

**Licensing
(Licensing and Gambling)
Sub-Committee**

Wednesday, 30th March 2016
at 6.00 pm

PLEASE NOTE TIME OF MEETING

Conference Room 3
- Civic Centre

This meeting is open to the public

Members

Three Members drawn from the Licensing
Committee

Contacts

Democratic Support Officer
Sue Lawrence
Tel: 023 8083 3569
Email: susan.lawrence@southampton.gov.uk

Service Director, Legal and Governance
Richard Ivory
Tel. 023 8083 2794
Email: richard.ivory@southampton.gov.uk

PUBLIC INFORMATION

The Members of the Licensing Committee are Councillors Furnell, Galton, Jordan, McEwing, Painton, Parnell, Spicer, Thomas, Tucker and Vassiliou.

Terms of Reference

The Sub-Committee deals with licences for which the Council is responsible under the Licensing Act 2003 and Gambling Act 2005, including:-

- Determination of applications for review of premises licences and club premises certificates;
- Determination of representations to applications for premises licences and club premises certificates, variations and various permits;
- Determination of police objections to applications for:
 - Variation of designated premises supervisors
 - Transfer of premises licences
 - Personal licences for the sale of alcohol
- Determination of objections to temporary event notices.

Relevant Representations

Those who have made relevant representations may address the meeting about the matter in which they have an interest. New matters, not raised within a written representation, can not be relied upon at the hearing.

When dealing with Licensing Act matters the Sub-Committee must only take into account the following statutory Licensing Objectives:-

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

Likewise, when dealing with Gambling Act matters the Sub Committee must only take into account the statutory Licensing Objectives below:-

- Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime
- Ensuring that gambling is conducted in a fair and open way, and
- Protecting children and other vulnerable persons from being harmed or exploited by gambling

Southampton City Council's Priorities

- Jobs for local people
- Prevention and early intervention
- Protecting vulnerable people
- Affordable housing
- Services for all
- City pride
- A sustainable Council

Fire Procedure:- In the event of a fire or other emergency a continuous alarm will sound and you will be advised by Council officers what action to take.

Access:- Access is available for disabled people. Please contact the Democratic Support Officer who will help to make any necessary arrangements.

Smoking policy:- The Council operates a no-smoking policy in all civic buildings.

Mobile Telephones:- Please switch your mobile telephones to silent whilst in the meeting

Use of Social Media:- The Council supports the video or audio recording of meetings open to the public, for either live or subsequent broadcast. However, if, in the Chair's opinion, a person filming or recording a meeting or taking photographs is interrupting proceedings or causing a disturbance, under the Council's Standing Orders the person can be ordered to stop their activity, or to leave the meeting.

By entering the meeting room you are consenting to being recorded and to the use of those images and recordings for broadcasting and or/training purposes. The meeting may be recorded by the press or members of the public.

Any person or organisation filming, recording or broadcasting any meeting of the Council is responsible for any claims or other liability resulting from them doing so.

Details of the Council's Guidance on the recording of meetings is available on the Council's website.

Dates of Potential Meetings Municipal Year 2015/16

Meetings are scheduled on a weekly basis usually at 6pm on a Wednesday evening.

CONDUCT OF MEETING

Terms of Reference

The terms of reference are contained in the Council's Constitution.

Business to be discussed

Only those items listed on the attached agenda may be considered at this meeting.

Rules of Procedure

The meeting is governed by the Licensing Act 2003 (Hearings) Regulations 2005 and the Council Procedure Rules as set out in Part 4 of the Constitution, so far as it is applicable.

Quorum 3

The minimum number of appointed Members required to be in attendance to hold the meeting is 3.

DISCLOSURE OF INTERESTS

Members are required to disclose, in accordance with the Members' Code of Conduct, **both** the existence **and** nature of any "Disclosable Pecuniary Interest" or "Other Interest" they may have in relation to matters for consideration on this Agenda.

DISCLOSABLE PECUNIARY INTERESTS

A Member must regard himself or herself as having a Disclosable Pecuniary Interest in any matter that they or their spouse, partner, a person they are living with as husband or wife, or a person with whom they are living as if they were a civil partner in relation to:

(i) Any employment, office, trade, profession or vocation carried on for profit or gain.

