



WORTHING BOROUGH
C O U N C I L

26 July 2023

Worthing Licensing and Control Sub-Committee B

Date:	3 August 2023
Time:	6.30 pm
Venue:	The Gordon Room, Worthing Town Hall

Committee Membership: Councillors Russ Cochran, Richard Mulholland (Chair) and Hilary Schan

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 an interest becomes apparent during the meeting.

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

2. Public Question Time

So as to provide the best opportunity for the Committee to provide the public with the fullest answer, questions from the public should be submitted by **midday** on **Monday 31 July 2023**.

Where relevant notice of a question has not been given, the person presiding may either choose to give a response at the meeting or respond by undertaking to provide a written response within three working days.

Questions should be submitted to Democratic Services - democratic.services@adur-worthing.gov.uk

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

3. Members questions

Pre-submitted Members questions are pursuant to rule 12 of the Council & Committee Procedure Rules.

Questions should be submitted by **midday on Monday 31 July 2023** to Democratic Services, democratic.services@adur-worthing.gov.uk

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

4. Licensing Act 2003 – Application for a Variation to a Premises Licence (Pages 3 - 74)

To consider a report by the Director for Sustainability & Resources, copy attached as item 4.

Recording of this meeting Please note that this meeting is being audio live streamed and a recording of the meeting will be available on the Council's website. This meeting will remain on our website for one year and will be deleted after that period. The Council will not be recording any discussions in Part B of the agenda (where the press and public have been excluded).	
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.candman-dando@adur-worthing.gov.uk	Caroline Perry Senior Lawyer & Deputy Monitoring Officer 01903 221081 caroline.perry@adur-worthing.gov.uk

Duration of the Meeting: Three 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 & Control Committee
Sub-Committee**

Date of Hearing: 03 August 2023
Ward: Central

Licensing Act 2003 – Application for a Variation to a Premises Licence

**Jungle Nightclub
31 Chatsworth Road
Worthing, BN11 1LY**

Report by the Director for Sustainability & Resources

1. Recommendation

- 1.1 That a Sub Committee of the Licensing & Control Committee considers and determines the application made by:

Jungle Nightclub Ltd.

for a Variation to Premises Licence LN [REDACTED] which authorises the sale of Alcohol, Provision of Regulated Entertainment and sale of Late Night Refreshment at the above venue.

2. Reasons for Hearing

- 2.1 The application has been the subject of formal representation by two responsible authorities and one member of the public and it therefore falls to this sub-committee to determine.

3. Background

- 3.1 An application was made on behalf of Jungle Nightclub Ltd. to the Licensing Authority, Worthing Borough Council, on 16 May 2023 for the grant of a variation to its premises licence. The application has been delayed in its progress due to issues advertising the application.
- 3.2 Jungle Nightclub is situated in a large multi-storey, multi-use building, Chatsworth House, situated in Chatsworth Road in Worthing town centre. 'Jungle' is situated on the first floor and operates primarily as a nightclub & bar. It has a small outside smoking area situated at the rear of the premises in the High Street Surface Car

Park. The area is predominantly commercial containing the Worthing Police Station, numerous estate agents, a building society, a public house, a restaurant, offices, a shopping centre, a multi-storey car park and numerous small shops but there is some residential accommodation above some of the commercial units to the west of Chatsworth House. The nearest being approx. 100m from the venue.

3.3 Jungle Nightclub Ltd. has been the licence holder since October 2019 and since the acquisition the premises has had extensive renovations and refurbishment.

3.4 Premises licence 100001196 is attached at **Appendix C**. It currently authorises the sale of alcohol for consumption on the premises; the provision of regulated entertainment in the form of live music, recorded music and the performance of dance; and the sale of late night refreshment:

- Sale of Alcohol:
 - 19:00 hrs to 02:00 hrs (of the following morning) Monday - Wednesday
 - 19:00 hrs to 02:30 hrs Thursday & Friday
 - 19:00 hrs to 03:00 hrs Saturday
- Provision of Regulated Entertainment:
 - 19:00 hrs to 02:00 hrs (of the following morning) Monday - Wednesday
 - 19:00 hrs to 03:00 hrs Thursday
 - 19:00 hrs to 02:50 hrs Friday
 - 19:00 hrs to 03:20 hrs Saturday
- Late Night Refreshment
 - 23:00 hrs to 02:00 hrs (of the following morning) Monday - Wednesday
 - 23:00 hrs to 03:00 hrs Thursday
 - 23:00 hrs to 02:50 hrs Friday
 - 23:00 hrs to 03:20 hrs Saturday
- Opening to the Public:
 - 19:00 hrs to 02:00 hrs (of the following morning) Monday - Wednesday
 - 19:00 hrs to 03:00 hrs Thursday
 - 19:00 hrs to 02:50 hrs Friday
 - 19:00 hrs to 03:20 hrs Saturday

3.5 Attached to the report are:

- A map & photos of the area (Appendix A)
- A plan of the venue (Appendix B)
- The current premises licence (Appendix C)
- The application (Appendix D)
- The representations made by the Responsible Authorities (Appendix E)
- The representations made by the Public (Appendix F)

4. The Application

4.1 The Application is attached at **Appendix D**. However, in summary, the application is seeking a variation to the licence to authorise:

An amendment to the hours of licensable activity:

- Alcohol Sales:
 - 19:00 hrs to 03:20 hrs (of the following morning) Thursday
 - 19:00 hrs to 04:00 hrs Friday
 - 19:00 hrs to 04:30 hrs Saturday
- Recorded Music & Live Music:
 - 19:00 to 03:20 (of the following morning) Thursday
 - 19:00 to 04:00 on Friday
 - 19:00 to 04:30 on Saturday
- Opening to the public:
 - 19:00 to 03:20 (of the following morning) Thursday
 - 19:00 to 04:00 on Friday
 - 19:00 to 04:30 on Saturday
- Last entry to the premises 1 hour prior to the terminal hour.

No other changes were proposed by the application. The timings for all activities Monday to Wednesday and the timings for the Performance of Dance and Late Night Refreshment to continue unchanged.

- 4.2 There is a comprehensive set of conditions on the licence. The licence holder considers these to have been successful in promoting all the licensing objectives and no application is made to amend or remove any of these current conditions.

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

4.8 *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.*

4.10 *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.

- 4.11 *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 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.*
- 4.16 *The Licensing Authority 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.*

Public Safety

- 4.18 *The 2003 Act covers a wide range of premises that require licensing, including, cinemas, concert halls, theatres, nightclubs, public houses, hotels, cafes/restaurants, shops and fast food outlets/takeaways.*
- 4.19 *Each of these types of premises present a mixture of risks, with many common to most premises and others unique to specific operations. It is essential that premises are constructed or adapted and operated so as to acknowledge and safeguard occupants against these risks.*
- 4.20 *The Licensing Authority also recognises that the provision of live music, discos and dancing within a premise can lead to potential flashpoints for violence and disorder. The Licensing Authority would expect all entertainment to be properly risk assessed in the Operating Schedule to ensure public safety.*
- 4.21 *Where an applicant identifies an issue in regard to public safety (including fire safety) which is not covered by existing legislation, the applicant should identify in their Operating Schedule and Fire Risk Assessment the steps, which will be taken to ensure public safety.*
- 4.22 *The Licensing Authority will expect Operating Schedules and Fire Risk Assessments to satisfactorily address these issues and new applicants are advised to seek advice, where necessary, from Council Licensing Officers and the West Sussex Fire & Rescue Service before preparing their plans and Schedules.*
- 4.23 *The Licensing Authority will consider attaching conditions to licences and permissions to promote public safety. In attaching conditions the authority will seek to avoid duplication with the requirements of other regulatory regimes, for example legislation covering health and safety at work and fire safety.*

Prevention of Public Nuisance

- 4.24 *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.*
- 4.25 *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.*
- 4.26 *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.*
- 4.27 *Anti-social behaviour such as excessive noise from access and egress or patrons littering should also be addressed in the Operating Schedule.*

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:
- Responsible Authorities - 2 X Representations
 - WSCC Public Health
 - Sussex Police
 - Other Persons
 - 1 letter of representation received from the public.

7. Relevant Representations

- 7.1 Detail of the relevant representations received are reproduced at **Appendix E & F**. They are considered to relate to the statutory licensing objectives as follows:
- Prevention of Crime & Disorder
 - Public Safety
 - Prevention of Public Nuisance
- 7.2 Sussex Police have made a number of comments and have objected to the grant of the later hours the application proposes. If the committee is of a mind to grant the application Sussex Police have suggested a number of amendments to the conditions of licence to ensure the venue promotes the licensing objectives.
- 7.3 West Sussex County Council's Public Health Department has objected to the extension of hours at the venue. The team made a number of comments regarding

their concerns that granting the extended hours will negatively impact on the prevention of crime & disorder and public nuisance objectives with particular regard to the effect of increased crime & disorder late at night on residents living in the vicinity of the premises.

7.3 One representation (in two parts) was received from a member of the public who has expressed concerns regarding possible late night crime & disorder, noise and public nuisance implications that can be associated with late night alcohol sales and entertainment.

7.4 The applicant, the responsible authorities and members of the public that made representation have been formally notified of this hearing and invited to attend.

