

LICENSING SUB-COMMITTEE: 24 April 2024

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 095759

Name of Premises: The Dock Feeder, 18-20 Churchill Way, Cardiff, CF10 2DY

Ward: Cathays

1. Application

1.1 An application for the Grant of a Premises Licence has been received from Canal Quarter PLH Ltd in respect of The Dock Feeder, 18-20 Churchill Way, Cardiff, CF10 2DY.

1.2 The applicant has applied for the following:

(1) In respect of the following licensable activities:

- (i) The sale by retail of alcohol for consumption on and off the premises.
- (ii) The provision of regulated entertainment in the form of films (indoors), live music (indoors), recorded music (indoors), dance (indoors) and entertainment of a similar description to music and dance (indoors).
- (iii) The provision of late night refreshment (indoors).

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

"Bar".

(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:

Sunday to Thursday: 10:00 to 00:30 hours
Friday and Saturday: 10:00 to 01:30 hours
Bank Holiday Friday, Saturday, Sunday and Monday: an additional hour
Easter Thursday, Friday, Saturday, Sunday and Monday: an additional hour
Christmas Eve: an additional hour
Boxing Day: an additional hour
New Years Eve: 07:00 to 03:30

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

(i) The sale by retail of alcohol for consumption on and off the premises:

Sunday to Thursday: 10:00 to 00:00 hours
Friday and Saturday: 10:00 to 01:00 hours
Bank Holiday Friday, Saturday, Sunday and Monday: an additional hour
Easter Thursday, Friday, Saturday, Sunday and Monday: an additional hour
Christmas Eve: an additional hour
Boxing Day: an additional hour
New Years Eve: 07:00 to 03:30

- (ii) The provision of regulated entertainment in the form of films (indoors), live music (indoors), recorded music (indoors), dance (indoors) and entertainment of a similar description to music and dance (indoors):

Sunday to Thursday: 10:00 to 00:00 hours
Friday and Saturday: 10:00 to 01:00 hours
Bank Holiday Friday, Saturday, Sunday and Monday: an additional hour
Easter Thursday, Friday, Saturday, Sunday and Monday: an additional hour
Christmas Eve: an additional hour
Boxing Day: an additional hour
New Years Eve: 07:00 to 03:30

- (iii) The provision of late night refreshment (indoors)

Sunday to Thursday: 23:00 to 00:30 hours
Friday and Saturday: 23:00 to 01:30 hours
Bank Holiday Friday, Saturday, Sunday and Monday: an additional hour
Easter Thursday, Friday, Saturday, Sunday and Monday: an additional hour
Christmas Eve: an additional hour
Boxing Day: an additional hour
New Years Eve: 23:00 to 03:30

- (iv) In the event of the transmission of any recognised event which falls outside the current permitted hours of the Premises Licence, to open and permit licensable activity commencing one hour before the start of the event and ending one hour after the end of the event, the details of the activity to be notified to the Police 14 days beforehand.

- 1.3 A site map showing the premises and the plan of the premises submitted with the application can be found in **Appendix A**.

Promotion of Licensing Objectives

- 2.1 The additional conditions proposed by the applicant to meet the licensing objectives are attached to the report and can be found in **Appendix B**.

Relevant Representations

- 3.1 A representation has been received from other persons (local ward Councillors). A copy of the representation can be found in **Appendix C**.

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 e.g. 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

