

**DECISION-MAKER** LICENSING (LICENSING & GAMBLING) SUB COMMITTEE

**SUBJECT** HEARING TO CONSIDER AN APPLICATION FOR GRANT OF A PREMISES LICENCE – **Gorillas 133 Portwood Road Southampton SO17 2FX**

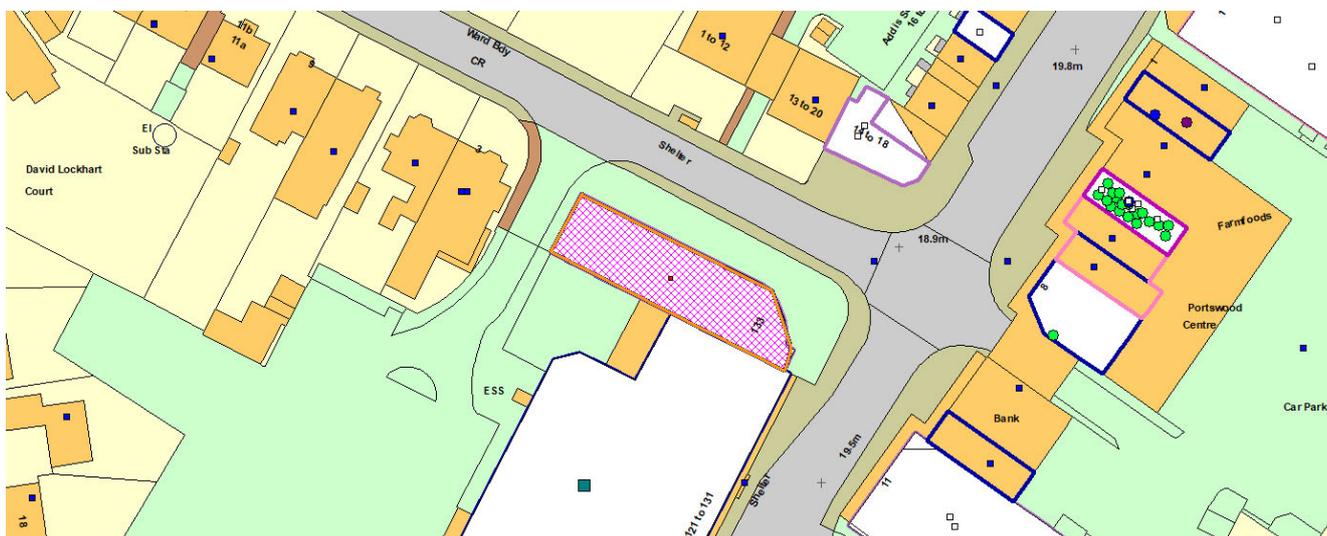
**DATE OF HEARING** 12th May 2021 1600 hrs

**REPORT OF** SERVICE DIRECTOR – COMMUNITIES,CULTURE AND HOMES

**E-mail** licensing@southampton.gov.uk

Application Date : 17th March 2021      Application Received 17th March 2021

Application Valid : 17th March 2021      Reference :                    **2021/00762/01SPRN**



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

Responsible Authority	Satisfactory?
Safeguarding Children	Satisfactory
Fire Service	Satisfactory
Environmental Health - Licensing	Satisfactory
Home Office	No Response

Building Control	No Response
Public Health Manager	No Response
Police - Licensing	Agreed Conditions
Trading Standards	No Response

<b>Other Representations</b>		
<b>Name</b>	<b>Address</b>	<b>Contributor Type</b>
Ms. Karen Edwards	11 Abbots Way Southampton SO17 1QU	<b>Resident</b>
Ms. Rosalind Rutt	3 Russell Place Southampton SO17 1NU	<b>Resident</b>
Ms Jane Jameson	5 Russell Place Southampton SO17 1NU	<b>Resident</b>
Mr and Mrs Zepler	6 Russell Place Southampton SO17 1NU	<b>Resident</b>
Ms Barbara Claridge	Flat 1 Towan Place 11 Westwood Road Southampton SO17 1DL	<b>Local Neighbourhood Group</b>
Ms Jacky Barnes	128 Highfield Lane Southampton SO17 1NR	<b>Resident</b>

Mr Chris Chapman	10 Brookvale Road Southampton SO17 1QP	<b>Resident</b>
Ms Elizabeth Palmer	12 Brookvale Road Southampton SO17 1QP	<b>Resident</b>
Mr. Ralph Surlock	22 Brookvale Road Southampton SO17 1QP	<b>Resident</b>
Mr Christopher Swann	32 Abbots Way Southampton SO17 1NS	<b>Resident</b>
Ms Susan Lewis	1 Russell Place Southampton SO17 1NU	<b>Resident</b>
Paul and Susan Lewis	24 Brookvale Road Southampton SO17 1QP	<b>Resident</b>
Ian and Susan Edwards	34 Abbots Way Portswood SO17 1QP	<b>Resident</b>
Cllr John Savage	Southampton City Council Civic Centre Southampton SI14 7LY	<b>Ward Councillor</b>

### ***Legal Implications***

The legislation specifically restricts the grounds on which the sub-committee may refuse an application for grant of a premises licence, or impose conditions. The legislation provides for a presumption of grant of an application for 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

An application may be refused in part and thereby only permit some of the licensable activities sought.

An applicant for grant 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.

In considering this application the sub-committee is 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.

Only persons that made relevant representations or their representative, within the time limits, will be allowed to present evidence and this will be restricted to the points raised in their written representation. Any evidence used to expand upon specific points already raised in a written representation should be served upon all parties in good time before the hearing date in order to allow proper consideration. A failure to properly serve any such additional evidence in advance is likely to mean it cannot be produced or relied upon at the hearing.

The sub-committee must also have regard to:

- *The Crime and Disorder Act 1998*  
Section 17 of the Crime and Disorder Act 1998 places the sub-committee under a duty to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area.
- *The Human Rights Act 1998*  
The Act requires UK legislation to be interpreted in a manner consistent with the European Convention on Human Rights. It is unlawful for the sub-committee to act in a way that is incompatible (or fail to act in a way that is compatible) with the rights protected by the Act. Any action undertaken by the sub-committee that could have an effect upon another person's Human Rights must be taken having regard to the principle of proportionality - the need to balance the rights of the individual with the rights of the community as a whole. Any action taken by the sub-committee which affect another's rights must be no more onerous than is necessary in a democratic society. The matters set out in this report must be considered in light of the above obligations.

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

## **Equality Act 2010**

Section 149 of the Equality Act 2010 requires the Council to have due regard to the need to eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act. It also requires the Council to advance equality of opportunity and foster good relations between persons who share a relevant protected characteristic and persons who do not

share it. This means having due regard to the need to removing or minimising disadvantages suffered, taking steps to meet the needs of persons, encouraging persons to participate in public life, tackling prejudice and promoting understanding. The relevant protected characteristics are: age; disability; gender reassignment; pregnancy and maternity; race; religion or belief; sex; sexual orientation.

**SUMMARY**

This application is for a food and alcohol delivery service. There is no public access and will be delivery option only.

