



City and County of Swansea

Notice of Meeting

You are invited to attend a Meeting of the

Statutory Licensing Sub Committee

At: Remotely via Microsoft Teams

On: Tuesday, 1 September 2020

Time: 10.00 am

Chair: Councillor Penny Matthews

Membership:

Councillors: P Downing and B J Rowlands

Watch online: <https://bit.ly/2FSg4CG>

Agenda

Page No.

1 Apologies for Absence.

2 Disclosures of Personal and Prejudicial Interests.

www.swansea.gov.uk/disclosuresofinterests

3 Licensing Act 2003 - Section 17 - Application for a Premises Licence - Bambu Beach Bar, Wind Street, Swansea, SA1 1EJ - Bambu Ops Ltd.

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A handwritten signature in black ink that reads 'Huw Evans'.

Huw Evans
Head of Democratic Services
Monday, 24 August 2020

Contact: Democratic Services – (01792) 636923

Agenda Item 3



Report of the Divisional Licensing Officer

Statutory Licensing Sub Committee - 1 September 2020

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

1. **Premises: Bambu Beach Bar, 51-52 Wind Street, Swansea, SA1 1EJ**
2. **Applicant : Bambu Ops Ltd**
3. **Application For A New Premises Licence**
 - 3.1 An application for a new premises licence was received by this authority on the 6th July 2020. The applicant has applied for a premises licence to allow the following licensable activity to take place.
Live Music, Monday – Sunday 12.00 – 01.00
Recorded Music - Monday – Sunday 09.00 – 03.30
Performance of Dance – Monday – Sunday 09.00 – 03.00
Late Night Refreshment – Monday – Sunday 23.00 – 03.00
Supply of Alcohol – Monday – Sunday 09.00 – 03.00
Non standard Timings – One additional hour on Saturday and Sunday preceding a bank holiday, including Christmas Eve and Boxing Day.
 - 3.2 A copy of the application is attached at **Appendix A.**
 - 3.3 The Premises is situated in the middle of Wind Street, a location plan is attached at **Appendix B.**
4. **Background**
 - 4.1 The premises is situated on Wind Street in the City Centre. The premises currently has the benefit of a premises licence and trades to the above hours. The new application is to include a change in layout to the premises as the current operation found that the venue had a number of pinch points and that the terrace areas of the premises on

the 1st and 2nd floor were more popular than the ground floor of the premises. The applicant also submitted a change to the original plans submitted for the 1st floor during the consultation period and you can find the amended plans attached at Appendix A.

- 4.2 The Council has adopted a special policy on cumulative impact for premises situated within the Wind Street area (The Special Policy). The Special Policy is stated at section 6 of the Authority's Statement of Licensing Policy (the Policy) which can be found at the following link.

<https://www.swansea.gov.uk/article/4280/Statement-of-licensing-policy>

- 4.3 Members will note that the Special Policy was last reviewed as part of the review of the Policy undertaken in 2018. Updated evidence on the recorded levels of crime and disorder for the Special Policy areas including Wind St was received from South Wales Police and the evidence supported the retention of the existing Special Policy without amendment.

- 4.4 The application received has been considered against the exceptions outlined in 6.22 of the Special Policy however this application falls outside of the exemptions

- 4.5 Members will note that where relevant representations are made the licensing authority must determine the application in line with 6.23 & 6.24 of the Special Policy where refusal will normally be the case unless the applicant is able to demonstrate that the application will not add to the existing cumulative impact.

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
- (ii) Prevention of Public Nuisance
- (iii) Protection of Children from Harm

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

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

6. Relevant Representations

6.1 Responsible Authorities

a) South Wales Police

A representation has been received from South Wales Police on the basis that there is a Special Policy in place for the location of the premises. The Police representation makes reference to the proposed increase in customer capacity at the venue and the probable increase in cumulative impact on the area of Wind Street. They have stated that should the venue's existing capacity remain unchanged, the Police would not object to the application subject to the necessary conditions included in the representation being agreed. The representation is 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

No representations

7. Policy Considerations

- 7.1 In considering this application Members should have regard to the Policy reviewed in July 2018. A link to the policy is provided in paragraph 4.2 above and has previously been circulated to Members.

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 April 2018 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

A link to the Guidance can be found at:

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705588/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf

- 8.2 In particular paragraphs 14.20 – 14.48 of the Guidance refers to the effect of cumulative impact.

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 above. As this is an application for a premises licence located within the Special Policy area of Wind Street and a relevant representation has been received paragraph 6.24 of the Special Policy applies which states as follows :-

6.24 Where relevant representations are made, a Licensing Sub Committee of the Authority will hear those representations and determine the application. For applications that fall within the requirements of the special policy, refusal will normally be the case UNLESS the applicant can demonstrate in their operating schedule that the application will not add to the existing cumulative impact on one or more of the licensing objectives and that the Authority would therefore be justified in departing from the special policy in the light of the individual circumstances of the case. The Licensing Authority expects applications for premises within the Cumulative Impact Area to be exceptional. The authority does not consider that premises that are well managed and fully compliant with all licensing conditions and

relevant legislation to be exceptional. This is expected of all licensed premises.

- 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, Cabinet report 17th May 2018
& Council report 26th July 2018

Contact Officer: Bethan Walker

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 Bambu Ops Ltd

(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 Bambu Beach Bar 51-52 Wind Street			
Post town	Swansea	Postcode	SA1 1EJ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 84,000.00

Part 2 - Applicant details

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

- | | | | |
|-----|--|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| i | as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii | as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii | as an unincorporated association or | <input type="checkbox"/> | 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 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					
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)

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 postal 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 Bambu Ops Ltd
Address 8 Axis Court, Mallard Way, Riverside Business Park, Swansea, SA7 0AJ
Registered number (where applicable) 09577285

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

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

<p>Please give a general description of the premises (please read guidance note 1) City centre bar with provision to supply late night refreshment</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)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- 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"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed			<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)		
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			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed					
Thur			<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)		
Fri					
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			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
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	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Wed					
Thur			<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)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	12:00	01:00			
Tue	12:00	01:00			
			State any seasonal variations for the performance of live music (please read guidance note 5)		
Wed	12:00	01:00			
Thur	12:00	01:00			
			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 (please read guidance note 6) One additional hour on a Saturday and Sunday preceding a bank holiday including Christmas Eve and Boxing Day		
Fri	12:00	01:00			
Sat	12:00	01:00			
Sun	12:00	01:00			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	09:00	03:30			
Tue	09:00	03:30			
Wed	09:00	03:30			
			State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	09:00	03:30			
Fri	09:00	03:30			
			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 (please read guidance note 6)		
Sat	09:00	03:30			
			One additional hour on a Saturday and Sunday preceding a bank holiday including Christmas Eve and Boxing Day		
Sun	09:00	03:30			

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 checked="" 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	09:00	03:00			
Tue	09:00	03:00			
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Wed	09:00	03:00			
Thur	09:00	03:00			
			<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) One additional hour on a Saturday and Sunday preceding a bank holiday including Christmas Eve and Boxing Day		
Fri	09:00	03:00			
Sat	09:00	03:00			
Sun	09:00	03:00			

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					
Fri			<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)		
Sat					
Sun					
			<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)		

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 checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	23:00	03:00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	23:00	03:00			
Wed	23:00	03:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	23:00	03:00			
Fri	23:00	03:00	<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) One additional hour on a Saturday and Sunday preceding a bank holiday including Christmas Eve and Boxing Day		
Sat	23:00	03:00			
Sun	23:00	03:00			

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 type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	09:00	03:00			
Tue	09:00	03:00			
Wed	09:00	03:00			
Thur	09:00	03:00			
Fri	09:00	03:00			
Sat	09:00	03:00			
Sun	09:00	03:00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) One additional hour on a Saturday and Sunday preceding a bank holiday including Christmas Eve and Boxing Day		

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 Liam Ashleigh Davies
Issuing licensing authority (if known) Swansea Council

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).

