

DECISION-MAKER LICENSING (LICENSING & GAMBLING) SUB COMMITTEE

HEARING TO CONSIDER AN APPLICATION FOR VARIATION OF A PREMISES LICENCE -

SUBJECT

BEERS & BOTTLES, 5 THE BROADWAY, PORTSWOOD ROAD, SOUTHAMPTON SO17 2WE

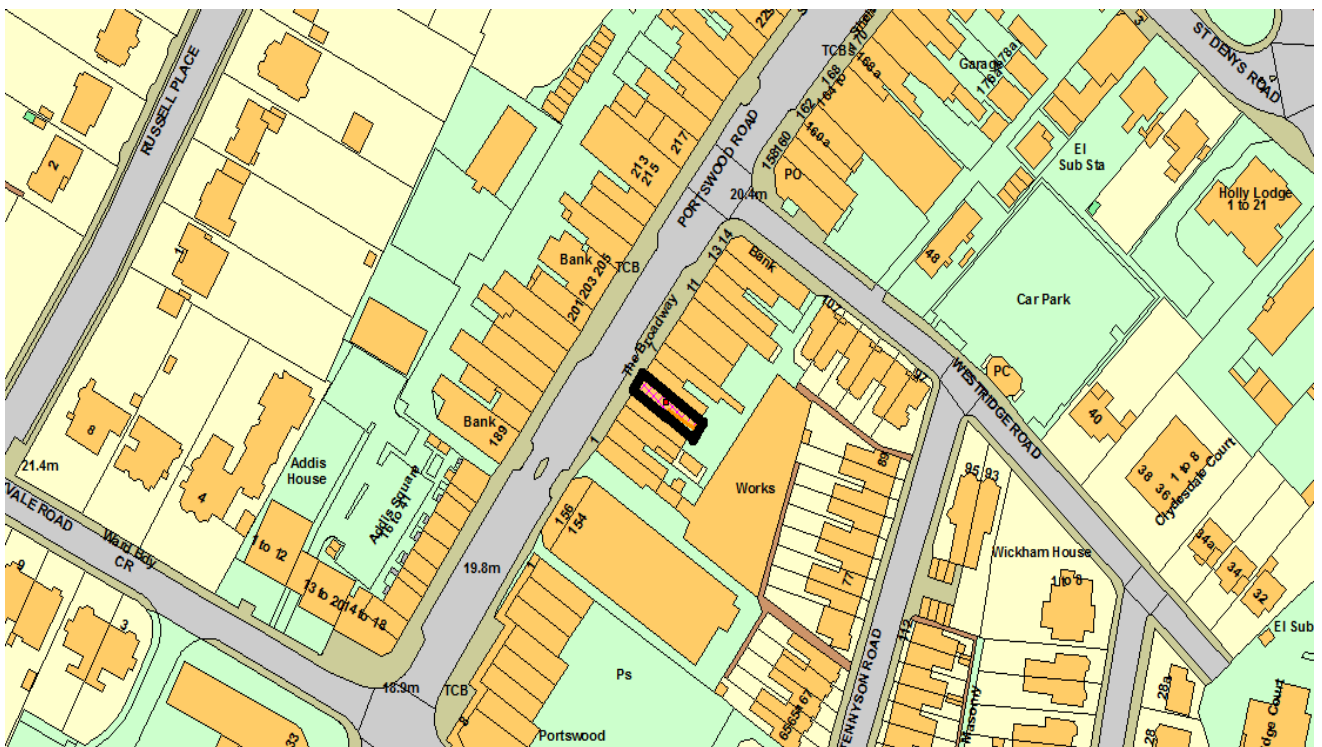
DATE OF HEARING THURSDAY 03 NOVEMBER 2016 at 18:00 hrs

REPORT OF SERVICE DIRECTOR – TRANSACTIONS & UNIVERSAL SERVICES

E-mail licensing@southampton.gov.uk

Application Date : 19 AUGUST 2016 Application Received 19 AUGUST 2016

Application Valid : 19 AUGUST 2016 Reference : **2016/02504/01SPRV**



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Representations from Responsible Authorities

Responsible Authority	Satisfactory?
Children Services	YES
Hampshire Fire And Rescue	YES
Environmental Health - Licensing	YES
Planning & Sustainability	No Response Received
Public Health	No Response Received
Hampshire Constabulary	YES
Trading Standards	YES

