

LICENSING SUB-COMMITTEE: 31st August 2018

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 024680

Name of Premises: Tesco

Ward: Cathays

1. Application

1.1 An application for a Premises Licence - Grant, has been received from Tesco Stores Limited in respect of Tesco, Ground Floor, Commercial Units 1-5, BBC Building, Central Square, Cardiff, CF10 1FS.

1.2 The applicant has applied for the following:

(1) In respect of the following licensable activities:

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

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

“Retail premises (supermarket) selling a range of goods and services. This includes the sale of alcohol for consumption off the premises. Sales of alcohol for consumption off the premises are made from the supermarket sales floor as shown on the enclosed plan”.

(3) The opening hours are proposed as follows:

Not specified

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

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

Monday to Sunday: 06:00 to 00:00

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.

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

08 August 2018

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

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

Tesco is a large national operator with a range of head office and local support. The company has devised policies, procedures, systems and training to ensure that they sell alcohol in a responsible manner.

There is a detailed training programme which ensures that comprehensive training is provided to employees having regard to their role and the responsibilities and such training is regularly reviewed and appropriate records kept.

b) The prevention of crime and disorder

The premises will have digital CCTV system that covers many areas of the shop floor, including the main area which will be used for display of alcohol, Images will be retained for a minimum of 21 days

A member of the Management team will ordinarily be on the premises all the time the store is open and person will have responsibility for the premises whilst the premises are open.

c) Public safety

The premises licence holder is fully aware of its responsibilities under a range of health and safety related legislation and has appropriate policies and procedures in place to be confident of complying with the relevant obligations which arise.

d) The prevention of public nuisance

The company has a "good neighbour" policy which seeks to ensure that the premises play an active part in the local community.

e) The protection of children from harm

The premises will operate a Think 25 policy. The checkouts will be programmed to prompt the checkout assistant when an alcohol product is scanned at the till to follow the Think 25 policy.

Colleagues will receive appropriate training both in relation to the underlying law and the Tesco policy, systems and procedures. This training will be documented and repeated as often as Tesco believes to be appropriate.

Griffiths, Paul (PPE)

From: Tony.Bowley@south-wales.pnn.police.uk
Sent: 29 June 2018 10:56
To: licensing.team@uk.tesco.com
Cc: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: objection letter prem application TESCO (2)
Attachments: objection letter prem application TESCO (2).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 fgythiadau, meddylwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

Dear Tesco licensing team,

Please find attached the police objection in relation to this application.

The signed original is in the post to you.

I am on annual leave from 4.00pm today until 16th July.

If you have an urgent question re this please contact my colleagues.

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.

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.

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.

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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

28th June 2018

Hardish PUREWAL,
Licensing Manager,
Tesco Stores Ltd.
5 Falcon Way,
Shire Park,
Welwyn Garden City
AL7 1TW

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

"TESCO", Units 1-5 BBC BUILDING, CENTRAL SQUARE, CARDIFF CF10 1FS

I, Chief Inspector JOE 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 grant of a premises licence for "TESCO", Units 1-5 BBC Building, Central Square, Cardiff.

This objection is made under the licensing objectives of;

The prevention of crime and disorder,
The prevention of public nuisance.
The protection of children from harm.

(The premises are in a saturation policy zone, there is a disproportionate amount of alcohol related crime, disorder and public nuisance in the area. There is a disproportionate amount of problematic street drinkers who obtain their alcohol from off licences in the city centre).

Should the committee be minded to grant this application South Wales Police ask that the below conditions be attached to the licence.

p.t.o.

1. The hours for the sale of alcohol will be limited to 0600 to 2300 each day.

2. A cctv system shall be installed to a standard agreed with South Wales Police. The system shall be maintained and operated at all times the premises are open to the public. The system shall cover all parts of the licensable areas to which the public have access (excluding toilets) and all exits and entrances used by customers. Images shall be kept for a minimum of 31 days.

The images shall be produced to a Police employee immediately upon request when the premises are open and at all other times as soon as is reasonably practical. There will be sufficient staff training to facilitate the above.

