



## Communities Directorate

9 December 2014

### Licensing and Control Sub-Committee

**Date:** 17 December 2014

**Time:** 6.30pm

**Venue:** Council Chamber, Town Hall, Worthing

**Committee Membership:** Councillors Paul High (Chairman), Louise Murphy, Susan Jelliss

\*This licensing authority will only allow licensing decisions to be taken by a minimum of three Councillors. In the event of one Councillor being unable to attend, their place will be taken by another Councillor taken from the membership of the full Licensing and Control Committee - B. In the event of this happening all parties will be informed of the change of membership at the beginning of the meeting.

## Agenda

### Part A

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

Members and Officers are invited to make any declarations of disclosable pecuniary interests that they may have in relation to any items on this Agenda. The declaration should refer both to the nature of the interest as well as its existence.

Members and Officers may seek advice upon any relevant interest from a Legal or Democratic Services Officer prior to the meeting.

Any substitute members should declare their substitution if appropriate.

## 2. Application for a new premises Licence

**Venue:** All in Onez, 137 Clifton Road, Worthing, BN11 4DP

### Part B - Not for Publication – Exempt Information Reports

None

---

For Democratic Services enquiries relating to this meeting please contact:

Chris Cadman-Dando  
Democratic Services Officer  
01903 221364  
[chris.cadman-dando@adur-worthing.gov.uk](mailto:chris.cadman-dando@adur-worthing.gov.uk)

For Legal Services enquiries relating to this meeting please contact:

Caroline Perry  
Solicitor  
01903 221086  
[caroline.perry@adur-worthing.gov.uk](mailto:caroline.perry@adur-worthing.gov.uk)

---

**Licensing Act 2003 – Application for a new Premises Licence at:  
All in Onez, 137 Clifton Road, Worthing, BN11 4DP**

**Report by the Director of Customer Services**

**1. Recommendation**

- 1.1 That a Sub Committee of Licensing & Control Committee “B” consider and determine the application made by :

**Mr Arudchelvan Chelliah**

for a new Premises Licence to authorise the sale of alcohol for consumption off the premise.

**2. Reasons for Hearing**

- 2.1 The application has been the subject of formal representation by a responsible authority, a local ward councillor and two other persons. It therefore falls to this sub-committee to determine.

**3. Background**

- 3.1 The store is situated in Clifton Road in a parade of shops in a mixed commercial/residential area. The premise has recently opened as a convenience store without alcohol.
- 3.2 The application was made by Mr Chelliah to Worthing Borough Council on the 31 October 2014 for a new Premises Licence to authorise the sale of alcohol, for consumption off the premise, at the new store.
- 3.1 Attached to the report are:
- A plan of the area (Appendix A)
  - A plan of the store (Appendix B)
  - A copy of the application (Appendix C)
  - A copy of the representation made by a Responsible Authority, namely Sussex Police & the applicant’s response (Appendix D)
  - A copy of the representation made by a local ward councillor (Appendix E)

- Copies of the representations made by members of the public (Appendices F 1 - 2)

#### 4. **The Application**

4.1 The Application is attached at **Appendix C**. However, in summary, the application is seeking authorisation for:

- the sale of alcohol between the hours of:  
08.00hrs and 23.00hrs Monday to Saturday  
10.00hrs and 22.00hrs Sunday
- The store will open to the public between the hours of:  
08.00hrs and 23.00hrs Monday to Saturday  
10.00hrs and 22.00hrs Sunday

4.2 As recommended by the Guidance issued under section 182 of the Licensing Act 2003 the applicant has completed an operating schedule as to how it is intended to address the Licensing Objectives if this application were granted.

4.3 The proposed designated supervisor detailed in the application is Mr Arudchelvan Chelliah, who holds a personal licence issued by the London Borough of Croydon Council.

#### 5. **Promotion of the Licensing Objectives**

5.1 The Licensing Act 2003 and regulations require that the Council, as local licensing authority, carries out its functions with a view to promoting the four licensing objectives:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance;
- the protection of children from harm.

5.2 In carrying out its licensing functions, the licensing authority must also have regard to the Guidance issued by the Secretary of State and its own Statement of Licensing Policy. Members are advised that the following sections of the Worthing Borough Council's Policy may be particularly relevant to consideration of this matter, though of course the Policy in its entirety must be considered. Sections indicated relate to paragraph numbers in the Policy itself:

##### ***Prevention of Crime & Disorder***

- 4.2 *The Council places huge importance on the prevention of crime and disorder. A high standard of control is, therefore, expected to be exercised over licensed premises.*
- 4.3 *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, the Guidance issued under section 182 to the Act and this policy. The Council will give "due regard" to all possible implications and its Licensing & Control Committee will always consider all the information available and relevant representations made, including those from interested parties and the responsible authorities, particularly the Police.*

- 4.4 *In their role as a responsible authority, Sussex Police are an essential source of advice and information on the impact and potential impact of licensable activities in the borough, particularly on the crime and disorder objective. The police have a key role in managing the night-time economy and usually have good working relationships with those operating in the local area. The council recognises that Sussex Police are the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder, but may also be able to make relevant representations with regards to the other licensing objectives if they have evidence to support such representations. The Council will accept all reasonable and proportionate representations made by the police unless the authority has evidence that to do so would not be appropriate for the promotion of the licensing objectives. However, it remains incumbent on the police to ensure that their representations can withstand the scrutiny to which they would be subject at a hearing.*
- 4.9 *The Council recognises that the Licensing Act is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from licensed premises. Nonetheless, it is a key aspect of such control and licensing law will always be part of a holistic approach to the management of the evening and night time economy in town centres.*

#### **Prevention of Public Nuisance**

- 4.17 *Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of disturbances impacting upon people living, working or sleeping in the vicinity of the premises or wider afield.*
- 4.18 *Noise disturbance can arise from entertainment or activities held within licensed premises and also from people or motor vehicles outside licensed premises. The Council will expect Operating Schedules to address these issues. Advice and guidance can be obtained from Licensing Officers or the Council's Environmental Protection Team. If representations are received the Council may utilise appropriate conditions to control noise disturbance and the use of such conditions will depend upon the activities/entertainment/hours of operation proposed; the nature of the locality; and existing background noise levels and ambient noise levels. Noise control conditions may include the satisfactory sound insulation of licensed premises; compliance with maximum noise levels; and limiting hours of operation.*
- 4.19 *When addressing public nuisance the applicant should initially identify any particular issues (having regard to their particular type/construction of their premises, proposed activities and nature of locality) which are likely to adversely affect the promotion of the objective to prevent public nuisance. Such steps as are required to deal with these identified issues should be included within the applicant's Operating Schedule.*
- 4.20 *Anti-social behaviour such as excessive noise from access and egress or patrons littering should also be addressed in the Operating Schedule.*

