

LICENSING SUB-COMMITTEE: 28 January 2022

Report of the Head of Regulatory Services

Application to vary a Premises Licence

Application No: 068671

Name of Premises: Black Salt, 188 Whitchurch Road, Cardiff, CF14 3NB

Ward: Gabalfa

1. **Application**

1.1 An application to vary a Premises Licence has been received from STK House Limited in respect of Black Salt, 188 Whitchurch Road, Cardiff, CF14 3NB.

1.2 The current licensable activity and hours permitted are as follows:

- (i) The sale by retail of alcohol for consumption on the premises:
Monday to Sunday: 10:00 to 23:00

1.3 The application requests the following:

- (i) To amend the sale of alcohol for consumption on the premises and opening hours:
Monday to Sunday: 12:00 to 01:00

- (ii) To add the following licensable activities:

The provision of regulated entertainment in the form of live music:
Monday to Sunday: 18:00 to 01:00

The provision of regulated entertainment in the form of recorded music:
Monday to Sunday: 12:00 to 01:00

The provision of late night refreshment (indoors):
Monday to Sunday: 23:00 to 01:00

1.3 A site map showing the 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 representation has been received from Shared Regulatory Services Pollution Control. A copy of the representation can be found 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

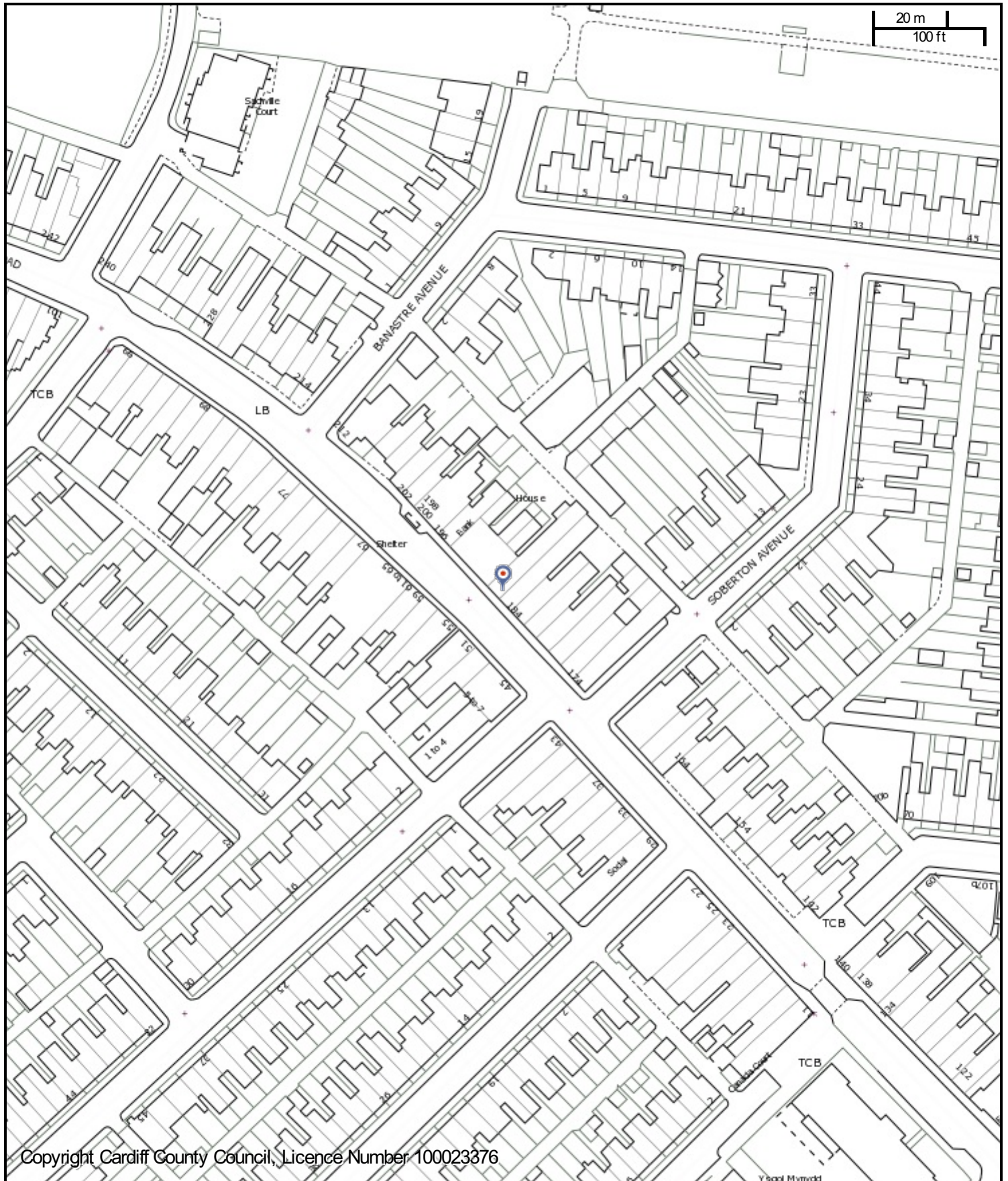
5.1 The application should be determined and the appropriateness of any conditions on the licence needs to be discussed.

Dave Holland
Regulatory Services

10th January 2022

APPENDIX A

Site Map



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: 10/1/2022 at 11:11 AM

Coordinates:

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Ordnance Survey 100023376 (2014).

