



ADUR DISTRICT COUNCIL

6 September 2018

| Licensing Committee | |
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| Date: | 17 September 2018 |
| Time: | 7:00pm |
| Venue: | Queen Elizabeth II Room, The Shoreham Centre, Pond Road |

Committee Membership: Kevin Boram (Chairman), David Simmons (Vice Chair), Ann Bridges, David Balfe, Pat Beresford, Clive Burghard, Dave Collins, Brian Coomber, Peter Metcalfe, Lavinia O'Connor

Agenda

Part A

1. **Declarations of Interest / Substitute Members**

Members and officers must declare any disclosable pecuniary interests in relation to any business on the agenda. Declarations should also be made at any stage such an interest becomes apparent during the meeting.

If in doubt contact the Legal or Democratic Services representative for this meeting.

2. **Confirmation of Minutes**

To approve the minutes of the Licensing Committee meeting of held on 7 January 2015 and the minutes of the Licensing Regulatory Sub committee held on the 23 March 2015, copies of which have been previously circulated.

3. Public Question Time

To receive any questions from Members of the public in accordance with Standing Order 11.2

(Note: Public Question Time will operate for a maximum of 30 minutes.)

4. Items Raised Under Urgency Provisions

To consider any items the Chairman of the meeting considers to be urgent

Part B - Licensing Act 2003 and Gambling Act 2005 Applications

5. Determination of an Application for a new Premises Licence at: 'Tides', 21 Ferry Road, Shoreham-by-Sea

To consider a report by the Director for Communities, copy attached as item 5

Part C - Not for publication - Exempt Information Reports

None

Recording of this meeting: The Council will be voice recording the meeting including public question time. The recording will be available on the Council's website as soon as practicable after the meeting. The Council will not be recording any discussions in Part B of the agenda (where the press and public have been excluded).

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| For Democratic Services enquiries relating to this meeting please contact: | For Legal Services enquiries relating to this meeting please contact: |
| Chris Cadman-Dando Democratic Services Officer 01903 221364 chris.cadman-dando@adur-worthing.gov.uk | Ruth Pallister Solicitor 01903 221050 ruth.pallister@adur-worthing.gov.uk |

Duration of the Meeting: Four hours after the commencement of the meeting the Chairperson will adjourn the meeting to consider if it wishes to continue. A vote will be taken and a simple majority in favour will be necessary for the meeting to continue.



**Determination of an Application for a new Premises Licence at:
'Tides', 21 Ferry Road, Shoreham-by-Sea, BN43 5RA**

Report by the Director for Communities

1.0 Summary

1.1 An application for a Premises Licence has been made by:

HMB & PMT Ltd

For a new Premises Licence to authorise the sale of alcohol for consumption on and off of the premises.

1.2 The application has been the subject of formal representation by four members of the public and it therefore falls to members to determine.

2.0 Background

2.1 An application was made by HMB & PMT Ltd. to the Licensing Authority, Adur District Council, on the 13th February 2017 for the grant of a new premises licence at their premise situated at 21 Ferry Road, Shoreham-by-Sea,. The business operates as a small café/bar/takeaway with outside area, servery and customer seating occupying a single fronted shop unit with residential flats above and public parking spaces directly outside. The shop is within a parade of shops in a mixed commercial/residential area.

2.2 A copy of the application and a location plan are shown in **Appendices 1 and 2**. The application is for authorisation for the sale of alcohol for the consumption on and off the premise. The application seeks:

- Alcohol Sales between the hours of:
10.00hrs to 23.30hrs - Monday – Sunday
- Opening to the Public between the hours:
09.00hrs to 23.30hrs - Monday – Sunday

3.0 Consultation

- 3.1 The application has been subject to the statutory consultation and statutory public advertisement arrangements in accordance with the provisions of the Act.
- 3.2 As a result four relevant representations were received from local residents.
- 3.3 All the representations received are reproduced in full at **Appendices 3a – 3d**.

4.0 Representation & Mediation

- 4.1 The representations are considered to fall under the licensing objectives:

Prevention of Public Nuisance

- 4.2 Four representations were originally received, as stated, but as a result of mediation two have now been withdrawn.
- 4.3 On 15th August, I was advised that there was a planning restriction on the premises which limited the opening hours. The applicant agreed to amend their application to reflect the permitted hours. **See Appendix 4**. I then wrote to all four of those making Representation advising them of the reduction in hours, which would see the premise closing at 22.30 hours daily. **See Appendix 5**. As a result of my letter two of those making representation agreed to withdraw their representations. **See Appendix 6**.
- 4.4 Mediation is being attempted between the applicant and the two remaining local residents that made representation. The applicant has written to the two residents inviting them to a meeting to discuss the application. **See Appendix 7**. However, at the time of drafting this report no agreement had been reached.
- 4.5 Notices of Hearing have been served on the applicant and all those making representation.

5.0 Legislation

- 5.1 The Licensing Act 2003 (Hearings) Regulations 2005 require licensing authorities to disregard any information given by a party or other persons permitted to speak which is not relevant:
 - (i) To their application, representation or notice and
 - (ii) The promotion of the licensing objectives.
- 5.2 Section 4 of the Licensing Act 2003 requires licensing authorities to carry out its functions with a view to promoting the following licensing objectives.
 - (i) the prevention of crime and disorder;
 - (ii) public safety
 - (iii) the prevention of public nuisance; and
 - (iv) the protection of children from harm.

5.3 The authority must also have regard to its own statement of licensing policy and any guidance issued by the Secretary of State.

6.0 Council Policy Statement

6.1 The Council, as licensing authority, has adopted a policy on the determination of applications under the Licensing Act 2003. Members will already have a copy of the Policy Statement.

6.2 The following sections (re-produced in full below) are regarded as particularly relevant:

6.2 The main principles of the policy are as follows:-

- a) to reduce crime and disorder;*
- b) to reduce alcohol misuse; and*
- c) to encourage visitors and boost the local economy*
- d) to promote safer communities*

6.3 The policy is also intended to ensure that the provision of additional opportunities for licensable activities, are matched by additional measures enabling the police and licensing authorities to act promptly to maintain public order and safety.

6.4 The policy sets out a general approach to the making of licensing decisions and underpins the provisions of the Licensing Act. It does not seek to undermine the right of any individual to apply under the terms of the Act for a variety of permissions and to have any such application considered on its individual merits.

6.5 Similarly, this policy does not override the right of any person to make representations on an application or seek a review of a licence or certificate, where provision has been made for them to do so under the Act.

6.6 Licensing is about control of licensed premises, qualifying clubs and temporary events, within the terms of the Act and the terms and conditions attached to various permissions will be focused on matters which are within the control of individual licensees and others granted relevant permissions. Accordingly, these matters will centre on the premises and places being used for licensable activities and the vicinity of those premises and places.

6.7 The Licensing Authority will primarily focus on the direct impact of the activities taking place at licensed premises and how these may affect members of the public living, working or engaged in normal activity in the area concerned. Licensing law is not a mechanism for the general control of anti-social behaviour by individuals once they are beyond the direct control of the individual, club or business holding a licence, certificate or relevant permission.

