

## LICENSING SUB COMMITTEE

27 MAY 2022

Present: Councillor Michael(Chairperson)  
Councillors Kaaba and Lancaster

### 1 : DECLARATIONS OF INTEREST

No declarations of interest were received.

### 2 : APPLICATION FOR THE VARIATION OF A PREMISES LICENCE - CONSPIRACY, CITY ROAD

Present:

Applicant: Darshan Patel represented by Martin Jones of Hugh James Solicitors

#### Application

An application to vary the Premises Licence has been received from Conspiracy (Cardiff) Trading Ltd in respect of Conspiracy, 102-106 City Road, Cardiff.

The applicant applied to add permission for the sale of alcohol for consumption on the premises as follows:

Monday to Sunday: 12:00 to 01:30

A site map showing the premises and a plan of that premises can be found at Appendix A of the report. A number of additional conditions proposed by the applicant to meet the licensing objectives were attached at Appendix B.

#### Applicants Representations

Martin Jones of Hugh James Solicitors presented the application. Mr Jones indicated that he intended to address the matters raised by a local resident during his presentation.

Members were advised that the premises was licenced for regulated entertainment and late night refreshment. The application sought permission for the sale of alcohol. During the consultation period representations were received from South Wales Police and a local resident. All the conditions suggested in the written representations received from South Wales Police were accepted by the applicant. Mr Jones considered that some of the conditions suggested by South Wales Police and accepted by the applicant were relevant to the remaining active representation received from a local resident.

Mr Jones addressed the resident's representation. The premises and the resident's property were located on opposite sides of a garage on streets that run parallel to each other. A number of elements outlined in the representations were matter that were not relevant to a licensing application. Mr Jones that parking for 60 vehicles

would be provided by an adjacent business after 6.00pm. There was a specific condition on the premises licence that prevents food and drink leaving the premises and therefore any littering in the area was unlikely to be related to the premises.

In respect of noise nuisance, Members were advised that when the original premises application was considered by there were a number of legitimate concerns regarding the potential for noise nuisance from local residents. A specialist acoustic report was produced in order for the premises to manage the potential for noise nuisance. That has been applied since the premises started operating and there have been no noise nuisance complaints made during that period.

The premises also currently employs SIA approved door staff. Those conditions have were also strengthened by the conditions agreed previously with South Wales Police in terms of special events. The dispersal of customers is also assisted by having SIA door staff present and signage on the premises. Members were advised that the Designated Premises Supervisor at the premises has significant experience in the licensing trade.

The Chairperson invited questions from Members of the Sub Committee. A Member asked whether the noise levels set out in the noise impact assessment had been complied with and whether the noise levels applied to the external area. Mr Jones confirmed that they had been complied with, no complaints had been received. One of the sampling points for noise levels was within the external area.

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

The Sub Committee heard from the applicant, listened to all the evidence and submissions and considered the written material. Members also considered the Licensing Act 2003 the Section 182 Guidance and the Statement of Licensing Policy. The Sub Committee have also considered all written representations.

It was noted that prior to the meeting the applicants accepted the proposed conditions of South Wales Police and their representation was subsequently withdrawn.

In light of the above and the representations received, the Sub Committee considered that the applicants had successfully demonstrated that the application did not negatively impact on the licensing objectives.

The Sub Committee therefore resolve to grant the application, subject to the additional conditions agreed set out at Appendix C of the report.

3 : URGENT ITEMS (IF ANY)

No urgent items.

The meeting terminated at 5.00 pm