APPENDIX B

Operating Schedule

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

We will ensure that all customers are safe and feel comfortable whilst ~~visiting~~ visiting our restaurant

b) The prevention of crime and disorder

All food and drink is served indoors in a family atmosphere

c) Public safety

All staff ~~are~~ are trained on health & safety and public safety is our utmost priority

d) The prevention of public nuisance

~~No~~ This is a family run restaurant and we will ensure that the family values are promoted by employing good staff and unnecessary gatherings will be avoided.

e) The protection of children from harm

Challenge 25 policy is used whilst serving alcohol and the staff are very family friendly

APPENDIX C

South Wales Police Representation

Barker, Kirstie

From: 16 December 2021 09:53
To:
Cc: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu);
Subject: STK HOUSE LTD
Attachments: STK HOUSE LTD BLACK SALT VARIATION.docx

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

Good Afternoon,

Please find attached my recommendations for the application to vary the premises licence certificate CCCP02042

STK House Limited
Black Salt,
188 Whitchurch Road,
Cardiff,
CF14 3NB

Please can you confirm your agreement with the Cardiff Licensing team licensing@cardiff.gov.uk

If you do have any further queries do not hesitate to contact me directly.

Many Thanks, kind regards

Claire

Claire-Louise Dewhurst 
Swyddog Trwyddeddu Heddlu / Police Licensing Officer
Adran Drwyddedu / Licensing Department
Heddlu De Cymru / South Wales Police
URhs Caerdydd a'r Fro. / Cardiff & Vale BCU
Gorsaf yr Heddlu Bae Caerdydd / Cardiff Bay Police Station

**URhS Caerdydd a'r Fro
Adran Drwyddedu**
Gorsaf Heddlu Bae Caerdydd,
Stryd James, Bae,
Caerdydd CF10 5EW
Teliffon: 01656 869211
Mewn argyfwng ffoniwch **999**
Fel arall, ffoniwch **101**

**Cardiff & Vale BCU
Licensing Department**
Cardiff Bay Police Station,
James Street, Cardiff Bay
CF10 5EW
Telephone: 01656 869211
In an emergency always dial **999**
for non-emergencies dial **101**

STK House Limited
Black Salt,
188 Whitchurch Road,
Cardiff,
CF14 3NB

8th December 2021

APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
UNDER THE LICENSING ACT 2003.
STK HOUSE LTD, BLACK SALT, 188 WHITCHURCH ROAD, CARDIFF, CF14 3NB

Dear Mrs Azzopardi,

With regards to your proposed variation from the existing licence CCCP02042;

To amend the sale of alcohol for consumption on the premises:
Monday to Sunday: 12:00 to 01:00

To add the following licensable activities:
The provision of regulated entertainment in the form of live music:
Monday to Sunday: 18:00 to 01:00

The provision of regulated entertainment in the form of recorded music:
Monday to Sunday: 12:00 to 01:00

The provision of late-night refreshment (indoors):
Monday to Sunday: 23:00 to 01:00

I have caused enquires to be made into this application for the variation of premise licence CCCP02042.

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

Prevention of Crime and Disorder

Prevention of Public Nuisance

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.



Police Representation

South Wales Police object to the granting of the variation as applied for and make further presentations to the timings and to include further conditions:

The sale of alcohol for consumption on the premises
Sunday to Thursday 10:00 – 23:30
Friday to Saturday 10:00 - 00:00

The provision of regulated entertainment in the form of recorded music
Sunday to Thursday 23:00 – 23:30
Friday to Saturday 23:00 – 00:00

The provision of regulated entertainment in the form of live music shall not exceed beyond the deregulated hours of 23:00

The provision of late-night refreshment;
Sunday to Thursday 23:00 - 2330
Friday to Saturday 23:00 – 00:00

To include the additional;

- 1) When the Premises are open to the public past midnight on Fridays, Saturdays and those Sundays immediately prior to Bank holidays, SIA trained door supervisors will be employed from 22:00 until the premise closes.
- 2) A register of door supervisors shall be kept at the premises. The register shall show the full name, SIA registration number of each door supervisor and expiry date of their current SIA licence, stating the start and end duty times from each door supervisor. The register shall be kept by the DPS for a minimum of 12 months and will be made available to a police employee on request.
- 3) Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

If the applicant agrees to the above recommendations made by South Wales Police then any objection will be withdrawn provided that the above recommendations and existing premise licence conditions are being adhered to.

Yours sincerely

J.Lewis
Acting Chief Inspector

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

Pollution Control Representation

Barker, Kirstie

From: Jenkins, Tomos
Sent: 07 December 2021 15:17
To:

Licensing Act 2003:Variation Application Black Salt, 188 Whitchurch Road,
Cardiff CF14 3NB.

Attachments: Black Salt 188 Whitchurch Road Variation Public Notice.d21.pdf

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

RE Licensing Act 2003:Variation Application Black Salt, 188 Whitchurch Road, Cardiff CF14 3NB.

Further to our telephone conversation yesterday afternoon, I have concerns over the application and the proposed times as per the attached public notice. It is the intention of this Responsible Authority to **object to the application under the Licence objective of Prevention of Public Nuisance**. However, I would agree to withdraw my objections if the following is agreed as discussed yesterday afternoon:

- The sale of alcohol shall not exceed 2330 hours Sunday – Thursday and, Friday – Saturday 0000 hours.
- The provision of late night refreshment shall not exceed 2330 Sunday – Thursday, Friday – Saturday 0000 hours.
- The provision of regulated entertainment in the form of recorded music shall not exceed beyond 2330 hours Monday – Sunday
- The provision of regulated entertainment in the form of live music shall not exceed beyond the deregulated 2300 hours Monday - Sunday

Should we not agree on the above proposed I will be send formal objections to the Licensing Authority. Please can you send any agreements to this email address after which time I will advise the Licensing Authority of our positions.

Yours sincerely,