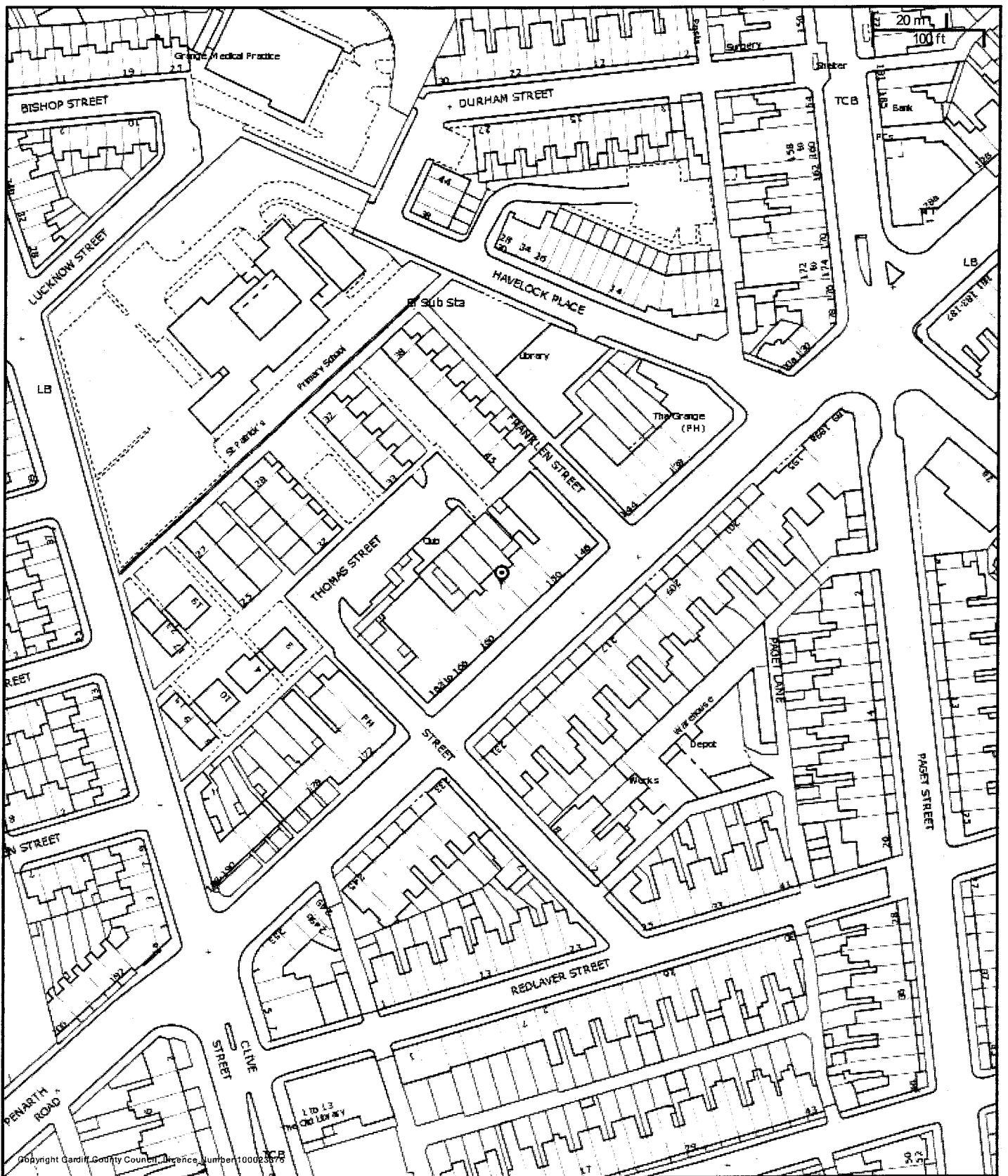
CARDIFF COUNTY COUNCIL

18 MAY 2017

LICENSING SECTION

07779 975502

Ash.Lister@caerdydd.gov.uk / Ash.Lister@cardiff.gov.uk
@ash193



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

City of Cardiff Council
Cyngor Dinas Caerdydd



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**CARDIFF COUNCIL
CYNGOR CAERDYDD**

Agenda Item CO. 1181

LICENSING SUB-COMMITTEE:

Report of the Head of Regulatory Services

Application to vary a Premises Licence

Application No: CCCP00766

Name of Premises: Mocka Lounge, 1-2 Mill Lane, Cardiff

Ward: Cathays

1. Application

1.1 An application to vary a Premises Licence, has been received from Mr Mohammed Ali Abedi in respect of Mocka Lounge, 1-2 Mill Lane, Cardiff, CF10 1FL

1.2 The Premises Licence currently permits the following:

1. The supply of alcohol for consumption on and off the premises:
Sunday to Thursday: 10:00 to 03:00
Friday and Saturday: 10:00 to 04:00
New Years Eve: 11:00am until start of permitted hours on 1st January

2. The provision of regulated entertainment in the form of live music and recorded music (indoors):

Monday to Sunday: 10:00 to 04:00

3. The provision of late night refreshment (indoors):

Sunday to Thursday: 23:00 to 03:00
Friday and Saturday: 23:00 to 04:00

An additional hour is permitted to the above finish times for the following days (when they are other than Friday or Saturday) - Christmas Eve, Boxing Day, New Years Day, St Davids Day, St Patricks Day.

An additional hour is permitted on all Sundays preceding a Bank Holiday and Bank Holiday Mondays.

1.3 The following application for variation is now made:

To remove condition 3(1)

To amend condition 3(2) to add the wording 'between the hours of 10:00am and 11:00pm'

To amend condition 3(3) to add the wording 'between 10:00am and 11:00pm'

To amend condition 3(4) to read 'The use of the outside area will only be permitted for sale and supply of alcohol between 10:00am and 11:00pm'.

A copy of the current conditions is attached.

2. Promotion of Licensing Objectives.

2.1 The 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

30 May 2017

ANNEXES: CONDITIONS

Annex 1 Mandatory Conditions**Mandatory conditions where licence authorises supply of alcohol**

- (1) No supply of alcohol may be made under the premises licence-
- at a time when there is no designated premises supervisor in respect of the premises licence, or
 - at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Mandatory conditions where licence authorises supply of alcohol for consumption on the premises

- (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-

 - games or other activities which require or encourage, or are designed to require or encourage, individuals to-
 - drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - drink as much alcohol as possible (whether within a time limit or otherwise);
 - provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
- The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-

 - a holographic mark, or
 - an ultraviolet feature.
- The responsible person must ensure that-
 - where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
 - beer or cider: ½ pint;
 - gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - still wine in a glass: 125 ml;
 - these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available."
- A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the

ANNEXES: CONDITIONS continued ...

permitted price.

6. For the purposes of the condition set out in paragraph 1-

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula-

$$P = D + (D \times V)$$

<http://www.legislation.gov.uk/ukdsi/2014/9780111109120/images/ukdsi_9780111109120_en_001>

where-

(i) P is the permitted price,

(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence-

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "valued added tax" means value added tax charged in accordance with the Value Added Tax Act 1994

7. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

8. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Mandatory Condition: door supervision

Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must:

(a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or

(b) be entitled to carry out that activity by virtue of section 4 of that Act.

(2) But nothing in subsection (1) requires such a condition to be imposed-

(a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c. 12) (premises with premises licences authorising plays or films), or

(b) in respect of premises in relation to-

(i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

(ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

(3) For the purposes of this section-

(a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and which is licensable conduct for the purposes of that Act (see section 3(2) of that Act) and

(b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Annex 2 - Conditions consistent with the operating schedule

(1) The outside area shall be that area in Mill Lane, outside the premises as delineated by ropes or planters or such other means as agreed with the appropriate Authorities.

(2) All customers to be seated in the permit area and all orders to be taken and served by waiter or waitress service.

(3) Table density to be set so as to maintain ease of access for waiter/waitress service.

ANNEXES: CONDITIONS continued ...

