



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

AGENDA

Committee	LICENSING SUB COMMITTEE
Date and Time of Meeting	FRIDAY, 29 DECEMBER 2017, 10.00 AM
Venue	ROOM J, CITY HALL - CITY HALL
Membership	Councillor Jackie Parry (Chair) Councillors Hudson and Mackie

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 - STK House Ltd, Whitchurch Road (Pages 1 - 8)**

3 **Application for the Grant of a Premises Licence - Fintans, Station Road, Llanishen (Pages 9 - 18)**

4 **Small Society Lottery Registrations (Pages 19 - 20)**

5 **Gambling Permit Applications (Pages 21 - 22)**

Davina Fiore

Director Governance & Legal Services

Date: Monday, 25 December 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.

LICENSING SUB-COMMITTEE: 29 December 2017

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

**Application No: 017126
Name of Premises: STK House Ltd
Ward: Gabalfa**

1. Application

1.1 An application for a Premises Licence - Grant, has been received from STK House Ltd in respect of 188 Whitchurch Road, Cardiff, CF14 3NB.

1.2 The applicant has applied for the following:

(1) In respect of the following licensable activities:

1. The supply of alcohol for consumption on the premises

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

Monday to Sunday: 10:00 to 23:00

(4) To provide licensable activities during the following hours:

1. The supply of alcohol for consumption on the premises:
Monday to Sunday 10:00 to 23:00

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 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

14 December 2017

Continued from previous page...

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

A number of steps will be taken to ensure that all four objectives are covered in the day to day management of the premises. It includes Security Alarms, 24 hour CCTV and an integrated security system at all public areas. Adequate lighting (both internal & external), Staff Training and regular briefing.

b) The prevention of crime and disorder

Same as above

c) Public safety

Same as above

d) The prevention of public nuisance

Same as above

e) The protection of children from harm

Same as above

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Barker, Kirstie

From: Rob.Gunstone@south-wales.pnn.police.uk
Sent: 04 December 2017 15:40
To: Licensing (Licensing, Regulatory) \ Trwyddedu; cazzopardi@yahoo.com
Subject: STK House 188 Whitchurch Road.
Attachments: 20171204163321656.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 fgythiadau, meddylwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

To whom it may concern,

Please see the above objection made in respect of the new premises licence application for STK House 188 Whitchurch Road.

For your information and consideration.

Rob Gunstone.
Pc 3487
Police Licencing Department.
Cardiff Bay Police Station.
James Street.
Cardiff.
CF10 5EW

Tel 029 20 634 159

Mob 07584 004 356

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.

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

4th December 2017.

STK House Limited.
188 Whitchurch Road.
Cardiff.
CF14 3NB

**APPLICATION FOR A NEW PREMISES LICENCE. LICENSING ACT 2003.
STK HOUSE LIMITED. 188 WHITCHURCH ROAD.
CARDIFF. CF14 3NB**

To whom it may concern,

In relation to the above application, the Police have made contact with the applicant on a number of occasions during the twenty eight day consultation period. Messages have been left for the applicant and correspondence sent by way of e-mail requesting contact so as to arrange meetings and site visits, in order to expedite the application.

To date this contact has failed to elicit any response from the applicant. Therefore, the Police have been unable to discuss this application or to gain access to the proposed premises.

As a result we, the Police have been unable to assess the suitability of the premises for the conducting of licensable activity or to agree on those conditions deemed appropriate and proportionate to attach to the premises licence so as to promote and uphold the Licensing Objectives.

As such, the Police have no alternative but to make a formal objection to the granting of a premises licence for STK House Limited at 188 Whitchurch under the following licencing objectives, namely;

The Prevention of Crime and Disorder

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

Promotion of Public safety.

The Prevention of Public nuisance

The Protection of Children from Harm.

POLICE REPRESENTATIONS.

As stated, the Police object outright to the granting of this application, however, should the committee be so inclined as to grant the application, then the Police would request the following conditions be attached to the premises licence,

1. The premises will operate a Challenge 25 policy. This policy will be brought to the attention of customers by the use of appropriate signage, displayed in prominent positions in the premises. The only form of identification recognised will be photographic identification cards such as driving licence, passport, Armed forces identification cards or proof of age scheme cards.

