



County Hall
Cardiff
CF10 4UW
Tel: (029) 2087 2000

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

AGENDA

Committee	LICENSING SUB COMMITTEE
Date and Time of Meeting	FRIDAY, 15 SEPTEMBER 2017, 10.00 AM
Venue	ROOM E, CITY HALL - CITY HALL
Membership	Councillor Jackie Parry (Chair) Councillors Mackie and Williams

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 Grant of a Premises Licence - For Your Eyes Only** (Pages 1 - 10)

3 **Application for the Variation of a Premises Licence - Coop Llandaff** (Pages 11 - 22)

4 **Application for the Grant of a Premises Licence - The Botanist** (Pages 23 - 34)

5 **Gambling Permit Application** (Pages 35 - 36)

6 **Small Society Lottery Registrations** (Pages 37 - 38)

Davina Fiore

Director Governance & Legal Services

Date: Monday, 11 September 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. 1199

LICENSING SUB-COMMITTEE: 15 September 2017

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 013709

Name of Premises: For Your Eyes Only

Ward: Cathays

1. Application

1.1 An application for a Premises Licence - Grant, has been received from Pearl Restaurants Limited in respect of For Your Eyes Only, 90 St Mary Street, Cardiff, CF10 1DW.

1.2 The applicant has applied for a Premises Licence for the above premises and has given the description of the premises as follows:

“Striptease and table dancing performances”.

1.3 The following licensable activity is proposed:

1. The provision of films (indoors):

Sunday to Thursday: 11:00 to 04:30

Friday and Saturday: 11:00 to 05:30

From the start of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

2. The provision of live music (indoors):

Sunday to Thursday: 11:00 to 04:30

Friday and Saturday: 11:00 to 05:30

From the start of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

3. The provision of recorded music (indoors):

Sunday to Thursday: 11:00 to 04:30

Friday and Saturday: 11:00 to 05:30

From the start of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

4. The performance of dance (indoors):

Sunday to Thursday: 11:00 to 04:30

Friday and Saturday: 11:00 to 05:30

From the start of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

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

Sunday to Thursday: 23:00 to 04:30

Friday and Saturday: 23:00 to 05:30

New Years Eve: 23:00 to 05:00

6. The supply of alcohol for consumption on the premises:

Sunday to Thursday: 11:00 to 04:00

Friday and Saturday: 11:00 to 05:00

From the start of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

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 In respect of the application 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 application should be determined and the appropriateness of any conditions on the licence needs to be discussed.

Dave Holland
Regulatory Services

31 August 2017

Sun		06:00	
	11:00		

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

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

Please see attached operating schedule.

b) The prevention of crime and disorder

Please see attached operating schedule.

c) Public safety

Please see attached operating schedule.

d) The prevention of public nuisance

Please see attached operating schedule.

e) The protection of children from harm

The following conditions are proposed to be attached to the Premises Licence detailed above:

- (1) There shall be no admittance to the premises after 05:15
- (2) There shall be a 30 minute drinking up period.
- (3) There shall be no consumption of alcohol on the premises following the 30 minute drinking up period.
- (4) Plastic or non-glass vessels will be used when the sale of alcohol extends beyond 03:00. This will mean the supply of drinks at the premises, both alcoholic and non-alcoholic, shall be in non-glass or plastic from 23:00. Sufficient glass collectors shall be engaged on the premises to help remove glass from public areas. The exclusion to the above shall be for persons who are seated, and for those who are seated or standing in the identified 'bar area' as disclosed on the plan.
- (5) On days considered to be major event days in the City Centre and Cardiff Bay areas, such as sporting events at the Millennium Stadium, all drinks shall be dispensed in non-glass or plastic vessels. The exclusion to the above shall be for persons who are seated, and for those who are seated or standing in the identified 'bar area' as disclosed on the plan.
- (6) A CCTV system will 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 extending to the middle of the highway and any external area associated with the premises. The images will be kept for a minimum period of 31 days. The images will be produced to a Police employee in a readily playable format immediately upon request when the premises are open to the public and at all other times as soon as reasonably practicable. There will be sufficient trained staff to facilitate the above.
- (7) Suitably qualified SIA door supervisors will be employed at the premises, should the premises operate beyond midnight, and shall be so employed from 21:00 and on a ratio of 1 per 100 persons.
- (8) There shall be no more than 12 extensions per year of one hour allowed. The South Wales Police shall be notified of the extension of hours at least 14 days prior to such an extension. The South Wales Police will have the right to veto such extensions of hours by giving the applicant 7 days notice in writing prior to the extension.
- (9) On days considered major event days in the City Centre and Cardiff Bay areas, such as sporting events at the Millennium Stadium, the premises shall be allowed to open to the public at 10:00
- (10) The premises will adopt the Radionet scheme.
- (11) There shall be no OFF sales of alcohol.
- (12) The premises will adopt the drug safe scheme and conduct random searches of customers attending at the venue for illegal substances and alcohol.
- (13) There will be no striptease or similar entertainment, save that operated under an SEV Licence, for as long as Cardiff Council adopts and operates the SEV legislation.
- (14) No persons under the age of 18 years of age shall be allowed into the premises after 23:00.
- (15) The Designated Premises Supervisor or a member of the management team shall be present on the premises when open to the public. Management to be verified by the production of a management contract which shall be kept on site and produced upon the request of the relevant authorities.
- (16) Whilst entertainment is taking place, no less than two door supervisors, SIA registered, shall be engaged at the premises.

