

# Licensing (Licensing and Gambling) Sub-Committee

Thursday, 11th December, 2014  
at 9.00 am

## PLEASE NOTE TIME OF MEETING

Council Chamber - Civic Centre

This meeting is open to the public

### Members

3 Members drawn from the Licensing Committee

### Contacts

Democratic Support Officer

Karen Wardle

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## **PUBLIC INFORMATION**

The Members of the Licensing Committee are Councillor Galton, Lewzey, Lloyd, Painton, Parnell, Pope, Spicer, Tucker Vassiliou and Whitbread.

### **Terms of Reference**

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

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

### **Relevant Representations**

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

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

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

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

- Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime
- Ensuring that gambling is conducted in a fair and open way, and

Protecting children and other vulnerable persons from being harmed or exploited by gambling

### **Southampton City Council's Priorities**

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

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

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

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

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

**Use of Social Media:-** If, in the Chair's opinion, a person filming or recording a meeting or taking photographs is interrupting proceedings or causing a disturbance, under the Council's Standing Orders the person can be ordered to stop their activity, or to leave the meeting

### **Dates of Potential Meetings Municipal Year 2014/15**

<b>2014</b>	<b>20 NOVEMBER</b>
<b>19 JUNE</b>	<b>4 DECEMBER</b>
<b>3 JULY</b>	<b>18 DECEMBER</b>
<b>17 JULY</b>	<b>2015</b>
<b>31 JULY</b>	<b>8 JANUARY</b>
<b>14 AUGUST</b>	<b>15 JANUARY</b>
<b>28 AUGUST</b>	<b>5 FEBRUARY</b>
<b>11 SEPTEMBER</b>	<b>19 FEBRUARY</b>
<b>25 SEPTEMBER</b>	<b>5 MARCH</b>
<b>9 OCTOBER</b>	<b>19 MARCH</b>
<b>23 OCTOBER</b>	<b>9 APRIL</b>
<b>6 NOVEMBER</b>	<b>23 APRIL</b>

## CONDUCT OF MEETING

### **Terms of Reference**

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

### **Business to be discussed**

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

### **Rules of Procedure**

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

### **Quorum 3**

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

## **DISCLOSURE OF INTERESTS**

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

### **DISCLOSABLE PECUNIARY INTERESTS**

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

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

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

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

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

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

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

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

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

## **Other Interests**

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

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

Any public authority or body exercising functions of a public nature

Any body directed to charitable purposes

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

## **Principles of Decision Making**

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

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

In exercising discretion, the decision maker must:

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



## AGENDA

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

### **1 ELECTION OF CHAIR**

To appoint a Chair for the purposes of this meeting.

### **2 APOLOGIES AND CHANGES IN MEMBERSHIP (IF ANY)**

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

### **3 DISCLOSURE OF PERSONAL AND PECUNIARY INTERESTS**

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

NOTE: Members are reminded that, where applicable, they must complete the appropriate form recording details of any such interests and hand it to the Democratic Support Officer.

### **4 STATEMENT FROM THE CHAIR**

### **5 MINUTES OF THE PREVIOUS MEETING (INCLUDING MATTERS ARISING)**

(Pages 1 - 6)

To approve and sign as a correct record the Minutes of the meeting held on 6 November 2014 and to deal with any matters arising, attached.

### **6 EXCLUSION OF THE PRESS AND PUBLIC**

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

### **7 APPLICATION FOR VARIATION OF A PREMISES LICENCE - THE BUTCHERS HOOK, 7 MANOR FARM ROAD, SOUTHAMPTON SO18 1NN** (Pages 7 - 54)

Report of the Head of Legal and Democratic Services detailing an application for a variation of a premises licence in respect of The Butcher's Hook, 7 Manor Farm Road, Southampton SO18 1NN, attached.

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SOUTHAMPTON CITY COUNCIL  
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE  
MINUTES OF THE MEETING HELD ON 6 NOVEMBER 2014

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Present: Councillors Lewzey, Tucker and Whitbread

25. **ELECTION OF CHAIR**

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

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

**RESOLVED** that the minutes of the meetings held on 14, 19 and 21 August 2014 be approved and signed as a correct record.

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

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

28. **APPLICATION FOR TRANSFER OF A PREMISES LICENCE - WORLD SHOP, 210-214 SHIRLEY ROAD, SOUTHAMPTON SO15 3FL**

The Sub-Committee considered an application for transfer of a premises licence in respect of World Shop, 210-214 Shirley Road, Southampton SO15 3FL.

Mr Abdi (Applicant), PC Conway (Hampshire Constabulary) and Mr Marshall (Trading Standards – Southampton City Council) were present and with the consent of the Chair, addressed the meeting.

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

**RESOLVED** that the application for transfer of a premises licence be refused.

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

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

It was agreed by all parties that the Sub-Committee would hear this application at the same time as the application for a DPS variation relating to the same premises and involving the same individuals. This was because the evidence in respect of each application was identical.

The Sub-Committee has considered very carefully the application for a transfer of a premises licence at World Shop, 210-214 Shirley Road. It has given due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted statement of Licensing Policy.

The Sub Committee considered the representation from Hampshire Constabulary both written and given orally today, including the evidence of Lucas Marshall from Trading Standards, which has been taken into account. Human rights legislation has been borne in mind whilst making the decision.

