



Dinas a Sir Abertawe

Hysbysiad o Gyfarfod

Fe'ch gwahoddir i gyfarfod

Is-bwyllgor trwyddedu statudol

Lleoliad: Cyfarfod Aml-Leoliad - Ystafell Gloucester, Neuadd y Ddinas / MS Teams

Dyddiad: Dydd Mercher, 3 Ionawr 2024

Amser: 10.00 am

Cadeirydd: Y Cyngorydd Penny Matthews

Aelodaeth:

Cyngorwyr: N Furlong a/ac Y V Jardine

Gwyllo ar-lein: <http://tiny.cc/LSC31j>

Agenda

Rhif y Dudalen.

- 1 Ymddiheuriadau am absenoldeb.
- 2 Datgeliadau o fuddiannau personol a rhagfarnol.
www.abertawe.gov.uk/DatgeluCysylltiadau
- 3 Gweithdrefn yr Is-bwyllgor Trwyddedu Statudol (er gwybodaeth). 1 - 2
- 4 Deddf Trwyddedu 2003 - Adran 17 - Cais am Drwydded Mangre - Booze & News, 11A Nelson Street, Swansea, SA1 3QE. 3 - 45

Huw Evans
Pennaeth y Gwasanaethau Democraidd
Dydd Mawrth, 19 Rhagfyr 2023

Cyswllt: Gwasanaethau Democraidd - Ffon: (01792) 636923

Agenda Item 3



Statutory Licensing Sub Committee Procedure/Running Order

The procedure to be followed by the Committee is as follows:-

1. The Chair will:
 - Open the meeting.
 - Introduce themselves, Members of the Committee, Officers present and ask the other parties to introduce themselves.
 - Explain the nature of the decision to be taken.
 - Ask the Lawyer advising the Committee to outline the procedure to be followed.
2. Members will be asked to make any declaration of interest.
3. The Chair will ask the Licensing Officer to present the report
4. Members of the Committee will be invited to ask any relevant questions of the Licensing Officer.
5. Responsible Authorities and other persons present will be invited to ask for any clarification in respect of the report presented.

Representations – Responsible Authorities

6. The Chair will invite each responsible authority to fully outline the nature of their representation in the following order:
 - South Wales Police.
 - Trading Standards.
 - Mid and West Wales Fire Authority.
 - Health and Safety.
 - Planning Authority.
 - Pollution Division.
 - Child Protection.
 - Primary Care trust/Local Health Board.
 - Licensing Authority.
 - Immigration.
 - Other Persons.

7. The Chair will invite Members of the Committee to ask questions of each responsible authority.
8. The Chair will invite the applicant and other persons present to ask questions of each responsible authority.

Representations – Other Persons

9. The Chair will invite each of the other persons present (or their appointed spokesperson where there are a number of other persons and the nature of the representations are similar), to fully outline their representation.
10. The Chair will invite Members of the Committee to ask any relevant questions of the other persons.
11. The Chair will invite the responsible authorities and applicant to ask questions of the other persons.

The Application

12. The Chair will invite the applicant and/or the person representing them to fully outline their application.
13. The Chair will invite Members of the Committee to ask questions of the applicant.
14. The Chair will invite each responsible authority and other persons present to ask questions of the applicant.

Closing Submissions

15. The Chair will give all parties the opportunity to briefly summarise their key points and make any final points of clarification. The order will be:-
 - responsible authorities;
 - interested parties.;
 - applicant.
16. Members will consider if they need to go into private session to receive legal advice and to debate the application.
17. The decision will generally be given, with reasons, together with a summary of the legal advice provided within 5 working days of this date.



**Report of the Service Manager
Statutory Licensing Sub Committee - 3 January 2024**

**Licensing Act 2003
Section 17 Application for a Premises Licence**

- 1. Premises: Booze & News, 11A Nelson Street, Swansea, SA1 3QE**
- 2. Applicant: Kanaganayagam Shanthan**
- 3. Application For a New Premises Licence**

- 3.1 An application for a new premises licence was received by this authority on the **10th November 2023**. The applicant has applied for a premises licence to allow the following licensable activities to take place:

Supply of Alcohol

Monday – Sunday
0600 - 2200 hours

A copy of the application and plan is attached at **Appendix A and A1**.

- 4. Background**

The premises is an off-licence store situated in the City Centre. The premises did previously hold a premises licence, however, the licence lapsed following the death of the licence holder. The applicant is applying for the same hours as the previous licence.

A location plan is attached at **Appendix B**.

A list of licensed premises in the area is attached at **Appendix B1**.

- 5. Promotion of the Licensing Objectives**

- 5.1 The Licensing Act 2003 contains four licensing objectives, namely: -
 - (i) Prevention of Crime and Disorder.
 - (ii) Public Safety.
 - (iii) Prevention of Public Nuisance.
 - (iv) Protection of Children from Harm.