8. Mediation

8.1 The Licensing Act 2003 encourages mediation.

8.2 The applicant was invited to mediate with all the parties that made representation.

8.3 Sussex Police have mediated with the applicant and significant amendments to the hours sought have now been agreed. The applicant has agreed to the following amendments to the current hours:

- *Friday*
 - *Opening hours 19:00 hrs to 03:30 hrs of the following morning.*
 - *Alcohol Sales 19:00 hrs to 03:10 hrs of the following morning*
- *Saturday*
 - *Opening hours 19:00 hrs 03:30 hrs of the following morning.*
 - *Alcohol Sales 19:00 hrs to 03:10 hrs of the following morning.*
- *Condition 4 under "Annexe 2: 27 November 2017" which currently reads:*
 - *Last entry to the premises for new customers on a Friday shall be 01:45 hours and 02:00 hours on a Saturday, the following day.*

to be amended to:

- *Last entry to the premises for new customers on a Friday & Saturday will be 02:30 hrs of the following morning.*

As a result Sussex Police have withdrawn their representation.

8.4 As a result of the Police mediation the representation from WSCC Public Health has been withdrawn subject to the above changes being imposed on the licence.

8.5 No information regarding the results of the mediation between the applicant and the member of the public has been provided to date. Members will be informed if there are 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 any mediated agreements 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 variation, pursuant to s 35 of the Act the following options available to the Sub-Committee:

- A. To grant the variation, as requested,
- B. To grant the variation as requested but 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.

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:

- A. The applicant may appeal against any decision to modify the conditions of the licence.
- B. The applicant may appeal against a rejection in whole or part of an application.
- C. 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 the 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. There are no significant direct race relations or equal opportunity implications that have been identified.

12. Recommendation

- 12.1 Members are requested to determine the application for a Variation to the Premises Licence at the 'Jungle Nightclub' situated at 31 Chatsworth Road, Worthing made on behalf of Jungle Nightclub Ltd. and give reasons for that determination.**

Director for Sustainability & Resources

Paul Brewer

Principal Author and Contact Officer:

Simon Jones

Public Health & Regulation Team Leader - Licensing

Tel: 01273 263191 or Email: simon.jones@adur-worthing.gov.uk

Background Papers:

- Licensing Act 2003
 - <https://www.legislation.gov.uk/ukpga/2003/17/contents>
- Guidance issued under section 182 of the Licensing Act 2003

- <https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>
- 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 - Map of the area.
- Appendix B - Plan of the building.
- Appendix C - Current Premises Licence
- Appendix D - The Application Form.
- Appendix E - Representations received from the Responsible Authorities
- Appendix F - Representations received from the public