The Sub-Committee has determined to refuse the application for the transfer of a premises licence.

### Reasons

The Sub-Committee has considered very carefully all of the evidence.

The Sub-Committee was mindful of the number of serious criminal offences that had occurred previously and that the person responsible, Mr Hussein would retain an active involvement in the running of the premises. The offences included the sale of smuggled goods (include alcohol) and breaches of labelling regulations.

There was also concern that Mr Abdi had made this application but had still failed to see the premises licence and therefore failed to familiarise himself with the conditions, despite being asked by the police to do so.

The Sub-Committee was also concerned that from the evidence heard, Mr Hussein would retain a financial interest in the premises for some considerable time.

In addition, there was uncertainty regarding the transfer of the business as there was no evidence available to confirm this.

In view of all of the above, the Sub-Committee considers it appropriate for the promotion of the crime and prevention objective to refuse the application.

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

29. **VARIATION APPLICATION FOR PREMISES LICENCE - DPS VARIATION - WORLD SHOP, 210-214 SHIRLEY ROAD, SOUTHAMPTON SO15 3FL**

The Sub-Committee considered a variation application for a premises licence – DPS variation in respect of World Shop, 210-214 Shirley Road, Southampton SO15 3FL.

Mr Abdi (Applicant), PC Conway (Hampshire Constabulary) and Mr Marshall (Trading Standards – Southampton City Council) were present and with the consent of the Chair, addressed the meeting.

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

**RESOLVED** that the variation application for a premises licence – DPS variation be refused.

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

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

It was agreed by all parties that the Sub-Committee would hear this application at the same time as the application for a transfer of a premises licence relating to the same premises and involving the same individuals. This was because the evidence in respect of each application was identical.

The Sub-Committee has considered very carefully the application for a transfer of a premises licence at World Shop, 210-214 Shirley Road. It has given due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted statement of Licensing Policy.

The Sub Committee considered the representation from Hampshire Constabulary both written and given orally today, including the evidence of Lucas Marshall from Trading Standards, which has been taken into account. Human rights legislation has been borne in mind whilst making the decision.

The Sub-Committee has determined to refuse the application to vary a premises licence – DPS variation.

### Reasons

The Sub-Committee has considered very carefully all of the evidence.

The Sub-Committee was mindful of the number of serious criminal offences that had occurred previously and that the person responsible, Mr Hussein would retain an active involvement in the running of the premises. The offences included the sale of smuggled goods (include alcohol) and breaches of labelling regulations.

There was also concern that Mr Abdi had made this application but had still failed to see the premises licence and therefore failed to familiarise himself with the conditions, despite being asked by the police to do so.

The Sub-Committee was also concerned that from the evidence heard, Mr Hussein would retain a financial interest in the premises for some considerable time.

In addition, there was also uncertainty regarding the transfer of the business as there was no evidence available to confirm this.

In view of all of the above the Sub-Committee considers it appropriate for the promotion of the crime and prevention objective to refuse the application.

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

30. **APPLICATION FOR VARIATION OF A PREMISES LICENCE - CLOUD NINE, 94-96 ST. MARY'S ROAD, SOUTHAMPTON SO14 0AH**

The Sub-Committee considered an application for a variation of a premises licence in respect of Cloud Nine, 94-96 St Mary's Road, Southampton SO14 0AH.

Mr Walms, Mr Southall (Cloud Nine), PC Cherry and PC Conway (Hampshire Constabulary) were present and with the consent of the Chair, addressed the meeting.

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

**RESOLVED** that the application be refused.

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

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

The Sub-Committee has considered very carefully the application for a variation of a premises licence at Cloud Nine, 94-96 St. Mary's Road. It has given due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted statement of Licensing Policy, in particular the Cumulative Impact Policy.

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

The Committee noted in particular that:-

- one effect of the CIP is that a *rebuttable presumption* applies to applications for premises licences.
- The *rebuttable presumption* is that such applications shall ordinarily be refused
- Licensing Policy CIP2 16.9 provides that the onus is upon applicants to demonstrate through their Operating Schedule and where appropriate supporting evidence that the operation of the premises will not add to the cumulative impact already being experienced

The Sub-Committee considered this long and hard but ultimately has determined to refuse the application.

### Reasons

The Sub-Committee has considered very carefully all of the evidence.

The application form did not provide any evidence that the operating schedule would not add to the cumulative impact already being experienced. Evidence was heard that the premises is extremely well run and the Sub-Committee has no issue with control of clientele within the premises. However, the CIP is more concerned with what is happening outside.

The Sub-Committee wish to stress that the crime statistics presented and its refusal of the application are not a reflection of either the police, or the Sub-Committee's view of the premises, or those running it. Indeed the Sub-Committee would wish to commend the way in which the premises are operated.

Nevertheless, the premises are within the CIP. The Sub-Committee heard evidence that the premises intended by its application, to attract additional clientele and it was felt that this alone would result in more people coming into the area. It was also felt that a later opening premises would attract people generally. There was no evidence presented to counter that view. This will inevitably impact on the licensing objectives.

Therefore the Sub-Committee believes that the presumption that the application should be refused has not been rebutted and finds accordingly.