- (17) Management or the Designated Premises Supervisor will remove or refuse entry to any member of the public who is not in a fit and proper state.
- (18) The premises will have a clearly defined conditions of entry policy.
- (19) Any noise produced or associated with the regulated entertainment shall not be audible at the facade of the nearest residential premises.
- (20) Notices shall be displayed advising customers to leave quickly and quietly.
- (21) A complaints book shall be provided and available to Police and Licensing Authority upon request.
- (22) An incident book shall be provided and made available to the Police and Licensing Authority upon request.
- (23) In the last 30 minutes the premises are to be open to the public the music shall be gradually reduced.
- (24) A proof of age scheme will operate requiring persons to provide recognised photographic identification as required.
- (25) A Challenge 21 policy shall be in operation at the premises.

From: Thayer, Simon
Sent: 09 August 2017 14:28
To: Licensing (Licensing, Regulatory)
Cc: Barker, Kirstie
Subject: For Your Eyes Only, 90 St Mary Street, Cardiff
Attachments: Representation.doc

Please see the attached for my objection to the licence application.

I do not have an email address for the applicant so have not been able to cc them into this email.



Mr Simon Thayer
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: 02920871650
e-mail / e-bost: SThayer@Cardiff.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.

Representation Submission Form

Licensing Act 2003 - Representation in respect of Premises Licence Applications

Details of person or body making representation	
Your Name:	Simon Thayer
Your Address:	Shared Regulatory Services Bridgend, Cardiff and Vale of Glamorgan Room 203 City Hall Cardiff CF10 3ND
Phone No: 02920 871650	Email: sthayer@cardiff.gov.uk

Details of premises representation is about	
Name of Premises:	For Your Eyes Only
Address of premises:	1 st , 2 nd & 3 rd Floors, 90, St Mary Street, Cathays, Cardiff, CF10 1DW
Application No. (if known)	

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	<input type="checkbox"/> yes
Public Safety	<input type="checkbox"/> yes
Prevention of public nuisance	<input checked="" type="checkbox"/> yes
Protection of children from harm	<input type="checkbox"/> yes

Please summarise your concerns about this application:
I would wish to object to this application for a premises licence under the 'Prevention of Public Nuisance' objective.

Please give further details of why you believe this application will have an adverse effect on the licensing objectives

I believe there is the potential for the licensing objective 'Prevention of Public Nuisance' not to be met. The potential noise from patrons and the licence activities up to 06:00 could impact upon adjacent residential accommodation at 91/92 St Mary Street.

The authority deals with all representations received in an open and transparent manner. By law the authority must provide the details of any representation to the applicant. The authority will also provide full details to the Licensing Committee to ensure that members have the full information when determining any application at a hearing. Details of any hearing must be made publically available and will be available on the Council website. By submitting this form you are giving permission for the authority to make the information supplied publically available.

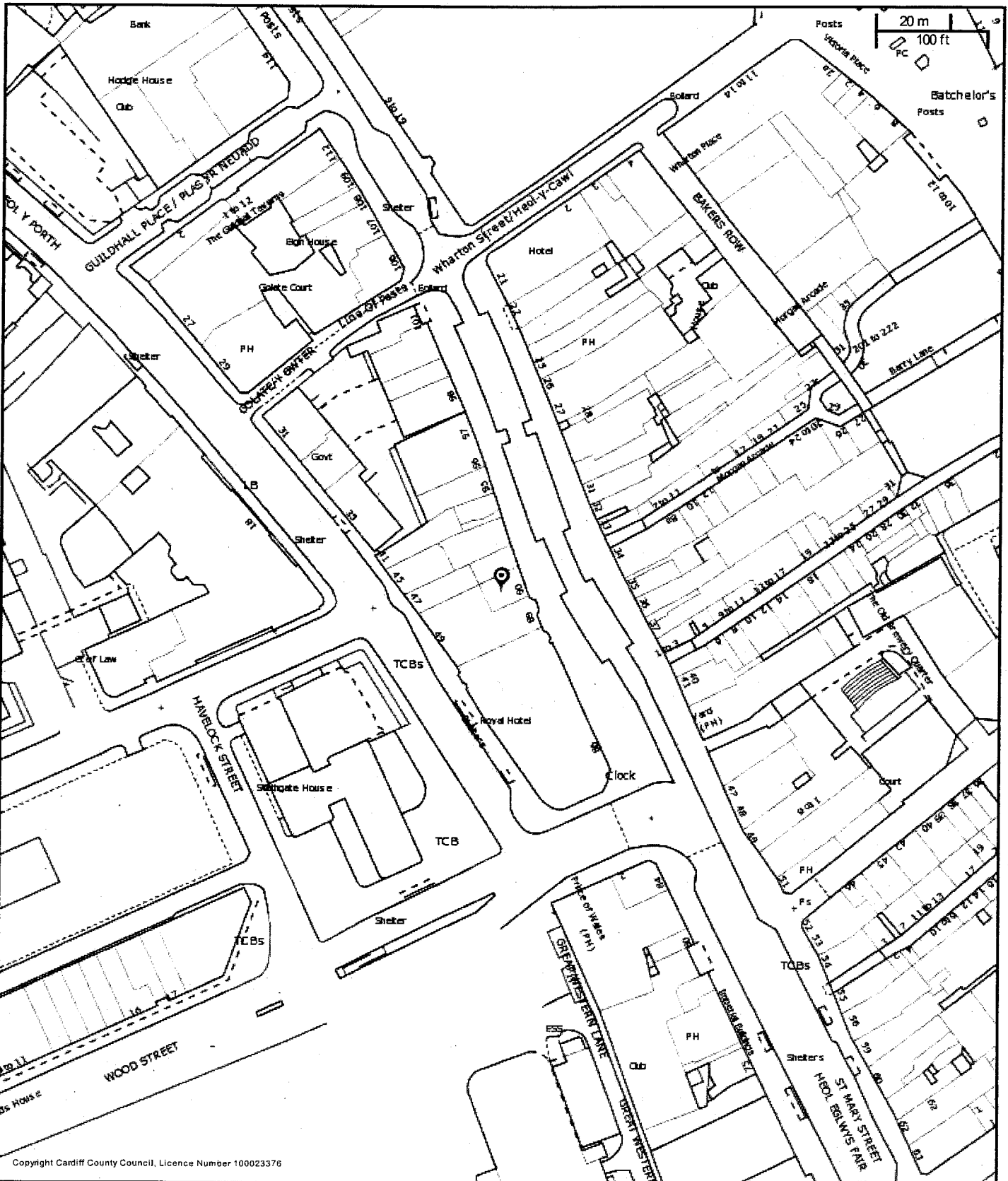
Return your completed form to:

By Post:

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

By Email:

licensing@cardiff.gov.uk



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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



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**CARDIFF COUNCIL
CYNGOR CAERDYDD**

Agenda Item CO. 1200

LICENSING SUB-COMMITTEE: 15th September 2017

Report of the Head of Regulatory Services

Application to vary a Premises Licence

Application No: CCCP/01717

Name of Premises: Co-Op, Llantrisant Road

Ward: Fairwater

1. Application

1.1 An application for a Premises Licence - Variation, has been received from Co-Operative Group Food Limited in respect of Co-Op, Llantrisant Road, Llandaff, Cardiff, CF5 2PW

1.2 The licence currently permits the following:

1. The supply of alcohol for consumption off the premises:
Monday to Sunday: 07:00 to 23:00

2. The provision of late night refreshment:
Monday to Sunday: 23:00 to 00:00

1.3 The application for variation is made to propose the following:

1. The supply of alcohol for consumption off the premises:
24 hours a day, 7 days a week

2. The provision of late night refreshment:
Monday to Sunday: 23:00 to 05:00

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

31 August 2017

Continued from previous page...

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

All of Annex 2 to be replaced with conditions offered in this application.

- 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 18

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 has given thought to the potential impact of the grant of this application on the four licensing objectives and, having regard to the locality, considers that the following conditions are appropriate, proportionate and necessary.

b) The prevention of crime and disorder

1. The Premises Licence Holder shall maintain a CCTV system which gives coverage of all entry and exit points. The system shall continually record whilst the premises are open and conducting licensable activities. All recordings shall be stored for a minimum period of 28 days and shall be capable of being easily downloaded. Recordings shall be made available upon the receipt of a request by an authorised Officer of the Police or the Local Authority.

2. There shall be "CCTV in Operation" signs prominently displayed at the premises.

3. Between the hours of 23:00 and 05:00 members of the public shall not be allowed to enter the store and shall be served through the night hatch.

4. An incident log (whether kept in a written or electronic form) shall be retained at the premises and made available to an authorised Officer of the Police or the Local Authority.

5. The Premises Licence Holder shall operate a proof of age scheme, such as a Challenge 25, whereby the only forms of acceptable identification shall be either a photographic driving licence, a valid passport, military identification or any other recognised form of photographic identification incorporating the PASS logo, or any other form of identification from time to time approved by the secretary of the state.

6. The premises shall be fitted with a burglar alarm system.

7. The premises shall be fitted with a panic button system for staff to utilise in the case of an emergency.

Continued from previous page...

c) Public safety

The Premises Licence Holder shall ensure that the appropriate fire safety, and health and safety regulations are applied at the premises.

d) The prevention of public nuisance

A complaints procedure shall be maintained by the Premises Licence Holder, details of which shall be made available in store and upon request.

e) The protection of children from harm

1. All staff shall receive training in relation to the sale of alcohol. No member of staff will be permitted to sell alcohol until such time as they have successfully completed the aforementioned training.

2. An age till prompt system shall be utilised at the premises in respect of alcohol.

3. A refusals register (whether kept in written or electronic form) shall be maintained at the premises and shall be made available for inspection upon request by an authorised Officer of the Police or the Local Authority.

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

From: Rob.Gunstone@south-wales.pnn.police.uk
Sent: 23 August 2017 08:41
To: Licensing (Licensing, Regulatory); Richard.Arnot@wardhadaway.com
Subject: FW: COOP and Llantrisant Road, Llandaff [WH-WH.FID2670797]
Attachments: Amended Conditions.DOCX

***** 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, meddylwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

Thank you Richard.

I would be in agreement with the attached conditions and withdraw the proposed condition in relation to the personal licence holder etc.

As such there would be no objection to the granting of the variation as discussed.

Kind regards,

Rob.

From: Richard Arnot [mailto:Richard.Arnot@wardhadaway.com]
Sent: 22 August 2017 16:27
To: Gunstone,Robert swp3487 <Rob.Gunstone@south-wales.pnn.police.uk>
Subject: COOP and Llantrisant Road, Llandaff [WH-WH.FID2670797]

Hi Rob,

I have managed to speak to someone who can give me instructions and have attached a revised schedule which I hope assuages your concerns.

If you're content, we'll ask that the application be amended accordingly.