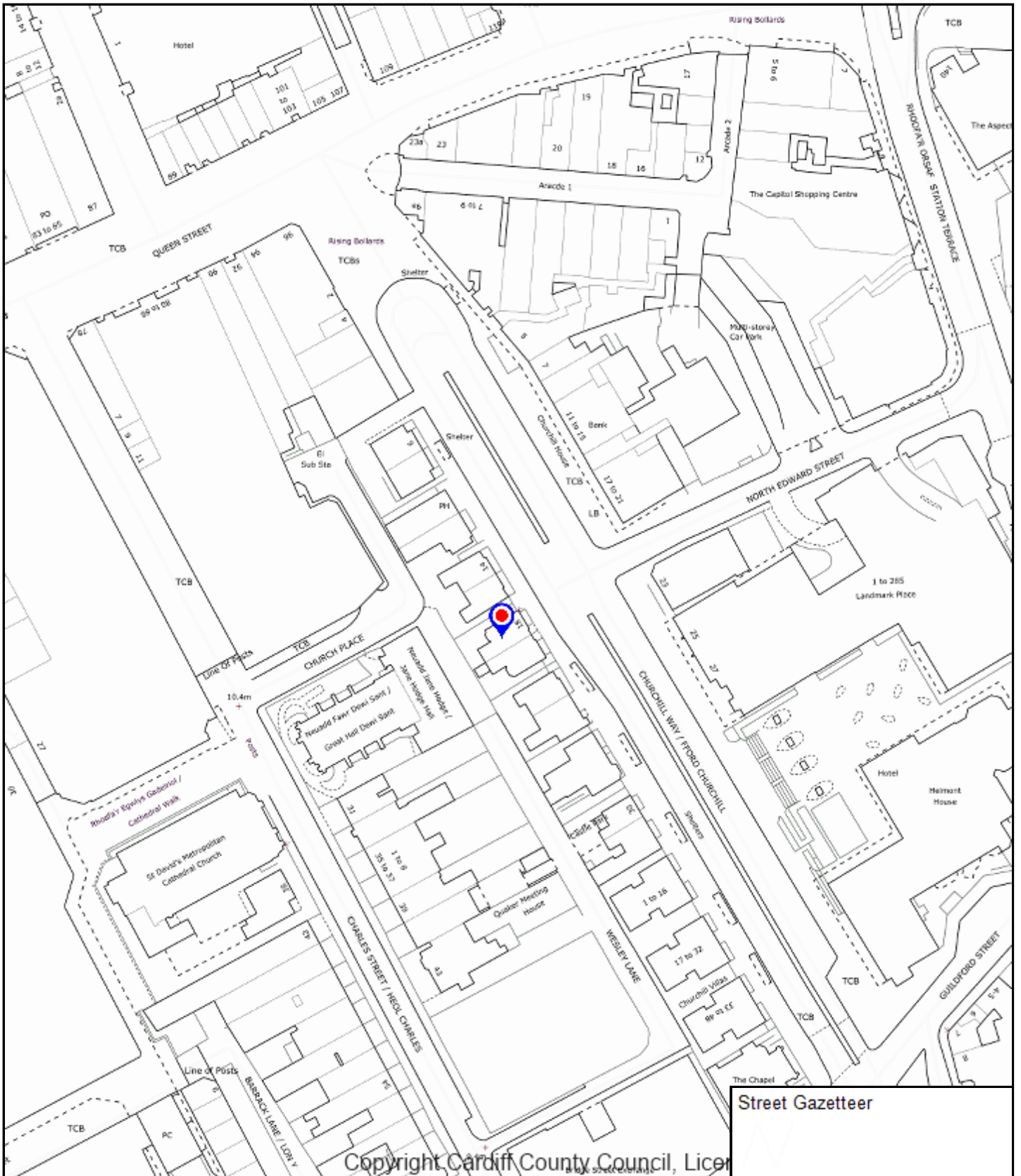
5.1 The application should be determined and the appropriateness of any conditions on the licence need to be discussed.

Helen Picton
Regulatory Services

8th April 2024

APPENDIX A

Site Map & Plan



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Street Gazetteer

CHIEF EXECUTIVE
 Neuadd y Sir, Glanfa'r
 Iwerydd CAERDYDD CF10
 4UW
 Tel: 029 20872088
 County Hall, Atlantic
 Wharf CARDIFF CF10
 4UW
 Tel: 029 20872087

