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WEDNESDAY, 21 APRIL 2021

TO: ALL MEMBERS OF THE LICENSING SUB COMMITTEE B

I HEREBY SUMMON YOU TO ATTEND A VIRTUAL MEETING OF **LICENSING SUB COMMITTEE B** WHICH WILL BE HELD AT **10.00 AM, ON WEDNESDAY, 28TH APRIL, 2021** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA

Wendy Walters

CHIEF EXECUTIVE

| | |
|---------------------------------|--|
| Democratic Officer: | Martin S. Davies |
| Telephone (direct line): | 01267 224059 |
| E-Mail: | MSDavies@carmarthenshire.gov.uk |

Wendy Walters Prif Weithredwr, *Chief Executive*,
Neuadd y Sir, Caerfyrddin. SA31 1JP
County Hall, Carmarthen. SA31 1JP

LICENSING SUB- COMMITTEE - B
7 MEMBERS

THREE MEMBERS OF THE SUB-COMMITTEE WILL PRESIDE OVER EACH APPLICATION. THE MEMBERS OF THE SUB-COMMITTEE WILL BE DRAWN FROM THE FOLLOWING SEVEN MEMBERS ON A ROTATIONAL BASIS AS REQUIRED.

- | | |
|--|----------------------------|
| 1. Councillor Tyssul Evans | (Plaid Cymru Group) |
| 2. Councillor Penny Edwards | (Labour Group) |
| 3. Councillor Irfon Jones (Chair) | (Independent Group) |
| 4. Councillor Andre McPherson | (Labour Group) |
| 5. Councillor Susan Phillips | (Plaid Cymru Group) |
| 6. Councillor Edward Thomas | (Independent Group) |
| 7. Councillor Eirwyn Williams | (Plaid Cymru Group) |

NOTE:

IN THE EVENT OF LESS THAN THREE OF THE ABOVE MEMBERS BEING UNABLE TO PRESIDE ON ANY APPLICATION, SUBSTITUTES WILL BE DRAWN FROM OTHER MEMBERS OF THE LICENSING COMMITTEE.

A G E N D A

- 1. DECLARATIONS OF PERSONAL INTEREST.**
- 2. APPLICATION FOR THE GRANT OF A PREMISES LICENCE - 5 - 48
KUBUS, 29 STATION ROAD, LLANELLI, SA15 1AW.**

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LICENSING SUB COMMITTEE 'B'

28/4/2021

APPLICATION FOR THE GRANT OF A PREMISES LICENCE. KUBUS, 29 STATION ROAD, LLANELLI, SA15 1AW

KEY DECISIONS REQUIRED:

The Sub Committee considers the application and all the representations and evidence that have been submitted and have regard to the Authority's Licensing Policy and National Guidance.

REASONS:

1) The committee is obliged to promote the licensing objectives which are: -

- The prevention of Crime and Disorder.
- Public Safety.
- The Prevention of Public Nuisance.
- The Protection of Children from Harm.

Relevant Scrutiny Committee Consulted NA
 Exec Board Decision Required NA
 Council Decision Required NA

Executive Board Member Portfolio Holder: Councillor P.M. Hughes (Environmental & Public Protection)

Directorate: Communities
 Name of Head of Service
 Mr Jonathan Morgan

Report Author
 Mrs Kirsten Smith

Designation:
 Head of Homes and Safer
 Communities

Licensing Officer

Tel No.
 E Mail Address:
 01554 899285
 jmorgan@carmarthenshire.gov.uk

01267 228801
 ksmith@carmarthenshire.gov.uk

**EXECUTIVE SUMMARY
LICENSING SUB COMMITTEE 'B'
28/04/2021**

**APPLICATION FOR THE GRANT OF A PREMISES LICENCE.
KUBUS, 29 STATION ROAD, LLANELLI, SA15 1AW**

To consider an application from Mr Aram Mahmood for a premises licence in respect of the above premises.

To allow:-

Supply of Alcohol, off the premises, Monday to Sunday 09:00-21:00.

Opening Hours, Monday to Sunday 09:00-21:00.

A copy of the original application is attached as Appendix **A**.

The Licensing Authority has made representations. These are attached as Appendix **B**.

Dyfed Powys Police have made representations. These are attached as Appendix **C**.

Other persons have made representations. These are attached as Appendix **D**.

The remaining Responsible Authorities have not made representations in respect of the application.

DETAILED REPORT ATTACHED?

NO

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: Mr Jonathan Morgan

Head of Homes and Safer Communities

| | | | | | | |
|--|---------------------|------------------------|--------------------|---------------------------------------|---|--------------------------------|
| Policy and Crime & Disorder NONE | Legal YES | Finance NONE | ICT NONE | Risk Management Issues NONE | Organisational Development NONE | Physical Assets NONE |
|--|---------------------|------------------------|--------------------|---------------------------------------|---|--------------------------------|

LEGAL: The legal implication of refusing the application is that the applicant may lodge an appeal.

CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below
Signed: Mr Jonathan Morgan
Head of Homes and Safer Communities

1. Local Member(s):

No local member involvement and therefore no consultation necessary.

2. Community / Town Council:

No Community / Town Council involvement and therefore no consultation necessary.

3. Relevant Partners:

The Responsible Authorities have been consulted regarding the application.

4. Staff Side Representatives and other Organisations:

There are no other organisations involved and therefore no consultation necessary.