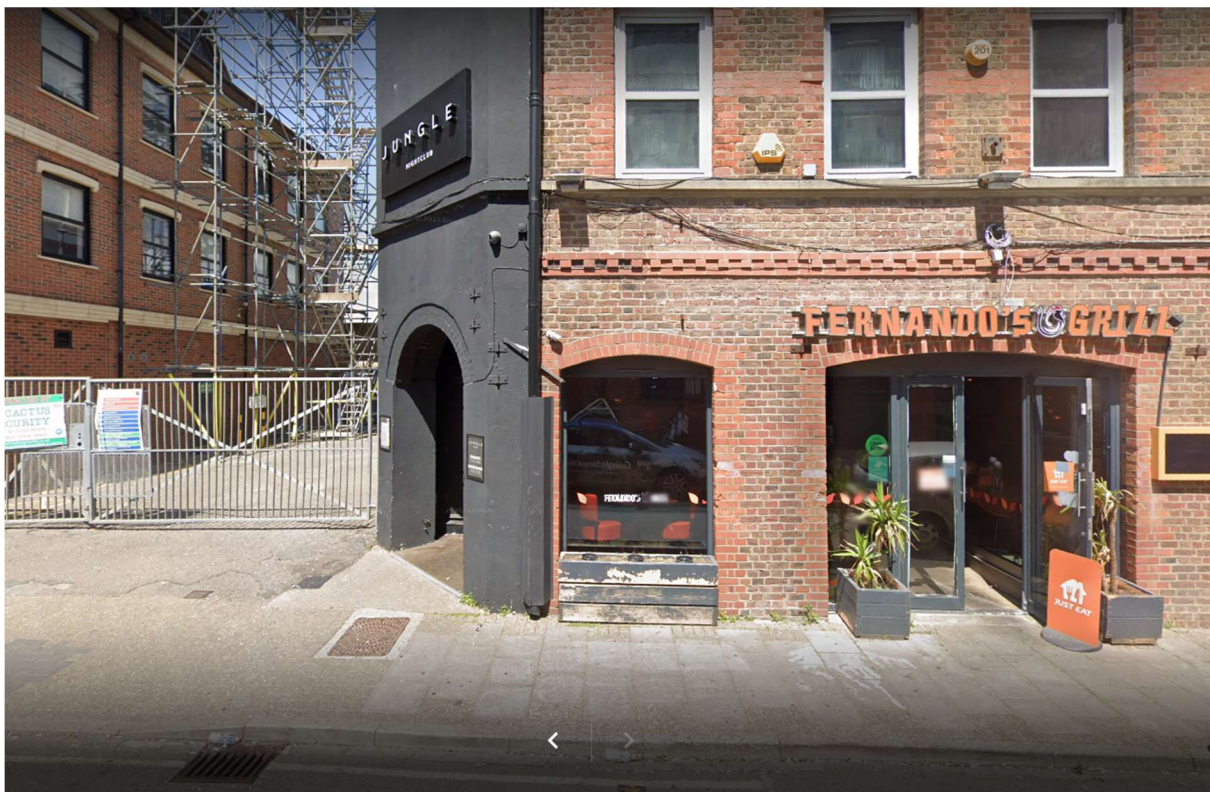
Town Hall, Worthing

Ref: SJ/LicU/LA03/VAR – Jungle Nightclub

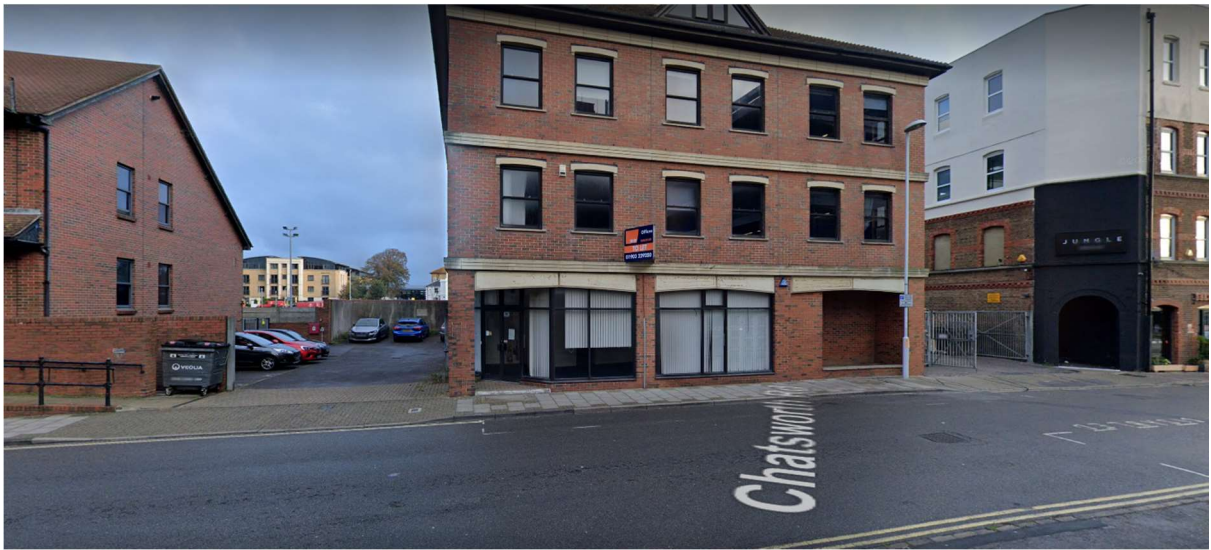
Date: 11 July 2023

Appendix A – Map & Photos of Area

Appendix A – Map & Photos of Area







Appendix B – Plan of Premises

Jungle Nightclub
 Chatsworth Road
 Premises Licence LN/100001196 Plan

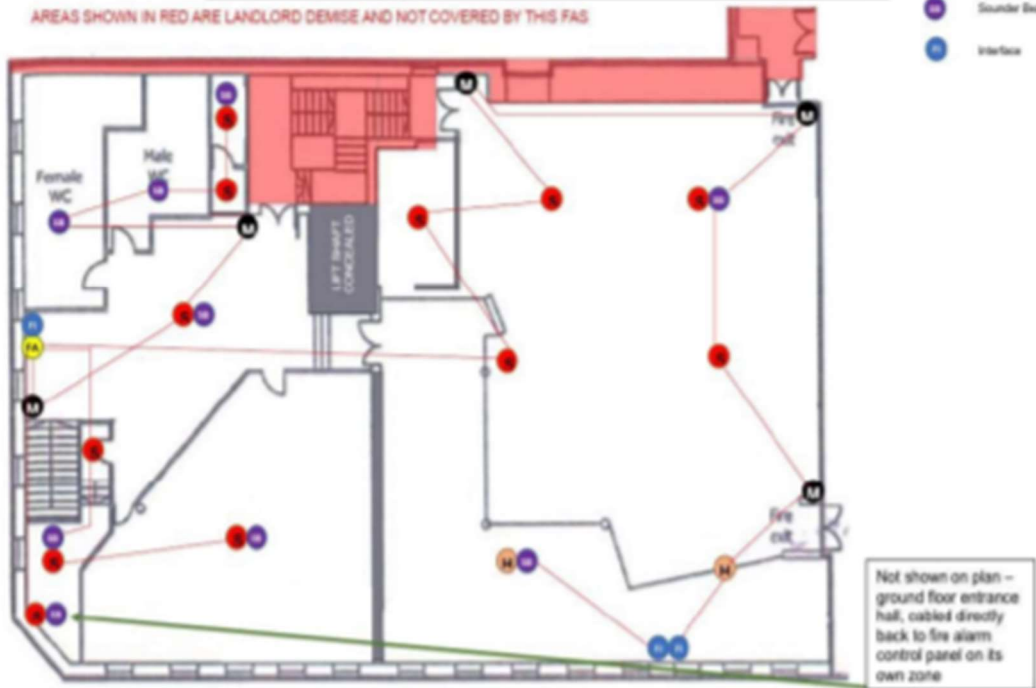
FIRST FLOOR PLAN
 SCALE 1:200



Site: Jungle Club Worthing – Fire Alarm Installation
 System Cat: L2 + M – BIS0639:2017
 Interfaces: FAI 1 – by control panel, link to Mill Building FA | FAI 2 – Main Club DJ Booth by heat detectors, audio cut out | FAI 3 – Main Club DJ Booth by A/C, A/C cut out
 Note: We are advised smoke machines will be used by DJ booth, so heat detectors have been specified to prevent false alarms. This setup will need to be tested with proposed smoke machine
 Off Plan: Entrance Hall – Smoke Detector & SBB cabled back to panel

- Smoke Detector
- Heat Detector
- Fire Alarm Panel
- Manual Call Point
- Sounder/Exactor Base
- Interface

AREAS SHOWN IN RED ARE LANDLORD DEMISE AND NOT COVERED BY THIS FAS



SIA



NEW SMOKING AREA



CAR PARK

CANNON HOUSE

CURRENT SMOKING AREA



FERNANDOS

MOLOTOV

MILL BUILDING

CAR PARK

JUNGLE ENTRANCE

CHATSWORTH ROAD

Appendix C – Premises Licence



WORTHING BOROUGH
COUNCIL

Licensing Act 2003 – Sections 16 and 18
Premises Licence – Part A

Public Health & Regulation
Portland House, Richmond Road
Worthing
BN11 1HS

Premises Licence Number - LN [REDACTED]

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description	
Jungle Nightclub 31 Chatsworth Road Worthing BN11 1LY	
Telephone number	01903 609000

Licensable activities authorised by the licence
See attached Schedule


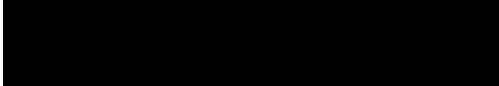
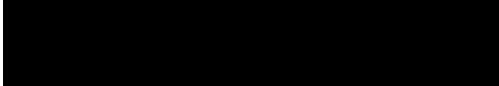
The times the licence authorises the carrying out of the licensable activities
See attached Schedule


Opening hours of the premises		
Location :	Nightclub with Designated Outside Area	
Day	Start	Finish
Monday	19:00	02:30
Tuesday	19:00	02:30
Wednesday	19:00	02:30
Thursday	19:00	03:20
Friday	19:00	02:50
Saturday	19:00	03:20
Non Standard Timings & Seasonal Variations		
<ul style="list-style-type: none"> 19.00hrs to 03.00hrs of the following morning on: Sunday preceding a Bank Holiday Monday Sunday when it is a Christmas Eve, Boxing Day and New Year's Day. 19.00hrs to 04.30hrs of the following morning on New Year's Eve. 		

Where the licence authorises alcohol whether these are on and/or off supplies
ON

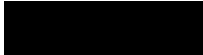
Part 2 – Premises Licence Holder Details


Name
Jungle Nightclub Ltd.


Registered Address

Telephone Numbers : 
Email: 

Registered number of holder


Part 3 - Designated Premises Supervisor Details (Where the premises licence authorises for the supply of alcohol)

Name


Registered Address


Personal licence number and issuing authority of personal licence held by Designated Premises Supervisor where the premises licence authorises the supply of alcohol
Personal Licence Number : 
Licensing Authority : Worthing Borough Council

State whether access to the premises by children is restricted or prohibited
Restricted

Schedule 1 – Licensable Activities authorised by this Licence

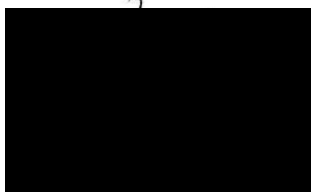
Times the licence authorises the carrying out of the licensable activities

Location : Bars		
Activities : Alcohol ON Sales/Supply (M)		
Day	Start	Finish
Monday	19:00	02:00
Tuesday	19:00	02:00
Wednesday	19:00	02:00
Thursday	19:00	02:30
Friday	19:00	02:30
Saturday	19:00	03:00
Non Standard Timings & Seasonal Variations		
<ul style="list-style-type: none"> 19.00hrs to 02.30hrs of the following morning on: Sunday preceding a Bank Holiday Monday Sunday when it is a Christmas Eve, Boxing Day and New Year's Day. 19.00hrs to 04.00hrs of the following morning on New Year's Eve. 		

Location : Nightclub		
Activities : Live Music (E) Recorded Music (F) Perform Dance (G)		
Day	Start	Finish
Monday	19:00	02:00
Tuesday	19:00	02:00
Wednesday	19:00	02:00
Thursday	19:00	03:00
Friday	19:00	02:50
Saturday	19:00	03:20
Non Standard Timings & Seasonal Variations		
<ul style="list-style-type: none"> 19.00hrs to 02.30hrs of the following morning on: Sunday preceding a Bank Holiday Monday Sunday when it is a Christmas Eve, Boxing Day and New Year's Day. 19.00hrs to 04.30hrs of the following morning on New Year's Eve. 		

Location :	Designated Smoking Area	
Activities :	Late Night Refreshment (L)	
Day	Start	Finish
Monday	23:00	02:30
Tuesday	23:00	02:30
Wednesday	23:00	02:30
Thursday	23:00	03:00
Friday	23:00	02:50
Saturday	23:00	03:20
Non Standard Timings & Seasonal Variations		
<ul style="list-style-type: none"> • 23.00hrs to 03.00hrs of the following morning on: Sunday preceding a Bank Holiday Monday Sunday when it is a Christmas Eve, Boxing Day and New Year's Day. • 23.00hrs to 04.30hrs of the following morning on New Year's Eve. 		
Food will be for consumption on the premises. No food will be taken into the street.		

Signed on behalf of the issuing licensing authority



Senior Licensing Officer

Date: 18 May 2023

Annexe 1: Mandatory Conditions

A. Mandatory conditions: Supply of Alcohol

1. No supply of alcohol may be made under the premises licence:-
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

B. Mandatory conditions: Door Supervision

Where employed each such individual must be licensed by the Security Industry Authority.

C. Mandatory conditions: Irresponsible Promotions

The responsible person must ensure that staff do not carry out, arrange or participate in any irresponsible promotions in relation to the premises. An irresponsible promotion is any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises

- Drinking Games including any game or activity that requires or encourages (or is designed to require or encourage) individuals to drink a quantity of alcohol within a time limit, or to drink as much as possible. This does not include “drinking up time”, shortly before the end of licensed hours.
- Provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- Provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective.
- Promotional posters or promotional material on, or in the vicinity of, the premises which can be reasonably considered to condone, encourage or glamorise antisocial behaviour or refer to drunkenness favourably.
- Dispensing alcohol directly into the mouth of a customer by a member of staff. This includes activities such as the “dentist’s chair”. This prohibition does not apply where a person is not able to drink without assistance because of a disability.

D. Mandatory conditions: Free Drinking Water

Free potable water must be provided on request to customers where it is reasonably available on the premises.

E. Mandatory conditions: Age Verification

An age verification policy for the premises must be produced, implemented and details made available to authorised officers upon request. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:

- a holographic mark, or
- an ultraviolet feature.

F. Mandatory conditions: Small Alcohol Measures

The responsible person must ensure that where any of the following alcoholic drinks are sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;

These measures must be displayed in a menu, price list or other printed material which is available to customers on the premises. Customers must be made aware that these measures are available.

Where a customer orders a drink listed above but does not specify the alcohol measure, the customer must be made aware of the range of measures available. This can be either verbally or by ensuring they have seen the printed materials on which their availability is listed. If the responsible person is satisfied that the customer has been made, and continues to be, aware of the range of measures available, the responsible person does not need to repeat that information in relation to each sale.

G. Mandatory conditions: Permitted Price

A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

For the purposes of the condition “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979; “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

Where —

- I. P is the permitted price
- II. D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- III. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

“relevant person” means, in relation to premises in respect of which there is in force a premises licence —

- I. the holder of the premises licence
- II. the designated premises supervisor (if any) in respect of such a licence, or
- III. the personal licence holder who makes or authorises a supply of alcohol under such a licence;

Full details regarding this condition can be found in the Home office Guidance on banning the sale of alcohol below the cost of duty plus VAT for suppliers of alcohol and enforcement authorities in England & Wales dated May 2014.

