



## 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, 25 May 2021

**Time:** 10.00 am

**Chair:** Councillor Penny Matthews

**Membership:**

Councillors: P Lloyd and C L Philpott

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### Agenda

Page No.

1 Apologies for Absence.

2 Disclosures of Personal and Prejudicial Interests.  
[www.swansea.gov.uk/disclosuresofinterests](http://www.swansea.gov.uk/disclosuresofinterests)

3 Licensing Act 2003 - Section 17 Application for a Premises  
Licence - Ponderosa, 626 Mumbles Road, Mumbles, Swansea.

1 - 45

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

**Huw Evans**  
**Head of Democratic Services**  
**Tuesday, 18 May 2021**

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**Contact: Democratic Services - Tel: (01792) 636923**

# Agenda Item 3



**Report of the Licensing, Food and Safety Manager  
To the Statutory Licensing Sub Committee  
25<sup>th</sup> May 2021**

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

- 1. Premises: Ponderosa, 626 Mumbles Road, Mumbles, Swansea, SA3 4EA**
- 2. Applicant : Mr Daniel Evans**
- 3. Application For A New Premises Licence**

- 3.1** An application for a new premises licence was received by this authority on the 19<sup>th</sup> March 2021. The applicant has applied to allow the following licensable activities to take place.

**Supply of Alcohol on and off premises – Monday to Sunday  
10:00hrs to 00:00hrs**

**Late night refreshment – Monday to Sunday 23:00 – 00:00hrs;**

The venue is set on the Mumbles Road and is one floor on two levels. The premises has a capacity of 48 persons.

- 3.2** A copy of the application is attached at **Appendix A**. Initially the last date for representations was 16<sup>th</sup> April but this was extended to 28<sup>th</sup> April due to an administration error in the advertising, and subsequently advertised accordingly.
- 3.3** The Premises is situated on the main road which runs from the roundabout at the bottom of Newton Road to Limeslade Bay. Mumbles Road, from the junction of Newton Road onto Limeslade consists of numerous businesses with a few residential properties, however there are predominantly residential properties in the streets off Mumbles Road.

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

#### **4. Background**

- 4.1** The premises had a premises licence until March 2021 which was granted in 2011 in the name of The Kitchen Table. That premises licence lapsed in 2021. The Kitchen Table was food led and the licensable hours were as follows -

**Exhibition of Films**

(Indoors)

Monday to Sunday 1800 hours to 2230 hours

**Performance of Live Music**

(Indoors)

Monday to Saturday 1830 hours to 2300 hours

Sunday 1400 hours to 2100 hours

**Playback of Recorded Music**

(Indoors)

Monday to Saturday 0900 hours to 2300 hours

Sunday 1000 hours to 2130 hours

**Supply of Alcohol**

(On the premises)

Monday to Saturday 1100 hours to 2300 hours

Sunday 1100 hours to 2200 hours

Due to the Deregulation of Regulated Entertainment Both Live and Recorded music would now have been permitted on this licence from Monday to Sunday 0800hrs to 2300hrs

#### **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.

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**  
No representations
- 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.
- j) **Other Persons**  
Stephen Rees; John Rees; Evelyn Rees – Joint representation - **Appendix D1**  
Kathleen Phillips - **Appendix D2**  
Lynda Venn - **Appendix D3**  
L A Hannington – **Appendix D4**  
Richard Lewis - **Appendix D5**  
Edward Matthews - **Appendix D6**  
Robert Hurst - **Appendix D7**  
Sarah Gooding - **Appendix D8**  
Jess Lewis - **Appendix D9**  
John Weaver - **Appendix D10**  
Jason French-Williams - **Appendix D11**  
Jamie Smith - **Appendix D12**

## 7. Policy Considerations

- 7.1 In considering this application Members should have regard to the current Statement of Licensing Policy. A link to the policy is provided below.

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

## 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](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)

## 9. Determination of the Application

9. 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:	Charles Gabe
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** Daniel Evans  
 (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**

THE PONDEROSA 262 MUMBLES ROAD MUMBLES			
<b>Post town</b>	SWANSEA	<b>Postcode</b>	SA3 4EA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 10,750

**Part 2 - Applicant details**

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

- 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)	
<b>Surname</b> EVANS			<b>First names</b> DANIEL		
<b>Date of</b> [REDACTED]		I am 18 years old or over <input checked="" type="checkbox"/> Please tick yes <input type="checkbox"/>			
<b>Nationality</b>					
Current residential address if different from premises address		[REDACTED]			
Post town	SWANSEA			Postcode	[REDACTED]
<b>Daytime contact telephone number</b>		[REDACTED]			
<b>E-mail address (optional)</b>		[REDACTED]			
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)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over Please <input type="checkbox"/> tick yes			
<b>Nationality</b>					
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			
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(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	04 2 0 2 1

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

DD	MM	YYYY

The premises is a small coffee shop and restaurant in the village of Mumbles. Providing coffees, cakes and meals. The premises has also had a premises license which lapsed very recently due to insolvency of personal licence holder

The venue is set on the Mumbles Road and is one floor on two levels.