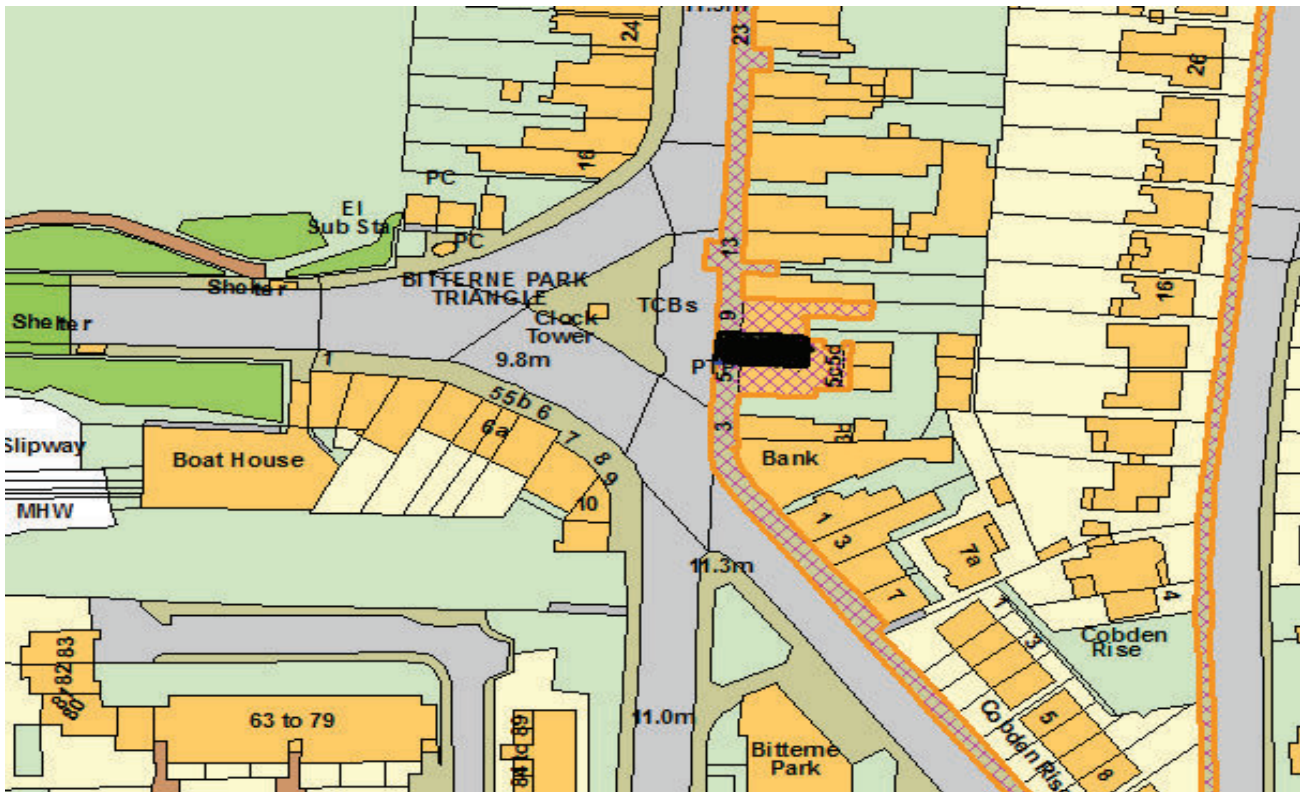
There is a right of appeal for all parties to the Magistrates' Court. Formal notification of the decision will set out that right in full.

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# Agenda Item 7

**DECISION-MAKER** Licensing (Licensing and Gambling) Sub-Committee  
**SUBJECT** Hearing to Consider an application for Variation of a Premises Licence –  
 The Butcher's Hook, 7 Manor Farm Road, Southampton SO18 1NN  
**DATE OF HEARING** Thursday 11 December 2014  
**REPORT OF** Head of Legal and Democratic Services  
**E-mail** [licensing@southampton.gov.uk](mailto:licensing@southampton.gov.uk)  
 Application Date : 21 October 2014      Application Received 21 October 2014  
 Application Valid : 21 October 2014      Reference : **2014/03639/01SPRV**



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## ***Representations from Responsible Authorities***

<b>Responsible Authority</b>	<b>Satisfactory?</b>
Hampshire Constabulary	Yes
Local Safeguarding Children Board	No Response Received
Hampshire Fire And Rescue	Yes
Environmental Health	Yes
Planning & Sustainability	No Response Received

