



County Hall
Cardiff
CF10 4UW
Tel: (029) 2087 2000

Neuadd y Sir
Caerdydd
CF10 4UW
Ffôn: (029) 2087 2000

AGENDA

Committee	LICENSING SUB COMMITTEE
Date and Time of Meeting	TUESDAY, 7 JUNE 2022, 4.30 PM
Venue	REMOTE MEETING VIA MS TEAMS
Membership	Councillor Michael (Chairperson) Councillors Kaaba and Sattar

1 Declarations of Interest

To be made at the start of the agenda item in question, in accordance with the Members' Code of Conduct.

2 Application for the Grant of a Premises Licence - Blame Gloria, St Mary Street *(Pages 3 - 32)*

3 Application for the Grant of a Premises Licence - Misfits Social Club, Miskin Street *(Pages 33 - 72)*

4 Urgent Items (if any)

Davina Fiore
Director Governance & Legal Services

Date: Wednesday, 1 June 2022

Contact: Graham Porter,
02920 873401, g.porter@cardiff.gov.uk

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CARDIFF COUNCIL
CYNGOR CAERDYDD

Agenda Item CO.

LICENSING SUB-COMMITTEE: 7 June 2022

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 073247

Name of Premises: Blame Gloria, 39-41 St Mary Street, Cardiff, CF10 1AD

Ward: Cathays

1. Application

1.1 An application for the Grant of a Premises Licence has been received from +Venture Battersea Limited in respect of Blame Gloria, 39-41 St Mary Street, Cardiff, CF10 1AD.

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) and recorded music (indoors).
- (iii) The provision of late night refreshment (indoors)

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

“Licensed premises”

(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 Sunday: 10:00 to 03:00
On the commencement of British Summertime: 10:00 to 04:00

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

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

Monday to Sunday: 10:00 to 02:30
On the commencement of British Summertime: 10:00 to 03:30

(iv) The provision of regulated entertainment in the form of films (indoors), live music (indoors) and recorded music (indoors).

Monday to Sunday: 10:00 to 03:00
On the commencement of British Summertime: 10:00 to 04:00

(ii) The provision of late night refreshment (indoors and outdoors):

Monday to Sunday: 23:00 to 03:00
On the commencement of British Summertime: 23:00 to 04:00

- 1.3 A site map showing the premises and a plan of that premises can be found in **Appendix A**.

2. 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**.

3. Relevant Representations

- 3.1 A representation has been received from South Wales Police. A copy of the representation can be found attached as **Appendix C**.
- 3.2 A number of representations have been received from other persons. Copies of the representations are attached as **Appendix D**.

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 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 needs to be discussed.

APPENDIX A

Site Map & Plan

- GENERAL NOTES:
1. ALL FINISHES ARE TO CONFORM TO THE REQUIRED CURRENT BUILDING REGULATIONS IN THE APPLICABLE COUNTRY (IN RESTAURANTS ALL FINISHES ARE TO BE CLASS 1 OR EQUIVALENT).

2. CONTRACTOR MUST VERIFY ALL SITE DIMENSIONS, DRAWINGS, DETAILS AND SPECIFICATIONS AND REPORT ANY DISCREPANCIES BEFORE PROCEEDING WITH ANY WORK.

3. ALL SPECIFIED ITEMS ARE TO BE INSTALLED IN ACCORDANCE WITH THE MANUFACTURERS RECOMMENDATIONS.

4. CONTRACTOR TO PROVIDE A WORKING ENVIRONMENT WHICH CONFORMS TO THE CURRENT HEALTH AND SAFETY AT WORK CONDITIONS AND LOCAL AUTHORITY REGULATIONS.

5. ALL FINISHES ARE TO BE CARRIED OUT TO A HIGH STANDARD.

6. ANY DIMENSIONS ARE TO BE TAKEN FROM THE SETTING OUT PLAN ONLY AND ARE NOT TO BE SCALED FROM THE DRAWINGS.

7. IT IS THE CONTRACTORS RESPONSIBILITY TO UNDER TAKE AND ENSURE THAT ANY BUILDING WORK IS CARRIED OUT UNDER THE LOCAL AUTHORITY REQUIREMENTS.

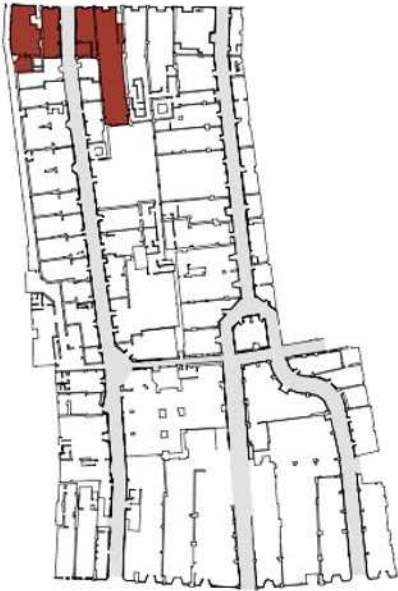
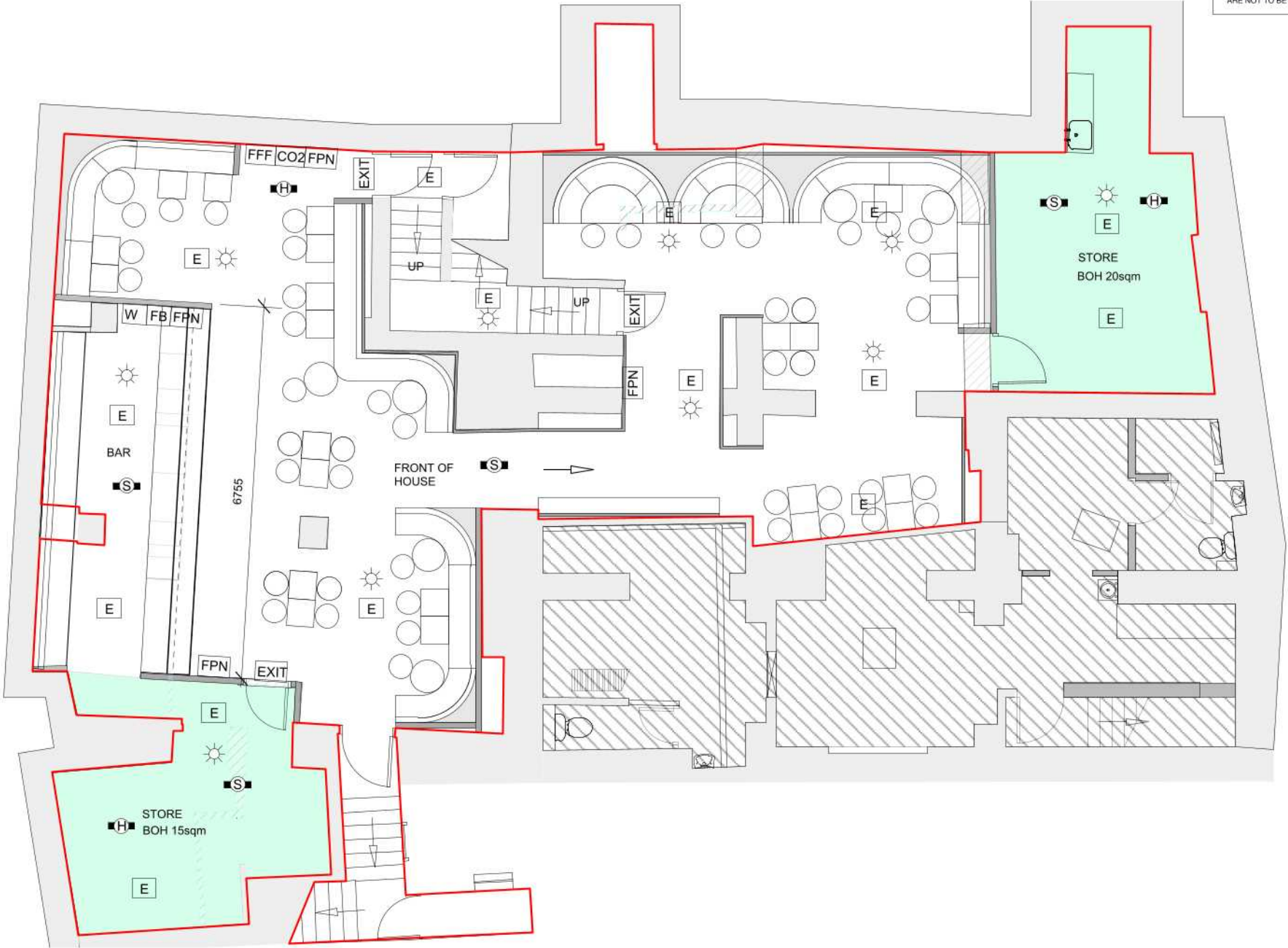
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12. ALL REQUESTED DRAWINGS SHOWING FIXINGS AND CONSTRUCTION DETAILS ARE REQUIRED TO BE APPROVED BY DESIGNER PRIOR TO COMMENCEMENT OF WORK.



1 PROPOSED BASEMENT
1:100
77 COVERS

2 LOCATION PLAN
NTS

- S

FIRE ALARM SYSTEM SMOKE DETECTOR

■H

FIRE ALARM SYSTEM HEAT DETECTOR

■S

FIRE ALARM SYSTEM SMOKE DETECTOR/
SOUNDER BASE

■H

FIRE ALARM SYSTEM HEAT DETECTOR/
SOUNDER BASE

○

FIRE ALARM SYSTEM MANUAL BREAK
GLASS UNIT

☀

FIRE ALARM SYSTEM FLASHING BEACON

IFU

FIRE ALARM SYSTEM INPUT/OUTPUT
RELAY UNIT

E

EMERGENCY LIGHTING

EXIT

ILLUMINATED EMERGENCY EXIT SIGN

FPN

STATUTORY FIRE PROCEDURE NOTICE

FB

FIRE BLANKET

W

FIRE EXTINGUISHER - WATER

CO2

FIRE EXTINGUISHER - CO2

FFF

FIRE EXTINGUISHER - FFF

IFU

- LANDLORD'S LINK
(EXACT SPECIFICATION TBC)
- MUSIC
- MECHANICAL SHUTDOWN
- DIMMER RACKS
- RED CARE
- SPRINKLERS
- ANSUL UNIT

