



Communities Directorate

12 April 2016

Licensing and Control Sub Committee

Date:	20 April 2016
Time:	6:30pm
Venue:	Council Chamber, Worthing Town Hall

Committee Membership: Councillors Paul High (Chairman), Josh High, Sue Jelliss

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. 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.)

3. Licensing Act 2003 – Application for a new Premises Licence at: A new micro-pub (as yet unnamed): 17 South Street, Tarring, Worthing, BN14 7LG

To consider a report by the Director for Communities, copy attached as item 3

Part B - Not for publication - Exempt Information Reports

None

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	Caroline Perry Solicitor 01903 221086 caroline.perry@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.

**Licensing Act 2003 – Application for a new Premises Licence at:
A new micro-pub (as yet unnamed)
17 South Street, Tarring
Worthing, BN14 7LG**

Report by the Director for Communities

1. Recommendation

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

Mr Leslie Johnson

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

2. Reasons for Hearing

- 2.1 The application has been the subject of formal representation by a responsible authority and three local residents and it therefore falls to this sub-committee to determine.

3. Background

- 3.1 An application was made by Mr Johnson to the Licensing Authority, Worthing Borough Council, on the 26 February 2016 for the grant of a new premises licence on his proposed new business.
- 3.2 The proposed micro pub/alehouse is to be situated in South Street Tarring just north of the West Worthing railway crossing in a parade of shops in a mixed commercial/residential area. The parade consists of approximately three dozen retail units including a licensed restaurant, an off – licence, two licensed convenience stores and various other independent outlets.
- 3.3 The lock-up premise is located on the ground floor with a very small courtyard garden. There is a self-contained residential flat above.

3.4 This would be a new business situated in a long established shop that was previously used as a café/bakery. The business is intending to operate as a micro pub/alehouse serving a variety of ales, specialist lagers, ciders, wines and spirits for consumption within the premise and for takeaway. The appropriate planning consent has just been granted for the change of use.

3.5 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 the Responsible Authority, namely Sussex Police (Appendix D)
- Copies of the representations received from local residents. (Appendices E1-3)

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:
10.00hrs to 22.00hrs Monday - Saturday
10.00hrs to 17.00hrs Sunday.
- It is proposed that the micro-pub will open to the public between the hours of:
10.00hrs to 22.30hrs Monday - Saturday
10.00hrs to 17.30hrs 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 the applicant, Mr Leslie Johnson, who holds a personal licence issued by Worthing Borough 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.*

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).*

SPECIFIC CONSIDERATIONS

On sales of alcohol - Public Houses and Bars

- 7.13 *Worthing contains a wide variety of pubs and bars that contribute to the town's appeal and its character. They provide food and refreshment for residents and for people working in and visiting the borough. They also provide venues for live music which, aside from its cultural benefits and its enjoyment by customers, often has a positive effect on licensing objectives. However, premises that primarily serve alcohol, with or without the provision of any ancillary playing of music, can give rise to public nuisance for residents and other businesses, particularly where there is a concentration of such premises. This is principally due to noise from the premises and from patrons when they leave. In addition pubs and bars present opportunities for crime and they can also give rise to disorder.*

- 7.14 *The Licensing Act 2003 details a number of mandatory conditions where a licence authorises the supply of alcohol: these cover: a designated premises supervisor for the premises who holds a personal licence whenever alcohol is sold, sales of alcohol to be authorised by a personal licence holder, no irresponsible alcoholic drink promotions, free tap water to be available, set measures for the sale of alcohol and age verification measures.*
- 7.15 *The Council as the Licensing Authority regards these as the minimum required and will expect applicants to have regard to additional measures appropriate for their premise, area and character of business to demonstrate his/her promotion of the licensing objectives. If the proposals are inadequate and representation has been received the council may impose conditions as it deems appropriate or even refuse an application.*
- 7.16 *The Council will work closely with its partners, including Sussex Police and the borough's relevant Pubwatch groups, and will consult the recognised SIA approved organisations providing door supervisors and taxi marshals in the town centre to identify potential problems and minimise the crime, disorder and public nuisance that can sometimes be associated with public houses, nightclubs and taxi ranks.*

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 – 3 X Representations from residents
 - Responsible Authorities – 1 X Representation from Sussex Police

7. Relevant Representations

- 7.1 Detail of the relevant representations received is reproduced at Appendices D & E. They are considered to relate to the statutory licensing objectives as follows:

Prevention of Crime & Disorder.