**Cyngor
 Caerdydd**
**Cardiff
 Council**

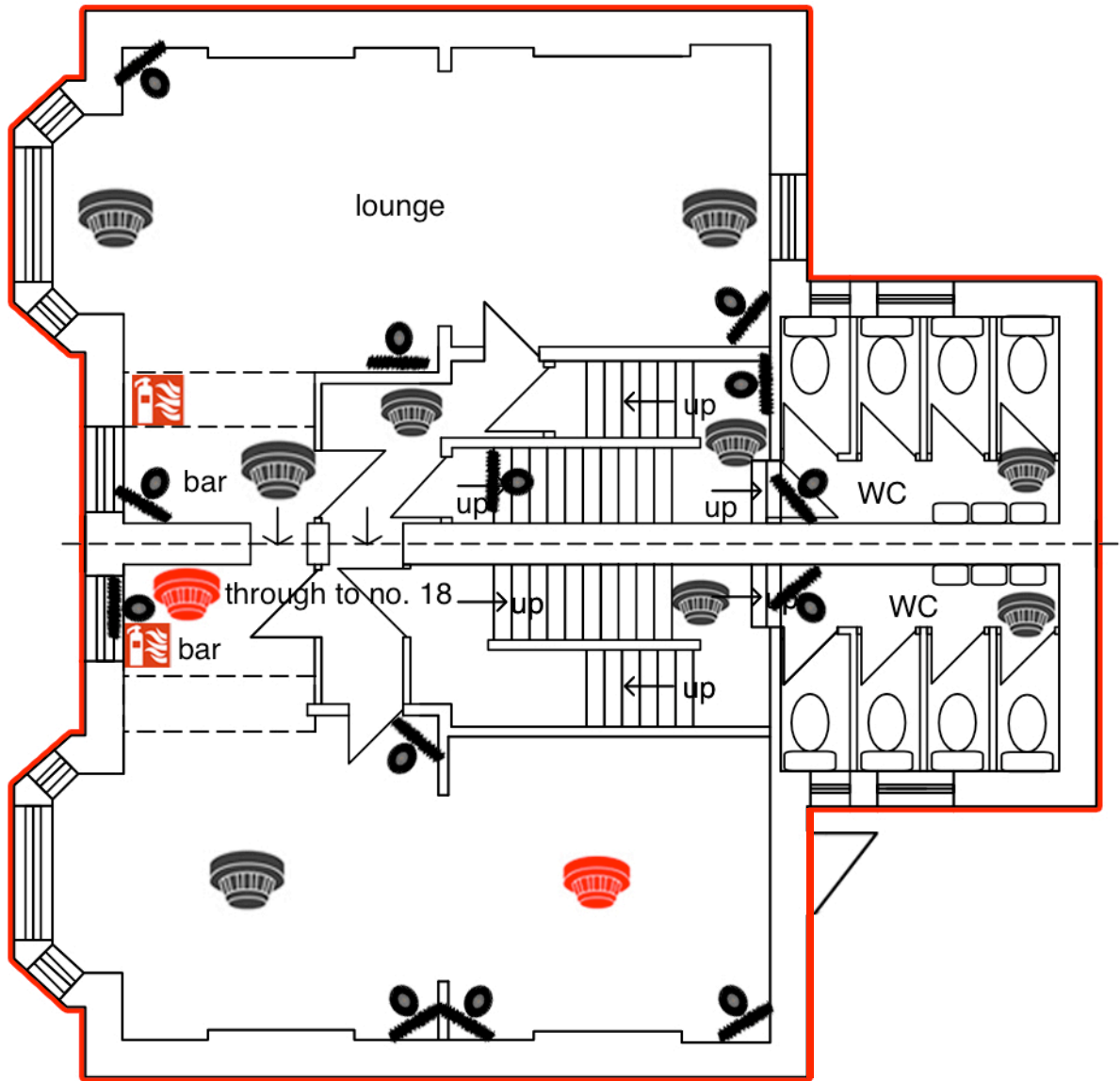


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Scale: 1:1:1417
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 Coordinates: 318652, 176500
 © Crown copyright and database rights (2014).
 This copy is produced specifically to supply
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Ordnance Survey AC0000816513 (2023).






No. 20

No. 18



PROPOSED FIRST FLOOR

KEY

	Licensable Activity
	CCTV
	Fire Extinguisher
	Smoke Detector
	Heat Detector

Position is indicative only and subject to change

Client:
Canal Quarter PLH Ltd.

Carolyn Jones
Planning

Dock Feeder, 18 & 20, Churchill Way, Cardiff

Proposed First Floor Plan

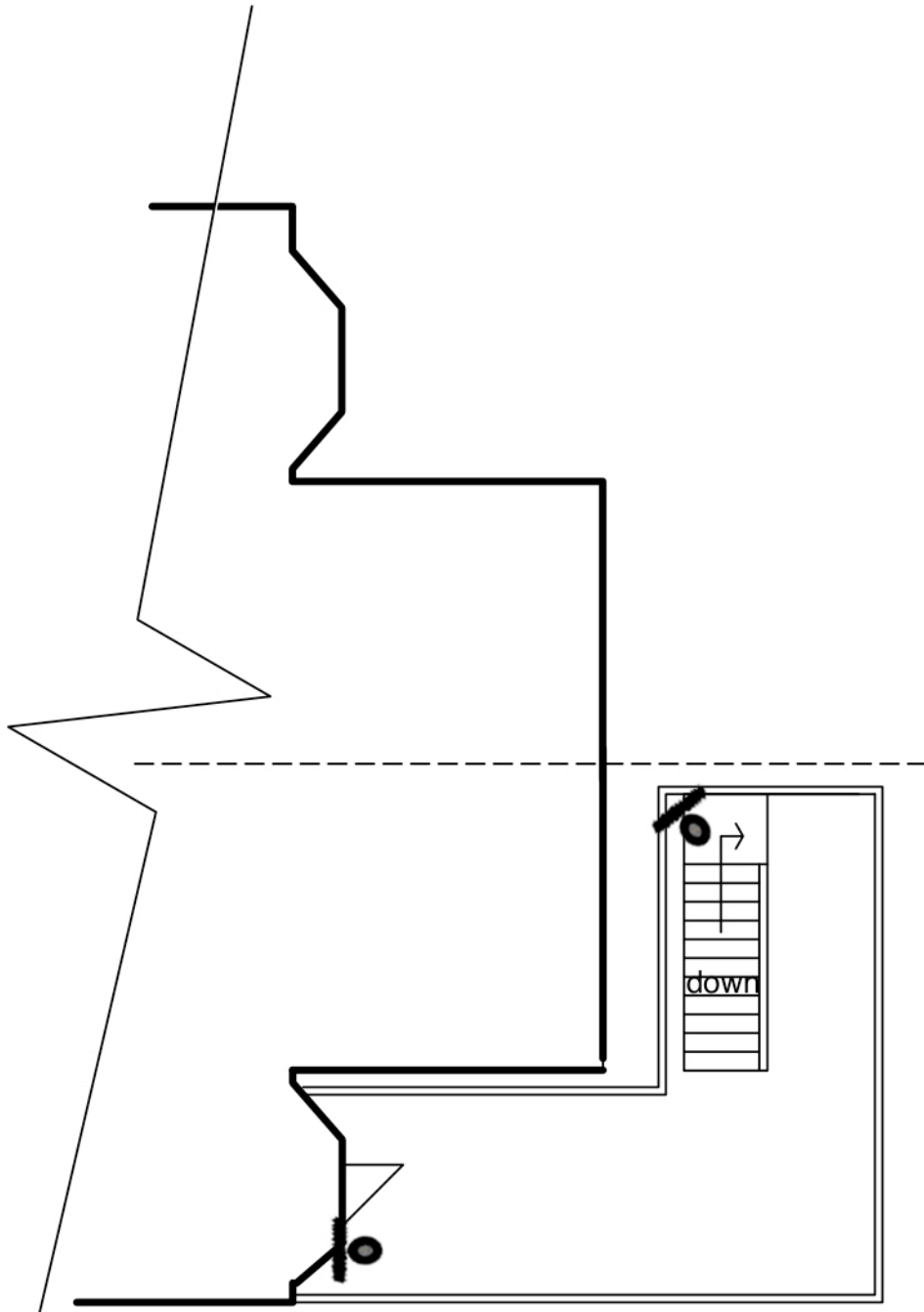
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No. 20