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
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) One additional hour on a Saturday and Sunday preceding a bank holiday including Christmas Eve and Boxing Day</p>
Mon	09:00	03:30	
Tue	09:00	03:30	
Wed	09:00	03:30	
Thur	09:00	03:30	
Fri	09:00	03:30	
Sat	09:00	03:30	
Sun	09:00	03:30	

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)

The Council's cumulative impact/special saturation policy affects this application in that the premises falls within the relevant areas defined within the policy which has been adopted by the Council. The applicant understands that the effect of the special policy is that there is a presumption against granting any application for a premises licence that is likely to add to the cumulative impact.

The operating schedule which forms part of this application describes the measures which the applicant will take to mitigate any such impact.

The applicant holds a premises licence in respect of the subject premises. This application for a new premises licence is made subject to and with the benefit of the protection of the measures which by condition the applicant is required to take in accordance with the existing premises licence to mitigate any impact in relation to the special policy and in order to promote the licensing objectives.

In due course and once the full benefit of the beneficial use of the new licence if granted is taken up the applicant will surrender the existing licence.

The reasons why the applicant contends that this application should be an exception to the special policy are as follows: -

1. For the reasons stated above.
2. The applicant reasonably expects that its clientele will be patrons who already use the Wind Street area and in the main patrons who already use the subject premises under the terms and conditions and consents contained within the existing premises licence. In consequence from that perspective there will be no increased cumulative impact as such persons are already in the area using the facilities in Wind Street and using the facilities of the subject premises.

It is the intention of the applicant to offer its patrons, who are anticipated to be its existing patronage and existing Wind Street customers, facilities which are improved in terms of comfort and safety when compared with the existing licensed layout under the existing premises licence. Far from having a negative impact upon the promotion of the licensing objectives this will have a positive impact in relation to such promotion.

The applicant's management team are experienced and well respected operators of licensed premises in Wind Street. Based upon their experience they do not expect or anticipate that any additional people will be attracted to use of the existing licensed facilities within the special policy area as a result of this application being granted. The applicant reasonably considers that the prospect of attracting additional people into the Wind Street area over and above those who are already using the facilities in the Wind Street area is very limited.

The trading hours and proposed licensed/regulated activities are identical to those within the existing premises licence and it has been the applicant's experience to date that the gradual arrival and gradual departure of patrons to and from the premises over the period of its main trading hours promotes the licensing objectives.

The applicant therefore considers that it is unlikely that the grant of this licence will add to the cumulative impact upon the licensing objectives.

The premises will remain open for 30 minutes beyond the terminal hour for the provision of food and drink and licensable activities to enable clientele at the premises to continue to use the toilet facilities and to leave the premises and the area in an orderly manner.

b) The prevention of crime and disorder

1. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises, fire exits all areas where the public have access and any external drinking areas. Equipment must be maintained in good working order, the system must continually record whilst the premises is open for licensable activities and during all times when customers remain at the premises. Recordings must be correctly timed and date stamped, recordings must be kept in date order, numbered sequentially and kept for a period of 31 days and handed to a Police Officer/Local Authority Officer on demand. The Premises Licence Holder must ensure that at all times a Designated Premises Supervisor (DPS) or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format either disc or VHS to a Police Officer/Local Authority Officer on demand. The Recording equipment and tapes/discs shall be kept in a secure environment under the control of the DPS or other responsible named individual. An operational daily log report must be maintained, endorsed by signature, indicating the system has been checked and is compliant. In the event of any failings the actions taken are to be recorded. In the event of technical failure of the CCTV equipment, the Premises Licence holder/DPS must report the failure to the Police/Local Authority.

2. Suitable non glass receptacles only, are to be used at the premises on days considered to be major event days in the area subject to the qualification below. Such days are to be notified to the designated premises supervisor in writing at least 14 days prior to the event or with the agreement of Pub and Club Watch. The requirement on major event days as to suitable non glass receptacles will be disapplied in relation to bottles of unmixed spirits or champagne only, and only when served to the table by waiter/waitress service only. In such circumstances there is to be at least one SIA registered door supervisor on duty within close proximity to the table at which the bottle is served. The disapplication of the requirement in relation to non glass receptacles shall further apply in relation to parties at pre booked tables. Once the bottle which had contained the unmixed spirit or champagne is empty it is to be returned to the bar servery by waiter/waitress for disposal. Once a party of patrons leaves their pre booked table then the bottle, whether empty or full, is to be immediately returned to the bar servery by waiter/waitress. The management are to keep a record of prebooked tables for the purpose of this condition and are to make sure such records are available for inspection by a police or licensing officer upon request. Patrons seated at pre booked tables that have been served with a bottle of unmixed spirit or champagne are to be monitored by members of staff so as to ensure that no individual is considered to be unfit to consume alcohol. The premises is to operate a refunds policy so that if a part consumed bottle of unmixed spirit is returned to the premises by patrons then a suitable refund is to be made to such patrons in relation to such part of the alcohol which has not been consumed.

3. Other than for off sales in sealed containers no glassware or glass bottles to be taken outside the building by patrons of the premises.

4. Door staff to be employed when regulated entertainment is provided at a ratio of 1 supervisor per 100 customers
5. A register of door supervisors (Safer Swansea Partnership Register or like detailed bound numerical register) to be maintained at all times at the premises. Such register to include the name, registration number, contact details of the member of door staff along with the date, time on duty and time off duty. Full details of the agency supplying the staff to be endorsed and the register to be available for inspection on request by an Authorised officer.
6. Signs to be prominently displayed at the entrance to the premises, within the toilet facilities and at key strategic points within public access areas. Signs to state that drug use is unacceptable and that the venue operates a drug search policy as a condition of entry reserving the right to search customers under this provision.
7. Premises to actively participate in regular initiatives to target drug misuse at the venue to include full co-operation with South Wales Police led drug itemiser and drug search operations.
8. A drug safe to be present in the premises
9. Managers/supervisors of premises to attend and fully participate in the City Centre Pub and Club Watch scheme.
10. Premises to actively participate in the city centre Nitenet radio communication scheme. Participation to specifically include a member of staff responsible for signing on the system, monitoring, responding to transmissions, making transmissions when incidents arise to alert other premises using the system and signing off. This participation to take place at all times the premises is open to customers and trading.
11. Premises to actively participate in the city centre exclusion order scheme.

c) Public safety

12. An incident book (Safer Swansea Partnership Incident Book or like detailed bound numerical register) to be maintained at all times to record any incidents of note.
13. A 30 minute drinking up time on top of the last permitted sale of alcohol to allow customers to use the toilet facilities and disperse from the premises.
14. Other than for off sales in sealed containers no drinks are permitted to leave the licensed area as shown on the deposited plans
15. Premises shall have an adequate system of counting persons in and out to ensure that the customer levels in all areas do not exceed any agreed limit.
16. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.
NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.

17. Adequate and appropriate supply of first aid equipment and materials is available on the premises

d) The prevention of public nuisance

18. Prior to the beneficial use of the premises a sound insulation scheme designated by a competent acoustic consultant to contain noise within the cartilage of the premises shall be submitted for approval by the Pollution Control Division of the Environment Department, City & County of Swansea. Once approved, in writing, the sound insulation scheme shall be installed and properly maintained.

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

20. 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.

21. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.

22. External area to be regularly supervised by staff from premises when in use.

e) The protection of children from harm

23. A Challenge 21 proof of age scheme, shall be operated at the premises where the only acceptable forms of identification shall bear their photograph, date of birth and a holographic mark.