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

N/A
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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)  x

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

**In all cases complete boxes K, L and M**

**A**

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
Sat					
Sun					

C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b>Please give further details</b> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 5)
Wed			
Thur			<b>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</b> (please read guidance note 6)
Fri			
Sat			
Sun			

D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
Sat					
Sun					

E

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
Sat					
Sun					

F

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
Sat					
Sun					



**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
Sat					
Sun					

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> 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	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
Thur					
Fri			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)		
Sat			<b><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></b> (please read guidance note 6)		
Sun					

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon	23.00	00.00			
Tue	23.00	00.00	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)		
Wed	23.00	00.00			
Thur	23.00	00.00	<b><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></b> (please read guidance note 6)		
Fri	23.00	00.00			
Sat	23.00	00.00			
Sun	23.00	00.00			

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (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	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)			
Mon	10.00	00.00				
Tue	10.00	00.00				
Wed	10.00	00.00				
Thur	10.00	00.00				<b>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</b> (please read guidance note 6)
Fri	10.00	00.00				
Sat	10.00	00.00				
Sun	10.00	00.00				

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

Name	Daniel Evans
Date of birth	████████
Address	████████████████████ ████████████████████
Postcode	████████
Personal licence number (if known)	SJ050166
Issuing licensing authority (if known)	CITY AND COUNTY OF SWANSEA

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

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	08.00	00.30	<b>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</b> (please read guidance note 6)
Tue	08.00	00.30	
Wed	08.00	00.30	
Thur	08.00	00.30	
Fri	08.00	00.30	
Sat	08.00	00.30	
Sun	08.00	00.30	

**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)**

ALL MANDATORY CONDITIONS

Type text here

**b) The prevention of crime and disorder**

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.

SIA licensed door supervisors shall be employed on occasions when a requirement is identified by the licence holders written risk assessment. Consideration will be given to large sporting events which are displayed on screens within the venue, public holidays and days considered to be major event days in the city.

A detailed bound numerical register of door supervisors 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

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.

An incident recording book, bound in numerical order, shall be maintained at the premises showing details of the date and time of all assaults, injuries, accidents or ejections, as well as details of the members of staff involved, the nature of the incident and the action/outcome. The book must be kept available for inspection by the Police and authorised officers of the Licensing Authority.

The consumption of soft or alcoholic drinks purchased at the premises is prohibited on the highway outside the premises

**c) Public safety**

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**d) The prevention of public nuisance**

Loudspeakers shall not be located in the entrance lobby or outside the premises building.
All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
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.
A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents in the vicinity.
There shall be no striptease or nudity.
No rubbish, including bottles, shall be moved, removed or placed in outside areas between 2300 hours and 0800 hours.

The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.

**e) Public safety**

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**f) The prevention of public nuisance**

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The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.



**g) The protection of children from harm**

<p>A Challenge 25 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.</p>
<p></p>
<p>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.</p>
<p>Premises to keep up to date records available for inspection of staff training in respect of age related sales.</p>

**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. X

[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.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• 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).</li> </ul>
	<ul style="list-style-type: none"> <li>• 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)</li> </ul>
Signature	<i>Daniel Evans</i>
Date	09/03/2021
Capacity	INDIVIDUAL

