

**LICENSING SUB-COMMITTEE: 6th April 2018
Report of the Head of Regulatory Services**

Application for Premises Licence - Variation

Licence No: CCCP01887

Name of Premises: The Tramshed, Pendyris Street, Grangetown, Cardiff, CF11 6QP

Ward: Butetown

1. Application

- 1.1 An application for variation of a Premises Licence has been received from Alchemy Tramshed Ltd in respect of The Tramshed, Pendyris Street, Grangetown, Cardiff, CF11 6QP.
- 1.2 The applicant has applied for the following:
- (1) To amend the licensed area as per submitted plans (copy attached)
 - (2) To extend the provision of licensable activities on 25 occasions per year until 03:00, notice of which will be given to the Police and Licensing Authority 21 days before each event with the premises closing 30 minutes thereafter.
 - (3) To add conditions in respect of crime and disorder and public nuisance (as detailed in Section M of the application form attached)

2. Promotion of Licensing Objectives.

- 2.1 The conditions currently attached to the licence are to remain. A copy of the conditions are attached.

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

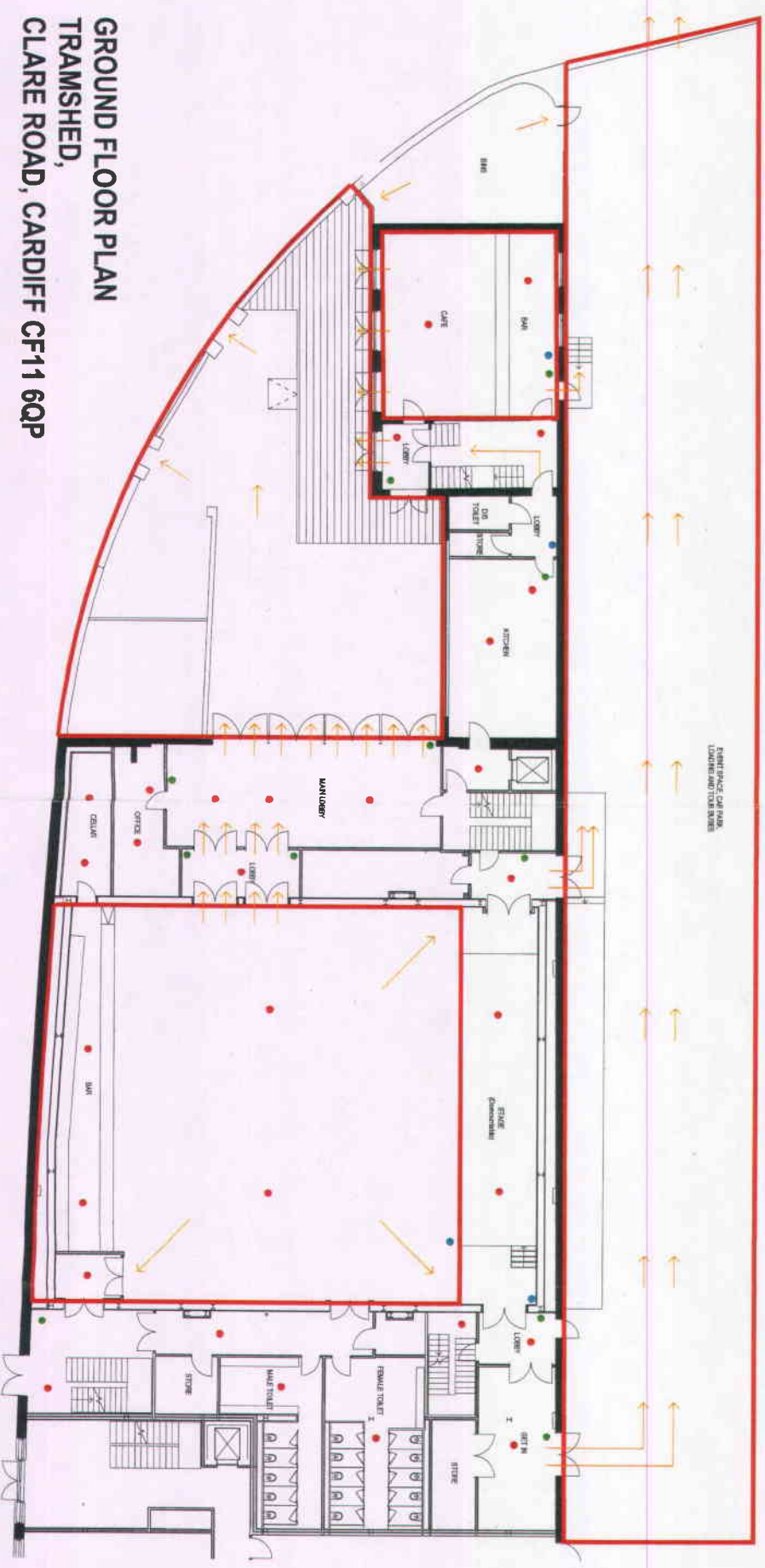
- 4.2 In each case the Sub-Committee may make the following determination
- a) To grant the application.
 - b) To modify the conditions of the licence, by altering, omitting or adding to them, where relevant.
 - c) Reject the whole or part of the application.
- 4.3 All decisions taken by the Sub-Committee 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

