

DECISION-MAKER Licensing (Licensing and Gambling) Sub-Committee
SUBJECT Hearing to Consider an application for Variation of a Premises Licence –
 Shooting Star, 40-42 Bevois Valley Road, Southampton SO14 0JR

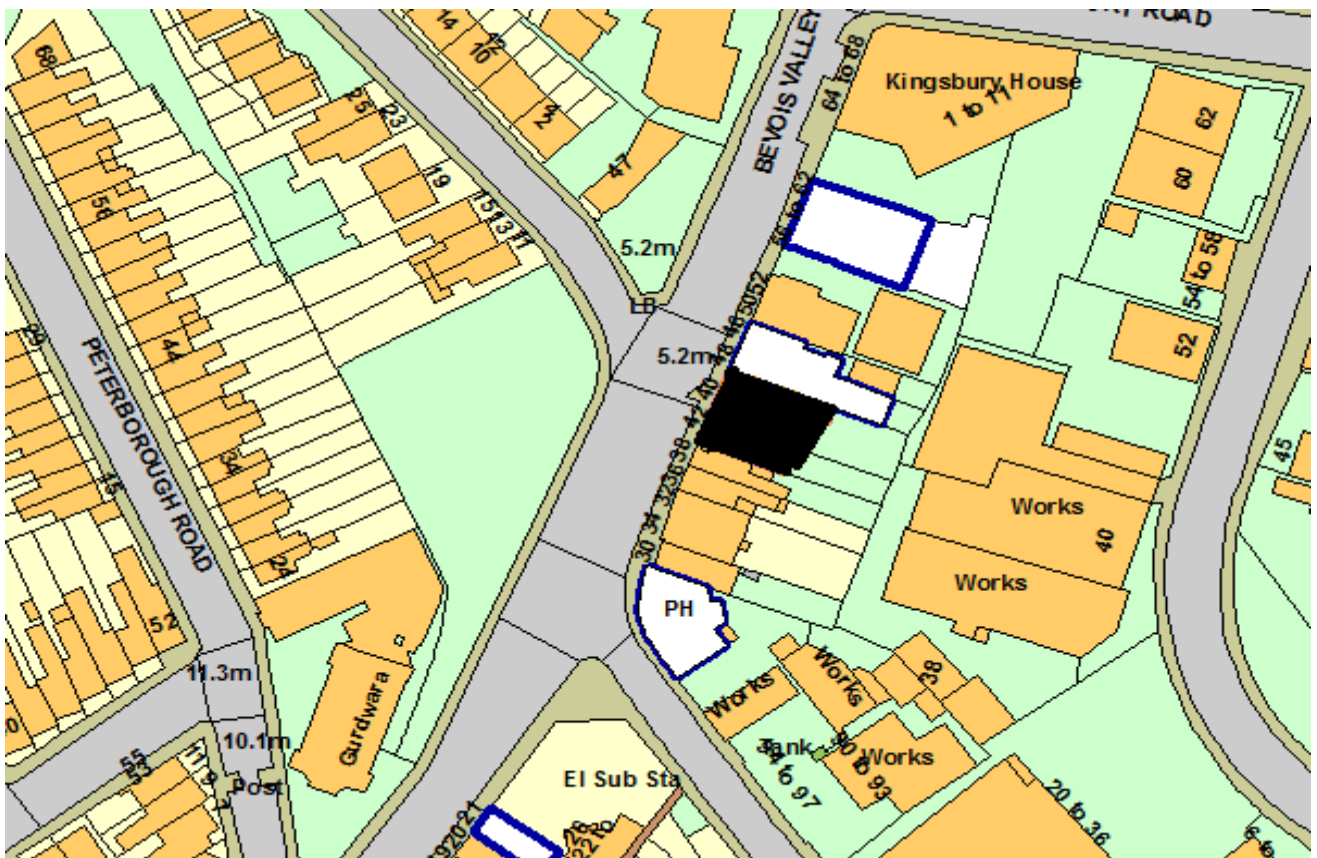
DATE OF HEARING Wednesday 03 June 2015 at 18:00 Hrs

REPORT OF Head of Legal and Democratic Services

E-mail licensing@southampton.gov.uk

Application Date : 17 April 2015 Application Received 20 April 2015

Application Valid : 20 April 2015 Reference : **2015/01336/01SPRV**



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Representations from Responsible Authorities

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

Public Health	No Response Received	
Hampshire Constabulary	NO	
Trading Standards	No Response Received	
<i>Other Representations</i>		
Name	Address	Contributor Type
	None Received	

Legal Implications

1. The legislation specifically restricts the grounds on which the sub-committee may refuse an application for variation of a premises licence, or impose conditions. The legislation provides for a presumption of grant of an application for variation of a premises licence, subject to the determination of the application with a view to promoting the licensing objectives in the overall interests of the local community. In doing so the sub-committee must give appropriate weight to:
 - the steps that are appropriate to promote the licensing objectives;
 - the representations (including supporting information) presented by all the parties;
 - its own statement of licensing policy
 - the Statutory Guidance
2. An application may be refused in part and thereby only permit some of the licensable activities sought.
3. An applicant for variation of a premises licence whose application has been refused, or who is aggrieved by conditions imposed, may appeal against the decision to the Magistrates' Court. Any other person, who made a valid representation, may appeal to the Magistrates' Court against the decision to grant the application or against any conditions imposed.
4. In considering this application the sub-committee will sit in a quasi-judicial capacity and is thus obliged to consider the application in accordance, in particular, with both the Licensing Act 2003 (Hearings) Regulations 2005 (as amended) and the rules of natural justice. The practical effect of this is that the sub-committee must make its decision based on evidence submitted in accordance with the legislation and give adequate reasons for reaching its decision.
5. The sub-committee must also have regard to:
 - *The Crime and Disorder Act 1998*
Section 17 of the Crime and Disorder Act 1998 places the sub-committee under a duty to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area.
 - *The Human Rights Act 1998*
The Act requires UK legislation to be interpreted in a manner consistent with the European Convention on Human Rights. It is unlawful for the sub-committee to act in a way that is incompatible (or fail to act in a way that is compatible) with

the rights protected by the Act. Any action undertaken by the sub-committee that could have an effect upon another person's Human Rights must be taken having regard to the principle of proportionality - the need to balance the rights of the individual with the rights of the community as a whole. Any action taken by the sub-committee which affect another's rights must be no more onerous than is necessary in a democratic society. The matters set out in this report must be considered in light of the above obligations.

Copies of the application for variation of the premises licence and the representations to it are annexed to this report.

Summary of application

Premises:	Shooting Star
Licence Holder:	Punch Taverns Plc.
Agent for licence Holder:	TLT Solicitors
DPS:	Gemma Coles
Proposed Variation	

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

To extend the sale of alcohol on a Friday and Saturday night until 03:00 hours the following morning. (currently permitted until 02:00 hours)

To extend the opening hours of the premises on a Friday and Saturday night until 03:30 hours the following morning.

To remove conditions, 3 and 5 from annex 2.

To remove the following conditions from Annex 2:

- A close circuit televisions system shall be provided and maintained at the place licensed to the satisfaction of Hampshire Constabulary.
- An incident book and refusal register will be kept and will be provided to the Licensing Authority and the Responsible Authorities upon request.

Add the following conditions to the premises licence:

- A CCTV system will be installed and maintained at the premises. The CCTV system will include cameras capable of recording head shots of customers entering the premises as well as covering the bar servery. The CCTV system will be capable of storing recorded footage from all cameras for a minimum of 31 days and will be capable of burning footage onto portable storage devices, such as memory stick and/or DVD. Such recordings will be made available to the Police upon request and provided on a portable device to the police within 24 hours of the request.
- No new entry or re-entry to the premises after 02:00 on Friday and Saturday nights.
- A dispersal policy will be drawn up and implemented to ensure that customers leaving the premises do so as far as practicable without causing nuisance to residents in the immediate vicinity of the premises.
- An incident log ('the log') will be maintained and used at the premises, recording all incidents of crime and disorder or public nuisance witnessed at the premises. The log will include the date, time and name of member of staff making the record, along with details of the incident and any action taken. The log will be made available to police officers on request.
- A complaints log ('the log') will be maintained and used at the premises for any complaints received in relation to noise nuisance caused by the premises. The log will include details of the time, date and person making the entry, along with details of the complaint and any action taken. The log will be made available to police officers on request.
- A refusals log ('the log') will be maintained and used at the premises to record any refusals of sales of alcohol, be they in relation to under age attempts to purchase alcohol or for drunkenness. The log will include the date, time and name of member of staff making the record, along with details of the incident and any action taken. The log will be made available to police officers or trading standards officers on request.
- During regulated entertainment or after 23:00 in any event, all doors and windows in the licensed premises will be kept closed, except for access and egress.

All other hours, activities and licensable activities to remain unchanged.

Remove the following conditions which are attached to the current licence.

3 CONDITIONS TRANSFERRED FROM THE PUBLIC MUSIC AND DANCING LICENCE

(a) ALTERATIONS

No structural or other alterations of the place licensed or of the facilities and equipment installed therein or of the means of exit there from shall be made without the licensee having submitted to the Licensing Authority detailed plans showing the proposed alterations and having received the Licensing Authority's written approval thereof.