Public Health	No Response Received	
<b><i>Other Representations</i></b>		
<b>Name</b>	<b>Address</b>	<b>Contributor Type</b>
Mr. Paul Jenks	44 Hillside Avenue, Southampton,SO18 1JY	Resident Support
Mr. Michael Best	26 Home Farm, East, Lockerley SO51 0JT	Resident Support
Ms. D Morris	47A Manor Farm Road Southampton SO18 1NR	Resident Support
Mr. Colin Sutherland	26 Furze Road, Southampton SO19 8PE	Resident Support
Mr Steve Adams	65 Ash Tree Road, Southampton, SO18 1NA	Resident Support
Ms Elizabeth Batten	44 Manor Farm, Southampton SO18 1NN	Resident Support
Dr Paul Garside	35 Hillside Ave, Southampton SO18 1LD	Resident Support
Dr. Tim Chown	49 Chelwynd Drive Southampton SO16 3HY	Resident Support
Mr Ian Turner	270A Priory Road, Southampton SO17 2LS	Resident Support
Mrs Rachael Birchal	12 Alcantara Cres, Southampton SO14 3HR	Resident Support
Ms Vicki Holland	29 Whitworth Road, Southampton SO18 1GE	Resident Support
Mr. Santa Jancenoka	Bitterne Balti, 9 Manor Farm Road, SO18 1NN	Trader Objection
Ms. Chloe Mason	50 Manor Farm Road, Southampton SO18 1NN	Resident Objection
Mr. Gordon Gray-Drummond	3B The Triangle, Cobden Ave, Southampton SO18 1FZ	Resident Objection
Mr. Jide David	5B Manor Farm Road Southampton SO18 1NN	Resident Objection

## 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.

## Southampton City Council

### 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 Anthony Nicholls

*(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

<b>Premises licence number</b>
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2013/01185/01SPRN
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#### Part 1 – Premises Details

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>
---

The Butcher's Hook Alehouse 7 Manor Farm Road
--

<b>Post town</b>	Southampton
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<b>Post code</b>	SO18 1NN
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Telephone number at premises (if any)	
---------------------------------------	--

Non-domestic rateable value of premises	£4380
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#### Part 2 – Applicant details

<b>Daytime contact telephone number</b>	
---	--

<b>Current postal address if different from premises address</b>	
--	--

<b>Post Town</b>		<b>Postcode</b>	
------------------	--	-----------------	--



**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	
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

**Please describe briefly the nature of the proposed variation** (Please see guidance note 1)  
Extension of license boundary to include small outdoor seating area directly in front of property.

Due to large amounts of customers drinking outside the premises initially after opening we were asked by licensing officer Phil Bates and local police to enforce a no drinks outside policy at all times. Our customer levels have since died down significantly to the point where we believe outside drinking can take place safely and without jeopardising our licensing objectives. An extension to our license boundary is sought to ensure that all responsible authorities are aware of our plans and any further conditions may be detailed.

Customers will be asked to come inside at 22:45 and if the premises is at capacity at this time they will be asked to finish their drinks and leave the outside space by 23:00.

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**

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

**B**

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



**C**

<b>Indoor sporting events</b> 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**

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

**E**

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

**F**

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

**G**

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



# H

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

I

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the facilities for making music you will be providing</u></b>		
			<b><u>Will the facilities for making music be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)		
Indoors	<input type="checkbox"/>	Outdoors	<input type="checkbox"/>	Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
<b><u>State any seasonal variations for the provision of facilities for making music</u></b> (please read guidance note 4)			<b><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></b> (please read guidance note 5)		
Sun					

**J**

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b><u>Will the facilities for dancing be indoors or outdoors or both – please tick</u></b> (see guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
			<b><u>Please give a description of the facilities for dancing you will be providing</u></b>			
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)			
Mon						
Tue						
Wed						
Thur						
Fri						
Sat						
Sun			<b><u>State any seasonal variations for providing dancing facilities</u></b> (please read guidance note 4)			
			<b><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></b> (please read guidance note 5)			



**K**

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

L

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

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	12:00	23:00			
Tue	12:00	23:00			
Wed	12:00	23:00			
Thur	12:00	23:00			
Fri	12:00	23:00			
Sat	12:00	23:00			
Sun	12:00	23:00			
			<b>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</b> (please read guidance note 5) Customers in the outside space will be asked to come inside at 22:45 and if the premises is at capacity at this time they will be asked to finish their drinks and leave the outside space by 23:00.		

**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)

O

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	12:00	23:00	
Tue	12:00	23:00	<b>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</b> (please read guidance note 5)
Wed	12:00	23:00	
Thur	12:00	23:00	
Fri	12:00	23:00	
Sat	12:00	23:00	
Sun	12:00	23:00	

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

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)**

Since being declared open by John Denham MP on the 28th of February 2014 The Butcher's Hook Alehouse has attracted huge amounts of praise from the local community as well as Real Ale and Craft Beer enthusiasts. The pub has developed a reputation for serving the best quality refreshments in a congenial environment and has gone on to become the highest-rated nighttime attraction in Southampton in less than 6 months, based on Trip Advisor reviews.

CCTV , Challenge 25 and a zero-tolerance drugs policy are in operation on the premises and Door Staff are employed during busy periods.

We maintain a target customer base consisting of Real Ale and Craft Beer enthusiasts as well as members of the local community who enjoy meeting and socialising with like-minded neighbours. We do not stock products which lead to or encourage binge-drinking. This along with our strict refusals policy, have resulted in no significant incidents of violence or drunk and disorderly behaviour since opening and has helped us successfully meet the licensing objectives.

**b) The prevention of crime and disorder**

A fully operational CCTV system is in use at all times covering all areas of the premises including the outside area. The system records images at 25 frames per second is able to deal with low level light recording. Frames have clear date and time stamps. Recordings are kept for 28 days. Records of weekly testing are kept. The CCTV recorder is stored in a secure location within the premises. Any faults are reported to Hampshire Western Police within 24hours. Prominent signs are displayed informing customers that CCTV is in operation.