All permanent staff will receive the appropriate Challenge 25 training, having completed a minimum of six continuous weeks of employment. No sale of alcohol will be made to those persons who, if challenged, are unable to produce suitable identification.

2. An incident book shall be kept at the premises and maintained on site for a period of twelve 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

Any visit by a representative of a relevant authority or a member of the emergency services.

Any failures of the CCTV system.

3. A CCTV system shall be installed to a standard as approved by South Wales Police and maintained and operated at all times 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 areas associated with the premises. The images shall be kept for a minimum of 31 days and shall be produced to a Police employee in a readily playable format immediately upon request when the premises are open and at all other times as soon as reasonably practicable. There will be sufficient trained staff to facilitate the above.

4. At least 70% of the public space within the licensable area of the premises will be occupied by tables and chairs.

5. SIA registered door supervisors will be employed at the premises on Fridays, Saturdays and those Sundays immediately prior to Bank Holidays, from 21:00hrs until the premises closes. They will be employed on a ratio of 1-100 with a minimum of two door supervisors at the premises at any one time on these days.

6. A register of Door Supervisors shall be kept at the premises. The register shall show the full name, address, company and SIA registration number of each Door Supervisor with signed acknowledgement

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of start and end duty times from each Door Supervisor. The register shall be kept by the DPS for a minimum of 18 months and will be made available to a police employee or representative of a responsible authority upon request.

7. The DPS will ensure that an adequate system for measuring the number of patrons in the premise is used by Door Supervisors - such as counting clickers. Numbers of patrons on the premises will be recorded each half-hour. This record will be kept for a minimum of 18 months by the DPS and will be made available to a police employee or representative of a responsible authority upon request.

8. Persons under the age of 18 are not permitted on the premises after 21:00hrs daily.

9. The DPS or a Personal Licence Holder will be on the premise at all times licensable activity takes place.

10. Purchase of alcoholic beverages will be possible only from static bars or by way of table service by waiters or waitresses. There will be NO mobile alcohol sales of any sort.

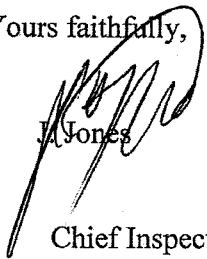
11. There will be sufficient glass collectors engaged on the premises to ensure glass is promptly removed from all public areas.

12. Toilet checks will be conducted twice each hour, at irregular intervals, to deter patrons from illegal activity. A register of toilet checks will be kept by the DPS for a minimum of 31 days and made available to the police or other responsible authority representative on request.

13. On those days designated by South Wales Police as major event days in the City Centre and Bay areas of Cardiff, there will be no off sales from the premises.

Therefore, should the applicant agree to the above, then the Police will withdraw their objection to the granting of a premises licence in respect of this application.

Yours faithfully,



J. Jones

Chief Inspector

COPY TO:

Claire HARTREY
Operations Manager,
Licensing and Strategic Services.
Cardiff City Council.
City Hall,
Cardiff.
CF10 3ND

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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.

LICENSING SUB-COMMITTEE: 29 December 2017

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 017319

Name of Premises: Fintans Llanishen

Ward: Llanishen

1. Application

1.1 An application for a Premises Licence - Grant, has been received from Spiro Michael Gropetis in respect of Fintans, 11 Station Road, Llanishen, Cardiff, CF14 5LS.