(4) The use of the outside area will only be permitted during the following times: /

Monday to Sunday: 10:00 to 23:00

- (5) CCTV system to be installed to a standard agreed by a South Wales police architectural liaison officer, covering all areas that the public has access (excluding toilets), including all entrances and exits with coverage extending to the middle of the road. They will be maintained and operated at all times the premises are open to the public. There will be a storage facility of images for 31 days and images will be produced at the request of the police as soon as reasonably practicable.
- (6) Door staff to be employed from 21:00 hours Thursday, Friday and Saturday and from 22:00 hours Sunday, Monday, Tuesday and Wednesday, when the premises is open to the public past 00:00 hours, and the ratio of door staff employed is equal to 1:150 persons present.
- (7) Non glass vessels to be used from 23:00 hours each night when the premises are open beyond 03:00 hours. This will mean that the supply of drinks from the premises after 23:00 hours shall not be in glass and there will be sufficient glass collectors engaged on (or outside areas) the premises to help remove the glass from the public area promptly. Except when seated and partaking of champagne, wine or cocktails. On days considered to be major events days in the city centre and bay areas of Cardiff such as sporting events in the Millennium Stadium all drinks will be dispensed in non-glass vessels, except when customer is seated and partaking of a table meal.
- (8) Food shall be available on the premises when it is open after 02:30 hours from 01:00 hours to the terminal hour for the sale of alcohol.
- (9) The premises shall have a search policy, which will be managed by trained staff and at the entrance, there will be a drop safe and register of searches made.
- (10) A person trained in first aid to be on duty when the premises is open to the public.
- (11) No unaccompanied children under 16 years of age allowed on the premises.
- (12) No children under 16 years of age allowed in the premises after 19:00 hours.
- (13) The maximum capacity of the premises is:

Basement 50 Ground Floor 60 First Floor 110

Non-standard timings

An additional hour is permitted to the above finish times for the following days (when they are other than Friday or Saturday) - Christmas Eve, Boxing Day, New Years Day, St Davids Day, St Patricks Day.

An additional hour is permitted on all Sundays preceding a Bank Holiday and Bank Holiday Mondays.



Dave Holland
Shared Regulatory Services

11 May, 2011

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 11)

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

To amend condition 3 as follows:-

3 (1) The outside area shall be the area in Mill Lane, outside the premises, and delineated by ropes or planters or such other means, as agreed with the responsible authorities – delete paragraph

3 (2) All customers to be seated in the permit area and all orders to be taken and served by waiter or waitress service **between the hours of 10.00 a.m. and 11.00 p.m.** – that is the new wording the timing at the end is the addition the remainder is as existing.

3. (3) Table density to be set so as maintain ease of access for waiter waitress service **between 10.00 a.m. and 11.00 p.m.** (as above the timings are new, the rest is as is)

3 (4) The use of the outside area will only be permitted **for sale and supply of alcohol** between 10.00 a.m. and 11.00 p.m. – the sale and supply of alcohol point is new currently use is prohibited which is causing them the difficulty in the first place

e) The protection of children from harm

Barker, Kirstie

From: Timothy.Davies@south-wales.pnn.police.uk
Sent: 10 May 2017 15:24
To: matthew.phipps@TLTsolicitors.com
Cc: Licensing (Licensing, Regulatory)
Subject: Premises Variation - Mocka Lounge, 1-2 Mill Lane, Cardiff [OFFICIAL]
Attachments: 20170510145350757.pdf

*** Warning: This email contains a Microsoft Office (Word, Excel, PowerPoint) or Adobe PDF attachment. Although this email has been scanned for threats, please think before opening attachments from unrecognised senders.

Rhybudd: Mae'r e-bost hwn yn cynnwys atodiad Microsoft Office (Word, Excel, PowerPoint) neu PDF Adobe. Er bod yr e-bost hwn wedi'i sganio ar gyfer unrhyw fygythiadau, meddyliwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

OFFICIAL - SWYDDOGOL
Matthew

Please find attached South Wales Police representations in relation to the Mocka Lounge premises variation.

Regards

Tim

Tim Davies

Police Constable 3466 / Cwnstabl 3466

Police Licensing / Trwyddedu Heddlu

Cardiff Bay Police Station/ Gorsaf Heddlu Bae Caerdydd,

James Street/ Stryd James,

Cardiff/ Caerdydd.

CF10 5EW.