7.3 In respect of each of the four Licensing Objectives, applicants will need to provide evidence to the Licensing Authority that suitable and sufficient measures, as detailed in their Operating Schedule, will be implemented and

maintained, relevant to the individual style and characteristics of their premises and events. Reference will need to be made as to whether additional measures will be taken on an occasional or specific basis such as when a special event or promotion is planned, which may pose additional risks that need to be controlled.

- 10.1 *Licensed premises have a significant potential to impact adversely on communities through public nuisances which can arise from their operation. The Licensing Authority recognises the need to maintain and protect the amenity of residents, visitors and other businesses from the potential consequence of the operation of licensed premises, whilst balancing the rights of licensed premises to develop their business potential.*
- 10.2 *The Licensing Authority understands 'public nuisance' to include such issues as noise and disturbance, light, odour, litter and anti-social behaviour, where these matters impact on those living, working or otherwise engaged in normal activity in an area.*
- 10.3 *Applicants will be expected to demonstrate in their Operating Schedule that suitable and sufficient measures have been identified and will be implemented and maintained with the intention of preventing public nuisance, relevant to the individual style and characteristics of their premises and events.*
- 10.4 *The Licensing Authority recognises the intention of the legislation in seeking to achieve a more flexible licensing regime with the concept of greater diversity of operating hours than previously existed. Conversely, it must be appreciated that premises seeking to provide late or unrestricted hours of operation can present a greater potential for public nuisance and adversely affect residential amenities. As such, there will be occasions when proposals for extended or unrestricted hours of operation will be unsuitable.*
- 10.5 *When addressing the issue of prevention of public nuisance, an applicant must demonstrate that those factors that impact on the likelihood of public nuisance have been considered. These will include:-*
 - *the location of premises and proximity to residential and other noise sensitive premises (e.g. hospitals, hospices, places of worship etc);*
 - *effective and responsible management and supervision of the premises and associated open areas;*
 - *the hours of opening;*
 - *the nature of activities to be provided, the customer profile, whether the activities are of a temporary or permanent nature and whether they are to be held inside or outside premises;*
 - *the design and layout of premises and in particular the presence of noise limiting and/or noise insulating features;*
 - *the number of people attending the premises;*
 - *the availability of public transport;*
 - *a 'wind down' period between the end of the licensable activities and closure of the premises;*
 - *a last admission time.*

10.6 *The following examples of control measures are given to assist applicants and are considered to be amongst the most important to be taken into account in an Operating Schedule, having regard to their particular type of premises and/or activities:-*

- *Effective and responsible management and supervision of premises and associated open areas;*
- *Appropriate instruction, training and supervision of those employed or engaged to prevent incidents of public nuisance;*
- *Control of opening hours for all or part (e.g. garden areas) of the premises and the operation of noise generating plant and equipment;*
- *Adoption of existing and future best practice guidance (e.g. Good Practice Guide on the Control of Noise from Pubs and Clubs produced by the Institute of Acoustics);*
- *Where appropriate, the installation of acoustic insulation, suitably controlled, sited and silenced ventilation or air conditioning systems and sound insulation or sound limiting devices;*
- *Management of people, including staff, and traffic (and resulting queues) arriving and leaving premises;*
- *Liaison with public transport providers;*
- *Siting of external lighting, including security lighting;*
- *Management arrangements for collection and disposal of litter;*
- *Effective ventilation systems to prevent nuisance from odour.*

7.0 Conditions

7.1 The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representation and it has been satisfied that it is appropriate to impose conditions to promote one or more of the four licensing objectives. Such conditions must be unequivocal and unambiguous.

7.2 The Act specifies certain mandatory conditions that are present on all premises licences and the applicant has detailed a number of conditions in the operating schedule contained in the application. In addition the applicant has volunteered a number of conditions in mediation with the Police. All would become enforceable conditions of licence if members are of a mind to grant the variation.

8.0 Decision

8.1 Section 35 of the Act requires authorities to grant an application unless relevant representations have been made. If representations have been made, the Act requires the licensing authority to have regard to them and take such steps as it considers necessary for the promotion of the licensing objectives.

8.2 As defined the "steps" are:-

- a. To modify the conditions of the licence
- b. To reject the whole or part of the application.

The conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

9.0 Safeguards

9.1 Under Section 181 and Schedule 5 of the Act, the following rights of appeal to the Magistrates' Court, in respect of applications for a premises licence includes:

- (1) The applicant may appeal against any decision to modify the conditions of the licence.
- (2) The applicant may appeal against a rejection in whole or part of an application.
- (3) A person who has made relevant representations may appeal against a licence being granted, or against the modification or lack of modification of any conditions.

9.2 The Act also allows for the local licensing authority to undertake a review following the grant of a premises licence, when requested to do so by a responsible authority, such as the police or the fire authority, or any other party, such as a resident living in the vicinity of the premises. The government's guidance states:

"The proceedings set out in the 2003 Act for reviewing premises licences represent a key protection for the community where problems associated with licensing objectives are occurring after the grant or variation of a premises licence.

At any stage, following the grant of a premises licence, a responsible authority, or any other person, may ask the licensing authority to review the licence because of a matter arising at the premises in connection with any of the four licensing objectives.

10. Legal Implications

10.1 In determining this application, the principles of the Human Rights Act 1998 must be taken into consideration and the convention rights of both individuals and businesses will be given due weight.

10.2 Members must consider each application on its own merits, and in accordance with the principles of natural justice, as well as the provisions of the Licensing Act 2003. All relevant factors must be taken into account, and all irrelevant factors must be disregarded.

10.3 All applications, before Committee, must be considered against the backdrop of anti-discriminatory legislation, such as the Equality Act 2010 and also in accordance with the Council's stated policy on Equal Opportunities.

10.4 In accordance with Section 17 of the Crime and Disorder Act 1998 the Council is under a duty to exercise its functions with due regard to the likely effect on, and the need to do all it reasonably can to prevent, crime and disorder in its areas. The possible crime and disorder implications are clearly relevant factors in the consideration of all applications and this is re-emphasised by the Licensing Act 2003 itself. In giving "due regard" to these possible implications members will consider and weigh up all the information available and representations made,

including those from interested parties and the responsible authorities particularly the Police.

11. Recommendation

- 11.1 **Members are requested to determine the application for a Premises Licence, made by HMB & PMT Ltd., for the premises known as 'Tides' situated at 21 Ferry Road, Shoreham-by-Sea, BN43 5RA and give reasons for that determination.**

**Mary D'Arcy
Director for Communities**

Local Government Act 1972

Background Papers:

- Licensing Act 2003
- Guidance issued under section 182 of the Licensing Act 2003 (July 2009)
<http://webarchive.nationalarchives.gov.uk/+http://www.homeoffice.gov.uk/publications/alcohol/guidance-section-182-licensing?view=Binary>
- Adur District Council's Statement of Licensing Policy
<http://adcweb/intranet/docs/env-health/licensing-policy-statement.pdf>

Principle Author & Contact Officer:

Theresa Cuerva – Environmental Health Technician (Licensing Specialist)
Public Health & Regulation Team

theresa.cuerva@adur-worthing.gov.uk (01273 263193)

Appendices:

- Appendix 1 Application & Plan of Premises
- Appendix 2 Location Plan
- Appendix 3a Mitchell/Tines-Mitchell Representation
- Appendix 3b Grocock Representation
- Appendix 3c Hutton Representation
- Appendix 3d Aylwin Representation
- Appendix 4 Applicant agreement to reduced hours
- Appendix 5 Copy of letter sent to those making representation
- Appendix 6 Two representations withdrawal emails
- Appendix 7 Mediation letter from Applicant



Adur
Application for a premises licence
Licensing Act 2003

For help contact
licensing.unit@adur-worthing.gov.uk
 Telephone: 01903 221068

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

You must enter a valid e-mail address

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If the applicant's business is registered, use its registered name.