## **Protection of Children from Harm**

- 4.24 *The wide range of premises that require licensing means that children can be expected to visit many of these, perhaps on their own, for food and/or entertainment.*
- 4.28 *It is an offence to sell alcohol to an individual aged under 18. Licence holders are required to consider carefully ways to ensure that the sale of alcohol is restricted to those over the age of 18. Popular schemes include the 'Challenge 25 scheme' whereby if the individual looks under 25; they are required to prove that they are over the age of 18 when buying alcohol or tobacco. Acceptable forms of proof are: a photo card driver's licence, passport or PASS. PASS is the national guarantee scheme for proof-of-age, which is fully supported by the Home Office. Applicants are encouraged to introduce such schemes and detail them in operating schedules. The council may impose conditions requiring such schemes if relevant representation is received. Special care should be exercised and the licensed trade should be alert to counterfeit IDs and their fraudulent use.*

## **DEMAND, SATURATION & HOURS**

- 6.1 *In accordance with the Government's guidance the Council recognises that demand is not a relevant criterion in considering an application under the Act.*
- 6.14 *Following relevant representations the Council will deal with the issue of licensing hours having due regard to the individual merits of each application. However, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated in mainly residential areas. This will particularly apply in circumstances where, having regard to the location, size and nature of the licensed premises, it is likely that disturbance will be caused to residents in the vicinity of the premises, or its environs, by concentrations of people either present or leaving during normal night-time sleeping periods (23.00hrs to 07.00hrs).*
- 6.18 *The Council will generally consider the licensing of shops, stores and supermarkets to sell alcohol for consumption off the premises at any times they are open for shopping. However, it may consider that in some circumstances there are very good reasons for restricting those hours and these are detailed in paragraphs 7.1 to 7.13 below. .*

## **SPECIFIC CONSIDERATIONS**

### **Off sales of alcohol – Stores & Supermarkets**

- 7.1 *The Home Office Guidance to the Act recommends that shops, stores and supermarkets selling alcohol should generally be permitted to match the hours during which they may sell alcohol with their normal trading hours, unless there are exceptional reasons related to the licensing objectives, in particular 'the prevention of crime and disorder' and 'the prevention of public nuisance'.*
- 7.2 *The council will consider all applications on their own merit and will not consider 'need or demand' but If an area is experiencing problems and this is linked to the number of premises in the area already selling alcohol, for consumption off the premises, the council will carefully consider the cumulative impact on the licensing objectives of any new application if relevant representation is received.*

- 7.3 *The council will be particularly concerned with regard to the granting of new licences to stores and supermarkets in localities where the following problems have been identified:*
- *Alcohol sales to persons who are drunk*
  - *Underage drinking*
  - *Street drinking*
  - *Pre-loading & post-loading*
- 7.4 *Selling alcohol to a person who is drunk or to a person who is under the age of 18 are both offences under the Licensing Act. The council recognises that the vast majority of licensees are very aware of their responsibilities and the duty of care they have selling alcohol to the public. However, the council takes both these issues extremely seriously.*
- 7.5 *The Council considers it vital that licence holders provide formal and effective training to all staff involved in the sale of alcohol to recognise members of the public who are drunk or underage and give their staff the ability and confidence to refuse service. The council will expect operating schedules to demonstrate that the licence holder has considered such matters and addressed them as far as possible and that formal training records are kept on the premise and are to be made available for inspection by Police and/or Licensing Unit officers on request.*
- 7.6 *Over recent years problems associated with street drinking have been experienced across the borough but particularly in the town centre, on the promenade, the beach and Worthing's public parks & gardens. While there are some areas with recurring problems with regard to street drinking groups they also crop up in different areas at different times. These individuals and the shops that supply them can be a focus of antisocial behaviour, disorder and disturbance. The supply of alcohol to individuals involved in the day-long consumption of alcohol on the street and in open spaces can directly lead to these groups of drinkers causing various types of crime, public nuisance and anti-social behaviour.*
- 7.7 *Pre-loading and post-loading, the sale of alcohol to people who consume it on the way to or from venues licensed for the consumption of alcohol on the premises, gives rise to problems of drunkenness and disorderly behaviour. The proliferation of stores selling alcohol for consumption off the premises is of concern if it leads to drinking on the streets or alcohol being carried into premises such as pubs and nightclubs. The council is concerned that alcohol loading from off-licence sales is a significant problem in the town and adversely affects the licensing objectives.*
- 7.8 *Where the police or others make representations against the grant of a further licence for off sales, because of their serious concerns over any of the problems listed above and the disorder associated with the off sale of alcohol in the area, the council will give specific consideration to restricting the number, type, and the hours of premises selling alcohol exclusively for consumption off the premises. The council will want to be assured that the Operating Schedule of premises, and their overall management, training and levels of staffing, are appropriate to ensure that the licensing objectives are promoted in what may be challenging circumstances. The earliest and latest hours of opening will be of particular concern. This is because problematic street drinkers and others who are seriously addicted to alcohol, may be drawn to shops that sell alcohol earlier in the morning and later in the evening than other premises and consequently create public nuisance. Where there are representations on problems of disorder the hours when alcohol may be sold for consumption off the premises may be conditioned to be less than the generally granted hours issued to public houses and restaurants in the area.*