13 March 2018

LEGEND

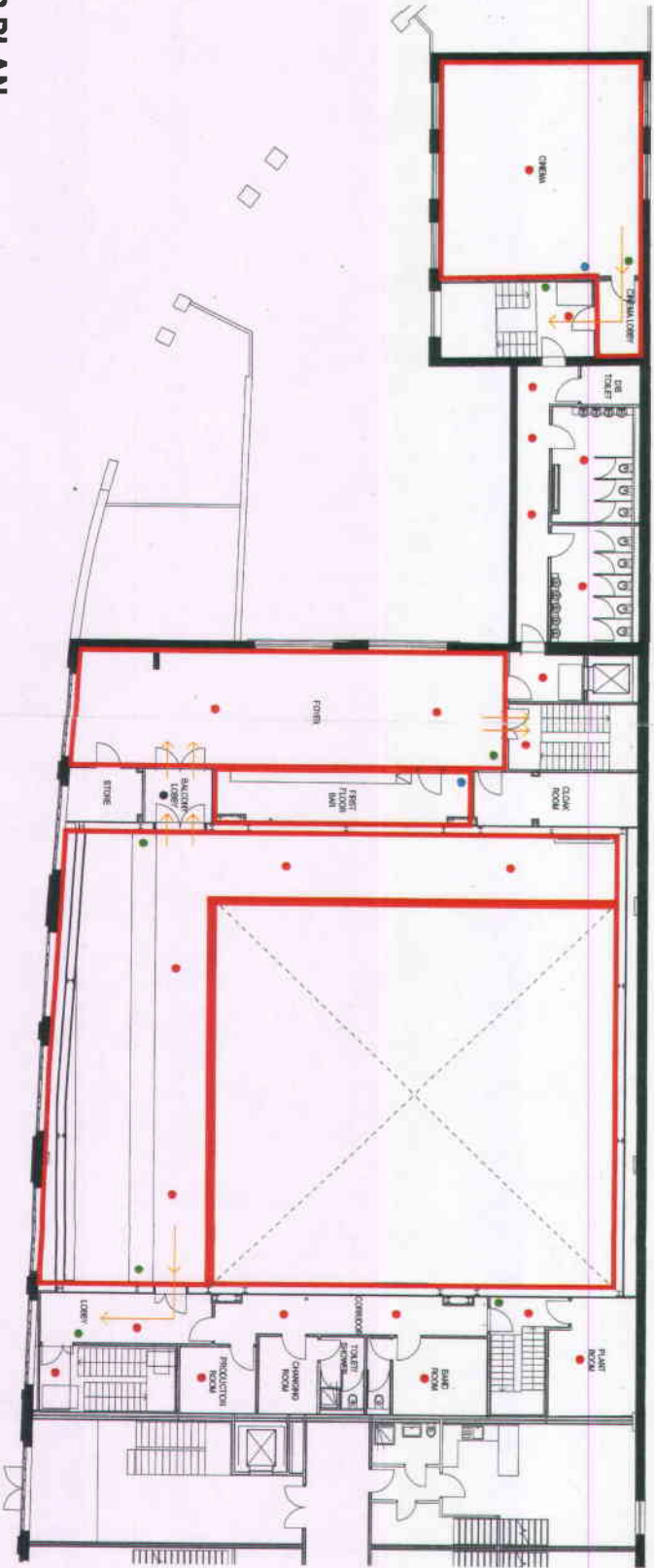
- HEAT/SMOKE DETECTORS
- ALARM POINTS
- FIRE EXTINGUISHERS
-  FIRE EXITS
-  DENOTES AREA TO BE USED FOR LICENSABLE ACTIVITIES