VAT number

Put "none" if the applicant is not registered for VAT.

Continued from previous page...

Legal status

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

An agent that is a business or organisation, including a sole trader

A sole trader is a business owned by one person without any special legal structure.

A private individual acting as an agent

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

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

Section 4 of 21**NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

You must enter a valid e-mail address

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality

Documents that demonstrate entitlement to work in the UK

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OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

A small cafe bar premises with outside area, servery and customer seating.

Continued from previous page...

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

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PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

Yes No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

Yes No

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PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

Yes No

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PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Continued from previous page...

Will you be providing performances of dance?

Yes

No

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes

No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the provision of late night refreshment take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Provision of Hot food and/or non alcoholic beverages to customers seated in the licensed area and by delivery service.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Continued from previous page...

Name

First name

Family name

Date of birth / /
dd mm yyyy

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

No such entertainment shall be provided.

Continued from previous page...

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

The applicant reserves the right to open provide non licensable activities at the premises at any time.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

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LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

This modest application for The Sale of Alcohol is submitted to allow an enhancement of the customer offer whereby an the sale of alcohol will be alongside a substantial food offer with a delivery service.

The applicant proposes to rely upon the existing Regulated Entertainment exemption.

The applicant has consulted the Responsible Authorities in advance of this application and HMB & BMH LTD and the conditions in the boxes following have been agreed with Sussex Police - they relate to all four Licensing Objectives.

The applicant is committed to working in partnership with all parties to the Licensing process in support of the Licensing Objectives and regards this application as 'Low Risk' in relation to the Licensing Objectives.

b) The prevention of crime and disorder

Alcohol will be supplied by waiter/waitress service to persons seated at tables.

Substantial food will be available to customers during opening hours.

Patrons will not be permitted to take drinks in open containers beyond the outside licensed area to consume whilst smoking or congregating outside.

Digital CCTV and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV System (PSDB Publication Number 09/05), operated and maintained throughout the premises internally and externally (including the front of house customer area) to cover all public areas, including the entrance to the premises. The system shall be on and recording at all times the premises licence is in operation.

- The CCTV cameras and recording equipment must be of sufficient quality to work in all lighting levels inside the premises at all times.
- CCTV images will be stored for a minimum of 31 days.
- The management will give full and immediate cooperation and technical assistance to the Police in the event that CCTV footage is required for the prevention and detection of suspected or alleged crime.
- A member of staff must be present at all times who can operate the system and supply copies of these images on request to an officer of a Responsible Authority.
- The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy.
- Subject to Data Protection guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk for the police without difficulty or delay and without charge to Sussex Police.
- Any breakdown or system failure will be notified to the police immediately & remedied as soon as practicable.

Continued from previous page...

In the event of the CCTV system hard drive being seized as evidence as part of a criminal investigation by Sussex Police or for any other reason, the premises will be expected to install a replacement hard drive within a time to be agreed with Sussex Police.

c) Public safety

A daily diary will be kept at the site .

d) The prevention of public nuisance

Attention will be paid to litter in the immediate vicinity of the premises

e) The protection of children from harm

The premises will operate a "Challenge 25" policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age.

The recommended forms of ID that will be accepted are passports, driving licenses with a photograph, photographic military ID or proof of age cards bearing the 'PASS' mark hologram.

Suitable and sufficient signage advertising the "Challenge 25" policy will be displayed in prominent locations in the premises.

The Premises Licence Holder shall ensure that all staff members engaged or to be engaged, in selling alcohol at the premises or via the alcohol delivery service shall receive the following induction training. This training will take place prior to the selling of such products:

- The lawful selling of age restricted products
- Refusing the sale of alcohol to a person who is drunk

Further verbal reinforcement/refresher training covering the above will be carried out thereafter at intervals not to exceed 8 weeks, with the date and time of the verbal reinforcement/refresher training documented.

All such training undertaken by staff members shall be fully documented and recorded. All training records shall be made available to an officer of a Responsible Authority.

The premises shall at all times maintain and operate a refusals recording system (either in book or electronic form) for sales both on the premises and for refusals at point of delivery when taking alcohol to customers' homes.

The refusals recording system shall be reviewed by the Designated Premises Supervisor at intervals of no less than 4 weeks and feedback given to staff as relevant. This refusals book shall be available upon request to an officer of a Responsible Authority.

Conditions for alcohol delivery service:

Alcohol will only be delivered to the person who paid for it; such deliveries will only be made to a residential or business address.

The person accepting the delivery must be aged 18 years or over. Where the person accepting delivery appears to be under 25, a recognised photographic ID must be produced prior to delivery.

Customers ordering alcohol for delivery to a residential or business address must have their age verified. This process will be documented, the records of which must be retained for no less than twelve months and produced on request to an officer

Continued from previous page...

of a Responsible Authority.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

Continued from previous page...

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

DECLARATION

Continued from previous page...

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/adur/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