Other Representations		
Name	Address	Contributor Type
Ms Suman Hasrani	Flat 10, Cranleigh House, 28 Westwood Road Southampton SO17 1DN	Resident
Mr. & Mrs. Zepler	6 Russell Place, Southampton SO17 1NU	Resident
Mr. Alastair Duke	18 Abbots Way, Southampton SO17 1NS	Resident
Mrs. J Jameson	5 Russell Place, Southampton SO17 1NU	Resident
Mr. Derek Vince	5 Fullerton Place, Southampton SO17 2AU	Resident
Ms. Ahalya Thayagarajah	First Floor Flat, 115 Portswood Road SO17 2FX	Resident
Mr. Adrian Ford	5 Oxford Road, Southampton SO14 6QW	Resident
Dr. Pamela Ashurst	130 Highfield Lane Southampton SO17 1NR	Resident
Ms. Jill Baston	27 Highfield Crescent, Southampton SO17 1SG	Resident
Mr. K Khurana	39 Portswood Road, Southampton SO17 2ET	Resident
Cllr. Matthew Claisse	Members Room, Civic Centre, SO14 7LY	Ward Councillor
Mr. Bradley Mears	66 Saltmead, Southampton SO17 2JU	Resident
Dr. Buckle	Brook Lodge, 29 Abbots Way SO17 1NW	Resident
Mr. Mark Drake	36 Alma Road, Southampton SO17 2WE	Resident
Mr. Morikeh Daramy	36 Alma Road, Southampton SO14 6UP	Resident
Ms. Verena Coleman	Flat 1, 16 Spring Cres, Southampton SO17 2GA	Resident

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 affects 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

Licence Holder:	Mr. Daljinderpal Singh & Mr. Gurdial Singh
Agent for licence Holder:	Mr. Graham Hopkins, GT Licensing Consultants
Proposed Variation	

Note.

The consultation period was extended due to the public notice being behind shutters at night.

Premises does not fall within the City Council's Cumulative Impact Policy (C.I.P) area.

The applicant wishes to extend the Sale by Retail of Alcohol to 07:00 to 01:00 7 days a week.

Hours on current licence

Supply by retail of alcohol	The opening hours of the premises
Monday 08:00 - 23:00	Monday 08:00 - 23:00
Tuesday 08:00 - 23:00	Tuesday 08:00 - 23:00
Wednesday 08:00 - 23:00	Wednesday 08:00 - 23:00
Thursday 08:00 - 23:00	Thursday 08:00 - 23:00
Friday 08:00 - 23:00	Friday 08:00 - 23:00
Saturday 08:00 - 23:00	Saturday 08:00 - 23:00
Sunday 08:00 - 23:00	Sunday 08:00 - 23:00

Conditions attached to current licence at ANNEX 2 – Note: no new conditions offered on the application form.

1 A CCTV system shall be installed and maintained in the licensed premises to the satisfaction of the Licensing Authority and Hampshire Constabulary. As a minimum, it shall enable surveillance of both external and internal areas of the premises including entrances and exits. Recordings from the system shall be of quality acceptable as evidence in a court of law and shall be securely retained at the licensed premises for a minimum period of 30 days after recording, and shall be surrendered to Hampshire Constabulary or the Licensing Authority immediately on request.

2 The holder of the premises licence will ensure that every individual who appears to be under 21 years of age seeking to purchase or be supplied with alcohol at or from the premises shall produce means of identification acceptable to the licensing authority proving that individual to be 18 years of age or older. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person.

3 A personal licence holder will be available during premises opening hours

4 The holder of the premises licence will ensure that every individual who appears to be under 25 years of age seeking to purchase or be supplied with alcohol at or from the premises shall produce means of identification acceptable to the licensing authority proving that individual to be 18 years of age or older. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person. Notices regarding the stores 'Challenge 25' policy must be displayed.

All staff who sell alcohol will be trained to NCPLH (National Certificate of Personal licence Holder) level. All sales of alcohol must be directly supervised and authorised by a Personal Licence Holder until such staff have achieved training to NCPLH level.

All staff will be trained regarding appropriate precautions to prevent the sale of alcohol to persons under the age of 18. Records will be kept of such training which are signed and dated by the member of staff who has received the training. Staff are to receive refresher training every 6 months as a minimum and records will be signed and dated by each member of staff receiving this refresher training. Records of all training will be available for inspection by Hampshire Constabulary, the Licensing Authority, Trading Standards and other responsible Authorities on request.