<b>Applicant</b>	<i>Gorillas Technologies Ltd.</i>
<b>Designated Premises Supervisor</b>	Roberto Abbate

**Licensable Activities.**

Supply by retail of alcohol	
Monday	08:00 - 00:00
Tuesday	08:00 - 00:00
Wednesday	08:00 - 00:00
Thursday	08:00 - 00:00
Friday	08:00 - 00:00
Saturday	08:00 - 00:00
Sunday	08:00 - 00:00

**Conditions consistent with the operating Schedule**

<p>1 ON-LINE DELIVERY</p> <p>No alcohol shall be sold as part of the 'delivery service' to any place that is not a recognisable dwelling or business address.</p> <p>The premises licence holder shall ensure that all alcohol delivery orders are paid for at the point of ordering. Phone and on-line orders shall require payment at the time of ordering via credit card to support the purchase being from a person aged 18 or over. No cash on delivery orders shall be permitted / legal.</p> <p>The premises licence holder shall ensure that all staff involved with the sale or delivery of alcohol shall be sufficiently trained in licensing matters to be aware of their responsibilities. A record of this training shall be dated and signed by the trainer and staff member and be retained until 6 months after the staff member no longer works for the company. Refresher training shall take place at least every six months and this too shall be signed and retained as per the initial training.</p> <p>The premises licence holder shall ensure that 'delivery service' orders that include alcohol shall only be delivered or handed to the person who is 18 years of age or over. This shall remain the responsibility of the premises licence holder, irrespective of the use of a third-party courier. This should be communicated to the person ordering if via phone order or be made clear as part of any on-line ordering service. Identification will need to be shown on every occasion to confirm the age of the recipient. Accepted forms of</p>
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identification shall be passport, photo driving licence, or Proof of Age Standards Scheme (PASS) approved ID.

Delivery staff shall record the details of any identification that is produced by persons receiving alcohol. The details of the identification, the linked order, the name of the staff member delivering, the date and time of delivery, method of payment and the address for the delivery of alcohol shall be retained and made available to produce to the Police or other responsible authorities upon request. Records shall be retained for no less than 6 months.

The premises licence holder shall ensure that an incident/refusals book is maintained that shall record any incidents where underage or drunk customers are refused alcohol sales and deliveries and any other incidents of note that may occur.

The premises licence holder shall ensure that no alcohol shall be sold or delivered to a person who is drunk or disorderly or delivered to any premises where it is obvious that disorder or antisocial behaviour are occurring.

The applicant has agreed the above conditions with Hampshire Constabulary regarding deliveries. Fourteen public representations have been received.

#### Included in the Report

Application

Plan

Proposed conditions attached to application

Agreed Police Conditions

14 Representations

Hearing Procedure

**Application for a premises licence to be granted  
under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We GORILLAS TECHNOLOGIES LTD

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

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description			
133 Portswood Road, Southampton,			
<b>Post town</b>	Southampton	<b>Postcode</b>	SO17 2FX

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£39750

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as      Please tick as appropriate

- |  |   |                             |
|--|---|-----------------------------|
| a) an individual or individuals *                    |   | please complete section (A) |
| b) a person other than an individual *               |   |                             |
| i as a limited company/limited liability partnership | [ <input checked="" type="checkbox"/> ] | please complete section (B) |
| ii as a partnership (other than limited liability)   |   | please complete section (B) |
| iii as an unincorporated association or              |   | please complete section (B) |
| iv other (for example a statutory corporation)       |   | please complete section (B) |
| c) a recognised club                                 |   | please complete section (B) |
| d) a charity   |   | please complete section (B) |

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

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

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

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over		Please tick yes	
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**SECOND INDIVIDUAL APPLICANT (if applicable)**

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

**(B) OTHER APPLICANTS**

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

Name GORILLAS TECHNOLOGIES LTD
Address 53 London Road, London, England, SW17 9JR
Registered number (where applicable) 13008621
Description of applicant (for example, partnership, company, unincorporated association etc.) Company
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
1	5	042021

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

DD	MM	YYYY

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

Warehouse delivering groceries, food and drinks including alcohol for online sales and delivery at customer's home or office address. The public are not admitted to the premises as it is only a delivery operation only.

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

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

[✓]

In all cases complete boxes K, L and M

**A**

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	Indoors	
Day				Outdoors	
Start	Finish			Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 5)		
Wed			<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 6)		
Thur					
Fri					
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)		
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 6)		
Sat					
Sun					

C

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

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish	Both		
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
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 6)		
Sat					
Sun					

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				<b><u>Please give further details here</u></b> (please read guidance note 4)	Both
Tue					
Wed			<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)		
Thur					
Fri			<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 6)		
Sat					
Sun					

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
Thur					
Fri			<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 6)		
Sat					
Sun					

**G**

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

**H**

<p><b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)</p>	Indoors	
Mon				Outdoors	
				Both	
Tue			<p><b><u>Please give further details here</u></b> (please read guidance note 4)</p>		
Wed					
Thur			<p><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 5)</p>		
Fri					
Sat			<p><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 6)</p>		
Sun					

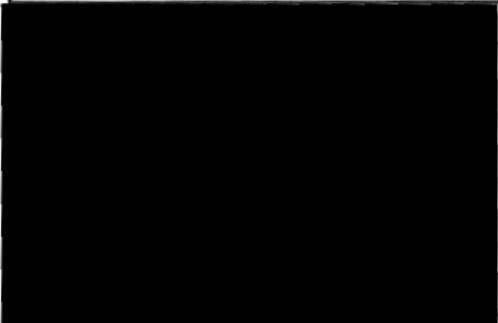
**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)</b>	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	
				Off the premises	[✓]
				Both	
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	08.00	00.00			
Tue	08.00	00.00			
Wed	08.00	00.00			
Thur	08.00	00.00			
Fri	08.00	00.00			
Sat	08.00	00.00			
Sun	08.00	00.00			
			<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 6)		

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

Name Roberto Abbate

Personal licence number (if known) LN/200712370
Issuing licensing authority (if known) Barnet Council

K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).**

None

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	08.00	00.00	
Tue	08.00	00.00	
Wed	08.00	00.00	
Thur	08.00	00.00	<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 6)
Fri	08.00	00.00	
Sat	08.00	00.00	
Sun	08.00	00.00	

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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