R

Richard Arnot
Partner | Licensing & Regulatory Unit

Direct: +44 (0) 191 204 4342
Mobile: +44 (0) 797 311 7329

AMENDED CONDITIONS

1. CCTV

- 1.1. A CCTV system shall be installed and maintained at the premises.
- 1.2. The CCTV system shall be in operation at all times during which the premises are open to the public and shall give coverage of all areas, except toilets, to which the public have access.
- 1.3. CCTV images shall be kept for a minimum of 31 days and shall be made available to an employee of the Police, a Police Officer or an authorised employee of the Licensing Authority in an easily downloadable format on request.
- 1.4. A member of staff who is able to operate the CCTV system shall be present at the premises at all times that they are open to the public.

2. Incident Log

- 2.1. An incident log, whether kept in written or electronic form, shall be maintained at the premises and shall be made available to an employee of the Police, a Police Officer or an authorised employee of the Licensing Authority for inspection on request.
- 2.2. The incident log shall record any complaints received in connection with the licensable activity at the premises, any faults with the CCTV system, any refusal to sell alcohol at the premises, and any visit to the premises by a Responsible Authority in connection with the licensable activity.

3. Night Hatch

- 3.1. Between the hours of 2300 and 0500 customers shall not be permitted to enter the shop area of the premises and shall be served through the night hatch.

From: Rob.Gunstone@south-wales.pnn.police.uk
Sent: 21 August 2017 11:10
To: Licensing (Licensing, Regulatory)
Cc: jenny.waller@wardhadaway.com
Subject: Variation. Co-op. Llantrisant Road.
Attachments: 20170821115233632.pdf; Headed Paper Co-Op Llantrisant Road..doc

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Please find attached Police representations in respect of the above application to vary an existing premises licence. Should the applicant confirm that they are in agreement with said representations, then the Police objections will be withdrawn.

For your information and consideration.

Rob Gunstone.
Pc 3487

Police Licensing Department
Cardiff Bay Police station.
James Street
Cardiff
CF10 5EW

Tel 029 20 634159

Mob 07584 004356

Ydych chi angen siarad gyda'r heddlu ond nad oes angen ymateb brys arnoch? Ffoniwch 101... Gellir defnyddio'r rhif i roi gwybod am achos nad yw'n un brys i unrhyw heddlu yng Nghymru a Lloegr.
Mewn argyfwng, ffoniwch 999 bob amser.

Do you need to speak to police but don't require an emergency response? Call 101... The number can be used to report a non-emergency to any force in Wales and England.
In an emergency, always dial 999.

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 welcomes 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.



Police Licensing Department .
Cardiff Bay Police station.
James Street,
Cardiff.
CF10 5EW.

21st August 2017

Co-op.
Llantrisant Road.
Cardiff
CF5 2PW

**APPLICATION FOR A PREMISES LICENCE UNDER THE LICENSING ACT 2003.
CO-OP. LLANTRISANT ROAD. CARDIFF. CF5 2PW**

To whom it may concern,

I have caused enquiries to be made into this application. As a result of these enquiries, I now make the following representations. It is my request that these representations should be considered when deciding on the licensable activities and conditions for the licence.

The Police are objecting to the granting of the new premises licence on the basis of the prevention of crime and disorder and that of public nuisance.

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

POLICE REPRESENTATIONS.

The following conditions are therefore requested.

Should the applicant not agree to these conditions then the Police will object to the granting of this variation on the following basis;

The prevention of Crime and disorder

Chief Constable **Peter Vaughan, BSc (Hons), DipAppCrim** Prif Gwnstabl

From: Ford, Lisa (Cllr)
Sent: 14 August 2017 15:02
To: Barker, Kirstie; McEvoy, Neil (Cllr); Parry, Keith (Cllr)
Cc: Griffiths, Paul (PPE)
Subject: RE: Licensing Act 2003: Application to vary a Premises Licence - Co-op, Llantrisant Road, Llandaff, Cardiff

Dear Kirstie,

I write with regard to the application for licensing and object on the grounds of the hours requested due to the close proximity to all of the residents properties. Furthermore there are already problems with anti-social behaviour and the extended hours will cause more problems in the area.

Regards

Cllr Ford

From: Barker, Kirstie
Sent: 26 July 2017 14:50
To: Ford, Lisa (Cllr); McEvoy, Neil (Cllr); Parry, Keith (Cllr)
Cc: Griffiths, Paul (PPE)
Subject: Licensing Act 2003: Application to vary a Premises Licence - Co-op, Llantrisant Road, Llandaff, Cardiff

I am writing to advise you that an application was received on 25th July 2017 to vary the Premises Licence under the Licensing Act 2003 in respect of the above premises. Details of the application are attached.

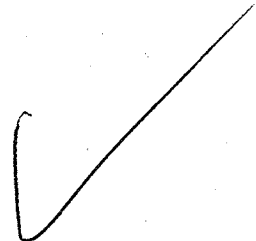
Representations regarding the application must be submitted to this office by 22nd August 2017.

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 / Epost: 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.

From: Kirstie Barker
Sent: 22 August 2017 11:51
To: Licensing (Licensing, Regulatory)
Subject: Coop Group - Llantrisant Rd, Llandaff - CCCP/01717