Refusals, Challenge 25 ID checks and Incidents are all detailed, recorded and checked weekly by the DPS. Records are kept for a minimum of 12 months.

A challenge 25 policy is in operation and all staff are trained in this. Advertising of this policy is prominently displayed.

All staff complete training in regards to prevention of the sale of alcohol to those under 18 and in spotting signs of intoxication and how to deal with this. Staff will be required to refresh the training every 6 months. A log of this training is kept and made available on request by those authorised to do so. Staff are required to perform a written multiple choice test related to the training and are required to gain a pass rate of 80% before being allowed to serve alcohol.

A zero tolerance approach to drug taking is in operation on the premises and signage is displayed warning of the repercussions of being caught using or in possession of illegal substances. Police are informed immediately if any such case arises.

We aim to cooperate fully with all responsible bodies with an interest in preventing crime and disorder, take on board all advice and guidance and implement any suggestions into the plans for the premises.

**c) Public safety**



A fire risk assessment (FRA) has been completed and control measures incorporated into the plans. FRA reviewed yearly or after significant change to layout. Emergency plan has been drawn up and managers fully understand the emergency procedures in the event of a fire. Manual Rotary Fire Alarm Bell positioned near to the fire escape sounding a 60db alarm heard throughout the premises.

Illuminated emergency exit sign maintained to 3 hours will be provided above the fire escape and above the exit from the toilet. A Safe-T Light will be positioned in the toilet providing 4 hours emergency lighting.

One Foam extinguisher plus one CO2 extinguisher positioned as shown on the plans and maintained by Classic Fire.

Fire safety equipment tested monthly and logged. Log book will be made available on request to authorised personnel.

Escape routes have been taken into account whilst planning the internal layout. Thoroughfare has been reserved leading towards exit which is wide enough for wheelchair access.

Maximum internal occupancy has been calculated using CLG guidance to be 40 persons.

Occupancy is monitored and public are refused entry once capacity is reached.

Tap water is made freely and easily available to customers. Service is refused to customers showing signs of drunkenness. Information about risks of drink-driving and excessive alcohol consumption are displayed.

First aid equipment is stored on the premises and maintained.

#### **d) The prevention of public nuisance**

Notices are prominently displayed asking customers to leave quietly and respect neighbours. These will be added to the outside area too.

Customers will not be able to take drinks outside after 10pm and noise levels will be checked regularly. Ash trays are provided and regularly emptied. Continual glass collections will take place inside and outside. The area outside the pub is covered by CCTV.

There is a designated space available at the front of the property which clearly marks the appropriate area for customers to use. Additional barriers will be put in place during service to corral customers into the designated drinking area. 2 Picnic benches will be provided with a maximum capacity of 12 seated persons. Once this area is considered to be at full capacity additional customers will be refused service until customers numbers have dropped.

Door staff are employed at busy times and part of their role is to ensure any customers outside the property are behaving in a responsible manor which does not create a disturbance for neighbours and residents. At times when Door staff are not present staff will make regular checks outside to ensure no disturbances are being caused. The outside area is fully visible to staff at all times through the large front window.

Neighbours have been encouraged to contact us immediately if any disturbances are caused. Mobile phone numbers of both managers have been left with The Bitterne Balti, and customers will be prevented from impacting other local businesses in anything other than a positive way. Plans are being discussed to relaunch the local traders association and a spirit of collaboration and cooperation is being encouraged between all local businesses.

We aim to cooperate fully with all responsible bodies with an interest in the prevention of nuisance, as well as taking on board all advice and guidance and implementing any suggestions into the plans for the premises.

#### **e) The protection of children from harm**



The nature of the business means that serving only high quality ales and a small selection of high quality ciders and wines, the majority of our customers are over the age of 30 or specifically interested in Craft-Beer and Real Ale. Our policy is never to specifically target younger drinkers through any marketing campaigns or product lines. However a written Child Protection Policy is kept on file and all staff will be trained to identify potential risks to children and how to implement adequate control measures.

All children on the premises are required to be supervised by an adult at all time

A challenge 25 policy will be operated and only Passports, Photocard Driver's Licences, PASS accredited age verification cards and National Identity cards will be accepted as identification. Staff will be trained on how to enforce the challenge 25 policy and their training will be regularly refreshed.

No gambling or entertainment of a sexual nature will ever take place on the premises.

Any artwork or interior decoration is assessed as to its suitability to being viewed by children.

Any images deemed violent or sexually explicit in their nature are rejected for display.

Any board games or leisure activities carried out on the premises are checked for age classifications and are only be given the go ahead if deemed suitable to be played or witnessed by children.

Our policies regarding noise pollution are also aimed at preventing any disruption to families whilst children may be sleeping in what is a predominantly residential area.

We aim to cooperate fully with all responsible bodies with an interest in protecting children from harm, take on board all advice and guidance and implement any suggestions into the plans for the premises.

**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	
Date	21/10/14
Capacity	DPS, Co-Owner & Manager

**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	
Date	21/10/14
Capacity	Co-Owner, Manager

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

#### 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. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.

10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



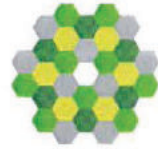




Annex 4 – Plans

Land Registry  
Current title plan

Title number **HP699808**  
Ordnance Survey map reference **SU4314SE**  
Scale **1:1250**  
Administrative area **Southampton**



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Dr. Tim Chown  
49 Chetwynd Drive  
Southampton  
Southampton  
SO16 3HY

11:28 PM on 13 Nov 2014

I fully support the application as someone who has lived in Southampton for over 30 years.