See attached schedule of conditions

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

See box a

**c) Public safety**

See box a

**d) The prevention of public nuisance**

See box a

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

See box a

**Checklist:**

**Please tick to indicate agreement**

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

[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

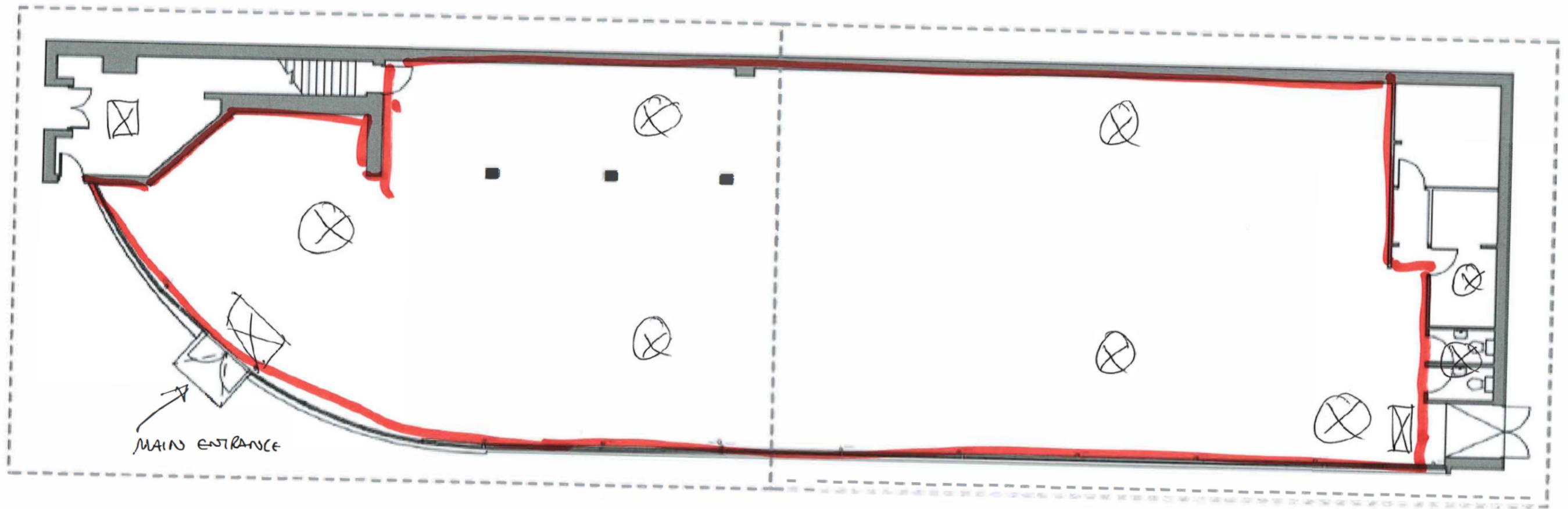
<b>Declaration</b>	<ul style="list-style-type: none"> <li>[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)</li> </ul>
Signature	[Redacted]
Date	17-3-21
Capacity	Solicitors for the applicant

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Craig Baylis			
BCLP			
Governor’s House			
5 Laurence Pountney Hill			
Post town	London	Postcode	EC4R 0BR
Telephone number (if any)	[Redacted]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[Redacted]			

GORILLAS  
133 PORTSWOOD RD.  
SOUTHAMPTON.



— LICENSED AREA  
☒ FIRE EXIT  
⊗ EMERGENCY LIGHTING  
SCALE 1:100 @ A3

## Conditions Proposed

The person taking the order and /or making the delivery must ensure that the recipient is 18 years of age. If they appear under 25 years of age, photographic ID will be required before the alcohol is handed over. Acceptable identification for the purpose of this condition:

Current passport or an equivalent form of identification such as a national identity card with a photograph and date of birth;

Current photographic driving licence or provisional licence with date of birth

Military identification Card with a photograph and date of birth;  
and

A Proof of Age Standards Scheme (PASS) approved age card.

- a) Staff making the deliveries of alcohol must be at least 18 years of age
- b) Alcohol can only be delivered to a residential or business address not a public place
- c) Delivery staff will not deliver to any person anywhere other than a residential/business address given when the order was placed
- d) Any deliveries containing alcohol where the recipient is unable to provide identification and proof of age will be terminated.

**From:** [Hawley Mark 25491](#)  
**To:** [Licensing](#); [REDACTED]  
**Subject:** FW: new premises licence at 133 Portswood Road [BCLP-LEGAL.3006122.000017]  
**Date:** 19 March 2021 11:58:05  
**Attachments:** [gorillas conds.docx](#)  
[soton app.pdf](#)  
[soton dps.pdf](#)

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Dear Licensing,

Please find agreed amendments (Conditions in bold font) to the application for the above premises. We make representation on the application but based on the amendments a hearing is not necessary.

Regards

Mark

**PC 25491 Mark HAWLEY**

**Licensing Officer**  
**Licensing & Alcohol Harm Reduction Team**  
**Southampton Central Neighbourhood Police Office**  
**Southampton City Council**  
**Civic Centre**  
**Southampton**  
**SO14 7LY**

[REDACTED]

**VICTIM ADVICE**

[Victim of Crime Leaflet](#) - Understanding the support you can expect.

[Victim Personal statement Leaflet](#) - A guide explaining the purpose of a personal statement.

[Victim Support Link](#) - This charity is a free and confidential provider of support to help victims move beyond the impact of crime.

[Restorative Justice Link](#) - This is an opportunity to speak face to face with the offender to ask questions or explain how it has affected you.

---

**From:** Craig Baylis [REDACTED]  
**Sent:** 19 March 2021 09:29  
**To:** Hawley, Mark,25491 [REDACTED]  
**Subject:** Re: new premises licence at 133 Portswood Road [BCLP-LEGAL.3006122.000017]

Hello Mark

Happy to accept these conditions.

Sent from my iPhone

On 19 Mar 2021, at 09:27, [REDACTED] wrote:

Dear sirs,

I am receipt of an application for a new premises licence for, GORILLAS TECHNOLOGIES LTD, 133 PORTSWOOD ROAD, SOUTHAMPTON, SO17 2FX.

I do not believe that departmentally we have been contacted with regards to this new applications as required in the 182 guidance.

I note that this business is to be an online delivery only premises with no access to the public. The location of this building is within a busy high street and next door to a national supermarket. The area does suffer from crime and disorder, Asb & theft. To support the licensing objectives I will propose the following conditions to be added to the licence if the Local Authority are minded to grant it:

**On-Line Delivery**

**No alcohol shall be sold as part of the 'delivery service' to any place that is not a recognisable dwelling or business address.**

**The premises licence holder shall ensure that all alcohol delivery orders are paid for at the point of ordering. Phone and on-line orders shall require payment at the time of ordering via credit card to support the purchase being from a person aged 18 or over. No cash on delivery orders shall be permitted / legal.**

**The premises licence holder shall ensure that all staff involved with the sale or delivery of alcohol shall be sufficiently trained in licensing matters to be aware of their responsibilities. A record of this training shall be dated and signed by the trainer and staff member and be retained until 6 months after the staff member no longer works for the company. Refresher training shall take place at least every six months and this too shall be signed and retained as per the initial training.**

**The premises licence holder shall ensure that 'delivery service' orders that include alcohol shall only be delivered or handed to the person who is 18 years of age or over. This shall remain the responsibility of the premises licence holder, irrespective of the use of a third party courier. This should be communicated to the person ordering if via phone order or be made clear as part of any on-line ordering service. Identification will need to be shown on every occasion to confirm the age of the recipient. Accepted forms of identification shall be passport, photo driving licence, or Proof of Age Standards Scheme (PASS) approved ID.**

**Delivery staff shall record the details of any identification that is produced by persons receiving alcohol. The details of the identification, the linked order, the name of the staff member delivering, the date and time of delivery, method of payment and the address for the delivery of alcohol shall be retained and made available to produce to the Police or other responsible authorities upon request. Records shall be retained for no less than 6 months.**

**The premises licence holder shall ensure that an incident/refusals book is maintained that shall record any incidents where underage or drunk customers are refused alcohol sales and deliveries and any other incidents of note that may occur.**

**The premises licence holder shall ensure that no alcohol shall be sold or delivered to a person who is drunk or disorderly or delivered to any premises where it is obvious that disorder or antisocial behaviour are occurring.**

Please reply on this chain for transparency.