FAP

FIRE ALARM PANEL

CP

CALL POINT

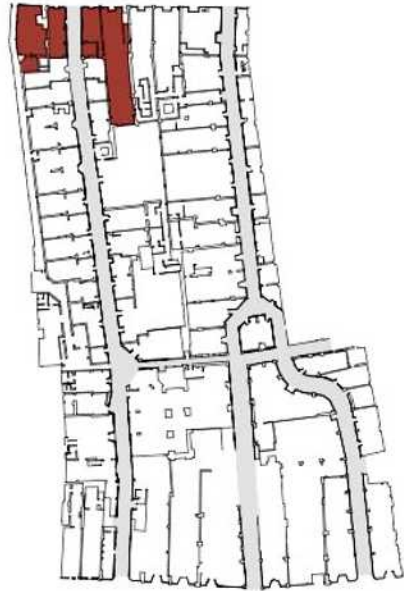
LEGEND

RED LINE DENOTES THE AREA OF LICENSABLE ACTIVITIES

INTERNAL APPROX AREA:
188 SQM

NOTE: 1. ALL ALARM REQUIREMENTS TO BE CONFIRMED

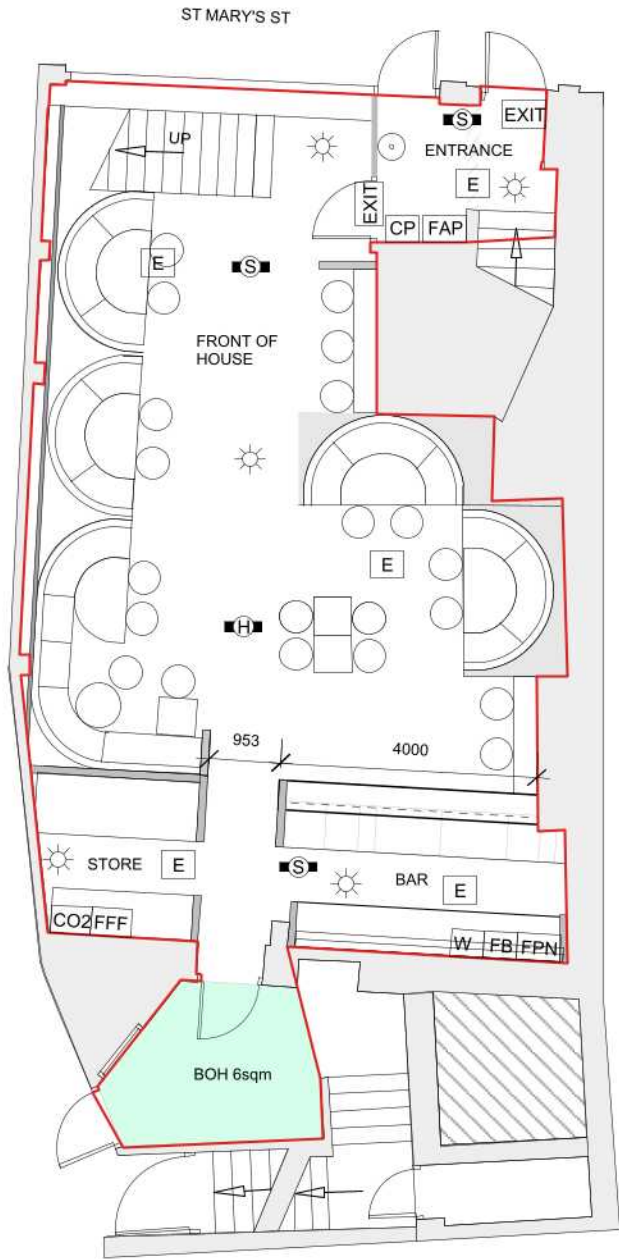
THE ADVENTURE BAR GROUP			Revisions:			Issue Codes: P = Preliminary; T = Tender; C = Construction.		
Rev:	Date:	Details:	Rev:	Date:	Details:	Rev:	Date:	Details:
/	08/04/22	ISSUED FOR COMMENT						
Project: 40-41 ST MARY'S STREET, CARDIFF			Project ref No: 2203			Date: APR 22		
Dwg Title: BASEMENT LICENSING			Dwg. No: LIC_00			Rev: /		
Dwg Type: PLAN			Scale: 1:100			Drawn By: FET		
						• A3		



2 LOCATION PLAN
NTS

1 PROPOSED GROUND
1:100

44 COVERS



- | | |
|---|--|
| FIRE ALARM SYSTEM SMOKE DETECTOR | STATUTORY FIRE PROCEDURE NOTICE |
| FIRE ALARM SYSTEM HEAT DETECTOR | FIRE BLANKET |
| FIRE ALARM SYSTEM SMOKE DETECTOR/
SOUNDER BASE | FIRE EXTINGUISHER - WATER |
| FIRE ALARM SYSTEM HEAT DETECTOR/
SOUNDER BASE | FIRE EXTINGUISHER - CO2 |
| FIRE ALARM SYSTEM MANUAL BREAK
GLASS UNIT | FIRE EXTINGUISHER - FFF |
| FIRE ALARM SYSTEM FLASHING BEACON | - LANDLORD'S LINK
(EXACT SPECIFICATION TBC) |
| FIRE ALARM SYSTEM INPUT/OUTPUT
RELAY UNIT | - MUSIC |
| EMERGENCY LIGHTING | - MECHANICAL SHUTDOWN |
| ILLUMINATED EMERGENCY EXIT SIGN | - DIMMER RACKS |
| | - RED CARE |
| | - SPRINKLERS |
| | - ANSUL UNIT |
| | FIRE ALARM PANEL |
| | CALL POINT |

LEGEND

RED LINE DENOTES THE AREA OF LICENSABLE
ACTIVITIES

INTERNAL APPROX AREA:
77 SQM

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Revisions:

Issue Codes: P = Preliminary; T = Tender; C = Construction.

Rev:	Date:	Details:
/	08/04/22	ISSUED FOR COMMENT

Project:
40-41 ST MARY'S STREET, CARDIFF

Project ref No:
2203

Date:
APR 22

Dwg Title:
GROUND LICENSING

Dwg. No:
LIC_01

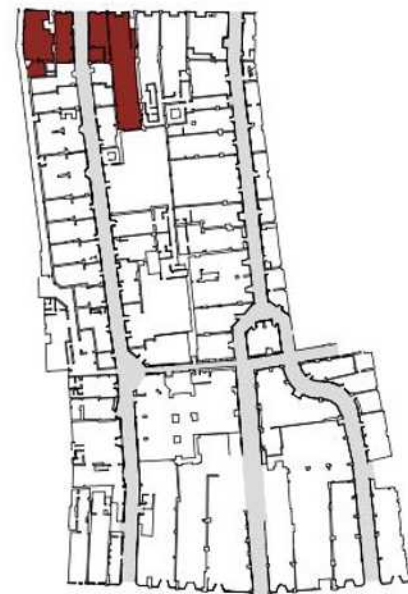
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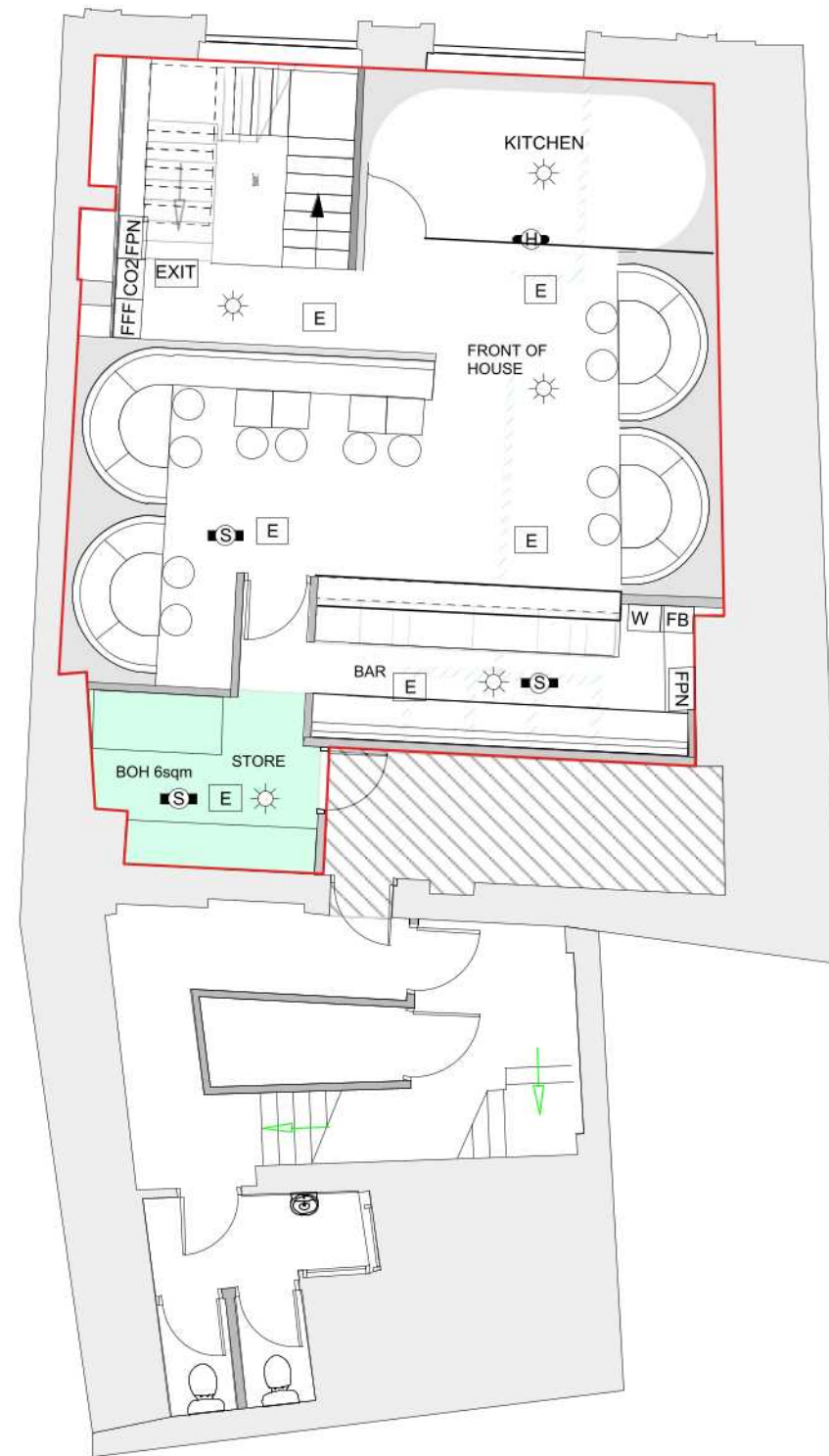
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FET






















• A3



2 LOCATION PLANS



1 PROPOSED FIRST FLOOR
1:100
46 COVERS

	FIRE ALARM SYSTEM SMOKE DETECTOR		FIRE ALARM SYSTEM HEAT DETECTOR		FIRE ALARM SYSTEM SMOKE DETECTOR/ SOUNDER BASE		FIRE ALARM SYSTEM HEAT DETECTOR/ SOUNDER BASE		FIRE ALARM SYSTEM MANUAL BREAK GLASS UNIT		FIRE ALARM SYSTEM FLASHING BEACON		FIRE ALARM SYSTEM INPUT/OUTPUT RELAY UNIT		EMERGENCY LIGHTING		ILLUMINATED EMERGENCY EXIT SIGN		STATUTORY FIRE PROCEDURE NOTICE		FIRE BLANKET		FIRE EXTINGUISHER - WATER		FIRE EXTINGUISHER - CO2		FIRE EXTINGUISHER - FFF		- LANDLORD'S LINK (EXACT SPECIFICATION TBC)		- MUSIC		- MECHANICAL SHUTDOWN		- DIMMER RACKS		- RED CARE		- SPRINKLERS		- ANSLU UNIT		FIRE ALARM PANEL		CALL POINT
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RED LINE DENOTES THE AREA OF LICENSABLE ACTIVITIES

INTERNAL APPROX AREA:
84 SQM

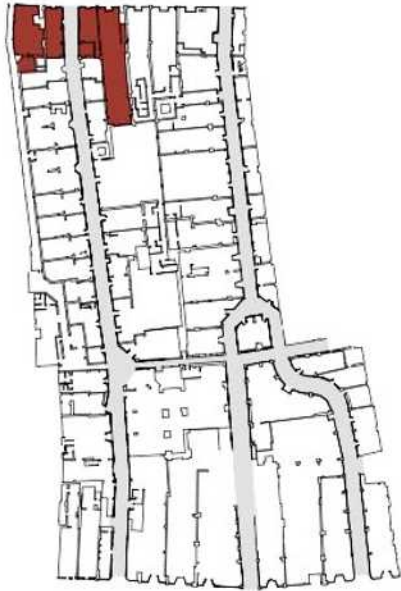
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Revisions:	Issue Codes: P = Preliminary; T = Tender; C = Construction.					
Rev: /	Date: 08/04/22	Details: ISSUED FOR COMMENT				
Project ref No: Z203					Date: APR 22	
Dwg. No: LIC_02		Rev: /		Scale: 1:100		
				Drawn By: FET • A3		



2 LOCATION PLAN
NTS

1 PROPOSED SECOND FLOOR
1:100



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| FIRE ALARM SYSTEM SMOKE DETECTOR | STATUTORY FIRE PROCEDURE NOTICE |
| FIRE ALARM SYSTEM HEAT DETECTOR | FIRE BLANKET |
| FIRE ALARM SYSTEM SMOKE DETECTOR/
SOUNDER BASE | FIRE EXTINGUISHER - WATER |
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SOUNDER BASE | FIRE EXTINGUISHER - CO2 |
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| | - RED CARE |
| | - SPRINKLERS |
| | - ANSUL UNIT |
| | FIRE ALARM PANEL |
| | CALL POINT |

LEGEND

RED LINE DENOTES THE AREA OF LICENSABLE
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84 SQM

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	Rev: /	Date: 08/04/22	Details: ISSUED FOR COMMENT		
Project: 40-41 ST MARY'S STREET, CARDIFF					
Project ref No: 2203			Date: APR 22		
Dwg Title: SECOND FLOOR LICENSING			Dwg. No: LIC_03	Rev: /	Scale: 1:100
Dwg Type: PLAN			Drawn By: FET		
			• A3		

APPENDIX B

Operating Schedule

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

Not to be added as conditions:

This is an application by +Venture Battersea Ltd for a new premises licence for three trading floors, basement, ground floor, first and second floor back of house.

The premises are currently closed.