The Butcher's Hook is a new, unique, and high quality outlet providing a service and entertainment for beer connoisseurs that is unmatched elsewhere in the city. The venue attracts a responsible, mature audience, probably due to its location away from the city centre.

The addition of external seating would allow this excellent alehouse to offer patrons the chance to enjoy sitting outdoors when the weather permits. The view back across the bridge is excellent, particularly at dusk and night.

I hope that the Council supports this application, just as it has the expansion of Southampton's only brewpub, the Platform Tavern, which I also welcome wholeheartedly.

Dr. Tim Chown  
Via Public Access

Ms Elizabeth Batten  
44 Manor Farm Road  
Southampton  
Southampton  
SO18 1NQ

4:57 PM on 13 Nov 2014

The Butcher's Hook has been a welcome addition to Bitterne Triangle, bringing a relaxed and enjoyable atmosphere, plus a real sense of community involvement. I would like to support this application and look forward to being able to sit outside in the sunny weather with a very nice local ale.

Ms. Elizabeth Batten  
Via Public Access

Mr. Ian Turner

6:44 PM on 14 Nov 2014

This is a great mature bar and this tiny little outside area will be lovely looking over the park and really add to the Bitterne triangle area. This sort of new wave responsible drinking establishment is something we should all encourage. I urge you to approve this.

Mr Ian Turner

Via Public Access



Ms. Vicki Holland  
29 Whitworth Road  
Southampton  
Southampton  
SO18 1GE

4:27 PM on 13 Nov 2014

The Butcher's Hook has been such a marvellous addition to Bitterne Park Triangle and is helping to revive the area. We have been much in need of a nice, well-run local pub/meeting place for people in the area. It contributes and gets involved with local events and activities, it is really enthusiastically and well run, and has proved so popular with Bitterne Park residents that it is often full to capacity. It would be really nice if it were allowed to put a few tables and chairs outside during in the summer so that people could sit out with their drinks. The establishment is so well run and the clientele so friendly and well behaved that I cannot foresee any noise or behaviour problems occurring. It would be really good to encourage this fledgling business to develop and evolve. It has proved to be such a hit with residents.

Ms. Vicki Holland  
Via Public Access

Mrs. Rachael Birchall  
12 Alcantara Crescent  
Southampton  
SO14 3HR

6:35 PM on 13 Nov 2014

Whenever I have used this pub the owners and customers have been very responsible and I believe would continue to be with this new area.

Mrs Rachael Birchall  
Via Public Access

Mr. Steve Adams  
65 Ash Tree Road  
Southampton  
Southampton  
SO18 1NA

5:28 PM on 13 Nov 2014

What a lovely proposal for Bitterne Park residents to take in the fresh air and be social with other local people and be part of the community. This is what the area needs as the pubs around Bitterne Park are few.

Mr. Steve Adams  
Via Public Access

Mr. Colin Sutherland

26 Furze Road

Southampton

Southampton

SO19 8PE

4:48 PM on 13 Nov 2014

This application should be fully supported for the following reasons:

The Butcher's Hook is a local small business and should be fully supported especially in today's age of large companies;

The premises next door has already got a seating area at the front of their restaurant so there should be no objection as the Butcher's Hook wouldn't be the first business to do it and will cause no undue obstruction to the pavement;

All external activities will be covered by a combination of door staff and/or CCTV;

The Butcher's Hook does not attract the typical "booze" culture that other pubs in the area may attract. From personal experience I can attest that the customers are overwhelmingly polite and considerate of local residents and businesses.

Mr. Colin Sutherland

Via Public Access

Ms. D Morris  
47A Manor Farm Road  
Southampton  
Southampton  
SO18 1NR

8:38 AM on 14 Nov 2014

This variation will enhance the growing sense of community for Bitterne Park, and provide visible examples of responsible and sociable drinking for all residents and especially young people in the area. Local "Triangle" cafes have increasingly provided small outdoor areas for use by customers in good weather, this improved amenity is fostering a greater sense of community and neighbourliness in Bitterne Park.

Ms. D Morris  
Via Public Access



Mr Michael Best  
26 Home Farm  
East Tytherley Road  
Lockerley  
SO51 0JT

9:05 AM on 14 Nov 2014

Since opening the Butchers Hook has become a valued social and cultural amenity in the Bitterne Triangle and Southampton. The success of the venture proves this point and it must be supported to allow it to grow.

Mr Michael Best  
VIA Public Access

Dr. Paul Garside  
Ground Floor Flat 35  
Hillside Avenue  
Southampton  
SO18 1LD

7:16 PM on 14 Nov 2014

It will be a welcome addition to a popular pub which is an asset to the local community.

Dr. Paul Garside  
Via Public access

MR. Paul Jenks  
44 Hillside Avenue  
Southampton  
Southampton  
SO18 1JY

5:53 PM on 13 Nov 2014

The Butcher's Hook has quickly established itself as a pleasant and friendly place to have a drink. It has increased footfall on the Triangle to the benefit of surrounding businesses.

