

LICENSING SUB-COMMITTEE: 20th July 2018

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 022409

Name of Premises: Buzzing Bee

Ward: Cathays

1. Application

1.1 An application for a Premises Licence - Grant, has been received from Hookah Bars Ltd in respect of Buzzing Bee, 4 St Mary Street, Cardiff, CF10 1AT.

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. The provision of regulated entertainment in the form of recorded music (indoors).
3. The provision of late night refreshment (indoors).

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

“We are looking to open a restaurant bar in the mentioned property on the first floor where we will be serving late night food and alcohol with music”.

(3) The opening hours are proposed as follows:

Sunday to Thursday: 12:00 to 02:00
Friday and Saturday: 12:00 to 04:00
Christmas Eve & New Year's Eve: 12:00 to 06:00

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

1. The supply of alcohol for consumption on the premises:
Sunday to Thursday: 12:00 to 02:00
Friday and Saturday: 12:00 to 04:00
Christmas Eve & New Year's Eve: 12:00 to 06:00

2. The provision of regulated entertainment in the form of recorded music (indoors):
 - Sunday to Thursday: 12:00 to 02:00
 - Friday and Saturday: 12:00 to 04:00
 - Christmas Eve & New Year's Eve: 12:00 to 06:00
3. The provision of late night refreshment (indoors):
 - Sunday to Thursday: 23:00 to 02:00
 - Friday and Saturday: 23:00 to 04:00
 - Christmas Eve & New Year's Eve: 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

- 3.1 A copy of the representation received from South Wales Police is attached this report.
- 3.2 A copy of the representation received from the Senior Licensing Enforcement Officer is attached this 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

05 July 2018

Continued from previous page...

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

12:00 - 06:00 On Christmas Eve & New Years Eve

Section 18 of 21

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.

b) The prevention of crime and disorder

CCTV SYSTEM INSTALLED TO MONITOR ENTRANCES, EXITS & OTHER PARTS OF PREMISES IN ORDER TO ADDRESS THE PREVENTION OF CRIME OBJECTIVE. A CLEAR & LEGIBLE NOTICE OUTSIDE THE PREMISES INDICATING THE NORMAL HOURS UNDER THE TERMS OF PREMISES LICENSE DURING WHICH LICENSEABLE ~~BEVER~~ ACTIVITIES ARE PERMITTED. NOT SELLING OF ALCOHOL TO DRUNK OR INTOXICATED CUSTOMERS. PREVENTION & VIGILANCE IN ILLEGAL DRUG USE AT THE RETAIL UNIT AREA. STAFF WILL BE TRAINED.

c) Public safety

INTERNAL & EXTERNAL LIGHTING FIXED TO PROMOTE THE PUBLIC SAFETY OBJECTIVE. WELL TRAINED STAFF ADHERENCE TO ENVIRONMENTAL HEALTH REQUIREMENT. TRAINING & IMPLEMENTATION OF UNDERAGE ID CHECKS. A LOG BOOK OR RECORDING SYSTEM SHALL BE KEPT UPON THE PREMISES IN WHICH SHALL BE ENTERED PARTICULARS OF INSPECTIONS MADE & LOG BOOK WILL BE KEPT AVAILABLE FOR INSPECTION WHEN REQUIRED BY PERSONS AUTHORIZED BY THE LICENSING ACT 2003 OR ASSOCIATED LEGISLATION. ALL PARTS OF THE PREMISES AND ALL FITTINGS & NOTICES, LIGHTING, HEATING, ELECTRICAL, AIR CONDITION, SANITARY ACCOMODATION & OTHER INSTALLATIONS, WILL BE MAINTAINED AT ALL TIMES FOR PUBLIC SAFETY.