The Applicant

The Applicant is part of the Adventure Bar Group (operating now within Nightcap).

Adventure operate ten different premises, many in Cumulative Impact or stress areas, particularly in the West End of London and now also in Cardiff at 46 Caroline Street.

They operate a rooftop bar opposite Waterloo Station, London, trading until 2am on Friday and Saturday with a maximum occupancy of 600.

They also operate in Birmingham a Tonight Josephine with a maximum occupancy of 446 until 2am with closing at 3am, together with Luna Springs (formerly Digbeth Arena) in Birmingham which has an occupancy of 2,000.

Adventure are serious, successful and accomplished operators who do not compromise in terms of quality of offer, professional and effective management and thorough staff training.

They have been granted a new licence at 46 Caroline Street (nearby) in Cardiff which has just opened for trade. This application mirrors that exactly in terms of licensable activities, hours of operation and conditions other than Condition 13 (occupancy) is phrased slightly differently.

Background and Premises

As indicated, the premises will trade on three floors with the ground and first being substantially smaller than the basement. There is a commitment as shown on the plans to providing fixed seating together with additional loose seating which is significant.

It is proposed that the entrance will be on St Mary Street and then customers will move to the other trading floors and the second floor.

Cumulative Impact Zone and Conditions

The Applicant is more than happy to discuss the proposal with the Responsible Authorities, in particular Cardiff Licensing Police and the Licensing Department.

The Applicant appreciates these premises are in Cardiff's Cumulative Impact Area, but there are two existing licences in force in the name of Mohammed Ali Abedi for premises which previously traded as Ladybird in the basement and The Meating Place on the ground and first floors.

Although these licences were limited by way of condition (Ladybird was a members' club licence and The Meating Place subject to restaurant conditions), the hours were well in excess of those applied for here.

Ladybird allowed the sale of alcohol until 4am Monday to Saturday, 2am on Sunday, with entertainment until 4.30am and 2.30am respectively, the same terminal hour as closing.

Similarly, The Meating Place allowed the sale of alcohol and entertainment until 4am 7 days a week, with closing until 5am 7 days a week.

Continued from previous page...

The Applicant intends to apply to transfer these licences so that it will be in a position (hopefully) to surrender them.

In addition, these are old licences without conditions which will effectively promote the licensing objectives.

The Applicant therefore contends that the combination of its own experience in operating late-night venues, a more up to date licence with conditions to promote the licensing objectives, and an effective reduction in the existing trading position will not add to the negative Cumulative Impact in Cardiff."

b) The prevention of crime and disorder

1. This premises licence will not have effect until premises licence number CCCP00973 has been surrendered.

2. A CCTV system shall be installed to an agreed standard as approved by South Wales Police and ii shall 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 and exits and any external areas associated with the premises. The images will be kept for a minimum period of 31 days. 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.

3. An incident log (in either hard copy or electronic form) shall be kept at the premises and made available for inspection on request of an authorised officer of the Council or a Police Officer. The log will record the following;

a) all crimes reported to the premises

b) all ejections from the premise of customers including residents and their bona fide guests and non-residents;

c) any incidents of disorder;

d) all seizures of drugs or offensive weapons;

e) any faults in the CCTV system.

4. On Thursday to Saturday inclusively , when the premises has licensable activities beyond 00:00 hours, a minimum of 2 SIA-registered door supervisors shall be on duty at the premises from 21:00 hours. This will increase to a minimum of 3 door supervisors when the occupancy of the premises (both floors) reaches 130 customers, and to a minimum of 4 door supervisors when the total number reaches 200.

5. On Wednesday to Sunday inclusively when the premises has licensable activities beyond 00:00 hours, a minimum of 2 SIA-registered door supervisors shall be on duty at the premises when the occupancy exceeds 100 customers.

6. On those days designated by South Wales Police as Major Event days in the City Centre, 2 SIA-registered door supervisors will be on duty at the premises from either 16:00 hours that day or no less than 2 hours before the commencement of the event whichever is earlier, until the closure of the premises. This will increase to a minimum of 3 door supervisors when the occupancy of the premises (both floors) reaches 130 customers, and to a minimum of 4 door supervisors when the total number of customers reaches 200.

7. Prior to closure of the premises to the public SIA registered door supervisors will be provided outside of the venue to assist in the safe dispersal of patrons as they leave the premises. These door staff will utilise body worn cameras at all times whilst outside the premises and wear high visibility tabards or similar clothing.

8. The Premises shall maintain a register (which may be in hardcopy or digital form) of all SIA licensed door supervisors on duty at the premises which will include the following details:-

a) The SIA registration number and name of the door supervisor;

b) Date and time when the door supervisor commenced and finished a period of duty with a signed acknowledgement by that person;

- c) If the door supervisor is not an employee of the Premises Licence holder, the name of the person, company or agency by whom that person is employed or through whom the services of that person is engaged;
- d) the register should be kept on the premises and made available for inspection upon request by an authorised officer of the Council or a Police Officer.
9. When SIA-registered door supervisors are employed on the premises they will utilise body-worn video devices. Any such device will be capable of recording both audio recordings and visual images. The recordings will be kept for a minimum of 31 days and will be produced to a Police employee in a readily available format immediately upon request when the premises are open and at all other times as soon as reasonably practicable. There will be sufficient trained staff to facilitate the above.
10. On those occasions when SIA registered door supervisors are employed at the premises, the DPS will ensure that an adequate system for measuring the number of patrons in the premise is used by such as clicker devices. Numbers of patrons on the premises will be recorded hourly in the door supervisor log book.
11. The premises shall use a radio system which is monitored by the Local Authority and South Wales Police.
12. The premises will ensure that all staff who are involved in the sale of alcohol receive training in the law relating to the sale of alcohol, including age restriction and in relation to the conditions on the Premises Licence to promote and encourage customer well-being and safety. A written record of this training will be kept at the premises, and refresher training will take place at least every 6 months and a record of this kept also.
13. The premises will retain all the fixed seats shown on all three trading floors as the minimum level of seating in the premises
14. The Designated Premises Supervisor shall be a member of the Cardiff Licensees Forum and will attend meetings in person or by sending a suitable proxy
15. On days classified as major event days by South Wales Police, all drinks will be dispensed into non-glass vessels, with the exception being hot drinks.
16. The premises will operate a Challenge 25 policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age. The recommended forms of ID that will be accepted are passports, driving licences with a photograph, photographic military ID or proof of age cards bearing the PASS mark hologram.
17. All bottles of spirits supplied to patrons will be fitted with a measured 25ml pourer approved by South Wales Police.
18. Pre-booked Alcoholic beverages;
- a. One 75cl bottle of spirits{ being alcohol with an ABV 15% or more} is permitted to be pre-booked and pre-paid electronically per multiple of four customers .
- b. One 75cl bottle of wine, sparkling wine or champagne is permitted to be pre-booked and pre-paid electronically per multiple of two customers.
19. Last admission to the premises will be 01:30 hours daily. The exception to this will be those existing customers who have temporarily left the premises to smoke in any designated smoking area attached to the premises.
20. The premises will adopt the drug safe scheme. A lockable Drugs safe will be installed at the premises and accessible only to a Police officer or member of Police staff. Any drugs seized at the premises will be recorded in the premises incident book. This entry will record the date and time of the seizure, the details of the person seizing the items, a description of the items and the circumstances of the seizure. Where it is suspected that a person is supplying drugs then Police will be contacted at the time.

Continued from previous page...

21. Suitable medically trained staff will be on the premises whenever said premise is open to the public. A dedicated area shall be provided, for the purpose of providing care to patrons who are in need of assistance through injury, intoxication , or awaiting collection. In cases where patrons refuse all offer of assistance , all steps taken by staff at the premise shall be recorded, to evidence what efforts were made to ensure the safety of the individual concerned.

22. There will be no mobile alcohol sales persons of any sort. All sales of alcohol will be by way of static bars.

23. The premises will operate a dispersal policy and its contents will form part of management and staff training

c) Public safety

see box a) & b) above

d) The prevention of public nuisance

see box a) & b) above

e) The protection of children from harm

see box a) & b) above

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

APPENDIX C

South Wales Police Representation

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 10 May 2022 15:33
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Cc: Felix Faulkner
Subject: Blame Gloria (Adventure Bar)
Attachments: SWP Reps 'Blame Gloria'.pdf

Importance: High

***** 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, meddyliwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

EXTERNAL: This email originated from outside Cardiff Council, take care when clicking links.

ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

Good Afternoon,

Please see attached SWP representations in relation to the application for a new premises license - 'Blame Gloria'.

Kind regards,



William Tapper BA (Hons), PGDIP

Cwnstabl Yr Heddlu | Police Constable

Adran Drwyddedu | Licensing Department

Gorsaf yr Heddlu Bae Caerdydd | Cardiff Bay Police Station



Ymateb nad yw'n Argyfwng\ Non-Emergency Response

Oes angen i chi siarad â'r heddlu ond nid oes angen ymateb brys arnoch? Gallwch roi gwybod am fater drwy ein gwefan <https://www.south-wales.police.uk>, anfon neges breifat atom drwy gyfrif Facebook neu Twitter swyddogol Heddlu De Cymru, neu ffonio 101. Gallwch ddefnyddio 101 i roi gwybod am achosion nad ydynt yn rhai brys i unrhyw heddlu yng Nghymru a Lloegr. Mewn argyfwng, ffoniwch 999 bob amser.

URhS Caerdydd a'r Fro

Gorsaf Heddlu Bae Caerdydd,
Stryd James, Bae,
Caerdydd CF10 5EW
Teliffon: 01656 869211
Mewn argyfwng ffoniwch **999**
Fel arall, ffoniwch **101**

Gwefan: www.heddlu-de-cymru.police.uk

Cardiff & Vale BCU

Cardiff Bay Police Station,
James Street, Cardiff Bay
CF10 5EW
Telephone: 01656 869211
In an emergency always dial **999**
for non-emergencies dial **101**
Website: www.south-wales.police.uk

SWYDDOGOL – OFFICIAL

Police Licensing Department
Cardiff Bay Police station.
James Street,
Cardiff.
CF10 5EW.

10th May 2022

Blame Gloria
39 – 41 St Mary Street
The Morgan Quarter
Cardiff
CF10 1AD

**APPLICATION FOR A NEW PREMISES LICENCE UNDER THE LICENSING ACT
2003 – BLAME GLORIA, 39 – 41 ST MARY STREET, CARDIFF, CF10 1AD**

To whom it may concern,

I have caused enquiries to be made into this application. The application advises that the premises located on St Mary Street in The Morgan Quarter will be a predominantly cocktail-based bar with a small offering of hot food. The premises will be offering a uniquely themed space for customers to enjoy an eclectic array of cocktails while listening to a varied and diverse playlist of music genres. The premises is likely to cater to a 30+ demographic and plans to operate with an approximate 60/40 female to male split. The premises will primarily trade in the late afternoon and into the evening.

The application seeks the following licensable activity;

1. The sale by retail of alcohol for consumption on and off the premises: **Monday to Sunday: 10:00 to 02:30**
On the commencement of British Summertime: **10:00 to 03:30**
2. The provision of regulated entertainment in the form of films (indoors), live music (indoors) and recorded music (indoors): **Monday to Sunday: 10:00 to 03:00**
On the commencement of British Summertime: **10:00 to 04:00**

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.



3. The provision of late night refreshment (indoors): **Monday to Sunday: 23:00 to 03:00**

On the commencement of British Summertime: **23:00 to 04:00**

This application does not fall under the Cumulative Impact Policy as the applicant has proposed a reduction in operating hours as well as surrendering two existing licenses should the subcommittee grant this new premise license.

The applicant has been spoken to and the application has been discussed. As a result of this consultation, I now make the following representations on behalf of South Wales Police.

At this time, South Wales Police object to the grant of a new premises licence as applied for under the following licensing objectives, namely those of;

The Prevention of Crime and Disorder.

The Prevention of Public Nuisance.

However, should the applicant agree to the below representations deemed to be appropriate and proportionate to support the licensing objectives, then the Police will automatically withdraw their request for a hearing before the Licensing Committee.

POLICE REPRESENTATIONS.

1. This premises licence will not have effect until premises licence number CCCP00973 has been surrendered.

2. A CCTV system shall be installed to an agreed standard as approved by South Wales Police and it shall 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 and exits and any external areas associated with the premises. The images will be kept for a minimum period of 31 days. 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.