**GROUND FLOOR PLAN
TRAMSHED,
CLARE ROAD, CARDIFF CF11 6QP**

LEGEND

- HEAT/SMOKE DETECTORS
- ALARM POINTS
- FIRE EXTINGUISHERS
- ⇨ FIRE EXITS
- DENOTES AREA TO BE USED FOR LICENSABLE ACTIVITIES



FIRST FLOOR PLAN
TRAMSHED,
CLARE ROAD, CARDIFF CF11 6QP

Please tick as appropriate

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

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

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 9)

b) The prevention of crime and disorder

1. When the premises operate a live event they will operate the Tramshed Dispersal Procedure. The content of the Dispersal Procedure to be agreed with the police and Licensing Authority.
2. When the premises operate a live event they will follow the Tramshed Conflict/Removal Policy & Procedure to be agreed with the police and Licensing Authority.
3. Notification of any use of the 25 extended hours for “special events” shall be given to the police and Licensing Authority at least 21 days before each event.
4. A written risk assessment document will be supplied with any such notification to the police and Licensing Authority.

c) Public safety

d) The prevention of public nuisance

5. The premises licence holder will liaise with Local Ward Councillors and resident group to ensure that any public nuisance is reduced or removed particularly when an extended hour special event is taking place.
6. The Designated Premises Supervisor and door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary. Reasonable steps must be taken to prevent the removal of glasses and bottles off the premises.
7. Queues shall be restricted to cordoned areas to prevent them obstructing footpaths and spilling on to the roads, and to keep noise and obstructions away from residential properties. Shall be trained to intercept and manage queues to prevent noise and aggression.
8. Clear and legible notices will be displayed at exits, car parks and other circulatory areas requesting patrons to leave the premises having regard to the needs of local residents, in particular emphasising the need to refrain from shouting, slamming car doors, sounding horns and loud use vehicle stereos.
9. A facility will be provided for customers to order taxis/private hire vehicles. Telephone numbers for taxi firms/private hire companies will be displayed in a prominent location at the premises and also on the company website. Where possible there should be liaison with a local taxi/private hire firm to ensure a ready supply of transport and therefore reduce disturbance.

e) The protection of children from harm

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.

Barker, Kirstie

From: Thayer, Simon
Sent: 14 February 2018 09:09
To: Barker, Kirstie
Cc: ben@benjaminnewby.com
Subject: FW: THE TRAMSHED, PENDYRIS STREET, GRANGETOWN, CARDIFF, CF11 6QP - PREMISES LICENCE VARIATION

Morning Kirstie,

Please see below (highlighted in red) the agreed condition between myself and the applicant regarding the use of the new external areas – can this please be conditioned as part of the variation to the Licence.

With thanks,

Simon



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: 03001236696

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

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

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



Finalist



Best Service Team:
Environmental Health, Trading Standards
and Regulatory Service
APSE Service Awards 2017

From: Benjamin Newby [mailto:ben@benjaminnewby.com]
Sent: 13 February 2018 18:27
To: Thayer, Simon J <sjthayer@valeofglamorgan.gov.uk>
Subject: Re: THE TRAMSHED, PENDYRIS STREET - PREMISES LICENCE VARIATION

Thank you Simon. I can confirm the below condition in regards to licensable activities in the external areas of Tramshed is acceptable.

Please let me know if you require anything else.

Ben

On 13 Feb 2018, at 16:38, Thayer, Simon J <sjthayer@valeofglamorgan.gov.uk> wrote:

Dear Mr Newby,

Following on from our telephone conversations today, please see the proposed condition below:

No licensable activities shall be permitted in the external areas between the hours of 21:00 and 09:00 on any day

If you can confirm this condition is acceptable to you, I will then forward onto our Licensing Team.

With regards,

<image001.png> **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: 03001236696
e-mail / e-bost: sjthayer@valeofglamorgan.gov.uk

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From: Thayer, Simon
Sent: 13 February 2018 11:01
To: 'Benjamin Newby'
Subject: RE: THE TRAMSHED, PENDYRIS STREET - PREMISES LICENCE VARIATION

Morning Mr Newby,

I have tried to phone you this am to discuss, but there was no answer.