A number of other businesses have started putting tables outside which enhance the atmosphere of the Triangle. Outside seating would be a welcome additional facility for customers of the micro pub, and as they are only open until 23:00 I do not think that there would be any noise problem.

I fully support the application.

VIA Public Access

Licensing Team,  
Southampton and Eastleigh Licensing Partnership,  
PO Box 1767,  
Southampton  
SO18 9LA



14<sup>th</sup> November 2014

Ref: Butchers Hook, Bitterne Triangle, SO18 1NN

Dear Licensing

I am writing as a concerned local resident to object to a licensing application (for a planned outside seating area) for the Butchers Hook.

I live at Bitterne Triangle and have done for many years. When the Butchers Hook first opened they had many customers spilling out onto the pavement every time they were open. Sometimes there would be up to 20 or 30 people hanging around drinking on the street and obstructing the pavement. This is quite intimidating for a person like me, I am an older gentleman of 69 and found it daunting walking through the groups of people just to get back from the local shops to my apartment. I feel that it also must be intimidating for other people too regardless of their age. It must be intimidating for women, or people with their children to have to walk through or around onto the road to avoid large groups of drinking and smoking adults.

The obstruction to the pavements has carried on the whole time they have been open even though they now employ a doorman. I'm not entirely sure what they employ these doormen for because they don't seem to stop the customers hanging around outside and blocking the pavement. When the people are crowding in a group on the street outside the Butchers Hook, apart from it being intimidating, it also prevents access to the other shops for disabled people. How are people on mobility scooters or in wheelchairs, or those with limited movement supposed to get past them? They do not always move out of the way as I have seen myself. I personally believe that the crowds of people outside this pub should be considered a public nuisance.

I do not feel that it will be a good idea if they are allowed to put an outside seating area there. I feel that already it causes a nuisance as it is with the hordes of drunken people outside. If they put seating there, that will reduce the space for passers by on the pavement and will mean that smokers will be pushed further out from the front of the property. When the warmer weather comes around again, this problem is going to get even worse and I personally am already beginning to dread the idea of the summer. This is not fair as summer should be looked forward to not dreaded. I think it is extremely unfair that this one business affects the local residents in this way.

I live across the street from the pub and I find that I can hear their customers outside as they can be very noisy. I believe it must be even worse for the residents living closer to the pub and have spoken to some of their neighbours who are getting more and more frustrated with the noise. They have even started playing live music on the weekends which is beginning to become an annoyance. It is not fair to have loud live music in such a residential area on a Sunday! Something really needs to be done about it and granting them permission for an outside seating area is only going to encourage more customers and therefore more noise.

I have lived at the Triangle for over 26 years and in that time there has never been a single business that has caused so much nuisance, annoyance and frustration to myself and other residents. With this in mind, I do not feel that it is suitable to have an outside seating area at such a small property when the number of customers clearly outweighs the amount of space available. They cannot control the customers they have now let alone if they try to encourage even more.

Also, the fact that they are serving high strength beer and cider in their pub, up to 11% abv, higher than normal beers, is quite worrying. This results in many drunken customers outside causing problems for local residents. I have personally experienced unwelcome behaviour from a drunk customer and I know that a local, long serving business owner also had an incident with an aggressive drunk customer of theirs which was reported to the police. This cannot be allowed to continue or encouraged to get worse.

I am objecting to the seating area/ extension of the Butchers Hook license on the grounds of prevention of public nuisance, prevention of crime and disorder and also for public safety grounds. I hope that you seriously consider my objection when making your decision.

Best regards,

A black rectangular redaction box covering the signature of Gordon Gray-Drummond.

Gordon Gray- Drummond

3B The Triangle

Cobden Avenue

Southampton

SO18 1FZ



Licensing Team  
Southampton and Eastleigh Licensing Partnership  
PO Box 1767  
Southampton  
SO18 9LA

13/11/2014

Dear Sir/ madam

I live at 5D Manor Farm Road which is at the back of the Butchers Hook. I have not had a great experience with the place in the eight months it has been open. I feel I need to object to the proposed outside seating area as I feel it is going to cause more of a nuisance to me and the other local residents.

I already struggle with the noise from the place. There is some kind of loud extractor fan or something at the back of their place which makes a really loud noise and has been keeping me awake. On top of this, the customers are generally noisy too. I can hear them even when my windows are closed!

As well as the noise, I have problems with the sheer amount of people hanging around. I have been burgled before and experience anxiety around strangers hanging around my property. It is very dark around the flats here and the people hanging around just add to the discomfort I already feel. I think that if there is seating available out the front it will just increase the numbers of drunk people loitering in the area. Already it makes me anxious and on edge when I have to go past the pub to get to the shops. I have to fight through groups of sometimes drunken people blocking the pavement or I am forced to go around them into the road. I don't think this is very safe at all. I feel intimidated a lot of the time.

I hope that you will take my concerns into consideration when deciding whether or not to grant an extension to their license to allow for a seating area outside. I really do think that if they are allowed to increase the number of customers they can have there that it will cause even more of a public nuisance than it does already. I know I am not the only local who is objecting to the proposed seating area so I do hope you listen to our concerns. Thank you.