Prevention of Public Nuisance

- 7.2 Sussex Police made a number of comments and listed 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.
- 7.3 The local residents made a number of comments in their representations including comments regarding parking and litter from local shops neither of which are relevant considerations to this particular application under the Licensing Act. However, their letters do express concerns regarding public nuisance and this matter may be considered by members.

7.4 The Environmental Protection Team considered the application but informed the Licensing Unit that they had decided not to comment as discussions with the applicant were held at the planning stage and in their experience micro pubs do not cause public nuisance issues.

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 Sussex Police have successfully mediated with Mr Johnson and as a result the following conditions have been volunteered to the applicant's operating schedule:

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 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 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 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.*

8.3 These would become conditions of any licence members may consider granting and consequently Sussex Police have confirmed that their concerns have been addressed and they have withdrawn their objection to the amended application being granted.

8.4 Mediation between Mr Johnson and the members of the public that made relevant representation had not occurred at the time of drafting this report but members will be informed of any developments.

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 the 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 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 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.

- 10.3 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 Leslie Johnson for his new proposed alehouse/micro pub to be situated at 17 South Street, Tarring, Worthing and give reasons for that determination.**

**John Mitchell
Director for Communities**

Principal Author and Contact Officer:

Simon Jones

Senior Licensing Officer - Tel: 01273 263191 or 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:

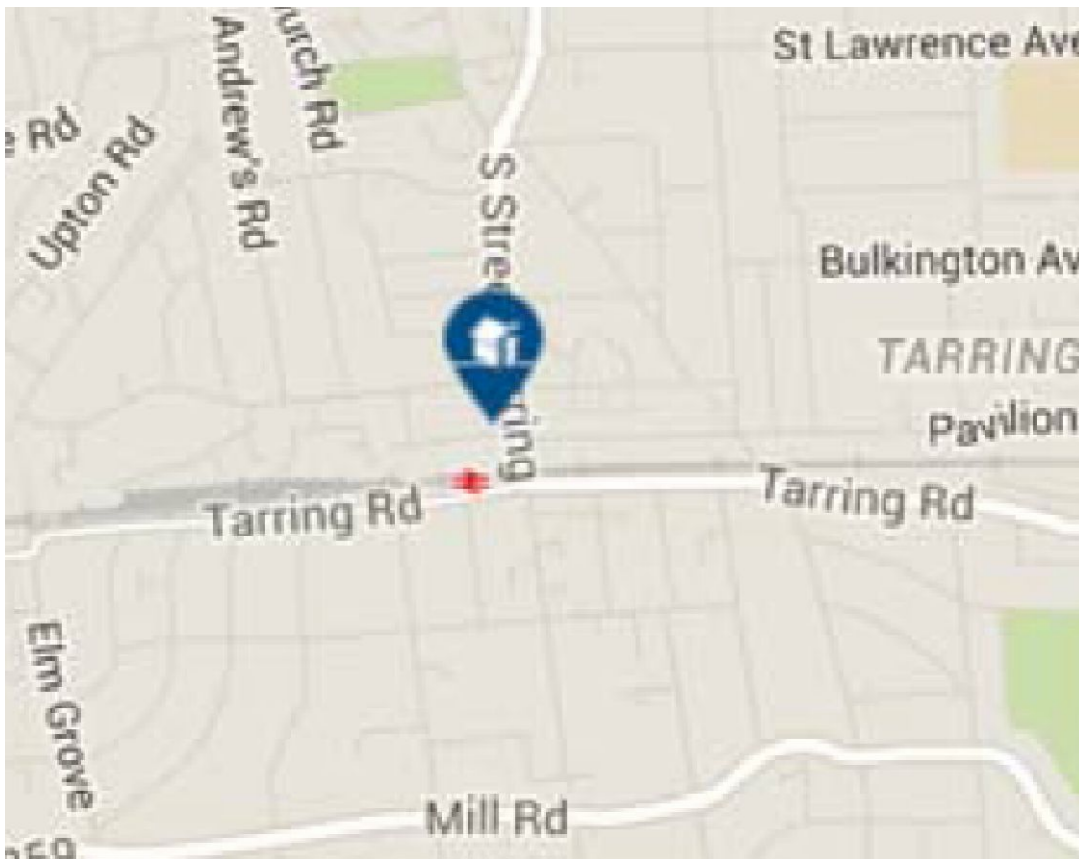
- Appendix A - Plan of area.
- Appendix B - Plan of the building.
- Appendix C - The Application Form.
- Appendix D - Representations received from Responsible Authorities
- Appendices E1-3 – Representation received from neighbours