- 7.9 *Due to these concerns and their link to crime, disorder and disturbance, the Council will not, as a general rule, grant applications for the 24-hour sale of alcohol for consumption off the premises. It will consider very seriously any representation made by Sussex Police, other responsible authorities, and relevant representations from the public before determining such applications.*
- 7.10 *To address the problems of street drinkers, underage drinkers and pre/post loaders the council has introduced a controlled drinking zone across the whole borough giving the police powers to stop street drinking and seize alcohol and receptacles under the powers of the Criminal Justice and Police Act 2001. In addition short term Dispersal Zones have and will be used in parts of the town where the break-up of street drinking groups is required to disrupt any emerging patterns of street drinking.*
- 7.11 *When requested by the police, or other authorities, the Licensing Authority may impose on new applications, or on existing licences at review, conditions requiring:*
- *No sales of alcoholic beverages (beers, lagers & ciders) over a specified limit of alcohol by volume or of specified quantities (e.g. of beers, lagers and ciders over 6.0% alcoholic content by volume).*
  - *No sales of single cans or bottles of beer, lager and cider in containers containing less than 500ml.*
  - *No sales of miniature bottles of wine or spirit in units of less than 35cl.*
  - *Other conditions may be imposed directed at reducing problematic street drinking.*
  - *Conditions stopping irresponsible drink promotions that do not follow best practice, that would appeal to underage drinkers or street drinkers or encourage excessive consumption.*
  - *Conditions relating to the positioning of alcohol within the shop and the types of displays of alcohol within the store. Particularly those displays that might appeal to younger consumers.*
- 7.12 *From October 2010 it became a mandatory condition that all licence holders selling alcohol put in place an age verification policy for the premises. In some*

## **6. Consultation**

- 6.1 The application has been subject to the statutory consultation and statutory public advertisement arrangements in accordance with the provisions of the Act, in respect of which relevant representations were received from the following:

Other Persons – 2 X Representations  
 Ward Councillor – 1 X Representation  
 Responsible Authorities – 1 X Representation from Sussex Police



## 7. Relevant Representations

7.1 Detail of the relevant representation received is reproduced at **Appendices D, E & F**. The representations are considered to relate to the statutory licensing objectives as follows:

### ***The Prevention of Crime and Disorder.***

### ***The Prevention of Public Nuisance***

### ***The Protection of Children from Harm***

7.2 Sussex Police made a representation listing a number of conditions that they consider required to enable this premise to meet the licensing objectives if members were of a mind to grant a licence. These being:

- *Digital CCTV and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV Systems, operated and maintained throughout the premises internally to cover all public areas including, as a minimum, the entrance to the premises and the servery counter. 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 a sufficient quality to work in all lighting levels inside the premises at all times. CCTV footage will be stored for a minimum of 28 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. The CCTV images will record and display dates and times, and these 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 and remedied as soon as practicable.*
- *Spirits will be stored and displayed behind the servery, or out of the reach of the public.*
- *No more than 20% of the area available for display of retail goods will be used for the display of alcohol products*
- *Alcohol shall not be located within a 2 metre radius of the front entrance other than behind the servery counter and shall be in an area in which it can easily be monitored by staff on a frequent and daily basis at times when licensable activities are taking place.*
- *The premises shall at all times maintain and operate a sales refusals log and an incident log which will be kept on the premises to record all refusals and incidents of crime or disorder. These shall be reviewed and signed by the Designated Premises Supervisor at intervals of no more than four (4) weeks. Feedback shall be given to staff to ensure these are used on each occasion that a refusal or incident occurs at the premises. These records shall be made available upon request to the Local Authority Licensing Officers and Sussex Police Licensing Officers*
- *The premises will operate an age verification policy set at a minimum of 25 years, whereby any person attempting to buy alcohol who appears to be under 25(or the age set by the policy) will be asked for photographic ID to prove their age.*
- *The only form of ID that will be accepted are passports, driving licences with a photograph or Citizen card or validated proof of age cards bearing the "PASS" mark hologram. The list of approved ID may be amended or revised subject to prior written agreement with Sussex Police.*
- *Signage advertising the "Challenge" policy will be displayed in prominent locations in the premises and shall include the point of sale and the area where the alcohol is displayed, as a minimum*

- *All staff members engaged, or to be engaged, in selling alcohol on the premises shall receive full training pertinent to the Licensing Act, specifically in regard age-restricted sales, and the refusal of sales to persons believed to be under the influence of alcohol or drugs. Induction training must be completed and refresher training thereafter at intervals of no more three months. All restricted sales training undertaken by staff members shall be fully documented and signed by the employee and the DPS. All training records shall be made immediately available upon request to the Local Authority Licensing Officers and Sussex Police Licensing Officers.*
- *A written record of those authorised to make sales of alcohol shall be kept. This shall be endorsed by the DPS with the date such authorisation commences. This shall be made available upon request to the Local Authority Licensing Officers and Sussex Police Licensing Officers.*

7.3 Councillor Vinojan made representation on behalf of his constituents regarding the high number of stores in the area and the effect this was having on crime & disorder and public nuisance. His letter highlights the problems he perceives the area suffers with street drinking and he has brought the town's 'Enough is Enough' campaign to members' attention. Councillor Vinojan suggests a number of conditions are imposed consistent with the council's licensing policy regarding off licences for the sub-committee's consideration if they are of a mind to grant the application. These conditions being:

- *No sales of alcoholic beverages (beer, lager & cider) over 6.0% ABV (alcohol by volume) in containers (cans or bottles) containing less than 500ml.*
- *No sales of single cans or bottles of beer, lager and cider in containers containing less than 500ml. Sales of such cans & bottles to be made in multiple packs of a minimum of 4.*
- *No sales of miniature bottles of wine or spirit in units of less than 35cl.*
- *I would also suggest that the strong brands of cider sold in 1 litre to 2 litre bottles and favoured by the street drinkers are not supplied by the store so suggest the following condition:*
- *No sales of strong ciders over 6% alcohol by volume.*

7.4 Two letters of representation were received from members of the public.

7.5 All those making relevant representation have been invited to attend this hearing.

## **8. Mediation**

8.1 The Licensing Act 2003 encourages mediation.

8.2 The applicant and Sussex Police have been in mediation and agreement has been reached with the applicant volunteering all the conditions requested by Sussex Police (listed at 7.2). These would become enforceable conditions of any licence granted and therefore Sussex Police have withdrawn their representation.

8.3 Officers are unaware of any further mediation at the time this report was drafted and because of the number of representations received and the opinions expressed consider it unlikely a successful outcome can be reached but will report any developments to members at the hearing.

## **9. Consideration**

9.1 Members must take into consideration the following when determining this application:

- The four statutory licensing objectives
- Worthing Borough Council's Statement of Licensing Policy
- Guidance issued by the Home Secretary
- The relevant representations from all parties and any mediated agreement reached.

9.2 These are the only matters to be addressed by the authority when considering this application. The statutory Licensing objectives are the only grounds on which representations can be made, and the only grounds on which an authority will be able to refuse an application or impose conditions in addition to statutory conditions and those proposed by the applicant in the Operating Schedule.