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

25. Premises to keep up to date records available for inspection of staff training in respect of age related sales.

26. Notices shall be clearly displayed in the premises to emphasis to customers the prohibition on providing sales of alcohol to persons under the age of eighteen years.

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 (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 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).•• 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, if appropriate (please see note 15)
--------------------	--

Signature	
Date	3/7/2020
Capacity	Solicitor

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.

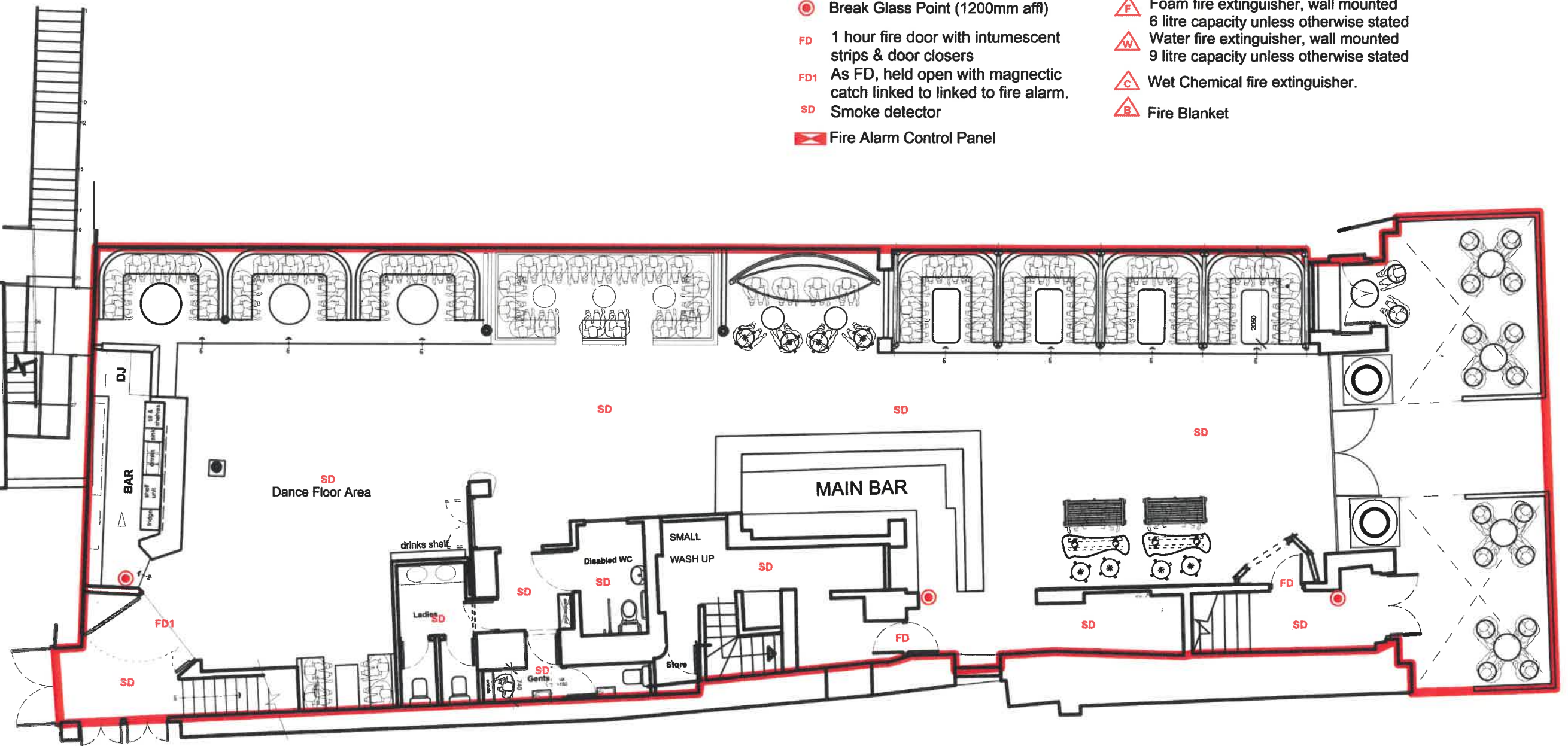
Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Mr W T Parry Parry & Co Solicitors 37 Walter Road			
Post town	Swansea	Postcode	SA1 5NW
Telephone number (if any)	01792 470037		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) bill@wparry.co.uk			

Swansea Council is the data controller for the personal information you provide on this form. We are collecting this information as part of our obligation under **Licensing Act 2003**. Your information will be used to help us fulfil our legal obligation and will not be used for any other purpose. We will not share your data with third parties unless we are required or permitted to do so by law.

Data protection law describes the legal basis for our processing your data as necessary for compliance with a legal obligation. For further information about how Swansea Council uses your personal data, including your rights as a data subject, please see our corporate **privacy notice** on our website (www.swansea.gov.uk/privacynotice).

- ⊙ Break Glass Point (1200mm affl)
- FD 1 hour fire door with intumescent strips & door closers
- FD1 As FD, held open with magnetic catch linked to fire alarm.
- SD Smoke detector
- 🔴 Fire Alarm Control Panel
- △ F Foam fire extinguisher, wall mounted 6 litre capacity unless otherwise stated
- △ W Water fire extinguisher, wall mounted 9 litre capacity unless otherwise stated
- △ C Wet Chemical fire extinguisher.
- △ B Fire Blanket



— Extent of Licensed Premises

Notes:

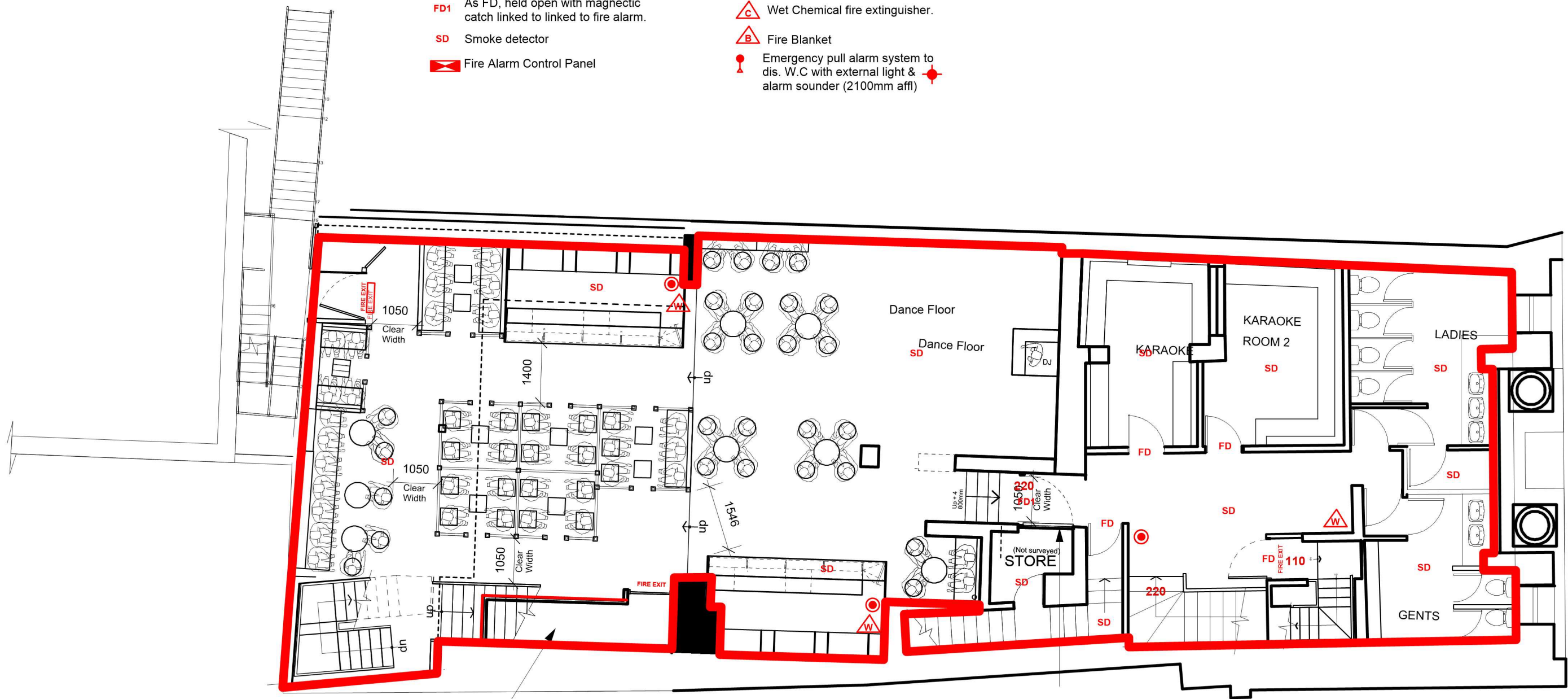
Licensed Activities may take place anywhere within the red line
 Locations of fire safety and other equipment are indicative only and may change following a fire risk assessment or on the advice of the fire officer
 Any detail not required by regulations is indicative only and subject to change without notice

