

Pencadlys Heddlu

Heol y Bont-faen
Penybont
CF31 3SU

Mewn argyfwng ffoniwch **999**
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Gwefan: www.heddlu-de-cymru.police.uk

Police Headquarters


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CF31 3SU


In an emergency always dial **999**
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Police Licensing Officer,
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Mr N. Chapple,
Legal Regulatory Services Manager,
Neath Port Talbot Council.
Civic Centre,
Port Talbot.

17th August 2023.

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

In relation to the application for a premises licence under the Licensing Act 2003 at
the below-referred licensed premises:

Name: The Surge Café Bar

Address: 74 Commercial Road, Taibach, Port Talbot, SA13 1LR

The Application is for a premises licence for the following Licensable activity;

Supply of Alcohol (On sales only): 11.00hrs to 22.30hrs Daily

Hours open to the public: 11.00hrs to 23.00hrs Daily

This application is submitted by Mr. Stephen LEWIS for the grant of a premises
licence to enable the applicant to sell alcohol for consumption both on & off the
premises, as part of a café bar. The premises is a located in Commercial Road,
Taibach in Port Talbot. The premises was formerly operated as a pub which had
quite a checkered history. The current operation is a café which wants limited hours
for the sale of alcohol.



I draw your attention to Guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003. Paragraph 1.4 of the Guidance stated the promotion of the statutory objectives is a paramount consideration at all times.

The application is seeking licensable activities consistent with running a café/restaurant and the terminal hour requested will not, I believe, impact negatively on the wider night time economy, and appear to have been considered in line with sect 5.4 of the NPT Licensing Policy 2021 in that the hours are “appropriate to their particular local environment”.

Having looked at the operating schedule submitted I notice that there are numerous conditions mentioned as bullet points, but I would request the following amendments and additions outlined below prior to the grant of this licence should this application be successful;

The Prevention of Crime & Disorder:

The operating schedule does refer to the provision of CCTV, so I would ask that the condition reads as follows;

1. A Digital CCTV system shall be installed, or existing system maintained, at the premises which will be operational at all times when the premises is open to the public & be capable of providing pictures of evidential quality in all lighting conditions particularly facial identification. The CCTV recordings must be correctly timed and date stamped & retained for a period of 31 days and made available for viewing by the Police or an authorised Officer of the Licensing Authority on request.

The system must provide coverage of the following areas:

- The exterior frontage of the premises
- The entrances and exits to the premises;
- The interior public areas of the premises;

I would also request that the following condition be added;

2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member shall be able to show and provide Police or authorised officer recent data or footage with the absolute minimum of delay following a lawful request.



There is no mention of an incident book so I would request the following condition be added;

3. An incident recording book 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 Local Authority.

I do not believe that, at this stage there is a need to impose the use of SIA door staff on a regular basis but I do feel that, should the business develop it is something the operator should consider when planning, or hosting events at the premises. I would therefore request the following condition in relation to the use of door staff door staff.

4. The premises licence holder will risk assess the need for door supervisors and provide door supervision between such times and in such numbers as is required by the risk assessment. They shall also display their S.I.A licence in a reflective armband whilst on duty.
5. If used, a daily register of security personnel will be maintained. The register shall show the name, address and licence number of each door supervisor, and the dates and times that they operate. The register must be kept available for inspection by the Police and authorised officers of the Local Authority.

The Protection of Children from Harm:

There is mention of a Challenge 25 age verification policy and staff training to challenge anyone who looks under 25. I would ask that the following wording be used in relation to the age verification policy;

6. A Challenge 25 policy will apply and Proof of age will be required from any person who appears to be under the age of 25 years who attempts to purchase or consume alcohol. The means of verification should be a form of identification which bears their photograph, date of birth and a holographic mark and should be restricted to:-
 - P.A.S.S Accredited Proof of Age Schemes e.g,Citizen Card,
 - Proof GB
 - Photocard driving licence or passport.

And that the following be added in relation to staff training;



7. Premises to keep up to date records of staff training in respect of age-related sales, in written or electronic format, available for inspection on request by an authorised officer of the Police or Local Authority.

There is no mention of any method of recording any refused sales, whether to customers who cannot prove their age or for any other reason, such as their being drunk so I would request that the following also be added;

8. 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.

I believe that the conditions suggested are proportionate, are in line with this type of premises and will help promote the Licensing Objectives.

The application also proposes that Stephen Carl LEWIS become the DPS of the premises, while there is no mention of his personal licence number, if he holds a personal licence nothing relevant is known to their detriment so there are no objections to this appointment.

The above information is submitted for your information and consideration.

Yours sincerely,

Nick Bailey

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

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