H. Conditions consistent with the Specific Conditions of the Public Entertainment Licence.

1. The maximum number of persons permitted at any time in that part of the premises to which the Premises Licence applies to be limited to: 530 persons.
2. A duty record of attendants must be maintained. The record must, on a daily basis, list the names of individuals who have worked on that day.
3. Departing customers must not be permitted to take glasses or opened bottles outside the premises.
4. The licence holder shall ensure that persons entering and leaving the club are counted by his/her employees or agents using counting machines approved by the Licensing Authority and that the total recorded on each counting machine shall, at all times, be available for inspection by Officers of the Licensing Authority, the Fire Authority and/or the Sussex Police.
5. There shall be a minimum of one SIA door supervisor per 100 customers, or part thereof, present and at least one of the SIA attendants will be female.
6. Departing customers must not be permitted to take glasses or opened bottles outside the premises.

Annexe 2: Conditions Consistent with the Operating Schedule

A. General conditions covering the whole club:

1. Pre-opening safety checks to all fire exits and emergency lighting shall be carried out and the results recorded every evening before opening.
2. SIA trained and licensed door supervisors shall be in attendance when the public is present.
3. The capacity limit of 530 persons shall not be exceeded.
4. A sound insulation scheme shall be maintained and management will carry out regular monitoring.
5. Regulated Entertainment to take place indoors only.
6. No person under 18 years of age shall be allowed in the premise except when they are either:
 - an invited guest attending a private pre-booked party.
 - attending a specially organised 'under 18 event' where no alcohol is available and the only over 18s present, besides those involved in the organisation & policing of the event, are older students, tutors or parents.Whenever an event is being held on the premises to which under 18 year olds are permitted to attend, Sussex Police will be given at least 7 days advanced notification.
7. First Aid kits and emergency equipment shall be properly maintained.
8. An NIEC electrical certificate will be obtained every 24 months.

9. Regulated entertainment shall cease half an hour prior to the licensed closing time of the premises i.e. at the commencement of “wind down” time.
10. The doors and windows shall be kept closed while regulated entertainment is in progress (except to allow for momentary access or egress of patrons and staff).
11. The noise of regulated entertainment from the premises shall neither exceed 56dB LAeq (5min) before 23.00hrs, 53dB LAeq (5 min) between 23.00hrs and 02.00hrs nor 50dB LAeq (5min) after 02.00hrs. The noise level shall be measured at any 1.2-1.5M above the south pavement of Chatsworth Road or the west pavement of High Street.
12. The premises will make a contribution by way of at least one member of door staff to assist with “Taxi Marshalling” on all occasions that the premise is open until 02.00hrs or later.
13. The management of the premises will make a working arrangement with one or more of the local taxi or private hire companies in order that customers are able to be taken home with the minimum of delay.
14. The Applicant will use a sound level meter to allow objective self-monitoring of the club to be carried out and recorded. Such records to be made in writing and made available on request to any Officer of Worthing Borough Council. The self-monitoring will take place as follows:
 - Sundays to Wednesdays – once during the course of the evening.
 - Thursdays to Saturdays – twice during the course of the evening.
15. There will be no external disposal of bottles or rubbish between the hours of 00.00 hrs (midnight) and 08.00 hrs on any day.
16. The Licensee/DPS will maintain an active membership of pub-watch and attend the regular meetings.

B. Conditions specific to the designated smoking area adjacent to the club:

1. The external smoking area will be monitored and policed by the premise’s SIA registered door staff. The club’s rules and conditions will be enforced within this area and customers’ standards of behaviour will be expected to meet the levels demanded within the club.
2. A policy of zero tolerance to illegal drugs will be enforced at all times.
3. Staff will actively participate in litter collection within the ‘smoking area’ and suitable bins/ashtrays will be provided for customer use.
4. No amplified music will be played in this area and signs will be displayed reminding patrons that they are outside and to keep noise to a minimum. Door staff will enforce this. Noisy and disruptive customers will be asked to leave if door staff advice isn’t adhered to.
5. Following Risk assessment, preventative and control measures are to be kept in place to ensure the safety of customers and employees whilst in the designated area.

6. The fire exit should be fully operational and clear at all times.
7. The smoking area should be fully enclosed with secure temporary barriers. Patrons using the smoking area should not have access to enter the adjacent car park except in an emergency.
8. Whilst in use the smoking area is monitored and controlled by at least one SIA door supervisor at all times.
9. CCTV covering the smoking area to be installed in accordance with Home Office guidelines relating to UK police requirements for digital CCTV systems. The system to provide coverage of the entire premises including the outside smoking area/front of premises. CCTV images shall be retained for at least 28 days and except for mechanical breakdown beyond the control of the proprietor, shall be made available upon request to the police. Any breakdown or system failure shall be notified to the Police and immediately remedied as soon as practicable.
10. There shall be no mobile trailer within the designated smoking area providing food.
11. The licence holder will ensure that no music emanates from inside the premises outside into the smoking area.
12. No drinks shall be taken into the smoking area
13. The maximum number of customers in the smoking area at any one time should be limited to 30 persons.
14. The temporary fencing around the shelter should incorporate acoustic barriers/quilt which should be fitted to ensure minimal gaps.
15. The licence holder will ensure compliance with the requirements of the Smoke-free (Premises and Enforcement) Regulations 2006.
16. To minimise public nuisance the removal of temporary fencing at the end of trading should be undertaken with care, fences and their bases should be carried and not dragged.
17. The smoking area should be well lit but should illuminate the smoking area only and should not illuminate neighbouring properties.

C. Conditions specific to the 'Bottle Bar' in south east corner of main club area:

1. No draft beer will be supplied from this bar.
2. All products sold shall be in plastic containers.
3. The bar will be manned by a trained member of staff whenever open.

Annexe 3: Conditions attached after review hearing by the Licensing Authority

23 January 2013

1. Security industry Authority (SIA) door supervisors shall be employed through an external contract company.
2. SIA trained and licensed door supervisors shall be in attendance when the public is present and until 30 minutes after the closure of the premises in order to effectively operate a dispersal policy in Chatsworth Road;
3. Management shall adopt a dispersal policy which will be implemented by the door staff. This will be agreed with Sussex Police to prevent groups gathering and engaging in altercations. Records shall be made available to the local licensing authority and/or Sussex Police upon request.
4. SIA door staff shall utilise functioning body worn videos at all times when they are on duty.
5. Those performing the role of door supervisor shall not perform any other role when engaged for the purpose of door supervision activities. Door supervisors shall be fully briefed prior to work with clear written instructions regarding their specific duties including an awareness of persons banned from the premises. These records shall be made available to the local licensing authority and/or Sussex Police upon request. A member of the SIA door staff to be permanently located and actively patrolling within the smoking area while the premises licence is in operation or until the area has been emptied of patrons at closing time.
6. An identification scanning system with a strict no ID/no entry policy shall be operated at all times licensable activities are taking place unless prior written agreement with Sussex Police has been obtained or the system has suffered mechanical breakdown beyond the control of the proprietor. Information from the system shall be made available upon request to the Police in accordance with the Data Protection Act. Any breakdown or system failure will be reported to the Police immediately and remedied as soon as practicable.
7. Entry be restricted to those patrons whose ID has been scanned into the ID scanner system operated by the premises.
8. A challenge 25 Policy will apply with regard to the sale of alcohol. Any person who appears to be under the age of 25 shall be required to provide satisfactory photographic evidence that they are 18 years old or over before being sold or supplied with any alcoholic drink, or on entry should the ID scan system become inoperative.
9. No games shall be conducted in the premises whereby alcohol or bar credit is given as a prize in any manner or form.
10. An incident management policy shall be drawn up in agreement with Sussex Police and shall be implemented at all times while the premises is conducting licensable activities until 30 minutes after closing time.

11. An incident/refusals register shall be maintained and kept on the premises to record refusals and incidents of crime and disorder. These records shall be made available to the local licensing authority and/or Sussex Police upon request.
12. Staff Members to be engaged in selling alcohol on the premises shall receive full training pertinent to the Licensing Act, in particular but not exclusively in regard to age restricted sales and the refusal of sales to persons believed to be under the influence of alcohol or drugs.
13. Induction training must be completed and fully documented prior to the sale of any alcohol by the staff member and refresher training thereafter at intervals no less than 8 weeks. All restricted sales training undertaken by staff members shall be fully documented and recorded.
14. All training records shall be made available to Sussex Police, Local Authority Licensing Officers and the Local Trading Standards service upon request
15. CCTV to be installed in accordance with Home Office guidelines relating to UK police requirements for digital CCTV systems covering the entire premises including the outside areas/front of premises.
16. CCTV images shall be retained for at least 28 days and except for mechanical breakdown beyond the control of the proprietor, shall be made available upon request to the police. Any breakdown or system failure shall be notified to the Police and immediately remedied as soon as practicable.
17. It will be the responsibility of the DPS or duty manager to ensure that any requests from the police for a recording to be made for evidential purposes is carried out as soon as possible in compliance with the data protection act.
18. Polycarbonate drinking vessels (excluding bottles) will be used at all times. Polycarbonate bottles will be used when a need is identified by the licence holder's own risk assessment or when required by Sussex Police in writing.
19. No drinking vessels shall be permitted in the smoking area save for drinking vessels containing water.

27 November 2017

1. The memorandum of agreement signed on behalf of Sussex Police and the Licence holders shall form part of the licensing arrangements and amended conditions of licence.
2. An Organisational Chart is to be produced that includes the roles and responsibilities of the manager and designated premises supervisor in relation to licensing laws and the interaction between the police service and the licensing authority.
3. External training will be provided and monitored by the designated premises supervisor in relation to the sale and supply of alcohol. The training shall include preventing and looking out for intoxication and caring for vulnerable persons.
4. Last entry to the premises for new customers on a Friday shall be 01:45 hours and 02:00 hours on a Saturday, the following day.