01 GF Floor Licensing Plan scale 1:100 @ A3



<p>speake design interior architecture & design</p> <p>tel: 0777 585 1350, email: simonpeake@hotmail.com</p>	notes:	rev:	date:	description:	client: Creative HG	scale: 1:100 @ A3	date: 08/06/20	Figured dimensions are to be followed in preference to dimensions scaled from drawings. All dimensions are to be checked on site by contractors and said dimensions are to be their responsibility. Drawing errors and omissions to be reported to the designer. Contractors to con form to all current Building and Planning Regulations and liaise with relevent Local Authority Departments. This drawing is copyright of Speake Design. There is no inferred copyright. Copyright is reserved by them. The drawing is issued on condition that it is not copied or disclosed by or any unauthorized persons without prior consent in writing of - Speake Design.
					project: Bambu	drawing no: BAM AB 12	rev:	
					title: GF Floor Licensing Plan	drawn by: SP		

- ⊙ Break Glass Point (1200mm affl)
- FD 1/2 hour fire door with intumescent strips & door closers
- FD1 As FD, held open with magnetic catch linked to fire alarm.
- SD Smoke detector
- 🚒 Fire Alarm Control Panel
- 🔥 Foam fire extinguisher, wall mounted 6 litre capacity unless otherwise stated
- 💧 Water fire extinguisher, wall mounted 9 litre capacity unless otherwise stated
- 🧴 Wet Chemical fire extinguisher.
- 🧯 Fire Blanket
- 🚨 Emergency pull alarm system to dis. W.C with external light & alarm sounder (2100mm affl)



Protected means of escape
(walls & ceiling to be 30min fire rated)

— Extent of Licensed Premises

02 **1st Floor Licensing Plan** scale 1:100 @ A3

Notes:

Licensed Activities may take place anywhere within the red line
 Locations of fire safety and other equipment are indicative only and may change following a fire risk assessment or on the advice of the fire officer
 Any detail not required by regulations is indicative only and subject to change without notice

notes:	rev:	date:	description:

client:	Creative HG
project:	Bambu
title:	1st Floor Licensing Plan

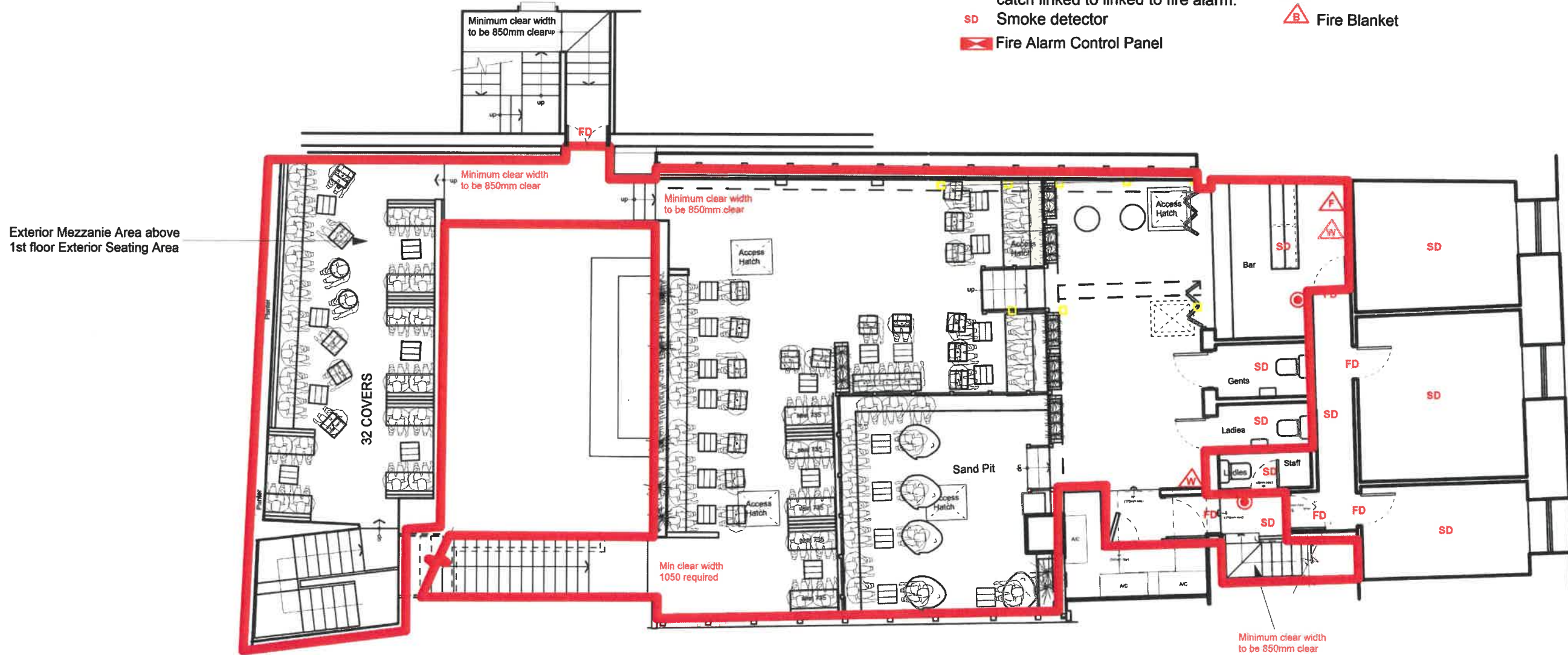
scale:	1:100 @ A3	date:	08/06/20
drawing no:	BAM AB 13	rev:	LIC A
drawn by:	SP		

Figured dimensions are to be followed in preference to dimensions scaled from drawings. All dimensions are to be checked on site by contractors and said dimensions are to be their responsibility. Drawing errors and omissions to be reported to the designer.

Contractors to conform to all current Building and Planning Regulations and liaise with relevant Local Authority Departments.