Dear Sir,

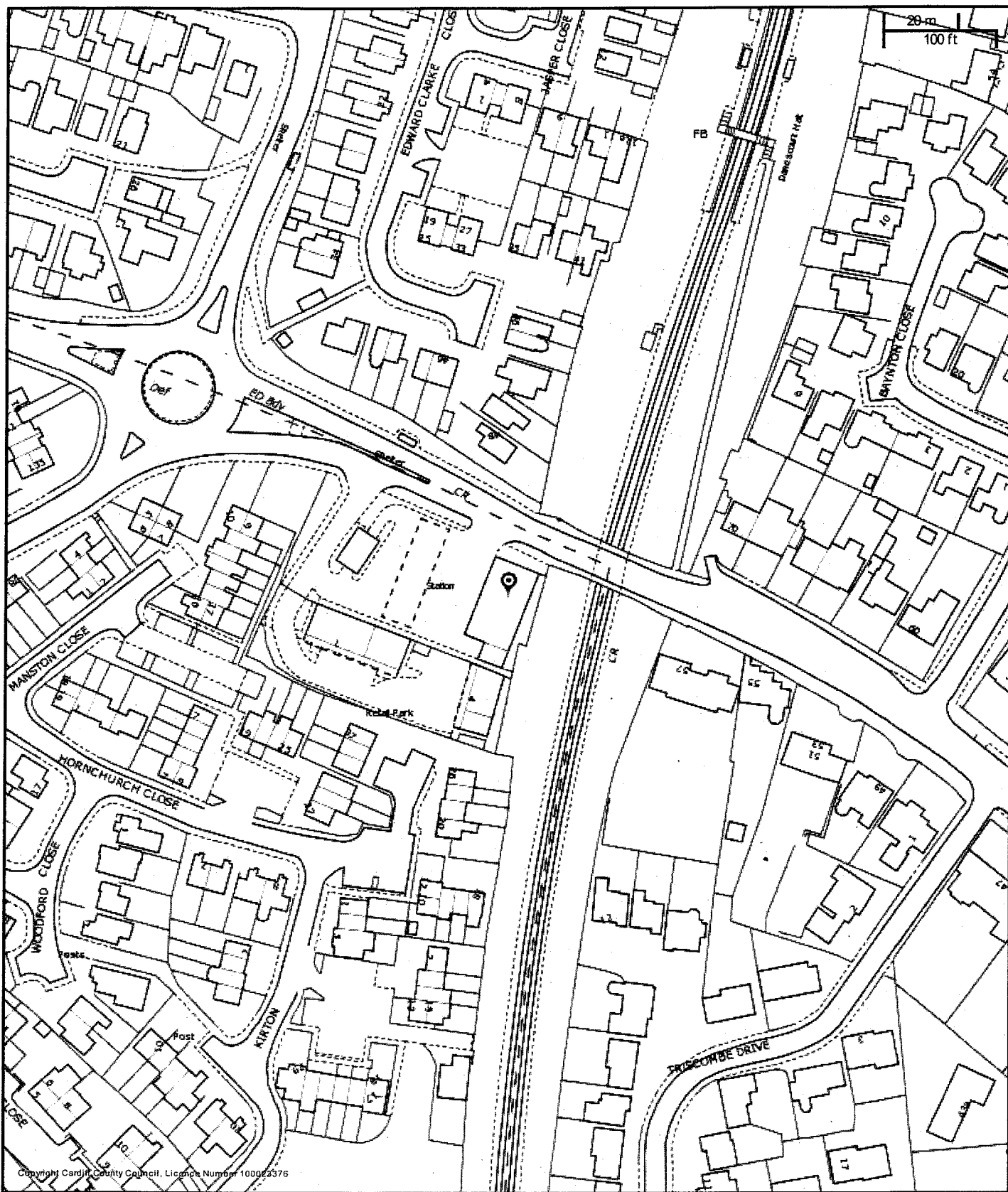
We have just seen the application to vary the premises' licence at the Coop Garage, Llantrisant Rd, Llandaff. We understand they wish to change the hours for sale, for off-premises consumption of alcohol, from Monday-Sunday 07.00-23.00 to Monday-Sunday 00.00-00.00. They also wish to change the hours for late night refreshment from 23.00-00.00 to 23.00-05.00 Monday-Sunday.

As mentioned in our objection to the original licence application, we object to the principle of sales of alcohol from any garage, as it could encourage drivers to consume alcohol whilst driving. We also worry about people needing to buy alcohol at these late hours and whether it could encourage bad behaviour in the area.

We understood that a previous, similar application had been turned down by the council and would be interested to discover any evidence of need, for this change, which has no doubt been investigated by the Coop.

This is mostly a residential area and if such sales were not made to drivers, as mentioned earlier, sales would be made to passing foot trade, plus some attracted from other areas, who could both be the cause of anti-social behaviour in the area close to the premises.

Yours



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. 1202

LICENSING SUB-COMMITTEE: 15 September 2017

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 014119

Name of Premises: The Botanist

Ward: Cathays

1. Application

1.1 An application for a Premises Licence - Grant, has been received from New World Trading Company (UK) Limited in respect of Unit D, 5-10 Church Street, Cardiff, CF10 1BG.

1.2 The applicant has applied for a Premises Licence for the above premises and has given the description of the premises as follows:

“Restaurant and bar trading as The Botanist”.

1.3 The following licensable activity is proposed:

1. The provision of live music (indoors):

Monday to Sunday 10:00 to 02:00

From the start of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

An additional hour on the day British Summer Time begins to dis-apply its effect.

2. The provision of recorded music (indoors):

Monday to Sunday 10:00 to 02:00

From the start of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

An additional hour on the day British Summer Time begins to dis-apply its effect.

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

Monday to Sunday 23:00 to 02:00

New Years Eve: 23:00 to 05:00

An additional hour on the day British Summer Time begins to dis-apply its effect.

4. The supply of alcohol for consumption on and off the premises:

Monday to Sunday 08:00 to 02:00

From the start of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

An additional hour on the day British Summer Time begins to dis-apply its effect.

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 In respect of the application 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 application should be determined and the appropriateness of any conditions on the licence needs to be discussed.