OFFICE USE ONLY

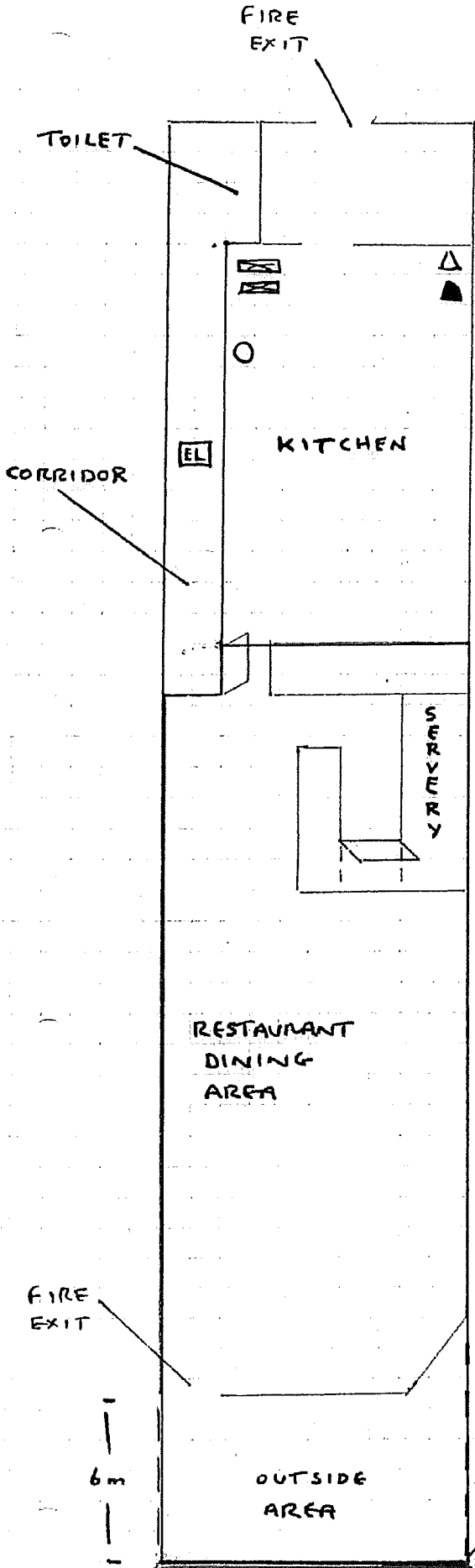
| | |
|----------------------------|--------------------------|
| Applicant reference number | GLCM - HMB PMT |
| Fee paid | |
| Payment provider reference | |
| ELMS Payment Reference | |
| Payment status | |
| Payment authorisation code | |
| Payment authorisation date | |
| Date and time submitted | |
| Approval deadline | |
| Error message | |
| Is Digitally signed | <input type="checkbox"/> |

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




LICENSING PLAN

JULY
2018

21 FERRY ROAD,
SHOREHAM BY SEA
WEST SUSSEX
BN43 5RA



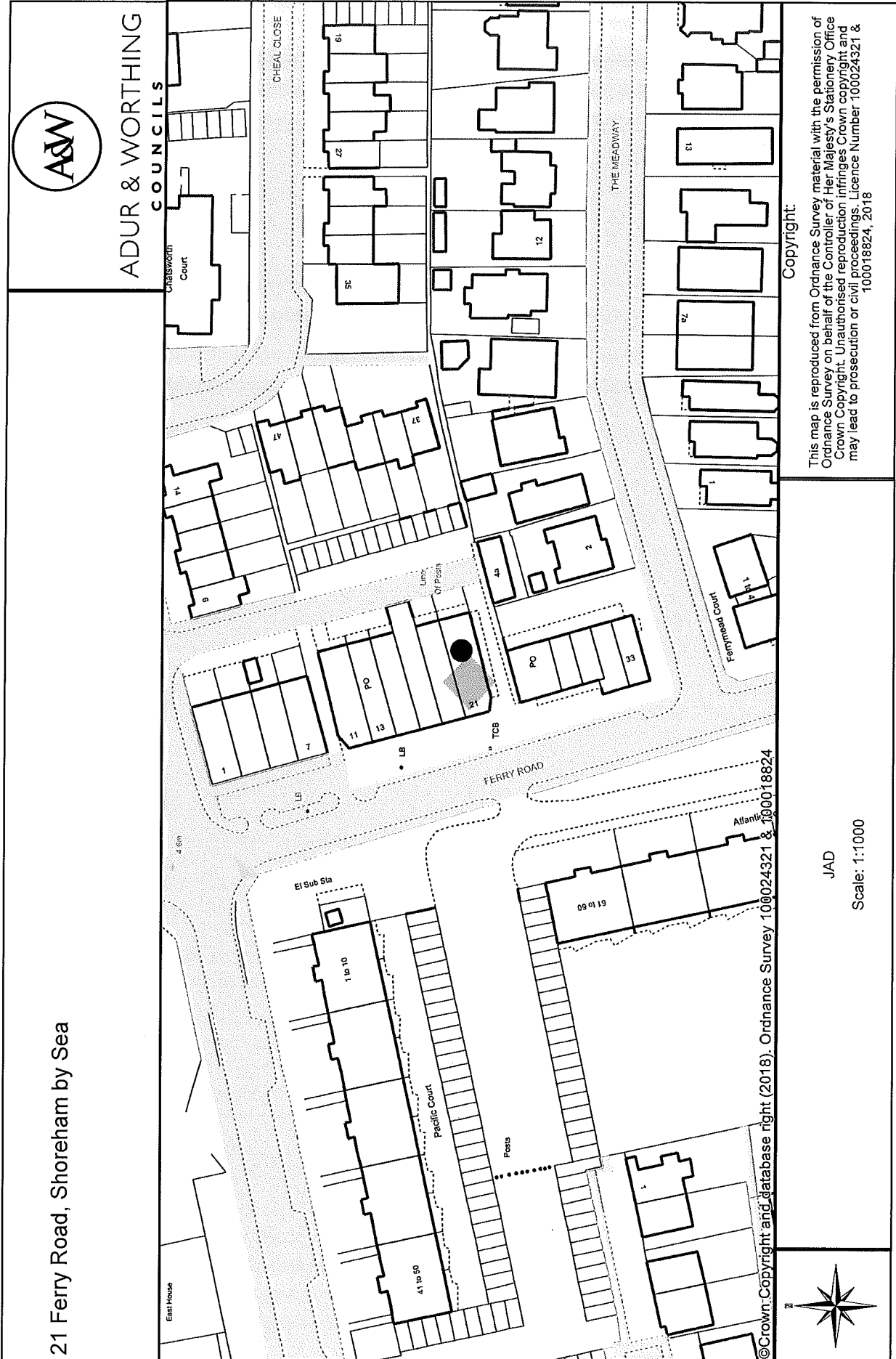
FIRE PRECAUTIONS

-  FIRE BLAKET
-  EXT CO₂
-  EXT WATER
-  CO DETECTOR
-  EMERGENCY LIGHTING

LICENSED
AREA _____

SCALE 1 : 100

← FERRY ROAD →



21 Ferry Road, Shoreham by Sea



ADUR & WORTHING COUNCILS

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JAD

Scale: 1:1000

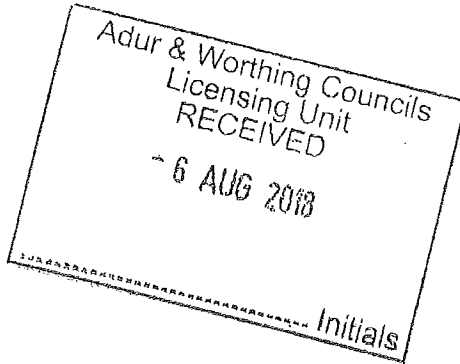


[Redacted]
[Redacted]
[Redacted]

Ferry Road
Shoreham-by-Sea, BN43 5SE

[Redacted] 4

Friday 3rd August 2018



Dear Sir/Madam,

HMB & PMT Ltd application for a new premises licence. 'Tides', 21 Ferry Road, Shoreham-by-sea, BN43 5RA (25th July 2018). Sales of Alcohol and Late Night Refreshment 10.00hrs to 23.30 hrs daily.

We would like to register our strong objection to the above application on the grounds of preventing public nuisance.

As long-term residents living next door, we believe serving alcohol on and off the premises until 23.30 will result in a public nuisance (noise, litter, broken glass (a major issue) and the opportunity for unsupervised and underage drinking).