(ii) Sponsorship:

Any payment or provision of any other financial benefit (other than from Southampton City Council) made or provided within the relevant period in respect of any expense incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

(iii) Any contract which is made between you / your spouse etc (or a body in which the you / your spouse etc has a beneficial interest) and Southampton City Council under which goods or services are to be provided or works are to be executed, and which has not been fully discharged.

(iv) Any beneficial interest in land which is within the area of Southampton.

(v) Any license (held alone or jointly with others) to occupy land in the area of Southampton for a month or longer.

(vi) Any tenancy where (to your knowledge) the landlord is Southampton City Council and the tenant is a body in which you / your spouse etc has a beneficial interests.

(vii) Any beneficial interest in securities of a body where that body (to your knowledge) has a place of business or land in the area of Southampton, and either:

- a) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body, or
- b) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you / your spouse etc has a beneficial interest that exceeds one hundredth of the total issued share capital of that class.

Other Interests

A Member must regard himself or herself as having an 'Other Interest' in any membership of, or occupation of a position of general control or management in:

Any body to which they have been appointed or nominated by Southampton City Council

Any public authority or body exercising functions of a public nature

Any body directed to charitable purposes

Any body whose principal purpose includes the influence of public opinion or policy

Principles of Decision Making

All decisions of the Council will be made in accordance with the following principles:-

- proportionality (i.e. the action must be proportionate to the desired outcome);
- due consultation and the taking of professional advice from officers;
- respect for human rights;
- a presumption in favour of openness, accountability and transparency;
- setting out what options have been considered;
- setting out reasons for the decision; and
- clarity of aims and desired outcomes.

In exercising discretion, the decision maker must:

- understand the law that regulates the decision making power and gives effect to it. The decision-maker must direct itself properly in law;
- take into account all relevant matters (those matters which the law requires the authority as a matter of legal obligation to take into account);
- leave out of account irrelevant considerations;
- act for a proper purpose, exercising its powers for the public good;
- not reach a decision which no authority acting reasonably could reach, (also known as the "rationality" or "taking leave of your senses" principle);
- comply with the rule that local government finance is to be conducted on an annual basis. Save to the extent authorised by Parliament, 'live now, pay later' and forward funding are unlawful; and
- act with procedural propriety in accordance with the rules of fairness.

AGENDA

Agendas and papers are available via the Council's website.

1 ELECTION OF CHAIR

To appoint a Chair for the purposes of this meeting.

2 APOLOGIES AND CHANGES IN MEMBERSHIP (IF ANY)

To note any changes in the membership of the Sub-Committee made in accordance with the Licensing Act 2003.

3 DISCLOSURE OF PERSONAL AND PECUNIARY INTERESTS

In accordance with the Localism Act 2011, and the Council's Code of Conduct, Members to disclose any personal or pecuniary interests in any matter included on the agenda for this meeting.

4 STATEMENT FROM THE CHAIR

5 MINUTES OF THE PREVIOUS MEETING (INCLUDING MATTERS ARISING)

(Pages 1 - 2)

To approve and sign as a correct record the Minutes of the meeting held on 2nd March 2016 and to deal with any matters arising, attached.

6 EXCLUSION OF THE PRESS AND PUBLIC

At a predetermined point during the consideration of all items the Sub-Committee may move into private session in order to receive legal advice when determining issues. The parties to the hearing, press and the public, unless otherwise excluded by the Licensing Act 2003 (Hearings) Regulations 2005, will be invited to return immediately following that private session at which time the matter will be determined and the decision of the Sub-Committee will be announced.

7 APPLICATION FOR A PREMISES LICENCE - CHUNKY CHIPS, 105 ST MARY'S ROAD SO14 0AN

(Pages 3 - 30)

Report of the Service Director, Legal and Governance, detailing an application for a premises licence in respect of Chunky Chips, 105 St Marys Road, SO14 0AN, attached.

This page is intentionally left blank

SOUTHAMPTON CITY COUNCIL
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE
MINUTES OF THE MEETING HELD ON 2 MARCH 2016

Present: Councillors Furnell, Thomas and Tucker

24. **ELECTION OF CHAIR**

RESOLVED that Councillor Tucker be elected as Chair for the purposes of this meeting.