Each of these objectives is of equal importance and the application must demonstrate how they are to be promoted.

- 5.2 Conditions which are consistent with the operating schedule and will be attached to the licence, if granted, are attached at **Appendix C**.

6. RELEVANT REPRESENTATIONS

6.1 Responsible Authorities

a) South Wales Police

A representation has been received. A copy of the representation has been attached at **Appendix D**.

b) Trading Standards

No representations.

c) Mid and West Wales Fire Authority

No representations.

d) Health and Safety

No representations.

e) Planning Authority

No representations.

f) Pollution Division

No representations.

g) Child Protection

No representations.

h) Primary Care Trust/Local Health Board

No representations.

i) Licensing Authority

No representations

j) Immigration

No representations.

k) Other Persons

Representations have been received from 2 other persons.

A copy of the representations are attached at **Appendix D1 and Appendix D2**.

7. Policy Considerations

7.1 Considering this application Members should have regard to the current Statement of Licensing Policy (the Policy) which can be found at the following link.

[Statement of licensing policy - Swansea](#)

8. Guidance Issued by the Home Secretary

8.1 Members should also have regard to the relevant parts of the current statutory guidance (The Guidance), issued by the Home Secretary in December 2023 in particular:

- (i) Introduction – Chapter 1
- (ii) Licensing Objectives – Chapter 2
- (iii) Applications For Premises Licences – Chapter 8
- (iv) Determining Applications – Chapter 9
- (v) Conditions attached to Premises Licences – Chapter 10
- (vi) Statement of Licensing Policy – Chapter 14
- (vii) Regulated Entertainment – Chapter 16

A link to the full Guidance can be found at:

[Revised Guidance issued under section 182 of the Licensing Act 2003 \(publishing.service.gov.uk\)](https://www.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/118422/rev-gdnc-2023-12-20.pdf)

9. Determination of the Application

9.1 The decision must be based on the individual merits of the application and the representations received, with a view to promoting the licensing objectives outlined in paragraph 5 of the report.

9.2 In arriving at the decision, Members should also have regard to the relevant provisions of the Policy and the Guidance as previously provided. Reasons must be provided for any departures from the Policy or Guidance.

9.3 In reaching the decision the Committee must, having regard to the representations, take such steps mentioned below (if any) as it considers appropriate for the promotion of the licensing objectives: -

a. Grant the licence subject to:

i) conditions that reflect the operating schedule, modified to such extent as the authority considers appropriate for promotion of the licensing objectives. Certain regulated entertainment under the Licensing Act 2003 (as amended), has been deregulated. Where entertainment is deregulated but licensable activities continue to take place on any premises, any licence conditions imposed on a grant of a licence in respect of any deregulated entertainment will be suspended.

- ii) any mandatory conditions relevant to the licence
- b. Exclude any of the licensable activities to which the application relates.
- c. Refuse to specify a person in the licence as the premises supervisor.
- d. Reject the application.

The Licensing Sub Committee's instructions are requested.

Background Papers: Licence Application
Contact Officer: Annie Davies
Extension: 01792 635600



Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Kanaganayagam SHANTHAN

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description 11a Nelson Street			
Post town	Swansea	Postcode	SA1 3QE

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£13000

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i as a limited company/limited liability partnership please complete section (B)
- ii as a partnership (other than limited liability) please complete section (B)
- iii as an unincorporated association or please complete section (B)
- iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)

- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname SHANTHAN			First names Kanaganayagam		
Date of birth ██████████		I am 18 years old or over <input checked="" type="checkbox"/>		Please tick yes	
Nationality British					
Current residential address if different from premises address		██████████			
Post town	██████████	Postcode	██████████		
Daytime contact telephone number		██████████			
E-mail address (optional)	██████████				
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

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SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)

Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
1	0	1 1 2 0 2 3

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

<p>Please give a general description of the premises (please read guidance note 1)</p> <p>Convenience Store</p> <p>This premises has been previously licensed recently and has been operating as a small convenience store/Off Licence.</p> <p>The reason for this application is due to the death of the previous licensee. The associates and family of the deceased were not aware of the strict timelines of transferring the premises licence, therefore we are applying again for the exact same licence with similar operating schedule.</p> <p>The same staff will be working at the premises, the new licensee is a friend of the deceased and will spend the majority of his time at the premises too.</p>
--

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

--

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

- | | |
|--|---|
| <p>Provision of regulated entertainment (please read guidance note 2)</p> <p>a) plays (if ticking yes, fill in box A)</p> <p>b) films (if ticking yes, fill in box B)</p> <p>c) indoor sporting events (if ticking yes, fill in box C)</p> <p>d) boxing or wrestling entertainment (if ticking yes, fill in box D)</p> | <p>Please tick all that apply</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p> |
|--|---|

- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Tue					
			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Wed					
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)			
Mon						
Tue						
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			
Sat						
Sun						

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	0600	2200			
Tue	0600	2200			
Wed	0600	2200			
Thur	0600	2200			
Fri	0600	2200			
Sat	0600	2200			
Sun	0600	2200			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Kanaganayagam SHANTHAN	
Date of birth ██████████	
Address ██████████ ██████████ ██████████	
Postcode	██████████
Personal licence number (if known) ██████████	
Issuing licensing authority (if known) ██████████	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

None

L

<p>Hours premises are open to the public Standard days and timings (please read guidance note 7)</p>			<p><u>State any seasonal variations</u> (please read guidance note 5)</p>
Day	Start	Finish	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)</p>
Mon	0600	2200	
Tue	0600	2200	
Wed	0600	2200	
Thur	0600	2200	
Fri	0600	2200	
Sat	0600	2200	
Sun	0600	2200	

M

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

1. An incident log shall be kept at the premises, and made available on request to an authorised officer of the 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. any faults in the CCTV system
 - f. any visit by a relevant authority or emergency service.

b) The prevention of crime and disorder

2.
 - CCTV shall be installed, operated and maintained at all times that the premises is open for licensable activities, so as to comply with the following criteria;
 - The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and time of the person checking, shall be kept and made available to police or authorised council officers on request
 - The police must be informed if the system will not be operating for longer than one day of business for any reason
 - One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering
 - The system will provide coverage of any exterior part of the premises accessible to the public
 - The system shall record in real time and recordings will be date and time stamped
 - Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to police or authorised council officers on request, (subject to the Data Protection Act 1998) within 24 hours of any request, and
 - At all times the premises are open for licensable activity, there will be a person on the premises who can operate the system sufficiently to allow police or authorised council officers to view footage on request.
3. Signage stating that CCTV is in operation at the premises will be clearly displayed at the premises
4. The use of CCTV at the premises will be registered with the Information Commissioners officer (ICO)
5. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the

premises by the police or an authorised officer of the council or police at all times whilst the premises is open.

c) Public safety

6. A first aid box will be available at the premises at all times.
7. A fire safety risk assessment will be completed as per government guidelines on an annual basis (**Regulatory Reform (Fire Safety) Order 2005**) And produced to authorised officers of the council, police and the Fire Service upon request.
8. All exit routes and public areas shall be kept unobstructed, shall have non-slippery and even surfaces, shall be free of trip hazards and shall be clearly signed.

d) The prevention of public nuisance

7. Notices will be prominently displayed in the premises requesting customers to leave quietly and respect the residential nature of the area.
8. The removal of rubbish to outside the premises will not take place between the hours of 9pm and 7am
9. The Licensee shall instruct members of staff to make regular checks of the exterior area immediately around the premises, remove any litter emanating from the premises.

e) The protection of children from harm

10. The premises shall at all times operate a Challenge 25 policy to prevent any customers who attempt to purchase alcohol and who appear to the staff member to be under the age of 25 years without having first provided identification. Only a valid British driver's licence showing a photograph of the person, a valid passport or proof of age card showing the 'Pass' hologram are to be accepted as identification. Military ID Cards can also be accepted. Notices and/or posters advertising the Challenge 25 policy shall be placed in prominent positions at the premises.
11. All staff members engaged, or to be engaged, in selling alcohol on the premises shall receive full training pertinent to the Licensing Act, specifically in regard to age-restricted sales, and the refusal of sales to persons believed to be under the influence of alcohol or drugs.
12. All such training is to be fully documented and signed by not only the employee but the person delivering the training. Training records shall be kept at the

premises and made available upon request to either Police Officers or an authorised officer of the council. Staff employed to sell alcohol shall undergo training upon induction. This shall include, but not be limited to;

- The premises age verification policy
- Dealing with refusal of sales
- Proxy purchasing
- Identifying attempts by intoxicated persons to purchase alcohol
- Identifying signs of intoxication

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I
--------------------	--

	<p>am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	Peter Conisbee
Date	12 th October 2023
Capacity	Licensing Consultant for the applicant

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Peter Conisbee [REDACTED]			
Post town	[REDACTED]	Postcode	[REDACTED]
Telephone number (if any)	[REDACTED] - [REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) [REDACTED]			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:

- any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National

Insurance number and their name issued by a Government agency or a previous employer.

- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.

- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - evidence of the applicant’s own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder’s personal details including nationality;
- (ii) any page containing the holder’s photograph;
- (iii) any page containing the holder’s signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

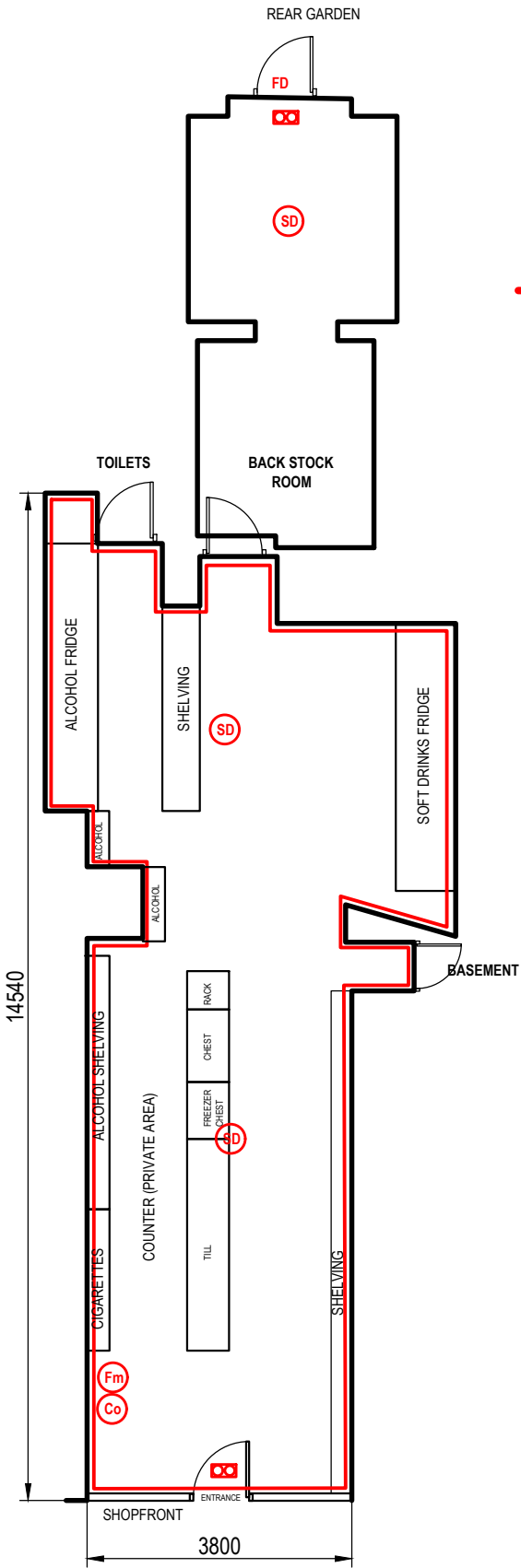
Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant’s date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant’s right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.