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

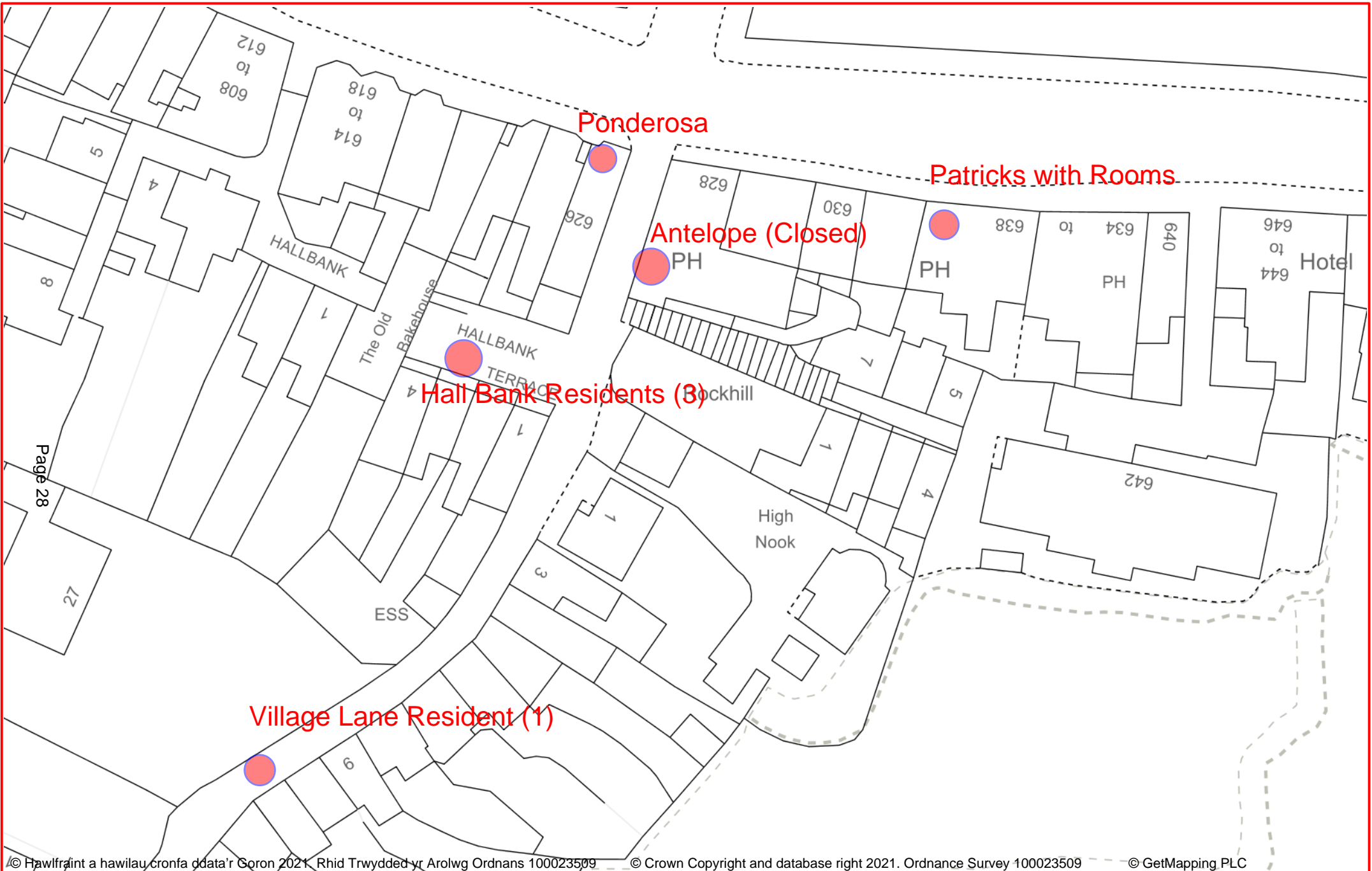
Signature	
Date	
Capacity	

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

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.

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Cyngor **Abertawe**  
**Swansea** Council

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

Ponderosa Premises Licence Application

Scale: 1:500  
Date: 29/04/2021  
Created by: Charles.Gabe

## Conditions offered by applicant for 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 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 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. SIA licensed door supervisors shall be employed on occasions when a requirement is identified by the licence holders written risk assessment. Consideration will be given to large sporting events which are displayed on screens within the venue, public holidays and days considered to be major event days in the city.
3. A detailed bound numerical register of door supervisors 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
4. 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.
5. An incident recording book, bound in numerical order, shall be maintained at the premises showing details of the date and time of all assaults, injuries, accidents or ejections, as well as details of the members of staff involved, the nature of the incident and the action/outcome. The book must be kept available for inspection by the Police and authorised officers of the Licensing Authority.
6. The consumption of soft or alcoholic drinks purchased at the premises is prohibited on the highway outside the premises
7. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
8. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.

9. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
10. 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.
11. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents in the vicinity.
12. There shall be no striptease or nudity.
13. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 2300 hours and 0800 hours.
14. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
15. A Challenge 25 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.
16. 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.
17. Premises to keep up to date records available for inspection of staff training in respect of age related sales.