Section 100D Local Government Act, 1972 – Access to Information List of Background Papers used in the preparation of this report:

THESE ARE DETAILED BELOW

| Title of Document | File Ref No. | Locations that the papers are available for public inspection |
|-------------------------------------|-----------------------------------|---|
| Application Form and File Contents. | Kubus, 29 Station Road, Llanelli. | Licensing Section, 3 Spilman Street, Carmarthen |
| Licensing Policy | | Licensing Section, 3 Spilman Street, Carmarthen |
| National Guidance | | Licensing Section, 3 Spilman Street, Carmarthen |

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Carmarthenshire County Council

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 Mr Aram Hussain Mahmood
(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 | | | |
| Kubus 29 Station Road | | | |
| Post town | Llanelli | Postcode | SA15 1AW |
| Telephone number at premises (if any) | | 07885 834 310 | |
| Non-domestic rateable value of premises | | £11,000 | |

Part 2 - Applicant details

- | | |
|---|---|
| Please state whether you are applying for a premises licence as | Please tick as appropriate |
| a) an individual or individuals * | <input checked="" type="checkbox"/> please complete section (A) |
| b) a person other than an individual * | |
| i as a limited company/limited liability partnership | <input 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) | <input type="checkbox"/> please complete section (B) |
| c) a recognised club | <input type="checkbox"/> please complete section (B) |
| d) a charity | <input type="checkbox"/> please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> please complete section (B) |
| f) a health service body | <input type="checkbox"/> please complete section (B) |

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

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

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a statutory function or
- a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

| | | | | | |
|--|------------------------------|-------------------------------|---------------------------------|-------------------------------------|-----------------|
| Mr <input checked="" type="checkbox"/> | Mrs <input type="checkbox"/> | Miss <input type="checkbox"/> | Ms <input type="checkbox"/> | Other Title (for example, Rev) | |
| Surname Mahmood | | | First names Aram Hussain | | |
| Date of birth: | | I am 18 years old or over | | <input checked="" type="checkbox"/> | Please tick yes |
| Nationality: British | | | | | |
| Current residential address if different from premises address | | | | | |
| Post town | Swansea | | | Postcode | |
| Daytime contact telephone number | | | 07885 834 310 | | |
| E-mail address (optional) | | kubusllanelli@yahoo.com | | | |

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 | | | | | |
| 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 |
| 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 | M | YYY |
| 2 | 3 | 032021 |

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

| | | |
|----|---|------|
| DD | M | YYYY |
| | | |

| |
|--|
| <p>Please give a general description of the premises (please read guidance note 1)</p> <p>Kubus is a general convenience grocery store situated on Station Road in a shopping area just outside the town centre. We understand the proposed Premises Licence Holder has been trading from the premises for the past 5 years trading from 9.00 until 21.00.</p> <p>The premises is situated just outside the Town Centre, inside a Cumulative Impact Zone in addition there is a recently implemented 3 year Public Space Protection Order that came into force on 1st October 2020.</p> <p>The applicant Mr Mahmood has traded from the premises for almost 5 years without the benefit of a Premises Licence. Mr Mahmood has experienced no anti-social behaviour issues or crime related incidents at the premises and has developed an excellent</p> |
|--|

business relationship with all his customers who live in the area. Mr Mahmood is asking to sell alcohol for consumption OFF the premises for the trading hours that he has undertaken over the years.

Please note that we have also submitted a written statement by email in support of our application.

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

B

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

C

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

D

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

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 type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | Please give further details here (please read guidance note 4) | | |
| Mon | | | | | |
| Tue | | | | | |
| Wed | | | State any seasonal variations for the playing of recorded music (please read guidance note 5) | | |
| Thur | | | | | |
| Fri | | | 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 | | | | | |
| Sun | | | | | |

G

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

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

I

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

J

| | | | | | | | | |
|--|-------|--------|--|------------------|-------------------------------------|---|--|--|
| Supply of alcohol Standard days and timings (please read guidance note 7) | | | Will the supply of alcohol be for consumption – please tick (please read guidance note 8) | On the premises | <input type="checkbox"/> | | | |
| | | | | Off the premises | <input checked="" type="checkbox"/> | | | |
| | | | | Both | <input type="checkbox"/> | | | |
| Day | Start | Finish | State any seasonal variations for the supply of alcohol (please read guidance note 5) | | | | | |
| Mon | 09.00 | 21.00 | | | | | | |
| Tue | 09.00 | 21.00 | | | | | | |
| Wed | 09.00 | 21.00 | | | | | | |
| Thur | 09.00 | 21.00 | | | | | | |
| Fri | 09.00 | 21.00 | | | | | | |
| Sat | 09.00 | 21.00 | | | | | | |
| Sun | 09.00 | 21.00 | | | | | | |
| | | | | | | 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) | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

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 Mr Amin Hussain Mahmood | |
| Date of birth: | Place of birth: <u>Malawi</u> Nationality: <u>British</u> |
| Address <u>44 Broomfield Court</u> Swansea | |
| Postcode | <u>SA1 2DAF</u> |
| Personal licence number (if known) BW1251 | |
| Issuing licensing authority (if known) Bassetlaw District 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).

None

L

| Hours premises are open to the public Standard days and timings (please read guidance note 7) | | | State any seasonal variations (please read guidance note 5) |
|--|-------|--------|---|
| Day | Start | Finish | |
| Mon | 09.00 | | 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 (please read guidance note 6) |
| | | 21.00 | |
| Tue | 09.00 | | |
| | | 21.00 | |
| Wed | 09.00 | | |
| | | 21.00 | |
| Thur | 09.00 | | |
| | | 21.00 | |
| Fri | 09.00 | | |
| | | 21.00 | |
| Sat | 09.00 | | |
| | | 21.00 | |
| Sun | 09.00 | | |
| | | 21.00 | |

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)

Please note that we have also submitted a written statement by email in support of our application.

1: CCTV

1.1 The premise is to operate an effective CCTV system that is to be maintained in good working order to the satisfaction of the Dyfed Powys Police and local Community Safety Officer at all times when the premises is open for business.

Signage warning customers of The CCTV system shall be in prominently displayed. The system will record whenever the premises is open for licensable activities and at least one hour before opening time and one hour beyond the closing time.

1.2 The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises at each exit and entrance point, at the point of sale and is compliant with the relevant provisions of the Data Protection Act 1998.

1.3 The location of cameras (to include the stock area) will be recorded on the plan attached to the licence. If any additional cameras are requested/advised by the police, they will be fitted within a reasonable time.

1.4 The recording medium (e.g. discs / tapes / hard drive etc.) and associated images are to be retained and securely stored for a minimum period of 31 days and are to be immediately made available to the Police Constable / Authorised Officer of the Licensing Authority upon request.