Kind regards

Mark

PC 25491 Mark HAWLEY

Licensing Officer  
Licensing & Alcohol Harm Reduction Team  
Southampton Central Neighbourhood Police Office  
Southampton City Council  
Civic Centre  
Southampton  
SO14 7LY



**VICTIM ADVICE**

[Victim of Crime Leaflet](#) - Understanding the support you can expect.

Victim Personal statement Leaflet - A guide explaining the purpose of a personal statement.  
[Victim Support Link](#) - This charity is a free and confidential provider of support to help victims move beyond the impact of crime.  
[Restorative Justice Link](#) - This is an opportunity to speak face to face with the offender to ask questions or explain how it has affected you.

---

**From:** Licensing & Alcohol Harm Reduction Team Mailbox  
**Sent:** 18 March 2021 13:17  
**To:** Hawley, Mark,25491 <[REDACTED]>  
**Subject:** FW: new premises licence at 133 Portswood Road [BCLP-LEGAL.3006122.000017]  
**Importance:** High

Hi Mark,

Please can you deal with this app, thanks Bob

---

**From:** Head, Karen <[REDACTED]>  
**Sent:** 17 March 2021 15:27  
**To:** Licensing & Alcohol Harm Reduction Team Mailbox <[REDACTED]>; Food Safety & Trading Standards <[REDACTED]>; Planning <[REDACTED]>; Safeguarding Children Licensing <[REDACTED]>; Public Health <[REDACTED]>  
**Subject:** FW: new premises licence at 133 Portswood Road [BCLP-LEGAL.3006122.000017]  
**Importance:** High

Please find attached a new premises licence application for Gorrillas 113 Portswood Road Southampton SO17 2FX. You have 28 days to make any comments.

Kind Regards

Karen Head  
Licensing Enforcement Officer  
**Southampton and Eastleigh Licensing Partnership**  
**Southampton City Council**  
[REDACTED]  
E-mail: [licensing@southampton.gov.uk](mailto:licensing@southampton.gov.uk)  
Web: [www.southampton.gov.uk/licensing](http://www.southampton.gov.uk/licensing) or [www.eastleigh.gov.uk/licensing](http://www.eastleigh.gov.uk/licensing)  
Post: Licensing - **Southampton and Eastleigh Licensing Partnership Civic Centre Southampton SO14 7LY**

---

**From:** Craig Baylis <[REDACTED]>  
**Sent:** 17 March 2021 11:46  
**To:** Young, Tricia <[REDACTED]>; Licensing <[Licensing@southampton.gov.uk](mailto:Licensing@southampton.gov.uk)>  
**Subject:** new premises licence at 133 Portswood Road [BCLP-LEGAL.3006122.000017]

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Tricia  
Thanks for your email  
Please find attached

1. New licence application
2. Plan
3. DPS consent
4. Proposed conditions

<image001.jpg>

CRAIG BAYLIS



BRYAN CAVE LEIGHTON PAISNER LLP  
Governor's House, 5 Laurence Pountney Hill, London EC4R 0BR, United Kingdom  
[bclplaw.com](http://bclplaw.com)

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**Bryan Cave Leighton Paisner LLP**

Governor's House, 5 Laurence Pountney Hill, London EC4R 0BR, UK  
DX 92 London/Chancery Lane  
t: +44 (0)20 3400 1000 f: +44 (0)20 3400 1111 w: [www.bclplaw.com](http://www.bclplaw.com)

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**From:** [publicaccess@southampton.gov.uk](mailto:publicaccess@southampton.gov.uk)  
**To:** [Licensing](#)  
**Subject:** Comments for Licensing Application 2021/00762/01SPRN  
**Date:** 14 April 2021 16:23:47

---

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

Comments were submitted at 4:23 PM on 14 Apr 2021 from Mrs Barbara CLARIDGE.

### **Application Summary**

**Address:** 133 Portswood Road Southampton SO17 2FX

**Proposal:** Premises Licence

**Case Officer:** Mrs. K Head

[Click for further information](#)

### **Customer Details**

**Name:** Mrs Barbara CLARIDGE

**Email:** [REDACTED]

**Address:** Flat 1, Towan Place, 11 Westwood Road, Southampton  
SO17 1DL

### **Comments Details**

**Commenter Type:** Other

**Stance:** Customer made comments neither objecting to or supporting the Licensing Application

**Reasons for comment:**

**Comments:** 4:23 PM on 14 Apr 2021 2021/00762/01SPRN | Premises Licence | Open for Consultation | 133 Portswood Road Southampton SO17 2FX

Highfield Residents Association has the following comments regarding the application 2021/00762/01SPRN

Whilst being generally in favour of opportunities to increase commerce and business in Portswood, especially in light of the Transforming Cities initiative and is supportive of a suitable use of the Blockbusters building, HRA however, has significant reservations regarding this application made by Gorillas.

- The 'Blockbusters' building is an iconic feature in a prominent position in Portswood. There are no plans or drawings giving any details of how the building will look once it became a warehouse. For example would the windows be blocked up or would they be restored? Likewise the clock tower? Would the council set conditions that the building had to reflect 'Transforming Portswood' as a condition of any future use of the building?

- The proposed opening hours are excessive and include 7-day a week trading. The proposal includes the delivery of alcohol and these hours exceed normal licensing hours. Could the hours of trade be reduced to reflect the proximity to an essentially residential area?
- The hours for deliveries are not clear and should not be allowed to impact on noise late at night or early morning
- The proposal does not make any statement about traffic, parking (for employees), or deliveries. It is unclear how additional traffic will impact on a residential area, the Waitrose carpark and three bus stops.
- HRA is concerned that in future, a further licensing application might make the premises a shopping as well as a delivery enterprise. This would increase local traffic, disturbance and safety on a very busy corner.

As the principle local residents' association, HRA asks that the Panel gives very serious consideration to these issues, including the imposition of conditions where appropriate.

**From:** [Chris Chapman](#)  
**To:** [Licensing](#)  
**Cc:** [REDACTED]  
**Subject:** Reference: 2021/00762//01SPRN  
**Date:** 12 April 2021 16:57:12

---

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I would like to object in the strongest possible terms to this proposal. It is a highly unsuitable use for this site for a combination of reasons.

1. It is at a very busy junction with a bus stop in front and a Waitrose car park entrance at the side which makes any warehouse and delivery operation entirely inappropriate.
2. The long hours are inappropriate, aggravated by seven days a week operation.
3. The noise would affect residents living opposite on the other side of Brookvale Road.
4. There are already too many licensed premises in the area.
5. If the public was later given access to the premises, a further increase in noise, disturbance and litter would be the inevitable even more unacceptable result.

Yours sincerely  
Professor Chris Chapman  
10 Brookvale Road  
Southampton  
SO17 1QP

**From:** [publicaccess@southampton.gov.uk](mailto:publicaccess@southampton.gov.uk)  
**To:** [Licensing](#)  
**Subject:** Comments for Licensing Application 2021/00762/01SPRN  
**Date:** 14 April 2021 23:38:58

---

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

Comments were submitted at 11:38 PM on 14 Apr 2021 from Mr Christopher Swann.