1.2 The applicant has applied for the following:

(1) In respect of the following licensable activities:

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

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

Monday to Sunday: 09:00 to 21:00

(4) To provide licensable activities during the following hours:

1. The supply of alcohol for consumption on and off the premises:
Monday to Sunday 09:00 to 21:00

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 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

14 December 2017

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

We are only aiming to sell bottled beers and wines as accompaniments to meals eaten in or taken away, we don't anticipate any anti social behaviour but all staff will be trained in Challenge 25, CCTV will be available at all times, stock will be stored out of reach of children.

b) The prevention of crime and disorder

CCTV will be in operation on the premises

c) Public safety

'nothing beyond existing health and safety/fire safety etc requirements'

d) The prevention of public nuisance

'nothing beyond existing health and safety/fire safety etc requirements'

e) The protection of children from harm

'nothing beyond existing health and safety/fire safety etc requirements'

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Barker, Kirstie

From: ian <ian@fintans.co.uk>
Sent: 14 December 2017 13:11
To: Tony.Bowley@south-wales.pnn.police.uk
Cc: Licensing (Licensing, Regulatory) \ Trwyddedu
Subject: RE: reps re FINTENS LLANISHEN

Hi Tony,

We are in complete agreement with your representations becoming conditions.

Kind Regards

Ian Fowler

Fintans Llanishen

From: Tony.Bowley@south-wales.pnn.police.uk [mailto:Tony.Bowley@south-wales.pnn.police.uk]
Sent: 30 November 2017 12:15
To: ian@fintans.co.uk
Cc: licensing@cardiff.gov.uk
Subject: reps re FINTENS LLANISHEN

Dear Ian and Spiro,

Please find attached the police representations for this application.

The signed original is available if you require it.

Should you be in agreement with the representations becoming conditions on your premises licence please email me in the affirmative and copy in Cardiff Council.

Regards

Tony

**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.**

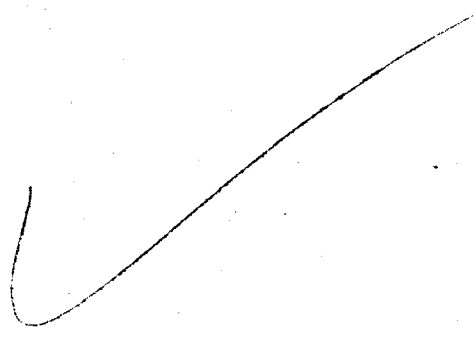
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Gallai defnyddio neu ddatgelu'r neges e-bost hon heb awdurdod fod yn anghyfreithlon. Gallwch weld ein datganiad cyfrinachedd yn: <https://www.south-wales.police.uk/cy/datganiad-cyfrinachedd-e-bost/>



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

20th November 2017

Ian@fintans.co.uk

Re **APPLICATION FOR A NEW PREMISES LICENCE,**

“FINTANS” 11 STATION ROAD, LLANISHEN, CARDIFF CF14 5LS.

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 activity and conditions for this licence.

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

Should the applicants agree to comply with the representation 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 REPRESENTATION

1. The premises licence shall only remain in force as long as the primary use of the premises is that of a takeaway/restaurant.
2. Alcohol will only be sold as an accompaniment to the purchase of a meal.
3. Customers will not be permitted to leave the premises with open containers of alcohol.
4. A cctv system will be installed to a standard agreed with South Wales Police. It shall 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 all public entrances and exits. Images will be kept for a minimum of 31 days.

The images shall be produced to an authorised Police employee or authorised officer of Cardiff Council Licensing in a readily playable format immediately upon request when the premises are open and at all other times as soon as is reasonable practical.

There will be sufficient staff training to facilitate the above.

5. At least 50% of the licensable area used by customers shall be set out with tables and chairs for the purpose of consuming food.

6. The premises shall operate a "Challenge 25" policy.

If the applicant does not agree with the afore-mentioned representations the Police objections will be based on the following:-

The prevention of crime and disorder

The prevention of public nuisance

Additional evidence to support the notice of the objection will be presented at any subsequent Licensing Committee hearing. This evidence will be expanded on verbally, written, statistical or CCTV evidence.

If you wish any further information then please contact Police Licensing Officer Tony Bowley at the Cardiff Bay Police Station ☎ 029.20. 633421.