1.5 The Premises Licence Holder or Designated Premises Supervisor will provide the Police with the contact details of at least two members of staff (if any or other person(s) who are trained and familiar with the operation of the equipment so that, at the expense of the Premises Licence Holder, they are able to check that the equipment is operating properly and that they are able to provide copies of recorded data upon request and within no more than 12 hours from the time of the request.

1.6 A full check of the CCTV recordings will be made on a weekly basis to ensure that staff are to complying with all policies and legislation and prevention of 'proxy sales' by any staff. A CCTV log check sheet will also be completed on a weekly basis to record all elements of the CCTV system is maintained in good working order and recordings date and time stamped.

1.7 The Premises Licence holder / Designated Premises Supervisor must notify the Licensing Office or the Police on 101 in the event of CCTV breakdown or malfunction as soon as is reasonably practicable and in any event within 24hrs

b) The prevention of crime and disorder

As above plus

2.1 Roller shutters have been installed at the front of the premises

2.2 All alcohol including spirits will be 'stored and sold' behind the counter.

2.3 No beer or cider with an ABV of 6.5% or above will be stored or sold from the premises. Signage notifying customers will be displayed at the entrance to the premises and at the point of sale.

2.4 No single cans of beer, lager or cider will be sold from the premises. Signage will be displayed at the entrance to the premises and at the point of sale.

2.5 The premises will not store or sell any psychoactive substances known as 'legal highs', store or sell fireworks and knives of any size or description.

2.6 Details of the names, addresses and up-to-date contact details for the Premises Licence Holder, the Designated Premises Supervisor and any other Personal Licence Holders shall be maintained and kept on the premises in a secured place. This document will be found at the front of the Training manual and will be produced to a Police Constable or an Officer of the Local Authority.

2.7 The Designated Premises Supervisor, when present, and all members of staff shall ensure that all lawful instructions and /or directions given by the Police are complied with.

2.8 The Premises Licence Holder or Designated Premises Supervisor will ensure that he gives written authorisation to any staff/individuals whom they are authorising to sell alcohol in the shop. This authorisation will be maintained and made available upon request for Authorised Officers.

INCIDENT LOG

2.9 The premises is to maintain an incident book to record details of the following:-

- Any violence or anti-social behavior on or immediately outside the premises,
- Any other crime or criminal activity on the premises,
- Any call for police/ambulance assistance to the premises,

2.10 The log records will be made immediately available on request to an 'authorised person' (as defined by section 13 of the Licensing Act 2003), an authorised trading standards officer or the police and retained on the premises for

12 months.

2.11 Any staff employed at the premises will be provided with training before they sell alcohol and refresher training every 6 months thereafter. Training will include information on preventing the sale of alcohol to somebody who is drunk and Age Restricted Products.

2.12 A written record will be kept of all training carried out. This record must be kept on the premises and made available for inspection by a responsible authority.

2.13 The premises will follow the Portman Group Code of Practice during any drinks promotions held at the premises.

c) Public safety

A appropriate Fire Risk assessment will be conducted

d) The prevention of public nuisance

3.1 Prominent, clear and legible signage shall be displayed at the exits to the premises requesting the public to respect the needs of local residents and to leave the premises and the area quickly and quietly.

3.2 The Premises Licence holder / Designated Premises Supervisor will ensure that litter arising from people using the premises is cleared away daily.

3.3 The Premises Licence Holder will fix a waste bin outside the premises and empty this daily.

3.4 The Premises Licence Holder will ensure that no lighting or air conditioning units will cause any nuisance to another person.

3.5 There is a large trade lidded waste container at the rear of the premises. All trade waste will be removed under contract by a reputable waste collector

e) The protection of children from harm

4.1 The premises will operate a "Challenge 25" proof of age policy which will require any person who appears to be under the age of 25 to produce identification to prove they are 18 or over.

4.2 Only a passport, photo-card driving licence, Armed Forces ID cards or a proof of age card bearing the official "PASS" accreditation hologram should to be accepted as proof of age.

4.3 Prominent, clear and legible Challenge 25 signage shall also be displayed at

all entrances to the premises as well as at, at least one location behind any counter advertising the scheme operated.

4.4 The premises is to maintain a refusals book to record the details of incidents where a member of staff has refused to sell alcohol to a person suspected of being under the age of 18.

4.5 The Premises Licence holder / Designated Premises Supervisor or nominated representative shall regularly monitor the entries in the log, sign and date when checked. The book must be made available to a Police Constable / Authorised Officers of the Licensing Authority on request.

4.6 Any person who is authorised to sell alcohol at the premises will be provided with training before they sell alcohol and refresher training every 6 months thereafter. Training will include information on how to prevent underage sales acceptable forms of ID, (with a sample Carmarthenshire Validate UK) some Conflict Management, Age Restricted Products and any other relevant matters.

4.7 A written record will be kept of all training provided and this record will be kept on the premises for inspection by (as defined by section 13 of the licensing act 2003) or an authorised trading standards officer the local authority/council on demand.

4.8 No person under the age of 18 will be employed to work at the premises.

4.9 Alcohol refusals policies will be displayed at the entrance of the premises, the point of display and the point of sale.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. X
- I have enclosed the plan of the premises. X
- I have sent copies of this application and the plan to responsible authorities and others where applicable. *Electronic application*
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. X
- I understand that I must now advertise my application. X
- 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). X