3. An incident log (in either hard copy or electronic form) shall be kept at the premises and made available for inspection on request of an authorised officer of the Council or a Police Officer. The log will record the following;

a) all crimes reported to the premises

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.



b) all ejections from the premise of customers including residents and their bona fide guests and non-residents;

c) any incidents of disorder;

d) all seizures of drugs or offensive weapons;

e) any faults in the CCTV system.

4. On Thursday to Saturday inclusively and the Sunday before a bank holiday, when the premises has licensable activities beyond 00:00 hours, a minimum of 2 SIA-registered door supervisors shall be on duty at the premises from 21:00 hours and this will increase to a minimum of 3 door supervisors when all three floors of the premises are open to the public, or the occupancy of the premises (all floors) reaches 130 customers. SIA door supervisors will then increase on a ratio of 1 to 75 thereafter.

5. On Wednesday to Sunday inclusively when the premises has licensable activities beyond 00:00 hours, a minimum of 2 SIA-registered door supervisors shall be on duty at the premises from 21:00 hours. This number shall then increase thereafter at a ratio of 1 to 75.

6. On those days designated by South Wales Police as Major Event days in the City Centre, 2 SIA-registered door supervisors will be on duty at the premises from either 16:00 hours that day or no less than 2 hours before the commencement of the event whichever is earlier, and this will increase to a minimum of 3 door supervisors when all three floors of the premises are open to the public, or the occupancy of the premises (all floors) reaches 130 customers. SIA door supervisors will then increase on a ratio of 1 to 75 thereafter.

7. Prior to closure of the premises to the public SIA registered door supervisors will be provided outside of the venue to assist in the safe dispersal of patrons as they leave the premises. These door staff will utilise body worn cameras at all times whilst outside the premises and wear high visibility tabards or similar clothing.

8. The Premises shall maintain a register (which may be in hardcopy or digital form) of all SIA licensed door supervisors on duty at the premises which will include the following details:-

a) The SIA registration number and name of the door supervisor;

b) Date and time when the door supervisor commenced and finished a period of duty with a signed acknowledgement by that person;

c) If the door supervisor is not an employee of the Premises Licence holder, the name of the person, company or agency by whom that person is employed or through whom the services of that person is engaged;



d) the register should be kept on the premises and made available for inspection upon request by an authorised officer of the Council or a Police Officer.

9. When SIA-registered door supervisors are employed on the premises they all will utilise body-worn video devices. Any such device will be capable of recording both audio recordings and visual images. The recordings will be kept for a minimum of 31 days and will be produced to a Police employee in a readily available format immediately upon request when the premises are open and at all other times as soon as reasonably practicable. There will be sufficient trained staff to facilitate the above.

10. On those occasions when SIA registered door supervisors are employed at the premises, the DPS will ensure that an adequate system for measuring the number of patrons in the premise is used by such as clicker devices. Numbers of patrons on the premises will be recorded hourly in the door supervisor log book.

11. The premises shall use a radio system which is monitored by the Local Authority and South Wales Police.

12. The premises will ensure that all staff who are involved in the sale of alcohol receive training in the law relating to the sale of alcohol, including age restriction and in relation to the conditions on the Premises Licence to promote and encourage customer well-being and safety. A written record of this training will be kept at the premises, and refresher training will take place at least every 6 months and a record of this kept also.

13. The premises will retain all the fixed seats shown on all three trading floors as the minimum level of seating in the premises

14. The Designated Premises Supervisor shall be a member of the Cardiff Licensees Forum and will attend meetings in person or by sending a suitable proxy

15. On days classified as major event days by South Wales Police, all drinks will be dispensed into non-glass vessels, with the exception being hot drinks.

16. The premises will operate a Challenge 25 policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age. The recommended forms of ID that will be accepted are passports, driving licences with a photograph, photographic military ID or proof of age cards bearing the PASS mark hologram.

17. All bottles of spirits supplied to patrons will be fitted with a measured 25ml pourer approved by South Wales Police.

18. Pre-booked Alcoholic beverages;

a.) One 75cl bottle of spirits{ being alcohol with an ABV 15% or more} is permitted to be pre-booked and pre-paid electronically per multiple of four customers .



b.) One 75cl bottle of wine, sparkling wine or champagne is permitted to be pre-booked and pre-paid electronically per multiple of two customers.

19. Last admission to the premises will be 01:30 hours daily. The exception to this will be those existing customers who have temporarily left the premises to smoke in any designated smoking area attached to the premises.

20. The premises will adopt the drug safe scheme. A lockable Drugs safe will be installed at the premises and accessible only to a Police officer or member of Police staff. Any drugs seized at the premises will be recorded in the premises incident book. This entry will record the date and time of the seizure, the details of the person seizing the items, a description of the items and the circumstances of the seizure. Where it is suspected that a person is supplying drugs then Police will be contacted at the time.

21. Suitable medically trained staff will be on the premises whenever said premise is open to the public. A dedicated area shall be provided, for the purpose of providing care to patrons who are in need of assistance through injury, intoxication, or awaiting collection. In cases where patrons refuse all offer of assistance, all steps taken by staff at the premise shall be recorded, to evidence what efforts were made to ensure the safety of the individual concerned.

22. There will be no mobile alcohol sales persons of any sort. All sales of alcohol will be by way of static bars.

23. The premises will operate a dispersal policy and its contents will form part of management and staff training

Yours faithfully,

R. Haines

R Haines C/I 4705

Chief Inspector.

COPY TO:

Dan Cook
Operations Manager,
Licensing and Strategic Services.
Cardiff City Council.

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.
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APPENDIX D

Other persons representations

Barker, Kirstie

From: Mackie, Norma (Cllr)
Sent: 01 May 2022 21:34
To: Barker, Kirstie
Cc: Merry, Sarah (Cllr); Weaver, Christopher (Cllr)
Subject: Adventure Bar St Mary's Street
Attachments: Licensing Objection Adventure Bar St Mary's Street.docx

Hi Kirstie,
Please find attached our objection in respect of the above application.
Regards
Norma

Cllr Norma Mackie and on behalf of Cllrs Merry and Weaver

Licensing Cardiff Council

01.05.2022

Dear Kirstie

I write on behalf of myself and Cllrs Sarah Merry and Chris Weaver to object to the following application:

Name of Applicant: +Venture Battersea Limited

Name and Postal address of Premises: Adventure Bar 39-41 St Mary Street Cardiff CF10 1AD

Statement of Relevant Licensable Activities which it is proposed will be carried on or from the premises together with the relevant times:

1. The sale by retail of alcohol for consumption on and off the premises:
Monday to Sunday: 10:00 to 02:30 On the commencement of British Summertime:
10:00 to 03:30
2. The provision of regulated entertainment in the form of films (indoors), live music (indoors) and recorded music (indoors):
Monday to Sunday: 10:00 to 03:00 On the commencement of British Summertime:
10:00 to 04:00
3. The provision of late night refreshment (indoors):
Monday to Sunday: 23:00 to 03:00 On the commencement of British Summertime:
23:00 to 04:00

As you will be aware St Mary Street sits in the Cumulative Impact Zone (CIZ) implemented by Cardiff Council to control the number of licenced alcohol premises in the zone with the aim to promote the Licensing objectives of:

the prevention of crime and disorder;

public safety;

the prevention of public nuisance and:

the protection of children from harm.

The Cumulative Impact Policy (CIP) which dictates that a CIZ is in place is because it is already recognised that there are problems related to alcohol consumption in that area, and that has an impact on public safety and crime and drains the already overstretched police resources to control it.

We feel that creating another very large drinking establishment, open until 4am, on St Mary Street will not promote these objectives.

We understand that this company has venues in England providing the same "Adventures" and that the target customers are large parties of people especially stag and hen parties,

where they are likely to be offered special deals that would encourage them to drink more in a short space of time, where they are likely to become drunk more easily.

Their Adventure Bar opened in Clapham Junction has now changed its name to Blame Gloria and its website describes it as a “brand new identity and you had better be prepared, because now we’ve got an outrageously wild party veteran at our helm.” It describes Gloria as “Unashamedly scandalous, unapologetically wayward and well versed in the art of the afterparty. If you need an excuse to pull a sickie – be our guest and Blame Gloria” They also advertise Bottomless Brunches that involve limitless cocktails.

This company was given a license for another premises, Not Tonight Josephine, a few months ago in Caroline Street because they convinced the objectors and the sub-committee that they were creating a safe space for women to enjoy themselves and that they would not be encouraging them to drink to excess. We now find that are offering 3 sessions a day of an hour-long bottomless brunch costing £35 a session when drinks are refilled as requested for no extra cost. To get value for money this would encourage excessive drinking quickly, increasing the risk of drunkenness and the problems that brings. It appears to be attracting hen parties with the aim of getting drunk and is nothing like the venue described at their hearing.

We also have concerns that the customers at this proposed venue will adversely affect the customers of the Queer Emporium next door. The Queer Emporium was set up to genuinely create a safe space for LGBT+ customers, a lot of their customers being young people coming to terms with their sexuality. They come to shop, chat and have a coffee and also to be signposted to other services if required. This is the first of its kind on the high street and shows Cardiff as a caring and diverse city. It would be wrong if this business was made to move or close completely because that safe space has been removed by customers of the Adventure Bar, possibly to become Blame Gloria, who are likely to be leaving the premises drunk, early in the afternoon and evening when the shop is open and could well make comments at or threaten the customers of the Queer Emporium.

It is very difficult to see how this premises, with the above philosophy, could possibly provide the exemplary application that will promote the Licensing Objectives as required by the Cumulative Impact Policy (CIP) for the Cumulative Impact Zone active on St Mary’s Street.

We feel this application will not promote the Licensing Objectives of:

The Prevention of Crime and Disorder;

Promoting Public Safety;

and the Prevention of Public Nuisance

in that it will encourage irresponsible drinking, increasing the number of drunken people on St Mary’s Street, creating a nuisance to the public with disruptive behaviour with increased crime and disorder. It would also reduce the safety and the perception of safety to the customers of the Queer Emporium.

We strongly ask the committee to reject this application.

Regards,

NMackie

Cllr Norma Mackie and on behalf of Cllrs Sarah Merry and Chris Weaver

Cathays and City Centre Councillors

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 18 April 2022 12:12
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: 39-41 St Mary's Street

Dear whomever it may concern

I'm writing to oppose the licensing application of the above address. The proposed license would be for a unit next to the "Queer Emporium", which opened in the Summer of 2021. Since opening it has become a hub and safe space for many people who often feel unsafe in other spaces in Cardiff. It has become somewhere that people feel comfortable going and know that they will be welcome to be themselves. There is no other venue in Cardiff like it, where they provide entertainment but also a comfortable space for people to gather.

I fear that with the proposed license next door that this will no longer be a safe space and actually become a hostile environment. It will become much like other places in Cardiff and will take away that much needed safe space for the Queer community. It is really upsetting that after finally having somewhere like the Emporium that it will be taken away, by a big company.

With people drinking till late, it increases the chances of people becoming aggressive and abusive and this will only evoke fear in a community that constantly have to worry about things like this.

I really do hope that you take into account the many lives that have been changed by the Emporium and why that is. It's because the environment feels safe.

Kind regards

From:
Sent: 22 April 2022 19:10
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Adventure Bar (39-41 St. Mary's Street)

EXTERNAL: This email originated from outside Cardiff Council, take care when clicking links.

ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

To whom it concerns,

I am writing to you today concerning the proposed bar moving into the currently vacant space next to The Queer Emporium on St. Mary's Street, Cardiff.

As a frequent patron of The Queer Emporium, I have several concerns about the new venue, and the impact it will have not only on this small business, but on Cardiff's LGBT community as a whole, particularly concerning young people.

In my research I have found that this bar would be in violation of a number of licensing requirements. The objections are as follows:

The Prevention of Crime and Disorder - St Mary's Street is already saturated with bars serving hen parties, stag dos and sports crowds, further adding to this is likely to increase crime and antisocial behaviour. As it would be so close to a safe space designed to cater for a group which is disproportionately harassed (the LGBT community), it is likely to cause an increase in hate crimes. This is simply unacceptable and is not in line with Cardiff's values and commitments to protect the LGBT community. I would hope that these commitments are taken seriously and are not simply for vanity.

Public Safety - This is a bar that encourages large amounts of drinking in short spaces of time (60 minute bottomless brunches) throughout the daytime and is targeted towards women. This would lead to an increase in drunk and vulnerable people through the day on St Mary's Street, who would be too intoxicated and could cause disruptions on the street and to other venues, not to mention the potential danger they could be putting themselves in.

