

LICENSING SUB-COMMITTEE: 08 December 2017

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 016536

Name of Premises: Premier Inn

Ward: Cathays

1. Application

1.1 An application for a Premises Licence has been received from Whitbread Group Plc in respect of Premier Inn, Custom House Street, Cardiff, CF10 1AP.

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. The provision of regulated entertainment in the form of films (indoors)
3. The provision of late night refreshment (indoors and outdoors)

(2) Description of Premises (as stated by applicant):

“The premises is a proposed Premier Inn and associated food and beverage offer proposed to be built at Custom House, Custom House Street, Cardiff”.

(3) 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: 06:00 to 01:00

The premises shall remain open 24 hours a day for hotel residents

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

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

Monday to Sunday: 10:00 to 00:30

New Years Eve: 10:00 to 00:30 on 2nd January

24 hours a day to residents of the hotel

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

Monday to Sunday: 10:00 to 00:30

New Years Eve: 10:00 to 00:30 on 2nd January

24 hours a day to residents of the hotel

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

Monday to Sunday: 23:00 to 00:30

New Years Eve: 23:00 to 00:30 on 2nd January

To residents of the hotel: 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 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

22 November 2017

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Hours premises are open to the public			State any seasonal variation (please read guidance note 4)
Standard days and timings (please read guidance note 6)			
Day	Start	Finish	Please see box J above
Mon	06:00	01:00	
Tue	06:00	01:00	
Wed	06:00	01:00	
Thur	06:00	01:00	
Fri	06:00	01:00	
Sat	06:00	01:00	Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Sun	06:00	01:00	
			The premises shall remain open 24 hours a day for hotel residents.
			For non-residents, the premises will close 30 minutes after the end of the non-standard timings identified in box J above.

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

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

We have undertaken our own risk assessment to propose the following steps:-

The steps which we have identified in relation to the four licensing objectives are listed below

b) The prevention of crime and disorder

No further risks have been identified which need to be addressed, save as below

1. The use of door staff will be risk assessed on an ongoing basis by the licence holder of premises supervisor. Where engaged, door staff shall be licensed by the Security Industry Authority.
2. Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in the Hotel bedrooms and in any external area provided for such purpose.
3. Staff will receive training on matters concerning underage sales, drugs policies and operating procedures.
4. There shall be a zero tolerance policy in relation to drugs at the premises and there shall be regular checks by management to prevent the use of drugs by patrons. Drugs seized shall be stored securely and handed to the police.
5. The premises shall operate a proof of age scheme and will require photographic identification from any person who appears to be under the age of 21 years.
6. The management of the premises will liaise with police on issues of local concern or disorder.
7. CCTV will be installed with recording facilities such recordings shall be retained for a period of 31 days and made available within a reasonable time upon request by the police, such as to cover the main entrance to the premises.
8. There shall be no drinks promotions at the premises which are inconsistent with the need to promote responsible drinking.

c) Public safety

No further risks have been identified which need to be addressed, save as below

1. To comply with the reasonable requirements of the fire officer from time to time.
2. The premises will have adequate safety and firefighting equipment and such equipment will be maintained in good operational order.
3. Staff will be trained on matters of safety, evacuation and use of emergency equipment as required.
4. Spillages and breakages will be removed as soon as possible to reduce the risk to patrons and staff.
5. Toughened glasses will be used in the premises where appropriate.
6. Fire Exits and means of escape shall be kept clear and in good operational condition.

d) The prevention of public nuisance

No further risks have been identified which need to be addressed, save as below

1. Where appropriate, prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.
2. Patrons will be encouraged by staff to leave quietly and respect the interests of the occupiers of any nearby noise sensitive premises. Where appropriate the licensee or a suitable staff member will monitor patrons leaving at the closing time.
3. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.
4. Contact numbers for local taxi firm(s) shall be kept at the premises and made available to patrons requiring a taxi.

e) The protection of children from harm

The restrictions set out in the Licensing Act 2003 will apply. No unusual or additional risks of harm to children have been identified.

1. No films or videos of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC/Local Authority certification.
2. Children under the age of 16 shall not be permitted to enter the premises after 21:00 unless dining with an adult or attending a pre booked function or resident in the hotel.
3. There shall be adequate controls in place including staff training to safeguard against the sale of alcohol to persons under 18 years.
4. The premises supervisor or appointed staff member shall ensure that when children are admitted to the premises their presence is not inconsistent with the style of operation of the premises at that time and the licensable activities that are being carried out.
5. Policies in relation to children shall be adequately communicated to patrons by staff or through appropriate signage.

Please tick ✓ Yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected
- {Applicable to all individual applicants, including those in a partnership which is not a limited



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

8th November 2017

John GAUNT & Partners
Licensing Solicitors
Sheffield

APPLICATION FOR THE GRANT OF A PREMISES LICENCE,
"PREMIER INN" CUSTOM HOUSE STREET, CARDIFF

I, Chief Inspector J. JONES 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 "PREMIER INN" CUSTOM HOUSE STREET, CARDIFF.

This objection is made under the Licensing Objectives of;

The prevention of Crime and disorder
The prevention of public nuisance
Public safety

(The premises are situated in a cumulative impact zone. There is a disproportionate amount of alcohol related crime and disorder late at night.
There are occupied residential properties in the vicinity).

Should the licensing sub committee be minded to grant the application, the Police ask that the following conditions be placed on the licence;

1. A 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 the main entrance and the public area where customers are consuming alcohol. Images shall 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 reasonably practical.