Representation from Stephen Rees on behalf of  
 Stephen Rees  
 John Rees  
 Evelyn Rees

Objection to licence application for the  
 Ponderosa wine bar, 628 Mumbles Road.

My brother and I jointly own no 2 Hallbank Terrace, which is my mother's home. She is 93 and not in good health but enjoys living quietly in a residential area which is part of the Mumbles conservation area and the Village Lane character area.

We have examined and object to the licence application. With regard to the application document we note that :-

- Part 3 appears to show that the applicant intends to provide live and recorded music but boxes E and F have not been completed. For the avoidance of doubt we assume that music is proposed. However, the premises are too small for live music and any music would be a nuisance for neighbouring properties
- Box I indicates that late night refreshment would be supplied indoors and outdoors, but there is no outside space available other than the highway.
- Box M indicates reliance on CCTV, but its use is primarily involved after an incident has taken place. Door supervision should be specified rather than relying on the licence holder's assessment. Friday to Sunday nights, school holidays and the summer period should be included.



- Box M d. Notices are of limited use, especially when alcohol has been consumed and on past experience, will be ignored.

Given the proximity to our property, bottles in particular should not be moved etc after 9 pm.

The storage bins should be kept in the rear storage area, not on the highway.

The previous owners ran the premises as a restaurant and did not cause any problems other than cooking smells.

A wine bar will attract a different customer and the consumption of alcohol will inevitably result in anti social behaviour particularly affecting the Hillbank Terrace, Rockhill and Village Lane residential area. The problems arising from the former Antelope Hotel resulted in many complaints and discussion with the Council and Police to establish effective control measures.

We do not want to see a return of the Merribles mile mentality. For example, since Elwyn's started take away alcohol sales recently we had people urinating on the steps in Rockhill in the middle of a Sunday afternoon.

We are concerned that granting the licence will result in nuisance and anti social behaviour including :-

- Noise and cooking smells for longer periods
- Street drinking and smoking

- Urination and vomiting on the highway, particularly Hallbank Terrace, Rockhull and Village Lane.
- Loud music
- Disorderly behaviour affecting residents returning home, particularly women and after dark.
- Obstruction of Village Lane by delivery vehicles.
- Use of the side door in Village Lane would be a traffic hazard for customers particularly when stepping outside having consumed alcohol.
- Storage of bins on the highway
- Litter in general

Fri 16/04/2021 20:43

kathleen phillips <[REDACTED]>

Dear Mr Gabe,

I am one of the residents of Hallbank Terrace.

I am very pleased to hear of a new business opening in the former Kitchen Table and I wish them well.

However, I wish to express my apprehension relating to the late license til 12 midnight. If it were up to 11pm, I feel that would be more acceptable, especially on a weekday.

The noise that customers could potentially make on leaving after midnight could be problematic, especially as I leave early for work.

Furthermore, the noise of bottles being put into the recycling bin after midnight, for example would be most unwelcome.

With the license stretching to midnight, I fear that anti social behavior could also potentially be an issue.

Thank you in advance for your understanding of this matter and trust these points can be taken into consideration.

Kind regards,

Kathleen

---

## Appendix D3

**From:** Lynda Venn <[REDACTED]>  
**Sent:** 14 April 2021 21:41  
**To:** Charles Gabe <[Charles.Gabe@swansea.gov.uk](mailto:Charles.Gabe@swansea.gov.uk)>  
**Subject:** Ponderosa Mumbles License Application

■ Hall Bank Terrace  
Mumbles  
Swansea  
SA£ 4DZ

Mr Gabe

I am writing to state my objection to the above premises current application for a license to remain open until 12 midnight.

I live in a residential property to the rear of the Ponderosa premises. For many years we suffered with the problems that the old Antelope Hotel brought through loud music and un-supervised customers both inside and outside of the public house.

The objection is to the time of the license finishing at 12 midnight. Which will mean customers leaving at least 30-40 minutes later, with the noise of "goodnight" echoing around. Then the staff clearing up and the sounds of bottles being deposited into the wheelie bins.

With the summer months close and open windows at night. Any noise late at night is not conducive to a good night sleep. Also a safety issue of customers possibly prowling around our terrace.

Under the current covid lockdown we have seen a rise in the number of people drinking on the green opposite, and on a recent Sunday afternoon my neighbour saw a man relieving himself against a wall at the junction of Village Lane and Rockhill. Again this is reminiscent of the Antelope days.