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.**

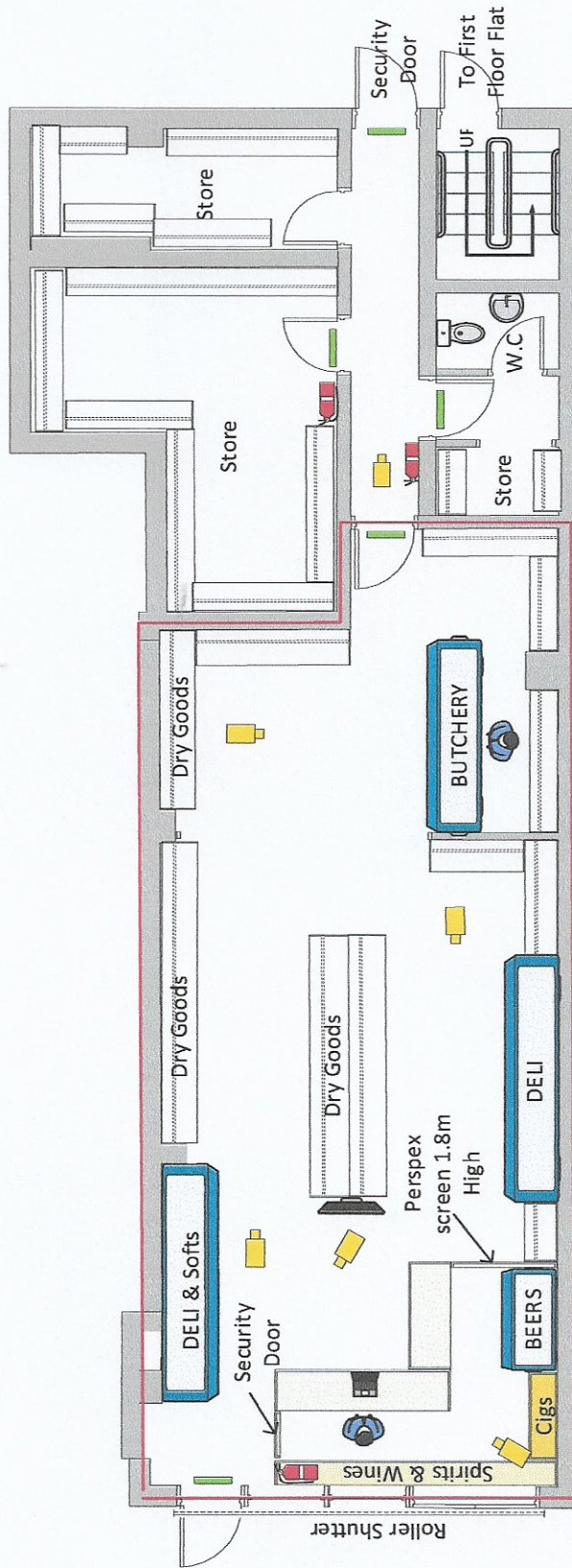
| | |
|--------------------|--|
| Declaration | <ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live 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 | <i>J. Clarke</i> |
| Date | 22 nd February 2021 |
| Capacity | Agent on behalf of the applicant |

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

| | |
|-----------|--|
| Signature | |
| Date | |
| Capacity | |

| | | | |
|--|---------------|----------|----------|
| Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) June Clarke JMC Licensing Consultants 540 Antrim Road | | | |
| Post town | Belfast | Postcode | BT15 5GJ |
| Telephone number (if any) | 07834 529 712 | | |

| | | | |
|---------------|-----------------|-----------|-----------------|
| LEGEND | Smoke Detector | Fire Bell | Fire Exit |
| Camera | Fire Ext. Water | Monitor | Licensable Area |



| | | | | | | | |
|-------------------------|---|-------------------------|--------------------------|-------------------------|--|--------------|--------------|
| Planning Purpose | PREMISES LICENCE APPLICATION | Name of Premises | Kubus Mimi Market | Premises Address | 29 Station road LLanelli SA15 1AW | SCALE | 1-100 |
| Drawing Details | <p>The purpose of this drawing is for the submission of a Premises Licence Application. All Measurements have been drawn in millimeters. This drawing is not to be used for the intention of any building, shop fitting or construction purposes.</p> | | | | | | |

**Statement to support the application for a new Premises Licence
Kubus, 29 Station Road, Llanelli, SA15 1AW**

Prior to submission of this application, we conducted intensive studies of the following documents and policies against the 4 Licensing Objectives.

This statement and the Operating Schedule has been 'mapped' as stated in 5.4 of the SOLP, (Statement of Licensing Policy). **The text in bold has been extracted from the SOLP.**

S5.1 of the Carmarthenshire County Council SOLP, the following statement demonstrates how this application substantiates how the applicant is going to support the 4 Licensing Objectives.

- 1: Carmarthenshire County Council SOLP (Statement of Licensing Policy 2016)
- 2: The Revised Guidance issued under S182 of the Licensing Act, (as per s5.10 SOLP)
- 3: The four Licensing Objectives
- 4: The Public Spaces Protection Order (Llanelli 1st October 2020)
- 5: The Licensing Act 2003
- 6: The Portman Group Code of Practice on the naming, packaging and the promotion of Alcoholic drinks : 6th edition
- 7: Age Restricted Products and Services Framework [2014] Code of Practice
- 8: The Equality Act 2010
- 9: Lacors guidance
- 10: The local crime map and figures on 'police.uk'
- 11: Local history and newspapers

S5.2

a) The scope and nature of the licensable activities to be carried out

The premise is a general grocery store with one main retail area situated in the ground floor. The premises will sell general groceries and services to the public. The application is for the sale of alcohol for consumption OFF the premises. Please note this is not going to be an 'Off-Licence'. Alcohol will only be a small % of the floorspace as all the alcohol is located behind the counter.

b) The duration of such activities

The sale of alcohol from 09.00 until 21.00 for consumption OFF the premise.

c) The nature and location of the premises in which the activities are to take place

(this may include reference to beer gardens, smoking shelters or any other open areas forming part of the premises, or used by the premises for the carrying on of licensable activities and/or consumption of alcohol).

The nature of the premise is a general grocery store, located in a main road in Llanelli just outside the town centre. Alcohol will be for consumption OFF the premises.

Special attention has been carefully planned and additional control measures have been taken (6.12 SOLP) due to the premises being situated inside the Cumulative Impact Zone, see section e) below.

d) The nature and location of other premises in the vicinity and their occupants.

There is only one other retail shop that sells alcohol within the area of the premises. This shop has had the benefit of a premises licence for over 10 years. There are several public houses within a short walk and several takeaway premises that mainly service the evening trade.

e) The skills and knowledge levels of persons engaged in carrying out those activities.