The holder of the premises licence shall keep a written record, namely a refusals book, of those incidents where a person who a member of staff believes to be under the age of 18, and is unable to produce acceptable means of identification proving that they are of 18 years or more, attempts to purchase alcohol and is refused. The record shall include details, in English, of the date, time, a brief description, including estimated age, of the person who attempted to purchase the alcohol, the type of alcohol and the name of the person who refused the sale. Staff shall be trained in the use of the refusals book and it shall be kept in a readily accessible place known by all members of staff. The record will be regularly checked by the premises licence holder or the designated premises supervisor to ensure that all staff are completing records and the person checking will sign and date the record as evidence that they have checked it. The refusals book will be available for inspection by Hampshire Constabulary, the Licensing Authority, Trading Standards and other relevant authorities on request.

The holder of the premises licence must ensure that all alcohol is marked in a way that will identify its place of purchase for a period to be agreed with the Police and Trading Standards which shall not be less than 3 months.

Southampton City Council

Application to vary a premises licence under the Licensing Act 2003

RECEIVED

19 AUG 2016

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.

We GURJIAL SINGH AND DALJINDER PAL SINGH
(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

2010/01125/01SPRD.

Part 1 - Premises Details

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

BEERS & BOTTLES
5 THE BROADWAY
PORTSWOOD ROAD

Post town

SOUTHAMPTON

Post code

SO17 2WE

Telephone number at premises (if any)

NONE

Non-domestic rateable value of premises

£ 8,100 PER ANNUM

Part 2 - Applicant details

Daytime contact telephone number

E-mail address (optional)

Current postal address if different from premises address

Post Town

SOUTHAMPT

Part 3 - Variation

Please tick yes

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

If not do you want the variation to take effect from

Day	Month	Year

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

THE PREMISES IS A GROUND FLOOR HIGH STREET, LOCK UP SHOP. THE SPECIALIST BEER SHOP IS CURRENTLY TRADING SEVEN DAYS PER WEEK. THE ALCOHOL IS SPREAD THROUGH OUT THE SHOP BUT AWAY FROM DOOR ENTERANCE. THERE IS A FULLY OPERATING DIGITAL CCTV SYSTEM WITH 30 DAYS OF STORAGE. THERE IS ALSO AN EXTERNAL CAMARA. THE BUSINESS IS RUN BY THE OWNER. THE VARIATION IS TO EXTEND THE HOURS ALCOHOL CAN BE SOLD TO LATER HOURS. WE MAINTAIN A REFUSAL BOOK WHICH IS CHECKED REGULARLY AND LIASE WITH OTHER BUSINESSES IF THERE IS ANY SUSPECTED PROBLEMS IN THE AREA. OVER THE PAST YEARS WE HAVE FULLY COMPLIED WITH POLICE OVER REQUEST FOR CCTV IN CASES OF INCIDENTS NOT RELATED TO THE BUSINESS AND FOLLOWED ALL ADVICE FROM TRADING STANDARDS.

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 yes

- 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 entertainment facilities:

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

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

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

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri					
			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

E

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

F

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

G

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

H

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

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u>	
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	
Tue				
Wed			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sat				
Sun				

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			<u>Will the facilities for dancing be indoors or outdoors or both – please tick</u> (see guidance note 2)	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
			<u>Please give a description of the facilities for dancing you will be providing</u>	
Day	Start	Finish		
Mon			<u>Please give further details here</u> (please read guidance note 3)	
Tue				
Wed			<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sat				
Sun				

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises <input type="checkbox"/>	
				Off the premises <input checked="" type="checkbox"/>	
Day	Start	Finish	Both <input type="checkbox"/>		
Mon	07:00	01:00	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue	07:00	01:00			
Wed	07:00	01:00			
Thur	07:00	01:00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	07:00	01:00			
Sat	07:00	01:00			
Sun	07:00	01:00			

N

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

THE NATURE OF THE BUSINESS IS PURELY A BOTTLE SHOP.
 WE HAVE NO INTENTIONS OF RELATING TO ANY NATURE OF ADULT ENTERTAINMENT.
 WE ALSO DO NOT STOCK PRODUCTS THAT MAY ATTRACT CHILDREN TO THE SHOP.

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	07:00	01:00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue	07:00	01:00	
Wed	07:00	01:00	
Thur	07:00	01:00	
Fri	07:00	01:00	
Sat	07:00	01:00	
Sun	07:00	01:00	

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

I FULLY COMPLY WITH ANY CURRENT CONDITIONS ON THE LICENCE AND FEEL NO REASON FOR THEM TO BE REMOVED, AS THEY ARE IN PLACE TO SAFEGUARD THE LICENSING OBJECTIVES.