5. The premises is to have a designated floor walker at all times that the premises are open for licensable activities and a policy in relation to monitoring of patrons to prevent and to minimise intoxication.
6. The premises shall maintain and operate a Quiet Room at all times that the premises are open for licensable activities.

Annexe 4: Plans

See attached plan of club & smoking area

Annexe 5: Memorandum of Agreement

See attached agreement between Sussex Police and the Premises Licence holders
[REDACTED] signed 27 November 2017.



WORTHING BOROUGH
COUNCIL

Licensing Act 2003 – Sections 16 and 18
Premises Licence – Part B

Public Health & Regulation
Portland House, Richmond Road
Worthing
BN11 1HS

Premises Licence Number - LN [REDACTED]

Premises Details

Postal address of premises or, if none, ordnance survey map reference or description	
Jungle Nightclub 31 Chatsworth Road Worthing BN11 1LY	
Telephone number	01903 609000

Licensable activities authorised by the licence
See attached Schedule

The times the licence authorises the carrying out of the licensable activities
See attached Schedule

Opening hours of the premises		
Location : Nightclub with Designated Outside Area		
Day	Start	Finish
Sunday		
Monday	19:00	02:30
Tuesday	19:00	02:30
Wednesday	19:00	02:30
Thursday	19:00	03:20
Friday	19:00	02:50
Saturday	19:00	03:20
Non Standard Timings & Seasonal Variations		
<ul style="list-style-type: none"> 19.00hrs to 03.00hrs of the following morning on: Sunday preceding a Bank Holiday Monday Sunday when it is a Christmas Eve, Boxing Day and New Year's Day. 19.00hrs to 04.30hrs of the following morning on New Year's Eve. 		

Where the licence authorises alcohol whether these are on and/or off supplies
ON

Premises Licence Holder Details

Name
Jungle Nightclub Ltd.

Registered Address
[REDACTED]

Registered number of holder
[REDACTED]

Designated Premises Supervisor Details (Where the premises licence authorises for the supply of alcohol)

Name
[REDACTED]

Personal licence number and issuing authority of personal licence held by Designated Premises Supervisor where the premises licence authorises the supply of alcohol
Personal Licence Number : [REDACTED]
Licensing Authority : Worthing Borough Council

State whether access to the premises by children is restricted or prohibited
Restricted

Schedule 1 – Licensable Activities authorised by this Licence

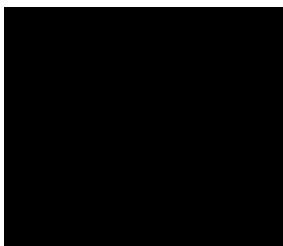
Times the licence authorises the carrying out of the licensable activities

Location : Bars		
Activities : Alcohol ON Sales/Supply (M)		
Day	Start	Finish
Sunday		
Monday	19:00	02:00
Tuesday	19:00	02:00
Wednesday	19:00	02:00
Thursday	19:00	02:30
Friday	19:00	02:30
Saturday	19:00	03:00
Non Standard Timings & Seasonal Variations		
<ul style="list-style-type: none"> • 19.00hrs to 02.30hrs of the following morning on: Sunday preceding a Bank Holiday Monday Sunday when it is a Christmas Eve, Boxing Day and New Year's Day. • 19.00hrs to 04.00hrs of the following morning on New Year's Eve. 		

Location : Nightclub		
Activities : Live Music (E) Recorded Music (F) Perform Dance (G)		
Day	Start	Finish
Sunday		
Monday	19:00	02:00
Tuesday	19:00	02:00
Wednesday	19:00	02:00
Thursday	19:00	03:00
Friday	19:00	02:50
Saturday	19:00	03:20
Non Standard Timings & Seasonal Variations		
<ul style="list-style-type: none"> • 19.00hrs to 02.30hrs of the following morning on: Sunday preceding a Bank Holiday Monday Sunday when it is a Christmas Eve, Boxing Day and New Year's Day. • 19.00hrs to 04.30hrs of the following morning on New Year's Eve. 		

Location : Nightclub		
Activities : Late Night Refreshment (L)		
Day	Start	Finish
Sunday		
Monday	23:00	02:30
Tuesday	23:00	02:30
Wednesday	23:00	02:30
Thursday	23:00	03:00
Friday	23:00	02:50
Saturday	23:00	03:20
Non Standard Timings & Seasonal Variations		
<ul style="list-style-type: none"> • 23.00hrs to 03.00hrs of the following morning on: Sunday preceding a Bank Holiday Monday Sunday when it is a Christmas Eve, Boxing Day and New Year's Day. • 23.00hrs to 04.30hrs of the following morning on New Year's Eve. 		
Food will be for consumption on the premises. No food will be taken into the street.		

Signed on behalf of the issuing licensing authority



Senior Licensing Officer

Date: 18 May 2023

Annexe 5 : Memorandum of Agreement (Redacted)

IN THE WORTHING BOROUGH COUNCIL LICENSING SUB-COMMITTEE

BETWEEN:

SUSSEX POLICE SERVICE

Applicant

- V -

**[REDACTED] t/a LOUNGE LEISURE GROUP
(t/a One Club, 31 Chatsworth Road, Worthing, BN11 1LY**

Premise Licence Holder

CONSENT ORDER

**UPON THE PARTIES AGREEING THE TERMS OF THIS ORDER
BY CONSENT**

The Premise Licence Holder and Sussex Police propose the following additional steps and changes to the premises licence as follows.

1. [REDACTED] shall be removed from a position of management and shall not be engaged in any management or employment directly or indirectly by Lounge Leisure Group.
2. The premises is to appointment a new manager and provide to Sussex Police an Organisational Chart including the roles and responsibilities of the manager and designated premises supervisor in relation to licensing laws and the interaction between the police service and the licensing authority.
3. External training will be provided and monitored by the designated premises supervisor in relation to the sale and supply of alcohol. The training shall include preventing and looking out for intoxication and caring for vulnerable persons.
4. Last entry to the premises for new customers on a Friday shall be 01:45 hours and 02:00 hours on a Saturday, the following day.
5. The premises is to have a designated floor walker at all times that the premises are open for licensable activities and a policy in relation to monitoring of patrons to prevent and to minimise intoxication.
6. To reduce licensable activities in relation to the sale and supply of alcohol by retail on Friday by 30 minutes, therefore the finishing time shall be amended to 02:30.

7. To reduce licensable activities in relation to the sale and supply of alcohol by retail on Saturday by 30 minutes, therefore the finishing time shall be amended to 03:00.
8. The opening hours of the premises to be amended on Friday with a reduction of 20 minutes. Therefore, the finishing time will be 02:50 hours.
9. The opening hours of the premises to be amended on Saturday with a reduction of 20 minutes. Therefore, the finishing time will be 03:20 hours.
10. In addition to the above steps, the premise licence holder has already replaced the Door Security Industry team and appointed a new designated premises supervisor.
11. The premises shall maintain and operate a Quiet Room at all times that the premises are open for licensable activities.

The Applicant, Sussex Police, and the premise licence holder ask the licensing authority to take and agree the above steps. The Applicant and the premise licence holder agree no additional steps are required than those already mentioned to promote the licensing objectives.

Appendix D – Premises Licence Application

Application to vary a premises licence under the Licensing Act 2003

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 Jungle Nightclub LTD
 (Insert name(s) of applicant)
 being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number [REDACTED]

Part 1 – Premises Details

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

31 CHATSWORTH ROAD

Post town	<u>WORTHING</u>	Postcode	<u>BN11 1L4</u>
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Telephone number at premises (if any)	
Non-domestic rateable value of premises	£

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]
E-mail address (optional)	
Current postal address if different from premises address	
Post town	
Postcode	

Part 3 - Variation



Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

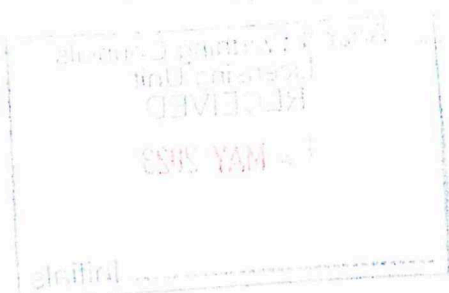
DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note

2) AS OUR BUSSINESS ISN'T GETTING BUSSINESS UNTIL LATE NOW, PARTLY DUE TO THE COST OF LIVING, PARTLY DUE TO IT BEING CHEAPER TO DRINK AT HOME, THE BUSINESS IS REALLY SEEING THE AFFECTS SO WE WOULD LIKE A LATER CLOSING TIME, WITH THAT A LATER DOOR CLOSING TIME (LAST ENTRY) TO REFLECT THAT, TO ACCOMMODATE THE LATER BUSINESS TIMES.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:



Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply

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

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

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for performing plays (please read guidance note 6)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Thur								
Fri								
Sat						<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sun								

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Wed			
Thur			
Fri			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)	
Mon				
Tue				
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)	
Thur				
Fri				
Sat			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 7)	
Sun				

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5) TO HELP THE BUSINESS FUNCTION WITH REVISED LAST DOOR TIMES FOR FRI - SAT 1 HOUR BEFORE CLOSE.		
Mon	19:00	02:00			
Tue	19:00	02:00			
Wed	19:00	02:00	State any seasonal variations for the performance of live music (please read guidance note 6)		
Thur	19:00	03:20			
Fri	19:00	04:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat	19:00	04:30			
Sun					

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	
Day	Start	Finish	Indoors	Outdoors
			<input checked="" type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	
Mon			<u>Please give further details here</u> (please read guidance note 5)	
	19:00	02:00		
Tue			State any seasonal variations for the playing of recorded music (please read guidance note 6)	
	19:00	02:00		
Wed			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 7)	
	19:00	02:00		
Thur				
	19:00	03:20		
Fri				
	19:00	04:00		
Sat				
	19:00	04:30		
Sun				

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

H Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 5)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 6)		
Mon	19:00	02:00			
Tue	19:00	02:00			
Wed	19:00	02:00			
Thur	19:00	03:20			
Fri	19:00	04:00			
Sat	19:00	04:30			
Sun					
			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 7)		

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 10).