LICENSED AREA

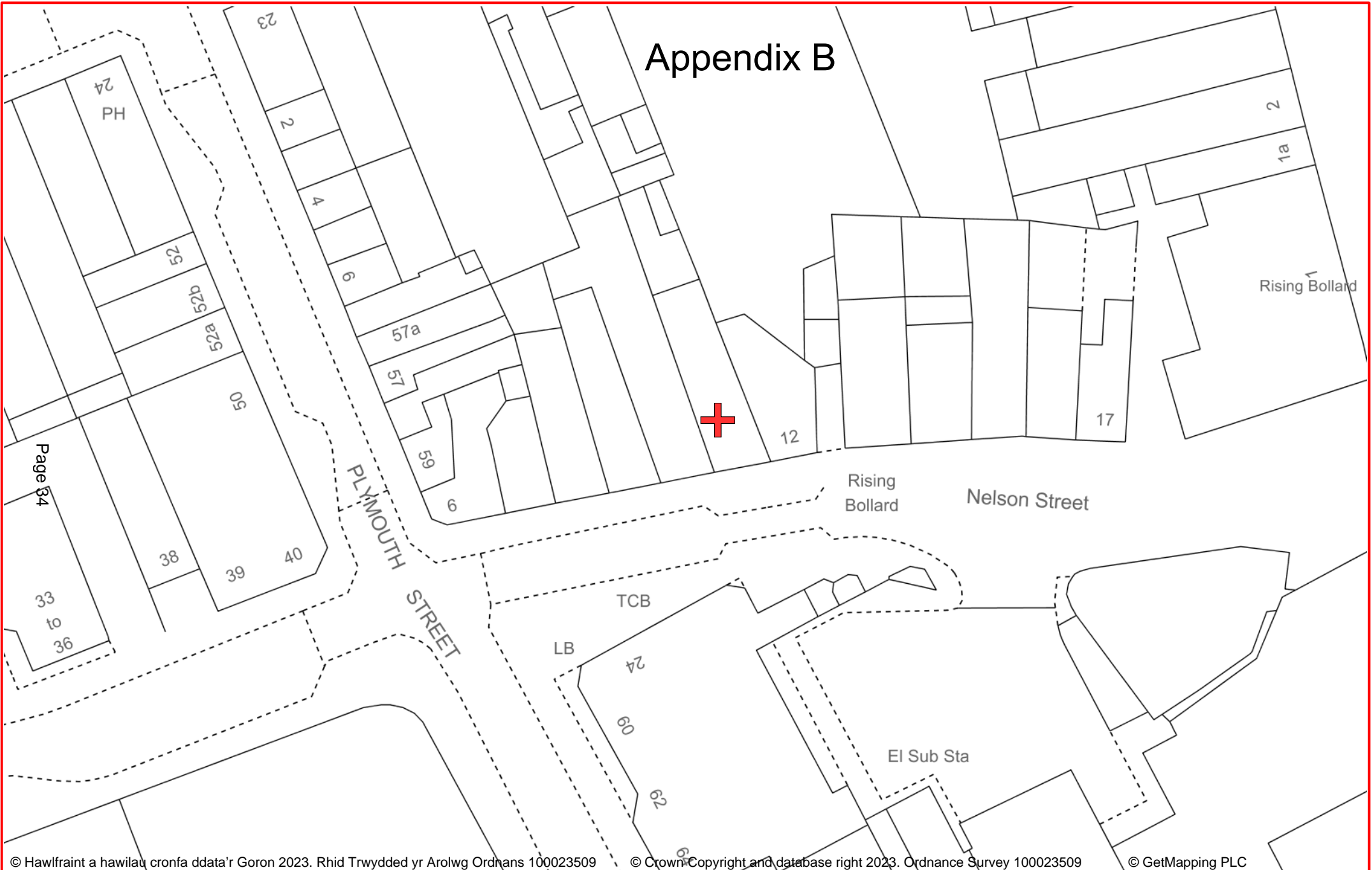
GENERAL KEY TO FIRE PRECAUTIONS :

- (SD)** SMOKE DETECTOR
- (Fm)** FOAM EXTINGUISHER
- (Co)** CARBON DIOXIDE FIRE EXTINGUISHER
- ☒** MAINTAINED FIRE EXIT SIGN
- FD** FIRE DOOR

SHOP FLOOR PLAN Scale 1:100 @ A4

LICENCE PLAN
SITE ADDRESS:
11 Nelson Street Swansea SA1 3QE
SCALE: 1:100 @ A4
DATE: 11/10/2023

Appendix B



© Hawlfraint a hawilau cronfa ddata'r Goron 2023. Rhid Trwydded yr Arolwg Ordnans 100023509

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© GetMapping PLC



This plan is for illustrative purposes only and should not be used as a legal document.

GeoDiscoverer

Scale: 1:500
Date: 07/11/2023
Created by: Annie.Davies

Licensed Premises in the area

- Francos - 12 Nelson Street
Supply of Alcohol
Monday to Sunday 12midday - 22.30 hours
- Gershwin's – 14 Nelson Street
Supply of Alcohol
Monday to Saturday - 1000 hours to 0000 hours
Sunday - 1200 hours to 2330 hours
- Hangar 18 – 50 Plymouth Street
Exhibition of Films
Monday to Sunday 1100 hours to 0300 hours
(indoors)

Indoor Sporting Events

Monday to Sunday 1100 hours to 0300 hours

Performance of Live Music

Monday to Sunday 1100 hours to 0300 hours
(indoors)

Playback of Recorded Music

Monday to Sunday 1100 hours to 0300 hours
(indoors)

Performance of Dance

Monday to Sunday 1100 hours to 0300 hours
(indoors)

Activity like Music/Dance

Monday to Sunday 1100 hours to 0300 hours
(indoors)

Prov.Facility for making music

Monday to Sunday 1100 hours to 0300 hours
(indoors)

Prov.Facilities for dancing

Monday to Sunday 1100 hours to 0300 hours
(indoors)

Prov.Facility like music/dance

Monday to Sunday 1100 hours to 0300 hours
(indoors)

Late Night Refreshment

Monday to Sunday 2300 hours to 0300 hours
(indoors)

Supply of Alcohol

Monday to Sunday 1100 hours to 0300 hours
(indoors)

- Eli Jenkins - 24 Oxford Street

Exhibition of Films

Monday-Thursday - 1000 hours to 0000 hours
Friday & Saturday - 0900 hours to 0000 hours
Sunday - 1000 hours to 0000 hours

Indoor Sporting Events

Monday-Thursday - 1000 hours to 0000 hours
Friday & Saturday - 0900 hours to 0000 hours
Sunday - 1000 hours to 0000 hours

Playback of Recorded Music

Monday to Sunday 24 hours

Late Night Refreshment

Monday-Thursday - 1000 hours to 0000 hours
Friday & Saturday - 0900 hours to 0000 hours
Sunday - 1000 hours to 0000 hours

Supply of Alcohol

Monday - Sunday 0800hrs to 0000hrs (Midnight)

- Co Op – Unit A the Quadrant

Supply of Alcohol

Monday to Sunday 06.00 hours - 23.00 hours.