Please tick yes

- 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 failed to enclose the premises licence or relevant part of premises licence

P 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,e) (please read guidance note 9)

WE BELIEVE GOOD MANAGEMENT, WITH REGULAR TRAINING WILL SAFEGUARD THE LICENSING OBJECTIVES.

b) The prevention of crime and disorder

- WE HAVE A GOOD RELATIONSHIP WITH THE LOCAL COMMUNITY AND COMMUNICATE WITH OTHER BUSINESSES.
- WE MONITOR PRICES ON PRODUCTS TO ENSURE ALCOHOL IS NOT TOO EASY AVAILABLE.
- WE HAVE UP TO DATE INTERNAL AND EXTERNAL CCTV.

c) Public safety

- WE ENSURE ONLY TO USE REPUTABLE SUPPLIERS TO ENSURE PRODUCTS ARE GENUINE.
- WE CLEAN AROUND OUR BUSINESS TO PREVENT ANY LITTER.
- REGULAR TRAINING AND USE OF CHALLENGE 25 POLICY.
- REFUSE TO SERVE STREET DRINKERS.

d) The prevention of public nuisance

- WE LOG REFUSAL IN OUR REFUSAL BOOK
- IN CASE OF LARGE GROUPS WE ASK THEM NOT TO DRINK OUTSIDE
- COMMUNICATE WITH OTHER BUSINESS AND LOCAL RESIDENCE TO HELP MONITOR SUSPICIOUS PEOPLE.
- FULLY COMPLY WITH AUTHORITIES, WE INFORMATION IS NEEDED).

e) The protection of children from harm

- WE DON'T STOCK PRODUCTS THAT APPEAL TO CHILDREN.
- WE AVOID BRIGHT COLOURS ON PROMOTIONS
- WE ASK PARENTS TO AVOID CHILDREN COMING IN IF THAT IS CONVENIENT.

Please tick yes

- I have made or enclosed payment of the fee
- 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 CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	[REDACTED]
Date	16TH AUGUST 2016
Capacity	DIRECTOR.

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 12). If signing on behalf of the applicant please state in what capacity.

Signature	[REDACTED]
Date	16TH AUGUST 2016
Capacity	OWNER.

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

MR. SINGH
BEERS & BOTTLES
5 THE BROADWAY
PORTSWOOD

Post town	SOUTHAMPTON.	Post code	SO17 2WE
[REDACTED]		our e-mail address (optional)	

From: [publicaccess](#) [REDACTED]
To: [Licensing](#)
Subject: Comments for Licensing Application 2016/02504/01SPRV
Date: 10 October 2016 22:54:14

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 10:54 PM on 10 Oct 2016 from Ms SUMAN HASRANI.

Application Summary

Address: 5 The Broadway Portswood Road Southampton SO17 2WE

Proposal: Premises Licence - Variation

Case Officer: Mr. Andy Jeffery

[Click for further information](#)

Customer Details

Name: Ms SUMAN HASRANI

Email: [REDACTED]

Address: Flat 10, Cranleigh House, 28 Westwood Road,
Southampton SO17 1DN

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 10:54 PM on 10 Oct 2016 People who are being served by this shop cause a lot of noises and antisocial behaviour in the public.
Moreover, the area around is generally untidy due to the rubbish left after drinking and this is a public nuisance. Such unclean activities cause health hazards to people especially to the vulnerable group such as children.
Hence the objection.

From: [REDACTED]
To: [Licensing](#)
Subject: Licensing Application no. 2016/02504/01SPRV by Beer and Bottles
Date: 07 October 2016 22:14:43

Dear Sir,


We object strongly to this application, from Beer and Bottles, to extend their opening hours from 7am to 1am, that is 18 hours a day, for every day of the week including Sundays. This is excessive and will encourage more drunken people to gather in the Portswood Broadway . We already have a group of people, who sit on the benches during the day, drinking alcohol and this extension could well cause more problems. The proposed late opening would attract young drinkers, which may lead to anti-social behaviour. The noise, at that time of night, would cause disturbance to those living in the nearby flats and also to those living in the adjacent residential roads, as they make their way home. There will undoubtedly be extra litter in the way of cans and bottles for us long suffering residents to clear up.

The Broadway used to be an excellent shopping centre for the local people. However, in recent years many of the businesses are aimed at the student population . This in turn has caused late night disturbance and a great increase in litter for those living nearby.

We hope that you will appreciate our concerns and refuse this application.

Yours faithfully,

M M Zepler and Mrs C Zepler
6 Russell Place
Southampton
SO17 1NU

From: 
To: [Licensing](#); [Claisse, Matthew \(Cllr\)](#); [O'Neill, Paul \(Cllr\)](#); [Savage, John \(Cllr\)](#)
Subject: Licensing Application 2016/02504/01SPRV
Date: 11 October 2016 21:00:18

TO WHOM IT MAY CONCERN

I wish to object most strongly to this application for the following reason:

1. The applicant is seeking excessively long hours: from 07.00 to 01.00 7/7. None of the other 20 or so licensed premises in Portswood DC is licensed to sell alcohol as early as 07.00. Were these long hours granted, the other licensed premises in the DC would sooner or later seek comparably long opening hours.