Commerce Way, Lancing

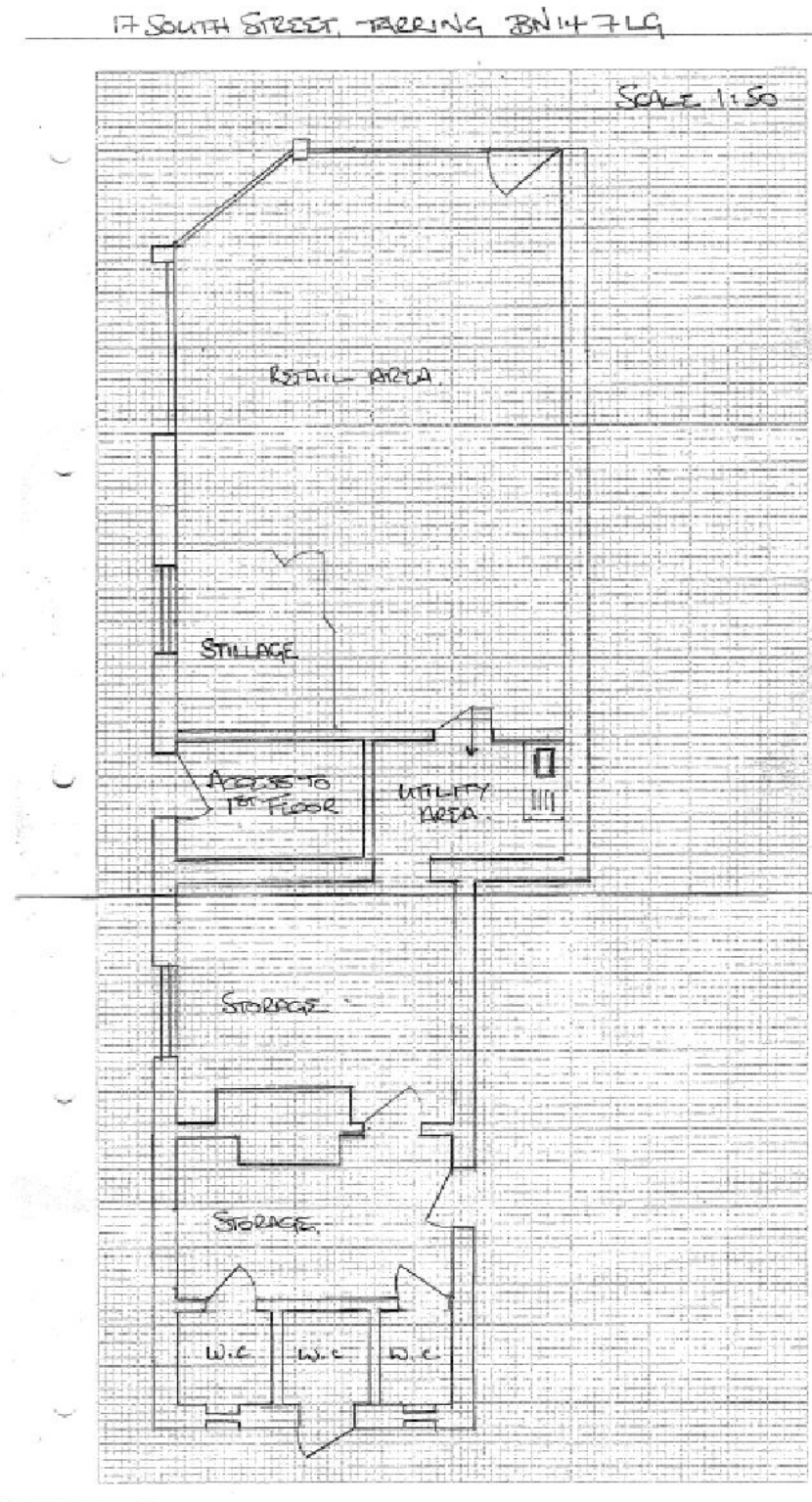
Ref: SJ/Lic.U/LA03/NEW – Micropub

Date: 6 April 2016.