(b) SANITARY CONVENIENCES

Adequate and separate sanitary conveniences shall be provided in the place licensed for persons of each sex to the satisfaction of the Licensing Authority. Such conveniences shall be available free of charge and shall at all times be kept in good order and repair, be properly and effectually cleansed, lighted, ventilated, disinfected and supplied with water and all proper requisites, and the doors leading thereto shall be suitably marked.

(c) REFRESHMENTS

If food or drink is provided in the place licensed for persons resorting thereto all arrangements for and areas in which preparation, storage and service of such refreshment takes or is to take place shall comply with the regulations for food hygiene prescribed by law and for the time being in force, shall be of adequate size, and shall be to the satisfaction of the Licensing Authority.

(d) REFUSE

No refuse, rubbish or waste paper shall be permitted to accumulate in any part of the place licensed.

(e) VENTILATION

All parts of the place licensed shall be suitably and sufficiently ventilated by natural or mechanical means to the satisfaction of the Licensing Authority.

(f) HYPNOSIS

(i) No exhibition, demonstration or performance of hypnotism (as defined in Section 6 of the Hypnotism Act, 1952) shall be given on any person in the place licensed except with the express consent of the Licensing Authority and in accordance with any conditions attached to such consent.

(ii) Application for consent to give an exhibition, demonstration or performance of hypnotism shall include a detailed description of the proposed exhibition and shall be made to the Licensing Authority not less than 21 days before the day on which the exhibition is to be given. Notice of the making of the application shall immediately be given to the Officer in Charge of the Police sub-division in which the place licensed is situate.

(g) MANAGEMENT

(i) A responsible person nominated in writing by the licensee shall be in charge of, and present in the place licensed during all such times as public entertainment is provided therein, or members of the public are present for that purpose.

(ii) During the whole time that public entertainment is provided in the place licensed persons in the employ of or at the direction of the licensee, trained in the routine to be followed in the case of fire or other emergency, shall be present in the place licensed. Advice on the training of such persons may be obtained from the Fire Authority.

(iii) All parts of the place licensed and fittings therein, in particular the seating, door fastenings, floor surfaces and coverings, notices, steps and staircases shall be maintained at all times in good order and condition, and safe, suitable and sufficient means of heating shall be provided, to the satisfaction of the Licensing Authority. The licensee shall, in complying with this condition, take all necessary precautions for the safety of persons frequenting the place licensed.

(h) GOOD ORDER

The licensee shall ensure that no person be admitted to or permitted to remain in the place licensed whilst in a state of intoxication. If any person in the place licensed shall act in a manner offensive to or to the

nuisance or annoyance of any other persons he shall forthwith be removed from the place licensed. The licensee shall, if necessary, seek the assistance of the Police in accomplishing this, and shall inform the Police of any conduct likely to cause a breach of the peace.

(i) NUISANCE

No public music, dancing or entertainment of a like kind shall be permitted or suffered to take place in the place licensed which shall be a nuisance, annoyance or inconvenience to any occupant of the premises in which the place licensed is situate or to any occupant of any other premises.

(j) EMERGENCY TELEPHONES

If no telephone service is available in the place licensed there shall be displayed in a conspicuous place a notice giving particulars of the nearest telephone available in an emergency and details of how to summon the emergency services. Any outbreak of fire must, immediately on its discovery, be reported to the Fire Authority.

(k) FIRE FIGHTING EQUIPMENT

All fire fighting equipment provided in the place licensed shall be examined at least once annually. In particular portable fire extinguishers shall be so examined and tested by a competent person in accordance with British Standard Code of Practice 5306; Part 3, 1980. The date of such test shall be clearly marked on the extinguisher or on stout tabs attached thereto. The licensee shall produce, if required by the Licensing Authority a certificate stating that all fire fighting equipment has been so examined and tested.

(l) INFLAMMABLE MATERIALS

(i) Highly inflammable material must not be used in connection with any public entertainment provided in the place licensed unless it has been rendered fire retardant to the satisfaction of the Licensing Authority and is maintained in that condition. No naked flame shall be used in connection with any public entertainment provided in the place licensed except with the specific written consent of the Licensing Authority, and subject to any conditions attached to such consent.

(ii) No explosive, highly inflammable or combustible substance, whether solid or liquid, shall be brought into or used or without the written consent of the Licensing Authority and subject to any conditions attached to such consent.

(m) ELECTRICAL INSTALLATIONS AND INSPECTIONS

(i) Within one month of the Licensing Authority requiring an inspection to be carried out, the licensee shall, at his own expense, arrange for all the electrical installations in the place licensed to be inspected by a competent and qualified electrician and a certificate stating the condition of the installation shall, immediately after each inspection, be forwarded to the Licensing Authority by the licensee.

(ii) Any alterations or additions, whether permanent or temporary, to the electrical installations in the place licensed shall only be carried out by a competent and qualified electrician, and shall be in accordance with the Regulations for Electrical Equipment in Buildings (Institution of Electrical Engineers).

(iii) All electrical switches in connection with the lighting or heating of the place licensed shall be guarded or out of reach of persons resorting to the place licensed.

(n) CONSTRUCTION

(i) Wall and Ceiling Linings, Insulation, Treatment, etc. - Any material used as a wall or ceiling lining, or as a suspended ceiling, or for acoustic or thermal insulation purposes shall be to the Licensing Authority's satisfaction and shall be fixed and supported in such manner as may be approved by the Licensing Authority.

Note: For the purpose of this condition the Licensing Authority will normally require such material to be non-combustible or be rated Class 1 of the classification for surface spread of flame when tested in accordance with the appropriate provisions of B.S. 476; Part 7, 1971, and be throughout its thickness of no greater flammability than its surface. Certain other materials may, however, be accepted, subject to compliance with such conditions as the Licensing Authority may consider appropriate in the circumstances of the case.

(ii) Decorative Features and Finishings - Any fixed or permanent decorative feature shall be of such materials as would be permitted for wall or ceiling linings. Any decorative surface finishing, including any fabric, shall be either non-combustible, inherently non-flammable or durably flameproof except that wallpaper and similar thin surface finishing may be accepted provided that it is fixed firmly with an adhesive approved by the Licensing Authority.

(o) CEILINGS

If the Licensing Authority require, provision shall be made, to the Licensing Authority's satisfaction, for the examination from above of any suspended ceiling over such parts of the place licensed frequented by persons resorting thereto and thereto and such other parts of the premises as the Licensing Authority may deem necessary.

(p) SEATING AND GANGWAYS

Seating, tables and chairs and other furniture and fittings in the place licensed shall be so arranged as to allow free and ready access to the exits.

(q) LIGHTING

(i) Provision - All parts of the place licensed shall be provided with adequate means of illumination and, except where otherwise permitted in writing by the Licensing Authority, those parts to which the public have access and all routes of escape for performers or staff shall be provided with adequate means of illumination from two independent sources.

(ii) Standard of Illumination - The illumination from each source shall be sufficient to enable the public, performers and staff to see their way out of the place licensed in safety at any time, and shall not be derived from prepayment meters.

(iii) Segregation of the Two Systems of Lighting - Where two lighting systems are provided each shall be so installed that a fault or accident arising on one system shall not jeopardise the other.

(iv) Illumination of Exit Notices - The exit notices required by the following Condition shall be provided with adequate means of illumination from two independent sources. Where the general lighting may be dimmed or extinguished whilst the public are present in the place licensed the exit notices shall be internally illuminated and shall conform with B.S. 2560; 1978. The lighting points for the illumination of those exit notices which are not required to be internally illuminated shall be located in proximity to the notices.

(r) EXIT NOTICES

(i) Form and Position - All doors or openings approved as exits shall be clearly indicated (above the door where possible) by the word "EXIT" or the words "EMERGENCY EXIT". Where an exit or emergency exit is not immediately visible to members of the public supplementary "EXIT" or "EMERGENCY EXIT" signs and arrows shall be placed so as to indicate the location of the exit or emergency exit to the satisfaction of the Licensing Authority. All "EXIT" or "EMERGENCY EXIT" signs shall be in plain letters not less than 75 millimetres high and shall be between 2.0 and 2.5 metres above floor level. Unless otherwise permitted by the Licensing Authority, no other notice or wording shall be incorporated in, or form part of, an exit notice.

(ii) Doors other than Exits - Any door or opening, other than an exit, which leads to parts of the place licensed accessible to the public, shall have a conspicuous notice indicating the use of such parts. Any door not usable by the public shall be similarly indicated or shall be marked "PRIVATE". Notices bearing the words "NO EXIT" or "NO WAY OUT" shall not be provided.

(s) EXITS

(i) Doors and Fastenings - Unless otherwise permitted in writing by the Licensing Authority, exit doors and gates shall open in the direction of exit, and shall in all cases be free from fastenings other than panic bolts or such fastenings as may be approved by the Licensing Authority.

(ii) Exit Routes - All exit routes including passages, courts, ramps, gangways corridors and stairways, to which the public have access and which lead from the place licensed to the outside, shall at all times be kept free from obstruction.