25. **MINUTES OF THE PREVIOUS MEETING (INCLUDING MATTERS ARISING)**

RESOLVED: that the Minutes of the meeting held on 2nd December 2015 be approved and signed as a correct record.

26. **EXCLUSION OF THE PRESS AND PUBLIC**

RESOLVED that in accordance with the Licensing Act 2003 (Hearings) Regulations 2005 that the parties to the hearing, press and public be excluded at a predetermined point whilst the Sub-Committee reaches its decision.

27. **APPLICATION FOR A PREMISES LICENCE IN RESPECT OF SHOP LOCAL, 290 SHIRLEY ROAD, SOUTHAMPTON, SO15 3HL**

The Sub-Committee considered an application for a premises licence in respect of Shop Local, 290 Shirley Road, Southampton, SO15 3HL.

Zain Ali (Applicant), Jonathan Gray (Agent), PC Boucouvalas and PC Cherry (Hampshire Constabulary) and Lucas Marshall (Trading Standards – SCC) were present and with the consent of the Chair, addressed the meeting.

The Sub-Committee considered the decision in confidential session in accordance with the Licensing Act (Hearings) Regulations 2005.

RESOLVED that the application be refused.

After private deliberation the Sub-Committee reconvened and the Chair read out the following decision:-

All parties will receive formal written confirmation of the decision and reasons.

The Sub-Committee has considered very carefully the application for a premises licence at Shop Local, 290 Shirley Road, Southampton, SO15 3HL. It has given due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted statement of Licensing Policy.

The Sub-Committee considered representations, both written and given orally today, by all parties. Human rights legislation has been borne in mind whilst making the decision.

The Sub-Committee considered a petition submitted by the applicant but noted that the initial wording to which signatures were given was not repeated on each page and that signatories' details were lacking in places and attached due weight accordingly. It was also noted that the applicant brought details of training but these were not submitted by the applicant for the Sub-Committee's consideration.

In consideration of all of the above the Sub-Committee has determined to refuse the application.

Reasons

The Sub-Committee considered very carefully all the evidence and held very grave concerns in relation to the premises licence holder's ability to properly manage a premises of this type and in particular in this area.

It was noted that the applicant indicated that greater control mechanisms would be put in place to deal with refusals and training, that the applicant now understands the proposed conditions, that those conditions would be sufficient to ensure the licensing objectives are upheld and finally that the applicant clearly now understands the seriousness of breaching conditions.

However, despite carefully considering these points and the applicant's representations generally, the Sub-Committee was not satisfied that the applicant would be sufficiently robust in managing the premises. It was of considerable concern that the applicant was the Premises Licence Holder and ultimately responsible whilst the majority of historical breaches of conditions and also under-age sales took place.

More recent concerns highlighted by the Police and Trading Standards showing a general lack of due diligence and in particular the sale of drug related paraphernalia at the premises, illustrated a continuing failing in this regard. Police concerns are accepted that the display of this type of material in a store readily accessible to children promotes the use of illegal drugs and undermines the prevention of crime and disorder and the protection of children from harm licensing objectives. This point in particular along with the apparent lack of training of staff and the display of out of date goods shows clearly the applicant's continuing lack of understanding in relation to due diligence and strict management of the premises.

Whilst it is accepted that steps have been taken to address these issues it is a concern that this should happen at a late stage and that these issues need such careful explanation to the applicant.

The Police presented evidence showing considerable crime and disorder issues in the locality of the premises and this evidence was not challenged. On this basis the Sub-Committee accepts that the premises is located in an area suffering from disproportionate levels of crime and disorder and requiring strong leadership and management. The Sub-Committee has heard nothing to convince it that conditions, if imposed, would be strictly adhered to and that previous breaches would not be repeated. As a result the Sub-Committee has determined that it has no option other than to refuse the application and that it was appropriate and proportionate in all circumstances to do so.

There is a right of appeal for all parties to the Magistrates' Court. Formal notification of the decision will set out that right in full.