The Prevention of Public Nuisance - Large amounts of intoxicated people are likely to cause public nuisance that could be targeted at nearby vulnerable groups, independent businesses and sober spaces.

Finally, and in my opinion most crucially, The Protection of Children from Harm - as stated, the proposed location is next to The Queer Emporium, a safe space that is the only accessible space for under 18s that are within the LGBT community in Wales. This space is essential for those under 18s, who cannot go anywhere else. The importance of a space like this is unparalleled; having a bar adjacent, that's opening hours encompass The Queer Emporium's, encourages heavy drinking and potentially has a high turnover of intoxicated clientele would endanger the space and most likely make it untenable. As someone with a 13 year old queer sibling who regularly uses The Queer Emporium as a safe haven, I am deeply concerned about this on a very personal level.

The Royal Arcade is also known for independent shops, family run businesses, coffee shops, sober spaces and restaurants, having this establishment on the entrance to the arcade will negatively affect those businesses as it will discourage many groups from visiting the area.

I hope that you will seriously consider these objections. I love Cardiff and I want it to remain a safe hub for the LGBT community, as I'm sure you do too.

Thank you for taking the time to read this email, I eagerly anticipate your response and action.

Regards,

--

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:

Sent: 09 May 2022 21:20

To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

Subject: Objection against Proposed Location of Adventure Bar in Mary Street, Cardiff

Importance: High

EXTERNAL: This email originated from outside Cardiff Council, take care when clicking links.

ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

Dear Sir/Madam,

I hope you are well.

Regarding the proposed location of the Adventure Bar in Mary Street, Cardiff please find my following objection below:

The Protection of Children and Harm:

As proposed, the location of the new bar is next door to The Queer Emporium, which offers a safe and welcoming space to the LGBTQIA community from all walks of life. The Queer Emporium has offered tremendous support for the LGBTQIA community in Cardiff, since it was established in 2020 and is the only LGBTQIA venue open to those under 18 who are unable to go elsewhere. As a member of the Welsh Ballroom Community, this unique venue has been essential for offering us the necessary platform to express ourselves fully within a nurturing environment.

The Royal Arcade is filled of various independent businesses from fashion, restaurants, and coffee shops all of which are open to family and sober clienteles. Having the new bar located next door would only encourage heavy drinking and anti-social behaviour, leading to intimidating regular customers of the Royal Arcade venues and driving away business. Most importantly, this would greatly hinder the safe and welcoming space offered by the Royal Arcade businesses.

Thank you for your time and understanding, and I look forward to your response.

Kind regards,

From:
Sent: 22 April 2022 18:13
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Concerns regarding Venture Battersea Limited license application for 'Adventure Bar'

To whom it may concern,

I am writing to you with regard to the licensing application made by +Venture Battersea Limited for 'Adventure Bar' to strongly object to this license being granted.

I regularly attend evenings out in the centre of Cardiff and appreciate the variety of venues we have in our city. I am extremely concerned however about the application for the above premises.

I know of this bar business from their other venues - a business model predicated on excessive drinking (bottomless brunches, spirit deals etc). Another venue of this kind on this street is unnecessary and dangerous for public safety and for a Cardiff city centre that we can be proud of. Unfortunately, large numbers of highly intoxicated people cause public nuisance and are often highly intimidating (especially to marginalised groups that I know Cardiff council is committed to supporting to thrive in our city). In recent years, St Mary's Street has become increasingly unpleasant a street with regard to crime and antisocial behaviour. There are already dozens of bars serving increasingly rowdy groups into the small hours, and higher and higher levels of antisocial behaviour and crime. A night in town is often blighted by inebriated people often behaving in antisocial ways. This bar will only add to this problem at a time when we should be looking at the make up of premises in this area and taking proactive action to make it a safer place for all.

I am particularly concerned about the location of this proposed bar. It is next door to The Queer Emporium, which is an absolute asset of a venue for Cardiff. This is a safe space which I attend regularly and have witnessed the sanctuary it offers to queer people of all ages and backgrounds, many with additional vulnerabilities and needs. As queer people, we experience harassment and hate crimes on a scarily regular basis and it would be detrimental to have the proposed premises next door bringing with it the antisocial behaviour and threat that is unfortunately associated with establishments such as the one proposed in this application.

I have personally felt intimidated as a woman and a queer person here and regularly witness fights, harassment, theft of possessions etc. I suggest that the last thing our city centre needs is another late night place promoting problematic binge drinking through bottomless booze deals etc. Children attend the premises next door (the queer emporium), which offers a safe and nurturing environment for young people under 18 to socialise, be themselves and have fun during the day and in the evening undertaking community-building, arts, craft and social activities. I would be very concerned about the impact of the proposed license on these young people, for whom the queer emporium is a place of sanctuary. To this end, I would be keen to see the completed Equalities Impact Assessment for the proposed license, please.

I would be very happy to have a follow-up conversation or meeting about all of the above, or to answer further questions you may have to help you make an informed decision on this application.

Yours faithfully,

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CARDIFF COUNCIL
CYNGOR CAERDYDD

Agenda Item CO.

LICENSING SUB-COMMITTEE: 7 June 2022

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 073137

Name of Premises: Misfits Social Club, 7-9 Miskin Street, Cathays, Cardiff, CF24 4AP

Ward: Cathays

1. Application

1.1 An application for the Grant of a Premises Licence has been received from Wilfinn Limited in respect of Misfits Social Club, 7-9 Miskin Street, Cathays, Cardiff, CF24 4AP.

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 plays (indoors), films (indoors), live music (indoors), recorded music (indoors and outdoors), performance of dance (indoors) and entertainment of a similar description to music and dance (indoors).
- (iii) The provision of late night refreshment (indoors and outdoors).

(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:

Monday to Sunday: 07:00 to 03:30

New Year’s Eve: until start of permitted hours on New Year’s Day

An additional hour is permitted on the commencement of British Summertime

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

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

Monday to Sunday: 09:00 to 03:00

New Year’s Eve: until start of permitted hours on New Year’s Day

An additional hour is permitted on the commencement of British Summertime

(ii) The provision of regulated entertainment in the form of plays (indoors), films (indoors), live music (indoors), recorded music (indoors and outdoors), performance of dance (indoors) and entertainment of a similar description to music and dance (indoors).

Monday to Sunday: 09:00 to 03:00

New Year’s Eve: until start of permitted hours on New Year’s Day

An additional hour is permitted on the commencement of British Summertime

- (iii) The provision of late night refreshment (indoors and outdoors):

Monday to Sunday: 23:00 to 03:00

New Year's Eve: 23:00 to 05:00

An additional hour is permitted on the commencement of British Summertime

- 1.3 A site map showing the premises and a plan of that premises can be found in **Appendix A**.

2. 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**.

3. Relevant Representations

- 3.1 A representation has been received from South Wales Police. A copy of the representation can be found attached as **Appendix C**.
- 3.2 Representation has been received from the Senior Licensing Enforcement Officer with amendments proposed and agreed to by the applicant. A copy of the representation, the agreement reached and the documents referred to in that agreement are attached as **Appendix D**.
- 3.3 A representation has been received from other persons (a local ward Councillor). A copy of the representation is attached as **Appendix E**.

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 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 needs to be discussed.

**Helen Picton
Regulatory Services**

18th May 2022

APPENDIX A

Site Map & Plan



Copyright Cardiff County Council, Licence Number 100023376

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



Title

Scale: 1:1417

Date: 18/5/2022 at 14:59 PM

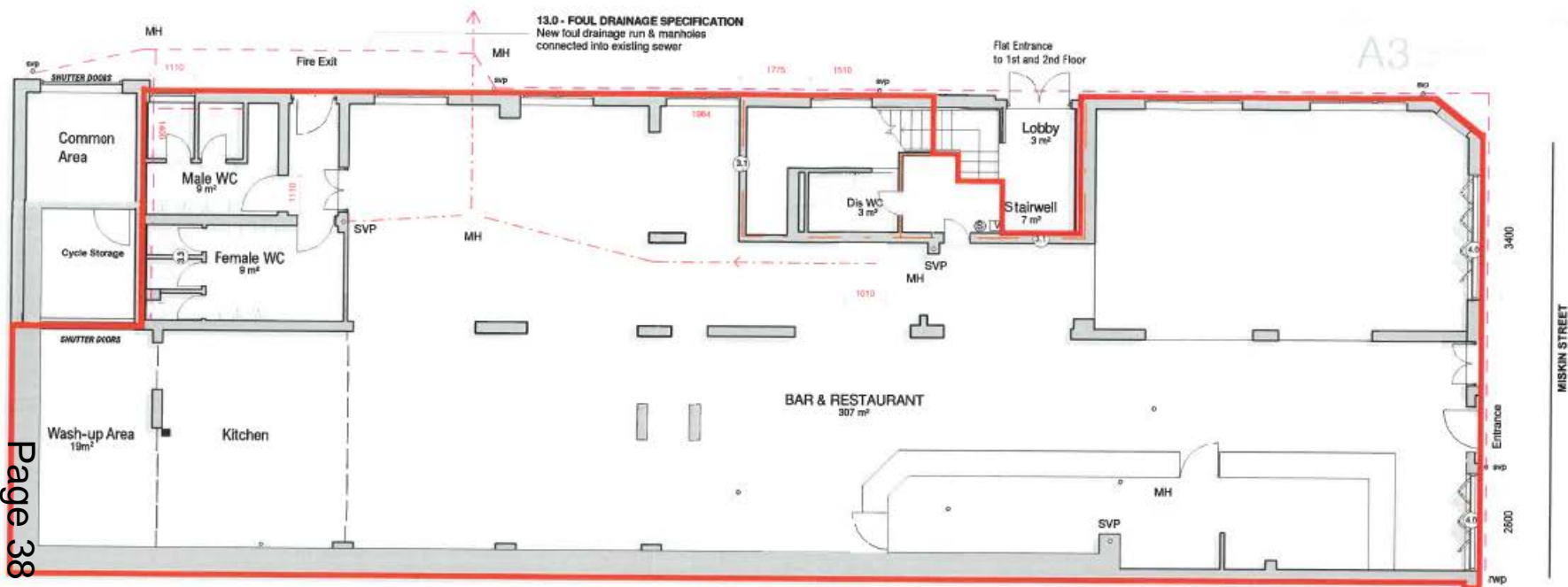
Coordinates:

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This copy is produced specifically to supply County Council information NO further copies may be made.

Ordnance Survey 100023376 (2014).

13.0 - FOUL DRAINAGE SPECIFICATION
New foul drainage run & manholes connected into existing sewer



Ground Floor

1 : 100

FIRE PROTECTION:

Provide fire detection, fire alarm & emergency lighting system to BS 5839-1:2002+A2:2003

- 30min Fire protected elements
- 60min Fire protected compartment
- Travel distance
- Cavity Barrier Vertical. All floors to have a horizontal fire barrier

EMERGENCY FIRE & LIGHTING:

Fire Exit signs to be in accordance with BS5499 pt 1.4: 2000, and the Health & Safety (Safety Signs and Signals) Regulations 1996

- Ⓥ Vistral VSN3 Emergency lights
- Ⓢ F/A Smoke detector
- Ⓢ F/A Heat detector

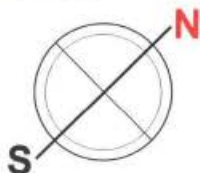
FIRE STRATEGY HAS TO BE APPROVED BY THE BUILDING CONTROL OFFICER PRIOR TO STARTING ON SITE

FIRE DOORS:

- FD30** - Fire door with 30min fire resistance
- FD30S** - Fire door with 30min fire resistance, self-closing devices, intumescent strips & smoke seals

DRAINAGE LEGEND:

- FOUL DRAINAGE RUN - EXISTING
- FOUL DRAINAGE RUN - PROPOSED
- SURFACE WATER DRAINAGE RUN



IMPORTANT: Licensable activities can take place anywhere within the red line. The position of loose furniture and equipment is shown for diagrammatic purposes only. Firefighting equipment is indicated but may be moved subject to the fire risk assessment carried out under the Regulatory Reform (Fire Safety) Order 2005 or by agreement with the fire officer.