If the premises were granted an off-licence until 2330 hours, this would result in people buying alcoholic drinks and sitting on two nearby benches until very late in an area where voices carry. The nuisance would be worsened if, as is likely, a group gathered.

This is a residential area, with people living opposite and above each of the shops and businesses in Ferry Road, and noise from this restaurant until 2330 hours would cause a nuisance and disturbance for those residents. More than 200 people live right on Ferry Road and a further 120 in direct line of sound. The restaurant is directly below a flat (currently occupied by a young family).

2.

The previous business at this address (Mahee) closed at 22.30 and did not serve alcohol. The restaurant, Into the Blue, which is two premises south, closes at 22.30 and does not serve alcohol off the premises.

There are currently five businesses in Ferry Road that sell alcohol (that includes the Waterside Pub) and this new business would be the sixth in a road just 250 yards long. *We have enclosed a copy of all the opening and closing times of the premises in that area, for the assistance of the licensing committee.*

We think that it would be fair and reasonable to stop off-sales from **22.30**, which would give people time to buy their alcohol and then move away from the area.

It is not reasonable to have the hours for selling alcohol the same as the hours for serving food. There should be a period of time between the last sale of alcohol and the closure of the premises. That would prevent customers leaving the premises still drinking and disposing of their empties. We ask the licensing committee to consider stopping the sale of alcohol on the premises at 2230 hours, allowing a period of drinking up time *and then the restaurant to close at 2300 hours.*

Another area of concern would be if the premises were to have tables and chairs outside allowing people to drink and eat there. It is not clear from the application if this is being asked for by the owner of the premises, but if this *is* being asked for, please can the committee restrict the time the tables and chairs would be outside, to say 2230 hours. *Having customers sitting outside eating and drinking until 2330 hours would cause significant public nuisance.*

The large buildings either side of the road magnify all noises (cars, delivery lorries, barking dogs and those eating and drinking outside on the pavements (café, bakery, restaurant and pub forecourt). This makes for a vibrant atmosphere during the day and early evening but extended to almost midnight would seriously upset the vital balance between businesses and residents.

Nothing is currently open beyond 22.30. The Waterside pub closes at 2300 Sunday to Thursday, so granting the licence as asked for would mean they are open later than the pub on those days of the week. The pub is open later, particularly on Fridays and Saturdays and does produce elevated levels of noise. Having a pizza place open until 23.30 just up the road would extend the area of noise. Our concern is that when the pub closes at 23.00 (5 out of 7 days), the pizza place will be seen as an opportunity for another half hour of drinking – with all the associated downsides for people living close by.

We believe that an extra hour of alcohol on sale would prolong the period of the noise associated with departing customers, slamming of car doors by people coming to pick up takeaways, the sounds of a business shutting up (staff leaving in cars/taxis) and the late disposal of waste (particularly wine and beer bottles) in the bins in the alley by the premises. All this would just not be acceptable or bearable for residents in this densely populated area.

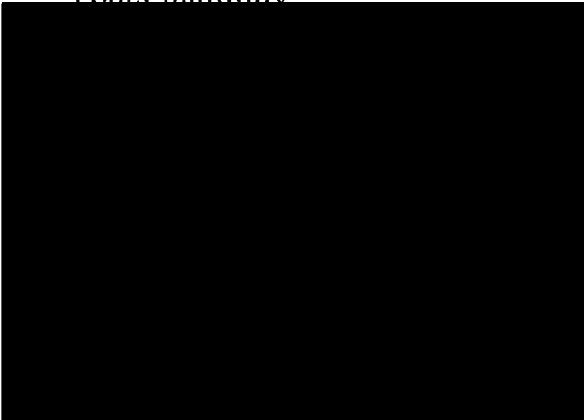
It is important to note that early morning deliveries to the two convenience shops in the road (beginning with newspapers and milk) starts at 05.00hrs.

This application, if granted, would reduce the period of calm and silence at night to just 5 hours – seriously threatening the health and mental well-being of the many surrounding residents.

We urge you to review and amend this application by reducing the hours that alcohol can be served, indeed the hours that the restaurant is open.

We do, however, welcome the restaurant to Ferry Road and wish it success.

Yours faithfully

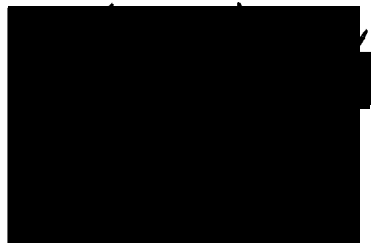


From: [REDACTED]
Subject: Regarding application for new premises licence Tides-21 Ferry Road
Date: Today at 06:48
To: [REDACTED]

I've enclosed here for you all the outlets that sell alcohol in Ferry Road with their closing times.

As you can clearly see the closing hours and serving alcohol on and off the premises that Tides is asking for will cause a major disturbance/public nuisance for all nearby residents in Ferry Road.

Sent from [REDACTED]



Adur & Worthing Councils
Licensing Unit
RECEIVED
- 6 AUG 2018
..... Initials

RIVER.

Lower Beach Rd
Waterside PUB
Riverside Rd

Riverside

East Beach Post Office
Ferry Rd

Pritchards
Beach Cafe (LICENCE)

Ferry Rd

PayPoint
ATLANTIC STORE (OFF-LICENCE)
CHIP SHOP
CHINESE TAKEAWAY
Beach Bakery

TIDES
~~ALLEYWAY~~ BINS
*WE LIVE HERE!

Ferry Rd

The Beach Shop (OFF-LICENCE)
Into the Blue (LICENCE)
Surfladle

Google

SEA.



Bookings call 01273 464768

email:- intothebluerestaurant@gmail.com

Opening Times

Tues – Sat Lunch 12pm -3.30 pm (last food order 2pm)

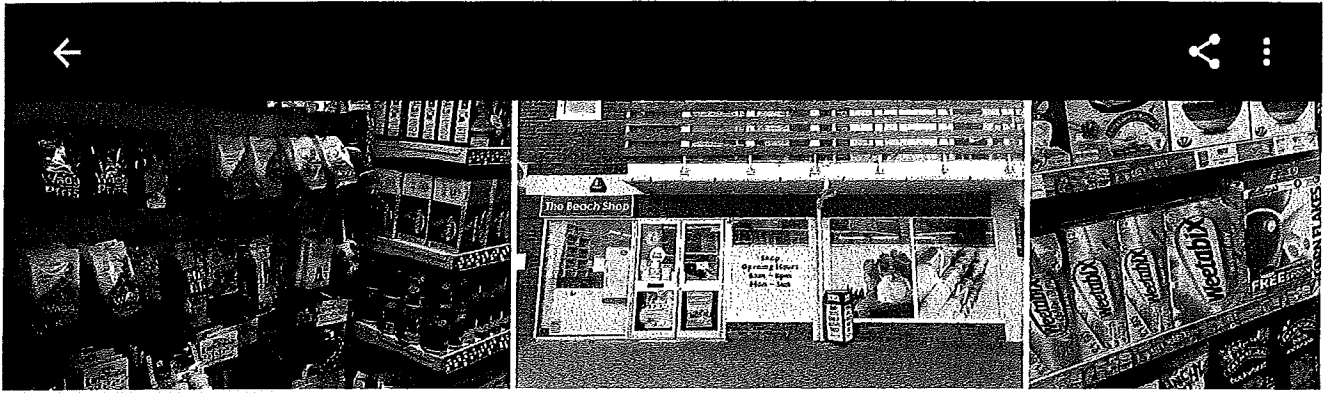
Sunday Lunch 12pm- 4.00pm (last food order 3.00pm)