Agenda Item 7

DECISION-MAKER Licensing (Licensing and Gambling) Sub-Committee
Hearing to Consider an application for Grant of a Premises Licence –
SUBJECT Chunky Chips, 105 St. Marys Road, Southampton SO14 0AN

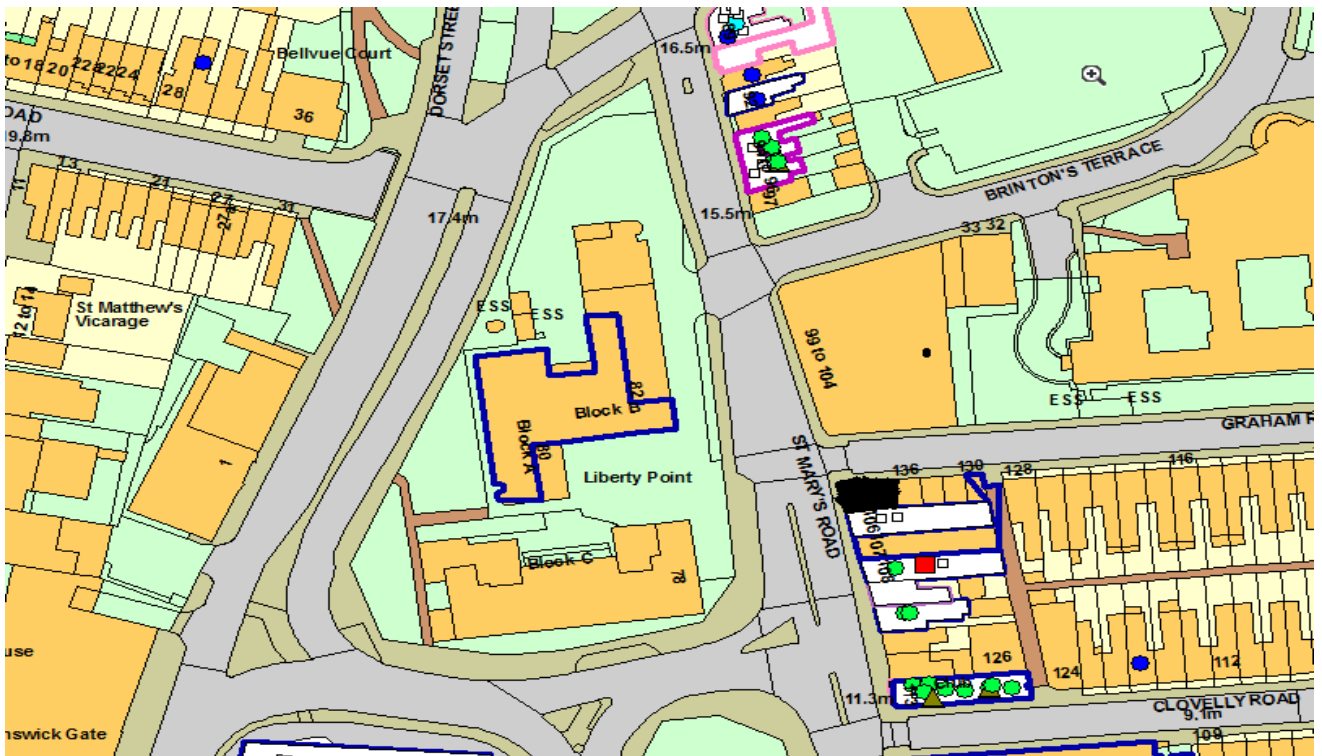
DATE OF HEARING Wednesday 30 March 2016 at 18:00 hrs.

REPORT OF Service Director – Legal & Governance

E-mail licensing@southampton.gov.uk

Application Date : 09 February 2016 Application Received 09 February 2016

Application Valid : 09 February 2016 Reference : **2016/00583/01SPRN**



© Crown copyright and database rights 2014 Ordnance Survey 100019679

Representations from Responsible Authorities

Responsible Authority	Satisfactory?
Local Safeguarding Children Board	Yes
Hampshire Fire And Rescue	Yes
Environmental Health - Licensing	Yes
Planning & Sustainability	No Response Received
Public Health	No Response Received
Hampshire Constabulary	Conditions agreed

Trading Standards		No Response Received
<i>Other Representations</i>		
Name	Address	Contributor Type
Carina Ascensao De Abreu	107A St. Marys Road	Resident
Juliana Pita Carvalho	107B St. Marys Road	Resident

Summary of application

Premises:	Chunky Chips
Licence Holder:	Mr. Aliz Mohammed
Agent for licence Holder:	N/A
DPS:	N/A

This is an application for a premises licence to permit late Night Refreshment as follows

Monday – Thursday 23:00 to 01:00

Friday – Saturday 23:00 to 02:00

Sunday 23:00 to 00:00

Conditions have been agreed with Hampshire Constabulary as follows

CCTV.