Could you contact me on 02920871820 please.

With regards,

<image001.png> **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

Barker, Kirstie

From: Timothy.Davies@south-wales.pnn.police.uk
Sent: 07 March 2018 16:02
To: paddy@woodswhur.co.uk; ben@benjaminnewby.com
Cc: Licensing (Licensing, Regulatory) \ Trwyddedu
Subject: Premises Licence Variation - Tramshed, Cardiff
Attachments: 20180307165210053.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. ***

Paddy/Ben

Please find attached South Wales Police objection to the premises licence variation recently submitted for the Tramshed, Cardiff.

I understand the licensing authority will arrange a hearing regarding the application in the coming weeks.

Should you wish further consultation prior to the hearing then please do not hesitate to contact me.

Regards

Tim

Tim Davies

Police Constable 3466 / Cwnstabl 3466

Police Licensing / Trwyddedu Heddlu

Cardiff Bay Police Station/ Gorsaf Heddlu Bae Caerdydd,

James Street/ Stryd James,

Cardiff/ Caerdydd.

CF10 5EW.

Internal Phone / Ffôn mewnol 34207

External Phone / Ffôn Allanol 02920527207

Mobile / Ffon Symudol 07976277161



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

7th March 2018

Benjamin Newby
The MJR Group 124 Cheltenham Road
Bristol
BS6 5RW

Dear Mr Newby

**Application for a premises licence variation to be granted under the Licensing Act 2003
The Tramshed, Pendyris Street, Cardiff, CF11 6QP – CCCP/01887**

I Chief Inspector Joe Jones of South Wales Police, herby give notice that an objection shall be made to the application for a premises licence variation for The Tramshed, Pendyris Street, Cardiff.

This Police objection is based upon the licensing objectives:-

- 1. The prevention of crime and disorder.**
The premises have recorded incidents of crime and disorder at the premises and have had to have more recently significant police support and attendance at high risk events to prevent disorder.
With the extension of hours South Wales Police believe there will be an increase of further incidents of crime and disorder at the premises and in the immediate vicinity.
- 2. The prevention of public nuisance**
The premises is situated on a residential street. The capacity of the premises is around 1200 persons which means that when the premises closes during the requested extended hours there will be a significant number of intoxicated customers leaving the premises onto a residential street where there will be a likelihood of noise and disruption to local residents.

Mae Heddlu De Cymru yn croesawu derbyn gohabiaeth yn Gymraeg a Saesneg.
Byddwn yn atab gohabiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd
gohobu 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.

3. Public Safety

At a recent event which finished after 10pm, South Wales Police had to put on a temporary road closure to ensure the safety of persons leaving the premises. With 1200 persons leaving the premises during the requested extended hours there will be a likelihood of increased traffic in the street and persons stepping out onto the road into the flow of traffic. Officers also had to walk along the outside of the premises collecting glass bottles from the floor and roadside left by persons queueing for the event to prevent harm to persons passing the venue.

The applicant has listed the measures they intend to take to operate the premises in accordance with the licensing objectives for the extension of the licensable hours. South Wales Police do not believe these measures will be sufficient to promote the licensing objectives and ask that the licensing authority hear our objections and representations regarding this application. Further evidence will be submitted to the applicant and licensing authority prior to the requested hearing and evidence will be provided in a verbal, written and video format at the hearing.

Should the committee grant the application South Wales Police have identified conditions that are necessary and proportionate and may assist the premises to operate without having a negative impact on the licensing objectives. I must point out however that these conditions alone cannot guarantee the premises will be able to promote the licensing objectives during the requested extended licensable hours.

1. Body worn CCTV cameras to be worn and utilised by SIA security on a ratio of 1:2 (Cameras: SIA Security) at all times whilst on duty. The devices shall be capable of recording images and audio data. Recordings will be retained for a minimum of 31 days and will be provided to the Police in a usable format, immediately upon request when open to the public and as soon as reasonably practicable at other times.
2. When the premises is open beyond midnight SIA security will be on duty at a ratio of 1 to 50 members of the public from the commencement of the event until the premises closes.
3. All alcohol is to be dispensed into non glass drinking vessels by staff.
4. All SIA door security when on duty at the premises will be provided with a working radio enabling them to communicate with other members of staff security staff and management at the premises.
5. An operating schedule is to be submitted to South Wales Police 31 days in advance of the event. South Wales Police can request any additional conditions that are proportionate to the safe running of the event.
6. A written record to be kept for a minimum twelve month period of the following


Incidents of crime and disorder
Any refusals of the sale of alcohol
Ejections from the premises
Failure of the CCTV system
Visits by responsible authorities

The record will be produced to an employee of South Wales Police or the Local Authority should it be requested.