Tues – Sat Evening 6pm 10.30pm(9pm last food order)

Closed Sunday Evening & All day Mondays

for menu see our website or left side of entrance porch

www.intothebluerestaurant.com



The Beach Shop

4.4 ★★★★★ (12)

Supermarket · Open

OVERVIEW

REVIEWS

ABOUT



DIRECTIONS



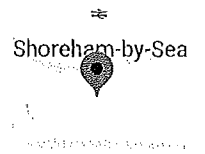
SHARE



SAVE



23-25 Ferry Rd, Shoreham-by-Sea BN43 5RA



Friday 6am–8pm

Saturday 6am–8pm

Sunday 6am–8pm

Monday 6am–8pm

Tuesday 6am–8pm

Wednesday 6am–8pm

Thursday 6am–8pm

Suggest an edit



01273 453134



Suggest an edit

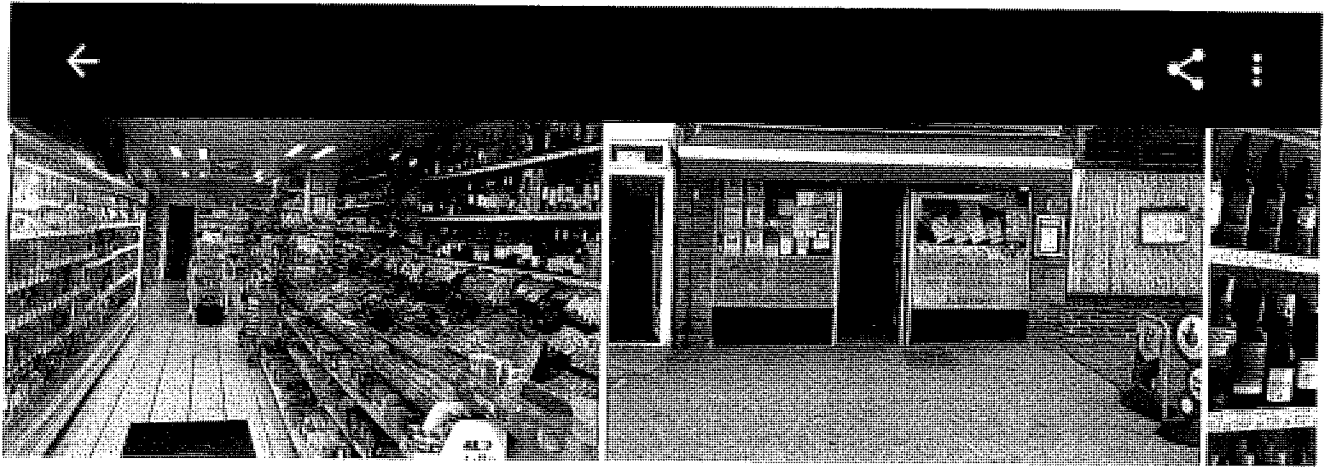


Add website

QUESTIONS & ANSWERS

There are 0 questions with answers.

INSIDE THIS PLACE



THE ATLANTIC STORE

4.5 ★★★★★ (2)

Supermarket · Closed

OVERVIEW

REVIEWS

ABOUT



DIRECTIONS



SHARE



SAVE



13 Ferry Rd, Shoreham-by-Sea BN43 5RA

Shoreham-by-Sea



Friday 7am-9pm

Saturday 7am-9pm

Sunday 8am-8pm

Monday 7am-9pm

Tuesday 7am-9pm

Wednesday 7am-9pm

Thursday 7am-9pm

Suggest an edit



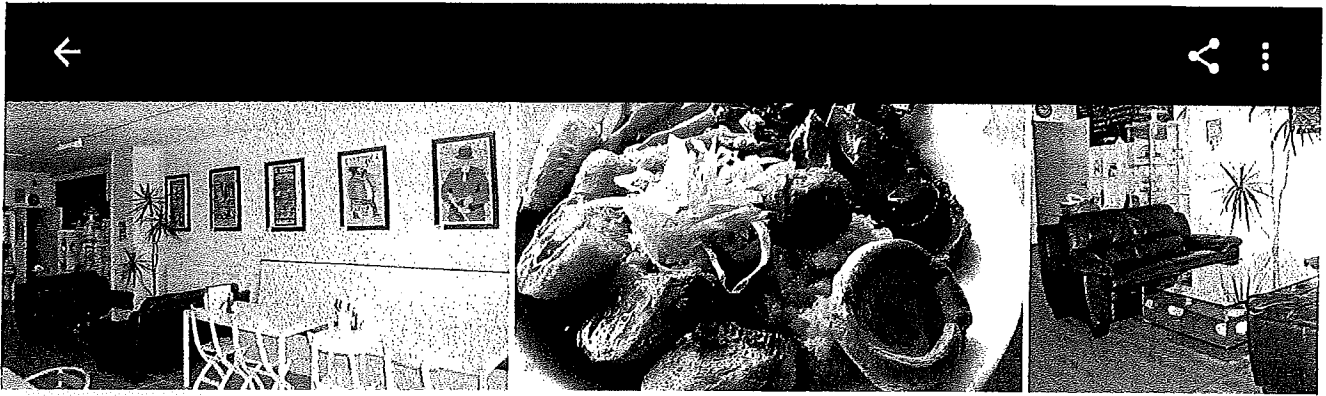
01273 455481



Suggest an edit



Add website



Beach Cafe

4.5 ★★★★★ (37)

Cafe · Closed

OVERVIEW

REVIEWS

ABOUT



DIRECTIONS



SHARE



SAVE



WEBSITE

Cosy · Casual · Good for kids



7 Ferry Rd, Shoreham-by-Sea BN43 5RA

Shoreham-by-Sea



| | |
|---------------|----------------|
| Friday | 8am–4pm |
| Saturday | 8am–4pm |
| Sunday | 8am–4pm |
| Monday | 8am–4pm |
| Tuesday | 8am–4pm |
| Wednesday | 8am–4pm |
| Thursday | 8am–4pm |

Suggest an edit



01273 452422



Suggest an edit

FROM THE MENU



River 283
WATERSIDE PUB



WATERSIDE

THE ESSENTIALS

WE'RE OPEN

Mon: 11:00-23:00
Tue: 11:00-23:00
Wed: 11:00-23:00
Thu: 11:00-23:00
Fri: 11:00-0:00
Sat: 11:00-0:00
Sun: 12:00-23:00

WE SERVE FOOD

Mon: 12:00-21:00
Tue: 12:00-21:00
Wed: 12:00-21:00
Thu: 12:00-21:00
Fri: 12:00-21:00
Sat: 12:00-21:00
Sun: 12:00-21:00

FIND US AT

Ferry Road, Shoreham-By-Sea, West Sussex,
BN43 5RA, United Kingdom

DIRECTIONS

01273 455390

HAVE

Beer Garden
BT Sports
Car Park

MENU LOCATION

Friendly
Pool
Season ticket
Sky Sports
Waterside
Pub
WiFi

Map data ©2018 Google

– LIVE SPORT AT THE WATERSIDE –

[REDACTED]
 Ferry Road
 Shoreham-by-Sea
 West Sussex BN43 5SE
 [REDACTED]

Dear Sir/Madam

4/8/2018

HMB & PMT Ltd application for a new premises licence:
 'Tides', 21 Ferry Road, Shoreham-by-Sea BN43 5RA (25/7/18).
Sales of Alcohol and Late Night Refreshment 10.00hrs. to 23.30hrs daily.