- a) The Premises shall have sufficient cameras located within the premises to cover all public areas including outside of the premises covering the entrance and exit and all levels of illumination throughout the premises as well as outside.
- b) CCTV warning signs to be fitted in public places.
- c) The CCTV system must be operating at all times whilst the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation.
- d) The recording system will be able to capture a minimum of 4 frames per second and all recording footage must be securely retained for a minimum of 28 days.
- e) Records must be made on a weekly basis and kept for inspection to show that the system is functioning correctly and that data is being retained.
- f) the Manager or Supervisor of the premises must be able to demonstrate that the CCTV system has measures to prevent recordings being tampered with, i.e. password protected.
- g) There shall be sufficient members of trained staff at the premises during operating hours to be able to provide viewable copies immediately to the police on request when investigating allegations of offences or criminal activity. Any images recovered must be in a viewable format downloaded onto a disc. Footage supplied in a digital format on CD or

DVD will also have a copy of the CCTV system software enabled on the disc to allow playback.

Incident Book.

- a) An incident book will be provided and maintained at the premises. It will remain on the premises at all times and will be available to police for inspection upon request.
- b) Any incidents that include physical altercation or disorder, physical ejection, injury, ID seizure or drug misuse will be recorded in the incident book. The entry is to include an account of the incident and the identity of all person(s) involved (or descriptions of those involved if identity is not known). Should there be any physical interaction by members of staff and the public the entry will include what physical action occurred between each party. The entry shall be timed, dated and signed by the author.
- c) If the member of staff creating the entry has difficulties reading or writing then the entry may be written by another member of staff. This should however be read back to the person creating the entry and countersigned by the person who wrote the entry.
- d) At the close of business on each day the incident book will be checked by the manager on duty where any entries will be reviewed and signed. If incidents have occurred the duty manager will de-brief door staff at the close of business. Should there be no incidents then this will also be recorded at the close of business in the incident book.

SIA door staff.

At all times when the premises is open there shall be a risk assessment conducted as to whether it is necessary to employ SIA staff. Records of the risk assessments made will be kept for a minimum of 12 months.

Dispersal Policy.

- a) A dispersal procedure will be adopted to ensure minimal disturbance to neighbours and to tackle the problem of anti-social behaviour and crime. The dispersal should ensure customers do not loiter, make a noise or create litter around the immediate area of the premises.
- b) Notices will be displayed in prominent positions at the exit of the premises requesting customers to leave quickly and quietly and any customers congregating or loitering outside after leaving the premises will be asked to depart quickly and quietly.

Litter.

- a) A notice (or notices) shall be prominently displayed at the exit of the premises asking customers to leave quietly and dispose of rubbish responsibly.
- b) All food sold for consumption away from the premises shall be provided in packaging which clearly identifies the food having been sold at the premises.
- c) The holder of the licence shall ensure that as the premises close each night, staff are instructed to carry out a litter sweep of the area within a 50 metre radius of the premises on both sides of St. Mary's Road and to pick up and properly dispose of any packaging or other material that has come from the premises.

[Insert name and address of relevant licensing authority and its reference number (optional).]

**Application for a premises licence to be granted
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 MR ALI Z MOHAMMED

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 105 ST MARYS ROAD			
Post town	SOUTHAMPTON	Postcode	SO14 0AN
Telephone number at premises (if any)	[REDACTED]		
Non-domestic rateable value of premises	£7300		

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i. as a limited company please complete section (B)
- ii. as a partnership please complete section (B)
- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)



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

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

Please tick yes

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname MOHAMMED			First names ALI		
I am 18 years old or over				<input checked="" type="checkbox"/> Please tick yes	
Current postal address if different from premises address		105 ST MARYS ROOD			
Post town	SOUTHAMOTON			Postcode	SO140AN
Daytime contact telephone number		[REDACTED]			
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
2	0	02 2016

