

LICENSING SUB-COMMITTEE: 10 June 2016

Report of the Head of Regulatory Services

Application for Premises Licence - Variation

Application No: CCCP/01844

Name of Premises: Base & Barley (formerly Artigiano) Ward: Cathays

1. Application

1.1 An application for a Premises Licence - Variation, has been received from Artigiano Cardiff QS Limited in respect of Base & Barley (formerly Artigiano), 115 Queen Street, Cardiff CF10 2BH, .

1.2 The current conditions attached to the Premises Licence:

(1) In respect of the following licensable activities:

1. The sale by retail of alcohol for consumption on and off the premises.
2. The provision of regulated entertainment in the form of recorded music.
3. The provision of late night refreshment.

(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 Saturday: 07:00 to 02:00

Sunday: 09:00 to 00:30

On Christmas Eve, New Years Eve and days when there are major sporting events the premises will close at 02:30

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

1. The sale by retail of alcohol for consumption on and off the premises:

Monday to Saturday: 12:00 to 01:30

Sunday: 12:00 to 00:00

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

Monday to Saturday: 07:00 to 23:30

Sunday: 09:00 to 22:30

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

Monday to Saturday: 23:00 to 01:30

Sunday: 23:00 to 00:00

4. On Christmas Eve, New Years Eve and days when there are major sporting events, hours for licensable activities shall be extended to start at 11:00 and end at 02:00

1. 4 The following application for variation is now made.

To allow the sale of alcohol for consumption off the premises by way of delivery (through Deliveroo).

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

26 May 2016

M

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

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

WE WILL REQUIRE DEVELOP TO ENSURE SECTION 151 OF THE LICENSING ACT IS AVOIDED TOO.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm



CARDIFF COUNTY COUNCIL

10 MAY 2016

1844

LICENSING SECTION

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

29th April 2016

Paul DENHAM,
Base and Barley,
115 Queen Street,
Cardiff
CF10 2BH

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

"BASE and BARLEY" 115 Queen Street, Cardiff.

I, Chief Inspector HOWE of the South Wales Police for the district of Cardiff, hereby give notice that an objection shall be made to the application for the variation of the premises licence for "BASE and BARLEY" 115 Queen Street, Cardiff.

This objection is made under the Licensing Objectives of;

The prevention of Crime and disorder

(The premises are situated in a cumulative impact zone. If granted this application will increase the availability of alcohol.)

The protection of children from harm.

(There is insufficient information within the application to show how the operators will prevent alcohol being delivered to people under 18).

Should you have any queries regarding the above objection, please contact Licensing Officer Tony BOWLEY at the Licensing Department, Cardiff Bay Police Station. Telephone 02920 633421.

Yours faithfully,

D. HOWE
CHIEF INSPECTOR.

HEDDLU DE CYMRU URhS Y DWYRAIN

Gorsaf Heddlu Bae Caerdydd, Stryd James, Bae Caerdydd CF10 5EW
Mewn argyfwng ffoniwch **999**, fel arall, ffoniwch **101**
Ffacsimili: 029 2052 7280 Gwefan: www.heddlu-de-cymru.police.uk

SOUTH WALES POLICE EASTERN BCU

Cardiff Bay Police Station, James Street, Cardiff Bay CF10 5EW
In an emergency always dial **999**, for non-emergencies dial **101**
Facsimile: 029 2052 7280 Website: www.south-wales.police.uk

COPY TO:-

Clair HARTREY,
Operations Manager,
Licensing & Strategic Services
Cardiff County Council,
City Hall,
Cardiff.
CF10 3ND.

Anthony Bowley
Police Licensing Officer
Cardiff Bay Police Station
Direct Line : +44 (0) 2920 633421 (Ext 34208)
Fax : +44 (0) 2920 527256
E-Mail : Anthony.Bowley2@south-wales.pnn.police.uk

Barker, Kirstie

From: Haughton, Tim
Sent: 21 April 2016 12:09
To: Licensing (Licensing, Regulatory)
Cc: Justin.Hardwick@south-wales.pnn.police.uk; anthony.bowley2@south-wales.pnn.police.uk
Subject: RE: Licensing Act 2003: Variation Application: Base & Barley, 115 Queen Street, CF10 2BH.

Paul

I have concerns over this application.

I would like to object as there are no proposals for conditions to ensure that "Deliveroo" do not hand over alcohol to a minor or someone who is already drunk.

If there were protective measures in place I may re-consider.

Tim



Tim Haughton - Licensing Enforcement Officer / Uwch Swyddog Trwyddedu
Shared Regulatory Services / Gwasanaethau Rheoliadol a Rennir
Licensing Section / Adran Drwyddedu
City Hall / Neuadd Y Ddinas, Cardiff / Caerdydd CF10 3ND
Tel / Ffon: 02920 871745 Fax / Ffacs: 02920 871816
EMail / Epost: thaughton@cardiff.gov.uk

Please consider the environment - do you really need to print this email?
Ystyriwch yr amgylchedd - Oes rhaid i chi brintio'r e-bost hwn?

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.