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon			<p><u>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</u> (please read guidance note 7)</p>
	19:00	02:00	
Tue			
	19:00	02:00	
Wed			
	19:00	02:00	
Thur			
	19:00	03:20	
Fri			
	19:00	04:00	
Sat			
	19:00	04:30	
Sun			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

WORKING CLOSELY WITH THE POLICE, COUNCIL AND OTHER AUTHORITIES AND UTILISING PUBWATCH AND SIA TO ENSURE A SAFE ENVIRONMENT

b) The prevention of crime and disorder

UTILISING SIA LICENSED DOOR STAFF TO SEARCH FOR DRUG USE AND USE A SCANNER SYSTEM TO BAN INDIVIDUALS KNOWN TO CAUSE ISSUES.

c) Public safety

PROVIDING A SAFE "QUIET AREA" FOR USE OF VULNERABLE MEMBERS OF THE PUBLIC INCLUDING THOSE NOT IN OUR VENUE.

d) The prevention of public nuisance

SMOKING AREA TO CLOSE HALF AN HOUR BEFORE CLOSE AND SIGNS WILL BE POSTED IN AN EFFORT TO NOT DISTURB RESIDENCES

e) The protection of children from harm

AN ID SCANNER WILL BE UTILISED TO ENSURE ANYONE ~~OVER~~ ^{UNDER} THE AGE OF 18 IS NOT ALLOWED ENTRY.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

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

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	[REDACTED]
Date	28/04/23
Capacity	

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

SINGLE NIGHTCLUB
31 CHATSWORTH ROAD

Post town	B&H HT WORTHING	Post code	BN11 1L4
Telephone number (if any)	[REDACTED]		

Appendix E – Responsible Authority Representations



Sussex Police
Serving Sussex

www.sussex.police.uk

West Sussex Division
Neighbourhood Licensing Team

West Sussex Licensing Team



WS_Licensing_WOR@sussex.pnn.police.uk

5th July 2023

Mr Simon Jones
Licensing Unit
Adur and Worthing Councils
Portland House
Richmond Road
Worthing
BN11 1LF

Dear Mr Jones,

RE: APPLICATION FOR VARIATION OF THE PREMISES LICENCE FOR JUNGLE NIGHTCLUB, 31 CHATSWORTH ROAD, WORTHING, WEST SUSSEX, BN11 1LY. UNDER THE LICENSING ACT 2003.

I write on behalf of the Chief Officer of Police for Sussex to raise a representation in respect of this variation application on the grounds of the prevention of crime and disorder, public safety and the prevention of public nuisance.

This variation application seeks to extend the late night opening licensable activities at the nightclub. To assist the Committee, I have set out below a table which sets out the exiting timings for licensable activities. The existing licensable activities and their timings are in the left hand column, the new proposed finishing times in the middle column, with the net change in the right hand column with key changes highlighted in red.



Opening hours change (open 19:00 every day existing and new) Premises does not open on a Sunday.

Monday:	02.30	New: 02:00	Change:	reduction half hour
Tuesday:	02.30	New: 02:00	Change:	reduction half hour
Wednesday:	02.30	New: 02:00	Change:	reduction half hour
Thursday:	03.20	New: 03:20	Change:	none
Friday:	02.50	New: 04:00	Change:	+ 1 hour 10 minutes
Saturday:	03.20	New: 04:30	Change:	+ 1 hour 10 minutes

Supply of alcohol (on sales only, no off sales, start 19:00 every day existing and new)

Monday:	02.00	New: 02:00	Change:	none
Tuesday:	02.00	New: 02:00	Change:	none
Wednesday:	02.00	New: 02:00	Change:	none
Thursday:	02:30	New: 03:20	Change:	+ 50 minutes
Friday:	02.30	New: 04:00	Change:	+ 1 hour 30 minutes
Saturday:	03.00	New: 04:30	Change:	+ 1 hour 30 minutes

Live music, recorded music, (start 19:00 every day on existing and new licence)

Monday:	02.00	New: 02:00	Change:	none
Tuesday:	02.00	New: 02:00	Change:	none
Wednesday:	02.00	New: 02:00	Change:	none
Thursday:	03.00	New: 03:20	Change:	+ 20 minutes
Friday:	02.50	New: 04:00	Change:	+ 1 hour 10 minutes
Saturday:	03.20	New: 04:30	Change:	+ 1 hour 10 minutes

Late night refreshment in smoking area (start 23:00 every day on existing and new licence)

Monday:	02:30	New: 02:30	Change:	no change
Tuesday:	02:30	New: 02:30	Change:	no change
Wednesday:	02:30	New: 02:30	Change:	no change
Thursday:	03.00	New: 03:00	Change:	no change
Friday:	02:50	New: 02:50	Change:	no change
Saturday:	03:20	New: 03:20	Change:	no change

I will focus on the new proposed licensable activity end times and closing times on a Friday night (the early hours of Saturday night) and Saturday night (the early hours of Sunday morning). Looking first at the early hours of a Saturday morning, Jungle Nightclub want to extend their hours for the supply of alcohol early on a Saturday morning from 02.30 to 04.00,

which is an extension of 1.5 hours. They want to extend their last opening time from 02:50 to a new closing time of 04:00, which is extra one hour and ten minutes.

In the early hours of a Sunday morning, Jungle Nightclub want to extend their hours for the sale of alcohol from 03:00 to 04.30 which is a 1.5 hour increase. They want to extend their last opening time from 03:20 to a closing time of 04.30, which is an increase of one hour and ten minutes.

Whilst each application is looked at on its own merits, it is appropriate and necessary to look at other late night clubs and bars in Worthing town centre. There are three other existing licensed premises that have similar timings on a Friday and Saturday night which are:

- The Vault (a small basement club on the seafront close to Worthing Pier).
- Molotov Cocktail Bar (next door to Jungle Nightclub on Chatsworth Road).
- Angels (formerly Bar Ten on High Street near Steyne Gardens).

These three premises all have the supply of alcohol until 03:00 with closing at 03:30 early on a Saturday morning and Sunday morning on their existing premises licenses. There are currently no other premises licenses granted in Worthing with later licenses. Sussex police would have no objections to Jungle extending their existing premises licence to cease licensable activities at 03:00 to close at 03:30, subject to the existing premises licence conditions being updated to current standards.

So if this variation application is granted as applied for, Jungle Nightclub will immediately become the last nightclub open by half an hour on a Saturday morning and a full hour on a Sunday morning. In inevitable consequent of granting this variation application will be that other late night premises in Worthing town centre will also apply to extend their hours for licensable activities and wanting even later closing times. We are already seeing this happening in another licensing authority in West Sussex. Sussex police strongly advise the Committee that this is likely to have very serious consequences for Worthing, and thus invite the Committee to refuse this application.

To summarise our concerns about this application:

Two key concerns are keeping people safe (especially women and girls) and the prevention of crime and disorder. Added to this is the serious concern that patrols leaving the premises will, if this variation is granted by the Committee), have been consuming alcohol for some hours beforehand.

This premises has a capacity of 530.

The provision of adequate transport infrastructure to take patrons away from the premises quickly and efficiently is vital both to ensure people are taken safely to their homes without delay, and to minimise violence and confrontation between patrons and often other passers by whilst they wait for and often compete for limited transport facilities. Hence the need for taxi marshals.

The availability of taxis and other public transport reduces considerably later in the morning. We note in the variation application that the only consideration the premises has given to this is “doing later patrols of the road until all of the guests have left safely”. We presume this means patrolling Chatsworth Road which is the road on which the premises is located. The taxi rank is situated near the clock tower on Portland Road (near to the main Barclays Bank branch), which the Committee will be aware is a considerable walking distance from Jungle Nightclub in Chatsworth Road.

Worthing train station is also a considerable walking distance from Chatsworth Road. We checked the Worthing train station website and note the station does not open until 05.35 (one and a half hours after Jungle would like to close) on a Saturday morning and 06.40 on a Sunday morning (two hours and ten minutes after Jungle would like to close).

Late night food premises will be closed at 04:00 in the morning. If this variation application is granted, will this then lead to late night refreshment premises also applying to extend their opening hours to 04:30 and even 05:00 in the morning? If such applications are then granted by the Committee, then this will encourage people to hang around in the town centre rather than disperse, and thus create more noise nuisance and potentially anti social behaviour.