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

DD	MM	YYYY

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

Takeaway

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

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

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

Provision of regulated entertainment

Please tick any that apply

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				Please give further details here (please read guidance note 3)	
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			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 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Thur					
Fri			<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 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			<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 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Wed					
Thur			<u>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</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)			
			Indoors	<input type="checkbox"/>		
			Outdoors	<input type="checkbox"/>		
			Both	<input type="checkbox"/>		
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue						
Wed					State any seasonal variations for the performance of live music (please read guidance note 4)	
Thur						
Fri						
Sat					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 5)	
Sun						

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed					
Thur			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 5)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>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</u> (please read guidance note 5)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	11.p.m	01.00			
Tue	11.p.m	01.00			
Wed	11.p.m	01.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	11.p.m	01.00			
Fri	11.p.m	02.00	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 (please read guidance note 5)		
Sat	11.p.m	02.00			
Sun	11.p.m	00.00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)					
Mon								
Tue								
Wed								
Thur								
Fri								
Sat								
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 5)		

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

Name	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

K

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	<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 5)
Mon	11 am	01.00 am	
Tue	11 am	01.00 am	
Wed	11 am	01.00 am	
Thur	11 am	01.00 am	
Fri	11 am	02.00 am	
Sat	11 am	02.00 am	
Sun	11 am	00.00 am	

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

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

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

--

Checklist:

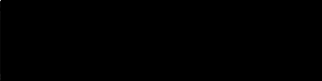
Please tick to indicate agreement

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

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

Part 4 – Signatures (please read guidance note 10)

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

Signature	
Date	08/02/2016
Capacity	As

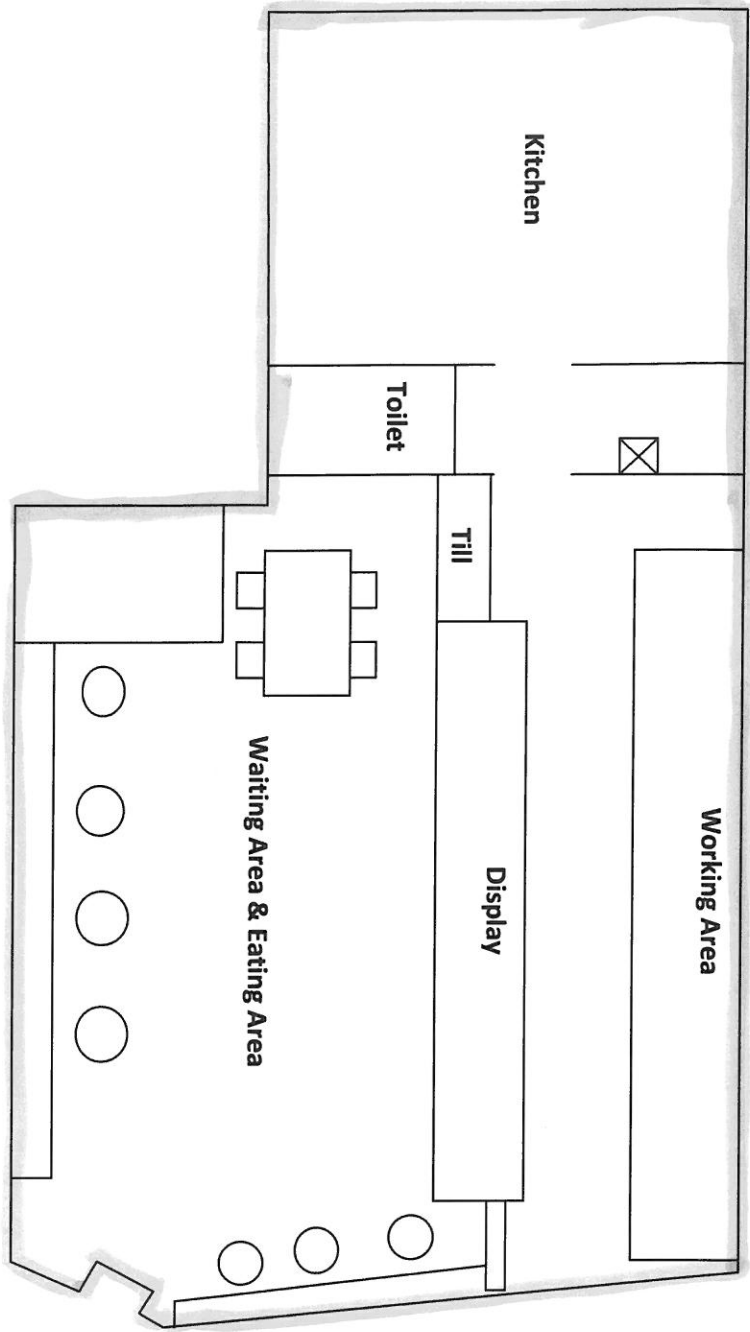
For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