Plan of Area



Plan of Premises



Application



9 Commerce Way, Lancing, BN15 8TA

**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 that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I/We LESLIE TERRY JOHNSON
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

17 SOUTH STREET

Post town	<u>TARLING</u>	Postcode	<u>BN14 7LS</u>
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Telephone number at premises (if any)	<u>NONE</u>
Non-domestic rateable value of premises	£ <u> </u>

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)

- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

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

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname JOHNSON			First names LUCIE TERRY		
I am 18 years old or over <input checked="" type="checkbox"/>				Please tick yes	
Current postal address if different from premises address		[REDACTED]			
Post town	[REDACTED]		Postcode	[REDACTED]	
Daytime contact telephone number		[REDACTED]			
E-mail address (optional)					

Part 3 Operating Schedule

When do you want the premises licence to start?

ASAP. DD MM YYYY

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

N/A DD MM YYYY

--	--	--	--	--	--	--	--	--	--

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

GROUND FLOOR CORNER RETAIL UNIT
 IN SECONDARY PARADE.

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

N/A

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

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

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	10.00	22.00			
Tue	10.00	22.00			
Wed	10.00	22.00			
Thur	10.00	22.00			
Fri	10.00	22.00			
Sat	10.00	22.00			
Sun	10.00	17.00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

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

Name	KESUE TERRY JOHNSON	
Address	[REDACTED]	
Postcode	[REDACTED]	
Personal licence number (if known)	[REDACTED]	
Issuing licensing authority (if known)	WORTHING B. COUNCIL	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

There will be no adult services or activities ancillary to the use of the premises that may/will give rise to concern in respect to the safety of children.

L

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	10.00	22.30	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue	10.00	22.30	
Wed	10.00	22.30	
Thur	10.00	22.30	
Fri	10.00	22.30	
Sat	10.00	22.30	
Sun	10.00	17.30	

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

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

BY VIRTUE OF NOT EXCESSIVE OPEN HOMES ENABLING CLOSE PROPRITOR SUPERVISION OF THE MODEST SIZED PREMISES & BY OFFERING A LIMITED RANGE OF REAL ALES, CIDERS, WINE & CIGN SERVED TO CUSTOMERS AT TABLES. ADDITIONALLY, IMPLEMENTING POLICIES & LOCAL REQUIREMENTS WHICH FROM TIMERTISING ARE FORTHCOMING, FROM THE RELEVANT PUBLIC BODIES E. POLICE, LOCAL AUTH ETC.

b) The prevention of crime and disorder

CCTV WILL BE INSTALLED WITH IMAGES SAVED FOR 28 DAYS WHETHER OR NOT SUGGESTED BY POLICE LICENSING UNIT. THERE WILL BE AN ABSOLUTE 'ZERO TOLERANCE' ATTITUDE TO DRUGS AND ABUSIVE BEHAVIOUR. ANY / ALL STAFF WILL BE TRAINED WITH THE ABOVE PARAMOUNT.

c) Public safety

AN ACCIDENT REPORT BOOK WILL BE KEPT & MAINTAINED. FIRE FIGHTING EQUIPMENT WILL BE KEPT, MAINTAINED WHERE PRACTICABLE. FURNITURE & FITTINGS WILL BE FIXED & GLASSES/BOTTLES CLEARED PROMPTLY. FIRST AID KIT WILL BE KEPT. ADDITIONALLY IT IS INTENDED THAT A

DR-FIB WILL BE KEPT & ITS PRESENCE MADE KNOWN.

d) The prevention of public nuisance

A REFUSAL OF SERVICE LOG WILL BE KEPT & MAINTAINED AS WILL AN INCIDENT LOG WHICH WILL BE AVAILABLE TO RELEVANT PUBLIC BODIES: POLICE, LOCAL AUTH; TRADING STANDARDS ETC.