Dave Holland
Regulatory Services

31 August 2017

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

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

As per the attached Operating Schedule and other policies.

b) The prevention of crime and disorder

As per the attached Operating Schedule and other policies.

c) Public safety

As per the attached Operating Schedule and other policies.

d) The prevention of public nuisance

As per the attached Operating Schedule and other policies.

e) The protection of children from harm

As per the attached Operating Schedule and other policies.

THE BOTANIST CARDIFF

OPERATING SCHEDULE

Staff shall be trained in the requirements of the Licensing Act 2003 with regard to the Licensing Objectives.

A) The Prevention of Crime and Disorder

1. A full CCTV system shall be installed to a standard agreed with South Wales Police. It will be maintained and operated at all times the premises are open to the public. The system shall cover all areas to which the public have access (excluding toilets), including entrances and exits and any outside areas used by customers. Images shall be kept for a minimum of 31 days. The images shall be produced to an authorised police employee in a readily playable format immediately upon request when the premises are open, and at all other times as soon as reasonably practical. There will be sufficient staff training to facilitate the above.
2. SIA registered door staff shall be employed at a ratio of 1:100 from 21:00 until close on Friday and Saturday nights and on all major event days. A 'major event' is defined as any event that South Wales Police deem as such and which will be published on the South Wales Police website and/or the Licensees' Forum website.
3. At all other times, SIA registered door staff shall be employed at the premises, in accordance with a risk assessment to be carried out by the DPS.
4. When employed, a register of those door staff employed shall be maintained at the premises and shall include:
 - (i) the number of door staff on duty;
 - (ii) the identity of each member of door staff;
 - (iii) the times the door staff are on duty.
5. Open containers of alcohol shall not be removed from the premises, save for consumption in any delineated external area.
6. Any external furniture will be moved inside or alternatively secured by 23:00 daily.
7. Staff will be trained in the laws relating to under age sales, and that training shall be documented and repeated at 6 monthly intervals.
8. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request.
9. On major event days (as defined in Condition 2) all drinks will be dispensed in non-glass vessels with the exception of people partaking of a substantial table meal or consuming wine or champagne.

B) Public Safety

1. A first aid box will be available at the premises at all times.
2. Regular safety checks shall be carried out by staff.
3. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.

4. The premises shall maintain an Incident Log and public liability insurance.

C) The Prevention of Public Nuisance

1. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises.
2. The exterior of the building shall be cleared of litter at regular intervals.
3. A Dispersal and Smoking Policy will be implemented and adhered to (see attached).
4. The emptying of bins into skips, and refuse collections will not take place between 11pm and 7am.
5. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
6. At any given time, a minimum of 75% of the public trading area will be set aside for tables and chairs.
7. There shall be a full meals menu (subject to a wind down period) and waiter or waitress service available throughout the premises.

D) The Protection of Children From Harm

1. A "Challenge 21" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 21. The only acceptable photographic driving licences, passports, HM forces cards, or a form of identification with the "PASS" hologram
2. Staff training will include the Challenge 21 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.
3. Children under the age of 18 shall not be permitted into or to remain on the premises after 21:00 unless accompanied by an adult.

Barker, Kirstie

From: Tony.Bowley@south-wales.pnn.police.uk
Sent: 29 August 2017 16:13
To: rebeccaegan@kuits.com
Cc: Licensing (Licensing, Regulatory); Timothy.Davies@south-wales.pnn.police.uk; Justin.Hardwick@south-wales.pnn.police.uk
Subject: FW: Message from "SWPPRN1055"
Attachments: 20170829170423526.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, meddylwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

Dear Rebecca,

Please find attached a Police objection to this application.

We ask that the application be heard by the licensing subcommittee.

The Police ask that should the licensing subcommittee be minded to grant this application then we seek the placing of the listed conditions and amended conditions on the licence.

Sent on behalf of my colleague P.C. Tim DAVIES

Regards

Tony

-----Original Message-----

From: SWPPRN1055@south-wales.pnn.police.uk [mailto:SWPPRN1055@south-wales.pnn.police.uk]

Sent: 29 August 2017 16:04

To: Bowley,Anthony swp54909 <Tony.Bowley@south-wales.pnn.police.uk>

Subject: Message from "SWPPRN1055"

This E-mail was sent from "SWPPRN1055" (MP C5504ex).

Scan Date: 08.29.2017 17:04:23 (+0200)

Queries to: SWPPRN1055@south-wales.pnn.police.uk

Ydych chi angen siarad gyda'r heddlu ond nad oes angen ymateb brys arnoch? Ffoniwch 101... Gellir defnyddio'r rhif i roi gwybod am achos nad yw'n un brys i unrhyw heddlu yng Nghymru a Lloegr.
Mewn argyfwng, ffoniwch 999 bob amser.

Do you need to speak to police but don't require an emergency response? Call 101... The number can be used to report a non-emergency to any force in Wales and England.

In an emergency, always dial 999.

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 welcomes 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.



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

18th August 2017

New World Trading Company
2 Malt Street
Knutsford
WA16 6ES

Dear Sir

Application for a premises licence to be granted under the Licensing Act 2003

The Botanist, Unit D, 5 – 10 Church Street, Cardiff

I Chief Inspector Mark Hobrough of South Wales Police, hereby give notice that an objection shall be made to the application for a new premises licence for The Botanist, Unit D, 5 – 10 Church Street, Cardiff.