Internal Phone / Ffôn mewnol 34207

External Phone / Ffôn Allanol 02920527207

Mobile / Ffon Symudol 07976277161

Email / E-bost tim.davies@south-wales.pnn.police.uk

Please visit our website/ Ewch i'n gwefan www.south-wales.police.uk



OFFICIAL

Licensing Department
Cardiff Bay Police Station,
James Street,
Cardiff
CF10 5EW

10TH May 2017

Mr Mohammed Ali Abedi
Mocka Lounge
1-2 Mill Lane
Cardiff
CF10 1FL

Dear Mr Abedi

**APPLICATION FOR A PREMISES LICENCE VARIATION
UNDER THE LICENSING ACT 2003.**

Mocka Lounge, 1-2 Mill Lane, Cardiff CF10 1FL

I have caused enquiries to be made into this application and make the following representations that I wish to be considered when deciding on the licensable activities and conditions for the licence.

I therefore ask that the Licensing Committee hear the representations made by the Police when determining the grant of this application.

Should the applicant agree to comply with the representations made to meet the licensing objectives before a hearing, then please accept that the Police will automatically withdraw their request for a hearing with the Licensing Committee

POLICE REPRESENTATIONS

I have identified conditions below which are appropriate and proportionate that would enable the premises to operate in line with the licensing objectives

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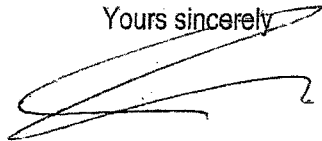
3 (4)

The use of the external front area associated with the premises will only be permitted for the consumption of alcohol between 10.00am – 11.00pm. All alcohol consumption will then cease in this area.

Additional evidence to support the Police representations and conditions may be used at a subsequent hearing before the Licensing Committee; this may be expanded on verbally, or by way of written evidence.

Should you have any queries regarding the above representations, please contact Police Constable Tim Davies at the Licensing Department, Cardiff Bay Police Station on Telephone 029 20527207.