## Application Summary

**Address:** 133 Portswood Road Southampton SO17 2FX

**Proposal:** Premises Licence

**Case Officer:** Mrs. K Head

[Click for further information](#)

## Customer Details

**Name:** Mr Christopher Swann

**Email:** [REDACTED]

**Address:** 32 Abbots Way, Southampton SO17 1NS

## Comments Details

**Commenter Type:** Neighbour

**Stance:** Customer objects to the Licensing Application

### Reasons for comment:

**Comments:** 11:38 PM on 14 Apr 2021 Portswood has an ample sufficiency of alcohol outlets, for both on and off sales, and doesn't need another one. Local residents are disturbed (outside lockdown times) by rowdiness, late-night traffic and crowd noise and the litter resulting from street drinking. This proposal is for in-store purchases and for deliveries. The outlet is next door to Waitrose with its extensive wines and spirits section. The suggested opening hours of 8am to midnight are excessive and should not exceed those of Waitrose. Using the site for traffic associated with purchases and deliveries is fraught. The vehicular access points are limited and are very close to a busy road junction, a bus stop and the road serving the Waitrose car park. If there are deliveries and staff movements up to and after midnight there will be an impact on those living in the flats opposite the building and on surrounding roads. The sketched plan shows no details of how the proposers intend to deal with deliveries, customer parking and delivery vehicle management. The building itself has an historic importance and deserves better use. I wish to oppose the proposal.

**From:** [Savage, John \(Cllr\)](#)  
**To:** [McGuinness, Ian](#)  
**Cc:** [Bates, Phil](#)  
**Subject:** Re: 2021/00762/01SPRN  
**Date:** 14 April 2021 18:12:28

---

Ian.

Just to be clear. Thanks Ian

Good to talk to you.

I wish to raise an objection and bring this to panel.

My grounds relate to public safety and public nuisance. Specifically the impact of danger to the people in cars, cyclists and pedestrians on the highway. The application business will be close to the junction of Brookvale Rd and Portswood High St, the bus stop and the imminent changes to separated cycle routes projected as part of the Portswood corridor. Plans to improve the overall area as part of an improved district Hub to provide safe and pleasant retail with potential for a regular street market becomes undermined by a all day long warehous/van delivery service, with additional potential for evening disturbance (until midnight) which runs across the community intentions of this project.

It is likely to be dangerous and noisy.

Please keep me updated on the schedule for a hearing.

Regards

John

Regards Cllr John Savage

Please excuse any errors or typos.

Sent from my mobile device

---

**From:** Savage, John (Cllr) [REDACTED]  
**Sent:** Wednesday, April 14, 2021 2:25:07 PM  
**To:** McGuinness, Ian [REDACTED]  
**Cc:** Bates, Phil [REDACTED]  
**Subject:** Re: 2021/00762/01SPRN

Thanks Ian

Good to talk to you.

I wish to raise an objection and bring this to panel.

My grounds relate to public safety and public nuisance.

Please keep me updated on the schedule for a hearing.

Regards

John

Regards Cllr John Savage

Please excuse any errors or typos.

Sent from my mobile device

---

**From:** McGuinness, Ian [REDACTED]

**Sent:** Wednesday, April 14, 2021 2:05:45 PM

**To:** Savage, John (Cllr) [REDACTED]

**Cc:** Bates, Phil [REDACTED] >

**Subject:** RE: 2021/00762/01SPRN

Good Afternoon Councillor,

Following on from my previous email, I must also advise today is the last day of the consultation period for this application, therefore any representations must be received by midnight tonight.

Kind regards,

Ian

**Ian McGuinness**

Senior Licensing Officer

Southampton and Eastleigh Licensing Partnership

Southampton City Council

[REDACTED]

Web: [www.southampton.gov.uk/licensing](http://www.southampton.gov.uk/licensing)

Post: Licensing - Southampton City Council

PO Box 1767, Southampton. SO18 9LA

---

**From:** McGuinness, Ian

**Sent:** 14 April 2021 11:25

**To:** Savage, John (Cllr) [REDACTED]

**Subject:** RE: 2021/00762/01SPRN

Good Morning Councillor,

Phil Bates has asked me to make contact with you regarding this licensing application in Portswood.

Please feel free to contact me through TEAMS today or call me on [REDACTED]

Kind regards,

Ian

**Ian McGuinness**

Senior Licensing Officer

Southampton and Eastleigh Licensing Partnership

Southampton City Council

[REDACTED]

Web: [www.southampton.gov.uk/licensing](http://www.southampton.gov.uk/licensing)

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PO Box 1767, Southampton. SO18 9LA

---

**From:** Savage, John (Cllr) <[REDACTED]>

**Sent:** 14 April 2021 10:29

**To:** Bates, Phil [REDACTED]

**Subject:** 2021/00762/01SPRN

Phil

Can you or one of your officers brief me on this application. I have looked at the details online but am not sure what is being applied for here.

I have received many emails from local residents in objection and am rather concerned about the implications if the licence were to be granted.

As you know, I have experience of the planning process, but less so for licensing.

Could someone get in touch for a phone or Teams chat?

Cheers

John

Regards Cllr John Savage

**From:** [Elizabeth Palmer](#)  
**To:** [Licensing](#)  
**Subject:** Licensing Application ref 2021/00762//01SPRN  
**Date:** 13 April 2021 15:41:40

---

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Reference: 2021/00762//01SPRN

I am writing regarding the Licensing application by Gorillas Technology Ltd 133 Portswood Road, Southampton SO17 2FXE.

I am concerned about this application for a warehouse delivering service. It is situated at a busy traffic light junction and an adjacent bus stop. Two vehicle entrances to the premises which I assume will be in frequent use for deliveries will make this junction and immediate roads very dangerous for pedestrians and cyclists in particular. Also adjacent to the north side of the property is the entrance to a supermarket car park which is already very challenging and hazardous for pedestrians to cross.

The suggested long hours of 8am to 12 midnight 7 days a week exacerbate the danger to the public of vehicles accessing and leaving the premises continuing to put pedestrians at risk for all the normal waking hours of the day. The persistent traffic and noise will adversely affect the residents in the flats opposite.

I struggle to see the need for further licensed premises in this area. This is a small shopping centre, 200 metre long surrounded predominantly by residential areas. There are over 20 licensed premises in this District Centre and several licensed premises immediately outside this District Centre including two pubs.

I would be grateful if these points could be taken into consideration when viewing this application.

Elizabeth Palmer  
12 Brookvale Road  
Southampton  
SO17 1QP

**From:** [Ian Edwards](#)  
**To:** [Licensing](#)  
**Cc:** [REDACTED]  
**Subject:** Licensing application No.2021/00762/01SPRN Gorillas Technology Ltd 133 Portswood Road SO17 2FXE  
**Date:** 12 April 2021 17:38:43

---

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As local residents in the Portswood Residents Gardens Conservation Area, we wish to object to the application for a premises licence to supply alcohol off the premises. Although this appears to be for online sales and deliveries, there are various concerns about such an application.