For Information

14/10/14 B PL JS Building regulation notes and setting out added
23/08/14 A PL JS Scheme reduced to 9 units

dwg rev name dts note



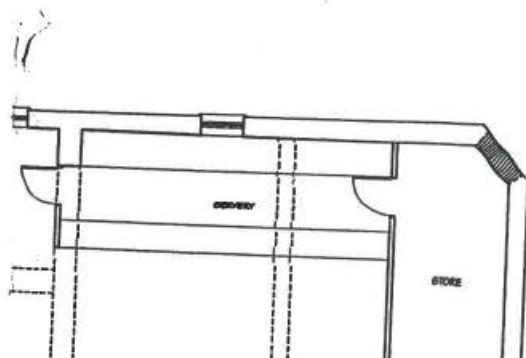
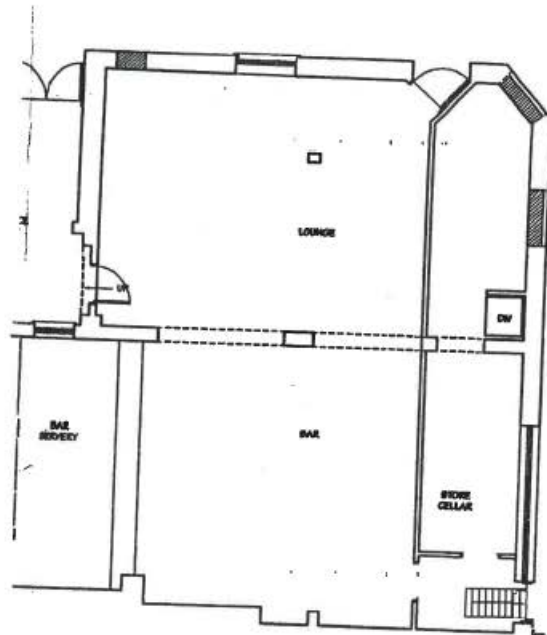
Architectural Design - Feasibility - Planning - Building Control - Construction Details - Sustainable Design
Systems House 89 Heol Don Cardiff CF14 2AT
T 02920316857 M 07785562007 info@designpartnership.com

DRAWING TITLE
Ground Floor Plan as Proposed

SCALE 1 : 100
DATE 14/03/14
DRAWN BY Pete Legg
CHECKED BY JS

DRAWING NUMBER P430 L200
REVISION B

IMPORTANT:- Licensable activities can take place anywhere within the red line. The position of loose furniture and equipment is shown for diagrammatic purposes only. Firefighting equipment is indicated but may be moved subject to the fire risk assessment carried out under the Regulatory Reform (Fire Safety) Order 2005 or by agreement with the fire officer.



EXISTING CELLAR 1:100

EXISTING FLOOR LAYOUTS

SCALE 1:100

APPENDIX B

Operating Schedule

PROPOSED CONDITIONS

PREVENTION OF PUBLIC NUISANCE

1. During the hours of operation, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
2. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
3. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and to leave the area quietly.
4. Loudspeakers shall not be located in the entrance lobby or outside the premise building.
5. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
6. On Fridays and Saturdays, the premises licence holder shall ensure that any patrons smoking outside the premises do so on an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
7. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
8. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
9. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of a qualified acoustician, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password.

10. The playing of unamplified live music will be permitted in external parts of the premises during the hours Monday to Sunday 14:00 to 19:00.
11. The licensee will take all reasonable steps to ensure that their premises are not in any way promoted by the use of illegal flyposting or unauthorised advertisements attached to street furniture.
12. The licensee will take all reasonable steps to ensure that contracts with promoters for the use of their premises or for events to be held at their premises prohibit the use of illegal fly-posting and/or advertisements attached to street furniture, and shall take all steps necessary to enforce such contract terms.
13. The licensee will take all reasonable precautions and exercise all due diligence to ensure that no person promoting or providing entertainment on the premises, nor any person acting on behalf of any such person, shall display in an unlawful manner advertisements promoting the entertainment or the premises, in particular;
 - no display of advertisements should take place on street furniture;
 - no display of advertisements should take place on premises or structures placed on, over, in or adjacent to the highway, unless the licensee has first obtained the written consent of the owner of the premises or structure.
 - Such consent shall be shown to the licensing authority on request.
14. The licensee will take all reasonable steps to forthwith remove any unlawful advertisements of events at their premises where the Council have given notice in writing to the Licensee requiring their removal. Any unreasonable failure to remove any unlawfully displayed advertisement in accordance with such a request shall be a breach of these conditions.
15. On the commencement of British Summer Time, and additional hour is to be added to the terminal opening hour and terminal hours for Licensable Activities until close of business.

PREVENTION OF CRIME AND DISORDER

16. The premises shall install and maintain a comprehensive CCTV system. All entry and exit points will be covered. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.

17. A staff member from the premises who is conversant with the operation of the CCTV shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
18. An incident log shall be kept at the premises and made available on request to an authorised officer of the City Council or the Police, which will record the following:
 - a) All crimes reported to the venue;
 - b) All ejections of patrons;
 - c) Any complaints received concerning crime and disorder;
 - d) Any incidents of disorder;
 - e) All seizures of drugs or offensive weapons;
 - f) Any refusal of sale of alcohol.
19. Door staff will be S.I.A registered as required by the Licensing Act 2003. The door staff is provided on a ratio of 1 to 150 employed at all times after 21:00 hours on every Friday and Saturday when the premises are selling alcohol beyond midnight.
20. A random search policy is to be in force.

PREVENTION OF CHILDREN FROM HARM

21. No children allowed into or remain on the premises after 22:00 hours other than for private functions.
22. Children will be permitted in the premises for private functions where they will be supervised by an adult.
23. A challenge 21 proof of age scheme shall be operated at the premise where the only acceptable forms of identification are recognised photographic identification cards such as a driving licence, passport or proof of age card with the PASS hologram.
24. No performance of striptease, lap dancing or other similar entertainment will be permitted on the premises without the permission of the Licensing Authority and in accordance with any conditions required by the authority.
25. The Licensee will consider complying with the Portman Group Code of Practice on the Naming, Packaging and Promotion of Alcoholic Drinks to ensure that drinks are packaged and promoted in a socially responsible manner and only to those who are 18 years old or older. Proof of Age documentation will be required where relevant.

26. No poster, advertisement, photograph or other material will be displayed, sold or supplied on the premises, which is likely to offend morality, encourage or incite crime or to lead to disorder or to be offensive to public feelings.
27. Where the Council have given Notice objecting to an advertisement, that advertisement shall not be displayed on or in the premises except with the consent in writing of the Council.

PUBLIC SAFETY

28. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
29. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
30. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
31. As appropriate, all emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
32. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
33. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.
34. Duly authorised Officers of the Council, Police Constables 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 Licensee or the person in charge in the absence of the Licensee will comply with any reasonable fire preventive and safety measure that may be required of him by any duly authorised Fire Officer.
35. The Designated Premises Supervisor or some responsible person, such as the holder of a Personal Licence, nominated in writing will be in charge of and present in the premises at all times when the public are on the premises and there shall also be during that time a sufficient staff or attendants in the building for the purpose of securing safety.

APPENDIX C

South Wales Police Representation

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 06 May 2022 13:47
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Licence Application Misfits
Attachments: Signed Copy Misfits.pdf

***** 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, meddyliwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

EXTERNAL: This email originated from outside Cardiff Council, take care when clicking links.

ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

Good afternoon,

Please find attached signed Licence Application for Misfits, Miskin Street, Cathays.

Any further information required please do not hesitate to contact me.

Kind regards
Mike



Michael Stone

Cwnstabl 4813 | Constable 4813

Adran Drwyddedu | Licensing Department

Gorsaf Yr Heddlu Bae Caerdydd | Cardiff Bay Police Station

Ymateb nad yw'n Argyfwng\ Non-Emergency Response

Oes angen i chi siarad â'r heddlu ond nid oes angen ymateb brys arnoch? Gallwch roi gwybod am fater drwy ein gwefan <https://www.south-wales.police.uk>, anfon neges breifat atom drwy gyfrif Facebook neu Twitter swyddogol Heddlu De Cymru, neu ffonio 101. Gallwch ddefnyddio 101 i roi gwybod am achosion nad ydynt yn rhai brys i unrhyw heddlu yng Nghymru a Lloegr. Mewn argyfwng, ffoniwch 999 bob amser.

URhS Caerdydd a'r Fro
Gorsaf Heddlu Bae Caerdydd,
Stryd James, Bae,
Caerdydd CF10 5EW
Telifon: 01656 869211
Mewn argyfwng ffoniwch **999**
Fel arall, ffoniwch **101**
Gwefan: www.heddlu-de-cymru.police.uk

Cardiff & Vale BCU
Cardiff Bay Police Station,
James Street, Cardiff Bay
CF10 5EW
Telephone: 01656 869211
In an emergency always dial **999**
for non-emergencies dial **101**
Website: www.south-wales.police.uk

SWYDDOGOL - OFFICIAL

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

6th May 2022

Wilfinn Limited,
Misfits Social Club,
7-9 Miskin Street,
Cardiff, CF24 4AP.

RE: Application for the grant of a premise licence, "Misfits Social Club, 7-9 Miskin Street, Cathays, Cardiff, CF24 4AP."

I have conducted enquiries 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.

You have applied for a premises licence to allow the a premises licence to allow the sale of alcohol for consumption on and off the premises, as well as late night refreshment, performance of plays, exhibition of films, performance of live music, playing of recorded music, performance of dance, from a currently licensed premises on Miskin Street, Cardiff.

At this time your premises has licensable activities until midnight on Sunday to Wednesday, until 01:00 hours on Thursdays and 01:30 hours on Friday and Saturday. You wish to extend these operating times to 03:00 hours Monday to Sunday.

The premises is described as a social club and situated in dense student populated area. There are a number of shops in the area together with varied restaurants and businesses.

You have therefore applied to conduct the following licensable activity:

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.



Supply of alcohol;

Monday to Sunday 09:00 – 03:00

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

An additional hour to the standard and non-standard times on the day when British Summertime commences.

Late Night Refreshment;

Monday to Sunday 23:00 – 03:00

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

An additional hour to the standard and non-standard times on the day when British Summertime commences.

Performance of plays;

Monday to Sunday 09:00 – 03:00

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

An additional hour to the standard and non-standard times on the day when British Summertime commences.

Exhibition of films;

Monday to Sunday 09:00 - 03:00

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

An additional hour to the standard and non-standard times on the day when British Summertime commences.

Performance of Live Music;

Monday to Sunday 09:00 – 03:00

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

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.



An additional hour to the standard and non-standard times on the day when British Summertime commences.

Playing of recorded music;

Monday to Sunday 09:00 – 03:00

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

An additional hour to the standard and non-standard times on the day when British Summertime commences.

Measures offered by the applicant in support of the application:

Prevention of Crime and Disorder

The premises shall install and maintain a comprehensive CCTV system. All entry and exit points will be covered. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when the customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the proceeding 31 day period.

A staff member from the premises who is conversant with the operation of the CCTV shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data footage with the absolute minimum of delay when requested.

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

- a) All crimes reported to the venue
- b) All ejections of patrons
- c) Any complaints received concerning crime and disorder
- d) Any incidents of disorder
- e) All seizures of drugs or offensive weapons
- f) Any refusal of sale of alcohol

Door staff will be SIA registered as required by the Licensing Act 2003. The door staff is provided on a ratio of 1 to 150 employed at all times after 21:00 hours on every Friday and Saturday when the premises are selling alcohol beyond midnight.



A random search policy is to be in force.

Public Safety

The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.

The means of escape provided for the premises shall be maintained, unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.

All emergency exit doors shall be available at all material times without the use of a key, code card or similar means.

As appropriate, all emergency doors shall be maintained effectively self closing and not held open other than by an approved device.

The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.

Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.

Duly authorised officers of the council, police constables 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 licensee or the person in charge in the absence of the licensee will comply with any reasonable fire preventive and safety measure that may be required of him by any duly authorised Fire Officer.

The designated premises supervisor or some responsible person, such as the holder of a personal licence, nominated in writing will be in charge of and present in the premises at all times when the public are on the premises and there shall also be during that time a sufficient staff or attendants in the building for the purpose of securing safety.

The Prevention of Public Nuisance

During the hours of operation, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.

Substantial food and non-intoxicating beverages, including drinking water shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.

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



Loudspeakers shall not be located in the entrance lobby or outside the premises building.

Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

On Friday and Saturdays, the premises licence holder shall ensure that any patrons smoking outside the premises do so on an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.

A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.

No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of a qualified acoustician, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password.

The playing of unamplified live music will be permitted in external parts of the premises during the hours Monday to Sunday 14:00 to 19:00.