This Police objection is based upon the licensing objectives:-

1. The prevention of crime and disorder. (The premises are situated in an area which has high incidents of crime and disorder and incidents associated with alcohol)
2. The prevention of public nuisance (The premises are situated in an area which have incidents of public nuisance)

As a result the premises are located within the agreed Cumulative Impact Policy area for Cardiff City Centre. (*Special Policy Statement in respect of Cardiff City Centre adopted 2016*)

South Wales Police will object to the application to allow a Licensing Committee the opportunity to undertake the rebuttable presumption that the premises licence will not be granted unless the applicant can demonstrate that there will be no negative cumulative impact on one or more of the licensing objectives

Within the current application, you have detailed the steps you intend to take to promote the four licensing objectives. These are in the way of voluntary conditions that would be placed on the premises licence. If you successfully challenges the Saturation Policy or are able to demonstrate that the premises are likely to promote the licensing objectives, I feel that these conditions do not adequately promote the four licensing objectives, in particular the prevention of crime and disorder and the prevention of public nuisance.

Prif Gwnstabl **Peter Vaughan, O.St.J, QPM, BSc (Hons), DipAppCrim** Chief Constable

OFFICIAL

For that reason I have identified conditions that are necessary and proportionate that would enable the premises to operate whilst reducing the negative impact it will have on the licensing objectives.

However, I feel that it is pertinent to take this opportunity to reinforce the point that these conditions will not adequately promote the licensing objectives but merely go some way in limiting the extent as to which they are likely to be undermined.

Operating Schedule submitted by applicant (replacement wording)

(3) At all other times, SIA registered door staff shall be employed at the premises, in accordance with a written risk assessment to be carried out by the DPS. A copy of the risk assessment must be maintained for 12 months and be made available to police immediately should it be requested.

(8) An incident book shall be kept at the premises and maintained on site at all times for a period of 12 months. It shall be made available on request to an authorised officer of the local authority or a member of police staff, which will record the following:

All crimes reported to the venue

Any complaints received (of a Criminal or Licensing nature)

Any incidents of disorder

Any refusal of the sale of alcohol

Live Music

Mon – Sun 10.00 – 01.00

Recorded Music

Mon – sun 10.00 – 01.00

Late Night Refreshment

Mon – Sun 23.00 – 01.30

Supply of Alcohol On and off the premises

Mon – Sun 08.00 – 01.00

Hours open to the public

Mon – Sun 08.00 – 01.30

Added conditions other than those on the operating schedule

(10) The premises will operate a South Wales Police approved radio system at all times when open to the public.

(11) The DPS or personal licence holder will be on the premises at all times licensable activities are taking place.

(12) The DPS will ensure that an adequate system for measuring the number of patrons in the premises is used by door security when on duty, such as counting clickers. Numbers of customers on the premises will be recorded each half an hour. The record will be kept for a minimum of 12 months and will be made available to a police employee or representative of a responsible authority immediately upon request.

(13) The premises must be an active member of the Cardiff Licensee Forum or other such scheme operated within Cardiff City Centre. The DPS or other nominated member of staff must attend meetings when they take place

OFFICIAL

(14) There shall be no entertainment of a sexual nature

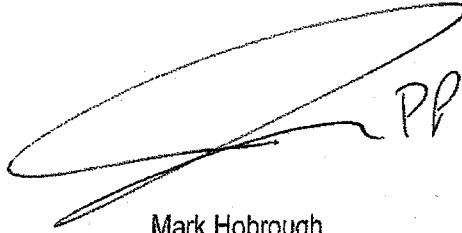
(15) There will be no mobile alcohol sales persons of any sort.

(16) There will be no bars situated in any outside area associated with the premises.

(17) The premises will operate predominantly as a restaurant and the licence will remain in force as long as the primary use of the premises is that of a restaurant.

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 faithfully



PP Insp Jason Rees

Mark Hobrough
Chief Inspector

NOT PROTECTIVELY MARKED - HEB FARC GWARCHOD

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 URBS Y DWYRAIN
Gorsaf Heddlu Bae Caerdydd, Stryd James, Bae Caerdydd CF10 5EW
Teliffon: 029 2022 2111 Ffacsimili: 029 2052 7280

Barker, Kirstie

From: Morgan, Rhys
Sent: 30 August 2017 15:38
To: Barker, Kirstie
Subject: FW: THE BOTANIST, UNIT D, 5-10, CHURCH STREET CATHAYS, CARDIFF (NEW218/21)

Kirstie,

In regard to the above application to vary/grant premises license, I wish to advise that the Licensing Authority of Cardiff Council will be objecting to the application.

A Cumulative impact Policy has been adopted for the City Centre area of the City. The Licensing Authority has adopted the policy due to high levels of alcohol related crime and disorder, in the interests of public safety and the avoidance of nuisance.

The policy creates a presumption that new applications for Premises Licences will be refused unless the applicant can demonstrate the business will have no negative effect on any of the licensing objectives.

The premises detailed above falls within the boundary of the Cumulative Impact Zone and therefore an objection is submitted in respect to the following Licensing Objectives.

The prevention of crime and disorder.
The prevention of public nuisance.
Public safety.

Consequently the Licensing Sub-Committee will need consider this application.

However the Authority will withdraw its objection if the applicant can demonstrate that the premises is primarily a restaurant in that alcohol is only sold with a substantial table meal and there is no public bar area exclusively for the sale the sale of alcohol, in line with Cardiff Councils Cumulative Impact Policy.