Yours faithfully,

J. JONES
Chief Inspector.

Griffiths, Paul (PPE)

From: Paul Griffiths <0171-444444@pwr.com>
Sent: 09 December 2017 13:15
To: Licensing (Licensing, Regulatory) \ Trwyddedu
Subject: Fintans, 11 Station Road, Llanishen, Cardiff, CF14 5LS

Fintans, 11 Station Road, Llanishen, Cardiff, CF14 5LS

Objection to the above Premises License Application

From:-

I am writing to object to the Premises License Application on the grounds of:

Prevention of crime and disorder:-

- The sale of alcohol for consumption "off" the premises could easily cause public disorder and further crime in Llanishen Village. There have been break-ins and thefts of cigarettes and alcohol from the Co-Op in recent times.

Prevention of Public Nuisance:-

- Fintan's sits right next to the Village's 16th century Church, which already has the nuisance of rubbish from the general public (including school children) who use the site for eating and drinking already. Alcohol bought from Fintan's as "off" site sale could easily become a public nuisance for not only the Church, but also the residents and businesses of the Village.

Public Safety:-

- Who is going to police the possible problem of "off" site alcohol sales? Are we going to have broken bottles/glasses and anti-social behaviour become more prevalent in Llanishen Village?
- Llanishen Village has no active Police Station, who is going to police the area after 9pm if it has problems with late night drinkers?

Protection of Children From Harm

- The nearby school has a cut through from the school through the Churchyard and thereby directly next to Fintan's.

- Who is responsible within Fintan's as to the sale of "off" site alcohol to the public, which could include school children, those of 6th form age who look old enough to try and buy "off" site alcohol or those that ask others to buy it for them.
- Children could also be harmed if there is leftover alcohol in bottles/glasses especially if left in the Churchyard.

I do not see why Fintan's needs to provide alcohol either "on" site and especially "off" site. It is a Fish and Chip shop, not a restaurant and I object to this application.

Griffiths, Paul (PPE)

From: Jenkins, Shaun (Cllr)
Sent: 11 December 2017 13:21
To: Griffiths, Paul (PPE)
Cc: Barker, Kirstie
Subject: Re: Licensing Act 2003: New Premises: Fintans, 11 Station Road, Llanishen, Cardiff, CF14 5LS.

Dear Paul,

Further to your email please see my objection below.

Dear Sir/Madam,

Licensing Act 2003: New Premises: Fintans, 11 Station Road, Llanishen, Cardiff, CF14 5LS

I am writing to object to the application for a premises licence at Fintans, 11 Station Road, Llanishen, Cardiff, CF14 5LS. The basis for the objection is that granting a licence for these premises will not promote the licensing objectives, particularly the prevention of public nuisance and the protection of children from harm.

11 Station Road lies within the small village of Llanishen, and within a few minutes walk of Llanishen High School, and enabling the premises to sell alcohol would provide an additional, and unnecessary, source of alcohol which would, in my view, be contrary to the aims and objectives of the Licensing Act 2003.

The application proposes that alcohol will be sold for consumption on and off the premises between 9am and 9pm, Monday - Saturday. It is noted that those premises that are already licenced in the area do so whilst deploying a nationally developed "Challenge 25" scheme and with significant time and money invested in training staff.

Granting a licence would provide a further source of alcohol within an area already so heavily populated with licensed premises that there is a risk of increased public nuisance in the area.

Residents in this area already suffer noise nuisance and at times antisocial behaviour, and an additional licenced premises will only add to the likelihood of even further detriment to residents' quality of life.

I would also urge the Licencing Authority to consider that by virtue of the uncommonness of alcohol being served in a chip shop, it would invariably have to be displayed prominently within the shop for customers to be aware of its presence, this will only seek to incentivise the alcohol and given the very broad demographic who would likely frequent the shop, including children, then there is a real risk that this could lead to completely unnecessary exposure of alcohol to children.

In view of the above, I would urge the Licensing Authority to refuse the application.

Yours faithfully,

Cllr Shaun Jenkins

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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
The City of Cardiff (Melingriffith) Brass Band	406
Pendragon Charity Fund	446
Beyond The Border Storytelling Festival	565

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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>
184	Riverside Conservative Club	56 Neville Street Riverside Cardiff CF11 6LS

Machines: 3

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