No. 18



Rear Outside Area at First Floor Level

KEY

-  Licensable Activity
-  CCTV
-  Fire Extinguisher
-  Smoke Detector
-  Heat Detector

Position is indicative only and subject to change

Client:
Canal Quarter PLH Ltd.

Carolyn Jones
Planning

Dock Feeder, 18 & 20, Churchill Way, Cardiff

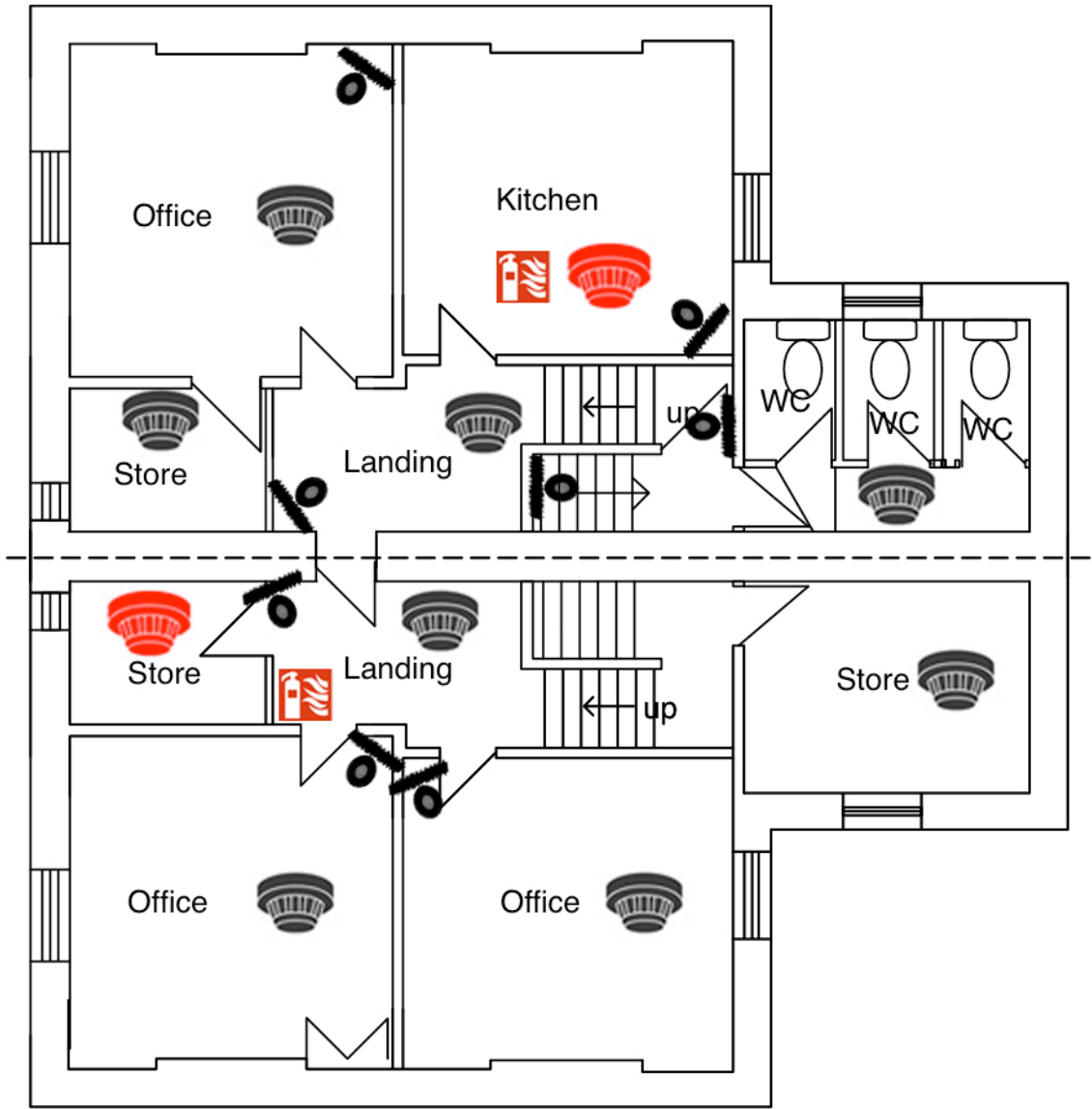
Existing and Proposed First Floor Rear Area Plan

Date: Feb 2024

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CAJ/2024/001:10






No. 20



No. 18

PROPOSED SECOND FLOOR

KEY

	Licensable Activity
	CCTV
	Fire Extinguisher
	Smoke Detector
	Heat Detector

Position is indicative only and subject to change

Client:
Canal Quarter PLH Ltd.

