

REQUEST FROM CAFÉ 1913 FOR PERMISSION TO APPLY FOR AN ALCOHOL LICENCE

The Headlease (AKA Superior Lease) from LCC to LOSCC prohibits the sale of alcohol at the community centre and consequently the Lease from LOSCC to Café 1913 includes an undertaking that the Tenant is “not to apply for a licence to sell alcohol without the Landlord’s prior written consent”.

The Cardiff Council Restrictive Covenant in the freehold deeds does not prohibit the sale of alcohol so the decision to allow the Tenant to apply for an alcohol licence rests with LOSCC and LCC. The decision to grant an alcohol licence is a matter for the Cardiff Council Licencing Committee.

THE REQUEST

Footfall and feedback confirms that the café has been a huge success for the centre and has had the secondary effect of encouraging more groups to make use of the centre’s facilities. The café is open six days per week and provides Sunday lunches every other week and this gives a vibrancy to the centre that other similar venues lack. The café is a popular meeting place for all age groups within the community.

In response to demand from residents, the café has been successfully providing occasional theme nights, afternoon teas and of course Sunday lunches. Feedback from customers attending these events is that they would welcome the ability to buy a glass or wine or beer with their food but currently this is obviously not possible. Customers can bring their own wine or beer although often people only just want one small glass of wine with their Sunday lunch and aren’t keen to carry a whole bottle with them. Similarly those attending an afternoon tea would welcome an accompanying glass of sparkling wine.

There is no intention for the café to provide a bar facility and neither will the café be providing a range of drinks – it will simply be beer and wine in support of food. Similarly it is not intended that alcohol will be made available as part of the normal café service as the licence is being sought to compliment the following specific occasions where food is being served:

- Theme nights
- Sunday lunches
- Afternoon teas
- Celebratory occasions such as birthdays, anniversaries etc
- Rugby events (where the audio visual facility is available)

FAQs

Can the licence be used by other hirers or is it exclusive to Café 1913?

My understanding is that the application will be for a “Premises Licence”. The premises should appoint a Designated Premises Supervisor (DPS) and that the DPS must have a “Personal Licence”. A Personal Licence allows the holder to sell alcohol from licenced premises. Mr Clynton Marks already has a “personal licence” and so would be a suitable DPS.

Any hirer who wishes to sell alcohol at the premises could enlist the support of Mr Marks or another person with a Personal Licence (unless that hirer already has a Personal Licence). Alternatively, the hirer could apply themselves (as is currently the case) for a "Temporary Event Notice" (TEN). The applicant can apply for a maximum of 5 TENS per year (subject to a maximum of 20 TENS per year for the premises). The fee is £21.

It should be remembered that the conditions of our planning consent render the building to be unsuitable for adult parties as the building must be completely vacated by 10.30pm at the latest.

If Café 1913 runs a bar for a fund raising community event can some of the bar takings be donated to the event?

Yes. As part of their Lease, the café has to be managed in a way that is "receptive to community needs" and both proprietors take this obligation seriously. For example they have provided raffle prize donations to a number of fund raising events within the community.

There is no reason why some of the bar takings should not be donated to the fund raising cause but clearly that would be a matter of negotiation between the event organisers and Café 1913

Would this unfairly affect the Lisvane Memorial Hall (LMH) which already has an alcohol licence?

No. LMH does not run Sunday lunches, theme nights or afternoon teas. Similarly LOSCC does not allow evening adult parties for the reasons given earlier.

Also, Café 1913 has avoided holding a theme night whenever the LMH has held a community fund raising event on a Friday night

What about storage?

The quantities of beer and wine required will not need any additional storage space and Mr Marks is confident that he can securely store these within the kitchen and fridges

Will café customers still be allowed to bring their own wine/beer and pay corkage?

Yes Mr Marks has confirmed that option will still be available

THE PROPOSAL

LOSCC Trustees have unanimously agreed that permission should be given for the café proprietors to apply for the licence and consequently LCC is asked to ratify the Trustees approval

Haydn Davies
Secretary/Treasurer LOSCC
February 2023