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- ⊙ Break Glass Point (1200mm affl)
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- 🔴 Fire Alarm Control Panel
- 🔴 F Foam fire extinguisher, wall mounted 6 litre capacity unless otherwise stated
- 🔴 W Water fire extinguisher, wall mounted 9 litre capacity unless otherwise stated
- 🔴 C Wet Chemical fire extinguisher.
- 🔴 B Fire Blanket



Second Floor GA Plan scale 1:100 @ A3

2nd Floor Licensing Plan scale 1:100 @ A3



— Extent of Licensed Premises

Notes:

Licensed Activities may take place anywhere within the red line
 Locations of fire safety and other equipment are indicative only and may change following a fire risk assessment or on the advice of the fire officer
 Any detail not required by regulations is indicative only and subject to change without notice

speake design
interior architecture & design

tel: 0777 585 1350, email: simonpeake@hotmail.com

notes:	rev:	date:	description:

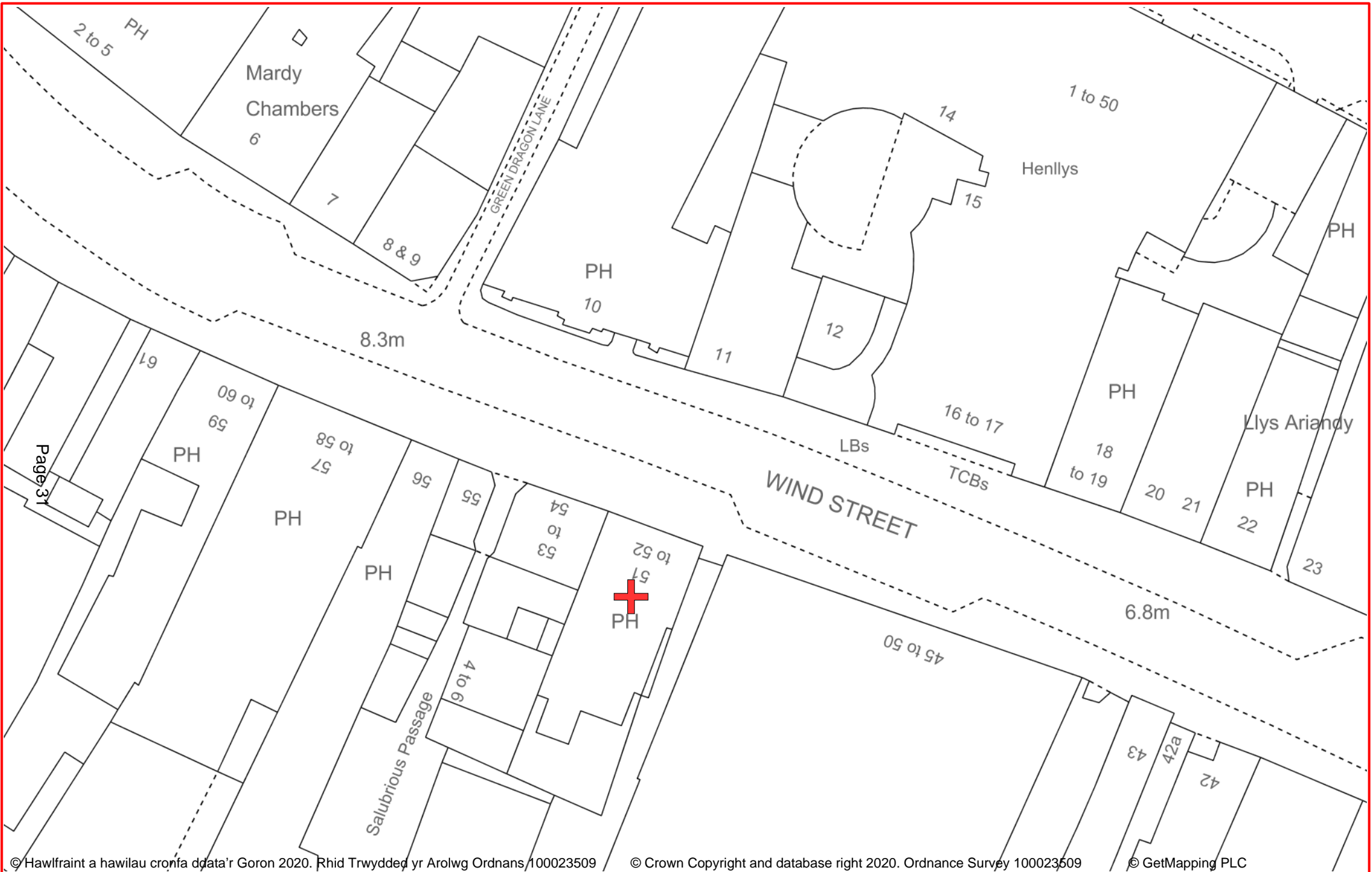
client:	Creative HG
project:	Bambu
title:	2nd Floor Licensing Plan

scale:	1:100 @ A3	date:	08/06/20
drawing no:	BAM AB 14	rev:	
drawn by:	SP		

Figured dimensions are to be followed in preference to dimensions scaled from drawings. All dimensions are to be checked on site by contractors and said dimensions are to be their responsibility. Drawing errors and omissions to be reported to the designer.

Contractors to con form to all current Building and Planning Regulations and liaise with relevent Local Authority Departments.

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© GetMapping PLC



Cyngor **Abertawe**
Swansea Council

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

New Premises Licence application
Bambu Beach Bar
51-52 Wind Street, Swansea,

Appendix B

Scale: 1:500
Date: 18/08/2020
Created by: bethan.walker

APPENDIX C

Conditions consistent with the Operating Schedule.

1. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises, fire exits all areas where the public have access and any external drinking area's. Equipment must be maintained in good working order, the system must continually record whilst the premises is open for licensable activities and during all times when customers remain at the premises. Recordings must be correctly timed and date stamped, recordings must be kept in date order, numbered sequentially and kept for a period of 31 days and handed to a Police Officer/Local Authority Officer on demand. The Premises Licence Holder must ensure that at all times a Designated Premises Supervisor (DPS) or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format either disc or VHS to a Police Officer/Local Authority Officer on demand. The Recording equipment and tapes/discs shall be kept in a secure environment under the control of the DPS or other responsible named individual. An operational daily log report must be maintained, endorsed by signature, indicating the system has been checked and is compliant. In the event of any failings the actions taken are to be recorded. In the event of technical failure of the CCTV equipment, the Premises Licence holder/DPS must report the failure to the Police/Local Authority.

2. Suitable non glass receptacles only, are to be used at the premises on days considered to be major event days in the area subject to the qualification below. Such days are to be notified to the designated premises supervisor in writing at least 14 days prior to the event or with the agreement of Pub and Club Watch. The requirement on major event days as to suitable non glass receptacles will be disapplied in relation to bottles of unmixed spirits or champagne only, and only when served to the table by waiter/waitress service only. In such circumstances there is to be at least one SIA registered door supervisor on duty within close proximity to the table at which the bottle is served. The disapplication of the requirement in relation to non glass receptacles shall further apply in relation to parties at pre booked tables. Once the bottle which had contained the unmixed spirit or champagne is empty it is to be returned to the bar servery by waiter/waitress for disposal. Once a party of patrons leaves their pre booked table then the bottle, whether empty or full, is to be immediately returned to the bar servery by waiter/waitress. The management are to keep a record of prebooked tables for the purpose of this condition and are to make sure such records are available for inspection by a police or licensing officer upon request. Patrons seated at pre booked tables that have been served with a bottle of unmixed spirit or champagne are to be monitored by members of staff so as to ensure that no individual is considered to be unfit to consume alcohol. The premises is to operate a refunds policy so that if a part consumed bottle of unmixed spirit is returned to the premises by patrons then a suitable refund is to be made to such patrons in relation to such part of the alcohol which has not been consumed.

3. Other than for off sales in sealed containers no glassware or glass bottles to be taken outside the building by patrons of the premises.