(t) SPECIAL EFFECTS

No laser beam or other hazardous effect may be used in the place licensed without the prior written approval of the Licensing Authority. The licensee shall give at least 21 days' written notice to the Licensing Authority of such proposed use to allow adequate consideration.

(u) DOOR SUPERVISORS

All references in this licence to door supervisors shall mean door supervisors licensed pursuant to the Private Security Industry Act 2001 by the Security Industry Authority

(v) The licensee shall ensure that all door supervisors engaging in licensable conduct (as defined in section 25 and paragraph 8 of schedule 2 of the Private Security Industry Act 2001) at the place licensed are licensed in accordance with the provisions of the Private Security Industry Act 2001.

(w) The Licensee(s) shall maintain a duty register giving details of every person at the place licensed engaging in licensable conduct, as defined in section 25 and paragraph 8 of schedule 2 of the Private Security Industry Act 2001, and the Licensee(s) shall immediately provide, on request by any authorised Officer of the Licensing Authority, Police Officer, or authorised Officer of the Security Industry Authority, the following details:

(i) the licence number, name, date of birth and residential address of that person;

(ii) the time at which that person commenced that period of duty, with the signed acknowledgement of that person;

(iii) the time at which that person finished that duty that period of duty, with the signed acknowledgement of that person;

(iv) any times during the period of duty when the person was not on duty;

(v) if that person is not an employee of the Licensee(s), the name of the person by whom that person is employed or through whom the services of that person were engaged;

(vi) the duty register shall be so kept that it can be readily inspected by a authorised Officer of the Licensing Authority, Police Officer, or authorised Officer of the Security Industry Authority

(vii) the duty register shall comprise of a bound book with pages consecutively numbered and the Licensee(s) shall ensure that it is kept in a secure environment in order to prevent unauthorised access or alteration to the same.

4. A close circuit television system shall be provided and maintained at the place licensed to the satisfaction of Hampshire Constabulary

5(a) Subject to the following paragraphs, the permitted hours on weekdays shall extend until 02:00 in the morning following [or, if an earlier hour is specified in the special hours certificate, that hour], except that -

(i) the permitted hours shall end at 00:00 on any day on which music and dancing is not (or, in the case of casino premises, gaming facilities are not) provided after 00:00; and

(ii) on any day that music and dancing end (or, in the case of casino premises, gaming ends) between 00:00 and 02:00 in the morning, the permitted hours shall end when the music and dancing end or, as the case may be, when the gaming ends;

(b) In relation to the morning on which summer time begins, paragraph (a) of this condition shall have effect -

(i) with the substitution of references to 03:00 in the morning for references to 02:00 in the morning [or one hour following the hour actually specified in the certificate where the certificate currently requires closure between 01:00 and 02:00]

(c) Except as provided in (d) below, the permitted hours on Sundays shall extend until 00:30 in the morning following [or, if an earlier hour is specified in the special hours certificate, that hour], except that -

(i) the permitted hours shall end at 00:00 on any Sunday on which music and dancing is not (or, in the case of casino premises, gaming facilities are not) provided after midnight;

(ii) where music and dancing end (or, in the case of casino premises, gaming ends) between midnight on any Sunday and 00:30, the permitted hours on that Sunday or, as the case may be, when the gaming ends.

(d) On Sundays immediately before bank holidays other than Easter Sunday, the permitted hours shall extend until 02:00 in the morning following, except that -

(i) the permitted hours shall end at midnight on any Sunday on which music and dancing is not (or, in the case of casino premises, gaming facilities are not) provided after midnight;

(ii) where music and dancing end (or, in the case of casino premises, gaming ends) between midnight on any Sunday and 02:00, the permitted hours on that Sunday shall end when the music and dancing end or, as the case may be, when the gaming ends

(e) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.

(f) Late night refreshment may additionally be provided up to 30 minutes after the terminal hour for the sale or supply of alcohol on any day.

6- An incident book and refusal register will be kept and will be provided to the Licensing Authority and the Responsible Authorities upon request.

CURRENT LICENCE



**Schedule 12
Part A
Premises Licence**

Regulation 33.34

Premises licence number	2013/02384/01SPRD
Part 1 – Premises details	
Postal address of premises, or if none, Ordnance Survey map reference or description,	
Shooting Star 40 - 42 Bevois Valley Road Bevois Valley Southampton SO14 0JR	
Telephone number	023 8021 1115
Where the licence is time limited the dates	Not applicable
Licensable activities authorised by the licence	<p>Films</p> <p>Live music</p> <p>Recorded music</p> <p>Performances of dance</p> <p>Anything similar to live music, recorded music or performances of dance</p> <p>Provision of late night refreshment</p> <p>Supply by retail of alcohol</p>
The times the licence authorises the carrying out of licensable activities	<p>Films</p> <p>Monday 10:00 - 02:00</p> <p>Tuesday 10:00 - 02:00</p> <p>Wednesday 10:00 - 02:00</p> <p>Thursday 10:00 - 02:00</p> <p>Friday 10:00 - 02:00</p> <p>Saturday 10:00 - 02:00</p> <p>Sunday 12:00 - 02:00</p>

Live music	Monday 12:00 - 00:00
Tuesday	12:00 - 00:00
Wednesday	12:00 - 00:00
Thursday	12:00 - 02:00
Friday	12:00 - 02:00
Saturday	12:00 - 02:00
Sunday	12:00 - 00:00
Recorded music	Monday 12:00 - 02:00
Tuesday	12:00 - 02:00
Wednesday	12:00 - 02:00
Thursday	12:00 - 02:00
Friday	12:00 - 02:00
Saturday	12:00 - 02:00
Sunday	12:00 - 02:00
Performances of dance	Monday 12:00 - 02:00
Tuesday	12:00 - 02:00
Wednesday	12:00 - 02:00
Thursday	12:00 - 02:00
Friday	12:00 - 02:00
Saturday	12:00 - 02:00
Sunday	12:00 - 02:00
Anything similar to live music, recorded music or performances of dance	Monday 12:00 - 02:00
Tuesday	12:00 - 02:00
Wednesday	12:00 - 02:00
Thursday	12:00 - 02:00
Friday	12:00 - 02:00
Saturday	12:00 - 02:00
Sunday	12:00 - 02:00
Provision of late night refreshment	Monday 23:00 - 02:30
Tuesday	23:00 - 02:30
Wednesday	23:00 - 02:30
Thursday	23:00 - 02:30
Friday	23:00 - 02:30
Saturday	23:00 - 02:30
Sunday	23:00 - 02:30
Supply by retail of alcohol	Monday 10:00 - 02:00
Tuesday	10:00 - 02:00
Wednesday	10:00 - 02:00
Thursday	10:00 - 02:00
Friday	10:00 - 02:00
Saturday	10:00 - 02:00
Sunday	12:00 - 02:00

The opening hours of the premises

Monday 10:00 - 02:30
Tuesday 10:00 - 02:30
Wednesday 10:00 - 02:30
Thursday 10:00 - 02:30
Friday 10:00 - 02:30
Saturday 10:00 - 02:30
Sunday 12:00 - 02:30

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

Alcohol is supplied for consumption both on and off the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Punch Taverns Plc
Jubilee House
Second Avenue
Burton Upon Trent
Staffordshire
DE14 2WF

Business Phone Number 01283 501600

Registered number of holder, for example company number, charity number (where applicable)

03752645

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

[Redacted]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Licence Number: 2011/01427/02SPEN
Licensing Authority: Southampton City Council

This premises licence is issued by Southampton City Council as licensing authority under part 3 of the Licensing Act 2003 and regulations made thereunder

Dated this 3rd day of October 2013

Head of Legal, HR & Democratic Services

Licensing – Southampton City Council
Southampton & Eastleigh Licensing Partnership
PO Box 1767
Southampton
SO18 9LA

Annex 1 – Mandatory Conditions

- 1 No supply of alcohol shall 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 for the premises 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.
 - 3 (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) 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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) 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;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
- 4 The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
- 5 The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
- 6 B - Exhibition of Films
Films may be exhibited in the licensed premises, subject to the following:
No film shall be exhibited unless it has received a "U", "PG", "12", "12A", "15" or "18" certificate from the British Board of Film Classification or the licensing authority, or it is current news reel which has not been so certified.

Where a programme includes a film in the 12, 12A, 15 or 18 category no person appearing to be under the age of 12 (or unaccompanied in the case of a category 12A film), 15 or 18 as appropriate shall be admitted to any part of the programme; and the licence holder shall display in a conspicuous position a notice in the following terms - PERSONS UNDER THE AGE OF [INSERT APPROPRIATE AGE] CANNOT BE ADMITTED TO ANY PART OF THE PROGRAMME.

Where films of different categories form part of the same programme, the notice shall refer to the oldest age restriction. This condition does not apply to members of staff under the relevant age while on duty provided that the prior written consent of a parent or legal guardian of the member of staff has first been obtained.