I wish to object most strongly to the above application.

As a resident living nearby, I feel that the serving of alcohol until 23.30pm. constitutes a serious risk to the peace of mind and general wellbeing of people living in the area.

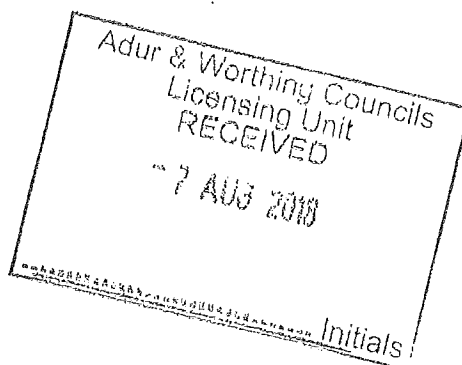
Most such outlets along ferry road are closed by 22.30pm. Allowing alcohol to be served on and off the premises for an extra hour is likely to disturb the equilibrium of the surrounding area, encouraging excess noise and resulting in a major public nuisance.

If the premises in question were to have tables and chairs outside, I believe that this could exacerbate the situation noise-wise.

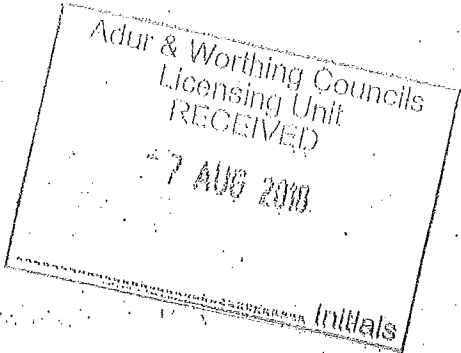
In the light of my comments above, I urge you to amend this application by reducing the hours in which alcohol may be served, indeed the hours that the restaurant remains open.

Yours faithfully,

[REDACTED]



██████████
██████████ Ferry Road
Shoreham by Sea
BN43 5RA



Date: 3rd of August 2018

To whom it may concern,

I am writing to you to object to the Licensing Application for 21 Ferry Road, formally the "Mahee Indian take away" and now "Tides". The owner has placed a small A4 notification in the window stating he has applied for a late night alcohol license from 10:00 until 23:00, with a further soft drinks license running from 23:00 until 23:30.

The shop premises are situated directly below a residential row of flats and adjacent to another residential block. Directly opposite is another residential block housing 60 flats. I am unsure why this application is even being considered.

Although the other restaurant situated on Ferry Road "Into the Blue" has a license that runs until 23:00. The doors are shut when the last customers have eaten. This is more often than not much earlier than their license allows, meaning people have exited the area prior to 23:00. If this pizzeria is serving soft drinks until 23:30, customers will not be leaving until just before midnight. The noise this will generate at such a late hour borders on Anti-Social. This is aside from the varying natures of the restaurants in question, one being a high end seafood restaurant, the other being an open plan pizzeria. It is obvious the noise levels generated will be vastly different. Further to the premises shutting, staff will be clearing the restaurant which will mean noise until way past midnight.

Ferry Road is situated on Shoreham Beach, a residential area. A pizza parlour with a late night alcohol license seems unnecessary and unsuited to the needs of the residents in Shoreham Beach. Why the license needs to run so late baffles me.

As a resident at ██████████ Ferry Road which is located directly above the premises in question, I have concerns regarding the sound proofing of the parlour. Previously we have had to call Building Control as there was no sound proofing

scheduled to be installed. As far as I am aware this contravenes building regulations. No acoustic testing has been performed to my knowledge (even though this was requested by us). After the Council's visit soundproofing was installed but is proving to be exceptionally inadequate, hence the need for an acoustic test.

Already we are able to hear every conversation below, this is giving me a good understanding of what the noise levels will be like once the restaurant opens. The noise levels generated from an open plan pizzeria serving alcohol until 23:00 frightens me and the flat owner alike. This is also exceptionally worrying for me as it will mean going through the process of moving house. I have a very small baby who won't be able to sleep with the noise that will certainly be generated into the late hours of the night. This will also be an on-going issue for anyone living in this block/building. Ferryway Court, which is situated above "Into the Blue" has a solid concrete slab ceiling above, separating commercial from residential. Our block/building has wooden joists and floorboards.

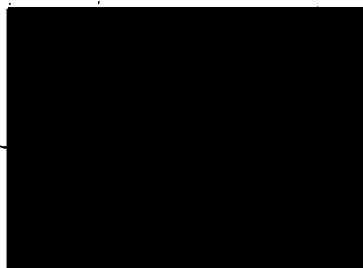
My concerns are aside from the personal impact to me and my 13month old baby. There's also a 3 and 5 year old living next door at 19a, a very small baby and a 2 year old living at 17a and a young child at 15a.

The impact on the area should be of greater concern to yourselves. With a closing time of 23:30 it means that there will be noise from leaving customers into the small hours. We already often have to deal with antisocial behaviour and drug consumption in our alleys and below our children bedroom windows from costumers exiting the pub opposite. An establishment with a late night alcohol licence could potentially aggravate this matter.

Quite frankly I cannot see how this can be justified in a residential area. The impact is going to be immensely negative to all the residents and therefore it needs to be addressed. This license does not need to run so late into the night. Hence the huge levels of concerns by the residents of Ferry Road.

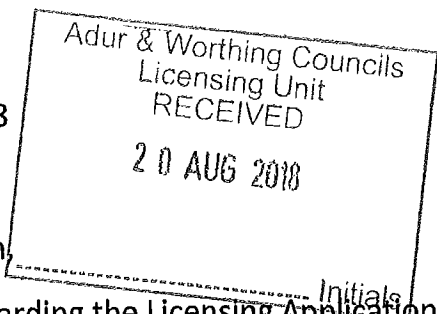
I implore you to look into this application and the effect it will have on Ferry Road and all the residents who are firmly opposed to this licensing going through.

Yours faithfully,



█ Ferry Road
Shoreham-by-Sea

10th August 2018



Dear Sir/madam,

I am writing regarding the Licensing Application for 21 Ferry Road, formally the "Mahee Indian take away" and now "Tides".