CUSTOMERS WILL BE PROHIBITED FROM TAKING DRINKS OUTSIDE AND A NOTICE DISPLAYED TO ENCOURAGE QUIET BEHAVIOUR WHEN LEAVING.

e) The protection of children from harm

A 'CHALLENGE 25' POLICY WILL BE IN PLACE WITH SIGNAGE PROMINENTLY DISPLAYED & CUSTOMERS 'APPEARING' TO BE BELOW THIS AGE WILL HAVE TO PROVIDE ACCEPTABLE PHOTOGRAPHIC ID.

Checklist:

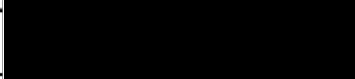
Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the 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 individual I wish to be designated 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.

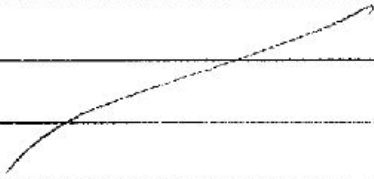
IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

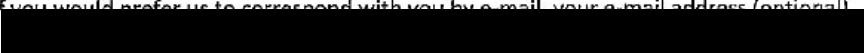
Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	25 Feb 2016
Capacity	APPLICANT

For joint applications, signature of 2nd applicant or 2nd 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	

Contact name (where not previously given) **and postal address for correspondence associated with this application** (please read guidance note 13)

Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
			



Simon Jones <simon.jones@adur-worthing.gov.uk>

17 South Street Tarring BN12 4DW

1 message

WS_Licensing_WOR@sussex.pnn.police.uk

8 March 2016 at

<WS_Licensing_WOR@sussex.pnn.police.uk>

09:49

To: simon.jones@adur-worthing.gov.uk

Cc: WS_Licensing_WOR@sussex.pnn.police.uk

Good day Simon

I have spoken with Mr Johnson regarding the application for a premises licence for 17 South Street Tarring BN12 4DW. He has confirmed that the full wording of the CCTV, as below, is compatible with the CCTV condition he proffered in the operating schedule.

He provided further information regarding the plan submitted with the application. The plan with the stillage in the 'retail area' is correct, there is to be no bar. The storage room adjacent to the utility room is to be reduced via a stud wall creating a corridor to the WC area. The WC on the right-hand side shows the door leading inside the premises. It will in fact have the door leading to the outside, an area partially covered as a conservatory. Not shown on the plan.

A CCTV camera shall be located in the corridor area, in the retail area covering the stillage and another back towards the door.

Mr Johnson does not have an email address but is willing to confirm the contents of this email by phone.

If however you prefer I can post a hard copy to his home address for written confirmation.

He was most appreciative of your assistance in this matter.

Further can you please confirm that the CCTV condition proffered in the operating schedule can be paraphrased as:

- 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 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 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 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.

3/8/2016

Adur and Worthing Councils Mail - 17 South Street Tarring BN12 4DW

- o Any breakdown or system failure will be notified to the police immediately & remedied as soon as practicable.

If you are happy with the contents of this email and the acceptance of the wording of the above condition being attached to the premises licence, Sussex Police will not need to raise an objection to this application.

Kind regards

Pauline Giddings

Divisional Licensing Officer

Neighbourhood Licensing Team

West Sussex

101 x 581443

01273 404030

Sussex Police – Serving Sussex

You can report crime and incidents online at www.sussex.police.uk/reportonline

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Adur & Worthing Councils
Licensing Unit
RECEIVED
21 MAR 2016
Initials

[REDACTED]
[REDACTED] St. Dunstons Road
Working,
West Sussex
[REDACTED]

16th March 2016

Dear Sir or Madam,

I am writing to object to the license to sell alcohol from 17 South Street, Tarring, BN14 7LG.

I live only three doors away from 17 South Street, Tarring, BN14 7LG in St Dunstons Road and it would be totally unacceptable to have a micro bar at this location.

It would cause even more anti-social behaviour and there is not enough parking in this road as it is.

The noise would also be unacceptable seven days a week.

I am disabled and in a lot of pain, so need to sleep sometimes in the day as I don't sleep at night. My neighbour works nights sometimes so has to sleep in the day too.