Immediately before each exhibition at the premises of a film classified by the British Board of Film Classification or the licensing authority there shall be exhibited on screen for at least five seconds in such a manner as to be easily read by all persons in the auditorium a reproduction of the certificate of the Board or, as regards a trailer advertising a film, of the statement approved by the Board indicating the category of the film. For any film classified by the licensing authority, notices to be displayed both inside and outside the premises so that persons entering can readily read them and be aware of the category attached to any film or trailer.

7 The admission of children to films exhibited at the licensed premises is restricted in accordance with section 20 of the Licensing Act 2003.

8 Where any condition of this licence requires that, at specified times, one or more individuals must be at the premises to carry out a security activity, each such individual must be licensed by the Security Industry Authority, unless the Private Security Industry Act 2001 does not require them to be so licensed.

Annex 2 – Conditions consistent with the operating Schedule

- 1 Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:
On New Years Eve from the end of permitted hours on New Year's Eve to the end of permitted hours on New Years Day.
The playing of recorded music is permitted in the premises between the times on the days set out above.
Late night refreshment may additionally be provided up to 30 minutes after the terminal hour for the sale or supply of alcohol on any weekday.

The above restrictions do not prohibit:

1. The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
2. The taking of alcohol from the premises by a person residing there; or
(i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
(ii) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

2 EMBEDDED CONDITIONS FROM CHILDREN AND YOUNG PERSONS ACT 1933

It is a condition of your licence that you comply with the extant provisions of the Children and Young Persons Act 1933, as amended.

3 CONDITIONS TRANSFERRED FROM THE PUBLIC MUSIC AND DANCING LICENCE

(a) ALTERATIONS

No structural or other alterations of the place licensed or of the facilities and equipment installed therein or of the means of exit there from shall be made without the licensee having submitted to the Licensing Authority detailed plans showing the proposed alterations and having received the Licensing Authority's written approval thereof.

(b) SANITARY CONVENIENCES

Adequate and separate sanitary conveniences shall be provided in the place licensed for persons of each sex to the satisfaction of the Licensing Authority. Such conveniences shall be available free of charge and shall at all times be kept in good order and repair, be properly and effectually cleaned, lighted, ventilated, disinfected and supplied with water and all proper requisites, and the doors leading thereto shall be suitably marked.

(c) REFRESHMENTS

If food or drink is provided in the place licensed for persons resorting thereto all arrangements for, and areas in which preparation, storage and service of such refreshment takes or is to take place shall comply with the regulations for food hygiene prescribed by law and for the time being in force, shall be of adequate size, and shall be to the satisfaction of the Licensing Authority.

(d) REFUSE

No refuse, rubbish or waste paper shall be permitted to accumulate in any part of the place licensed.

(e) VENTILATION

All parts of the place licensed shall be suitably and sufficiently ventilated by natural or mechanical means to the satisfaction of the Licensing Authority.

(f) HYPNOSIS

(i) No exhibition, demonstration or performance of hypnotism (as defined in Section 6 of the Hypnotism Act, 1952) shall be given on any person in the place licensed except with the express consent of the Licensing Authority and in accordance with any conditions attached to such consent.

(ii) Application for consent to give an exhibition, demonstration or performance of hypnotism shall include a detailed description of the proposed exhibition and shall be made to the Licensing Authority not less than 21 days before the day on which the exhibition is to be given. Notice of the making of the application shall immediately be given to the Officer in Charge of the Police sub-division in which the place licensed is situate.

(g) MANAGEMENT

(i) A responsible person nominated in writing by the licensee shall be in charge of, and present in the place licensed during all such times as public entertainment is provided therein, or members of the public are present for that purpose.

(ii) During the whole time that public entertainment is provided in the place licensed persons in the employ of or at the direction of the licensee, trained in the routine to be followed in the case of fire or other emergency, shall be present in the place licensed. Advice on the training of such persons may be obtained from the Fire Authority.

(iii) All parts of the place licensed and fittings therein, in particular the seating, door fastenings, floor surfaces and coverings, notices, steps and staircases shall be maintained at all times in good order and condition, and safe, suitable and sufficient means of heating shall be provided, to the satisfaction of the Licensing Authority. The licensee shall, in complying with this condition, take all necessary precautions for the safety of persons frequenting the place licensed.

(h) GOOD ORDER

The licensee shall ensure that no person be admitted to or permitted to remain in the place licensed whilst in a state of intoxication. If any person in the place licensed shall act in a manner offensive to or to the nuisance or annoyance of any other persons he shall forthwith be removed from the place licensed. The licensee shall, if necessary, seek the assistance of the Police in accomplishing this, and shall inform the Police of any conduct likely to cause a breach of the peace.

(i) NUISANCE

No public music, dancing or entertainment of a like kind shall be permitted or suffered to take place in the place licensed which shall be a nuisance, annoyance or inconvenience to any occupant of the premises in which the place licensed is situate or to any occupant of any other premises.

(j) EMERGENCY TELEPHONES

If no telephone service is available in the place licensed there shall be displayed in a conspicuous place a notice giving particulars of the nearest telephone available in an emergency and details of how to summon the emergency services. Any outbreak of fire must, immediately on its discovery, be reported to the Fire Authority.

(k) FIRE FIGHTING EQUIPMENT

All fire fighting equipment provided in the place licensed shall be examined at least once annually. In particular portable fire extinguishers shall be so examined and tested by a competent person in accordance with British Standard Code of Practice 5306; Part 3, 1980. The date of such test shall be clearly marked on the extinguisher or on stout tabs attached thereto. The licensee shall produce, if required by the Licensing Authority a certificate stating that all fire fighting equipment has been so examined and tested.

(l) INFLAMMABLE MATERIALS

(i) Highly inflammable material must not be used in connection with any public entertainment provided in the place licensed unless it has been rendered fire retardant to the satisfaction of the Licensing Authority and is maintained in that condition. No naked flame shall be used in connection with any public entertainment provided in the place licensed except with the specific written consent of the Licensing Authority, and subject to any conditions attached to such consent.

(ii) No explosive, highly inflammable or combustible substance, whether solid or liquid, shall be brought into or used or without the written consent of the Licensing Authority and subject to any conditions attached to such consent.

(m) ELECTRICAL INSTALLATIONS AND INSPECTIONS

(i) Within one month of the Licensing Authority requiring an inspection to be carried out, the licensee shall, at his own expense, arrange for all the electrical installations in the place licensed to be inspected by a competent and qualified electrician and a certificate stating the condition of the installation shall, immediately after each inspection, be forwarded to the Licensing Authority by the licensee.

(ii) Any alterations or additions, whether permanent or temporary, to the electrical installations in the place licensed shall only be carried out by a competent and qualified electrician, and shall be in accordance with the Regulations for Electrical Equipment in Buildings (Institution of Electrical Engineers).

(iii) All electrical switches in connection with the lighting or hearing of the place licensed shall be guarded or out of reach of persons resorting to the place licensed.

(n) CONSTRUCTION

(i) Wall and Ceiling Linings, Insulation, Treatment, etc. - Any material used as a wall or ceiling lining, or as a suspended ceiling, or for acoustic or thermal insulation purposes shall be to the Licensing Authority's satisfaction and shall be fixed and supported in such manner as may be approved by the Licensing Authority.

Note: For the purpose of this condition the Licensing Authority will normally require such material to be non-combustible or be rated Class 1 of the classification for surface spread of flame when tested in accordance with the appropriate provisions of B.S. 476; Part 7, 1971, and be throughout its thickness of no greater flammability than its surface. Certain other materials may, however, be accepted, subject to compliance with such conditions as the Licensing Authority may consider appropriate in the circumstances of the case.

(ii) Decorative Features and Finishings - Any fixed or permanent decorative feature shall be of such materials as would be permitted for wall or ceiling linings. Any decorative surface finishing, including any fabric, shall be either non-combustible, inherently non-flammable or durably flameproof except that wallpaper and similar thin surface finishing may be accepted provided that it is fixed firmly with an adhesive approved by the Licensing Authority.

(o) CEILINGS

If the Licensing Authority require, provision shall be made, to the Licensing Authority's satisfaction, for the examination from above of any suspended ceiling over such parts of the place licensed frequented by persons resorting thereto and thereto and such other parts of the premises as the Licensing Authority may deem necessary.

(p) SEATING AND GANGWAYS

Seating, tables and chairs and other furniture and fittings in the place licensed shall be so arranged as to allow free and ready access to the exits.

(q) LIGHTING

(i) Provision - All parts of the place licensed shall be provided with adequate means of illumination and, except where otherwise permitted in writing by the Licensing Authority, those parts to which the public have access and all routes of escape for performers or staff shall be provided with adequate means of illumination from two independent sources.
(ii) Standard of Illumination - The illumination from each source shall be sufficient to enable the public, performers and staff to see their way out of the place licensed in safety at any time, and shall not be derived from prepayment meters.
(iii) Segregation of the Two Systems of Lighting - Where two lighting systems are provided each shall be so installed that a fault or accident arising on one system shall not jeopardise the other.
(iv) Illumination of Exit Notices - The exit notices required by the following Condition shall be provided with adequate means of illumination from two independent sources. Where the general lighting may be dimmed or extinguished whilst the public are present in the place licensed the exit notices shall be internally illuminated and shall conform with B.S. 2560: 1978. The lighting points for the illumination of those exit notices which are not required to be internally illuminated shall be located in proximity to the notices.