2. With so many licensed premises already in this DC there is a serious risk that the area would become a major centre for the consumption of alcohol, especially by students who live in large numbers here. This should be strongly discouraged in the interests of the peace and good order in the locality. The presence of so many licensed premises, open virtually day and night, does nothing to encourage 'responsible' drinking. Given the pressures on the Health Service and A&E the Local Authority should do what it can to ensure the health and well-being of the residents.

3. The presence of so many licensed premises, open virtually day and night, will cause noise, litter and disturbance, especially to the many residents who live above the shops in the Broadway and in the surrounding streets.

I hope that my concerns will be taken into account when this application is considered.

Yours sincerely
Alastair Duke

18 Abbots Way
Highfield
SOUTHAMPTON SO17 1NS

5 Russell Place
Highfield
Southampton
SO17 1NU

6th October 2016

The Licensing Team
Southampton City Council
PO Box 1767
Southampton SO18 9LA

Dear Sirs

Reference. : 2016/02504/O1SPRV

**Variation of Premises Licence Application by Beers and Bottles, 5 the Broadway
Portswood Road, Southampton SO17 2WE to extend the sale of alcohol off
premises from 8am -11pm to 7am to 1am.**

I write to object to this application.

1. The hours sought for the sale of alcohol- 7am to 1am- 18 hours a day- 7 days a week –would be excessive, particularly on Sunday. The premises are in the Portswood District Centre (DC) where there are about 20 licensed premises. The majority close at midnight, or before, especially on Sundays. None of those premises licensed to sell alcohol, within the District Centre, have such long hours or are licensed to sell it as early as 7am. If granted, others would be forced to seek later hours in order to compete, causing an escalation in late night drinking venues.

2. Such long hours would lead to an increase in the amount of alcohol consumed and consequently to an increased risk of drunkenness and rowdy behaviour causing :

a)Noise and disturbance and

b) Anti- social behaviour

c) Litter (discarded cans and bottles) and

d) even Crime (e.g. damage to cars)

--- **in the DC- early and late- and even later after closing hours** with people congregating outside the premises, and continuing to drink on the convenient bench nearby, in front of the newsagent, (where already people are frequently seen drinking in the daytime).

----**and on their way home through the nearby residential roads, in the early hours, after closing time, when the only police cover is centrally monitored** (local police now cover for the whole City, rather than the local area, so there is no specific police cover in the area).

3. Local residents, living above the shops, in the DC, and in nearby residential roads would be adversely affected by all of 2) above. Portswood District Centre is a small District Centre, 200 metres long, and surrounded predominantly by a densely populated residential area. In addition, Portswood Residents Gardens Conservation Area (comprising Highfield Lane, Abbotts Way, Russell Place and

Brookvale Road), whose key feature is that of a 'quiet residential area' is within 100 metres of the premises, - and whose roads lie on the way back to the University.

4. I live in Russell Place, and my back garden is about 100 m away from these premises.

a) We are at times disturbed by **noise, late at night**, from the DC, especially in the summer months, when the windows are open. Such late and long hours for an off licence, would increase this, at unacceptably early and late hours.

b) We already suffer from **litter in Russell Place**, and regularly collect empty cans and bottles. Such long hours selling alcohol off the premises is likely to add to this.

5. I understand that the police have applied for a Public Places Protection Order in Portswood DC. If this licence were granted, it would seem that that objective would be undermined.

For these reasons, I ask that this application is refused. I should be obliged if you would take these comments into account when considering this application.

Yours faithfully

Mrs J W Jameson

Cc Cllrs M. Claisse, P.O'Neill and J. Savage

From: [publicaccess](#) [REDACTED]
To: [Licensing](#)
Subject: Comments for Licensing Application 2016/02504/01SPRV
Date: 14 September 2016 20:21:36

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 8:21 PM on 14 Sep 2016 from Mr Derek Vince.