7. The Designated Premises Supervisor or a Personal Licence Holder shall be present at times when the sale of alcohol takes place.
8. A duty register shall be kept of all persons engaged as SIA security at the premises and be kept for twelve months. The register must include the following
 - Name of SIA security staff
 - Full SIA number
 - Time and day of commencement of duty and finish time.
9. The premises will have drug safe and operate it in accordance with the South Wales Police Drug Safe Scheme
10. Open drinking vessels will not be permitted to be taken off the premises.
11. No persons under the age of 18 are permitted on the premises after midnight
12. All licensable activities to cease in the outside area by 21.00 hours

Should you have any further queries please contact Police Constable Tim Davies on 02920527207 or by email timothy.davies@south-wales.pnn.police.uk

Yours sincerely

P.I.  A.C.I. 1327

Joe Jones
Chief Inspector

Griffiths, Paul (PPE)

From: Lister, Ashley (Cllr)
Sent: 07 March 2018 11:13
To: Barker, Kirstie
Cc: Licensing (Licensing, Regulatory) \ Trwyddedu; Sattar, Abdul (Cllr); Thorne, Lynda (Cllr)
Subject: RE: Licensing Act 2003: Application to vary a Premises Licence - The Tramshed, Pendyris Street, Grangetown, Cardiff
Attachments: Tramshed - Variation Objection.pdf

Dear Kirstie

Please find attached an objection to the application to vary the license at the Tramshed, from myself and my ward colleagues.

Best wishes

Ashley

From: Barker, Kirstie
Sent: 07 February 2018 15:55
To: Lister, Ashley (Cllr) <Ash.Lister@cardiff.gov.uk>; Sattar, Abdul (Cllr) <Abdul.Sattar@cardiff.gov.uk>; Thorne, Lynda (Cllr) <Lynda.Thorne@cardiff.gov.uk>
Subject: Licensing Act 2003: Application to vary a Premises Licence - The Tramshed, Pendyris Street, Grangetown, Cardiff

I am writing to advise you that an application was received on 7th February 2018 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 7th March 2018.

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 / Eboost: 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.

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Fy Nghyg / My Ref: AL / Tramshed

Dyddiad / Date: 07 March 2018



County Hall
Cardiff,
CF10 4UW
Tel: (029) 2087 2087
www.cardiff.gov.uk
Newydd y Sir
Caerdydd,
CF10 4UW
Ffôn: (029) 2087 2088
www.caerdydd.gov.uk

To whom it may concern

I write in regard to the application made by Alchemy Tramshed Ltd to vary the premises license of The Tramshed, to extend the opening hours of the premises until 0300 hours on 25 occasions throughout the year.

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

As the Tramshed is located at the junction of a main road and in a residential area, we have concerns over the impact that later closing has on the residents, particularly if there are some issues at normal closing hours.

Some residents have raised concerns about the queuing to enter the venue, mainly around the crowds which are generated and generally block footpaths for periods of time. We have also been informed of some issues around street-drinking, as well as slow and rowdy dispersal of crowds from some events at the venue, impacting not only on the street scene in terms of litter, but also having an anti-social impact on residents in neighbouring streets.

We do not feel it would be fair to expect residents to tolerate environmental and noise pollution for 25 occasions a year until 0300 hours, when the issues are already existing at earlier closing times.

Should you require any further information from us, please do not hesitate to contact myself or my Ward colleagues.

Best wishes

Ashley Lister

Cynghorydd dros Grangetown | Councillor for Grangetown

Ash.Lister@caerdydd.gov.uk | Ash.Lister@cardiff.gov.uk

Ffon: 07779 975502 | Tel: 07779 975502

Twitter: @AshL93

cc Cllrs Thorne and Sattar

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Cyflawni ein gweddledigaeth o ddod y brifddinas orau i few ynddi. Ewrop 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.



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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