d) The prevention of public nuisance

NOISE REDUCTION MEASURES TO ADDRESS THE PUBLIC NUISANCE OBJECTIVE. PROMINENT CLEAR & LEGIBLE NOTICES WILL BE DISPLAYED AT THE EXIT REQUESTING THE PUBLIC TO RESPECT THE NEEDS OF NEARBY RESIDENTS & TO LEAVE THE PREMISES & THE AREA QUIETLY. DELIVERIES OF GOODS NECESSARY FOR THE OPERATION OF THE BUSINESS WILL BE CARRIED OUT AT SUCH TIME AS TO PREVENT NUISANCE AND DISTURBANCE TO NEARBY RESIDENTS. CUSTOMERS WILL BE ASKE NOT TO STAND AROUND LOUDLY TALKING IN THE STREET OUTSIDE THE PREMISES. CUSTOMERS WILL NOT BE ADMITTED IN PREMISES ABOVE OPENING HOURS. THE MOVEMENT

e) The protection of children from harm

OF BINS & RUBBISH OUTSIDE THE PREMISES WILL BE KEPT TO A MINIMUM AFTER 11 PM. THIS WILL HELP TO REDUCE THE LEVEL OF NOISE (CHALLENGE 25) WHICH IS A RETAILING STRATEGY THAT ENCOURAGES ANYONE WHO IS OVER 18 BUT LOOKS UNDER 25 TO CARRY ACCEPTABLE ID. IF THE WISH TO BUY ALCOHOL. WELL TRAINED STAFF ABOUT REQUIREMENT FOR PERSONS ID, AGE ESTABLISHMENT ETC. ALL THE DETAILS PROVIDED IN TRAINING RECORD BOOK AVAILABLE THE RETAIL UNIT. LOG BOOK WILL BE KEPT UPON THE PREMISES ALL THE TIME. NOTHING BELONG EXISTING HEALTH & SAFETY REQUIREMENTS.

Barker, Kirstie

From: John.Crowther@south-wales.pnn.police.uk
Sent: 27 June 2018 15:23
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Application for Grant of a Premises Licence, Buzzing Bee, 4, St Mary Street, Cardiff
Attachments: letter from CI signed.pdf; letter from CI.doc

***** 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. ***

Good afternoon,

Please find attached SWP reps regarding the above application.

Providing the applicant agrees to accept the conditions listed in the letter, we will withdraw our request for a hearing.

I enclose a word copy for your convenience.

Thanks

Kind regards

John



PC 946

John Crowther

Swyddog Trwyddedu / Licensing officer.

Adran Drwyddedu / Licensing Department

Heddlu De Cymru / South Wales Police

URS y Dwyrain / Eastern BCU

Gorsaf yr Heddlu Bae Caerdydd / Cardiff Bay Police Station

Stryd James / James Street

Bae Caerdydd / Cardiff Bay

CF10 5EW

☎: 02920 634 159 | Ext: 34950 | Mobile: 07805 301222

📍 /SWPolice 📺 @SWPolice 📺 @SWPolice 📺 /SWPTV

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, fffoniwch 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.



Licensing Department,
Cardiff Bay Police Station,
James Street,
Cardiff.
CF10 5EW
26 June 2018

Mandeep Singh Gulati
Hookahbars Ltd,
4, St Mary Street,
Cardiff,
CF10 1AT

APPLICATION FOR THE GRANT OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003.
BUZZING BEE, FIRST FLOOR, 4, ST MARY STREET, CARDIFF, CF10 1AT

Dear Sir,

I have caused enquiries to be made into this application and make the following representation 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 is held then please accept that the police will automatically withdraw their request for a hearing with the Licensing Committee.

POLICE REPRESENTATION

PERMITTED HOURS APPLIED FOR SUPPLY BY RETAIL OF ALCOHOL FOR CONSUMPTION ON PREMISES TO BE:

Sunday - Thursday	12:00 - 23:30
Friday - Saturday	12:00 - 00:30
Christmas Eve	12:00 - 01:30
New Year's Eve	12:00 - 05:30

PERMITTED HOURS APPLIED FOR PROVISION OF REGULATED ENTERTAINMENT IN THE FORM OF RECORDED MUSIC (INDOORS) TO BE:

Sunday - Thursday	12:00 - 00:00
Friday - Saturday	12:00 - 01:00
Christmas Eve	12:00 - 02:00
New Year's Eve	12:00 - 06:00

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.