(r) EXIT NOTICES

(i) Form and Position - All doors or openings approved as exits shall be clearly indicated (above the door where possible) by the word "EXIT" or the words "EMERGENCY EXIT". Where an exit or emergency exit is not immediately visible to members of the public supplementary "EXIT" or "EMERGENCY EXIT" signs and arrows shall be placed so as to indicate the location of the exit or emergency exit to the satisfaction of the Licensing Authority. All "EXIT" or "EMERGENCY EXIT" signs shall be in plain letters not less than 75 millimetres high and shall be between 2.0 and 2.5 metres above floor level. Unless otherwise permitted by the Licensing Authority, no other notice or wording shall be incorporated in, or form part of, an exit notice.
(ii) Doors other than Exits - Any door or opening, other than an exit, which leads to parts of the place licensed accessible to the public, shall have a conspicuous notice indicating the use of such parts. Any door not usable by the public shall be similarly indicated or shall be marked "PRIVATE". Notices bearing the words "NO EXIT" or "NO WAY OUT" shall not be provided.

(s) EXITS

(i) Doors and Fastenings - Unless otherwise permitted in writing by the Licensing Authority, exit doors and gates shall open in the direction of exit, and shall in all cases be free from fastenings other than panic bolts or such fastenings as may be approved by the Licensing Authority.
(ii) Exit Routes - All exit routes including passages, courts, ramps, gangways corridors and stairways, to which the public have access and which lead from the place licensed to the outside, shall at all times be kept free from obstruction.

(t) SPECIAL EFFECTS

No laser beam or other hazardous effect may be used in the place licensed without the prior written approval of the Licensing Authority. The licensee shall give at least 21 days' written notice to the Licensing Authority of such proposed use to allow adequate consideration.

(u) DOOR SUPERVISORS

All references in this licence to door supervisors shall mean door supervisors licensed pursuant to the Private Security Industry Act 2001 by the Security Industry Authority.

(v) The licensee shall ensure that all door supervisors engaging in licensable conduct (as defined in section 25 and paragraph 8 of schedule 2 of the Private Security Industry Act 2001) at the place licensed are licensed in accordance with the provisions of the Private Security Industry Act 2001.

(w) The Licensee(s) shall maintain a duty register giving details of every person at the place licensed engaging in licensable conduct, as defined in section 25 and paragraph 8 of schedule 2 of the Private Security Industry Act 2001, and the Licensee(s) shall immediately provide, on request by any authorised Officer of the Licensing Authority, Police Officer, or authorised Officer of the Security Industry Authority, the following details: -

- (i) the licence number, name, date of birth and residential address of that person;
- (ii) the time at which that person commenced that period of duty, with the signed acknowledgement of that person;
- (iii) the time at which that person finished that duty that period of duty, with the signed acknowledgement of that person;
- (iv) any times during the period of duty when the person was not on duty;
- (v) if that person is not an employee of the Licensee(s), the name of the person by whom that person is employed or through whom the services of that person were engaged;
- (vi) the duty register shall be so kept that it can be readily inspected by a authorised Officer of the Licensing Authority, Police Officer, or authorised Officer of the Security Industry Authority
- (vii) the duty register shall comprise of a bound book with pages consecutively numbered and the Licensee(s) shall ensure that it is kept in a secure environment in order to prevent unauthorised access or alteration to the same.

4 Special Conditions

No more than 130 (one hundred and thirty) persons shall be present at the place licensed at any one time, comprising 80 (eighty) persons seated and 50 (fifty) persons standing.

A minimum of two licensed door supervisors shall be present at the place licensed when the premises are open after 00.00 on any day.

The door fronting onto Bevois Valley Road shall be modified and maintained so as to open in the direction of exit, to the satisfaction of Hampshire Fire and Rescue Service.

A close circuit television system shall be provided and maintained at the place licensed to the satisfaction of Hampshire Constabulary.

5

(a) Subject to the following paragraphs, the permitted hours on weekdays shall extend until 02:00 in the morning following [or, if an earlier hour is specified in the special hours certificate, that hour], except that -

- (i) the permitted hours shall end at 00:00 on any day on which music and dancing is not (or, in the case of casino premises, gaming facilities are not) provided after 00:00; and
- (ii) on any day that music and dancing end (or, in the case of casino premises, gaming ends) between 00:00 and 02:00 in the morning, the permitted hours shall end when the music and dancing end or, as the case may be, when the gaming ends;

(b) In relation to the morning on which summer time begins, paragraph (a) of this condition shall have effect -

- (i) with the substitution of references to 03:00 in the morning for references to 02:00 in the morning [or one hour following the hour actually specified in the certificate where the certificate currently requires closure between 01:00 and 02:00]

(c) Except as provided in (d) below, the permitted hours on Sundays shall extend until 00:30 in the morning following [or, if an earlier hour is specified in the special hours certificate, that hour], except that -

(i) the permitted hours shall end at 00:00 on any Sunday on which music and dancing is not (or, in the case of casino premises, gaming facilities are not) provided after midnight;

(ii) where music and dancing end (or, in the case of casino premises, gaming ends) between midnight on any Sunday and 00:30, the permitted hours on that Sunday or, as the case may be, when the gaming ends.

(d) On Sundays immediately before bank holidays other than Easter Sunday, the permitted hours shall extend until 02:00 in the morning following, except that -

(i) the permitted hours shall end at midnight on any Sunday on which music and dancing is not (or, in the case of casino premises, gaming facilities are not) provided after midnight;

(ii) where music and dancing end (or, in the case of casino premises, gaming ends) between midnight on any Sunday and 02:00, the permitted hours on that Sunday shall end when the music and dancing end or, as the case may be, when the gaming ends.

(e) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.

(f) Late night refreshment may additionally be provided up to 30 minutes after the terminal hour for the sale or supply of alcohol on any day.

6 Prevention of crime and disorder

- * All staff are to be trained in relevant legislation that is applicable to their job role.
- * The premises are members of the Southampton Licensing Link Scheme and have a radio link to other members of the scheme.
- * The premises has a zero tolerance drugs policy.
- * An incident book and refusal register will be kept and will be provided to the Licensing Authority and the Responsible Authorities upon request.

Public safety

- * Staff will refuse to serve anyone who appears to be under the influence of excessive alcohol (i.e. a person who is drunk) or who appears to be under the influence of drugs.
- * The premises has a search policy and door staff have been advised of this policy.
- * The premises has first aid equipment on the premises.

Public nuisance

- * The premises will call local taxis for customers upon request.
- * Secondary glazing is installed on the windows fronting onto Bevois Valley at ground floor level. Doors and windows will be kept closed during performances of live music except for access to and egress from the premises.
- * Notices will be erected asking customers to leave the premises quietly and to respect the neighbours.
- * No open vessels are to be permitted to be taken off the curtilage of the premises.
- * A telephone number will be provided to local residents who can speak directly to the manager to discuss any concerns that they have.

Protection of children from harm

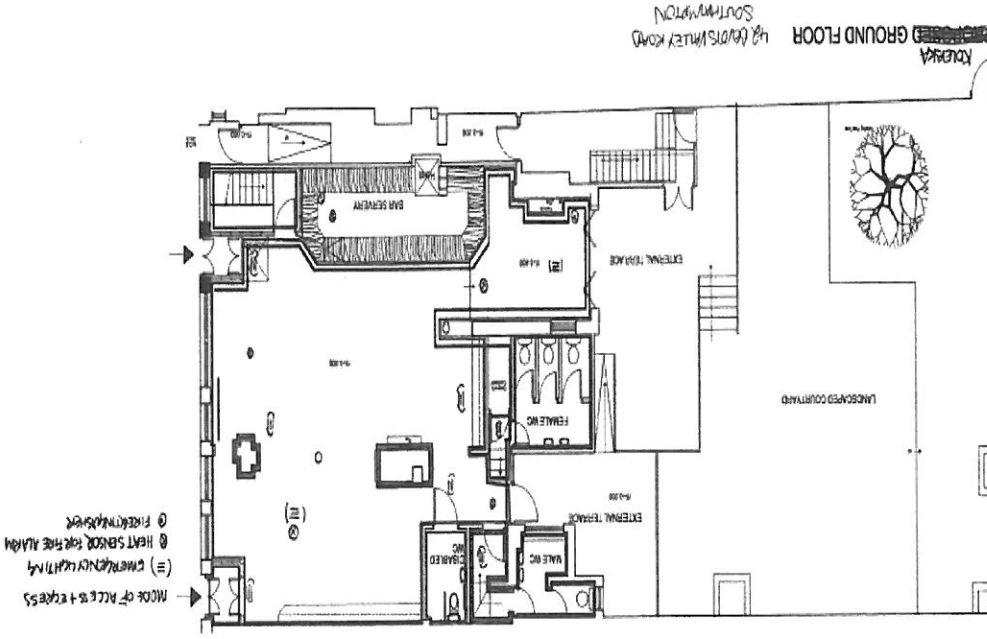
- * Persons under the age of 18 will only be permitted when accompanied by an adult.
- * Persons under the age of 18 will not be permitted to stay on the premises after 20:00h.