It appears to be for a warehouse making online deliveries of food and alcoholic drinks throughout the day from 8.0am to midnight each day. The premises are situated on a busy corner of Portswood High Street with traffic lights, and numerous pedestrians visiting local shops. It appears to propose two vehicle entrances on Brookvale Road which would be either side of the bus stop, and immediately adjoin the busy corner, and the vehicle entrance to the Waitrose car park, which is already used by pedestrians, cars and large delivery vehicles. Brookvale Road is essentially a residential road, with flats and also a care home opposite to the premises.

A warehouse is out of character with the surrounding retail premises in the High Street, and residential premises in the Conservation Area.

The proposed hours are exceptionally long, and would mean excessive noise and disturbance to surrounding residential properties.

Although the application is only for online sales, it should be noted by the committee deciding the application that already there are numerous existing licensed premises in the surrounding area.

Ian and Susan Edwards 34 Abbots Way, Portswood, Southampton SO17S

**From:** [Jacky Barnes](#)  
**To:** [Licensing](#)  
**Cc:** [REDACTED]  
**Subject:** 2021/00762/01SPRN  
**Date:** 13 April 2021 19:35:59

---

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from Mrs J Barnes, 128 Highfield Lane, SO17 1NR

I write to express my concerns about the above application by Gorillas Technology Ltd, 133 Portswood Road, SO17 2FXE for a detail “off licence” between 8am and 12midnight, Monday to Sunday.

My concerns are:

- 1) This would mean further increase in the number of licensed premises in Portswood. There are currently about 25 in the area of the district centre and about 7 more very nearby. This is primarily a residential area, and I anticipate an increase in traffic and noise, particularly late at night.
- 2) the access to these premises is on the corner of Brookvale Road and Portswood Broadway. This is a heavily used junction by private and commercial traffic including buses. Access to the site would involve vehicles blocking this corner while they manoeuvre into the parking spaces, making traffic hold- ups inevitable.
- 3) the hours proposed seem unnecessarily long- Waitrose, its immediate neighbour for example, closes at 8pm on weekdays and 4pm on Sundays- hours that are acceptable to the large number of residents nearby.

This is surely a business that would be better accommodated on one of the city’s industrial estates where noise and disturbance would not be a problem

I think this is an occasion where a site visit by some members of the licensing committee would be helpful and informative.

I hope you will consider these concerns of a long time resident of Portswood.

Yours faithfully  
J K Barnes

Dear Sirs

13<sup>th</sup> April 2021

**Licensing Application no. 2021/00762/01SPRN by Gorillas Technology Ltd-  
133 Portswood Road, Southampton SO17 2FXE for a premises licence for  
supply of alcohol off the premises- between 8am to 12 midnight-  
Monday to Sunday ( 7 days a week)**

I write to object to this application, which I understand is for a warehouse for online sales and delivery of food and alcoholic drinks, and would comment as follows:

1. Portswood District Centre is a small shopping centre, only 200, long, which is surrounded predominantly by densely populated residential roads, so local residents would be closely affected by any adverse effects.

2, The hours sought- 8am to 12 midnight – 16 hours a day-7 days a week-would be excessive, especially late at night and on Sundays. It would be later than Waitrose or Iceland, nearby. Waitrose closes at 8pm on weekdays and both of them close at 4pm on Sundays.

3. There are already numerous licensed premises in the area- nearly 25 in the District Centre and seven to the South of it, near these premises. None have such long hours.

4. The two vehicle entrances to the premises are on Brookvale Road, which is almost entirely residential .

a) Vehicles delivering online orders to/from customers- for such long and late hours would cause unacceptable noise and disturbance to residents in the flats opposite at Addis Square and the care home for the elderly nearby, as well as other nearby residents . Staff arriving/ departing even earlier/ later would add to this.

b) Such vehicles coming in/out, close to this busy traffic junction and close to the entrance for Waitrose' car park, with a bus stop in between, would cause hazardous traffic conditions, and make it unsafe for pedestrians going to/from the bus stop..

b) Large delivery vans for supplies to such large premises, on this busy corner site, would add to the hazardous conditions and the noise and disturbance.

5. If granted, the licence could be extended to allow the public access to the premises, resulting in increased noise, disturbance and litter.

I, therefore, ask that this application is refused. Please take these comments into account, when considering this application.

Yours faithfully

Mrs J W Jameson  
5 Russell Place, Southampton SO17 1NU



**From:** [Karen Edwards](#)  
**To:** [Licensing](#)  
**Cc:** [REDACTED]  
**Subject:** Licensing Application no. 2021/00762/01SPRN  
**Date:** 14 April 2021 11:45:16

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I have the following concerns about this applications:

1. Further increase in the large number of licensed premises in the area. The District Centre (DC) is small shopping centre, only 200 metres long surrounded predominantly by residential area so local residents would be directly affected by any adverse effects. There are nearly 25 licenced premises in the DC including 2 pubs and about 7 licensed premises just outside the DC to the South, including 2 pubs (the Richmond and Gordon Arms)
2. The hours sought – 8am to 12 midnight (16 hours) a day, every day of the week would be excessive, particularly on Sundays. It would be later than Waitrose or Iceland nearby. (Waitrose closes t 8pm and 4pm on a Sunday)
3. The 2 vehicle entrances are on Brookvale Road which is a residential road. Noise and disturbance from vehicles delivering online orders to/from customers for such unacceptably long and late hours (and staff arriving/going home even earlier/later) would adversely affect residents in the flats opposite at Addis Square and the care home for the elderly nearby as well as other nearby residents. Such vehicles coming in/out close to this busy traffic junction and close to the entrance for Waitrose' car park, with a bus stop in between would cause hazardous traffic conditions and impede pedestrians going to/from the bus stop. Large delivery vans for supplies to such large premises on this busy corner site would add to the hazardous conditions and add to the noise and disturbance.
4. If granted, the licence could be extended to allow the public access to the premises, resulting in increased noise, disturbance and litter.

Kind regards  
Karen Edwards  
11 Abbotts Way

**From:** [Matthew Zepler](#)  
**To:** [Licensing](#)  
**Cc:** [REDACTED]  
**Subject:** Application no. 2021/00762/01SPRN by Gorillas Technology Ltd. 133 Portswood Road Southampton SO17 2FXE  
**Date:** 14 April 2021 14:34:00

---

**CAUTION: This email originated from a non UK Government address. Do not click links or open attachments unless you recognise the sender and know the content is safe.**

Dear Sir,

We have concerns about this application, for a premises licence, for supply by retail of alcohol, off the premises, 7 days a week, between 8am and 12 midnight.

The application states that the site would be used as a warehouse, delivering groceries, food and drinks, including alcohol, for online sales and delivery at customers houses and premises.

The hours are excessive, and the loading and movements of the delivery vehicles would cause great disturbance to the nearby residential properties and the rest home opposite the premises.

The site is situated on the corner of the busy Portswood Road and Brookvale Road. There is a bus stop on Brookvale Road outside the premises. It is next to the entrance to Waitrose for customers and deliveries. The additional traffic would cause hazardous conditions especially as it is close to a junction controlled by traffic lights. This is not a suitable site for a warehouse.

The area already has several licensed premises and we really do not feel there is a need for an additional one.