PERMITTED HOURS APPLIED FOR PROVISION OF LATE NIGHT REFRESHMENT (INDOORS) TO BE:

Sunday - Thursday	23:00 - 00:00
Friday - Saturday	23:00 - 01:00
Christmas Eve	23:00 - 02:00
New Year's Eve	23:00 - 05:00

PERMITTED HOURS APPLIED FOR TO BE OPEN TO THE PUBLIC TO BE:

Sunday - Thursday	12:00 - 00:00
Friday - Saturday	12:00 - 01:00
Christmas Eve	12:00 - 02:00
New Year's Eve	12:00 - 06:00

CONDITIONS

1. The premises licence shall remain in force only as long as the premises operates primarily as a Restaurant and Bar.
2. A CCTV system shall be installed to an agreed standard as approved by South Wales Police. It will be maintained and operated at all times when the premises are open to the public. The system will cover all areas of the premises where the public have access (excluding toilets) including all entrances, exits and the street area immediately outside the premise. The images will be kept for a minimum period of 31 days and will carry date and time markings. The images will be produced to a police employee in a readily playable format 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. Signs will be displayed, alerting patrons to the use of CCTV at the premises.
3. An incident book shall be kept at the premises. Any incident of crime or disorder witnessed by staff or any incident reported by customers is to be noted in the log. Additionally, refusals, ejections and visits from Emergency Service personnel shall be recorded in the incident book. Staff shall be trained in relation to their responsibility to complete an incident report. Sight of incident reports will be made available to South Wales Police on request. The following information shall be recorded in relation to each incident:
 - Date and time of the incident
 - Name of person making the report
 - Names of the parties involved (if known) or description of the parties (in as much detail as possible)
 - Nature of the incident
 - Any action taken thereafter
4. On Major Event Days, as notified by South Wales Police, no drinks will be supplied in glass.
5. The Designated Premises Supervisor (DPS) shall be an active member of the Cardiff Licensees Forum and will attend meetings in person or by sending a suitable proxy.

6. A minimum of 3 SIA registered door staff shall be employed from 21:00 until close on Friday and Saturday nights, all major event days, Christmas Eve and New Year's Eve. 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.
7. A register of door staff employed shall be maintained at the premises and shall include:
 - (i) The Security Industries Agency registration numbers of each door supervisor;
 - (ii) The full name of each member of door staff;
 - (iii) The times the door staff start and end duty.
8. The premises will operate a radio system approved by the South Wales Police when open for licensable activities.
9. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to nuisance.
10. Staff will be trained in the laws relating to sale of alcohol i.e. under age, intoxicated persons, and that training shall be documented and repeated at 6 monthly intervals.
11. At any given time, a minimum of 75% of the public trading area will be set aside for tables and chairs.
12. 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.
13. Substantial food shall be available until close each day.
14. There shall be no vertical drinking at the premises.
15. There shall be no DJ delivery of music.
16. There shall be no self-seating; customers shall be shown to a table by staff.
17. No persons shall be permitted entry to the premise less than one hour before end of permitted hours.

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 objection will be presented at any subsequent Licensing Committee hearing. This evidence will be expanded on verbally, written, statistical or CCTV evidence.

If you require any further information please contact PC946 John Crowther at Cardiff Bay police station, Licensing Department on 101(South Wales) ext. 34-950.

**Yours sincerely,
J Jones
Chief Inspector**

Barker, Kirstie

From: Morgan, Rhys
Sent: 31 May 2018 11:06
To: Barker, Kirstie
Subject: RE: Licensing Act 2003: Application for the grant of a Premises Licence - Buzzing Bee, First Floor, 4 St Mary Street, Cardiff

Good Morning Kirstie,

In regard to the above application to 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 Cardiff. 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.

There has been some detail in the application and within the operating schedule for how the promotion of the licensing objectives will be undertaken, however there is no reference to cumulative impact and the councils policy. The premise currently falls within the red classification under the statement of licensing policy and no proposal for any additional steps has been proposed, Consequently the Licensing Sub-Committee will need consider this application in line with Cardiff Councils Cumulative Impact Policy.

You will need to demonstrate to the Licensing Sub-Committee that there will be no negative cumulative impact on one or more of the licensing objectives if the Premises Licence were to be granted.