The licensee will take all responsible steps to ensure that their premises are not in any way promoted by the use of illegal flyposting or unauthorised advertisements attached to street furniture.

The licensee will take reasonable steps to ensure that contracts with promoters for the use of their premises or for events to be held at their premises prohibit the use of illegal fly – posting and/or advertisements attached to street furniture, and shall take all steps necessary to enforce such contract terms.

The licensee will take all reasonable precautions and exercise all due diligence to ensure that no person promoting or providing entertainment on the premises, nor any person acting on behalf of any such person, shall display in an unlawful manner advertisements promoting the entertainment or the premises, in particular,

- i) No display of advertisements should take place on street furniture
- ii) No display of advertisements should take place on premises or structures placed on, over, in or adjacent to the highway, unless the licensee has first obtained the written consent of the owner of the premises or structure.
- iii) Such consent shall be shown to the licensing authority on request.

The licensee will take all reasonable steps to forthwith remove any unlawful advertisements of events at their premises where the Council have given notice in writing to the licensee requiring



their removal. Any unreasonable failure to remove any unlawfully displayed advertisements in accordance with such a request shall be a breach of these conditions.

On the commencement of British Summertime, an additional hour is to be added to the terminal opening hour and terminal hours for licensable activities until close of business.

The Protection of Children from Harm

No children allowed into or remain on the premises after 22:00 hours other than for private functions.

Children will be permitted in the premises for private functions where they will be supervised by an adult.

A challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards such as a driving licence, passport or proof of age card with the PASS hologram.

No performances of striptease, lap dancing or similar entertainment will be permitted on the premises without the permission of the licensing authority and in accordance with any conditions required by the authority.

The licensee will consider complying with the Portman Group Code of Practice on the Naming, Packaging and Promotion of Alcoholic drinks are packaged and promoted in a socially responsible manner and only to those who are 18 years old or older. Proof of age documentation will be required where relevant.

No poster, advertisement, photograph or other material will be displayed, sold or supplied on the premises, which is likely to offend morality, encourage or incite crime or lead to disorder or to be offensive to public feelings.

Where the Council have given notice objecting to an advertisement, that advertisement shall not be displayed on or in the premises except with the consent in writing of the Council.

You have offered a number of points that would seek to promote the licensing objectives. However, it is felt that more is required to comprehensively promote the four licensing objectives.

Therefore the Police seek to include the conditions below that are appropriate and proportionate to the application to prevent incidents of crime and disorder from occurring.



POLICE REPRESENTATION

There is a disproportionate amount of crime, disorder and nuisance associated with alcohol in the City Centre and the surrounding areas.

South Wales Police wish to object to the grant of this application under the Licensing Objectives;

Prevention of Crime and Disorder.

Prevention of public nuisance.

However, if the proposed conditions listed below, put forward by South Wales Police are agreed to then the objection will automatically be withdrawn.

Opening Hours;

Monday to Sunday 07:00 – 03:00

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

An additional hour to the standard and non-standard times on the day when British Summertime commences.

Hours proposed for the sale of alcohol:

Monday to Sunday 09:00 – 02:30.

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

An additional hour to the standard and non-standard times on the day when British Summertime commences.

1. A CCTV system to be installed to an agreed standard as approved by South Wales Police and 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 and exits and any external areas associated with the premises. The images will be kept for a minimum of 31 days. The images will be produced to a Police employee in a readily playable format immediately 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.

2. SIA registered door staff will be employed at the premises in accordance with a written risk assessment carried out by the premises. A copy of the risk assessment shall be kept on the premises and made available to the police and other responsible authorities on request.

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.



(b) The risk assessment shall be reviewed on a 6 monthly basis. In addition:

3. A minimum of two (2) SIA registered door supervisors will be employed at the premises from 20:00 hours until the premises closes on Thursday, Friday and Saturdays when licensable activities continue past midnight.
4. A minimum of two (2) SIA registered door staff will be employed If a pre planned event or function takes place at the premise where alcohol is sold or supplied and the numbers of patrons exceed 50.
5. SIA registered door staff to wear hi vis tabards so that they are easily identifiable to persons and CCTV.
6. SIA registered door staff will ensure the dispersal of all patrons from the premises at the end of the trading day.
7. There shall be a minimum of one (1) body worn camera device in use at the premises whenever SIA licensed door staff are on duty. The body worn devices shall be capable of recording video (images) and sound. Recorded images shall be stored for a minimum of 31 days and shall be produced to a police employee on the provision of satisfactory identification in a readily playable format, immediately upon request when the premises are open to the public and at all other times as soon as reasonably possible subject to data protection legislation. There will be sufficient trained staff to facilitate the above.
8. SIA licensed door staff shall each carry an internal radio to allow communication between themselves and management.
9. SIA will perform toilet checks and hourly external venue perimeter checks from 21:00 hours.
10. A register of door supervisors shall be kept at the premises. The register shall show the full name and SIA registration number of each door supervisor, stating the start and end duty times from each door supervisor. The register shall be kept by the DPS for a minimum of 6 months and will be made available to a police employee on request.



11. An incident book will be kept and maintained at the premises at all times. This book will record the following:

- (i) All crimes reported at the venue
- (ii) Any ejections of patrons
- (iii) Any disorder on the premises
- (iv) Any visits by representatives of a relevant authority or emergency service
- (v) Any failure of the CCTV system

The above shall be made available on request to a police officer.

12. When the premises remain open past 03:00 hours, no glass vessels will be in use beyond 18:00 hours.

13. The premise licence holder will submit to the police licensing and licensing authority a separate operating schedule for each event whenever an external artiste/performer or DJ performs at the premises. It shall be submitted in writing at least 28 days prior to the event. South Wales Police will notify the premises licence holder in writing of any conditions that will apply to the operation of the event within 10 days of receiving written notification of the event. If less than 28 days written notice is given by the premises licence holder, any condition(s) applied by South Wales Police shall not be challenged by the applicant / premises licence holder.

14. At all times that the premises is operating under this licence, the premises licence holder shall ensure that it's staff operate a Challenge 25 policy (to minimise the risk of alcohol being sold to underage customers). 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, UK Military ID card; PASS (or similar) card to prove that he/she is over the age of 18. Posters advertising the Challenge 25 and proof of age policies shall be displayed in prominent places in the premises. The premises license holder shall arrange staff training in relation to underage sales.

15. All staff involved in the sale of alcohol shall be trained to record refusals of sales of alcohol in a refusals log (whether written or electronic)

16. No persons under the age of 18 are allowed to into or remain on the premises after 21:00 hours other than for private functions where by they must be in company with an adult.



17. No striptease, no nudity and all persons to be decently attired at all times.
18. There will be no use of the designated external area for the consumption of alcohol after 23:00 hours.
19. All windows and doors (except to allow access and egress) must be closed when regulated entertainment is being played within the premises.
20. There will be no speakers located into the entrance lobby or any external areas of the premises.
21. Master volume to be kept to an acceptable level so as not to cause a nuisance to nearby residents.
22. Ensure speakers in "high impact" zones are directed inwards and away from the doors.
23. Prominent, clear and legible signage to be placed at all exits requesting that patrons respect the needs of local residents, leaving the premises and surrounding areas quietly.
24. (A) The licence holder will take all reasonable steps to ensure that their premises are not in any way promoted by the use of illegal fly-posting or unauthorised advertisements attached to street furniture .
(B) The licence holder will take all reasonable steps to ensure that contracts with promoters for the use of their premises or for events to be held at their premises prohibit the use of illegal fly – posting and/or advertisements attached to street furniture, and shall take all steps necessary to enforce such contract terms.
(C) The licence holder will take all reasonable precautions and exercise all due diligence to ensure that no person promoting or providing entertainment on the premises, nor any person acting on behalf of any such person, shall display in an unlawful manner advertisements promoting the entertainment or the premises, in particular;
 - (i) No display of advertisements should take place on street furniture
 - (ii) No display of advertisements should take place on premises or structures placed on, over, in or adjacent to the highway, unless the licence holder has first obtained the written consent of the



owner of the premises or structure. Such consent shall be shown to the licensing authority on request.

(D) The licence holder will take all reasonable steps to forthwith remove any unlawful advertisements of events at their premises where the council have given notice in writing to the licence holder requiring their removal. Any unreasonable failure to remove any unlawfully displayed advertisement in accordance with such a request shall be a breach of these conditions.

25. No posts, advertisement, photograph or other material will be displayed, sold or supplied on the premises, which is likely to offend morality, encourage or incite crime or to lead to disorder or to be offensive to public feelings.

Additional evidence to support the notice of the objection will be presented at any subsequent Licensing Committee hearing. This evidence will be expanded on verbally, written, statistical or CCTV evidence.

If you wish any further information then please contact Police Licensing Officer Michael Stone at the Cardiff Bay Police Station

Yours faithfully,

R. Haines C/14705

Chief Inspector

6th May 2022

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.



APPENDIX D

Licensing Representation & Agreement

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From: Morgan, Rhys
Sent: 06 May 2022 11:04
To: James Finn; Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Cc: Marcus Lavell; Sampson, Jay
Subject: RE: SR938134 - Grant of Premises Licence: Misfits Social Club
Attachments: Misfits SC Proposed Conditions (2).docx; Plan Detailing External Area.pdf; Misfits Policy Document.pdf

Thank you James for your confirmation.

I have copied in licensing email for confirmation of acceptance of the attached documents. Kirstie can you please adopt the proposed conditions document as agreed please into the operating schedule.

Kind regards

Rhys Morgan

Licensing Section / Adran Drwyddedu

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



From: James Finn
Sent: 06 May 2022 10:59
To: Morgan, Rhys
Cc: Marcus Lavell ; Sampson, Jay
Subject: Re: SR938134 - Grant of Premises Licence: Misfits Social Club

***** 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, meddyliwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

EXTERNAL: This email originated from outside Cardiff Council, take care when clicking links.

ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

Morning all,

All agreed from myself

Thanks for the open comms with this application - please feel free to forward my contact details to the councillor if there is anything further we can do or any concerns raised we have yet to cover

Many thanks
James

On 6 May 2022, at 10:47, Morgan, Rhys

> wrote:

Thank you for the attached.

I have made some amendments to the layout and some rephrasing of the conditions in the proposed document. I am mindful today is the last day of consultation. If all involved are happy with the proposed then we can agree these amendments for the application.

I am aware there is a Councillor objection raised for the application however I will pass on the agreed document to them for their consideration prior to the consultation end so they are aware of the final agreements.

Thank you for your cooperation in the matter.

Kind regards

Rhys Morgan
Licensing Section / Adran Drwyddedu
Shared Regulatory Services / Gwasanaethau Rheoliadol a Rennir
Bridgend, Cardiff and the Vale of Glamorgan
Pen-y-bont ar Ogwr, Caerdydd ar Bro Morgannwg
Telephone |

From: Marcus Lavell

Sent: 05 May 2022 11:36

To: Morgan, Rhys

; James Finn

; Sampson, Jay

Subject: RE: SR938134 - Grant of Premises Licence: Misfits Social Club

***** 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, meddyliwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

EXTERNAL: This email originated from outside Cardiff Council, take care when clicking links.

ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

Dear All

As discussed, please find attached documents detailing updated draft proposed conditions, along with the policies employed by the Premises and the External Area.

I hope that the above addresses all Responsible Authority concerns. Please call or email me if you have any questions or require further information.

Kind regards

Marcus Lavell | Barrister

Recognised by The Legal 500 2022 for Licensing

PROPOSED CONDITIONS

PREVENTION OF PUBLIC NUISANCE

1. During the hours of operation, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
2. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
3. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and to leave the area quietly.
4. Loudspeakers shall not be located in the entrance lobby or outside the premise building.
5. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
6. On Fridays and Saturdays, the premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
7. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
8. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
9. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of a qualified acoustician, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password.