Yours sincerely



Dan Howe
Chief Inspector

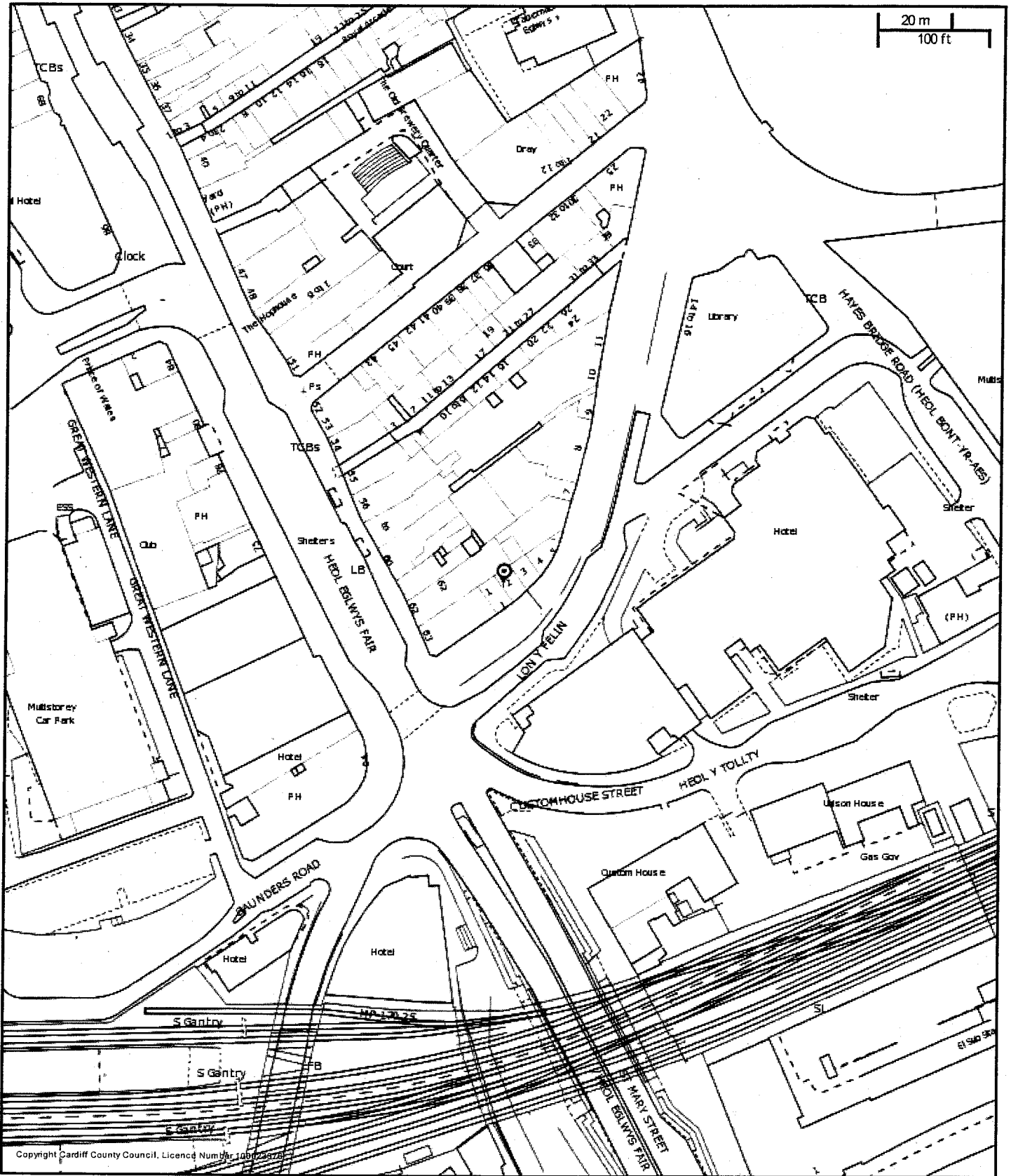
PP
A Clasp
Jason Rees

SOUTH WALES POLICE EASTERN BCU
Cardiff Bay Police Station, James Street, Cardiff Bay CF10 5EW
Telephone: 029 2022 2111 Facsimile: 029 2052 7280

HEDDLU DE CYMRU URhS Y DWYRAIN
Gorsaf Heddlu Bae Caerdydd, Stryd James, Bae Caerdydd CF10 5EW
Telifffon: 029 2022 2111 Ffacsimili: 029 2052 7280

OFFICIAL

2



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

City of Cardiff Council
Cyngor Dinas Caerdydd



Title

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**CARDIFF COUNCIL
CYNGOR CAERDYDD**

Agenda Item CO. 1182

LICENSING SUB-COMMITTEE:

Report of the Head of Regulatory Services

Application to vary a Premises Licence

Application No: CCCP01961

Name of Premises: Miss Jones, 25-29 Merthyr Road, Whitchurch, Cardiff

Ward: Whitchurch and Tongwynlais

1. Application

1.1 An application to vary a Premises Licence, has been received from Cornertrack Limited in respect of Miss Jones, 25-29 Merthyr Road, Whitchurch, Cardiff, CF14 1DA.

1.2 The Premises Licence currently permits the following:

1. The supply of alcohol for consumption on and off the premises:
Sunday to Thursday: 09:00 to 23:30
Friday and Saturday: 09:00 to 00:30
New Years Eve: 09:00 to 04:00
2. The provision of regulated entertainment in the form of recorded music (indoors):
Sunday to Thursday: 09:00 to 23:00
Friday and Saturday: 09:00 to 00:30
New Years Eve: 09:00 to 04:00
3. The provision of regulated entertainment in the form of recorded music (outdoors):
Monday to Sunday: 09:00 to 21:00
4. The provision of regulated entertainment in the form of live music (indoors):
Sunday to Thursday: 09:00 to 23:00
5. The provision of late night refreshment (indoors and outdoors):
Sunday to Thursday: 23:00 to 00:00
Friday and Saturday: 23:00 to 01:00
New Years Eve: 23:00 to 04:00

- 1.3 The following application for variation is now made:

To seek approval of alterations detailed in the plan submitted with the application. The alterations comprise of the following:

1. Removal of internal walls and relocation of bar servery
2. Staircase to first floor reconfigured
3. Refurbishment of external area and provision of new bar
4. New prep/storage area and toilet facilities on first floor
5. Creation of new roof terrace

A copy of the plan is attached

2. **Promotion of Licensing Objectives.**

- 2.1 The 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.

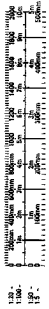
- 4.3 All decisions taken by the Sub-Committee must (a) be within the legal powers of the Council and its Committees; (b) comply with any procedural requirement imposed by law; (c) be undertaken in accordance with the procedural requirements imposed by the Council eg. standing orders and financial regulations; (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.