There will be sufficient staff training to facilitate the above.

2. The use of any exterior area by customers to consume alcohol shall terminate at 2300 hours each day.

3. Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose or for consumption in the hotel accommodation.

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

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

4. On major event days in the Cardiff City Centre all alcoholic drinks will be served in non-glass vessels. The exception will be for customers who are seated inside the building and are partaking of a substantial table meal.

p.f.o.

5. On major event days in the Cardiff City Centre two SIA registered door staff will be employed at the premises from four hours before the start of the event until the premises closes to the public.

6. SIA door staff will be employed at the premises each Friday and Saturday from 2100 hours to when the premises close to the general public. The ratio will be one member of door staff per 150 customers.

7. When SIA door staff are employed at the premises on major event days and a Friday and Saturday night they shall operate a Police approved radio communication system.

8. There shall be no striptease, lap dancing or sexual entertainment.

Should the applicants agree to the representation 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.

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

The prevention of crime and disorder.

Public safety.

The protection of children from harm.

Addition evidence to support the Police representation and conditions may be used at a subsequent hearing before the 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,



Joe JONES
Chief Inspector.

From: Morgan, Rhys
Sent: 15 November 2017 16:17
To: Barker, Kirstie
Subject: RE: Licensing Act 2003: Application for the grant of a Premises Licence - Premier Inn, Custom House Street, Cardiff

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.

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 would operate primarily as a restaurant in that alcohol is only sold with a substantial table meal or be exclusively for the sale of alcohol to guests of the hotel, in line with Cardiff Councils Cumulative Impact Policy.

Kind regards



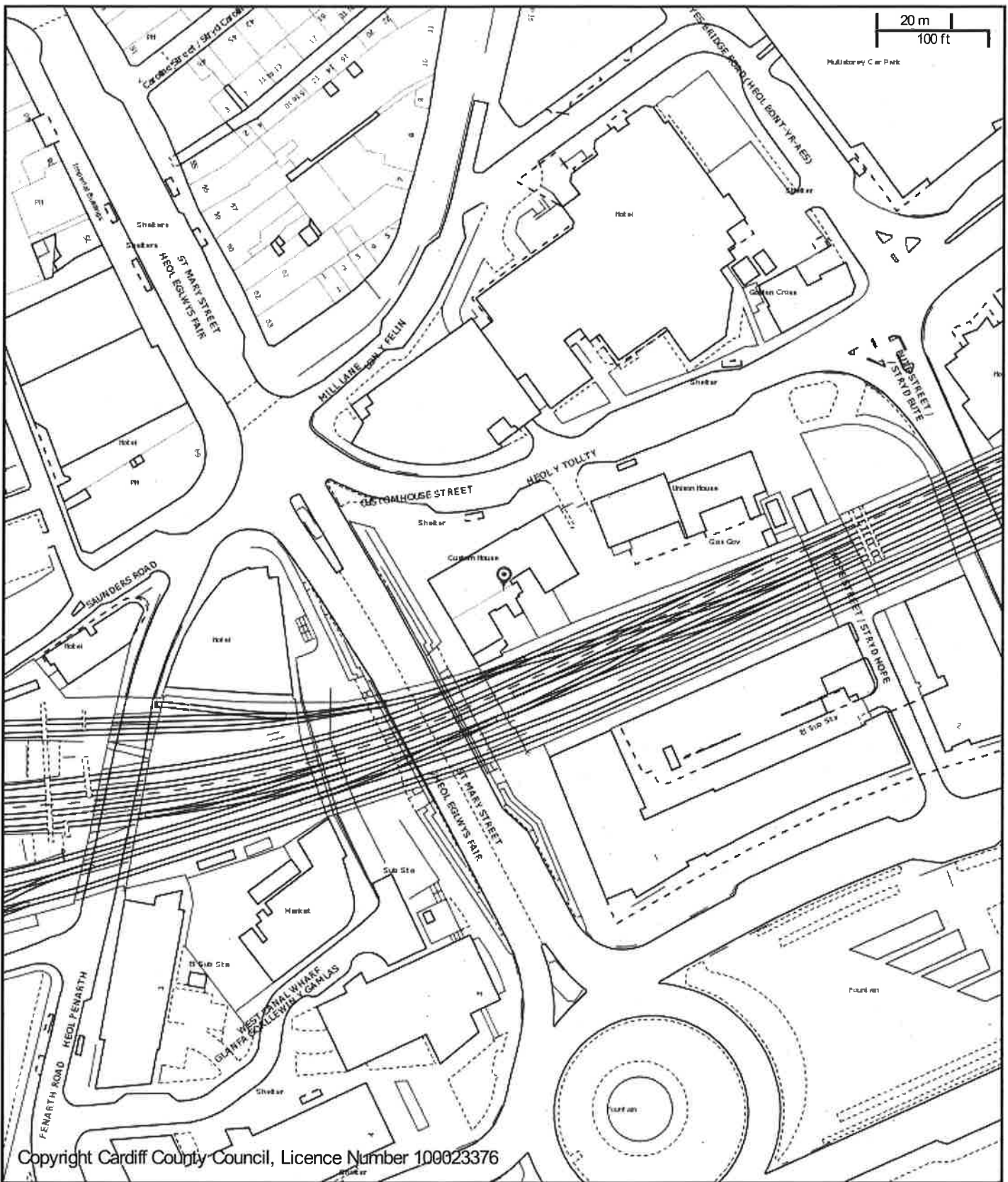
Rhys Morgan

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

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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