7 Karaoke is to finish at 00:00 Sunday - Wednesday.
All the above licensable activities are permitted from the start of permitted hours on New Years Eve until the end of permitted hours on New Years Day.

Annex 3 – Conditions attached after a hearing by the licensing authority

1 None

Annex 4 – Plans



Plan not reproduced to scale.

One Redcliff Street
Bristol BS1 6TP
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DX 7815 Bristol



www.TLTsolicitors.com

Our ref 303L/AW14/77345/10887
Your ref

Southampton City Council
Southampton and Eastleigh Licensing Partnership
PO Box 1767
SOUTHAMPTON
SO18 9LA
For the attention of: Licensing Team

OK



By special delivery

Direct tel +44 (0)333 006 0472 Date 17 April 2015
Direct fax +44 (0)333 006 1492 Email amy.king@TLTsolicitors.com

Please note telephone calls may be recorded for training or regulatory purposes

Dear Sirs

**Licensing Act 2003: Application to vary the premises licence
Shooting Star 42- 44 Bevois Valley Road Southampton Hampshire SO14 0JR**

We act on behalf of the applicant for an application to vary the premises licence in relation to the above Outlet.

We enclose:

- Application form to vary the premises licence with related documentation; and
- The appropriate fee.

We confirm that copies of the application, and its enclosures, have been sent to the responsible authorities.

A copy of the newspaper in which the advertisement appears, and confirmation of display of advertisement on site, will follow separately.

Kindly acknowledge receipt confirming the date of receipt. Should you wish to discuss the enclosed Application then please contact the writer.

We look forward to hearing from you.

Yours faithfully



enc Application form
Variation fee
Plan

aw14445

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 Punch Taverns Plc

(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 2013/02384/01SPRD
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Shooting Star 40-42 Bevois Valley Road			
Post town	Southampton	Postcode	SO14 0JR
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£17,000.00	

Part 2 – Applicant details

Daytime contact telephone number	01283501600		
E-mail address (optional)			
Current postal address if different from premises address	Jubilee House Second Avenue		
Post town	Burton upon Trent	Postcode	DE14 3JZ

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)

To extend the sale of alcohol on a Friday and Saturday night until 03:00 hours the following morning. (currently permitted until 02:00 hours)

To extend the opening hours of the premises on a Friday and Saturday night until 03:30 hours the following morning.

To remove conditions, 3 and 5 from annex 2.

To remove the following conditions from Annex 2:

- A close circuit televisions system shall be provided and maintained at the place licensed to the satisfaction of Hampshire Constabulary.
- An incident book and refusal register will be kept and will be provided to the Licensing Authority and the Responsible Authorities upon request.

Add the following conditions to the premises licence:

- A CCTV system will be installed and maintained at the premises. The CCTV system will include cameras capable of recording head shots of customers entering the premises as well as covering the bar servery. The CCTV system will be capable of storing recorded footage from all cameras for a minimum of 31 days and will be capable of burning footage onto portable storage devices, such as memory stick and/or DVD. Such recordings will be made available to the Police upon request and provided on a portable device to the police within 24 hours of the request.
- No new entry or re-entry to the premises after 02:00 on Friday and Saturday nights.
- A dispersal policy will be drawn up and implemented to ensure that customers leaving the premises do so as far as practicable without causing nuisance to residents in the immediate vicinity of the premises.
- An incident log ('the log') will be maintained and used at the premises, recording all incidents of crime and disorder or public nuisance witnessed at the premises. The log will include the date, time and name of member of staff making the record, along with details of the incident and any action taken. The log will be made available to police officers on request.
- A complaints log ('the log') will be maintained and used at the premises for any complaints received in relation to noise nuisance caused by the premises. The log will include details of the time, date and person making the entry, along with details of the complaint and any action taken. The log will be made available to police officers on request.
- A refusals log ('the log') will be maintained and used at the premises to record any refusals of sales of alcohol, be they in relation to under age attempts to purchase alcohol or for drunkenness. The log will include the date, time and name of member of staff making the record, along with details of the incident and any action taken. The log will be made available to police officers or trading standards officers on request.
- During regulated entertainment or after 23:00 in any event, all doors and windows in the licensed premises will be kept closed, except for access and egress.

All other hours, activities and licensable activities to remain unchanged.

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 tick all 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 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed					
Thur			<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 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			
Thur			<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 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
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 6)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
			<u>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</u> (please read guidance note 6)		

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Wed					
Thur			<u>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</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					
			<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 6)		

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			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 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 4)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
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 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Tue					
			<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 6)		
Wed					
Thur					
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)					
Mon		02:00						
		10:00						
Tue		02:00						
		10:00						
Wed		02:00						
		10:00						
Thur		02:00				Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
		10:00						
Fri		02:00						
		10:00						
Sat		03:00						
		10:00						
Sun		03:00						
		12:00						

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 9).
None.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon		02:30	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)</p>
	10:00		
Tue		02:30	
	10:00		
Wed		02:30	
	10:00		
Thur		02:30	
	10:00		
Fri		02:30	
	10:00		
Sat		03:30	
	10:00		
Sun		03:30	
	12:00		

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.

Annex 2:

Condition 3

Condition 5

Part of 4 Special conditions – A close circuit television system shall be provided and maintained at the place licensed to the satisfaction of Hampshire Constabulary.

Part of condition 6 – An incident book and refusal register will be kept and will be provided to the Licensing Authority and the Responsible Authorities upon request.

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.

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 10)

b) The prevention of crime and disorder

A CCTV system will be installed and maintained at the premises. The CCTV system will include cameras capable of recording head shots of customers entering the premises as well as covering the bar servery. The CCTV system will be capable of storing recorded footage from all cameras for a minimum of 31 days and will be capable of burning footage onto portable storage devices, such as memory stick and/or DVD. Such recordings will be made available to the Police upon request and provided on a portable device to the police within 24 hours of the request.

A dispersal policy will be drawn up and implemented to ensure that customers leaving the premises do so as far as practicable without causing nuisance to residents in the immediate vicinity of the premises.

An incident log ('the log') will be maintained and used at the premises, recording all incidents of crime and disorder or public nuisance witnessed at the premises. The log will include the date, time and name of member of staff making the record, along with details of the incident and any action taken. The log will be made available to police officers on request.

A refusals log ('the log') will be maintained and used at the premises to record any refusals of sales of alcohol, be they in relation to under age attempts to purchase alcohol or for drunkenness. The log will include the date, time and name of member of staff making the record, along with details of the incident and any action taken. The log will be made available to police officers or trading standards officers on request.

c) Public safety

d) The prevention of public nuisance

No new entry or re-entry to the premises after 02:00 on Friday and Saturday nights.

A complaints log ('the log') will be maintained and used at the premises for any complaints received in relation to noise nuisance caused by the premises. The log will include details of the time, date and person making the entry, along with details of the complaint and any action taken. The log will be made available to police officers on request.

During regulated entertainment or after 23:00 in any event, all doors and windows in the licensed premises will be kept closed, except for access and egress.

e) The protection of children from harm

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, 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 5 – Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in [redacted] at capacity.**

Signature	[redacted]
Date	17.04.15
Capacity	Solicitor to applicant

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 13). **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 14) Amy King TLT Solicitors One Redcliff Street			
Post town	Bristol	Post code	BS1 6TP
Telephone number (if any)	0333 00 60472		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) [REDACTED]			

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 to 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 for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. 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'.
9. 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.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.



[Redacted]

New grant or variation of premises licence Or club premises certificate Form for representations from Hampshire Constabulary

Before completing this form, please refer to FPP 07001 (Licensing (Licensing Act 2003))

Hampshire Constabulary is a responsible authority and wish to make a representation regarding under the Licensing Act 2003, regarding the:

<input type="checkbox"/> 1: Grant for a personal licence	(Object within 14 days)
<input type="checkbox"/> 2: Grant for a temporary event notice (TEN)	(Object within 3 days)
<input type="checkbox"/> 3: Transfer of a premises licence	(Object within 14 days)
<input type="checkbox"/> 4: Variation of designated premises supervisor	(Object within 14 days)
<input checked="" type="checkbox"/> 5: Grant/Variation of a premises licence/club prem' certificate	(Object within 28 days)

Name of Applicant:	Shooting Star
Name of Proposed DPS:	

Details of relevant conviction (Personal Licence Applications ONLY)

Postal address of premises:	40-42 Bevois Valley Road
Postcode:	SO14 0JR



Details of responsible authority applicant

Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other title / Rank:	PC
Surname: Cherry	First Names: Jackie
Current postal address :	Southampton Central Police Station Southern Road Southampton
Postcode:	SO15 1AN
Daytime telephone number:	02380 533368
E-mail address: (optional)	[Redacted]

Hampshire Constabulary is a responsible authority and the applicant has the delegated authority of the Chief Officer of Police in respect of his responsibilities under the Licensing Act 2003

[Redacted]



[REDACTED]

**New grant or variation of premises licence
Or club premises certificate
Form for representations from Hampshire Constabulary**

This application to object relates to the following licensing objective(s)

- 1) The prevention of crime and disorder
- 2) Public safety
- 3) The prevention of public nuisance
- 4) The protection of children from harm

*Please select
one or more
boxes*

Please state the ground(s) for representation:

On behalf of the Chief Officer of Police, I am writing to lodge a representation of the above application on the following grounds:

- 1) The prevention of Crime and Disorder
- 2) Public Safety
- 3) The Prevention of Public Nuisance

The police have concerns over the application. These concerns are outlined below:

On 20th April, 2015 representation to vary a premises licence under the Licensing Act 2003 was received from Shooting Star, Bevois Valley, Southampton. This application identified that they would submit a last entry of 0200hrs on Friday and Saturday evenings. The venues immediately surrounding this applicant have alcohol sales predominately to 0200hrs. A dispersal policy has also been mentioned but no evidence of how this will be managed has been included within this application.