The applicant Mr Mahmood has owned the premises for 5 years and has vast experience in dealing with the customers of the area. Mr Mahmood holds his own Personal Licence.

S5.5 of the SOLP – Intended Control measures - see conditions 1.1, 1.2, 1.3, 1.4, 1.5, 1.6, 1.7, 2.1, 2.2, 2.3, 2.4, 2.5, 2.6, 2.7, 2.8, 2.9, 2.10, 2.11, 2.12, 2.13, 3.1, 3.2 3.3, 4.1, 4.2, 4.3 .4.4, 4.5, 4.6, 4.7 4.8 of the Operating Schedule.

S5.7 of the SOLP - The Licensing Authority strongly recommends to all applicants that the Designated Premises Supervisor (DPS) be the person who has day-to-day control of the premises.

The applicant Mr Aram Mahmood the Premises Licence Holder and the nominated Designated Premises Supervisor is the same person.

Prevention of Crime & Disorder

S6 of the SOLP -

S6.1

- a) The use of CCTV - see condition 1.4 of the Operating Schedule
- b) CCTV recording timings – see condition 1.1
- c) Competent person – see section 1.5
- d) Satisfaction of CCTV system installation - see condition 1.1

- e) Satisfaction of CCTV system installation - see condition 1.1
 - f) Checking of the CCTV recording system – see condition 1.6
 - g) Installation of CCTV – see condition 1.3
 - h) Drink promotions – any drink promotions organized will not undermine the licensing objectives.
 - i) Prevention of illegal Drugs see condition 2.5
 - j) Staff training – all staff will be trained in Challenge 25 using the shops Training manual. And the services of Trading Standards in regard to Age Verification. Training to include checking ID's, detecting false or forged ID's, Conflict Management, Selling to drunks or associates of drunks, proxy sales, refusal policy and Age restricted products. The completed assessments will be retained on the premises for a minimum of 12 months. Staff will be encouraged to obtain their own Personal Licence. See conditions 4.6 & 4.7, 4.9
 - k),l),m),n). Not applicable
 - o) see j) above
-

6.2, 6.3 6.4, 6.5, 6.6, of the SOLP – Not applicable

6.7 of the SOLP - Participation of a connecting and communication scheme. The applicant is willing to join any scheme that is appropriate for his business and that would assist in the promotion the Licensing Objectives.

6.8 of the SOLP - Actively participate in local substance misuse initiatives
See condition 2.5 of the Operating schedule. The applicant is very willing to join any local initiative that would be appropriate for his business

6.9 of the SOLP - Age restriction and Challenge 25.
See conditions 1.1, 1.2, 1.3, 1.4, 1.5, 1.6, 1.7, 2.2, 2.11, 2.12, 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7.

6.10 of the SOLP - PLH's are expected to produce and display certain documents.
See conditions 1.1, 1.5, 1.6, 2.3, 2.4, 2.6, 2.8, 2.9, 2.11, 2.12, 3.1, 4.3, 4.4, 4.5, 4.6, 4.7, 4.9

6.11 of the SOLP – Advice about local crime prevention strategies – a lengthy study has been conducted on several internet sites including the crime map police.uk and the findings have been taken into account.

6.12 of the SOLP – Station Road has been identified as a local hot spot.
Please see e) above for 'special attention and additional measures taken' in the Operating Schedule.

Public Safety

7.1 of the SOLP - Reminder about the safety of staff on licensed premises

The applicant is aware of his legal duties and responsibilities under the Health & Safety at Work Act 1974, The Regulatory Reform (Fire Safety) Order 2005

7.2 of the SOLP - Psychoactive Substances

See condition 2.5 of the Operating Schedule

7.3, 7.4, 7.5 of the SOLP - Capacity of patrons on the premises, eventuality of fire, and breakable items.

Not relevant. This section is aimed at venues for consumption 'on' the premises.

7.6 of the SOLP - Responsibility to First Aid

The Premises Licence holder will ensure that a First Aid Box is available for persons in need. However, the applicant is also aware that he is not trained to administer first aid.

7.7 of the SOLP - Public Liability Insurance

The applicant will display his Public Liability Insurance in a prominent position on the premises.

7.8, 7.9, 7.10, of the SOLP - is aimed at venues for consumption 'on' the premises.

7.11, 7.12 of the SOLP - Fire Safety

see 7.1 above

The Prevention of Public Nuisance

8.1, 8.2, 8.3, 8.5 of the SOLP - Premises can be a public nuisance

See conditions, 3.1, 3.2, 3.3, 3.4, and 3.5

8.4 of the SOLP - Other activities that may cause a nuisance

The premises will only open at 9.00 and all deliveries will take place in the day. There is access at the rear of the premises for deliveries and ample car parking space at the front.

8.5 of the SOLP

See section 8.1 above

8.6, 8.7, 8.8, 8.9, 8.10, and 8.11 of the SOLP

Are not applicable, these are only relevant where consumption is on the premises.

8.12 of the SOLP - Disposal of trade waste

See condition 3.5 of the Operating Schedule

8.13 & 8.14 of the SOLP - Advice and guidance on Public Health Services
Advice has been noted

The Protection of Children

9.1 of the SOLP - General access for children on Licensed Premises

Due to the nature of the business, the findings of the risk assessment did not reveal that any restrictions were necessary, therefore children will be allowed access to the retail shop area at all times then the premises are open.

9.2 of the SOLP - Employment of children on the premises

See condition 4.8

9.3, 9.4, 9.5, 9.6, 9.7, 9.8, 9.9, 9.10 and 9.11 of the SOLP - Limiting the access and control of children on licensed premises.

Not relevant, these are aimed at premises for consumption 'on' the premises.

9.12 of the SOLP - Prevention of sale and supply of alcohol to children

a) Challenge 25 policy –

See conditions 4.1, 4.2, 4.3,

b) Challenge 25 notices –

See condition 4.3

c) Accepted proof of age ID's.