Carolyn Jones
Planning

Dock Feeder, 18 & 20, Churchill Way, Cardiff

Proposed Second Floor Plan

Date: Feb 2024

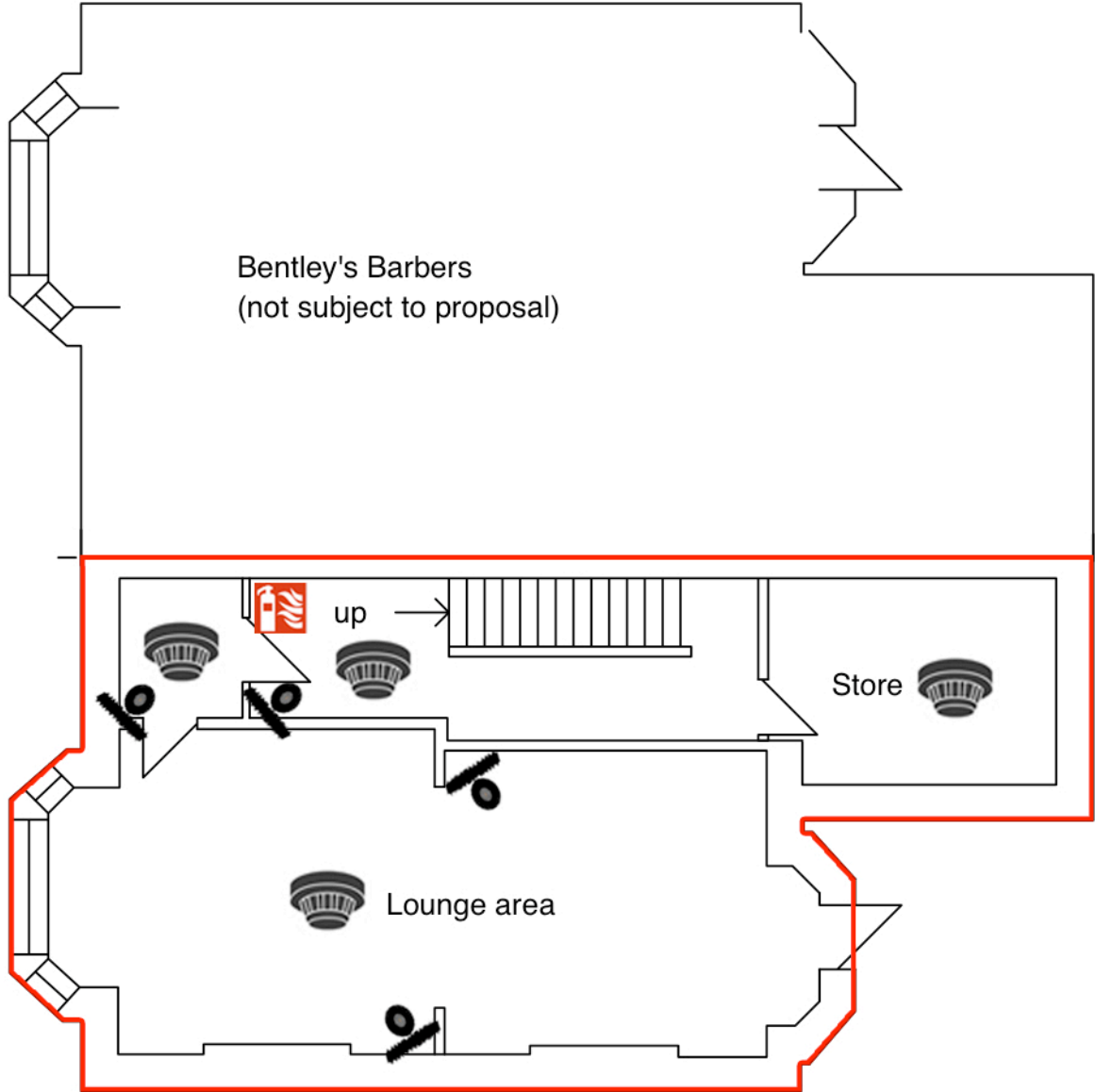
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No. 20





Bentley's Barbers
(not subject to proposal)

No. 18



BASEMENT FLOOR PLAN

KEY

-  Licensable Activity
-  CCTV
-  Fire Extinguisher
-  Smoke Detector
-  Heat Detector

Position is indicative only
and subject to change

Client:
Canal Quarter PLH Ltd.