We hope that you will keep our concerns in mind when you consider this application

Yours faithfully,

Mr M M Zepler and Mrs C Zepler

6 Russell Place

Southampton

SO17 1NU

24 Brookvale Road

Southampton

SO171QP

14/4/21

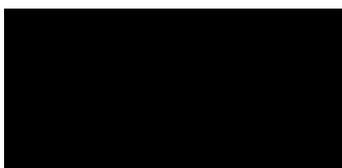
Dear Licensing

Re Licensing Application No.2021/00762/01SPRN, Old Blockbusters site

We are writing to express our concerns about, and objections to, this licensing application on the grounds that it will

- a) Increase the number of large vehicles creating congestion near an already busy junction with a high density of large vehicles in a residential area.
- b) It will increase the already large number of licensed premises in the area
- c) The hours sought are excessive and not appropriate for a residential road
- d) This will be a delivery centre with delivery vehicles coming and going. The two entrances are on Brookvale Road which, as mentioned, is a residential street on which we live.
- e) If granted, the license could be extended later to allow the public to access the premises with an increase in noise and disturbance.

Yours sincerely



Paul and Susan Lewis

**From:** [Ralph Scurlock](#)  
**To:** [Licensing](#)  
**Cc:** [REDACTED]  
**Subject:** Licensing Application for 133. Portswood Road  
**Date:** 14 April 2021 10:17:06

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22, Brookvale Road  
Highfield  
Southampton  
SO17 1QP  
14th April, 2021

**Re: Licensing Application no: 2021/00762/01SPRN  
Gorilla TechnologyLtd.**

To the Licensing Authority  
Southampton.

Dear Sir/Madam,

We strongly object to the above application to license these premises as premises for an on-line only sales warehouse for the distribution of groceries, food and drinks, including alcoholic drinks.

Portswood shopping centre is at the heart of a wide residential area, and its purpose should be to supply a wide range of essential goods to its residents; at present the number of licensed premises exceeds such a need and there is no call for such an additional on-line supplier.

Such a development would be bound to add to the traffic movements to and from the premises, generating noise and disturbance to the neighbouring residents, particularly those adjacent to, or opposite, the premises and inevitably also, to those in Brookvale Road.

Congestion at the junction of Portswood and Brookvale roads is already a frequent occurrence since they both carry so much traffic and this is added to by the presence of traffic lights and bus stops; additional lorry movements on the corner site would add to the problem and hazards arising.

The hours suggested in the application are completely unsociable and would add to the discomfort of normal residents, extending far into the evening and even over Sundays. The appearance of a 'warehouse' on such a prominent and prime position on Portswood Broadway would not enhance the area but detract from it; this despite the Council aim to improve its appearance?

Yours sincerely,

Maureen Scurlock, Ralph Scurlock

3 Russell Place  
Highfield  
Southampton  
SO17 1NU  
13.04.2021

Dear Sir

**Re: Licensing Application no. 2021/00762/01SPRN by Gorillas Technology Ltd-  
133 Portswood Road, Southampton SO17 2FXE for a premises licence for supply by  
retail of alcohol off the premises- between 8am to 12 midnight-  
Monday to Sunday (7 days a week)**

I object to this Licensing Application for the following reasons:

Portswood District Centre is a small shopping centre, only 200 metres long, surrounded predominantly by residential areas. There are large numbers of dwellings in the immediate vicinity of the application site, including dwellings in Portswood Road, Brookvale Road and Russell Place, a care home in Brookvale Road and flats in Addis Square directly opposite the site. There are already about 25 licensed premises, including two pubs, in the district centre, and about 7 licensed premises just outside the centre to the south. Customers congregating outside these premises and leaving them already leave litter and cause noise and disturbance to local residents, especially late at night.

This proposal would be very likely to lead to further adverse effects on local residents. The proposed long and very late opening hours, seven days a week, are excessive, particularly late at night and on Sundays. There is likely to be considerable noise and disturbance from delivery vehicles delivering stock to the premises and taking online orders to customers, together with staff arriving and departing outside these already very long hours. Both the vehicular accesses are from the Brookvale Road close to flats and the care home.

There is also a traffic hazard with delivery vehicles coming in and out, close to this busy traffic junction and close to the entrance for the Waitrose car park, with a bus stop in between. In addition, it would be dangerous for pedestrians on the narrow pavement and going to and from the bus stop.

Finally, if granted, the licence could be extended at a later stage to allow the public access to the premises, resulting in increased noise, disturbance and litter.

Regards

Rosalind Rutt

**From:** [Sue Lewis](#)  
**To:** [Licensing](#)  
**Cc:** [REDACTED]  
**Subject:** Application no. 2021/00762/01SPRN  
**Date:** 14 April 2021 20:53:58

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Dear sir/madam

I am writing to express my concerns about the licensing application number 2021/00762/01SPRN by Gorillas Technology Ltd, 133 Portswood Road, Southampton SO17 2FXE.

- . Portswood already has many licensed premises with many opening till late.
- . Portswood is primarily a residential area however the residents are not consulted enough about what their High street should look like and the type of shops. We already have a wide choice of grocery stores and do not need more of the same
- . 133 Portswood Road is on a junction with Brookvale Road, a very busy corner for cars and pedestrians. Buses turn into Brookvale Road and stop a few yards along, sometimes holding up traffic and Waitrose delivery lorries turn off Brookvale Road just behind the old Blockbusters site which can also cause congestion along with cars turning into and out of the Waitrose car park. Opposite is a care home and flats. To increase the traffic in such a small space would cause problems. Large delivery vehicles so close to the junction would be dangerous. If the public start using the store it will be chaos.
- . Waitrose closes at 9 pm at the latest. It seems wrong then that a delivery store next to it will continue for another 3 hours. Many families live close by and appreciate the reduction in noise and traffic at 9pm
- . The road surface in Brookvale Road is very poor with many pot holes and a broken surface because of the heavy trucks and buses. It has been resurfaced many times but the improved condition doesn't last long. Increasing the amount of heavy vehicles would cause more rapid deterioration.

I hope you will consider my points and hopefully will refuse the alcohol license.

Regards  
Susan Lewis  
1 Russell Place  
SO17 1NU

Sent from my iPad

### **Procedure – Applications etc. under the Licensing Act 2003 or Gambling Act 2005**

1. A hearing will be held to decide applications, etc., under the Licensing Act 2003, where there have been relevant representations from one or more of the responsible authorities or other persons. The parties to the hearing will have the chance to be heard. They are also entitled to be helped or represented by another person if due written notice is given in advance.
2. Hearings will take place before a Sub-Committee comprising three members of the Licensing Committee. One of these members will be elected Chair of the Sub-Committee for that hearing.
3. Please note that for day time hearings the Sub-Committee will normally adjourn for lunch at 1:00 p.m. and that comfort breaks will be taken at the discretion of the Chair at appropriate points during the meeting.

