

LICENSING SUB COMMITTEE

27 APRIL 2018

Present: County Councillor Jackie Parry(Chairperson)
County Councillors Jacobsen and Lancaster

11 : DECLARATIONS OF INTEREST

None received.

12 : APPLICATION FOR THE GRANT OF A PREMISES LICENCE - ZAEKA LTD, TUDOR STREET

Applicant: Yordanka Ivanova, Zaeka Limited, 46 Tudor Street, Riverside, Cardiff, CF11 6AJ.

Other Persons: Mr Patel – Objector; Mr Ud-In – Objector and Mr Jonathan Hill (Barrister) representing Mr Ud-In

An application for a Premises Licence - Grant, has been received from Zaeka Limited in respect of 46 Tudor Street, Riverside, Cardiff, CF11 6AJ.

The applicant has applied for the following:

- (1) In respect of the following licensable activities:

The sale by retail for consumption off the premises

- (2) 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: 08:00 to 23:00

- (3) To provide licensable activities during the following hours:

The sale by retail for consumption off the premises:

Monday to Sunday: 08:00 to 23:00

Other Persons Representations

Mr Hill stated that this was not a new application, but that this application, in a different name, had been before the Committee in October last year. He stated that the only thing different about the application was that the name was now a limited company called Zaeka Ltd. He explained that the person on the previous application was also involved in the company. He added that there was no clear information on the internal organisation of the company, the DPS was very in-experienced and there

were already businesses selling alcohol in the area. He noted that the previous application had been refused and considered that this should be too.

Mr Patel explained that for the previous application he had presented signatures of objection from local residents and businesses, but he had felt it was unfair to ask for people to sign again.

Members asked questions about the signatures presented previously asking for clarification on residents' concerns. Mr Patel stated that local residents, businesses and mosques had raised concerns about the business being close to a park, on a corner and close to a lane, there had been concerns from the local Alcohol and Drug Rehabilitation Centre too.

The Committee explained that representations / petitions had not been received in respect of this application and could not be considered. This application was being considered on its own merit.

Applicants Representations

Ms Ivanova stated she found it strange that people who already sell alcohol are concerned about her business selling alcohol. She explained that she is 18 years old and wants to gain experience in the business, this would give her the opportunity, she said that she knows what needs to be done and is aware of the 4 licensing objectives. Ms Ivanova stated that Mr Zdravko would be involved in the business but she would be DPS. Members were advised that the business sells groceries primarily and that she wanted to have a small alcohol section but the spirits would be kept locked behind the counter. When asked about Challenge 21, Ms Ivanova stated that this would be used and if there were any issues with people wanting to buy alcohol when already drunk or under age etc. she would ask them to leave and call the police if needed.

Members asked how long the business had been operating and were advised it had been open for 6 months with no issues, they do not sell tobacco as its not very profitable, Challenge 21 was stated in the application but she was happy to adopt Challenge 25 if required. Members asked Ms Ivanova if she was aware of the four licensing objectives and she advised that she was. She went on to mention protecting children and advised that her shop would not be making any noise.

When asked how the business would differ to others in the area Ms Ivanova stated that as she is young she would be looking for new ideas and new ways of doing things and be more creative.

When asked about staff training, Ms Ivanova stated she had completed the course and would be training the other staff herself. Ms Ivanova explained that she attends Cardiff and Vale College and is undertaking a Health and Social Care Course, she attends college from 1pm to 4.45pm four days per week and the rest of the time she would be working in the shop, when she is in college her parents would be working in the shop.

When asked who owns the lease on the premises, Ms Ivanova explained the name on the lease is Mr Singh until the contract expires, but her family have an agreement

with him and are responsible for the bills and rent etc. She added that Mr Singh was her dad's business partner in the past.

Summing Up

Other Persons

Mr Hill stated that the application was not transparent and that the previous applicant was still involved as still owned the lease on the building. He was concerned about the inexperience of this applicant, her vague understanding of the licensing objectives and that she would be in college for a lot of the time the shop is open. He considered the application appears to be a front to allow her father to carry on the business as Mr Singh had previously intended. He added that the community had spoken out against the application last time and nothing had changed. He stated that while the grocery store was a valuable community business he considered that this applicant was too naive to sell alcohol.

Applicant

Ms Ivanova stated that she does not understand the relevance of her attending college and that she needs to start somewhere in the business to get experience.

RESOLVED:

That the Sub-Committee, having considered all the information and in accordance with the requirements of the Licensing Act 2003, the Section 182 Guidance and the Licensing Authority's own Statement of Licensing Policy, REFUSE the Application.