Carolyn Jones
Planning

Dock Feeder, 18 & 20, Churchill Way, Cardiff

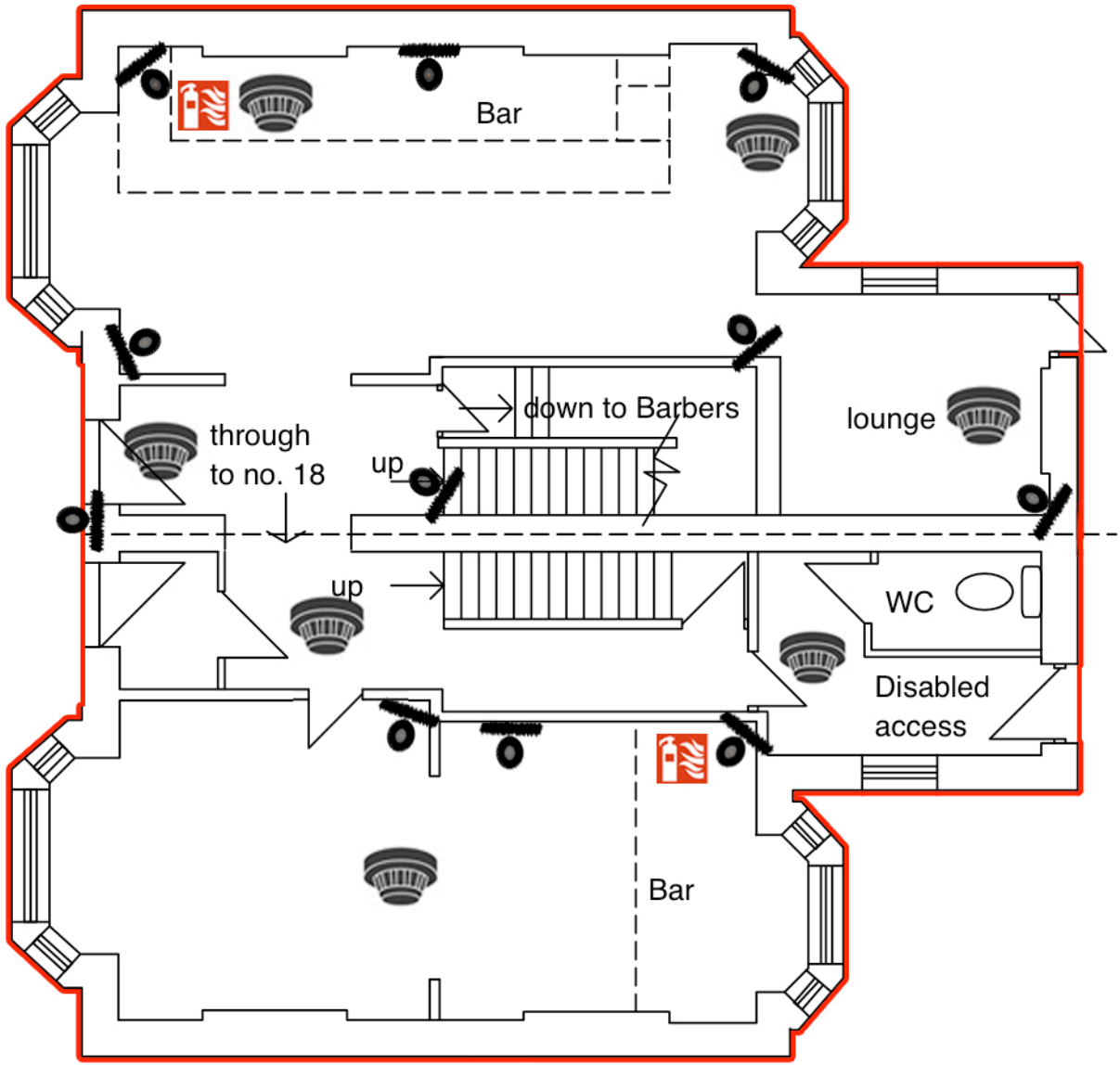
Existing & Proposed Basement Floor Plan

Date: Feb 2024
Scale: 1:100

CAJ/2024/001:02





No. 20

No. 18



PROPOSED GROUND FLOOR

KEY

-  Licensable Activity
-  CCTV
-  Fire Extinguisher
-  Smoke Detector
-  Heat Detector

Position is indicative only and subject to change

Client:
Canal Quarter PLH Ltd.

Carolyn Jones
Planning

Dock Feeder, 18 & 20, Churchill Way, Cardiff

Proposed Ground Floor Plan

Date: Feb 2024

Scale: 1:100

CAJ/2024/001:06

No. 20

No. 18

fire escape

down

ramp

up

down

ramp

fence

wall

KEY

-  Licensable Activity
-  CCTV
-  Fire Extinguisher
-  Smoke Detector
-  Heat Detector

Position is indicative only and subject to change

Client:
Canal Quarter PLH Ltd.