Should the opening hours of the venue be extended from 0200hrs to 0330hrs with alcohol sales also being extended to 0300hrs on both Friday and Saturday nights as a new condition, it is believed that this would undermine the Cumulative Impact Policy, the Premise Licence and the Crime Prevention objectives.

This premises is located within a residential area of Southampton and is subject to the Councils cumulative impact area policy as detailed in the present Statement of Licensing Policy 2011-2014, issued by Southampton City Council as the licensing authority.

The area of concern in this particular case is the Bevois Valley Area, which based on evidence previously received by Southampton City Council is one of 3 areas that already suffers from the cumulative impact created by the night time economy venues. As a result it is appropriate, proportionate and necessary for special policies to address that issue.

The DCMS guidelines state that the effect of adopting a special policy of this kind is to create a rebuttable presumption that applications for new premises licenses or club premises certificates or variations that are likely to add to the existing cumulative impact will normally be refused, following relevant representations, unless the applicant can



[REDACTED]

New grant or variation of premises licence Or club premises certificate Form for representations from Hampshire Constabulary

demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives”.

As per paragraph 16.7 of the Statement of Licensing Policy, Hampshire police make representations on the basis that although this venue is currently operating in this stress area the applicant is applying for licensing activities until 03:30 hours Friday and Saturdays.

The applicant already has conditions on their licence to assist with promoting the four licensing objectives, however the police do not consider that any number of conditions could prevent this premises from adding to the cumulative impact already experienced in the area.

Bevois Valley has a number of late night venues in close proximity to each other. All of which fall under the umbrella of the CIP. The venues within the CIP area have opening hours which all apart from one does not exceed 0230hrs. The only venue in the CIP exceeding to 0345hrs is approx 100yds away from the applicant's venue. These licences have been in existence for some time and were issued long before cumulative impact was recognised and introduced.

The police suggest that there is already a very wide selection of late night venues for late night revellers to choose from without the need for another with extended hours. This application is for a similar venue not a different product so it doesn't offer more choice.

Venues open to this time encourage people to hang around in the area, when from a public interest and policing aspect we want them to go home. Their customers have the opportunity to consume alcohol over a considerable amount of hours, which can make them more susceptible to becoming involved in disorder. Flashpoints can often occur in these venues between drunken groups of people in which staff may struggle to control. This has led to premises in the area having to employ door staff, the applicant being one such premises.

The following information presents relevant data on crime reports taken in the Bevois Valley Road/Onslow Road area of Southampton during the Night time economy period from 1/4/14 to 31/3/15. This Information demonstrates the impact of extended hours. This does include a venue albeit outside of the CIP, but is relevant to demonstrate how crime has increased around this area.

Overall there were 2224 reports received by Police for the Bevois Valley/Onslow Road area during the year, of which 1884 were occurrences types which could be associated with the night time economy. Of these, 190 occurrences were confirmed as linked to the NTE.

- The most common occurrence types linked to the NTE in the Bevois Valley area were assaults, anti-social behaviour (ASB), public order, criminal damage and drugs offences.
- There appears to be a general problem in the area with assaults, ASB and criminal damage regardless of the NTE.



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- It appears that the NTE contributes particularly to assaults, public order, drug offences and robberies.

Assault: 49% of NTE reports

- Assaults were the most reported occurrence type related to the NTE.
- There were 92 assaults linked to the NTE, 1 of which was an assault on police.
- Around half of these resulted in injury.
- Assault was a general problem in this area, with NTE related assaults accounting for 25% of all assaults reported in the Bevois Valley area during the year.

ASB: 14% of NTE reports

- ASB was the second most frequently reported occurrence type relating to the NTE.
- There were 27 reports of ASB linked to the NTE.
- 63% of the NTE related ASB occurrences related to rowdy and inconsiderate behaviour, 22% to street drinking.
- ASB was the most commonly reported non-NTE problem in the area and NTE related ASB accounted for only 6% of the total ASB reports.

Public Order: 7% of NTE reports

- There were 14 public order offences relating to the NTE during the time period.
- The NTE reports accounted for 20% of the total public order reports for the area, although the total number of reports for the area was relatively low compared to other offences.

Criminal Damage: 5% of NTE reports

- There were 10 reports of criminal damage associated with the NTE.
- Criminal damage was the fourth most common non-NTE issue in the area
- 7% of all criminal damage reports related to the NTE.

Drug Offences: 5% of NTE reports

- There were 10 drug offences related to the NTE.
- The NTE offences account for 11% of the total drug offences in the area.
- Drug offences account for only 4% of the total occurrences in the area.

Other Issues

- There were 8 personal robberies linked to the NTE in the area, which was only 4% of the total occurrences linked to the NTE. However, the NTE robberies accounted for 57% of all personal robberies in the area so appear to be a problem specifically affected by the NTE.
- Theft offences were the third highest reported occurrence type in the area, but there was only 1 linked to the NTE so this does not appear to be affected by the NTE.
- There was 1 report linked to the NTE each for rape, sex offender offences and indecent assault, less than 1% of all NTE occurrences each.



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Offence locations: The roads in the Bevois Valley area with the highest number of occurrences were St. Marys Road, Bevois Valley Road and Onslow Road.

The table below shows the premises with the highest number of NTE related occurrences:

Premises Name	Road name	Total
Premises A	St. Marys Road	43
Premises B	Charlotte Place	13
Premises C	Bevois Valley Road	10
Premises D	Bevois Valley Road	9
Premises E	Onslow Road	8
Premises F	St. Marys Road	5
Premises G	Bevois Valley Road	4
Premises H	Bevois Valley Road	4
Premises J	St. Marys Road	4

Premises A, St. Marys Road

- This was the premises with by far the highest number of NTE related occurrences, accounting for 61% of the NTE occurrences on St. Marys Road, and 23% of the total NTE occurrences in the Bevois Valley area.
- The occurrences were primarily assaults (14 with injury) but there have also been drug offences, ASB, criminal damage and a mixture of others including public order and a robbery.
- There were 27 other occurrences at this location during the year which were not linked to the NTE bus/org, primarily theft offences as well as more ASB, vehicle related offences and violence.
- Premises A has a licence to sell alcohol until 0500hrs on most days. The extended opening time may account for the higher number of occurrences, as people may go there later after they have consumed alcohol elsewhere and other clubs have started to shut.

Of the 190 occurrences, 169 were reported during the night time economy times (7pm to 7am) and 21 were reported later on in the day relating to a previous night.

Analysis has shown that:

- Reports began to rise at around 1900hrs with a peak between 0200hrs and 0300hrs.
- Over half of all the reports were received during the 3 hour period between 0100hrs and 0400hrs. This is likely to coincide with when the highest numbers of people are out in the area, with a high proportion of them intoxicated from earlier drinking.
- Saturdays and Sundays generally saw the highest number of reports during the week, in the early hours of the morning.





[REDACTED]

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The graphs attached as Annex A shows the risk associated with different times and days based on the occurrence start and end times for all the NTE related occurrences. They clearly show the peak in risk at around 0200-0300hrs and on Saturdays and Sundays.

The applicant on this occasion is a venue located on a very busy main road within the cumulative impact area. The location of this venue is a short distance away from a main junction which leads directly onto Thomas Lewis Way dual carriageway (A335). It is also located along a main road which is already saturated with night time economy venues including other night clubs, public houses, and food outlets including several takeaways.

The next graph Annex B shows the total number of Licensed Premises operating within the CIP area of Bevois Valley.

Annex C attached shows just exactly how many of these competitive venues are in proximity to each other as well as accentuating the dangerous road this venue leads directly onto, albeit for a small pavement in front of the venues.

To summarise the above, the Police object to this application because:

- The venue is situated within a CIP area for which there is a rebuttable presumption that applications in these areas will be refused.
- The applicant has not demonstrated or produced an application adequate enough to show how it will not add to the cumulative impact already experienced in that area or how it will not undermine the licensing objectives. The onus is on the applicant to do so.
- The venue is not offering any variety to what it already does or what is readily available in that area. This is a simple an extension of its current service hours.
- Other venues within the same cumulative impact area have previously submitted similar applications and have been refused. Should this application be authorised then more applications can be expected and in turn this will further impact on the cumulative impact and subsequently undermine the licensing objectives
- This area within a large residential neighbourhood is already saturated with night time economy establishments.