The owner has placed a very small (A4) notification in the window stating they have applied for a late night alcohol license from 10:00 until 23:00, with a further soft drinks license running from 23:00 until 23:30.

The shop premises are situated directly below a residential row of flats and adjacent to another residential block. Directly opposite is another residential block housing 60 flats. I am unsure why this application is even being considered.

I am aware the other restaurant situated on Ferry Road "Into the Blue" has a license that runs until 23:00. However the doors are shut when the last customers have eaten and this is often much earlier than their license allows, meaning people have exited the area prior to 23:00. If this pizzeria is serving soft drinks until 23:30, customers will not be leaving until just before midnight. I am very concerned about the noise this will generate at such a late hour. Further to the premises shutting, staff will be clearing the restaurant which will mean noise until way past midnight.

Ferry Road is situated on Shoreham Beach, a residential area. A pizza parlour with a late night alcohol license seems unnecessary and unsuited to the needs of the residents in Shoreham Beach. Why the license needs to run so late baffles me.

As a resident at █ Ferry Road (next door to the flat directly above the premises in question), I have concerns for all of us living in this row of flats. I am aware that our neighbours, living directly above the premises in question, have already been hugely affected already by the noise during the building phases of this pizzeria. They had to call Building Control as there was no sound

proofing scheduled to be installed. They are also concerned that, to their knowledge, no acoustic testing has been performed despite them requesting this. After the Council's visit soundproofing was installed but they are still finding it really noisy and are able to hear conversations. I can attest to this as we are able to hear conversations in the bakery below us. However the bakery is not a problem because they operate in sociable hours and close by 5pm. I am really concerned about the affect the late liscence will have for our neighbours especially as they have a young baby who will not be able to sleep through that noise. They should not have to be forced out of their home because of this situation, so please do consider this issue. This will also be an on-going issue for anyone living in this block/building. Ferryway Court, which is situated above "Into the Blue" has a solid concrete slab ceiling above, separating commercial from residential. Our block/building has wooden joists and floorboards.

We also have young children as do other people in this row of flats and are worried about the impact it will have including the expected increase in noise on the streets late at night.

The impact on the area should be of greater concern to yourselves. With a closing time of 23:30 it means that there will be noise from leaving customers into the small hours. We already often have to deal with loud drunken and antisocial behaviour and drug consumption in our alleys and below our children's bedroom windows from costumers exiting the pub opposite. We are concerned that an establishment serving pizza and alcohol will certainly aggravate this matter?

We do not understand how this can be justified in a residential area. The impact is going to be immensely negative to all the residents and therefore it needs to be addressed. This license does not need to run so late into the night. Hence the huge levels of concerns by the residents of Ferry Road.

I urge you to look into this application and the effect it will have on Ferry Road and all the residents who are firmly opposed to this licensing going through.



Appendix 3

Re:

1 message

Theresa Cuerva <theresa.cuerva@adur-worthing.gov.uk>

15 August 2018 at 14:44

To: [Redacted]

Hi Geoff

Thank you for the update, I will advise the representees of the changes and let you know their response in due course.

regards

Theresa Cuerva

Environmental Health Technician (Licensing), Adur & Worthing Councils
Phone: 01273 263193
Email: theresa.cuerva@adur-worthing.gov.uk
Website: www.adur-worthing.gov.uk
Portland House, 44 Richmond Road, Worthing, BN11 1HS



On 15 August 2018 at 14:33, Geoff P COOPER <[Redacted]> wrote:

Theresa, thanks, I have spoken to the applicant and he is happy to amend the application, as follows:

Late Night Refreshment - remove

Sale of Alcohol 10:00hrs to 22:30hrs daily

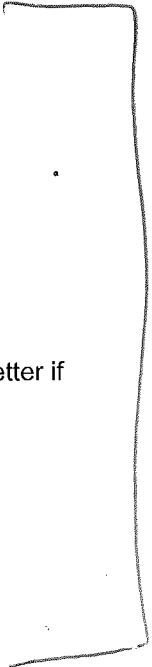
Opening Hours 09:00hrs to 22:30hrs daily

I am happy to communicate with the persons that have sent representations, however they may feel it is better if you update them on the above changes to the application in the first instance.

Thanks you for your assistance in this matter.

Regards

GC





ADUR DISTRICT
COUNCIL

Appendix 5

Adur District Council
% Portland House
44 Richmond Road
Worthing
West Sussex, BN11 1HS
www.adur-worthing.gov.uk

Date: 15th August 2018
Service: Public Health &
Regulation
Tel: 01273 263331

Our Reference: WK/20808628

Dear Sir/Madam

Premises Licence Application 'Tides', 21 Ferry Road, Shoreham-by-Sea, BN43 5RA

Thank you for your representation regarding the above application.

I have today contacted the applicant and their agent and advised them that they cannot have the hours they have applied for due to a planning restriction on the property.

They have agreed to amend their application as follows:-

Late Night Refreshment - Remove

Sale of Alcohol 10:00hrs to 22:30hrs daily

Opening Hours 09:00hrs to 22:30hrs daily

If this reduction in hours alleviates your concerns regarding the application and you would like to withdraw your representation, you can do so either verbally or in writing to the contact details below. This will remove the need for a formal hearing.

Please contact me if you wish to discuss this application further.

Yours sincerely

Theresa Cuerva
Environmental Health Technician (Licensing Specialist)
Tel: 01273 263193
e-mail: theresa.cuerva@adur-worthing.gov.uk

Appendix 6

From [REDACTED]

1 message

30 August 2018 at 12:53

To: "theresa.cuerva@adur-worthing.gov.uk" <theresa.cuerva@adur-worthing.gov.uk>

Dear Theresa,

Further to our telephone conversation. We both wish to withdraw our representation as we are now very happy with the news hours.

Kind regards

[REDACTED]

Sent from [REDACTED]

Premises Licence Application 'Tides', 21 Ferry Road, Shoreham-by-Sea BN43 5RA

1 message

30 August 2018 at 18:20

[REDACTED]
To: theresa.cuerva@adur-worthing.gov.uk

Dear Ms Cuerva

This is just to confirm, following my phone conversation with one of your colleagues this morning (Thursday), that I am happy to withdraw my representation re: the above.

Yours sincerely

[REDACTED]

**Tides Pizzeria
21 Ferry Road,
Shoreham by Sea,
BN43 5RA**

28/08/2018

Name and address

Dear *Name*

I am seeking to obtain a Premises Licence for Pizzeria in Ferry Road.

I have consulted with the Responsible Authorities in advance of the application and I believe that my application is modest, well thought out and that 'Tides' will enhance the local area.

I have agreed Licence conditions with Sussex Police and I will fully support the Licensing Objectives, if the Licence is granted.

I would like to invite you to meet me at the premises at 6 p.m. on Friday the 7th of September to discuss my proposals and to look at the progress that has been made.

I would also be happy to meet you at any other convenient time on that day.

I hope you are now aware that I have reduced the requested hours for the premises to 10:30 p.m. daily and I would be happy to discuss your concerns by email or telephone.

Yours Sincerely

[Redacted signature block]