Granting this application as applied for will have a serious impact on police resourcing. 50% of the police night time resource finish at 4 am. The remaining 50% will not necessarily be located in Worthing town centre to deal with noise disturbance, anti social behaviour, alcohol related violence and vulnerability issues in the Chatsworth Road and surrounding area, with officers often located as far away as Horsham or Bognor depending on demand and the number of serious incidents requiring an immediate police response. So if this variation is granted on a Saturday morning the club will be closing at 4 am just as half of the policing resource is clocking off after a long night shift, and on a Sunday morning Jungle will not be closing until 04:30, with patrons walking about the town centre and competing for scarce transport infrastructure for up to an hour afterwards. Quite simply and with the best will in the world, Jungle Nightclub will not be able to rely on Sussex police to prevent crime and disorder and protect the vulnerable (women and girls as well as males being particularly prone to vulnerability after a night out consuming alcohol over and extended period) at 4 am and onwards on the early morning. If there is a major incident or a queue of grade 1 calls (grade 1 calls requiring an immediate police response) as is often the case at this time of the early morning, it will only exacerbate the situation.

Jungle Nightclub has not given any thought to a comprehensive dispersal plan, which will require far more thought and planning than patrolling Chatsworth Road. SIA door staff will need to be employed until at least 05:00 in the morning. Does their responsibility end the moment a vulnerable female turns the corner in Chatsworth Road and walks down Portland Road or the A259 at the other end of Chatsworth Road? We note that the premises has not offered any actual licence conditions with respect to a dispersal policy.

The Committee will be aware that Worthing Council recently acquired the freehold of Union Place, and there are plans currently going through for a major new development for 169 – 200 new residential homes and a 90 bed hotel as well as commercial space. Union Place is situated directly behind Chatsworth Road. Planning permission has recently been granted for new residential flats above commercial ground floor units on Portland Road just around the

corner from Chatsworth Road. This will be on the direct walking route from Jungle Nightclub to the taxi rank at the clock tower opposite Barclays Bank. This is in addition to the substantial number of residential properties already in the town centre. The Committee will be aware that there is pressure to convert existing brown field and unused shops into residential dwellings, so this trend will only continue to grow with more and more residential homes in the town centre. Accordingly the Committee should think very carefully about the potential negative impact of allowing Jungle Nightclub, and no doubt other premises in their wake, to open until 4 and 4.30 in the morning and the associated noise nuisance, anti social behaviour and crime and disorder that this will generate.

Sussex police have concerns about the arrangements for the outside smoking area which we can explain further in a hearing. We also note with some concern that there does not appear to be a wellbeing or safety room at the premises where vulnerable customers can be taken to be cared for and assessed before taking further action, and accommodated awaiting police arrival if necessary.

The existing premises licence has the following condition:

Last entry to the premises for new customers on a Friday shall be 01:45 hours and 02:00 hours on a Saturday, the following day.

In the application the premises refer to this condition and want to “push the last entry time back”, but do not propose anywhere in the application what this new later last admission time should be.

For the reasons stated above, Sussex police invite the Licensing Committee to refuse the application.

Should the Committee be so minded to grant the variation for the extended hours or grant a partial increase the hours requested, Sussex police request the following amendments and additions to the existing licence conditions to bring them up to modern standards.

Removal of the following existing conditions on the licence:

Annexe 2:

CCTV covering the smoking area to be installed in accordance with Home Office guidelines relating to UK police requirements for digital CCTV systems. The system to provide coverage of the entire premises including the outside smoking area/front of premises. CCTV images shall be retained for at least 28 days and except for mechanical breakdown beyond the control of the proprietor, shall be made available upon request to the police. Any breakdown or system failure shall be notified to the Police and immediately and remedied as soon as practicable.

Annexe 3:

SIA door staff shall utilise functioning body worn videos at all times when they are on duty.

All training records shall be made available to Sussex Police, Local Authority Licensing Officers and the Local Trading Standards service upon request

CCTV to be installed in accordance with Home Office guidelines relating to UK police requirements for digital CCTV systems covering the entire premises including the outside areas/front of premises.

CCTV images shall be retained for at least 28 days and except for mechanical breakdown beyond the control of the proprietor, shall be made available upon request to the police. Any breakdown or system failure shall be notified to the Police and immediately remedied as soon as practicable.

It will be the responsibility of the DPS or duty manager to ensure that any requests from the police for a recording to be made for evidential purposes is carried out as soon as possible in compliance with the data protection act.

Last entry to the premises for new customers on a Friday shall be 01:45 hours and 02:00 hours on a Saturday, the following day.

Addition of the following new conditions on the licence:

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 front of the premises.
- any outside areas including the smoking area.
- any outside tables and chairs area.
- the stairs leading up from the ground floor.
- the identification scanning system.
- The Quiet Room/Safe Room.

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 and outside the premises at all times.

CCTV footage will be stored for a minimum of 31 days.

The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy. Times will be updated promptly when British Summer Time starts and ends.

The management will give full and immediate cooperation and technical assistance to the Police in the event that CCTV footage is required for the prevention and detection of suspected or alleged crime. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public.

This staff member shall be able to show Police or authorised officer recent data or footage with the absolute minimum of delay when requested.

Subject to GDPR 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. (or other electronic portable device acceptable to Sussex Police), or upload CCTV footage to Sussex Police Digital media systems via the internet for the police without difficulty or delay and without charge to Sussex Police.

Any breakdown or system failure will be notified to the police licensing team immediately (and a receipt or acknowledgement from police obtained and retained) & remedied as soon as practicable.

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

Last entry to the premises for new customers early on a Saturday morning will be 01:45. Last entry to the premises for new customers early on a Sunday morning will be 02:00.

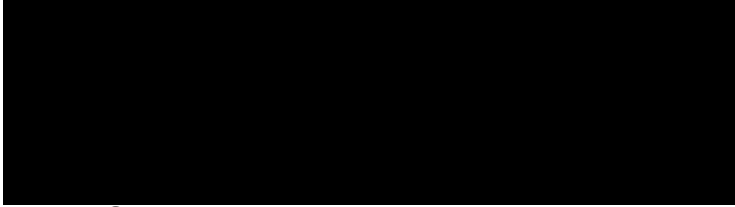
All SIA registered door supervisors shall wear and operate body worn video cameras with a recording facility. The body-worn cameras will be recording all the time the door supervisors are on duty whether inside the premises or in the vicinity of the premises at ground level. All recordings shall be stored for a minimum period of 31 days, with date and time stamping. Viewing of recordings shall be made available upon the request of police, or authorised local authority officers, throughout the entire 31 days period. The premises will ensure there are sufficient spare batteries fully charged for the body worn cameras so there is no issue with cameras not recording due to flat batteries.

When persons are restrained or ejected from the premises, this will always be done via rooms and corridors that are properly lit and covered by premises CCTV cameras. There will be no restraints or ejections from the premises through rooms or corridors not covered by CCTV, or ejections where the person is taken out of the building into an area not covered by external CCTV.

The premises management will ensure that any crime scene is preserved (without being cleaned), and cordoned off to preserve evidence until the police arrive.

All such training undertaken by staff members shall be fully documented and recorded and signed and dated by both the employee and the DPS. All training records shall be kept on the premises and made available to officers of any responsible authority upon request.

Yours sincerely,



**West Sussex Licensing Inspector
Sussex Police**

Enc

Mr S Jones
Senior Licensing Officer
Licensing Unit
Adur & Worthing Councils
Portland House
Richmond Road
Worthing
BN11 1LF

Dear Mr Jones,

8th June 2023

**Re: Application to vary a premise licence under the Licencing Act 2003:
Jungle Night Club Ltd., 31 Chatsworth Road, Worthing, BN11 1LY.**

West Sussex County Council (WSSC) Public Health Department wishes to raise an objection against the grant of the above application on the following grounds:

- The Prevention of Public Nuisance
- Public Safety

Jungle Nightclub Ltd is a premises in Worthing which currently has licenced hours from 7pm, with closing times ranging from 2.30am to 3.20am. The applicant is applying to vary the premise licence to extend opening hours (including the sale of alcohol) on a Friday from 2.50am to 4.00am and on Saturday, from 3.20am to 4.30am. It is noted that Jungle Nightclub Ltd. has recently come under new management.

The application to vary the premise licence is of concern from a Public Health perspective, as it proposes an extension of the sale of alcohol at weekends, exceeding all other venues in Worthing. WSSC Public Health Directorate feel that this is a concern for public safety.

In 2021/22, Worthing had the 5th highest rate of hospital admissions episodes for alcohol related conditions (narrow definition, directly standardised rate of 519 per 100,000) out of the 64 district and boroughs in the South East region. This was significantly higher than the West Sussex rate (415 per 100,000) and the South East regional rate (411 per 100,000)¹.

This is of concern from a Public Health perspective as extended opening hours would increase drinking time for patrons who may then leave the venue at a time potentially lacking in police resource and without adequate public transport to get safely home. The recent withdrawal of the Worthing Street Pastors in January 2023 may also increase the risk to the public.

Figures 1 & 2 below, show the proposed closing time of Jungle Nightclub on a Friday and Saturday night, compared with other local venues. It shows that if the application is granted, Jungle Nightclub will be come the latest closing venue in Worthing on both nights. The maps show the approximate walking time to Jungle Nightclub for patrons of other earlier closing venues.

Figure 1: Map showing current closing times and walking distance of other Worthing Venues in relation to the proposed closing times Jungle Nightclub on a **Friday** night*



Figure 2: Map showing current closing times and walking distance of other Worthing Venues in relation to the proposed closing times Jungle Nightclub on a **Saturday** night*



*Data on closing time of venues provided by Sussex Police. Venues mapped: The Libertine, Vudu, Angel Bar, The Vault, Escape, O'Connors, Manuka, Moltov, Coast Café.