Surely 11.00pm is late enough in a residential area.

I have no objection to the new owners opening a business and am pleased that the property has been taken over and that in the current situation a new business is starting up.

Lynda Venn

---

High Nook  
Village Lane  
Mumbles  
Swansea  
SA34EB

City and County of Swansea  
Licencing Division  
Environmental Department  
Civic Centre  
Oystermouth Road  
Swansea  
SA1 3SN

Dear Sir

**Representation – Application for a Premises Licence under the Licensing Act 2003**  
**The Ponderosa, 626 Mumbles Road, Mumbles, Swansea SA34EA**

This representation is from a resident of a property within about 15 metres of the proposed licenced premises.

I oppose the application on the following grounds:

1. The late opening until 00:00hrs will make The Ponderosa attractive for those that wish to continue drinking after 2300 as most bars do not offer late opening. This may lead to many drinkers coming to the area late at night with some the worse for drink. The late drinkers are likely to find Village Lane, particularly the steps of Rockhill, attractive for drinking and smoking, including after closing, leading to noise, litter and behaviour nuisance for local residents who may feel that their safety is threatened by groups in the lane. In addition the essential bar closing time activities will be at and after 00:00hrs causing a nuisance to neighbours. Inevitably when the bar facilities are closed drinkers may use Village Lane as a toilet causing a health hazard.
2. The provision of an off-sales licence until 00:00hrs will attract hard drinkers particularly late at night who may have spent time earlier drinking in other establishments and may choose to use Village Lane to drink and smoke, including after closing, leading to noise, litter and behaviour nuisance for local residents who may feel that their safety is threatened by groups in the lane. Inevitably when the bar facilities are closed drinkers may use Village Lane as a toilet causing a health hazard.

Yours faithfully

LA Hannington  
High Nook  
Village Lane  
Mumbles  
Swansea  
SA34EB



**From:** Rich Lewis <[REDACTED]>  
**Sent:** 20 April 2021 16:46  
**To:** EVH Licensing <[EVH.Licensing@swansea.gov.uk](mailto:EVH.Licensing@swansea.gov.uk)>  
**Subject:** The Ponderosa, 636 Mumbles Road, Mumbles SA3 4EA

To whom it may concern,

I have noticed a licensing application for the above premises and would like to take the opportunity to say how encouraging it is to see these small local businesses in Mumbles. I already enjoy similar ventures along the sameness stretch such as Elwyn and can only offer my support for this one!

I very much look forward to the opening and I applaud the council's foresight to encourage such businesses.

Kind regards,

Richard Lewis  
[REDACTED]

West Cross  
[REDACTED]

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## Appendix D6

**From:** Edward Matthews <[REDACTED]>  
**Sent:** 20 April 2021 18:15  
**To:** EVH Licensing <[EVH.Licensing@swansea.gov.uk](mailto:EVH.Licensing@swansea.gov.uk)>  
**Subject:** The Ponderosa 626 Mumbles Road

Dear sirs

I would like to convey to you my full support for the Ponderosa Bar at 626 Mumbles road.

It's great to see that Mumbles is starting to flourish and great to see that independent drinking establishments are seen as a key feature to its continued success as both a tourists and locals destination.

Mumbles has always been a great place to visit and socialise and this bar can only benefit the current offerings.

Yours sincerely  
Edward Matthews  
Local resident

[REDACTED] Bishopston [REDACTED]

---

**From:** Rob Hurst <[REDACTED]>  
**Sent:** 20 April 2021 18:24  
**To:** EVH Licensing <[EVH.Licensing@swansea.gov.uk](mailto:EVH.Licensing@swansea.gov.uk)>  
**Subject:** The Ponderosa, Mumbles

Re: Proposed licence at The Ponderosa, 626 Mumbles Road, Mumbles Sa3 4AE.

I am delighted that this business venture is going ahead and I'm excited for Mumbles to have this business in its location and will definitely serve the community well. Good luck to Daniel with this venture as I know he has a professional and responsible outlook with his businesses.

Regards  
Robert Hurst  
West Cross resident  
07401 592829 [REDACTED]



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From: Sarah Gooding <[REDACTED]>  
Sent: 20 April 2021 19:36  
To: EVH Licensing <[EVH.Licensing@swansea.gov.uk](mailto:EVH.Licensing@swansea.gov.uk)>  
Subject: 626 Mumbles Road

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To whom it may concern

Having grown up in this area, I have witnessed Mumbles at its finest as well as during its grubby demise of bordered up establishments. It is clear to anyone of long standing that mumbles needs quality independent establishments such as the proposed Ponderosa Bar at 626 Mumbles Road to survive and thrive.