See condition 4.2

d) Training of staff on Challenge 25

See conditions 4.6, 4.7

e) Refresher training on Challenge 25

See condition 4.6

f) Training on understanding proof of age cards

See condition 4.2, 4.6

g) A operational Refusals Log

See condition 4.4, 4.5

h) Employment of persons under 18

See condition 4.8

i) CCTV checks to prove staff are adhering to Challenge 25 policies

See condition 1.2, 1.6

i) Staff training of Age Restricted Products

See conditions 2.11 and 4.6. The policy is contained in the staff training manual

k) EPOS system

The PLH acknowledges this statement.

l) The DPS to be in full time employment on the premises.

The Premises Licence Holder has nominated himself as the Designated Premises Supervisor and works full time in the premises.

m) Documents in relation to the Premises Licence to be retained on the premises and available for inspection by the Police or Authorised Officers of Carmarthenshire County Council.

See conditions 1.1, 1.4, 1.5, 1.6, 2.3, 2.4, 2.5, 2.6, 2.8, 2.9, 2.10, 2.12, 3.1, 4.1, 4.3, 4.4, 4.7, 4.9

9.13, 9.14 of the SOLP - Training Services, advice and guidance offered by Trading Standards Service and other Agencies

The PLH agrees to accept the free training offered by TSS.

9.15 of the SOLP - Safe keeping of training records

See condition 4.7

9.16 of the SOLP - Advice and guidance from Dpt. Of Education and Children of Carmarthenshire County Council in matters relating to the protection of children.

The PLH acknowledges this statement

9.17 of the SOLP - Drink promotions and The Portman Group Code of Practice

See condition 2.13

10 of the SOLP – CUMULATIVE IMPACT

Careful consideration has also been taken as the premises is situated in the middle of a Cumulative Impact Zone and as there has been a substantial reduction in high risk licensed premises since 2013 for that area that had significantly contributed to crime and disorder in Station Road. Most of the reported incidents were during the night time economy when the night clubs were open and no new Premises Licenses has been granted in the past 10 years.

We believe that with the measures taken this application is robust enough to justify the Licensing Committee to depart from their policy.

11 of the SOLP - Licensing Hours

11.1 – 11.4 of the SOLP

refer to premises for consumption 'on' the premises and night time economy

11.5 of the SOLP

The premise is only requesting the normal trading hours

11.6 – 118 of the SOLP representations

12 of the SOLP - FILMS

Not applicable

13.1 – 13.5 of the SOLP – INTEGRATING STRATEGIES AND THE AVOIDANCE OF DUPLICATION

We are aware of the risk of duplication and have avoided them in our Operating Schedule and he is also mindful of his responsibilities in other areas i.e Fire Safety, Health & Safety etc.

13.6 of the SOLP - Other means of addressing issues

Our client is alert to the introduction of the Public Space Protection Order and will display a copy of this policy in a Prominent place in his premises.

Our client acknowledges the other measures taken to address issues of disorder and nuisance carried out by the Carmarthenshire Community Safety Partnership.

14 - 16 of the SOLP - LIVE MUSIC, DANCING AND THEATRE

Not relevant to the application.

END



Eich cyf / Your ref: Gofynner am / Please ask for: Emyr Jones
Fy nghyf / My ref: Llinell Uniongyrchol / Direct Line: (01267) 228717
Dyddiad / Date: 29th March 2021 E-bost / E-mail: publicprotection@carmarthenshire.gov.uk

Head of Homes and Safer Communities
Carmarthenshire County Council
3 Spilman Street,
Carmarthen
SA31 1LE

Dear Sir,

**RE: Application for a Premises Licence
Kubus, 29 Station Road, Llanelli, Carmarthenshire, SA15 1AW
Application Date 01/03/2021**

Further to the receipt of the above application, the Licensing Authority make the following representations:

a) Previous Enforcement Action / Prosecutions

There have been no previous prosecutions or enforcement action taken by the licensing authority in relation to these premises. An application for a premises licence by a previous operator was refused by committee in April 2013. A further application for a premises licence submitted by the current applicant was also refused in January 2019. A subsequent appeal against this decision to Llanelli Magistrates Court was also refused. The premises are not currently licensed.

b) Complaints.

There have been no complaints received by the licensing authority in relation to these premises.

c) Responsible Authority Referrals.

The licensing authority has not received any referrals from the other responsible authorities in relation to the above premises.

d) Relevant Sections of the Statutory Guidance.



The Licensing Authority believes that the following sections of the Statutory Guidance are relevant to this licence application: - Section 1 Introduction, Section 2 relating to The Licensing Objectives, Section 5 relating to Premises licences, Section 8 relating to Applications for Premises Licences ,Section 10 relating to Licence Conditions and section 14 relating to Statements of Licensing Policy.

e) Relevant Sections of the Local Licensing Policy.

The Licensing Authority believes that the following sections of Carmarthenshire's Licensing Policy are relevant to this licence application:- Section 3 Fundamental principles, Section 4 Conditions of Licence, Sections 5 – 9 relating to The Licensing Objectives and Section 10 relating to Cumulative Impact Assessments.

Cumulative Impact Assessment

The cumulative impact policy relating to a portion of Station Road , Llanelli was first adopted by the authority in March 2012. In 2016 as part of a review of the Licensing Policy, the Cumulative Impact Policy was reviewed, and the supporting evidence updated.

Since the Policy document was reviewed in 2016, the Home Office guidance has been amended at paragraph 14.27 to reflect that Cumulative Impact Assessments, as they are now known, may relate to premises licensed for the sale of alcohol for consumption off the premises.

When the Cumulative Impact Policy was first introduced in 2012 there were 24 licensed premises within the relevant area. At the time of the 2021 review there were 21 licensed premises within the relevant area.

In 2021 as part of a further review of the Council's Licensing Policy the Cumulative Impact Assessment for the relevant portion of Station Road, Llanelli was again reviewed and retained with the supporting evidence once again being updated. The Police evidence in support of the Cumulative Impact Assessment can be found at Appendix I of the Licensing Policy and a plan of the area of Station Road to which the assessment applies can also be found at appendix F of the [Licensing Policy](#).