9.3 When considering this application for a premises licence the following options are available to the Sub-Committee:

- a. Grant the licence, as requested,
- b. Grant the licence, as requested, with additional conditions appropriate to the promotion of the specific licensing objectives on which relevant representations have been received.
- c. Reject the whole or part of the application.

Members may also:

- d. Grant the licence but exclude certain licensable activities from the licence,
- e. Refuse to specify a particular person as a premises supervisor,
- f. Approve different parts of the premises for different activities.

9.4 Members are required to give reasons for their decision.

## **10. Legal Implications**

10.1 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.

10.2 Members are reminded that the Act 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 person, 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 crime and disorder, public safety, public nuisance or the protection of children from harm are occurring. It is the existence of these procedures which should, in general, allow licensing authorities to apply a light touch bureaucracy to the grant and variation of premises licences by providing a review mechanism when concerns relating to the licensing objectives arise later in respect of individual premises."*

- 10.3 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.
- 10.4 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.
- 10.5 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.
- 10.6 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. Other Implications**

- 11.1 Any decision taken will have regard for the local environment and, in particular, any conditions attached for the purposes of preventing public nuisance will take this principle into account.

## 12. Recommendation

- 12.1 Members are requested to determine the application for a new Premises Licence made by Mr Arudchelvan Chelliah for the new convenience store known as 'All in Onez' situated at 137 Clifton Road, Worthing and give reasons for that determination.

**Jane Eckford**  
**Director of Customer Services**

### **Principal Author and Contact Officer:**

Simon Jones

Senior Licensing Officer - Tel: 01273 263191 or [simon.jones@adur-worthing.gov.uk](mailto:simon.jones@adur-worthing.gov.uk)

### **Background Papers:**

- Licensing Act 2003
- Guidance issued under section 182 of the Licensing Act 2003  
<https://www.gov.uk/government/publications/licensing-act-2003-amended-guidance-issued-under-section-182>
- Worthing Borough Council's Statement of Licensing Policy  
<http://www.adur-worthing.gov.uk/licensing-and-permits/consultations-policy-forum/policy-and-forum/>

### **Appendices:**

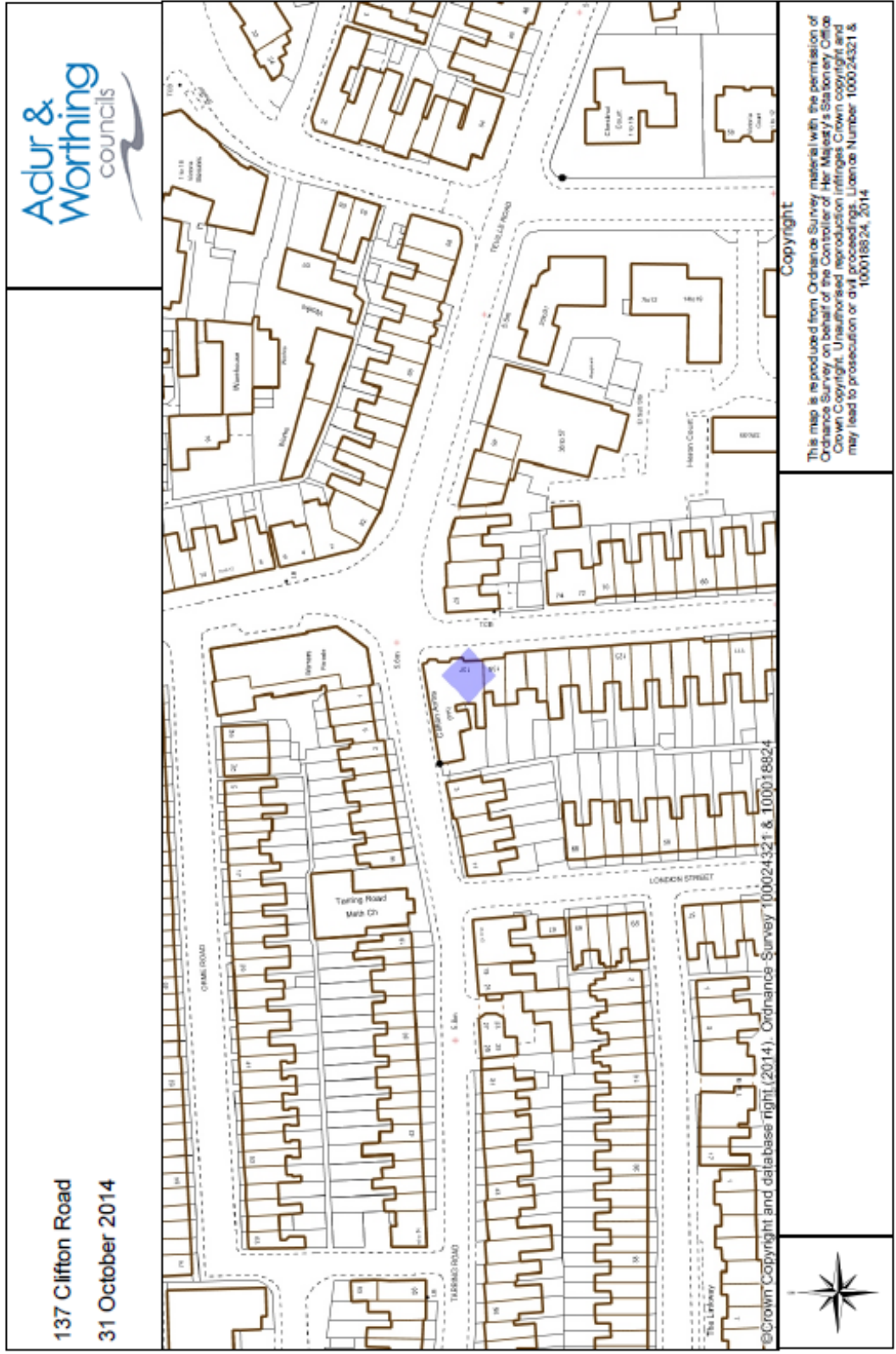
- Appendix A - Plan of area.
- Appendix B - Plan of the building.
- Appendix C - The Application Form.
- Appendix D - Representation received from Sussex Police
- Appendix E – Representation from Cllr. Vino Vinojan
- Appendices F 1-2 – Representations from members of public.