Yours Sincerely
[REDACTED]



Licensing Unit <licensing.unit@adur-worthing.gov.uk>

[Adur & Worthing Councils] Website email enquiry from [REDACTED]

1 message

webmaster@adur-worthing.gov.uk <webmaster@adur-worthing.gov.uk>

21 March 2016 at 19:59

Reply-To: [REDACTED]
To: licensing.unit@adur-worthing.gov.uk

Hello,

[REDACTED] has sent you an enquiry from the Adur & Worthing Councils website. The page they sent the message from was:

<http://www.adur-worthing.gov.uk/licensing-and-permits/licensing-act-2003/premises-personal-licences/>

Account / Reference number (if supplied):

Postal address (if supplied):

Contact telephone (if supplied):

Their enquiry was:

Dear Sir/Madam

I write to object to the licence application to sell alcohol from 17 South Street, Tarring BN14 7LG.

As a resident of St Dunstan's Road (which corners the 17 South Street) I am regularly disturbed by people returning late night from town and the road is subject to littering, including alcohol bottles. There is already 1 pub and 3 other shops that sell alcohol within 100 yards of 17 South Street - it is disproportionate for what a highly residential area to have another. In particular, the premises is not big enough to hold many customers and there would be inevitable spill out on to the pavement (at a dangerous crossing point as well) for people to have a cigarette as there is no garden area.

I strongly object to this application and would be grateful for a receipt of this email objecting.

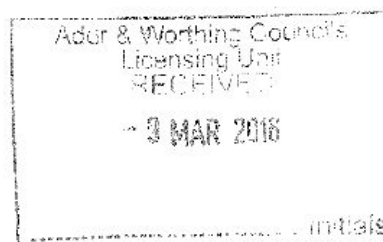
Yours faithfully

[REDACTED]
[REDACTED] St Dunstans Road, Worthing, BN13 1AB

Please reply to this email if required.

Thank you.

██████████
██████████ South Street
Tarring, Worthing, West Sussex
██████████



Licensing Unit
Adur & Worthing Councils
9 Commerce Way,
Lancing
BN15 8TA

March 1st 2016

Dear Licensing Unit,

I am writing to register my objection to the proposed requested new premises license for a micro bar at 17 South Street, Tarring, Worthing, BN14 7LG.

I and my 6 year old daughter live at ██████████ South Street which is just one property away from the proposed 'Micro Bar'. My property has access into St Dunstons Road from the back garden, which I find really hard to keep safe and secure for me and my daughter. We constantly have issues with people using my alley way as a rubbish dump there are always alcohol bottles/ cans left lying around. There have been stolen goods left there from the Co-op which is only 50 metres away and I have installed security lights and have a camera to install for added piece of mind. I have found used condoms and tampons there too, so I can only assume people who have consumed alcohol from the local pubs/ off licenses are using my access alley for antisocial and totally inappropriate behavior.

I also have a constant battle to keep my front garden clear of empty alcoholic containers where people buy them from Co-op or the off licenses all within 50 metres of my home and throw them in my front garden. The noise from drunk people too several times a year disturbs myself and my daughter late at night. I am concerned the micro bar will also be playing music, this will travel through the Victorian built houses as they are not sound proofed at all.

There is no parking in South Street and it is always over crowded parking in St Dunstons Road.

Licensing Unit
March 1, 2016
Page 2

There is the Downview Public house less than 100 meters away across West Worthing Rail Crossing, opposite me there is the 'West Worthing Food Centre' which sells alcohol. There is also the Co-op which sells alcohol and an off license next door to the Co-op which primarily sells alcohol. There is also a tapas restaurant that is also licensed across the road and 100 yards up from us. In Pavillion Rd there is the CIU club which is also licensed.

On that basis, I really believe that this area which is already run down with a lack of decent shops and cafes, will not benefit from another licensed premises selling alcohol. We have the ability to regenerate West Worthing and take pride in our street and area only if the council and licensing authority would really think about what the impact is of another pub on a corner – in what is a totally unsuitable location.

Please do not grant this license for the good of the residents of South Street and St Dunstons Road and for the area as a whole which could be brought back to a lovely part of the town if it was given a chance to get the right sort of commercial premises in situ. My 6 year daughter asked for the café to be re instated as a café this morning on our way to school, which would be much better for the residents and area.

Yours faithfully

A large black rectangular redaction box covering the signature and name of the sender.