The police make this representation based upon the effects of cumulative impact within the area. Therefore, after taking into consideration all of the above information, the police are of the opinion that this application, if granted, has the potential to give rise to a negative cumulative impact on one or more of the licensing objectives. Any venue increasing its hours in this area has the potential to increase incidents in the vicinity and particularly around the times of closing.



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**It is an offence, under section 158 of the Licensing Act 2003 to make a false statement
in or in connection with this representation**

Police recommendations (including any conditions)

There are no recommendations other than to not grant this extension of hours to assist with reducing crime and disorder in an area saturated with night time economy venues and already suffering from the cumulative impact on them.

Signature of Officer Completing

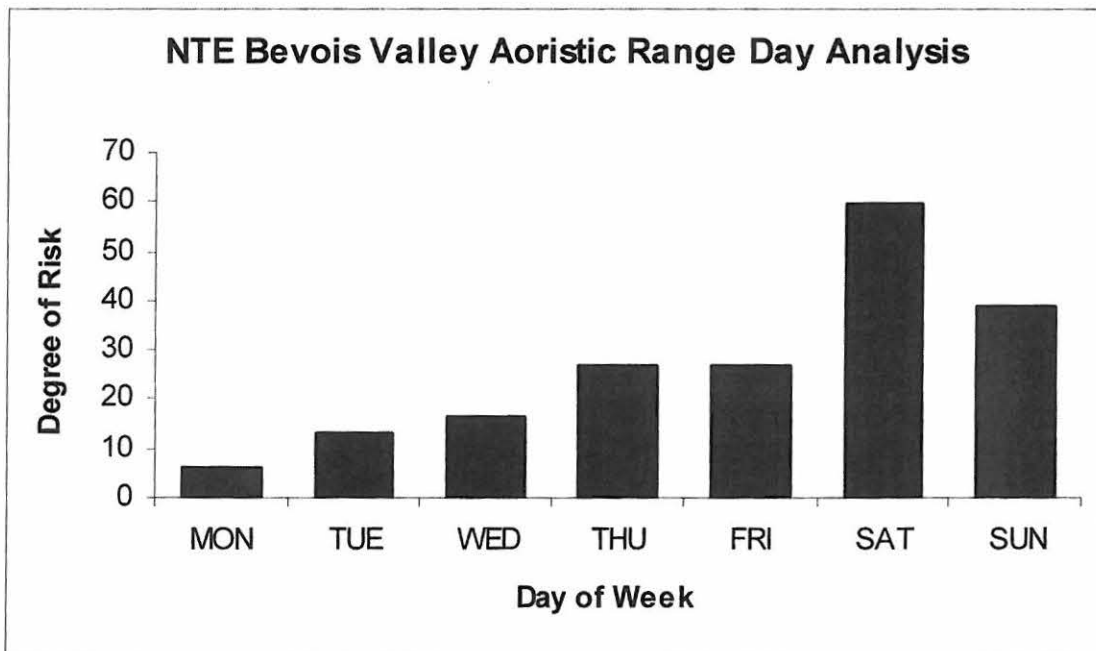
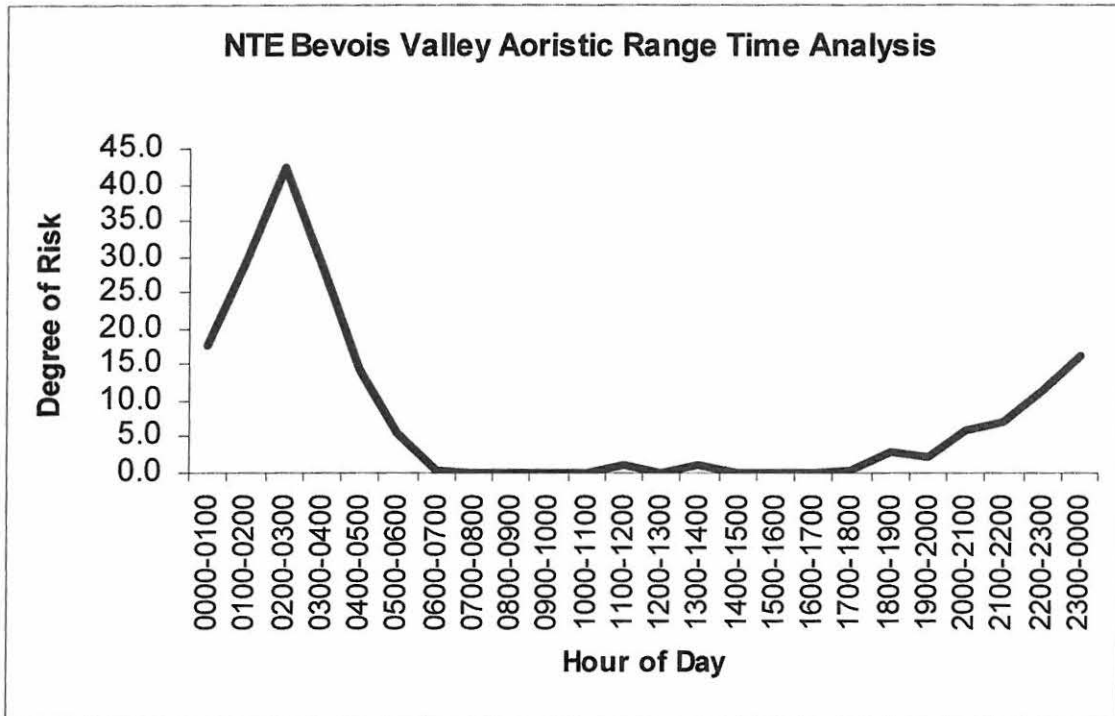
Name PC Cherry Collar Number: [REDACTED]
Signature: [REDACTED] Date: [REDACTED] 15

Signature of Authorising Officer

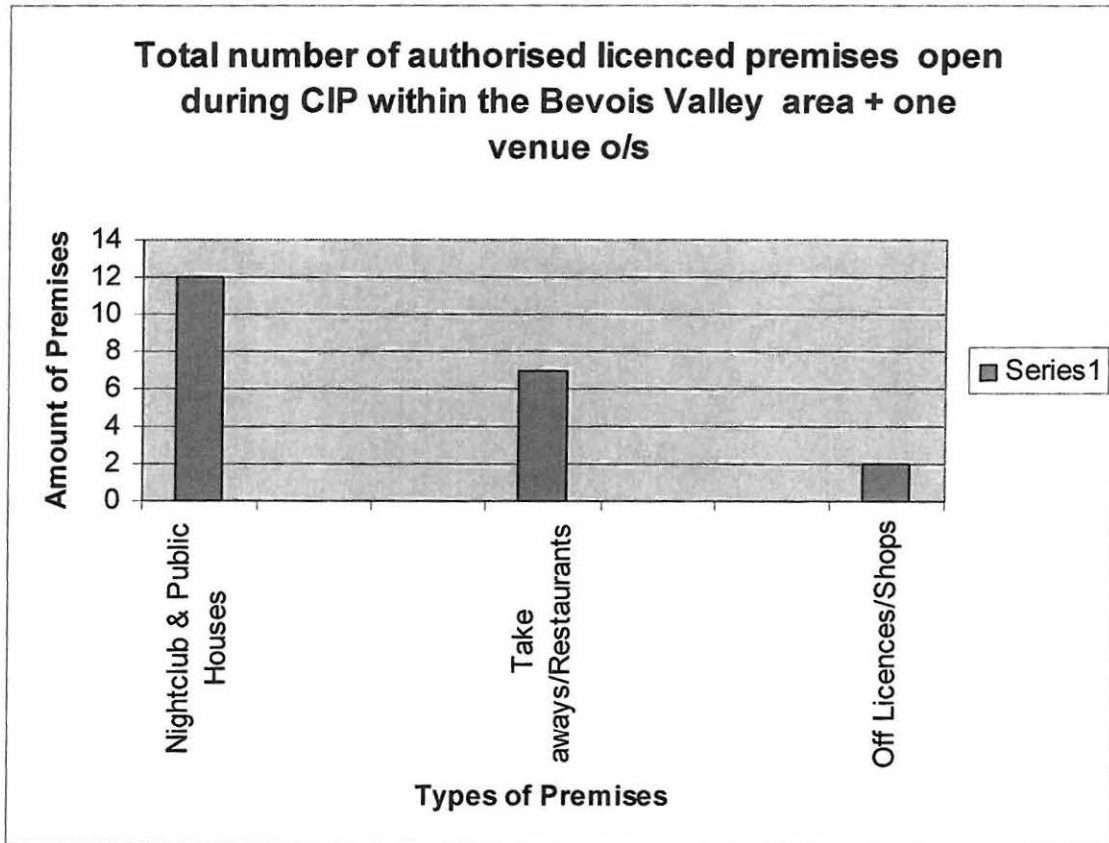
Name Ps Wood Collar Number: 2117
Signature: [REDACTED] Date: 12/05/15



Annex A



Annex B



- █ NIGHTCLUBS/PH
- █ TAKEAWAYS/RESTAURANT
- █ OFF LICENCE/SHOPS

Hampton Licensed Premises