Kind regards



Rhys Morgan

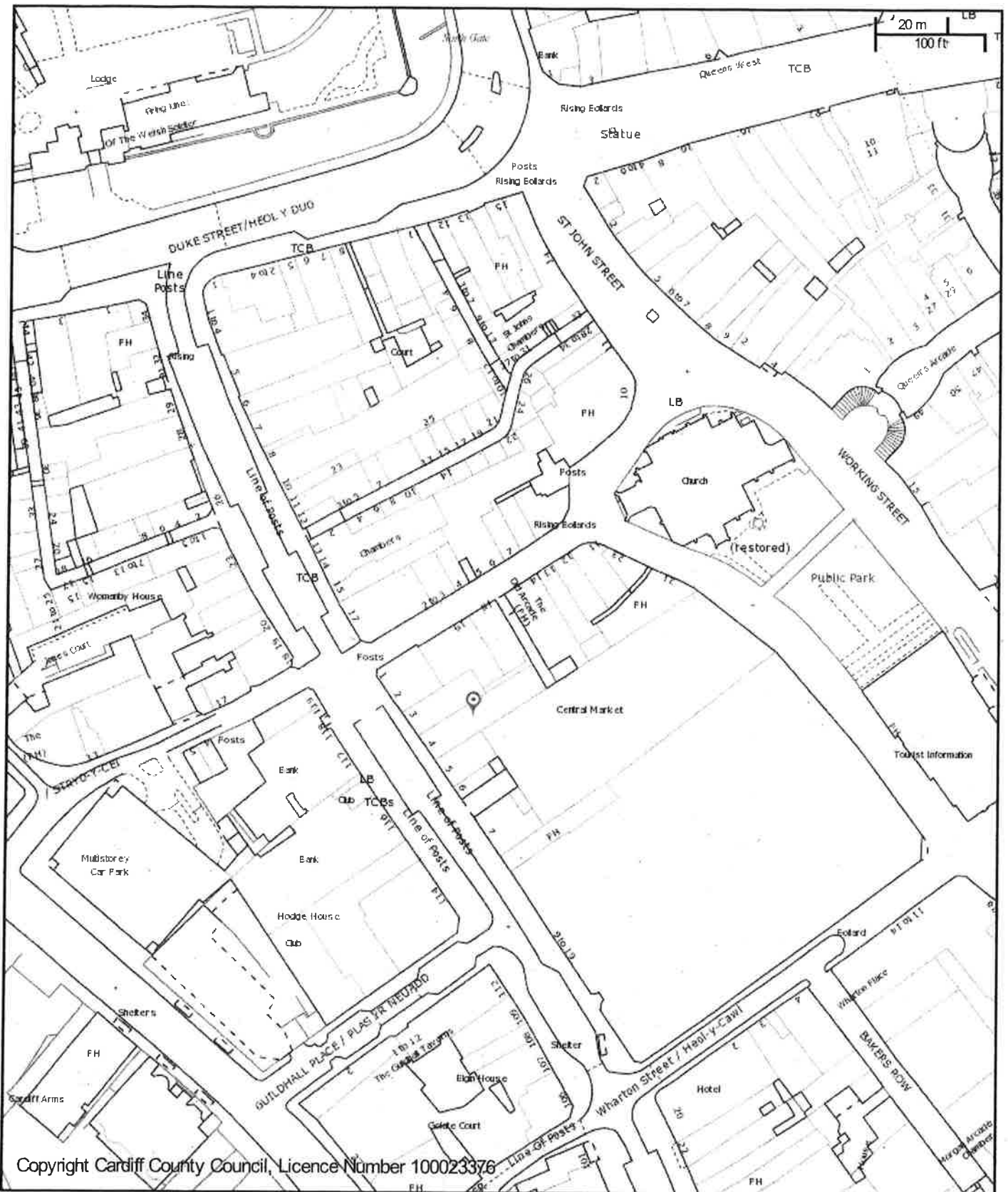
Shared Regulatory Services / Gwasanaethau Rheoliadol a Rennir
Bridgend, Cardiff and the Vale of Glamorgan
Pen-y-bont ar Ogwr, Caerdydd ar Bro Morgannwg
Telephone | Ffôn 02920 871123

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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




Title
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