Based on the above, WSCC Public Health Directorate would have no objection to the application to cease licensable activities at 03:00 to close at 03:30 in line with other venues.

In addition to concerns about the extension of opening hours, we are worried that the application as it stands, does not consider best practice for supporting the licencing objectives and provides inadequate explanation of how the premise will promote these. These concerns are outlined below.

General Licencing Objectives

1) The application, as it stands, is for the following:

	Supply of Alcohol Finish	Proposed Closing
Fridays	4am	4am
Saturdays	4.30am	4.30am

WSCC Public Health note that the application proposes the supply of alcohol be ceased at the same time as closing the premises.

We feel concerned that the applicant does not show due consideration to the fact that a high percentage of incidents occur in the hour before, during and immediately after a venue closes. The provision of 'drink up' time is important for a smooth final hour in a venue, which will promote public safety. We respectfully recommend that the committee apply the following conditions to any decision on closing time:

'The supply of alcohol will be ceased at least 30 minutes prior to the venue closing'

2) The application, as it stands, is for the following:

	Entertainment to Finish	Proposed Closing
Fridays	4am	4am
Saturdays	4.30am	4.30am

We note an existing condition on the premise licence, consistent within the operating schedule that states;

'Regulated entertainment shall cease half an hour prior to the licensed closing time of the premise i.e. at commencement of wind-down time'.

The application in its current form, does not comply with these conditions and proposes the closing time and cessation of entertainment concurrently. Public health recommend that this condition should be applied to promote a safe closure of the venue, as above.

Public Safety

From a Public Health perspective, the provision of 'chill-out' rooms in nightclubs is important for promoting the welfare of patrons. If well managed, they have the potential to promote public safety by providing a monitored & regulated environment, with well trained staff protecting the interests of vulnerable people.

As it stands currently, the application states:

'quiet area for use of vulnerable members of the public including those not in our venue'.

Whilst this is clearly a well-intentioned proposal, as it currently stands, the application provides insufficient information to indicate how this area will be managed to protect the safety of vulnerable members of the public. WSCC Public Health would respectfully recommend that more information be provided by the applicant and the following condition be applied to the licence:

'The premises will develop and operate a policy for maintaining a safe chill-out area which will include attention to temperature, noise, overcrowding, staffing levels and first aid training'.

The Prevention of Public Nuisance

Whilst it is not common for WSCC Public Health to comment on conditions relating to The Prevention of Public Nuisance, there is a proposal made in the application which we feel may encourage this behaviour rather than prevent it.

The application proposes that the smoking area adjacent to the nightclub would be shut 30 minutes before the premises closes. WSCC Public Health feel that this action would be likely to result in 'displacement' smoking, whereby patrons who wish to smoke must exit the premises in the early hours of the morning. This increases the potential for smokers to gather in public areas and cause nuisance.

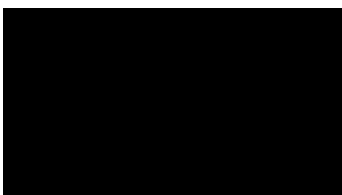
WSCC Public Health therefore recommend that this proposal be rejected, and the smoking area required to remain open until closing.

Conclusion

WSCC Public Health Department feel that there is no option but to object to variation proposed to the premise licence in its current format, as it does not sufficiently promote the licensing objectives. WSCC Public Health Department would have no objection to the application to cease licensable activities at 03:00 to close at 03:30 in line with other venues and if the applicant is willing to reconsider the proposed conditions and adopt the conditions set out above, we would be willing to consider resolving this representation.

WSCC Public Health reserves our right to reconsider this representation in the event of a change or discussion between applicant and another Responsible Authority.

Yours sincerely,



Public Health Lead for Alcohol

On behalf of the Director of Public Health

Appendix F – Other Representation



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

Jungle Night club - July

1 message

5 July 2023 at 18:54

To: "licensing.unit@adur-worthing.gov.uk" <licensing.unit@adur-worthing.gov.uk>

To whom it may concern.

This is the second response to the increased alcohol licencing hours for "Jungle LTD."

We still believe very strongly that Jungle is only seeking Increased profits and lacks the necessary safety precautions, such as manpower and surrounding assistance from clubs (during an emergency) whose opening hours differ greatly. The local transport services also cease operation hours before the proposed closing times, leaving patrons without safe routes home.

As a resident of Chatsworth Road, we strongly believe that the premises "Jungle" should not be afforded increased opening and drinking hours due to concerns that longer hours will lead to an increase in "violent crime", domestic violence and apply greater pressure to both the emergency services and our local infrastructure. It is also fully contradictory to the governments guidelines to Curb alcohol consumption by 20%.

We also believe that it would have a negative impact on the workers' rights - including health and safety considerations. An example of this is an increase in their working hours (all of which would fall into the class of 'unsociable'), in combination with longer exposure to loud music which risks causing lasting and long term damage to their hearing as well as increasing risk of developing tinnitus which can be a debilitating condition. The employees' contact with intoxicated patrons would also be extended, leading to an almost certain increase in the risk of violence and inappropriate behaviour – risking their personal safety.

Although it is well known that door supervisors from other bars and clubs in Worthing all have an open channel of communication with each other in order to apparently help where they are most needed, this often fails to be the case. There have been several instances of patrons from Jungle nightclub spilling out onto the streets after closing time without any supervision whatsoever, completely intoxicated to the point where they can barely stagger along the road. These patrons frequently get into altercations with each other, damage property both commercial and residential (shop windows, cars etc.) – causing distress to the stores and residents of Chatsworth road. For example, there have been instances where the intoxicated patrons have sat in resident's doorways – shouting through their letterboxes during the early hours of the morning along with urinating and defecating on their doorsteps This can be quite disconcerting to those of us with young families or medical conditions such as Alzheimer's.

There have also been several instances of sexual assault and attempted sexual assault amongst these same patrons due to young intoxicated females being released from Jungle onto the street without any aftercare.

Even if the door supervisor system was effective – no other premises is open at the times Jungle is proposing and so help could not be sought if it was required. The police station also does not remain open overnight and so is not manned during these hours so emergency assistance can take hours to arrive. There will also be less witnesses to any crimes that have

taken place during the proposed hours – increasing the difficulty for investigators when they are already under strain from an increase in local crime over the last 5 years – mainly due to violent crime and intoxication.

As residents of Chatsworth Road, we have noticed a significant increase in the occurrence of disruption and violence over the last few years due to the patrons of the local clubs. The use and selling of illegal substances has also been exceptionally apparent, which again, the clubs are happy to turn a blind eye to.

The local infrastructure is not designed to meet this demand due to public transport being unavailable during the proposed hours and private transport such as the taxi service also not operating during these times. The local hospital cannot withstand an increase in footfall and emergency admissions due to dwindling staff numbers which will result in a longer wait time for emergency care when it is already stretched beyond its' limit and is facing crisis. The intoxicated patrons requiring hospital treatment also take valuable bed space within the hospital and cause a delay in care for other emergencies.

Drinking habits have also changed during the last few years due to the financial crisis. As a nation we are now seeing club goers drinking heavily at home before attending the nightclubs / bars as it is a lot more cost effective and socially appealing. The clubs seem to have forgotten their duty of care to their patrons, serving them vast amounts of alcohol when already intoxicated and providing no aftercare. It seems to be a case of 'out of sight, out of mind'. We must put a stop to this incredibly dangerous trend of profit over care.

Even after the case of the death of an already intoxicated patron being served alcohol in an establishment on Chatsworth road a few years ago, the local council was unable to close or remove the license for that premises so extending the operating hours of Jungle seems exceptionally dangerous and counterintuitive;

In conclusion, there is no logical reason to increase drinking times - this will only cause further harm to staff and patrons, disruption to residents surrounding the premises and cause a further strain on the emergency services and local infrastructure. Even the suggestion that it would be appropriate to have a nightclub opening til 4:30am – especially during weekdays is preposterous, this is also a residential area with a majority of the residents being healthcare workers who need to be able to rest before their shifts.

This notice of intention was shared on social media to the wider residents of Worthing who are all in agreement that Jungle nightclub should not be allowed to open for prolonged hours as it already has a history of serving intoxicated patrons, prolific drug use and is a detrimental entity to the town, causing damage to residential and commercial property as well as casualties.

Regards,

Compendium / information on increased drinking and worthing's crime.

The most common crimes in Worthing are violence and sexual offences, with 3,518 offences during 2022, giving a crime rate of 31. This is 3.3% higher than 2021's figure of 3,406 offences and a difference of 0.97 from 2021's crime rate of 30. Worthing's least common crime is theft

from a person, with 56 offences recorded in 2022, an increase of 27% from 2021's figure of 44 crimes.

“According to Worthing’s rehab recover group - hospital admissions for alcohol-related issues are also on the rise in Worthing and West Sussex. In fact, for every 100,000 residents in Worthing, approximately 500 of them have been admitted to the hospital for an alcohol-related
“When it comes to national statistics and alcohol-related deaths, approximately 5% of all deaths are alcohol-related. Alcohol-related deaths in Worthing are also higher than the national average”

“Current research in Amsterdam show’s that a one-hour extension of opening hours led to 34% more alcohol-related injuries and When opening hours were extended by an hour in Norway, there was a 16% increase in violent crimes”“Estimated £25 BN/year cost to NHS and wider society out of date and may not reflect full scale of harm”
“Alcohol linked to over 100 illnesses and 42% of violent crime”