Conditions Consistent with Operating Schedule

1. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will record the following:
 - all crimes reported to the venue.
 - all ejections of patrons.
 - any complaints received concerning crime and disorder.
 - any incidents of disorder.
 - any faults in the CCTV system.
 - any visit by a relevant authority or emergency service.

2. CCTV shall be installed, operated, and maintained at all times that the premises is open for licensable activities, so as to comply with the following criteria. The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and time of the person checking, shall be kept and made available to police or authorised council officers on request. The police must be informed if the system will not be operating for longer than one day of business for any reason. One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering. The system will provide coverage of any exterior part of the premises accessible to the public. The system shall record in real time and recordings will be date and time stamped. Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to police or authorised council officers on request, (subject to the Data Protection Act 1998) within 24 hours of any request, and at all times the premises are open for licensable activity, there will be a person on the premises who can operate the system sufficiently to allow police or authorised council officers to view footage on request.

3. Signage stating that CCTV is in operation at the premises will be clearly displayed at the premises.

4. The use of CCTV at the premises will be registered with the Information Commissioners officer (ICO)

5. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the council or police at all times whilst the premises is open.

6. A first aid box will be available at the premises at all times.

7. A fire safety risk assessment will be completed as per government guidelines on an annual basis (**Regulatory Reform (Fire Safety) Order 2005**) And

produced to authorised officers of the council, police, and the Fire Service upon request.

8. All exit routes and public areas shall be kept unobstructed, shall have non-slippery and even surfaces, shall be free of trip hazards and shall be clearly signed.
9. Notices will be prominently displayed in the premises requesting customers to leave quietly and respect the residential nature of the area.
10. The removal of rubbish to outside the premises will not take place between the hours of 9pm and 7am
11. The Licensee shall instruct members of staff to make regular checks of the exterior area immediately around the premises, remove any litter emanating from the premises.
12. The premises shall at all times operate a Challenge 25 policy to prevent any customers who attempt to purchase alcohol and who appear to the staff member to be under the age of 25 years without having first provided identification. Only a valid British driver's licence showing a photograph of the person, a valid passport or proof of age card showing the 'Pass' hologram are to be accepted as identification. Military ID Cards can also be accepted. Notices and/or posters advertising the Challenge 25 policy shall be placed in prominent positions at the premises.
13. All staff members engaged, or to be engaged, in selling alcohol on the premises shall receive full training pertinent to the Licensing Act, specifically in regard to Age-Restricted sales, and the refusal of sales to persons believed to be under the influence of alcohol or drugs.
14. All such training is to be fully documented and signed by not only the employee but the person delivering the training. Training records shall be kept at the premises and made available upon request to either Police Officers or an authorised officer of the council.
15. Staff employed to sell alcohol shall undergo training upon induction. This shall include, but not limited to, the premises age verification policy, dealing with refusal of sales, proxy purchasing, identifying attempts by intoxicated persons to purchase alcohol, and identifying signs of intoxication.

CADW DE CYMRU'N **DDIOGEL** • KEEPING SOUTH WALES SAFE

Pencadlys Heddlu

Heol y Bont-faen
Penybont
CF31 3SU

Mewn argyfwng ffoniwch **999**
fel arall, ffoniwch **101**

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

Police Headquarters

Cowbridge Road
Bridgend
CF31 3SU

In an emergency always dial **999**
for non-emergencies dial **101**

Website: www.south-wales.police.uk

PC 508 Nicola Evans
Police Licensing Officer,
Swansea Central Police Station.

[Redacted](#)
Contact No: [Redacted](#)

Mrs Lynda Anthony.
The Divisional Licensing Officer,
City and County of Swansea,
Civic Centre,
Swansea.

24th November 2023.

Dear Mrs Anthony

**Police Representation to Application for a Premises
Licence under the Licensing Act 2003.**

I am in receipt of the above application made under the requirements of the Licensing Act 2003 for the below mentioned premises.

Premises: Booze & News
 11a Nelson Street
 Swansea
 SA1 3QE

The above premises has submitted an application for a New Premises Licence under the Licensing Act 2003.

The Convenience store is situated in the city centre with many shops in very close proximity to the applicant.

Convenience Stores have historically attracted an element of anti-social behaviour as they tend to be a congregational area due to selling alcohol and Tabacco products.