Yours faithfully

Chloe Mason  
5D Manor Farm Road  
~~Golden Avenue~~  
Southampton  
SO18 1NN



Licensing Team,  
Southampton and Eastleigh Licensing Partnership,  
PO Box 1767,  
Southampton  
SO18 9LA



14<sup>th</sup> November 2014

RE: Butchers Hook outside seating area application

Dear Sirs

I have written and complained several times about the Butchers Hook for various reasons since they opened. I am now writing again because they have put in an application for an outside seating area and this is something that I strongly object to on the basis that I believe it will create a public nuisance and may increase instances of crime and disorder.

There have been numerous complaints over the last eight months to various departments and organisations including licensing, the Council, the Police, various MPs/ councillors and the pub itself. Nothing has improved and in fact, things have just got worse. The pub owners have even started to have live music events at the weekends after we raised concerns about the levels of noise affecting our restaurant. They were supposed to fit sound proofing as agreed when they first got their license but of course they have not bothered even though we have requested it several times.

We originally objected to the license before it was granted because we had several fears about how it would affect us. It has since transpired that we were correct in every concern we raised. The noise and the groups of people hanging around out the front of the property have been the main two headaches for us and local residents as well.

The noise levels are quite simply intolerable and drown out our own ambient music that we play in the restaurant for our customer's pleasure. That is just noise from the customers; the levels become unbearable once they start playing live music. We actually had customers leave the restaurant before finishing their meals because they found the noise to be too irritating and they told us this themselves.

The groups of people hanging around the front of my property became so irritating and upsetting to my customers that I paid for a railing to be erected out the front to keep their customers away. I feel that if they are allowed to put seating out the front it will just cause the number of people loitering and causing a nuisance to increase. Already they block the pavements and cause an obstruction for people wishing to pass to get to other local businesses so if there are picnic tables out on the pavement it will just reduce the amount of space for smokers to stand. This will likely result in the people spreading out further afield. It will also encourage more customers in and to be honest, I don't believe that is a good thing for a pub which is so tiny already.

I have had an incident where a drunken Butchers Hook customer racially abused and physically assaulted me in my own restaurant. This was reported to the police and dealt with but in my 16 years running my restaurant here at the Triangle this has never happened before. They serve very



strong beers in that pub and I feel that encouraging more customers by granting this seating area will just result in an increase in incidents like this.

My customers reported feeling intimidated when coming into and out of the restaurant, by the many people outside smoking and drinking. Before I put the railings up we had people leaning against our windows, banging on them and generally leering at our customers who were trying to enjoy an evening out. This is something we do not want for our customers.

We strongly object to the planned outside seating area as we believe it will just add to the myriad problems already being experienced by us and other local residents. I know for a fact that we are not the only ones who have been experiencing problems with the noise and customers from the pub so I do hope that we are listened to when you make your decision on whether to allow the outside seating area or not.

Warmest regards,



Santa Jancenoka  
Bitterne Balti  
9 Manor Farm Road  
Southampton  
SO18 1NN

Licensing Team,  
Southampton and Eastleigh Licensing Partnership,  
PO Box 1767,  
Southampton  
SO18 9LA

11<sup>th</sup> November 2014

I am writing to object to a planned outside seating area for the Butchers Hook. I am a local resident and feel it is going to cause more of a nuisance than it already is!

I live with my family in the flat at the back of 5B Manor Farm Road, behind the Butchers Hook. I have been getting increasingly frustrated by the place since it opened. Me and my family have been affected by noise and odours as well as feeling uneasy and like we're being watched when we go in or out of our flat.

I have three children under the age of 10 and have problems getting them to sleep on the days when the Butchers Hook is open. The place can be very noisy and quite frankly smelly when they have the windows open. We can hear the noise even though we keep our windows shut. On top of the noise from the people inside the pub, there is an extractor fan of some sort right by our front door and it is really loud. They recently tried to stop it being so loud by stuffing what appears to be beer mats or paper of some sort around the fan to stop it making a noise. It hasn't really worked.

The smell that comes from the property when their windows are open isn't very nice and we are getting very fed up with it on top of all the noise. It really is causing my family to become quite irritable and frustrated as I mentioned that my children and me and my partner struggle to sleep.

The window at the back of the property used to be blocked up but now it has been cleared and we feel like people are watching us whenever we leave or return to our home. It is an uncomfortable feeling for me and my children.

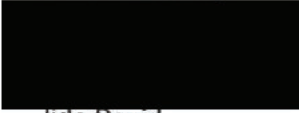
My children's bedroom window is directly above the Butchers Hook and the noise is very loud in their room, even with windows closed, when people are outside smoking and drinking. I am a bit concerned as I've now heard that they want to put seating outside so they can get more customers out there. This is worrying for me as my kids are already suffering and not sleeping properly so I can only imagine it will get a lot worse if there are even more people out there. Who knows what it would be like if they extended opening hours too. It would be unbearable!

Also, the pub has recently had live music on Sunday evenings until fairly late which I think is a bit out of order as it is the start of the school week. My kids need to get some sleep! There is never any warning to the music either which I feel is unfair to their neighbours.



I hope my fears as a local resident and direct neighbour of the Butchers Hook are taken into consideration when the Council is deciding whether or not to allow extra seating outside and also if and when the license is next reviewed.

Yours faithfully



Jide David  
5B Manor Farm Road  
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