We are about to embark on challenging economic times. I applaud the entrepreneurship of a reputable and conscientious Bar owner to open a new business providing local employment and a desirable destination for local residents and tourists.

Yours sincerely,

Sarah Gooding

[REDACTED]

Wed 21/04/2021 17:05

To whom it may concern,

I wish to elaborate on my original support in respect of this application.

I am familiar with Daniel Evan's existing licensed establishments. As part of a local Bishopston running group, there have been a number of events organised to raise funds for the Welsh Air Ambulance, these events have often been held at The Hyst with full support of Daniel and his team.

Similarly, he has taken over the lease for The Valley in Bishopston. The previous landlady was well loved and respected by local residents. Mr Evans and his team have worked hard, during a very difficult period, to build a rapport with local residents and continue to serve local demand, with the same quality of service and encouraging patrons to be respectful of neighbouring residents.

I can state this as someone who has been residing at ■ Bishopston Road for the last 8 months, which is adjacent to The Valley.

In Mumbles there are many chain restaurants/bars, which are operating successfully and responsibly. I believe the same licensing arrangements should be granted to Mr Evans, a local and proven responsible businessman.

Kind regards,

Sarah Gooding

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## Appendix D9

**From:** Jess Lewis <[REDACTED]>  
**Sent:** 20 April 2021 21:21  
**To:** EVH Licensing <[EVH.Licensing@swansea.gov.uk](mailto:EVH.Licensing@swansea.gov.uk)>  
**Subject:** The Ponderosa, 626 Mumbles Road

Good Evening,

I'm writing to state how pleased I am about the potential of the premises licence at the above address.

I believe a bar of this sort in the area is extending the advertisement of Mumbles and stretching the appeal further along Mumbles instead of just the appeal of residents to Oyster Wharf and Newton Road.

Oyster Wharf is often very busy and in the current COVID-19 climate it can be intimidating and therefore alternative options in other areas of Mumbles such as The Ponderosa is very appealing to me.

I hope you consider and approve this licence for the improved development of Mumbles.

Kind Regards  
Jess

## Appendix D10

**From:** john weaver <[REDACTED]>  
**Sent:** 20 April 2021 17:13  
**To:** EVH Licensing <[EVH.Licensing@swansea.gov.uk](mailto:EVH.Licensing@swansea.gov.uk)>  
**Subject:** Re: The Ponderosa Mumbles

On Tue, 20 Apr 2021 at 17:09, john weaver <[REDACTED]> wrote:

Dear Sir/Madam

I would just like to stress an opinion of positivity that we will have a new small business in Mumbles .

Not only will this give people of the surrounding area more choice but also extra employment opportunities.

In my opinion the Ponderosa of Mumbles can only be a positive for the area .

Regards

John Weaver .

[REDACTED]

West Cross

[REDACTED]

**From:** Jason French-Williams <[REDACTED]>  
**Sent:** 20 April 2021 17:17  
**To:** EVH Licensing <[EVH.Licensing@swansea.gov.uk](mailto:EVH.Licensing@swansea.gov.uk)>  
**Subject:** Licence Application - The Ponderosa - 626 Mumbles Road

Dear Sirs

I write in relation to the above Licence application. I consider that this application would be an excellent addition to the licenced premises in Mumbles, especially given the difficulties that this industry has recently faced. I know the Applicant, and have been to other licenced premises he operates, which have been first class.

Regards  
Jason French-Williams  
Solicitor  
[REDACTED]  
Southgate  
[REDACTED]

---

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

From: Jamie Smith <[REDACTED]>  
Sent: 24 April 2021 18:03  
To: EVH Licensing <[EVH.Licensing@swansea.gov.uk](mailto:EVH.Licensing@swansea.gov.uk)>  
Cc: Jamie Smith <[REDACTED]>  
Subject: Re:

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Applicant: Daniel Evans  
Premises: The Ponderosa, 626 Mumbles Road, Mumbles, SA3 4EA

Dear Sir/Madam,

I am writing to you in support of the above individual's application with Swansea Council for a permit for The Ponderosa Bar in Mumbles. Mr Evans is an experienced landlord and manager having previously operated The Hyst. He will be successful in rejuvenating the immediate locality which is much need of economic stimulus.

Kind Regards  
Jamie Smith  
Sent from my iPhone

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