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 871123

Finalist

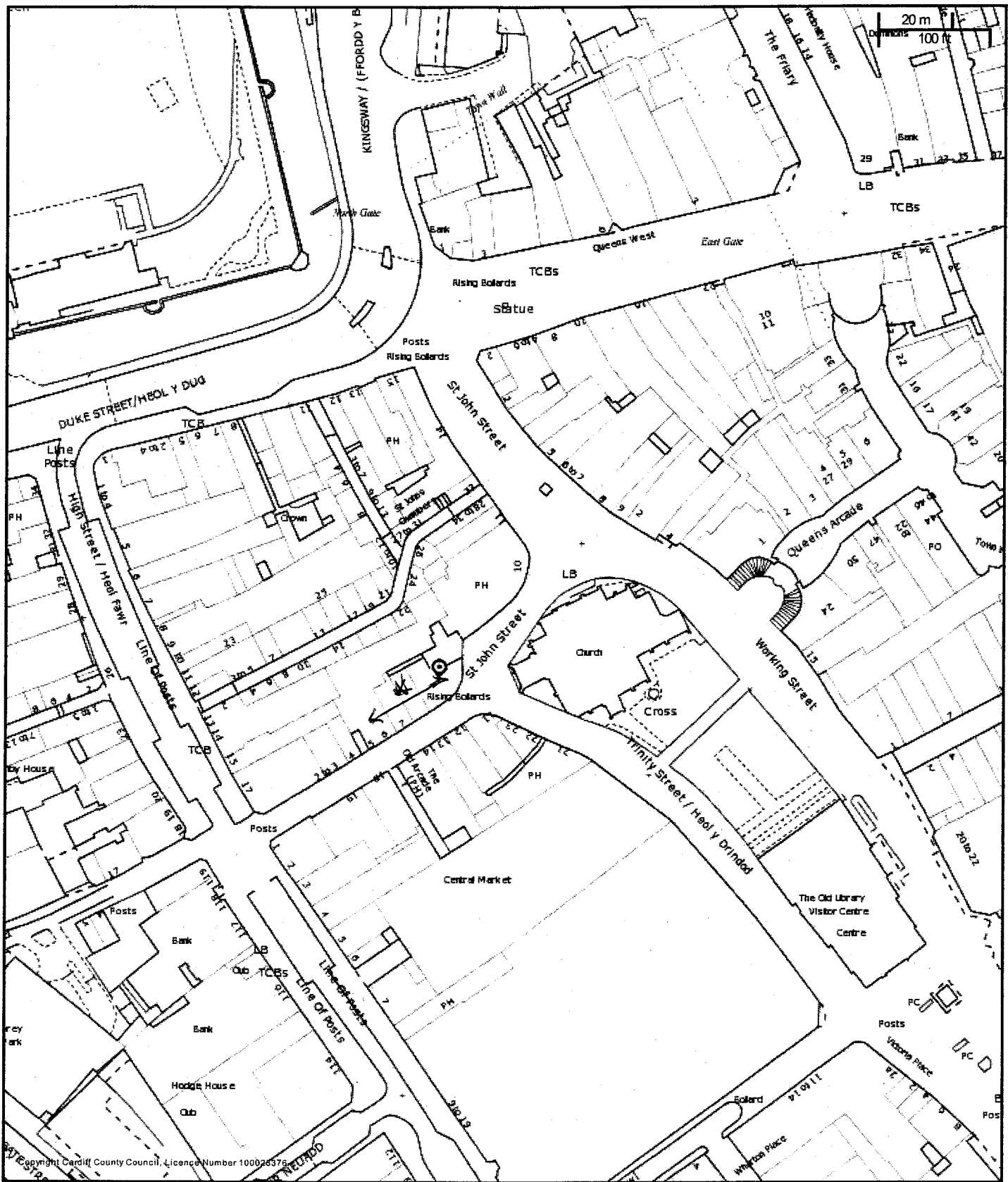


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Environmental Health, Trading Standards
and Regulatory Service
APSE Service Awards 2017

Language Preference

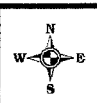
Mae'r Cyngor yn croesawu gohebiaeth yn Gymraeg a Saesneg a byddwn yn sicrhau ein bod yn cyfathrebu â chi yn yr iaith o'ch dewis, boed yn Saesneg, yn Gymraeg neu'n ddwyieithog cyhyd â'n bod yn ymwybodol o'ch dewis. Cysylltwch â 029 20871651/ trwyddedu@caerdydd.gov.uk i nodi dewis iaith. Os na fyddwn yn 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.

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.



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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Licensed Premises Gaming Permit Applications.

The Sub-Committee are requested to determine the following Permits for revocation due to non-payment of the annual fee as required under the Gambling Act 2005.

<i>No.</i>	<i>Premises Name</i>	<i>Address</i>
153	Cardiff Ex-Servicemens Club	44 Charles Street Cardiff CF10 2GE

Machines: 3

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Small Society Lottery Registration Committee Report

The Sub-Committee are requested to determine the following applications for revocation of Small Society Lottery Registrations due to non-payment of the annual fee.

Society Name	Reg. No
Cardiff University Students Union	461
The Stroke Association	525
Tenants Coffee Club Association	435
Guide Dogs for the Blind, Cymru	526
Children's Aid DRC Charity	548
Believe 5K Charity Run/Walk	556
2nd Llandaff Scout Group	559
Willowbrook Primary School	433
Radyr Rangers Football Club	467
Llandaff North Festival Committee	516
Home- Start Cardiff	517
Living Room Cardiff	469
Cardiff County & Vale of Glamorgan Youth Brass Band	35
St Monica's Church in Wales Primary School	56
Friends of Ton yr Ywen School	63
Parents and Friends Association of Christ the King Primary Scho	68
Herbert Thompson Primary School	142
Royal Antediluvian Order of Buffalos	158
Coed Glas PTA	175

Society Name

Reg. No

The Unknown Theatre Company

256