Carolyn Jones
Planning

Dock Feeder, 18 & 20, Churchill Way, Cardiff

**Existing and Proposed Ground Floor
Rear Area Plan**

Date: Feb 2024
Scale: 1:100

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APPENDIX B

Operating Schedule

Canal Quarter PLH Limited

The Dock Feeder

18-20 Churchill Way

Cardiff CF10 2DY

PROPOSED OPERATING SCHEDULE OF CONDITIONS

INFORMATIVE

This is an application for a new premises licence to permit licensable activities in line with the existing Licence for 18 Churchill Way (premises licence no. CCCP02269), to increase the footprint of the premises so that next door (no 20 Churchill Way) will be licensed.

Upon satisfactory grant of this licence application, premises licence CCCP02269 is to be surrendered.

Opening hours:

Sunday-Thursday 10.00 – 0030 the following morning
Friday & Saturday 10.00 – 0130 the following morning

Hours for the provision of licensable activities:

Sale of alcohol (on and off sales), films, live music, recorded music, performance of dance, anything similar to live/recorded music or dance;

Sunday-Thursday 10.00 – 0000
Friday & Saturday 10.00- 0100 the following morning

For late night refreshment;

Sunday-Thursday 23.00 – 0030 the following morning
Friday & Saturday 23.00 – 0130 the following morning

Non-standard timings

- i) In the event of the transmission of any recognised event which falls outside the current permitted hours of the Premises Licence, to permit licensable activity commencing one hour before the start of the event and ending one hour after the end of the event, the details of the activity to be notified to the Police 14 days beforehand.
- ii) Licensable activity is permitted for a further additional hour into the morning following every Friday, Saturday, Sunday and Monday for every May Bank holiday, Spring/Whitsun Bank Holiday, August Bank Holiday weekend.
- iii) Licensable activity is permitted for a further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday Weekend.
- iv) Licensable activity is permitted for a further additional hour every Christmas Eve and Boxing Day.
- v) On New Year's Eve, the sale of alcohol is permitted from 07:00 to 03:00 hours the following morning.
- vi) On New Year's Eve, regulated entertainment is permitted from 07:00 to 03:30 hours the following morning.
- vii) On New Year's Eve, late night refreshment is permitted from 23:00 to 03:30 hours the following morning.
- viii) On New Year's Eve, the premises is permitted to open 07:00 to 03:30 hours the following

morning.

General

1. Locations of fire safety and other safety equipment subject to change in accordance with the requirements of the responsible authorities or following a risk assessment.

2. Any detail shown on the plan that is not required by the licensing plans regulations is indicative only and subject to change at any time.

Crime and Disorder

3. On days considered to be major events in the City Centre, such as sporting events at the Principality Stadium, all drinks will be dispensed in non-glass vessels.

4. Duly authorised Officers of the Council, Police Officers and duly authorised Officers of the South Wales Fire Service will at all reasonable times have free ingress to all parts of the licensed premises and the Designated Premises Supervisor or the person in charge in the absence of the Designated Premises Supervisor will comply with any reasonable fire prevention and safety measure that may be required of him by any duly authorised Fire Officer.

CCTV

5. 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 outside areas and 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.

Door security

6. Should the premises operate beyond midnight SIA shall be employed from 21:00 hours on a ratio of 1 to 100 persons.

7. Suitably qualified SIA door supervisors will be employed at the premises on a risk assessed basis. On Major Event Days, the risk assessment will take into account any advice given by South Wales Police. Should the premises operate beyond midnight they shall be so employed from 21:00 hours on a ratio of 1 to 100 persons. Where employed at least one member of the SIA door supervisor team will wear body-worn CCTV capable of recording and storing images and sound. When on duty, SIA door supervisors will utilise a recognised radio communications system such as Radio Net or other police approved system.

On occasions when door security are provided at the premises the following conditions shall also apply:

a) The licensed door supervisors shall be employed solely for vetting, regulating, controlling and supervising patrons whilst entering and whilst on the premises and to ensure the maintenance of good order, public safety and internal security.

b) A register shall be kept at the premises to record the details of the door supervisors, and any notable incidents. The register shall be produced to authorised officers of Cardiff City Council and the Police upon request.

c) The register shall contain the following details:

i) Full SIA registration number.

ii) Date and time that the Door Supervisor commenced duty.

iii) Date and time that the Door Supervisor finished work.

iv) Any occurrence or incident of interest involving crime and disorder or public safety must be

recorded giving names of the Door Supervisor involved.

v) ID Photo and scan of SIA badge

vi) The name, home address and registration number of all door supervisors working at the premises;

vii) The door supervisor register must be kept at the premises and be available for inspection by the Police or an authorised officer from Cardiff Council and shall be retained for a period of one year.

Staff training

8. All members of staff shall receive training in relation to the sale of alcohol commensurate with their duties.

9. A copy of the training records shall be kept and made available for inspection by an authorised officer of the police and or the licensing authority.