From: Griffiths, Paul (PPE)
Sent: 21 April 2016 10:31
To: Clark, Elizabeth (Cllr) <EClark@cardiff.gov.uk>; Knight, Sam (Cllr) <Sam.Knight@cardiff.gov.uk>; Merry, Sarah (Cllr) <Sarah.Merry@cardiff.gov.uk>; Weaver, Christopher (Cllr) <Christopher.Weaver@cardiff.gov.uk>
Cc: Barker, Kirstie <kibarker@cardiff.gov.uk>; Agostini-Green, Ilaria <IAgostini-Green@cardiff.gov.uk>; Cook, Daniel <Daniel.Cook2@cardiff.gov.uk>; Curry, Peter <PCurry@cardiff.gov.uk>; Griffiths, Emily (Regulatory) <emily.griffiths1@cardiff.gov.uk>; Haughton, Tim <THaughton@cardiff.gov.uk>; Like, Ruth <rlike@cardiff.gov.uk>;

Morgan, Rhys <rhys.morgan@cardiff.gov.uk>

Subject: Licensing Act 2003: Variation Application: Base & Barley, 115 Queen Street, CF10 2BH.

I am writing to advise you that an application was received on 20th April 2016 to vary the Premises Licence under the Licensing Act 2003 in respect of the above premises. A copy of the Report that specifies the activity and hours of operation is attached.

Any person may make relevant observations on the application within 28 days of the submission of the application. The consultation period therefore ends on 18th May 2016.

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

Regards

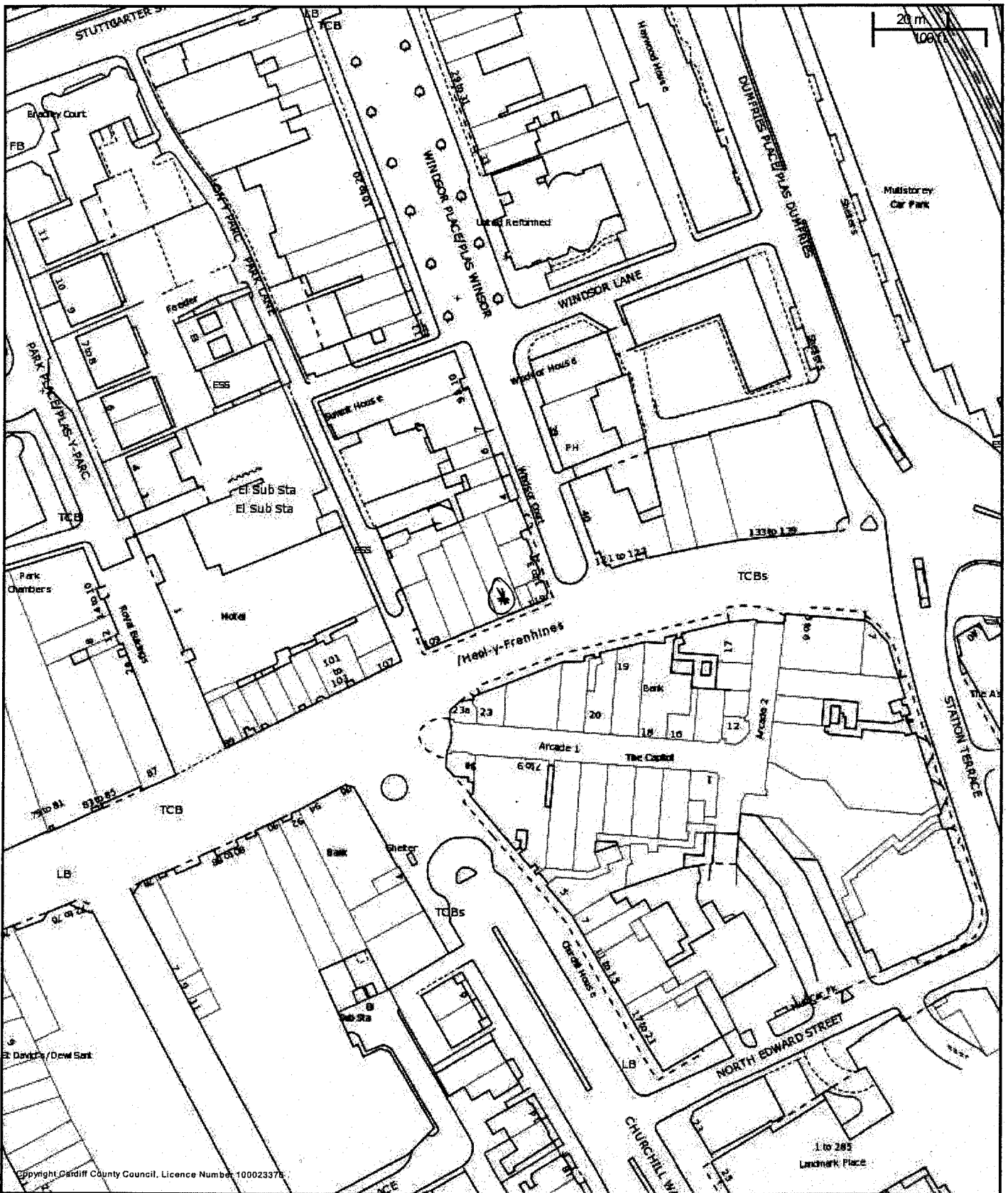
Paul.

Paul Griffiths
Licensing Section
Cardiff County Council

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.



Copyright Cardiff County Council. Licence Number 100023376

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

City of Cardiff Council
Cyngor Dinas Caerdydd



CARDIFF
CAERDYDD



Title

Scale: 1:1417
 Date: 26/5/2016
 Coordinates:
 © Crown copyright and database rights (2014).
 This copy is produced specifically to supply County Council information NO
 further copies may be made.
 Ordnance Survey 100023376 (2014).