

## LICENSING SUB COMMITTEE

13 MARCH 2020

Present: Councillor Mackie(Chairperson)  
Councillors Ford and Goddard

### 35 : DECLARATIONS OF INTEREST

No declarations of interest were received.

### 36 : HERON FOODS, BISHOPSTON ROAD, CAERAU

Applicants: represented by Duncan Craig and Ursula Lawrence

#### The Application

An application for the Grant of a Premises Licence was received from «Licensee\_Title» «Licensee\_Name»Heron Foods Limited in respect of Heron Foods, Bishopston Road, Caerau, Cardiff.

The applicant applied for the following:

(1) In respect of the following licensable activities:

(i) The sale by retail of alcohol for consumption off the premises.

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

“Heron Foods is a convenience store selling frozen and convenience store goods”

(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:

Monday to Saturday: 08:00 to 20:00  
Sunday: 10:00 to 16:00

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

a) The sale by retail of alcohol for consumption off the premises.

Monday to Saturday: 08:00 to 20:00  
Sunday: 10:00 to 16:00

At the commencement of the hearing Members were advised that the applicant has accepted the conditions suggested in the written representations received from South Wales Police. The application would be amended accordingly.

#### Applicants Representations

Duncan Craig addressed the Sub Committee. Members were advised that the applicant was seeking a premises licence for sale of alcohol only. The hours applied for were consistent with the applicant hours of operation across their estate of convenience stores. Mr Craig stated that the applicant operates approximately 100 stores nationwide. Alcohol sales account for approximately 3% of total sales.

Members were invited to refer to the store layout diagram in the report, and in particular the floor space dedicated to the sale of alcohol. The area was small and was in direct line of the sight of the tills. No spirits would be sold. A limited number of wines, ciders and beers would be offered to customers and would be purchased as part of their weekly shop.

Members were advised that South Wales Police representations, a number of which were included in the Operating Schedule, were accepted and the representations were withdrawn therefore. Furthermore, the minimum alcohol pricing policy in Wales would prevent the sale of cheap drinks.

Mr Craig referred to the three written representations received from local councillors and a resident. Two of the representations were identical and referred to anti-social behaviour. Section 9.1.2 of the Section 182 Guidance states that South Wales Police have formed a view on the impact of the application on crime and disorder. There were no outstanding representations from South Wales Police and if anti-social behaviour was a concern that would not be the case.

The written representations also referred to 'need'. Mr Craig stated that Members will be aware the need is not a relevant consideration when determining the application. The third written representation was received from a local resident who has the same name as the licence holder for Shad Stores, a nearby convenience store. Mr Craig suggested that it was therefore reasonable to conclude that this was a trade objection and should be discounted.

The Sub Committee was advised that the applicants were an experienced operator with well established procedures governing the sale of alcohol. The authorities Statement of Licensing Policy stated that consideration should be given to any well-established working practices, such as the Challenge 25 scheme, which will be in operation at the store.

Members were invited to grant the application.

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, APPROVED the application, subject to the conditions agreed with South Wales Police.

37 : URGENT ITEMS (IF ANY)

No urgent items were received.

The meeting terminated at Time Not Specified