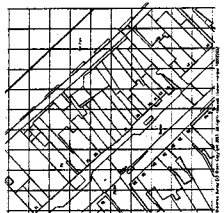
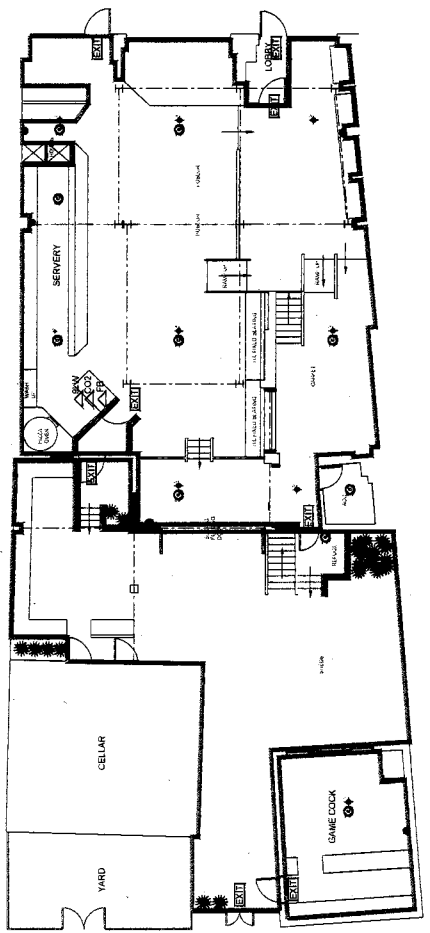
Dave Holland
Regulatory & Supporting Services

30 May 2017

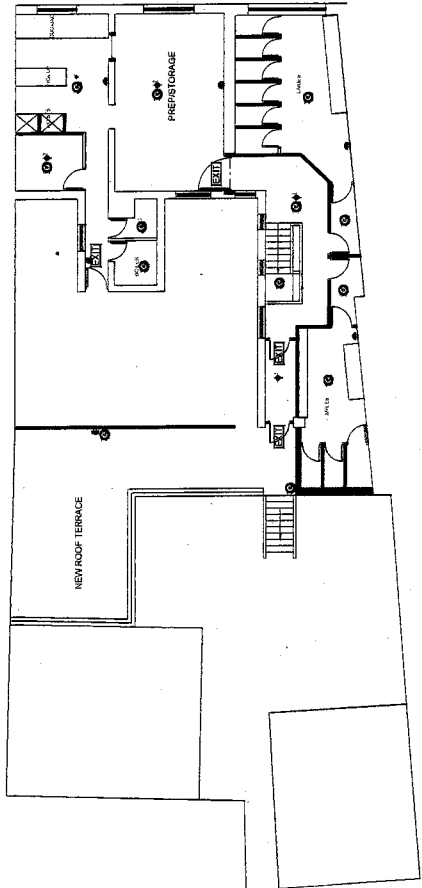


1. ALL FIRE ALARMS SHALL BE INSTALLED IN ACCORDANCE WITH THE NATIONAL FIRE ALARM CODE (NFPA 72) AND THE NATIONAL FIRE PROTECTION ASSOCIATION (NFPA) STANDARDS. THE FIRE ALARM SHALL BE INSTALLED IN ACCORDANCE WITH THE NATIONAL FIRE ALARM CODE (NFPA 72) AND THE NATIONAL FIRE PROTECTION ASSOCIATION (NFPA) STANDARDS. THE FIRE ALARM SHALL BE INSTALLED IN ACCORDANCE WITH THE NATIONAL FIRE ALARM CODE (NFPA 72) AND THE NATIONAL FIRE PROTECTION ASSOCIATION (NFPA) STANDARDS.

FIRE LEGEND	
①	FIRE ALARM SOUNDER
②	SMOKE DETECTOR (LIFE LINE CODED 50)
③	HEAT DETECTOR (LIFE LINE CODED 50)
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ESTIMATED DRINKING AREAS
 GROUND FLOOR INTERNAL: 278,400 sq. ft.
 GROUND FLOOR EXTERNAL: 135,820 sq. ft.