1. 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 for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



 Fire extinguisher

Jeffery, Andy

From: Licensing & Alcohol Harm Reduction Team Mailbox
Sent: 02 March 2016 15:43
To: Licensing
Subject: New premises licence for Chunky Chips St Mary's Road
Attachments: New Application Chunky Chips.pdf

Hi

Please see our representation for the below premises licence application whereby I have suggested the following proposed wording be adopted for each of these conditions, this has been attached within the letter included.

Based on the amendment to the application to include the below conditions, the Constabulary believes that a hearing will not be necessary.

With regard to Condition 3 if you would substitute what has been typed to the new wording agreed with the PLH.

3. SIA doorstaff

At all times when the premises is open there shall be a risk assessment conducted as to whether it is necessary to employ SIA staff. Records of the risk assessments made will be kept for a minimum of 12 months.

conditions have been accepted by the PLH.

Jackie

PC 24272 Cherry

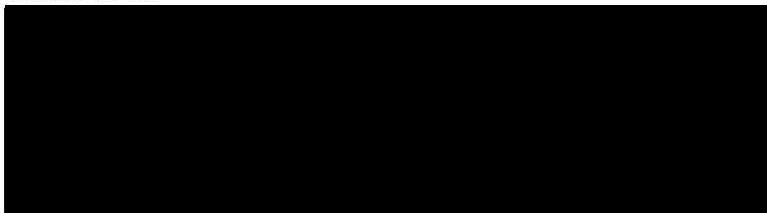
Western Licensing Department

Southampton Central Police Station

Southern Road

Southampton

SO15 1AN



This electronic message contains information from Hampshire Constabulary which may be legally privileged and confidential. Any opinions expressed may be those of the individual and not necessarily the Hampshire Constabulary.

The information is intended to be for the use of the individual(s) or entity named above. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of the information is prohibited. If you have received this electronic message in error, please notify us by telephone by dialling 101 or email to postmaster@hampshire.pnn.police.uk immediately. Please then delete this email and destroy any copies of it.

All communications, including telephone calls and electronic messages to and from the Hampshire Constabulary may be subject to monitoring. Replies to this email may be seen by employees other than the intended recipient.



Hampshire Constabulary

Southampton Central
Police Station
Southern Road
Southampton
Hampshire

SO15 1AN

Mr Aliz Mohammed
105 St Marys Road
Southampton
SO14 0AN

Telephone: 101

Fax number:

Minicom TextRelay:18001 101

Our ref: New Premises Application
Your ref: Chunky Chips

Email

February 10, 2016

Dear Mr Mohammed

I am the Police Licensing Officer who will be dealing with your application for a new premises licence at 105 St Mary's Road, Southampton.

I have detailed below some of the conditions that we ask new premises licence holders to adopt to demonstrate due diligence when operating their business.

Please see our representation for the below premises licence application whereby I have suggested the following proposed wording be adopted for each of these conditions.

Based on the amendment to the application to include the below conditions, the Constabulary believes that a hearing will not be necessary.

1) CCTV:

- 1.a The premises shall have sufficient cameras located within the premises to cover all public areas including outside of the premises covering the entrance and exit and all levels of illumination throughout the premises as well as outside areas.
- 1.b CCTV warning signs to be fitted in public places.
- 1.c The CCTV system must be operating at all times whilst the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation.
- 1.d The recording system will be able to capture a minimum of 4 frames per second and all recorded footage must be securely retained for a minimum of 28 days.



Hampshire Constabulary

- 1.e Records must be made on a weekly basis and kept for inspection to show that the system is functioning correctly and that data is being securely retained.
- 1.f The DPS or premises manager must be able to demonstrate that the CCTV system has measures to prevent recordings being tampered with, i.e. password protected.
- 1.g There shall be sufficient members of trained staff at the premises during operating hours to be able to provide viewable copies immediately to police on request when investigating allegations of offences or criminal activity. Any images recovered must be in a viewable format downloaded onto a disc. Footage supplied in a digital format on CD or DVD will also have a copy of the CCTV system software enabled on the disc to allow playback.
- 1.h In the event of technical failure of the CCTV equipment the Premises Licence holder/DPS MUST report the failure to the Hampshire Western Police Licensing Unit within 24 hours.