10. The licensee will take all reasonable steps to ensure that their premises are not in any way promoted by the use of illegal flyposting or unauthorised advertisements attached to street furniture.
11. The licensee will take all reasonable steps to ensure that contracts with promoters for the use of their premises or for events to be held at their premises prohibit the use of illegal fly-posting and/or advertisements attached to street furniture, and shall take all steps necessary to enforce such contract terms.
12. The licensee will take all reasonable precautions and exercise all due diligence to ensure that no person promoting or providing entertainment on the premises, nor any person acting on behalf of any such person, shall display in an unlawful manner advertisements promoting the entertainment or the premises, in particular;
 - no display of advertisements should take place on street furniture;
 - no display of advertisements should take place on premises or structures placed on, over, in or adjacent to the highway, unless the licensee has first obtained the written consent of the owner of the premises or structure.
 - Such consent shall be shown to the licensing authority on request.
13. The licensee will take all reasonable steps to forthwith remove any unlawful advertisements of events at their premises where the Council have given notice in writing to the Licensee requiring their removal. Any unreasonable failure to remove any unlawfully displayed advertisement in accordance with such a request shall be a breach of these conditions.
14. On the commencement of British Summer Time, and additional hour is to be added to the terminal opening hour and terminal hours for Licensable Activities until close of business.
15. All external windows and doors shall be closed from 10pm until following start of business, daily, save for access and egress.
16. There shall be no “off-sales” of alcohol after midnight, until following start of business, daily. Save for “home delivery as an ancillary to food”,
17. Drinks in open vessels shall not be removed from the premises past Midnight until start of the next business day.
18. There shall be no new entry or re-entry to the Premises, save for persons smoking in the designated smoking area as identified in blue on the attached plan, from 2am until following start of business, daily.

19. The Premises shall produce and operate in accordance with a Noise Management and Dispersal Policy.

Conditions Relating to Home Delivery

1. Orders for home delivery of alcohol as an ancillary to hot food will be paid for at the time of ordering. There will be no payment for alcohol at the point of delivery.
2. Delivery of alcohol as an ancillary to hot food will only be made to a verified residential or business address at which the customer is present to receive the order.
3. In connection with all deliveries of alcohol, the following information will be recorded:
 - i) Refusals of alcohol deliveries;
 - ii) The quantity of alcohol delivered;
 - iii) The price of alcohol delivered;
 - iv) The name and address of the customer placing the order; and
 - v) The address where the delivery is made, if different to the customer's address.

PREVENTION OF CRIME AND DISORDER

20. The premises shall install and maintain a comprehensive CCTV system. All entry and exit points will be covered. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
21. A staff member from the premises who is conversant with the operation of the CCTV shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
22. An incident log shall be kept at the premises and made available on request to an authorised officer of the City Council or the Police, which will record the following:
- a) All crimes reported to the venue;
 - b) All ejections of patrons;
 - c) Any complaints received concerning crime and disorder;
 - d) Any incidents of disorder;
 - e) All seizures of drugs or offensive weapons;

f) Any refusal of sale of alcohol.

23. Door staff will be S.I.A registered as required ~~by the Licensing Act 2003~~. The door staff is provided on a ratio of 1 to 150 employed at all times after 21:00 hours ~~until the last customer of the Premises has left the immediate vicinity of the Premises~~, on every Friday and Saturday when the premises are selling alcohol beyond midnight.

24. A random search policy is to be in force.

PREVENTION OF CHILDREN FROM HARM

25. No children allowed into or remain on the premises after 22:00 hours other than for private functions.

26. Children will be permitted in the premises for private functions where they will be supervised by an adult.

27. A challenge 21 proof of age scheme shall be operated at the premise where the only acceptable forms of identification are recognised photographic identification cards such as a driving licence, passport or proof of age card with the PASS hologram.

28. No performance of striptease, lap dancing or other similar entertainment will be permitted on the premises without the permission of the Licensing Authority and in accordance with any conditions required by the authority.

29. The Licensee will consider complying with the Portman Group Code of Practice on the Naming, Packaging and Promotion of Alcoholic Drinks to ensure that drinks are packaged and promoted in a socially responsible manner and only to those who are 18 years old or older. Proof of Age documentation will be required where relevant.

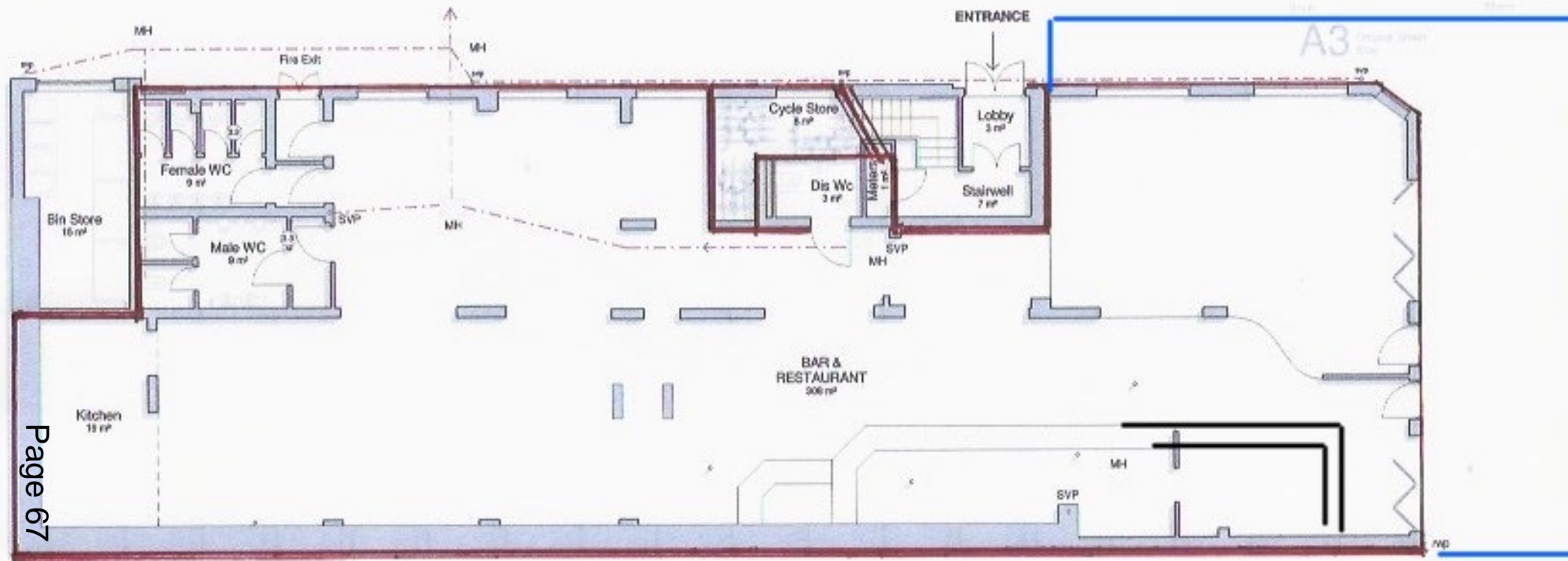
30. No poster, advertisement, photograph or other material will be displayed, sold or supplied on the premises, which is likely to offend morality, encourage or incite crime or to lead to disorder or to be offensive to public feelings.

31. Where the Council have given Notice objecting to an advertisement, that advertisement shall not be displayed on or in the premises except with the consent in writing of the Council.

PUBLIC SAFETY

32. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.

33. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
34. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
35. As appropriate, all emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
36. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
37. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.
38. Duly authorised Officers of the Council, Police Constables 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 Licensee or the person in charge in the absence of the Licensee will comply with any reasonable fire preventive and safety measure that may be required of him by any duly authorised Fire Officer.
39. The Designated Premises Supervisor or some responsible person, such as the holder of a Personal Licence, nominated in writing will be in charge of and present in the premises at all times when the public are on the premises and there shall also be during that time a sufficient staff or attendants in the building for the purpose of securing safety.



Ground Floor
1:100

DRAINAGE LEGEND:	
---	FOUL DRAINAGE RUN - EXISTING
---	FOUL DRAINAGE RUN - PROPOSED
---	SURFACE WATER DRAINAGE RUN

Planning Issue

date set name vrb note



Architects: Design, Feasibility, Planning, Building Control, Construction Details, Sustainable Design
Systonia House, 40-42a Dan Cardiff, CF14 3AT
T: 02020318057 M: 07796962007 info@dlparchitecture.co.uk

PROJECT:
~~Proposed 2nd floor extension to form residential flats~~
7-8 Miskin Street, Cardiff, CF24 4AP

DRAWING TITLE:
Ground Floor Plan as Existing

SCALE	DATE	DRAWN BY	CHECKED BY
1:100	25/06/19	PL	JG

DRAWING NUMBER	REVISION
P430a	L_100

Noise Management and Dispersal Policy

Misfits is located within close proximity of residents and other local businesses. Misfits will always promote a safe environment for our customers, staff and our neighbours. To ensure our business has a positive impact on the community we have set policies and ways of working to set our standards of operation and to limit any noise pollution or disturbance to our area.

- All windows and doors to be closed to limit noise from 21:00
- The bass within the sound system will be limited to ensure reverberations are kept to a minimum
- SIA will perform hourly external venue perimeter checks of our side streets (Glynrhondda Street, Salisbury Road, Miskin Street)
- Open vessel off sales will only be permitted for consumption within the designated external area until 00:00
- SIA and management will be briefed on encouraging patrons utilizing the smoking area to be mindful of noise levels
- SIA will be briefed to move passers-by and vagrants from loitering by the designated external area if they are not a customer of Misfits Social Club
- The external smoking area will close from 02:00 inclusive of consumption of off sales, with no readmittance permitted from this time
- On terminal trading hours SIA and management will be deployed to the external areas (with particular regard to Salisbury Road, Lowther Road, Miskin Street) to implement effective dispersal and encourage patrons to disband from the area in an orderly and respectable manner
- SIA staff will be present until patrons have been dispersed from the surrounding area

Vulnerability and Intoxication Policy

Misfits Social Club attracts a core demographic of 18-25 yr old students. Misfits has applied policies and ways of working to ensure the welfare of our patrons whilst on the premise and when leaving to visit another establishment or head home.

- The management team are all trained in First Aid and Fire Safety
- All staff are trained in WAVE and Counter-Terrorism
- SIA and management are briefed to enquire to lone individuals either leaving the venue or passing by, particularly those showing signs of intoxication to encourage them to travel in a safe manner via taxi or a lift from someone they know
- SIA and management are briefed to challenge customers leaving with someone they may not know
- A welfare area is located within the middle of the venue and is a segregated room to utilize on the occasion anyone feels unwell, requires first aid attention, or requires a safe space.
- SIA and management will carry out regular checks of the venue and toilets
- All staff are trained in spotting signs of intoxication, refusing service accordingly and alerting a member of management or SIA
- All staff inclusive of SIA are trained in the Ask Angela initiative and POS displayed throughout the venue in customer view

APPENDIX E

Other Persons Representation

Barker, Kirstie

From: Mackie, Norma (Cllr)
Sent: 01 May 2022 22:22
To: Barker, Kirstie
Cc: Merry, Sarah (Cllr); Weaver, Christopher (Cllr)
Subject: Licensing Objection 7 -9 Miskin Street
Attachments: Licensing Objective 7 -9 Miskin Street.docx

Hi Kirstie

Please find attached our objection to the above application.

Regards

Norma

Cllr Norma Mackie and on behalf of Cllr Merry and Weaver

Licensing Cardiff Council

01.05.2022

Dear Kirstie

I write on behalf of myself and Cllrs Sarah Merry and Chris Weaver to object to the following application:

Name of Applicant: Wilfinn Limited

Name and Postal address of Premises: Misfits Social Club, 7-9 Miskin Street, Cathays, Cardiff, CF24 4AP

Statement of Relevant Licensable Activities which it is proposed will be carried on or from the premises together with the relevant times:

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

Monday to Sunday: 09:00 to 03:00 hours. The provision of regulated entertainment in the form of plays, films, live music, performances of dance, anything of a similar description (all indoors) and recorded music (indoors and outdoors):

Monday to Sunday: 09:00 to 03:00 hours. The provision of late-night refreshment (indoors and outdoors):

Monday to Sunday: 23:00 to 03:00 hours.

We feel this application will not promote the Licensing Objectives of:

The Prevention of Crime and Disorder;

Promoting Public Safety;

and the Prevention of Public Nuisance

in that Miskin Street is a residential street and a social club in this area, especially at the hours listed, would be disruptive not only to the families that live on the street but also to the students who live there when trying to study.

Cathays is already known for the disruptive activities and antisocial behaviour of some students and there are already a number of licensed premises in the area.

We have regular complaints from residents about noise and antisocial behaviour that disturb them and their children and create a lot of work for the local police.

To create a further licensed premises in the area and especially open until 3am cannot promote the Licensing Objectives, as described above, and we strongly ask the committee to reject this application.

Regards,

NMackie

Cllr Norma Mackie and on behalf of Cllrs Sarah Merry and Chris Weaver
Cathays and City Centre Councillors