Application Summary

Address: 5 The Broadway Portswood Road Southampton SO17 2WE

Proposal: Premises Licence - Variation

Case Officer: Mr. Andy Jeffery

[Click for further information](#)

Customer Details

Name: Mr Derek Vince

Email: [REDACTED]

Address: 5 Fullerton Place, Southampton SO17 2AU

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 8:21 PM on 14 Sep 2016 I do not want another alcohol shop to stay open late in Portswood because as a neighbour this is worrying as I have 7 children and some of them pass this shop of the evening and there is always people congregating out side this shop and causing trouble for passer buyers, also with the crime rate in Portswood this late licence would just be fuelling the fire, I am always hearing police presence outside and this is very noisy with the students shouting and screaming down the road, plus with the murder that happend just around the corner I'm afraid that things like this would happen more often with late night drunkenness, so I am hoping that you the council will take all these things into conideration and there for not giving any more shops in Portswood a late alcahol licence.

From: [publicaccess](#) [REDACTED]
To: [Licensing](#)
Subject: Comments for Licensing Application 2016/02504/01SPRV
Date: 13 September 2016 11:56:57

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 11:56 AM on 13 Sep 2016 from Ms ahalya thayagarajah.

Application Summary

Address: 5 The Broadway Portswood Road Southampton SO17 2WE

Proposal: Premises Licence - Variation

Case Officer: Mr. Andy Jeffery

[Click for further information](#)

Customer Details

Name: Ms ahalya thayagarajah

Email: [REDACTED]

Address: First Floor Flat, 115 Portswood Road, Southampton SO17 2FX

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:
- Length of License
- Licensing Objectives
- Other

Comments: 11:56 AM on 13 Sep 2016 Main reason for me to object is that in that particular premises the bottles are being displayed on the glasses which attracts the small children which i consider as a serious issue. Apart from that, it creates lot of nuisance to the public as the empty cans are thrown outside the premises and the homeless people seated outside and drinking.

From: [REDACTED]
To: [Licensing](#)
Subject: 5 The Broadway Portswood Road Southampton SO17 2WE 2016/02504/01SPRV
Date: 14 September 2016 23:26:48

Dear Sir / madam

re 5 The Broadway Portswood Road Southampton SO17 2WE application
number 2016/02504/01SPRV

We object to the above licencing application under the following
provisions

The prevention of crime and disorder

The prevention of public nuisance

We assert that the increase in the number of people in the area will
increase noise
levels in a residential area during the early hours of the morning
,which will disturb
many members of our association .

We also assert that the number of alcholal related nuisance incidences
in the local and
surrounding areas in which are members live will rise as a result of
this premises
remaining open extended hours.

Yours Faithfully

Adrian Ford

Planning representative

Portswood Central Residents Association

my address is 5 oxford road southampton so14 6qw tel [REDACTED]

From: [REDACTED]
To: [Licensing](#)
Subject: Variation of licensing hours. Ref: 2016/02504/01SPRV
Date: 16 September 2016 15:00:18

I strongly oppose the application to extend the licensing hours of this outlet in Portswood Broadway. They currently sell alcohol from 8am until 11pm and drinkers are occupying the bench nearby from early morning daily. There can be no possible reason or justification for extending the hours to start at 7am until 1am daily except to make more money by increasing sales, to the detriment of health and the social environment.

Alcohol abuse and obesity are a major cost to families, society and the NHS. Noise, disorder and vandalism are all associated with excessive alcohol consumption and have a negative impact on the residential area. Elderly and disabled persons are already unable to use the bench in daytime because it is occupied by drinkers. Please do not extend this licence and encourage extended drinking hours.

Dr Pamela Ashurst

130 Highfield Lane

SO17 1NR



Licensing
Southampton City Council

16 September 2016

Dear Sir/Madam

Application to Vary a Premises Licence
Reference
2016/02504/01SPRV
Mr Gurdial Singh & Mr Daljinderpal Singh
Beers & Bottles, 5 The Broadway, Portswood Road
Southampton
SO17 2WE

I write on behalf of Highfield Residents' Association to object to the above application for variation of a premises licence.

We consider that the extension of opening hours to 1am is excessive and out of line with previous permissions granted in the Portswood Broadway area such as for supermarkets and restaurants.

This shop sells only alcohol and therefore represents more of a risk to public amenity. We submit that this application be refused on the grounds of the prevention of public nuisance and crime and disorder.

Yours sincerely

Jill Baston
Secretary
Highfield Residents' Association

27 Highfield Crescent
Southampton
SO17 1SG

From: [REDACTED]
To: [Licensing](#)
Subject: ref 2016/02504/01SPRV
Date: 15 September 2016 16:01:37

Dear Sir/Madam,

Please refer to above reference for application to Vary a Premises Licence ,
applied by Mr Gurdial Singh & Daljinderpal Singh Beers & Bootles , 5 Broadway,
Portswood Road Southampton SO17 2WE.