2) Incident book:

- 2.a An incident book will be provided and maintained at the premises. It will remain on the premises at all times and will be available to police for inspection upon request.
- 2.b Any incidents that include physical altercation or disorder, physical ejection, injury, id seizure or drug misuse will be recorded in the incident book. The entry is to include an account of the incident and the identity of all person(s) involved (or descriptions of those involved if identity is not known). Should there be any physical interaction by members of staff and the public the entry will include what physical action occurred between each party. The entry shall be timed, dated and signed by the author.
- 2.c If the member of staff creating the entry has difficulties reading or writing then the entry may be written by another staff member. This should however be read back to the person creating the entry and counter signed by the person who wrote the entry.
- 2.d At the close of business on each day the incident book will be checked by the manager on duty where any entries will be reviewed and signed. If incidents have occurred the duty manager will de-brief door staff at the close of business. Should there be no incidents then this will also be recorded at the close of business in the incident book.

3) SIA Door staff: Risk assess door staff Ma

~~I appreciate that this is going to be a take away, however owing to its locality I feel it prudent to ask you to employ SIA door staff on Friday and Saturday evenings until closing~~ and risk assess for SIA door staff on all other evenings. This is to protect both your staff and customers from drunken revellers in the vicinity.



Hampshire Constabulary

4) Dispersal Policy:

- 4a. A dispersal procedure will be adopted to ensure minimal disturbance to neighbours and to tackle the problem of anti-social behaviour and crime. The dispersal should ensure customers do not loiter, make a noise or create litter around the immediate area of your shop.
- 4b. Notices will be displayed in prominent positions at the exit of the premises requesting customers to leave quickly and quietly and any customers congregating or loitering outside after leaving the premises will be asked to depart quickly and quietly.

5) Litter:

- 5a. A notice (or notices) shall be prominently displayed at the exit from the premises asking customers to leave quietly and to dispose of their rubbish responsibly.
- 5b. All food sold for consumption away from the premises shall be provided in packaging which clearly identifies the food as having been sold at the premises.
- 5c. The holder of the licence shall ensure that as the premises close each night, staff are instructed to carry out a litter sweep of the area within a 50 metre radius of the premises on both sides of St Mary's Road and to pick up and properly dispose of any packaging or other material that has come from the premises.

Please can you confirm acceptance of these conditions.

I await your reply.

Regards

Jackie

PC 24272 Cherry
Western Licensing Dept
Southampton Central Police Station

I ALIZ MOHAMMED AGREE TO ALL CONDITIONS INCLUDING CHANGES
TO SECTION 3.

2 - 3 - 2016

From

Carina Ascensão de Abreu

Date - 06.03 - 2018

To

Southampton City Council

107A St Mary's Road Southampton
SO14 0AN

Dear Sir/Madam,

I wish to make a complain about the Chunky Chips Take Away in 105 St. Mary Road, Hampshire, Southampton, SO14 0AN. They have planned to extend their opening hours till late night which will disturb our family life in living peacefully. This will occur a noise pollution and will cause disturbance in our social family life during late night when it's time to sleep.

I therefore request you to take a legal action against the late night opening hours in Chunky Chips. The stopping of late night occurs will give us a peaceful night.

Yours Sincerely.

[Redacted Signature]

From,

--- JULIANA RITA

--- CARVALHO

Date 06-03-2016

To,
Southampton City Council

107B ST MARYS ROAD Southampton

--- SO14 0AN

Dear Authority,

I wish to make you inform about the Chunky Chips Take Away in 105 St. Mary Road, Southampton, SO14 0AN. They have planned to enhance their opening hours till late night will disturb our family life in living peacefully. This will make a noise pollution and will cause disturbance in our social family life during late night, when it is time to sleep we might not sleep peacefully.

I therefore pray and hope that you would take a proper action to stop the late night hours and give us a nice and calm peaceful night.

Yours sincerely,