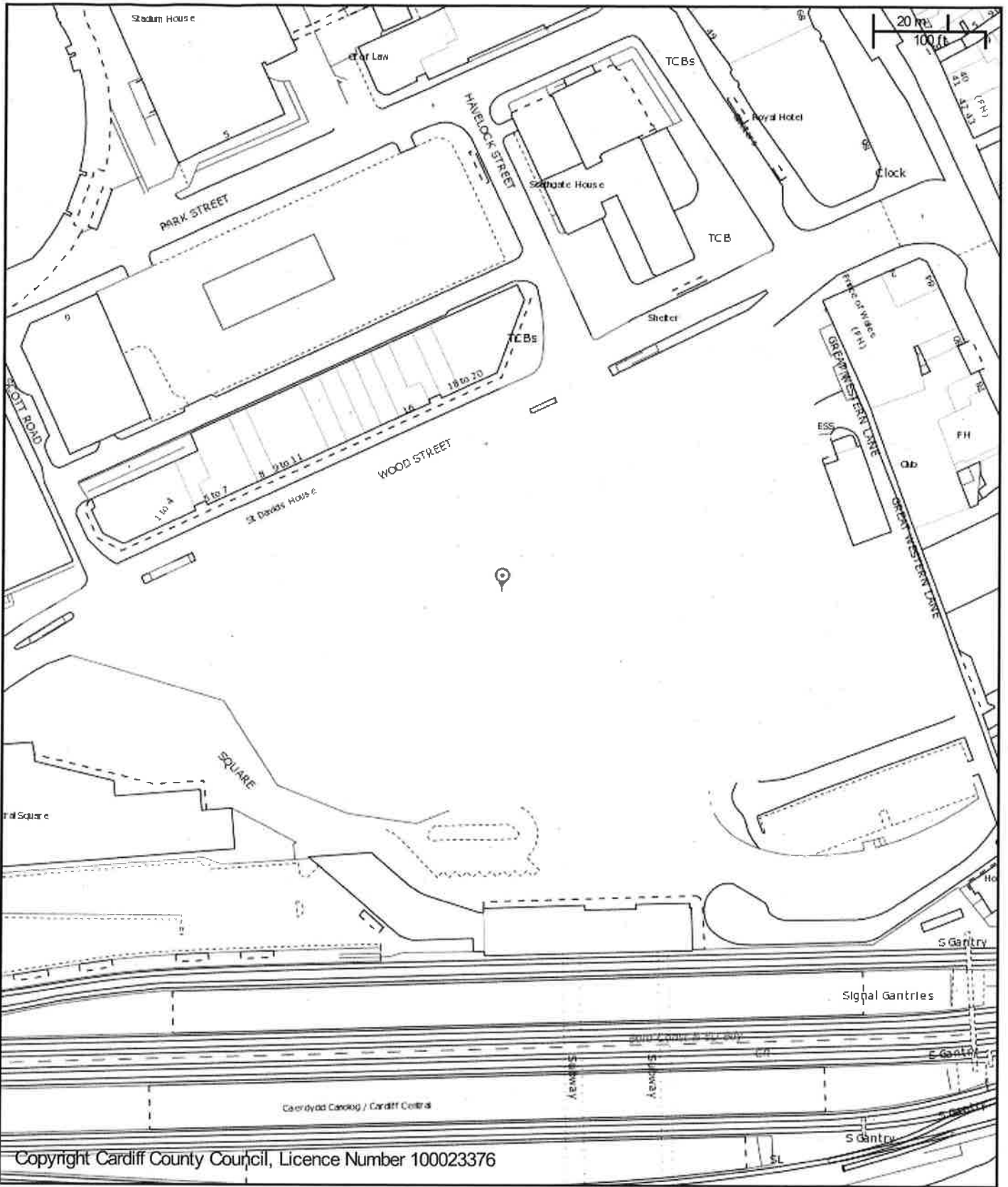
3. On major event days in Cardiff alcohol will only be sold in non glass containers.

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 527207.

Yours faithfully,

JOE JONES
CHIEF INSPECTOR.

COPY TO:-
Clair HARTREY,
Operations Manager,
Licensing & Strategic Services
Cardiff County Council,



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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



Title
Scale: 1:1417
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