CDM 2016:
 Under the CDM regulations there are no significant design risks.

the isdesign partnership
 architects and interior designers
 Unit 6, Park House, 7, Jackson Way, Andover, Hampshire, GU10 2BP
 Tel: 01429 487444 Fax: 01429 487445
 Email: info@isdesign.com Website: www.isdesign.com

BURNING NIGHT GROUP
 27 MERTHYR RD, CARDIFF CF14 1DA

LICENSING PLAN

PROJ NO	7955-05	DATE	18/04/17	SCALE	A1
REV	C	DATE	18/04/17	BY	MM
PROJECT	BURNING NIGHT GROUP				

Continued from previous page...

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

N/A

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Section 16 of 17

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

The applicant is confident that the existing conditions attached to the premises licence do not need to be added to or amended to incorporate these physical changes and are appropriate to promote the licensing objectives

Barker, Kirstie

From: Wathan, Stephanie A <sawathan@valeofglamorgan.gov.uk>
Sent: 27 April 2017 14:57
To: Licensing (Licensing, Regulatory)
Cc: James, Sian (SRS); Lane, William
Subject: FW: Licensing Act 2003: Application to vary a Premises Licence - Miss Jones, 25-29 Whitchurch Road, Whitchurch, Cardiff, CF14 1DA (AMENDED ATTACHMENT)
Attachments: 01961 Plan.417.pdf; Variation - Miss Jones 25-29 Merthyr Road Whitchurch Cardiff CF14 1DA.pdf; 01961 Variation.417.pdf

Good Afternoon,

I write in relation to the below application to vary the premises licence. Pollution Control object to this variation due to the application for a roof terrace, on the grounds of protecting public nuisance.

Kind Regards



Mrs Stephanie Ann Wathan

Neighbourhood Services Officer / Swyddog Gwasanaethau Cymdogaeth

Shared Regulatory Services / Gwasanaethau Rheoliadol a Rennir

Bridgend, Cardiff and the Vale of Glamorgan

Pen-y-bont ar Ogwr, Caerdydd a Bro Morgannwg

Phone | Ffôn: 02920871854

e-mail / e-bost: SAWathan@valeofglamorgan.gov.uk

The Council welcomes correspondence in English and Welsh and we will ensure that we communicate with you in the language of your choice, whether that's English, Welsh or bilingual as long as you let us know which you prefer. Corresponding in Welsh will not lead to any delay.

Mae'r Cyngor yn croesawu gohebiaeth yn Gymraeg a Saesneg a byddwn yn sicrhau ein bod yn cyfathrebu â chi yn eich dewis iaith boed yn Gymraeg, yn Saesneg neu'n ddwyieithog dim ond i chi roi gwybod i ni pa un sydd well gennych. Ni fydd gohebu yn Gymraeg yn creu unrhyw oedi.