4. Door staff to be employed when regulated entertainment is provided at a ratio of 1 supervisor per 100 customers
5. A register of door supervisors (Safer Swansea Partnership Register or like detailed bound numerical register) to be maintained at all times at the premises. Such register to include the name, registration number, contact details of the member of door staff along with the date, time on duty and time off duty. Full details of the agency supplying the staff to be endorsed and the register to be available for inspection on request by an Authorised officer.
6. Signs to be prominently displayed at the entrance to the premises, within the toilet facilities and at key strategic points within public access areas. Signs to state that drug use is unacceptable and that the venue operates a drug search policy as a condition of entry reserving the right to search customers under this provision.
7. Premises to actively participate in regular initiatives to target drug misuse at the venue to include full co-operation with South Wales Police led drug itemiser and drug search operations.
8. A drug safe to be present in the premises
9. Managers/supervisors of premises to attend and fully participate in the City Centre Pub and Club Watch scheme.
10. Premises to actively participate in the city centre Nitenet radio communication scheme. Participation to specifically include a member of staff responsible for signing on the system, monitoring, responding to transmissions, making transmissions when incidents arise to alert other premises using the system and signing off. This participation to take place at all times the premises is open to customers and trading.
11. Premises to actively participate in the city centre exclusion order scheme.
12. An incident book (Safer Swansea Partnership Incident Book or like detailed bound numerical register) to be maintained at all times to record any incidents of note.
13. A 30 minute drinking up time on top of the last permitted sale of alcohol to allow customers to use the toilet facilities and disperse from the premises.
14. Other than for off sales in sealed containers no drinks are permitted to leave the licensed area as shown on the deposited plans
15. Premises shall have an adequate system of counting persons in and out to ensure that the customer levels in all areas do not exceed the agreed limit.
16. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.

NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.

17. Adequate and appropriate supply of first aid equipment and materials is available on the premises

18. Prior to the beneficial use of the premises a sound insulation scheme designated by a competent acoustic consultant to contain noise within the cartilage of the premises shall be submitted for approval by the Pollution Control Division of the Environment Department, City & County of Swansea. Once approved, in writing, the sound insulation scheme shall be installed and properly maintained.

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

20. 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.

21. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.

22. External area to be regularly supervised by staff from premises when in use.

23. A Challenge 21 proof of age scheme, shall be operated at the premises where the only acceptable forms of identification shall bear their photograph, date of birth and a holographic mark.

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

25. Premises to keep up to date records available for inspection of staff training in respect of age related sales.

26. Notices shall be clearly displayed in the premises to emphasis to customers the prohibition on providing sales of alcohol to persons under the age of eighteen years.



Appendix D

PC Jon Hancock
Police Licensing Officer
Swansea Central Police Station
Grove Place
Swansea
SA1 5EA

Jonathan.Hancock@south-wales.police.uk

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

1st August 2020

**Police Observations to an application for a premises licence
under the Licensing Act 2003.**

I am in receipt of an application for a new premises licence relating to the below mentioned premises

Premises: Bambu
51-52 Wind Street
Swansea
SA1 1EJ

Mae Heddlu De Cymru yn croesawu derbyn gohebiaeth yn Gymraeg a Saesneg. South Wales Police welcomes receiving correspondence in Welsh and English.
Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd Any correspondence received in Welsh will be answered in Welsh and corresponding
gohebu yn Gymraeg yn arwain at oedi. in Welsh will not lead to a delay in responding.

The application has been made by Bambu Ops Ltd, 8 Axis Court, Mallard Way,
Riverside Business Park, Swansea, SA7 0AJ.
Prif Gwnstabl, Matt Jones, OPM, MA(Oxon)MSc, Chief Constable

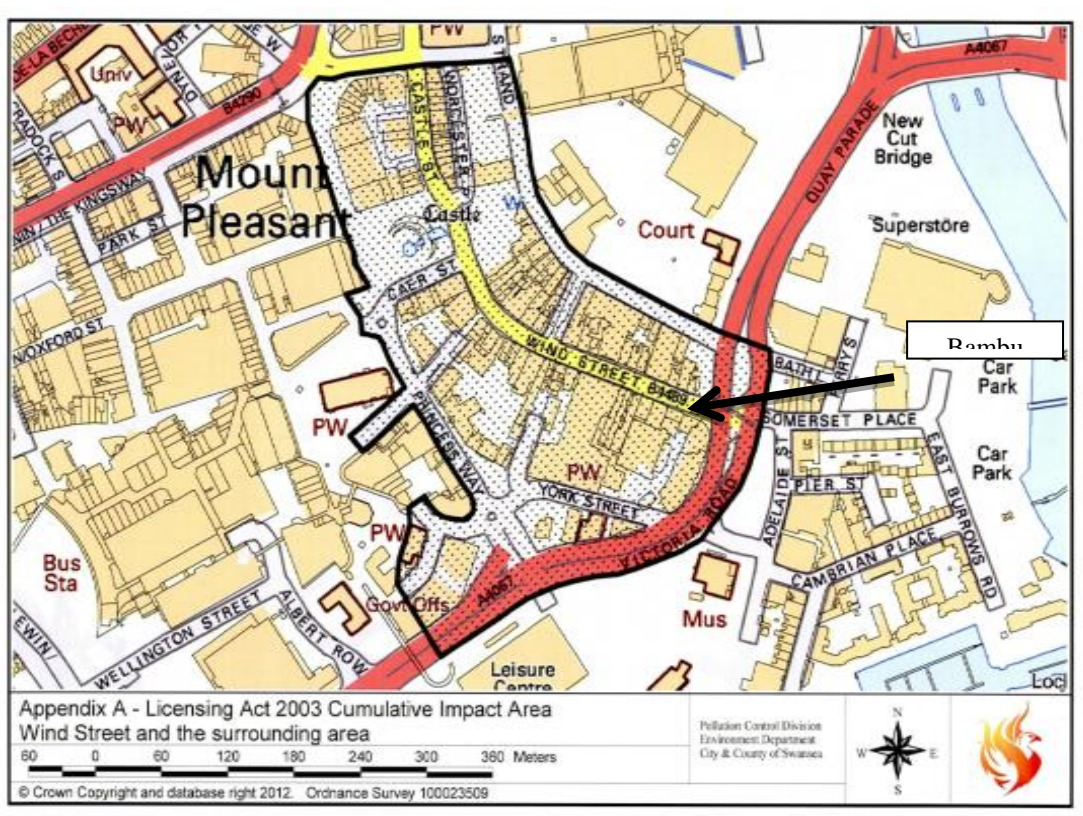
Having considered the application on behalf of South Wales Police, I can confirm that the Chief Constable wishes to make significant representations as to why the application should not be granted in its proposed form. Detailed representations, supported by evidence are made on the grounds that the granting of the licence in its current form will undermine the promotion of the key licensing objectives namely the Prevention of Crime and Disorder, Public Safety and the Prevention of Public Nuisance.

This property is situated on Wind Street, Swansea in the centre of the Evening and Night Time Economy. The building consists of a three floors, a ground floor with large bar area, a 1st floor with two proposed bars along with existing karaoke rooms and a third floor outdoor mezzaine area.

The current Swansea City Council Statement of Policy came in to effect in July 2013 and was reviewed on the 26th January 2017. Paragraph 6.19 of the document refers to Cumulative Impact Special Saturation Policy for three specific areas

- Wind Street and the surrounding area
- The Kingsway and the surrounding area
- High Street and College Street

This property falls within the Wind Street zone which formulates the Swansea City Centre Cumulative Zone as depicted below



Under paragraph 6.20 the Special Policies for Cumulative Impact were introduced because the authority was satisfied that it was appropriate and necessary to adopt of the aforementioned policy due to the number of premises licensed to supply alcohol for consumption on and off the premises in these streets, along with the incidence of crime, disorder and public nuisance attributable to customers of such premises.