The concerns in relation to this application is the sale of single cans which attract anti-social behaviour and street drinking. This involves persons congregating and continuing to nearby streets and the bus station.

This convenience store has attracted street drinkers which has become a problem for the city centre and neighbouring premises. Persons become aggressive and intimidating towards members of the public and cause disorder by fighting amongst themselves.

This is a result of being able to purchase single cans at this premises. This anti-social behaviour has been witnessed by me on many occasions.

-

It is the responsibility of the applicant to meet the four Licensing Objectives under the Licensing Act 2003, namely The Prevention of Crime and Disorder, Public Safety, The Prevention of Public Nuisance and The Protection of children from Harm.

The role of a Premises Licence holder requires a high level of responsibility and the ability to manage a licence premises to a competent and high standard on a day-to-day basis. The holder will be responsible for the safety of the public and any issues that could potentially arise in relation to the said premises which in turn would undermine the four Licensing Objectives.

If the following two conditions are added to the Premises Licence these would address my concerns: -

- 1. No alcohol to be sold via a single can sale.**
- 2. Personal Licence holder to be on duty at all times when the premises is open for the purpose of selling alcohol.**

South Wales police submit that this is a reasonable and proportionate response to this application and the above information is submitted for your information and consideration.

Yours sincerely,

Nicola Evans

Police Licensing Officer
(On behalf of the Chief Officer of Police)

Swansea Against Business Crime
11 Wind Street
Swansea
SA1 1DP

8th November 2023

Licensing Department
City and County of Swansea
Guildhall
Swansea
SA1 4PE

Objection to Booze and News Alcohol licence.

On behalf of Swansea Against Business Crime (SABC) I would formally advise of our objection to the issue of Supply of Alcohol licence to Booze and News.

The objection will be failure to promote

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

Nelson Street has suffered from Anti-Social Behaviour (ASB) around Plymouth Street, Singleton Street and Nelson Street.

Our concerns stem as far back as July 2022.

There are benches situated at the entrance/exit of the Quadrant Bus Station which are being used by various persons drinking alcohol. Shouting swearing, falling around drunk. We have numerous stores in the area complaining and more concerning there are people (anecdotal) who are not coming to the city because of this behaviour.

We have emails from the former Wilko Store manager,

The Council as a solution removed the benches, although SABC would not agree this as a solution it did relieve the issue in the immediate area – however it just pushed the issues to behind Crusts in Singleton Street and SABC continued to get complaints.

The benches were returned in January 2023 and SABC started to receive complaints about the issues returning of drinking/ASB.

The area has been a regular issue on the police Problem Solving Group (PSG) meeting for at least the last 12 months.

There are a number of businesses who report the issue to SABC but are concerned over threats should they put their names to a complaint and obviously we do not want our city traders to be in this position.

There are two stand out areas at the moment Nelson Street and bus station area and Wind Street. From the work I have been doing it is clear that some businesses in Swansea are not helping the ASB situation two of these are seen as culprits (the off licences in Wind Street and Nelson Street) – happy to name them.

They do sell to underage as well as those intent on committing ASB – I know the difficulties as well as it not being an offence to sell single cans of alcohol. However, I wonder what you may consider appropriate to do with these premises.

The below are a sample of incidents reported to ourselves and evidenced on our SentrySIS system:

Incident Type : Threatening Behaviour, Anti-Social Behaviour

Date : 23/05/2023

Time : 10:45 Location : 14 Nelson Street Swansea SA1 3QE

Description : Drinking on street. Shouting threats of violence to an unseen person.

23 May 2023 Street drinking on benches. Presence is intimidating to passers by. Asked to move several times by rangers, drinks were confiscated but they return, as soon as the rangers leave. NFA so FPN not issuable. When moved move to the rear of crusts. ██████████ may be in breach with this incident. Whole incident captured on CCTV

Incident Type : Street Drinking, Anti-Social Behaviour

Date : 05/07/2023 Time : 20:14

Location : Plymouth Street

Description : Group outside Wilkos drinking screaming swearing fighting amongst themselves. Abusing anyone who looks at them

From: Swansea Manager <██████████>

Date: 25 May 2023 at 14:47:53 BST

To: citycentremangement@swansea.gov.uk, ██████████

Subject: Anti Social Behaviour

Good Afternoon

As the better weather has returned so has the Anti Social behaviour outside the store.

We are no better than we were this time last year and it's the same individuals that are causing the issue.