From: Barker, Kirstie

Sent: 27 April 2017 11:28

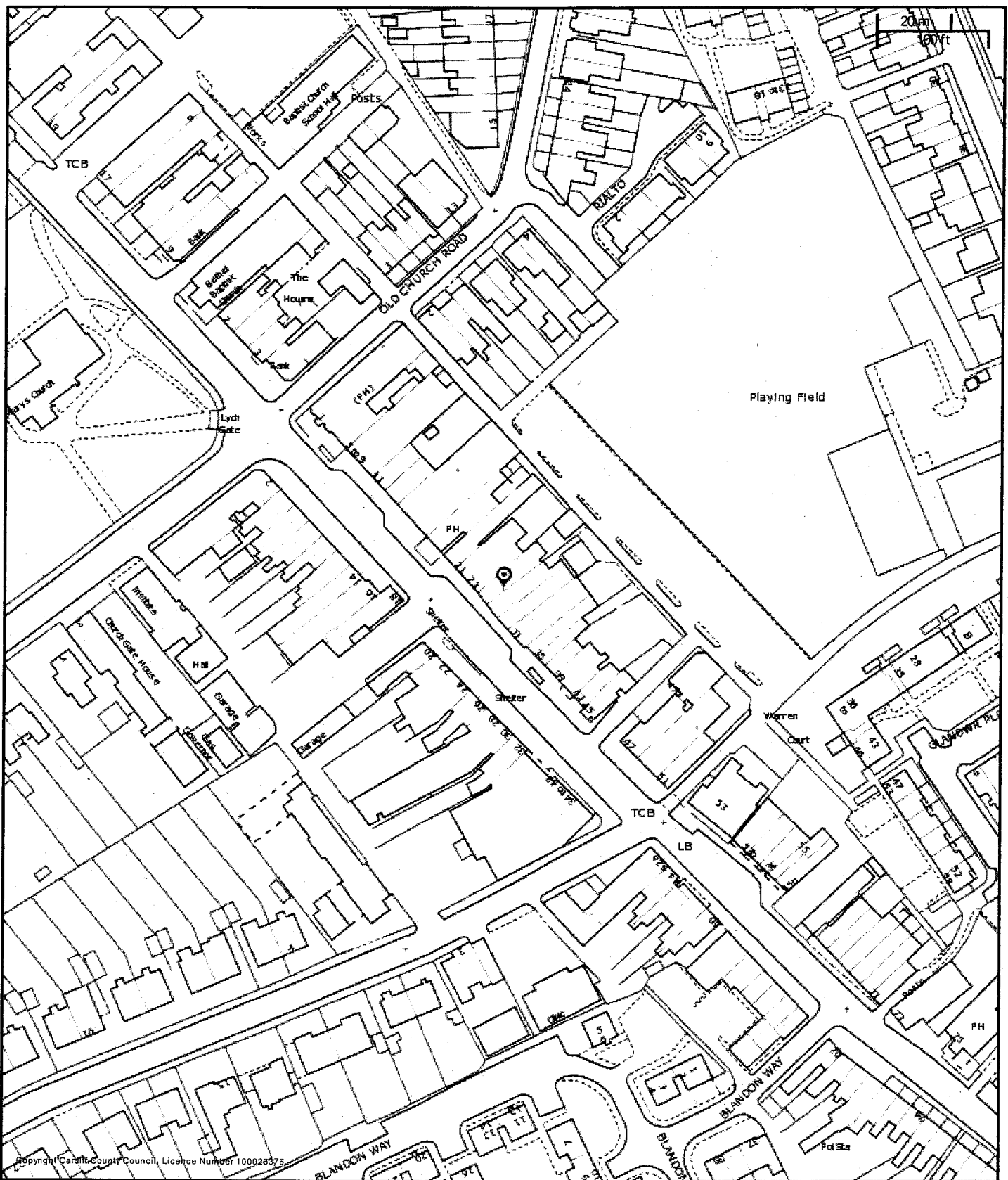
To: (safety-south@southwales-fire.gov.uk); Old Email Addresses - 2015b; Bond, Graham; CH - Child Protection Unit; Old Email Addresses - 2015b; DC Consultations; Fiona Kinghorn; Food Safety Team; Health & Safety Enforcement Section; Home Office (Immigration Enforcement); Hotchkiss, Jackie; Josef Prygodzicz; Kelly, Cerys; NA Plan; Planning Assistants; Police Mailbox (SWPCardiffLicensing@south-wales.pnn.police.uk); Reville, Shaun; Sian James

Cc: Griffiths, Paul (PPE); Agostini-Green, Iaria; Brown, Andrew (SRS TUPE); Curry, Peter; Ewington, Amanda; Griffiths, Emily (Regulatory); Haughton, Tim; Like, Ruth

Subject: Licensing Act 2003: Application to vary a Premises Licence - Miss Jones, 25-29 Whitchurch Road, Whitchurch, Cardiff, CF14 1DA (AMENDED ATTACHMENT)


I am writing to advise you that an application to vary the existing Premises Licence under the Licensing Act 2003 was received by this Authority on 26th April 2017 in respect of the above premises.

Representations may be made in respect of this application by 24th May 2017.



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

City of Cardiff Council
Cyngor Dinas Caerdydd



**CARDIFF
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**CARDIFF COUNCIL
CYNGOR CAERDYDD**

LICENSING SUB-COMMITTEE: 16 June 2017

Report of the Head of Regulatory Services

Applications in respect of Licensed Premises Gaming Machine Permits

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

1. Newbridge, Abergele Road, Trowbridge, Cardiff
2. Village Inn, Croescardarn Road, Cardiff

**Dave Holland
Regulatory & Supporting Services**

30 May 2017

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