Commerce Way, Lancing

Ref: SJ/Lic.U/LA03/NEW – All in Onez

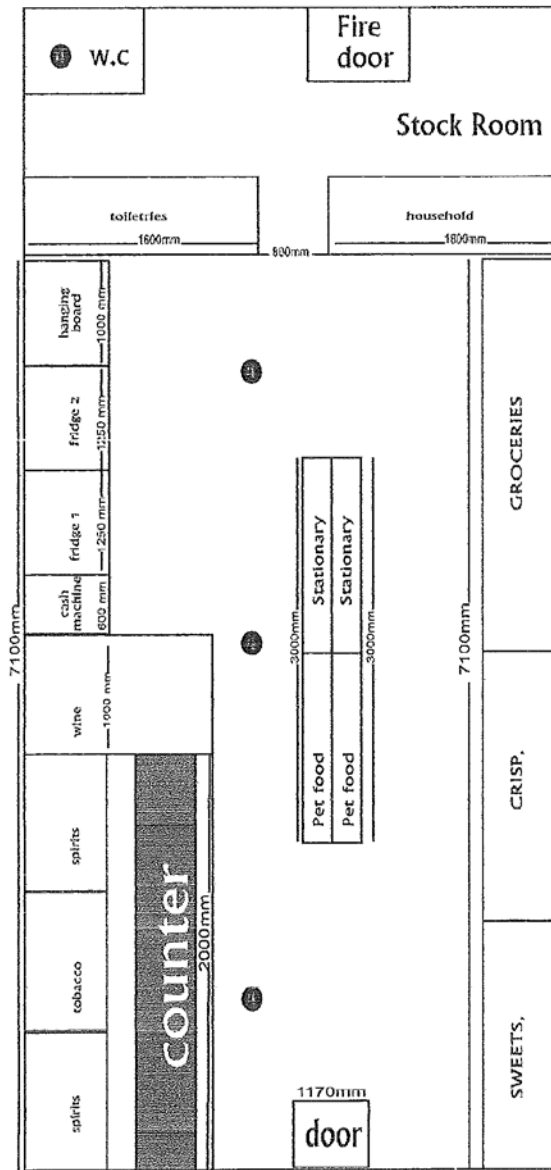
Date: 8 December 2014.

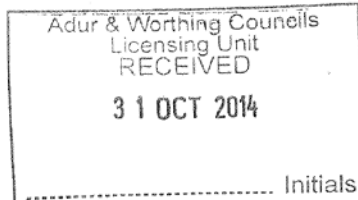
**Appendix A  
Plan of Area**



Appendix B  
Plan of Premises

ALL IN ONE2  
137, CLIFTON ROAD  
WORTHING  
BN114DP





EH/LA/App04



Civic Centre, Ham Road, Shoreham-by-Sea, BN43 6PR

**Licensing Act 2003 -  
New Premises Licence Application pack including  
Application Form & Designated Premises Supervisor Consent**

**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 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 ARUDCHERIVAN CHRELLIAH (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** ALL IN ONEZ

Postal address of premises or, if none, Ordnance Survey map reference or description <u>137, CLIFTON ROAD</u>	
Post town <u>WORTHING</u>	Post code <u>BN11 4DP</u>

Telephone number at premises (if any) [REDACTED]

Non domestic rateable value of premises [REDACTED]

**Part 2 – Applicant Details**

Please state whether you are applying for a Premises Licence as:

- a) an individual or individuals\*
- b) a person other than an individual\*
  - i. as a limited company
  - ii. as a partnership
  - iii. as an unincorporated association or
  - iv. Other (for example a statutory corporation)
- c) a recognised club
- d) a charity
- e) The proprietor of an educational establishment
- f) A health service body
- g) A person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital
- h) The chief officer of police of a police force in England and Wales

Please tick ✓

- please complete section (A)
- please complete section (B)
- please complete section (B)
- please complete section (B)
- please complete section (B)
- please complete section (B)
- please complete section (B)
- please complete section (B)
- please complete section (B)
- please complete section (B)



ONLY FOR OFF SALE OF ALCOHOL

What licensable activities do you intend to carry on from the premises?  
 (Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

**Provision of regulated entertainment**

Please tick ✓

- 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) performance 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 entertainment facilities:**

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

**Provision of late night refreshment (if ticking yes, fill in box L)**

**Sale by retail of alcohol (if ticking yes, fill in box M)**

In all cases complete boxes N, O and P

Adur & Worthing Councils  
 Licensing Unit  
 RECEIVED

- 3 NOV 2014

..... Initials

Please tick ✓

\*If you are applying as a person described in (a) or (b) please confirm:

- 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  Mrs  Miss  Ms  Other title (for example, Rev)

Surname: CHRELLIAH First names: ARUDCHERVAN

I am 18 years old or over

Please tick ✓

Current postal address if different from premises address

[Redacted address]

Post Town

[Redacted town]

Postcode

BN11 4DP

Daytime contact telephone number

[Redacted telephone number]

Email address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
<u>28</u>	<u>11</u>	<u>2014</u>

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

Day	Month	Year

If 5000 or more people are expected to attend the premises at any one time, please state the number expected to attend

[Redacted number]

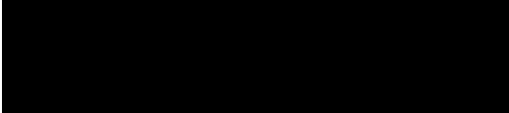
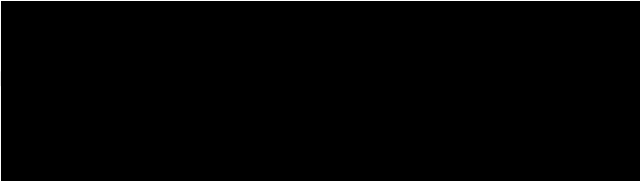
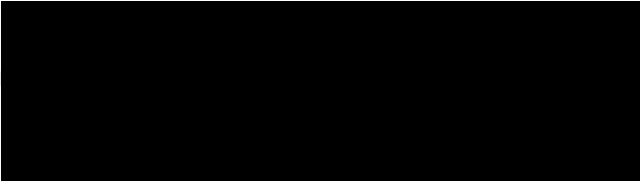
Please give a general description of the premises (please read guidance note 1)

IT'S A BRAND NEW PREMISES, IT WILL BE A GENERAL CONVENIENCE STORE TOBACCO, CONFECTIONARY, SOFTDRINK, PET FOOD AND POUND ZONE. AFTER I GET PREMISES LICENCE IT WILL BE OFF SUPPLIES OF ALCOHOL STORE. ALCOHOL WILL BE KEPT BEHIND AND NEXT TO THE COUNTER.