This morning alone I have contacted the Police 3 times and we have escorted an elderly customer past the crowd as she was afraid to leave the store

Please can I arrange a meeting to discuss as its difficult enough in retail as it is without customers being driven away by this crowd

We went through this all-last summer and don't want to have a repeat of this again this year I'm not the only business in the area that feels this way and I'm sure if you contact any of them, they will agree it's now out of hand again

Regards

██████████

██████████

These are examples of issues in the area. Due to the threatening nature of the characters involved it is not easy to obtain photographs. However, we are told that the purchase of alcohol is from Booze and News in the form of single cans. We do appreciate it is not an offence to sell single cans of alcohol nor are we in the business of stifling business sales. However, the knock-on effect is the continuing ASB in the area.

Swansea is quickly (if you read the press headlines) gaining a reputation of an area where ASB is rife. This does no good for those who wish to invest or indeed those who just want to go about their daily business.

I am sure the applicant will want to support the licensing objectives and in doing so support their fellow business in the area.

The below are various articles that have appeared either on Wales Online or BBC news and don't make good reading:

<https://apple.news/Acw2fPdwoT4iBez2-i933VA>

3rd May 2023 Central Swansea has highest rates of ASB

<https://apple.news/Ax8LhbVMaQ2iBBEVco1r16A>

11th June 2023 The neighbourhood in Wales with most ASB – the City Centre

<https://www.bbc.com/news/articles/ce7w16940l5o>

17 August 2023 Police implement a banning order due to ASAB

https://apple.news/AXq337o9xTVO4JNiWLH_Cwg

25th August 2023 Traders despair at ASB in City Centre

<https://apple.news/A6oNNP2z6TAWJNxb6rdzwOw>

13th September Swansea empty tatty buildings

https://apple.news/An_LUonL3RIG_IE4Wlyy1tg

14th October 2023 ASB Scrutiny panel report and changes needed

We have no doubt you are aware of the extracts below;

Revised guidance issued under section 182 of the Licensing Act 2003 (July 2023)

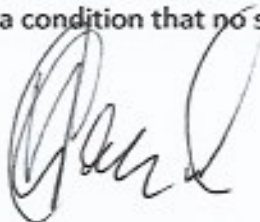
1.5 However, the legislation also supports a number of other key aims and purposes. These are vitally important and should be principal aims for everyone involved in licensing work. They include:

- protecting the public and local residents from crime, anti-social behaviour and noise nuisance caused by irresponsible licensed premises;
- giving the police and licensing authorities the powers they need to effectively manage and police the night-time economy and take action against those premises that are causing problems;
- recognising the important role which pubs and other licensed premises play in our local communities by minimising the regulatory burden on business, encouraging innovation and supporting responsible premises;
- providing a regulatory framework for alcohol which reflects the needs of local communities and empowers local authorities to make and enforce decisions about the most appropriate licensing strategies for their local area; and
- encouraging greater community involvement in licensing decisions and giving local residents the opportunity to have their say regarding licensing decisions that may affect them.

1.16 Conditions on a premises licence or club premises certificate are important in setting the parameters within which premises can lawfully operate. The use of wording such as “must”, “shall” and “will” is encouraged. Licence conditions:

- must be appropriate for the promotion of the licensing objectives;
- must be precise and enforceable;
- must be unambiguous and clear in what they intend to achieve;

It will be our submission to object to a licence being granted to the premises of Booze and News however if the Committee is mindful to grant a licence we would ask for consideration to be given to have a condition that no single can sales be permitted.



██████████
██████████
On behalf Chair SABC

-----Original Message-----

From: Redacted <Redacted>

Sent: Tuesday, November 14, 2023 4:22 PM

To: EVH Licensing <EVH.Licensing@swansea.gov.uk>

Subject: Alcohol licence objection

I am writing on behalf of the Licence Application for the sale of Alcohol for Booze and News, Nelson Street, Swansea.

I am the owner of Redacted and would like to strongly object to them being given a licence to sell alcohol, we have had nothing but trouble with Drunks and teenagers buying alcohol there and gathering outside in large gangs, we have had damage to our premises, our front door glass smashed, and our canopy ripped all expensive and in current times extras we cannot afford.

We've also had a lot of abuse to ourselves and our staff and customers and some racial remarks, some of our customers are elderly and are afraid to walk outside so our staff have walked them to their buses.

The area has drastically gone downhill with them all gathering there and causing trouble and all of them with cans of alcohol in their hands, we've previously had rows with the newsagent about selling someone alcohol who's already had too many, we don't allow our waitresses to be alone in the cafe without a male being there to ask the gangs to leave our premises as we will not allow them in, we should not have to go through this abuse, there is always fighting with Police and Swansea Rangers there due to fighting, public have posted on social media topless men fist fighting in the middle of the road right outside our premises in the middle of the day,

I strongly object to the licence being allowed it's one step closer to start cleaning the City Centre up and improving the reputation of the City Centre

Yours faithfully

Redacted

Redacted