#### **Preliminary matters**

4. The Chair will introduce those present.
5. The Chair will check whether any of the Sub-Committee members has a “disclosable pecuniary”, “personal” or “pecuniary” interest.
6. The Chair will check whether all the parties are present at the hearing, and if any are not, whether they have told the Council that they do not wish to attend or be represented. If any party who was expected to attend has not done so, the Sub-Committee will decide whether to hold the hearing in that party’s absence, or to adjourn it to another date. Hearings will be adjourned if the Sub-Committee considers this necessary in the public interest, if that is possible. If the Sub-Committee decides to hold the hearing in a party’s absence, they will still consider any written information received.
7. In the case of an application for variation or a new licence, the Sub-Committee’s legal advisor will ask the applicant or their advisor for confirmation that the required public notices have been displayed where they can conveniently be read from the exterior of the premises and that notice was given in a local newspaper within eleven working days of the day on which the application was received by the licensing authority.
8. Normally, hearings will be open to the public. However, the Sub-Committee may exclude the public from the hearing (or part of it) if they think the public interest in doing so outweighs the public interest in having the hearing in public. If the public are excluded, any of the parties to the hearing, and/or anyone helping or representing them, may also be excluded.
9. The Chair will propose a motion that the public and the press be excluded from the hearing while the Sub-Committee considers the matter. Ordinarily the legal advisor and democratic support officer will remain (see paragraph 30 (b) below).
10. The Openness of Local Government Bodies Regulations 2014 provide an entitlement for the public to film, photograph and audibly record (“record”) public meetings. However, by virtue of Schedule 6, paragraph 58 of the Licensing Act 2003 and section 101 (15) of the Local Government Act 1972, Licensing Act 2003 hearings are not covered by the entitlement to film as of right. The Council’s general approach is to encourage openness and transparency in all its dealings and the general presumption is that filming or recording of hearings shall generally be permitted where due notice has been provided in advance of the hearing. Nonetheless the following shall apply:

- i) Filming / recording / photographing hearings shall only be permitted with the express permission of the Chair. Such permission may include restrictions to protect children, vulnerable persons or others that object to being filmed / photographed / recorded.
  - ii) Requests to film / record / photograph should be made with sufficient notice in advance of the hearing. Late requests may not be granted if there shall be a delay to proceedings as a result.
  - iii) Every party to the hearing and any witnesses shall have the opportunity to object and those representations shall be considered by the Sub-Committee.
  - iv) No filming, photography or sound recording shall be permitted of any person under 18 years of age.
  - v) No person shall be put under any pressure to consent to such and no payment for such consent shall be given.
  - vi) The Chair shall have the final say as to whether any filming, photography or recording is allowed (including the extent to which permission is granted e.g. the parts of the meeting, the individuals concerned or the arrangement of the recording equipment).
  - vii) All directions given by the Chair shall be fully complied with and the Chair shall have the absolute discretion to withdraw permission to film, photograph or record in the event the same causes an obstruction or interferes with the general conduct of the hearing, including the impeding of the giving of proper evidence.
11. A party may have asked for someone else to appear at the hearing to make a point or points that may help the Sub-Committee reach a decision. It is up to the Sub-Committee to decide whether that person should be heard, although permission will not be refused unreasonably. Such a person is referred to as a “witness” in this procedure.
12. Where application has been made, in advance of the hearing, that it should be conducted in private (e.g. by the Police in review or summary review proceedings) reports shall be prepared and presented as confidential so that the Committee can make a meaningful determination in accordance with Regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005 to exclude the press and public. It is important to note that reports presenting Licensing Act 2003 matters are not required to be published in advance. However, certain limited information must be published in accordance with the Licensing Act 2003 (Licensing Authority’s Register) (Other Information) Regulations 2005 and section 8 of the Licensing Act 2003.
13. The Chair will then explain the procedure that will follow.

### **General information on the conduct of the hearing**

14. Each party is entitled to:
- (a) Give further information in response to any point that the Council told them before the hearing they would like clarified;
  - (b) With the permission of the Chair, seek clarification on any point by any other party;
  - (c) Address the Sub-Committee.
15. Members of the Sub-Committee may also seek clarification of any party or witness.
16. At the Chair’s discretion, the Sub-Committee’s legal advisor may ask any questions he or she thinks are relevant.

17. Unless the Council has requested in advance that a particular point be clarified, new documentary or other evidence may not be submitted for the first time at the hearing, unless all the other parties agree.
18. Members of the Sub-Committee will have read all the papers included in the agenda for the hearing before the hearing starts. The parties are requested not to spend unnecessary time repeating evidence which is already in the papers and which is not disputed.
19. Evidence that is not relevant to the case, or to the promotion of the four licensing objectives, will be disregarded.

### **Hearing Procedure**

20. If any party has asked permission for a witness or witnesses to appear, the Sub-Committee will decide whether they should be heard (see paragraph 10 above).
21. All parties will be allowed a similar (and maximum) amount of time to put their case, and ask questions of other parties, subject to the Chair's discretion to not hear repetitive matters or questions.

### **The applicant**

22. The applicant for the licence (or their representative) or the applicant in review proceedings, may present their case.
23. If the Sub-Committee permits, the applicant may call those witnesses whose names have been provided in advance to support their application.
24. Where a group of witnesses wish to speak in support of the application for similar reasons, one person should, where possible, act as spokesperson for the whole group. The Sub-Committee may reasonably refuse permission for a witness to be heard if their evidence simply repeats points already made.
25. The Chair will invite those making representations to seek clarification on any point made by the applicant. The Chair will decide in which order those making representations will be invited to put their questions.
26. Members of the Sub-Committee or the Legal Advisor, if so permitted by the Chair, may also seek clarification of the applicant or any of their witnesses.

### **The representations**

27. Where there is more than one person making a representation, the Chair will decide the order in which they may put their case. If there is a representation from one or more of the responsible authorities, their representatives will normally be invited to put their case first.
28. The following procedure will apply to each person making a representation in turn:-
  - (a) The person making a representation (or their representative) may present their case.
  - (b) If the Sub-Committee permits, the person making a representation may call those witnesses whose names have been provided in advance to support their objection.
  - (c) Where a group of witnesses wish to speak in support of the objection for similar reasons, where possible, one person should act as spokesperson for the whole group. The Sub-Committee may reasonably refuse permission for a witness to be heard if their evidence simply repeats points already made.

- (d) The Chair will invite the applicant to seek clarification on any points made by those making representations.
- (e) Members of the Sub-Committee or the Legal Advisor, if so permitted by the Chair, may seek clarification of those making representations or any witnesses.

### **Summing up**

- 29. The Chair will invite each person making a representation to make a final statement or sum up their case.
- 30. The Chair will invite the applicant to make a final statement or sum up their case.

### **Sub-Committee's decision**

- 31.
  - (a) At the end of the hearing the Sub-Committee will move to private session whilst it considers the matter.
  - (b) The Sub-Committee's legal advisor will remain to provide legal advice and the democratic services officer will remain to record the decision. Details of any legal advice will be recorded and referenced in the decision and reasons.
  - (c) The parties will be invited to wait to be informed of the outcome.
  - (d) As soon as the decision is reached, the public and press will be invited to return to the room in which the hearing took place, and the Chair will announce the decision and the reasons for it.
  - (e) If a room is available, the Committee may retire to deliberate and make its decision
  - (f) All parties will be formally notified in writing of the decision and reasons as soon as possible.

In most cases the Sub-Committee will announce the decision at the conclusion of the hearing. In certain cases where this is not possible due to time constraints (and the Hearings Regulations permit – Regulation 26 (1) sets out those hearings where delay is not possible) the decision shall be made within 5 working days beginning with the day of the hearing or the last day of the hearing.