# M

Sale of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption on or off the premises or both – please tick (✓) (please read guidance note 7)	On the premises		
Day	Start	Finish		Off the premises	✓	
Mon	8.00	23.00	State any seasonal variations for the sale of alcohol (please read guidance note 4)	Both		
Tue	8.00	23.00				
Wed	8.00	23.00				
Thur	8.00	23.00		Non standard timings. Where you intend to use the premises for the sale of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Fri	8.00	23.00				
Sat	8.00	23.00				
Sun	10.00	22.00				

ONLY IF POSSIBLE  
FRIDAY, SATURDAY  
CHRISTMAS EVE AND  
NEW YEARS EVE 8.00 TILL 00.00

State the name and details of the individual whom you wish to specify on the licence as premises supervisor	
Name	ARUP CHELVAN CHELLIAH
Address	
Postcode	BN11 4DP
Personal licence number (if known)	
Issuing licensing authority (if known)	

# N

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 8)

N/A

# O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	08	23.00	<p>Non standard timings. Where you intend to open 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 5)</p> <p>ONLY IF POSSIBLE FRIDAY, SATURDAY, CHRISTMAS EVE &amp; NEW YEARS EVE 08 - 00 (MIDNIGHT)</p>
Tue	08	23.00	
Wed	08	23.00	
Thur	08	23.00	
Fri	08	23.00	
Sat	08	23.00	
Sun	10	22.00	

## P

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

**a) General – all four licensing objectives (b, c, d, e) (please read guidance note 9)**

WE WILL MAKE SURE THAT OUR NEIGHBOURHOOD NEVER GET DISTURBED BY EARLY MORNING OR LATE NIGHT NOISES, DRUNK AND DISORDER, OR ANY RUBISH (BOTTLES AND CANS) OUTSIDE THE SHOP. GIVE FULL SUPPORT TO THE POLICE AND COMMUNITY SUPPORT TEAM. THIS IS A LOCAL SHOP AND OUR RESPONSIBILITY TO KEEP OUR NEIGHBOUR SAFE AND HAPPY.

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

CCTV OPERATION, NOT ALLOW BIG GROUPS IN THE PREMISES, KEEP IN TOUCH WITH THE LOCAL COMMUNITY SUPPORT OFFICERS, FOLLOW RULES OF NO ID NO SALE.

**c) Public safety**

CCTV OPERATION 24 HOURS, SUPPORT ENOUGH IS ENOUGH CAMPAIGN, STOP SELLING ALCOHOL TO THE STREET DRINKERS, DRUNKEN PERSON OR BEHALF OF THE PERSON AND UNDERAGE, DO NOT ALLOW THEM TO DRINK IN OR NEAR THE PREMISES.

**d) The prevention of public nuisance**

OPERATION OF CCTV INSIDE AND OUTSIDE THE PREMISES. NOT ALLOW ANY GROUPS TO HANG AROUND NEAR BY THE PREMISES, ANY MISBEHAVE OR VIOLENT BEHAVIOR CALL THE POLICE OR LOCAL COMMUNITY SUPPORT TEAM, KEEP THE NOISE DOWN INSIDE AND NEAR THE PREMISES IN FRIENDLY WAY, ALSO CLEAR THE LITTERS OUTSIDE THE SHOP.

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

VERY STRICT ON NO ID NO SALE, DO NOT ALLOW THEM TO TOUCH ANY ALCOHOL, IF THEY ARE ALONE TAKE OUR FULL RESPONSIBILITY TO MAKE SURE THEY ARE SAFE, IF ANY BODY MISBEHAVE OUTSIDE KEEP THE CHILDREN INSIDE THE PREMISES SAFELY TILL THEIR PARENTS COME OR CALL EMERGENCY OR LOCAL COMMUNITY TEAM.

Please tick ✓

- I have made or enclosed payment of the fee
- I have enclosed a plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the proposed premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

**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**

**Part 4 – Signatures** (please read guidance note 10)

**Signature of applicant or applicant’s solicitor or other duly authorised agent.** (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature  .....

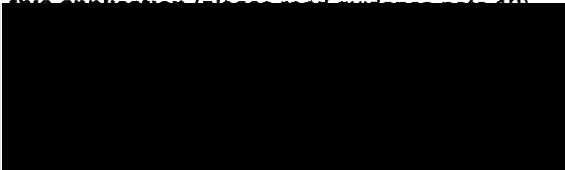
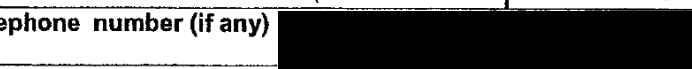
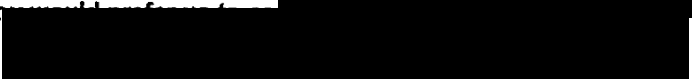
Date .....  
 Capacity .....

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent.** (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature .....

Date .....

Capacity .....

<b>Contact Name (where not previously given) and address for correspondence associated with this application (please read guidance note 10)</b> 	
<b>Post town</b> <u>WORTHING</u>	<b>Post code</b> <u>BN11 4DP</u>
<b>Telephone number (if any)</b> 	
<b>If you wish to provide an email address (optional)</b>	

# Sussex Police

## MEMORANDUM

**To: Simon Jones, Licensing Officer, Worthing & Adur Councils.**

---

**From: West Sussex Neighbourhood Licensing Team**

---

**Extension: 01273 404030**

**Date: 3<sup>rd</sup> November 2014**

---

Dear Mr Jones

**Application for a Premises Licence to be granted under the Licensing Act 2003 for All in One 2, 137 Clifton Road, Worthing, West Sussex, BN14 7DP**

I write on behalf of the Chief Officer of Police for Sussex to raise a representation against the grant of the above application on the grounds of Prevention of Crime and Disorder, the Prevention of Public Nuisance and the Protection of Children from Harm.

Although Sussex Police are not, in principle, opposed to this application, in their current form the steps proffered in the operating schedule are unenforceable and therefore cannot be considered sufficient to fully address the licensing objectives. In addition, given the location of the premises and the existing alcohol related issues that exist Sussex Police cannot agree to the nonstandard timings that have been requested. This applies not only to midnight opening every Friday and Saturday but also to a midnight finish on Christmas eve and New Year's eve.

These premises are located within in an area which is sensitive to drink related crime and disorder, and being located within just a few minutes walk from Worthing Town Centre also suffers from antisocial behaviour associated with street drinking.