I object to this the following reasons:-

NUISANCE TO THE PUBLIC
PUBLIC SAFETY

This outlet serve to the street drinker and many homeless can be sitting drinking in
front of their shop which is a nuisance to the public and threat to the public safety.

Many thanks,

K Khurana
39 Portswood Road
Southamptonj
SO17 2ET

From: [Claisse, Matthew \(Cllr\)](#)
To: [Licensing](#)
Subject: 2016/02504/01SPRV Beers and Bottles
Date: 13 September 2016 09:48:35

Dear Licensing

I object to the above application for the following reasons.

- There are already no fewer than 20 premises licensed to sell alcohol in the Portswood District Centre. That's way too many.
- Portswood has a very high density of students and will shortly have many more once the student accommodation adjoining Sainsbury's is completed. This is a section of the community more likely to drink to excess with the concomitant problems (noise, litter and drunken behaviour)
- As such it will have an adverse effect on residents in the DC and in the surrounding streets, which are residential.
- With so many licensed premises, the Portswood DC will become a drinking hub, attracting people from outside the area and so add to the problems mentioned above.
- The hours sought by this licence extend beyond the opening hours granted to other outlets selling alcohol.
- There is already a problem with street drinking and drunkenness in Portswood High Street and granting this license will encourage it.

Regards

Matthew Claisse

From: [publicaccess](#) [REDACTED]
To: [Licensing](#)
Subject: Comments for Licensing Application 2016/02504/01SPRV
Date: 13 September 2016 01:29:17

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 1:29 AM on 13 Sep 2016 from Mr BRADLEY MEARS.

Application Summary

Address: 5 The Broadway Portswood Road Southampton SO17 2WE

Proposal: Premises Licence - Variation

Case Officer: Mr. Andy Jeffery

[Click for further information](#)

Customer Details

Name: Mr BRADLEY MEARS

Email: [REDACTED]

Address: 66 Saltmead, Southampton SO17 2JU

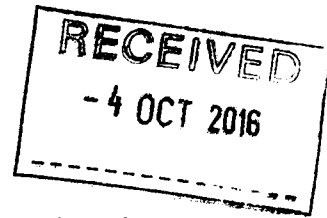
Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:
- Length of License
- Other

Comments: 1:29 AM on 13 Sep 2016 I WOULD LIKE TO COMPLAINE ABOUT THE EMPTY BEER CANS THAT THE DRUNK HOMELESS ARE LEAVING OUTSIDE THE SHOP THAT ARE A DANGER TO CHILDREN AND THE PUBLIC AND THEY ALSO SERVED A 15 YEAR OLD BOY WITHOUT CHECKING ID WITNESS LELA MOTHER OF THE TEEN



Licensing,
Southampton City Council,
PO Box 1767,
Southampton,
SO18 9LA

Brook Lodge,
29.Abbotts Way
Highfield,
Southampton,
SO17 1NW
2.10.16

Dear Sirs,

Ref Licensing Application 2016/02504/01SPRV

5. The Broadway, Portswood Road, Southampton, SO17 2WE

Variance of licence to open from 0700 to 0100 every day of the week.

I write on behalf of the Portswood Residents Gardens CA to express our grave concern and to oppose the extension of licensing hours of this off-licence from 0700 hours to 0100 hours every day of the week, including Sundays. We object for the following reasons :-

(1) 5. Portswood Broadway is situated in the Portswood District Centre (DC), which is comprised of a single row of retail properties on either side of the Portswood Broadway, and as defined, is approximately 200 metres in length. The DC is surrounded by densely packed residential properties which abut the Centre, which makes them particularly susceptible to noise and disturbance emanating from the DC.

(2) There are already an excessive number of outlets providing alcohol in the District Centre. There are 20 in number within its 20 metre length - namely one every 10 metres; with a further 3 premises some 30 metres away.

(3) The present application is for an unreasonably long number of hours, namely 18 out of every 24 hours every day of the week. The proposed extension every night until 0100 hours. is longer than most other establishments - during the week 60% of establishments close by midnight, whilst on Sunday 90% close by 023 hours. The longer hours will cumulatively increase and prolong drinking time late into the night in the DC.

(4) The proposed increased number of hours for drinking in an area with such a large concentration of outlets in such a small space is very much greater than is required for the local area, so increasing the likelihood of the DC becoming a major drinking site in the city. Furthermore, the proposed opening at 0700 hours, which is earlier than any other off-licence will result in attracting addicts and alcoholics, who are likely to compound any local disturbances that may occur.