10. All training shall be refreshed at least every 12 months.

Incident log

11. An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Cardiff City Council or the Police, which will record the following:

a) All crimes reported to the venue

b) Any complaints received

c) Any incidents of disorder

d) All seizures of drugs or offensive weapons

e) Any faults in the CCTV system or searching equipment or scanning equipment

Public Nuisance

12. Save for persons using the external seating areas/smoking areas, patrons permitted to temporarily leave and then re-enter the premises, shall not be permitted to take drinks or glass containers with them.

13. Notices shall be prominently displayed at exits requesting the patrons to respect the needs of local residents and businesses and to leave the area quietly.

Public Safety

14. Adequate and appropriate first aid equipment and materials will be kept on site, regularly checked and kept in an easily accessible place for staff.

15. All exit routes will be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly signed.

Protection of Children from Harm

16. The Premises Licence holder shall display in a prominent position a copy of their policy on checking proof of age.

17. At all times that the premises is operating under this licence, the Premises Licence Holder shall ensure that its staff operate a Challenge 25 Policy. This Policy shall provide that before any sale of alcohol any person who appears to be under the age of 25 will be required to produce photo ID in the form of a passport; driving licence, I-JK Military ID card; PASS (or similar) card to prove that he/she is over the age of 18.

18. Posters advertising the Challenge 25 and proof of age policies shall be displayed in prominent places in the premises so that they can be seen internally and externally.

19. Children will not be allowed into, or remain on the premises after 23:00 hours unless accompanied by an adult.

20. Prominent, clear notices shall be displayed at every public entrance stating any restrictions relating to the admission of children to the premises or other admission restrictions.

21. No performance of striptease, lap dancing, entertainment of a sexual nature or other similar adult entertainment will be permitted on the premises.

APPENDIX C

Other persons representation

From: Mackie, Norma (Cllr)
Sent: 15 March 2024 13:53
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Cc: Merry, Sarah (Cllr); Weaver, Christopher (Cllr); Ahmed, Ali (Cllr)
Subject: Licensing Objection The Dock Feeder, Churchill Way
Attachments: Licensing Objection Dock Feeder.docx

Please find attached our objection in relation to the above application.

Regards

Norma

Y Cynghorydd / Councillor Norma Mackie
Yr Aelod Cabinet dros Wasanaethau Cymdeithasol (Gwasanaethau Oedolion)
Cabinet Member for Social Services (Adult Services)
Cyngor Caerdydd | Cardiff Council

Licensing Act 2003: Application for the grant of a Premises Licence –

Applicant: Canal Quarter PLH Ltd

**Name and Postal address of Premises: The Dock Feeder 18-20 Churchill Way
Cardiff, CF10 2DY**

I am writing on behalf of myself, Cllrs Weaver, Ahmed and Merry to object to this application as we feel quite strongly that another bar on Churchill Way would be to the detriment of the Licensing Objectives and would not comply with the Cumulative Impact Policy that covers Churchill Way.

While Churchill Way has a mixture of retail, offices and licensed premises it also has a number of residents and a hotel. There are 280 residential flats at Landmark Place, with residents that include elderly people and families with children and a Premier Inn directly opposite the proposed new premises and there are also flats adjacent to the premises.

We also have concerns in that, we believe, this company already has three premises on Churchill Way and there have been many complaints and concerns about the disruption they cause and lack of compliance with their Licenses.

We note that the License requests, in the main, opening hours until 00.00 hours on Sunday to Thursday and 01.00 hours on Friday and Saturday.

The City Centre is subject to a Cumulative Impact Policy which is in place to limit the number of licensed premises in the area as a means of ensuring the promotion of the Licensing Objectives and a further licensed premises on Churchill Way, where we already have antisocial behaviour from other licensed premises, will not promote those objectives and will increase the pressure on policing the area.

We are also concerned that, if this license is granted, will then apply for an extension similar to the opening hours at Pulse. As the Cumulative Impact Policy will no longer apply, once the license has been granted, an extension would be difficult to refuse as the presumption then would be to grant it rather than to refuse it.

A large amount of money has been spent on the regeneration of the canal quarter to produce a nice area for residents, visitors and families to relax and enjoy. It was not planned to be an area of noisy bars where residents and visitors would be subject to antisocial behaviour and disruption.

South Wales Police statistics show 89 crimes over the three months between November 2023 and January 2024 already just in that area. This is at a time when there has been limited people in the area due to the refurbishment,

If this application was accepted and they maintained the opening hours requested, it will still be a feeder venue for Pulse and there is likely to be regular traffic of people going to and fro from their venues, disturbing residents and increasing crime in the area.

We object to this application on the grounds that it will not promote the Licensing Objectives of the prevention of:

Crime and Disorder in that this company already have a poor record of compliance and a poor relationship with residents;

Public Safety and Public Nuisance in that we have concerns over increasing noise, antisocial behaviour and disruption to residents and hotel guests.

The Cumulative Impact Policy is in place to prevent an application such as this one and puts the onus on the applicant to prove that their proposed premises will not undermine the Licensing Objectives. We feel they will not be able to achieve this and we ask you to refuse this application.

Regards

nmackie

Cllr Norma Mackie and on behalf of Cllrs Sarah Merry, Chris Weaver and Ali Ahmed
Cathays Councillors