The assessment creates a presumption that the authority will refuse an application for the grant of a licence in the area defined in paragraph 10.1 of the policy (see below).

The policy does not override the fundamental principle of the Licensing Act, that the Licensing Authority's discretion is only engaged where representations are made, this is set out in paragraph 3.1 on page 6 of the Licensing Policy.

The Licensing Policy document clearly indicates which types of licensed premises are subject to the Policy at paragraph 10.2 which is set out below :-

- 10.1 Where relevant representations are received, it is the Licensing Authority's intention to refuse applications in respect of the lower end of Station Road,*

Llanelli, between its junction with Queen Victoria Road south to the railway crossing as shown on the plan attached at appendix F for;

- (a) New Premises Licences*
- (b) The variation of such licences that are considered likely to add to the existing cumulative impact.*

The assessment is intended to be strictly applied and will only be overridden in genuinely exceptional circumstances

Exceptions are unlikely to be made on the grounds that the premises are, or will be, well managed

Exceptions should be directed at the reasons underlying the assessment.

An exception might arise where an application proposes;

- (a) To effect a real reduction in capacity*
- (b) To replace vertical drinking with seated consumption and waiter service.*
- (c) To transfer an operation from one premises to another, where the size and location of the second premises is likely to cause less detrimental impact and will promote the licensing objectives.*
- (d) The substitution of existing licensable activity at a premises with licensable activities which would have less impact on the area and would be more likely to further the licensing objectives.*

Variation applications which are likely to be considered to add to the existing cumulative impact include;

- (a) An increase in the capacity of the premises*
- (b) An extension in the hours of operation of the premises*
- (c) Introducing opportunities to consume alcohol other than ancillary to table meals*
- (d) Introducing opportunities to take food away from the premises*
- (e) Introducing dance floors or similar facilities*
- (f) Any other change to the way the premises operate which is likely to have an impact on the promotion of the licensing objectives.*
- (g) The varying of an existing licence condition attached to a premises licence, which is likely to have an impact on the promotion of the licensing objectives.*

The reasons for adopting this assessment are as follows;

- 1. The portion of Station Road, Llanelli, between its junction with Queen Victoria Road south to the railway crossing as shown on the plan attached at appendix F contains a total of 21 licensed premises, including pubs, nightclubs, off licences and late night take away outlets.*
- 1. The Road is in close proximity to a large number of residential streets. There is clear evidence that these streets are subject to alcohol related crime and disorder by persons who have purchased alcohol in Station Road.*

2. *Station Road is the location for a number of licensed premises. There is clear evidence linking these premises to late night noise and anti-social behaviour in Station Road and the surrounding residential streets.*
3. *Evidence has been received that late night food outlets attract passing custom from people leaving the town centre, leading to a greater concentration of people than would otherwise be the case , before dispersing through nearby residential streets.*
4. *There have been licence applications relating to premises in Station Road which have highlighted issues of alcohol related anti-social behaviour and crime and disorder.*
5. *The evidence to support the above is contained in the Policy review file and on the individual premises files held by the Licensing Section.*
6. *The Police have supplied evidence to support the ongoing need for a Cumulative Impact Assessment for Station Road . This is attached at appendix I.*
7. *The evidence from the consultation shows that residents are continuing to be affected by alcohol related crime and disorder, however this is primarily between it's junction with Queen Victoria Road south to the railway crossing, as shown on the plan attached at appendix F.*

f) Proposed Operating Schedule.

Having considered the current application and the operating schedule put forward by the applicant, the Licensing Authority believes that, the application does not fall within one of the exceptions to the cumulative impact assessment listed in paragraph 10.1 of the Licensing Policy.

The premises are also situated within an area subject to a Public Spaces Protection Order (PSPO) restricting the drinking of alcohol in a public space where this has or is likely to have a detrimental effect on the quality of life of those in the locality. The current PSPO was adopted in 2020 following a consultation exercise. Prior to this the area was previously covered by a Designated Public Places Order (DPPO) relating to street drinking.

The Police have submitted an objection to the grant of the application. The authority believes that the Police representations along with the Cumulative Impact Assessment with its supporting evidence raises serious questions as to whether it would be appropriate to grant the application.

These representations have been prepared on the 29th of March 2021 with the benefit of viewing the original application and representations from the Police.

I would be grateful if the applicant could contact me to discuss the above representations at the earliest opportunity and certainly prior to the application being referred to a Licensing Sub Committee hearing for determination.

If you require any further information or assistance, please do not hesitate to contact me.

Yours faithfully,

Mr E O R Jones
Licensing Lead

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Heddlu Police
**DYFED
POWYS**

David Bizby
Divisional Licensing Officer
101 extension 27464
David.Bizby@dyfed-powys.pnn.police.uk
PRG709/DB

29 March 2021

Mr Aram Hussain Mahmood
44 Ffordd Cambria
Pontarddulais
Swansea
SA4 8AF

Dear Sir,

Re: Application for the Grant of Premises Licence – Kubus, 29 Station Road, Llanelli, Carmarthenshire. SA15 1AW.
Applicant – Mr Aram Hussain Mahmood .
Date completed application received – 01/03/2021.

With reference to the application by the above named for the grant of a Premises Licence, under the Licensing Act 2003, the following Licensing Activities are applied for:

- Supply of Alcohol off the premises only.
- Supply of alcohol Monday to Sunday 09:00 - 21:00

The Carmarthenshire Division of the Dyfed Powys Police will make an objection to the grant of a Premises Licence at 29 Station Road, Llanelli.



www.dyfed-powys.police.uk

Prif Gwnstabl Dros Dro Temporary Chief Constable Claire Parmenter
Pencadlys Heddlu, Blwch SB 99, Llangynnwr, Caerfyrddin. SA31 2PF
Police Headquarters, PO BOX 99, Llangunnor, Carmarthen. SA31 2PF

Mae Heddlu Dyfed-Powys yn croesawu gohebiaeth yn Gymraeg a Saesneg. Byddwn ni'n sicrhau ein bod ni'n ymateb yn eich dewis iaith ac ni fydd oedi mewn perthynas ag unrhyw ohebiaeth drwy'r Gymraeg.