Paragraph 6.22 states the effect of the Special Policy is that in respect of premises located in this area, there is a presumption against granting any application for a premises licence, club premises certificate or a variation that is likely to add to the

existing cumulative impact unless the applicant can clearly demonstrate otherwise. This presumption is only relevant to applications which trigger a relevant representation from a Responsible Authority or Other Person referring to one or more of the licensing objectives which gave rise to the Special Policy being introduced.

It is acknowledged that this premises is already open and trading utilising it's existing premises licence and should this application be successful, then the existing application will be surrendered. It is also acknowledged that the application seeks to make changes to the internal layout of the ground floor area to place additional toilets within the premises to help alleviate internal queuing problems and improve the safety and operation of the premises and these amendments are welcomed. This application does not seek to increase any of the current operating hours as outlined below

	Late Night Refreshment	Live Music	Recorded Music	Supply of Alcohol	Opening Hours
Monday	2300-0300	1200-0100	0900-0330	0900-0300	0900-0330
Tuesday	2300-0300	1200-0100	0900-0330	0900-0300	0900-0330
Wednesday	2300-0300	1200-0100	0900-0330	0900-0300	0900-0330
Thursday	2300-0300	1200-0100	0900-0330	0900-0300	0900-0330
Friday	2300-0300	1200-0100	0900-0330	0900-0300	0900-0330
Saturday	2300-0300	1200-0100	0900-0330	0900-0300	0900-0330
Sunday	2300-0300	1200-0100	0900-0330	0900-0300	0900-0330

The application does not outline whether there is an intention to increase the capacity of the premises under this new premises application. Should the capacity for the existing venue remain unchanged, and based on the fact that there is no proposed increase in operating hours, then it is accepted that this premises will not lead to an increase in cumulative impact as it will be a "like for like" replacement and therefore the council's cumulative impact policy is not applicable in these circumstances, and South Wales Police does not seek to object to the application in its entirety. If there is to be a proposed increase in capacity, then South Wales Police as a Responsible Authority, hereby submits representations that to grant this application would cause the Authority to depart from the Special Policy and have a negative impact on crime, disorder, public safety, and public nuisance in this area.

I draw your attention to Guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003. Paragraph 1.4 of the Guidance stated the promotion of the statutory objectives is a paramount consideration at all times. Section 17 of the Crime and Disorder Act 1998 requires both Police and Local Authorities in the exercising of their functions to have due regard to the likely effect upon crime and disorder in its area and to do all they can to reasonably prevent crime and disorder. In addition, the Act created a statutory partnership between local authorities, the police and other key partners to work together in reducing crime and disorder in all aspects of their work.

The below South Wales Police data shows the levels of all types of crime and violent crime between 11pm to 6am between 2016 and 2019 on Wind Street and surrounding streets. Figures for 2020 have not been included due the Coronavirus pandemic and lockdown procedures that have been in place since 23rd March 2020 including limitations on travel and the closure of licensed premises.

All Crime Occurrences

All crime							
2016	MON/TUES	TUE/WEDS	WEDS/THURS	THURS/FRI	FRI/SAT	SAT/SUN	SUN/MON
18:00 - 18:59	3	3		2	1	4	6
19:00 - 19:59	1	2	1	3		9	2
20:00 - 20:59	2	4		1	3	2	4
21:00 - 21:59		1		2	1	9	7
22:00 - 22:59		3	12	4	16	10	5
23:00 - 23:59	6	7	19	6	14	48	12
00:00 - 00:59	4	9	27	12	37	56	10
01:00 - 01:59	4	4	33	6	33	73	15
02:00 - 02:59	4	4	32	8	19	49	9
03:00 - 03:59	6	2	20	5	10	18	4
04:00 - 04:59	3		7	3	4	4	1
05:00 - 05:59			2		3	1	

Total crime 2016: 776

All crime							
2017	MON/TUES	TUE/WEDS	WEDS/THURS	THURS/FRI	FRI/SAT	SAT/SUN	SUN/MON
18:00 - 18:59	4	5	2			2	1
19:00 - 19:59		2	4	2	7	2	2
20:00 - 20:59	1	1	5	3	3	6	4
21:00 - 21:59	4		1	2	4	6	6
22:00 - 22:59	4	2	4	2	10	20	4
23:00 - 23:59	5	3	16	2	14	25	5
00:00 - 00:59	1	9	30	11	31	38	11
01:00 - 01:59	4	4	27	6	37	55	8
02:00 - 02:59	3	4	28	6	23	44	10
03:00 - 03:59	1	3	26	1	9	26	4
04:00 - 04:59		1	4	2	5	8	1
05:00 - 05:59			3	2		2	1

Total crime 2017: 684

Page 38

All crime							
2018	MON/TUES	TUE/WEDS	WEDS/THURS	THURS/FRI	FRI/SAT	SAT/SUN	SUN/MON
18:00 - 18:59	2	2	1	4	3	4	4
19:00 - 19:59	2		3	1	6	3	5
20:00 - 20:59	2	1	1	5	4	5	2
21:00 - 21:59	1	1	3	5	2	12	6
22:00 - 22:59	1	5	2	3	9	16	2
23:00 - 23:59		2	20	4	12	27	3
00:00 - 00:59	3	8	11	8	18	39	7
01:00 - 01:59	3	5	39	7	17	53	11
02:00 - 02:59	3	7	34	2	19	50	11
03:00 - 03:59			14	2	17	27	7
04:00 - 04:59	1		9	2	6	2	1
05:00 - 05:59			2			2	1

Total crime 2018: 644

All crime							
2019	MON/TUES	TUE/WEDS	WEDS/THURS	THURS/FRI	FRI/SAT	SAT/SUN	SUN/MON
18:00 - 18:59	3			6	4	8	6
19:00 - 19:59	2	2	7	6	6	3	5
20:00 - 20:59	7	3	4	3		6	11
21:00 - 21:59	4	6	3	2	6	9	6
22:00 - 22:59	3	2	6	1	6	11	4
23:00 - 23:59	5	2	5	2	10	15	6
00:00 - 00:59	5	1	16	3	16	29	10
01:00 - 01:59	4	2	22	10	19	30	5
02:00 - 02:59	4	3	21	8	18	36	8
03:00 - 03:59	5	1	13	1	13	23	11
04:00 - 04:59	2			2	1	7	
05:00 - 05:59	2		1			6	

Total crime 2019: 564

Source - South Wales Police Niche Record Management System. Occurrences obtained from Wind Street, Little Wind Street, Green Dragon Lane, The Strand, St Marys Street, Salubrious Passage/Place and Caer Street

Violent crime Occurrences

Violent crime							
2016	MON/TUES	TUE/WEDS	WEDS/THURS	THURS/FRI	FRI/SAT	SAT/SUN	SUN/MON
18:00 - 18:59	2	1		2		1	2
19:00 - 19:59		1		1		1	1
20:00 - 20:59					3		1
21:00 - 21:59						2	3
22:00 - 22:59		1	1		2	3	1
23:00 - 23:59		1	4		2	17	9
00:00 - 00:59	2	3	10	4	13	21	4
01:00 - 01:59	2	1	12	2	17	42	8
02:00 - 02:59	1	3	15	4	6	27	5
03:00 - 03:59	1		9	2	5	13	4
04:00 - 04:59	1		4	1	1	2	1
05:00 - 05:59			2		1	1	