Sussex Police, as well as requiring the removal of the non-standard timing aspect of the application, will therefore require that the following conditions are attached to the premises licence. These conditions are considered to be clear, concise and enforceable and therefore appropriate to ensure the licensing objectives are promoted.

- Digital CCTV and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV Systems, operated and maintained throughout the premises internally to cover all public areas including, as a minimum, the entrance to the premises and the servery counter. 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 a sufficient quality to work in all lighting levels inside the premises at all times.

- CCTV footage will be stored for a minimum of 28 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.
- The CCTV images will record and display dates and times and these 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 and remedied as soon as practicable.
- Spirits will be stored and displayed behind the servery, or out of the reach of the public.
- No more than 20% of the area available for display of retail goods will be used for the display of alcohol products
- Alcohol shall not be located within a 2 metre radius of the front entrance other than behind the servery counter and shall be in an area in which it can easily be monitored by staff on a frequent and daily basis at times when licensable activities are taking place.
- The premises shall at all times maintain and operate a sales refusals log and an incident log which will be kept on the premises to record all refusals and incidents of crime or disorder. These shall be reviewed and signed by the Designated Premises Supervisor at intervals of no more than four (4) weeks. Feedback shall be given to staff to ensure these are used on each occasion that a refusal or incident occurs at the premises. These records shall be made available upon request to the Local Authority Licensing Officers and Sussex Police Licensing Officers
- The premises will operate an age verification policy set at a minimum of 25 years, whereby any person attempting to buy alcohol who appears to be under 25(or the age set by the policy) will be asked for photographic ID to prove their age.
- The only form of ID that will be accepted are passports, driving licences with a photograph or Citizen card or validated proof of age cards bearing the "PASS" mark hologram. The list of approved ID may be amended or revised subject to prior written agreement with Sussex Police.
- Signage advertising the "Challenge" policy will be displayed in prominent locations in the premises and shall include the point of sale and the area where the alcohol is displayed, as a minimum
- All staff members engaged, or to be engaged, in selling alcohol on the premises shall receive full training pertinent to the Licensing Act, specifically in regard age-restricted sales, and the refusal of sales to persons believed to be under the influence of alcohol or drugs. Induction training must be completed and refresher training thereafter at intervals of no more three months. All restricted sales training undertaken by staff members shall be fully documented and signed by the employee and the DPS. All training records shall be made immediately available upon request to the Local Authority Licensing Officers and Sussex Police Licensing Officers.



- A written record of those authorised to make sales of alcohol shall be kept. This shall be endorsed by the DPS with the date such authorisation commences. This shall be made available upon request to the Local Authority Licensing Officers and Sussex Police Licensing Officers.

If you wish to discuss this further please do not hesitate to contact me.

Yours sincerely

A/ Chief Inspector Rolls  
District Commander  
Sussex Police.

Simon

Please see below

As Mr Chelliah has accepted the conditions required by Sussex Police in our memo of 3 November 2014 and has agreed to withdraw the Non Standard Hours aspect of his application, I can confirm that the representation raised in this matter has now been resolved.

This is of course subject to the agreed conditions now forming part of the premises licence

Cheers

Dave

**David Whitcombe**  
Police Constable  
**Neighbourhood Licensing Team**  
**Tel: 01273 470101 Ext. 581443 Mobile: 07767 322361**

---

**From:** Arudchelvan Chelliah [REDACTED]  
**Sent:** Wednesday 05 November 2014 10:11  
**To:** Whitcombe David AW403  
**Subject:** Re: All in One 2, 127 Clifton Road, Worthing

I Mr Arudchelvan Chelliah  
Premises license applicant for  
All in Onez  
137, Clifton road, Worthing,  
BN11 4DP.

I have received your memorandum

I can confirm that I understood all your conditions, As I mentioned in my application I will take care of prevention of crime and disorder, the prevention of public nuisance and the prevention of children from harm.

Regarding the non-standard timings

I just request that only if possible but it's not important.

As u mentioned about the CCTV it will be up to date with quality digital system and will be maintained properly.

Also I would like to inform that I had three premises licenses in three different counties and I have more than 15 years' experience in this trade.

I will be very careful about the underage and will be operate age verification policy set at minimum of under25 years with the list of approved ID.

Alcohol will be located behind the counter and next to the 2 metres counter.

Less than 20% of the premises will be used for the display of alcohol.

Also I can confirm that I will give my full support and cooperation to the police to avoid any crime and disorder, public nuisance and protection of children from harm.

If you want me to give extra attention on anything you can contact me any time.

Thank you

A.Chelliah  
Sent from my iPhone

From: Vino Vinojan  
Sent: 04 December 2014 08:20  
To: Simon Jones  
Subject: Representation for all All in Onez – Clifton Road

All in Onez – Clifton Road

Please accept this letter as a representation regarding the above application.

I am a ward councillor representing the residents of central Worthing. This new store is situated within my ward in an area containing a large number of similar stores selling alcohol and this is causing concern to a number of the local residents and businesses. Worthing town centre suffers from a high level of crime & disorder associated with street drinkers & drunks. I am involved in the 'enough is enough' campaign attempting to assist off licence premises stop the supply of alcohol to the street drinking fraternity. Worthing Borough Council's Statement of Licensing Policy contains a number of conditions designed to address street drinking and the sale of alcohol to drunks from 'off licences' (section 7.11). I would like the following conditions suggested by the council's licensing policy added to the Premise Licence of the All in Onez – Clifton Road to act as a deterrent to street drinkers from using the store:

- No sales of alcoholic beverages (beer, lager & cider) over 6.0% ABV (alcohol by volume) in containers (cans or bottles) containing less than 500ml.
- No sales of single cans or bottles of beer, lager and cider in containers containing less than 500ml. Sales of such cans & bottles to be made in multiple packs of a minimum of 4.
- No sales of miniature bottles of wine or spirit in units of less than 35cl.
- I would also suggest that the strong brands of cider sold in 1 litre to 2 litre bottles and favoured by the street drinkers are not supplied by the store so suggest the following condition:
- No sales of strong ciders over 6% alcohol by volume.

Regards  
Cllr Vino Vinojan  
Councillor for Central Ward Worthing  
Mobile Number [REDACTED]

# The Responsible Retailing Charter for Worthing

## Enough is enough!

By signing up to this Charter you will be helping make your local community a safer place because you will be saying 'No! Enough is enough' we will not serve Street Drinkers or Drunks.