Dyfed-Powys Police welcomes correspondence in Welsh and in English, and we will ensure that we respond to any correspondence through the language of your choice. Corresponding via the medium of Welsh will not endure any delay.

The Police have previously objected to two applications for a premises licence to be granted at this location. The first application was refused by a Licensing Committee during April 2013. A second application submitted by yourself was refused in January 2019 by the Licensing Committee. A subsequent appeal against this decision to Llanelli Magistrates Court was also refused.

In 2012 a Cumulative Impact Policy was adopted as a result of a request by the police as part of the review of the Licensing Policy in 2010. The area covered by the policy is from it's junction with Queen Victoria Road and Murray Street at the town centre end, to where Station Road ends at the Railway Station gates.

The Cumulative Impact Policy adopted related to both off-licence premises as well as on- licence premises.

The policy was reviewed in 2016 and following the submission of evidence was retained.

In 2021 as part of a further review of the Council's Licensing Policy the Cumulative Impact Assessment for the relevant part of Station Road, Llanelli was again reviewed and remains robustly in place.

During the recent review, it was ascertained that during 2018-19 and 2019-20 there were 7,362 crimes reported to have occurred in Llanelli Town. Of those 7,362 crimes recorded within Llanelli Town, 483 (7%) were recorded to have occurred in Station Road, with 27% of those crimes recorded as being alcohol related (131 crimes). However, this figure is highly likely to be under estimated. In relation to the 93 crimes that occurred in other licensed premises, it is known that 20 offenders were under the influence of alcohol when the offences occurred. In addition to this 32 of the 93 crimes (34%) related to the shoplifting of alcohol.

In addition, a "feet on the ground" report from Police Sergeant Ben Ashton who runs the Neighbourhood Policing Team which has responsibility for this area states that drink related Anti Social Behaviour (ASB) still occurs both in and around Station Road. ASB has taken place by large groups gathering whilst intoxicated on the street. These groups are often loud, swearing and can be seen to be intimidating to members of the community who live on and around the street. While part of Station Road has commercial properties there is a still a large number of residential properties on the street and nearby adjoining streets. The ASB in Station Road will often dissipate into the surrounding residential streets.

The ASB impact of drinking in Llanelli Town has caused the need for a Public Spaces Protection Order (PSPO) to be put in place and Station Road is included in that area. The PSPO was renewed in October 2020. When NPT officers seize and dispose of alcohol they are required to log the seizure. PS Ashton states that seizures are under reported due to technical issues, however the Neighbourhood Policing Team have been working hard to reduce the number of people gathering and drinking in a cemetery on a street just off

Station Road during the day and night. In the last 9 months there have been 75 alcohol seizures in Llanelli, 71 of these have been within 5 a minute walk of Station Road.

Station Road is within the Tyisha ward which is undergoing a regeneration project to reduce crime and disorder. Part of the project includes building new family housing on and around the Station Road area. The ASB generated by those using licensed premises, which includes on and off sales is contrary to the objectives of the regeneration project.

If the committee were to grant the application despite the Cumulative Impact Assessment the Police believe that the following conditions be imposed on the premises licence:

1. A CCTV system shall be installed and maintained at the premises which gives coverage to all licensed areas including entry and exit points and there must not be any hidden or obscured areas. This will deal with issues which may have arisen outside the premises when customers have been arriving or leaving.
2. The system shall continually record whilst the premises are open and conducting licensable activities and if a defect arises the Licensing Authority or the Police must be informed and immediate arrangements must be made to rectify the fault
3. Footage from the CCTV system must be capable of being recorded onto an easily downloadable format.
4. Images recorded by the CCTV system shall be retained for a period of not less than 31 days and shall be provided to the Police or an authorised Officer of the Licensing Authority upon request.
5. All images recorded by the CCTV system shall denote an accurate date and time.
6. The system must be registered with the Information Commissioner (Tel 0303 123 1113 or email registration@ico.org.uk)
7. The challenge 25 scheme to be adopted at the premises with notices and posters to be clearly displayed near the entrances and bar areas. This is to emphasise to customers that they will be challenged if they look 25 and under.
8. No person under the age of 18 shall be employed on the premises whether paid or unpaid for the purpose of serving alcohol.

The Police believe that the above conditions are necessary and appropriate to promote the Licensing Objectives.

I would be grateful if you could contact me to discuss the above representations at your convenience.

Yours Sincerely,

David Bizby

Divisional Licensing Officer

cc. Mr EOR Jones
Licensing Lead
Carmarthenshire County Council
3 Spilman Street,
Carmarthen
SA31 1LE

Hi Kirsten,

Unfortunately the only instruction I've had is that the Council will support any objection raised by the Police.

Therefore, the objection would relate to the Anti-Social behaviour in the area and the rise in drink related crimes for the area.

Also since the Council are supporting the objection by the police they would also support the measures recommended by the police that should be put in place should the application be granted.

Kind regards,

Gary

From: SCH Licensing <SCHLicensing@carmarthenshire.gov.uk>

Sent: 29 March 2021 14:41

To: Gary Jones <garyj@Llanellitowncouncil.gov.uk>

Subject: RE: Hysbysiad o Gais am Drwydded / Notification of Application for a Licence: Kubus, 29 Station Road, Llanelli

Hi Gary

I acknowledge receipt of Llanelli Town Council's response to the consultation, regarding the application for a premises licence for Kubus.

In order for it to be a valid representation, however, it must be based on the Licensing objectives i.e. Prevention of Crime & Disorder, Public Safety, Prevention of Public Nuisance & the Protection of Children from Harm. I would be obliged if you could elaborate on the reasons, based on any or all of these objectives, for your authority's decision to support the Police's objection.

Thanks

Kirsten

Kirsten Smith
Swyddog Trwyddedu/Licensing Officer
Adran Cymunedau / Department for Communities
Cyngor Sir Caerfyrddin / Carmarthenshire County Council
3 Heol Spilman / 3 Spilman Street
Caerfyrddin /Carmarthen
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