Total violent crime 2016: 312

Violent crime							
2017	MON/TUES	TUE/WEDS	WEDS/THURS	THURS/FRI	FRI/SAT	SAT/SUN	SUN/MON
18:00 - 18:59		2				2	1
19:00 - 19:59		1	3		4	2	1
20:00 - 20:59			1			3	1
21:00 - 21:59	2			1	2	1	1
22:00 - 22:59			1		6	10	3
23:00 - 23:59	1	2	2		4	10	2
00:00 - 00:59		4	14	2	10	17	2
01:00 - 01:59	2	2	11	3	17	28	6
02:00 - 02:59	3	2	14	4	6	12	7
03:00 - 03:59	1		15		3	12	3
04:00 - 04:59		1	3		4	4	1
05:00 - 05:59			1	1			

Total violent crime 2017: 284

Violent crime							
2018	MON/TUES	TUE/WEDS	WEDS/THURS	THURS/FRI	FRI/SAT	SAT/SUN	SUN/MON
18:00 - 18:59	1	1	1	1	1	1	1
19:00 - 19:59			1		2	1	2
20:00 - 20:59	1	1		2	2	1	
21:00 - 21:59	1			1	1	3	2
22:00 - 22:59	1	1		2	3	4	1
23:00 - 23:59			9	1	3	8	2
00:00 - 00:59		3	5	2	3	19	2
01:00 - 01:59	2		10	3	5	21	4
02:00 - 02:59	2	2	6		5	23	8
03:00 - 03:59			6	1	6	14	1
04:00 - 04:59	1		6		2	1	1
05:00 - 05:59						2	1

Total violent crime 2018: 230

Violent crime							
2019	MON/TUES	TUE/WEDS	WEDS/THURS	THURS/FRI	FRI/SAT	SAT/SUN	SUN/MON
18:00 - 18:59	1			3	1	1	1
19:00 - 19:59	1	1	2		2	1	4
20:00 - 20:59	1	1	1	3		3	3
21:00 - 21:59	1	4	2	2	1	2	2
22:00 - 22:59	2	1	1			5	3
23:00 - 23:59		1	2	1	2	6	2
00:00 - 00:59	2		6	1	11	13	3
01:00 - 01:59	2	2	14	2	10	19	2
02:00 - 02:59	2	2	13	4	9	14	6
03:00 - 03:59	4		4	1	3	14	5
04:00 - 04:59	2					4	
05:00 - 05:59						3	

Total violent crime 2019: 246

Source - South Wales Police Niche Record Management System. Occurrences obtained from Wind Street, Little Wind Street, Green Dragon Lane, The Strand, St Marys Street, Salubrious Passage/Place and Caer Street

The police data highlights that despite a substantial police commitment to the evening and night time economy, figures show that all levels of crime, including violent crime are significant and the red highlighted areas show the peak times between midnight and 4am and the busiest days being Wednesday, Friday and Saturday. Any increase to the cumulative impact will have the potential to increase these figures still further.

In order to police the Evening and Night Time Economy, South Wales Police utilise a specific policing operation on Wind Street, Little Wind Street and surrounding streets, called 'Swansea After Dark' which is implemented every Wednesday, Friday, Saturday, and identified busy event days. The operation consists of officers who are abstracted from sectors across both Swansea and Neath Port Talbot between 1800hrs and 0600hrs, along with additional officers from across the division which are taken away from their communities and their primary roles. This has a substantial impact on the policing of communities in Swansea and Neath/Port Talbot, and in financial terms costs in excess £500,000 to resource.

Swansea has recently been successful in achieving a Purple Flag renewal which promotes a vibrant, diverse and safe evening and night time economy. This was achieved through excellent work with partner agencies in conjunction with licensed premises. The Swansea Help point was identified as a fundamental element of the ENTE and was created to help reduce night time economy admissions to local accident and emergency departments and treats approximately 1000 patients a year. The Help point is located within the Strand, and consists of a qualified nurse, paramedics, St John Ambulance volunteers, Street Pastors, South Wales Police officers and student volunteers. The Help Point which operates between 10pm and 5am is funded through the Police and Crime Commissioner, the local Health board, and Wales Ambulance Service and is in place to offer a safe and substantial medical facility to treat people visiting the ENTE. The Help point costs approximately £1000 a night to operate and opens on a Wednesday, Saturday and identified event days. The number of late night venues encourage later drinking and increased intoxication, and this provides additional pressures on the Help Point, thus having further cost and resource implications for all agencies concerned.

Between 2018 and 2019 (no data for 2020 due to Coronavirus pandemic) Bambu has experienced the following number of incidents (source SWP Niche Record Management System). The figures highlight that the premises has experienced a concerning increase in violence.

	2018	2019
Alcohol related incident	2	3
Violence	5	10
Theft	6	1

The applicant has submitted an extensive operating schedule however there are areas of concern and areas that need some adjustment or refocussing in order to put in place conditions suitable for this premises should the committee be of the opinion to grant this application.

The applicant has submitted a door staff condition which is inadequate based on the location and layout of the premises and operating hours submitted. Section 2.2 of the 1982 guidance refers to the use of door staff to be “appropriate to ensure that people who are drunk, drug dealers or people carrying firearms (or more relevant to Swansea knives or weapons) do not enter the premises”. Door staff are also required to ensure the safe capacity of the venue. This application seeks operating hours daily of 0330hrs, along with additional hours on Saturdays and Sundays before bank holidays, and over the Christmas period. This premises is located within the busiest area of the Evening and Night Time Economy and more specifically within the busiest area of Wind Street. If this application is granted in its current form the premises will be one of the latest venues within the City and the condition of door staff with 1 per the first 100 customers does not satisfy the crime and disorder and public safety licensing objective. One member of door staff working on their own cannot effectively manage the safety of the premises over three floors with 100 customers inside as outlined under 2.7 of the guidance where licence holders have a responsibility to ensure the safety of those using their premises.

As a result the following condition is suggested

- A minimum of (2) SIA licensed door supervisors shall be on duty at the premises from 2100hrs whilst it is open for business. At all other times door supervisors shall be used when a requirement is identified by the licence holders written risk assessment. Consideration will be given to the nature of the event, public holidays and days considered to be major event days in the City Centre.

(Please note that the number of door supervisors should be dependant on the type of business you run, the crowd profile, and certain events that you run as a premises.) see table

Members of the Public Present	Number of door Supervisors
1 - 100	2
100 - 250	3
250 - 500	4
500 - 750	5
750 - 1,000	6
1,000 - 1,250	9
1,250 - 1,500	10
1,500 - 2,000	12

In excess of 2,000 - at least 12 and such other stewards as may be required either by the Chief Fire Officer or the Council.

The application contains a plan for an external area at the front of the premises. In order for this external area to be safe and managed correctly and to prevent public nuisance the following conditions are requested

- There shall be no outside drinking at the premises other than by customers seated within an area covered by a pavement cafe licence.
- Any external areas to be clearly identified and enclosed by use of a barrier method

Due to the number of residents in the locality, in an attempt to minimise noise disruption, even when all customers have left the premises the following condition is requested

- No glass, including bottles, shall be moved, removed or placed in outside areas between 2300 hours and 0800 hours.

South Wales Police feel that their approach is a fair and proportionate response. South Wales Police data clearly shows the challenges that the Night Time Economy faces in relation to crime and disorder and public safety. It is felt that this application in its current form does not adequately demonstrate how its operation will not add to the cumulative impact and the subsequent effect on crime and disorder and public safety.

South Wales Police, being a Responsible Authority, hereby submits the above representations that to grant this application in its current form would cause the Authority to depart from the Special Policy and have a negative impact on crime, disorder, public safety, and public nuisance in this area.

I urge the Licensing Committee to support South Wales Police in our representations.

This report is respectfully submitted for your information and consideration,

Yours sincerely,



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