The Licensing Act 2003 makes it the overriding responsibility of licensees, the Council and other agencies to promote the four Licensing Objectives:

- The prevention of crime and disorder
  - Public safety
- The prevention of public nuisance
- The protection of children from harm

That means you should not serve Street Drinkers or Drunks. By serving them you could be breaking the law and jeopardising your licence to sell alcohol.

The licensees and or their agents must at all times demonstrate a responsible attitude to the sale through their staff, their marketing and their promotions.

Staff training to encourage and raise the standards of service and awareness, all licensees will:

- Ensure all staff involved in serving of alcohol has received training that covers licensing law and responsible sales.
- Maintain suitable records that demonstrate that such training has been given to each member of staff.

This campaign is supported by several members of Worthing Borough Council

A LIST OF THE PREMISES AND ESTABLISHMENTS WHO HAVE SIGNED THE  
CHARTER WILL BE MADE PUBLIC

---

REF:- [REDACTED]

ALCOHOL LICENSE  
 "ALL IN ONEZ"  
 No. 137 CLIFTON RD  
 WORTHING.

Adur & Worthing Councils  
 Licensing Unit  
 RECEIVED  
 19 NOV 2014  
 Initials

CLIFTON RD  
 WORTHING  
 W. SUSSEX  
 BN11 4DP

[REDACTED]

Dear Sir/Madam,

It is with the understanding that the premises:- 137, CLIFTON ROAD have applied for a DRINKS LICENSE. We have to stress that, in this case, we are completely against this application, ( ) we are certain it can only lead to misery and friction in our community...

...The previous occupier of "CLIFTON FOOD & WINE served all walks of undesirable people throughout the last 2 years, and this year reaching its peak, with late night parties being held outside the premises 'til all hours (sometimes as late as 4am!!) Police were called on NUMEROUS occasions, and the appropriate people arrested, but still the parties continued, until late in the summer.

However, when the said occupier vacated the premises and new occupiers took over, they barred all undesirables who had caused mayhem, with many requests from the community, and since then, we have returned to a normal and acceptable, existence, life!!

The said PREVIOUS OCCUPIER has now taken over the premises 137 CLIFTON RD (of which have applied for the said DRINKS LICENSE) and we feel that the efforts of the Police and the community will have been in vain if this were to go ahead!!

Yours Faithfully,

[REDACTED]

PART, 1

Adur & Worthing Councils  
Licensing Unit  
RECEIVED  
18 NOV 2014

To, THE LICENSING UNIT, HOUSING, HEALTH AND COMMUNITY SAFETY,

My name is JASPAL SINGH AND I AM A MANAGER WORKING IN CLIFTON FOOD AND WINE SHOP. TODAY I AM WRITING THIS TO EXPLAIN AND REGARDS, THERE IS A SHOP WHO JUST OPEN FEW WEEKS AGO AND NOW HE APPLIED FOR OFF SALE ALCOHOL AND KINDLY I WOULD LIKE TO HAVE OBJECTION THE REASON WHY I OBJECT ON HIS ALCOHOL LICENCE IS MY SHOP RENT IS VERY HIGH AND WE BOUGHT THIS CLIFTON FOOD AND WINE SHOP VERY EXPENSIVE DAY BY DAY MY BUSINESS IS GOING DOWN ALSO IN THIS <sup>AREA</sup> ~~THERE~~ TOO MANY ALREADY SHOPS ARE SELLING ALCOHOL JUST 2 MINS AWAY THERE IS A TESCO, THEN (BEST ONE SHOP) THEN HIS IS VERY CLOSE TO MY SHOP. THE NAME OF THE PERSON IS ALL IN ONEZ, 137, CLIFTON ROAD, WORTHING BN11, 4DP. I WOULD LIKE TO TELL YOU ABOUT HIM MORE INFORMATION ~~BE~~ HIS BROTHER SOLD THE CLIFTON FOOD AND WINE SHOP TO US BY LAW HE TOLD HE WILL NOT OPEN ANOTHER SHOP NEAR TO US NOW WHAT I SEE JUST TWO SECONDS AWAY HE OPEN ANOTHER SAME SHOP LIKE US AND SELLING SAME PRODUCTS AND TELLING EACH CUSTOMER PLEASE COME TO JIP. MY SHOP ALSO ALREADY DOWN IF HE GET ALCOHOL LICENCE THEN THERE WILL BE NO VALUE GOING TO BE LEFT. ALSO. A CUSTOMER TOLD ME THAT HE DOES NOT HAVE A PERMISSION TO SALE TOBACCO AND CIGARETTES HE DOES NOT HAVE A CIGARETTES LICENCE TO BUT MY BE PLEASE YOU CHECK THAT AS WELL. PLEASE IT IS A HUMBLE REQUEST THAT PLEASE ~~DO NOT~~ DO NOT GIVE PERMISSION TO SALE ALCOHOL TO, ALL IN ONEZ 137, CLIFTON ROAD, WORTHING, BN11, 4DP MR, ARUDCHELVAN CHELVAH.

PART. 2


MY AND MY FAMILY JUST RECENTLY MOVED FROM LONDON TO WORTHING WE ARE VERY POOR FAMILY MY WIFE IS PREGNANT SHE IS ALWAYS IN STRESS AND ~~BEH~~ BAING IN DEPRESSION THAT IF OTHE SHOP GOT ALCOHOL LICENCE THEN HOW WE WILL PAY EXPNSIVE RENT OF THIS SHOP WE NEED PAY MANY OTHER BILLS HOW WE GOING TO IF OUR SHOP DOES NOT DO WELL.

PLEASE HELP US AND THANK YOU.. FOR READING

IN MY POINT OF VIEW AS CUSTOMER THERE TO MANY DRUNKYS ARE AROUND IN THIS CLIFTION AREA AND IN THE NIGHT WE ALWAYS HAVE TROUBLE WITH DRUNKYS SO THATS WHY I OBJECT TO DO NOT GIVE ALCOHOL LICENCE TO ALL IN ONEZ  
137 CLIFTION ROAD, WORTHING, BN11, 4DP  
MR ARUDCHELVAN CHELLIAH

YOUR FAITHFULLY

MY CONTACT

 CLIFTION FOOD

WORTHING

BN11 4DP  


MR. JASPAL SINGH

SHOP MANAGER

DATE - 16/11/2014

SIGN - 