(5) The cumulative increase in drinking time will increase alcohol consumption and thereby increase the likelihood of drunken behaviour in the DC which in turn will lead to (a) public nuisance, (b) noise and disturbance, (c) anti-social behaviour, (d) increased litter and discarded cans etc., and (e) vandalism and even serious crime. Local residents in and close to the Broadway will be particularly affected by anti-social activities within the Broadway because of the particular geography (para 1), but further afield will be affected by the noise of customers slamming the doors of their cars parked in the surrounding streets.

(6) A major concern is the very long hours of opening on Sundays - opening earlier than other outlets providing alcohol and closing later than the majority.


(continued)

(7) The cumulative effects of the further increased hours of business in the provision of alcohol, together with the steady and progressive opening of licensed premises between the DC and Bevois Valley, an already designated **stress area** , increases the danger of a linking of the two that would produce a **continuous drinking corridor** – the largest in the city.

It is for these reasons that we oppose this application for variance and ask for it to be refused.

Thank you,

Yours faithfully,


Dr. RM Buckle, Planning Group,
Portswood Residents Gardens CA.

From: [publicaccess](#) [REDACTED]
To: [Licensing](#)
Subject: Comments for Licensing Application 2016/02504/01SPRV
Date: 11 September 2016 17:03:09

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 5:03 PM on 11 Sep 2016 from Mr Mark Drake.

Application Summary

Address: 5 The Broadway Portswood Road Southampton SO17 2WE

Proposal: Premises Licence - Variation

Case Officer: Mr. Andy Jeffery

[Click for further information](#)

Customer Details

Name: Mr Mark Drake

Email: [REDACTED]

Address: 36 Alma Road, Southampton SO14 6UP

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment: - Other

Comments: 5:03 PM on 11 Sep 2016 Too many drunken people stay in the area at the times requested. Thus I believe this new license will encourage the noise and anti-social behavior associated.

From: [publicaccess](#) [REDACTED]
To: [Licensing](#)
Subject: Comments for Licensing Application 2016/02504/01SPRV
Date: 11 September 2016 16:48:52

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 4:48 PM on 11 Sep 2016 from Mr Morikeh Daramy.

Application Summary

Address: 5 The Broadway Portswood Road Southampton SO17 2WE

Proposal: Premises Licence - Variation

Case Officer: Mr. Andy Jeffery

[Click for further information](#)

Customer Details

Name: Mr Morikeh Daramy

Email: [REDACTED]

Address: 36 Alma Road, Southampton SO14 6UP

Comments Details


Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment: - Other

Comments: 4:48 PM on 11 Sep 2016 This could result in an increase in homeless people sitting outside and causing a nuisance to the public.

Crime is apparent in this area, as there was a murder not long ago in the area.

From: 
To: [Licensing](#)
Subject: 2016/02504 /01SPRV
Date: 11 October 2016 12:46:26

Dear Licensing Team

I would like to object to the the application for a variation of license for the property Beers and Bottles, and 2016/02504/01SPRV

I am a resident in the vicinity affected and I am objecting under the objectives:

Prevention of Public Nuisance
Prevention of Crime and Disorder
Public Safety

This application is in an area that actually has a PSPO (there are signs in the street on the stretch immediate to where this shops is located).

There is a multitude of premises already with late night licences on this stretch of road and many residents are extremely concerned as they are already suffering the effects of drunken anti social behaviour and criminal behaviour in the residential streets immediate to portswood Broadway and Portswood Road. Yet another licence will have a further negative effect and impact on the residents and the area.

Another late night licence will encourage more people to come into this area to purchase and drink alcohol which in turn increases the behaviour as above which is alcohol related.

Local councillors and police worked towards a PSPO in this stretch of road to protect local residents and discourage Street drinking in the vicinity and anti social behaviour.

This premises is within meters of the PSPO signs that acknowledge there is a problem in the area.

Another late license will merely add the the problem of an overdeveloped night time economy in the area that is contributing to the problem of mass antisocial behaviour that residents experience.

Another licence in such a small stretch of area is grossly disproportionate (more than above bar or London road)in an area that is mainly residential.

The alcohol related public nuisance in Portswood Broadway and neighbouring streets is now excessive. There has been an increase in footfall and road traffic as people now head into Portswood as a night time destination where other smaller high streets do not have the same proportion of nightly venues and at any night of the week you can see large numbers of drunken disorderly people and there is an incessant amount of screaming (to the point that you could not identify if there is or is not an assault taking place).

There is no reason to surmise that any individual steps in regards to this premises will be enough to prevent any increase in negative impact to the vicinity and residents. Therefore on the grounds above I am objecting to this application.

Yours Sincerely

Verena Coleman
Flat 1, 16 Spring Crescent
Portswood
Southampton
SO17 2GA