

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

**SUBJECT** HEARING TO CONSIDER AN APPLICATION FOR GRANT OF A PREMISES LICENCE – **Edison's 126 High Street Southampton SO14 2AA**

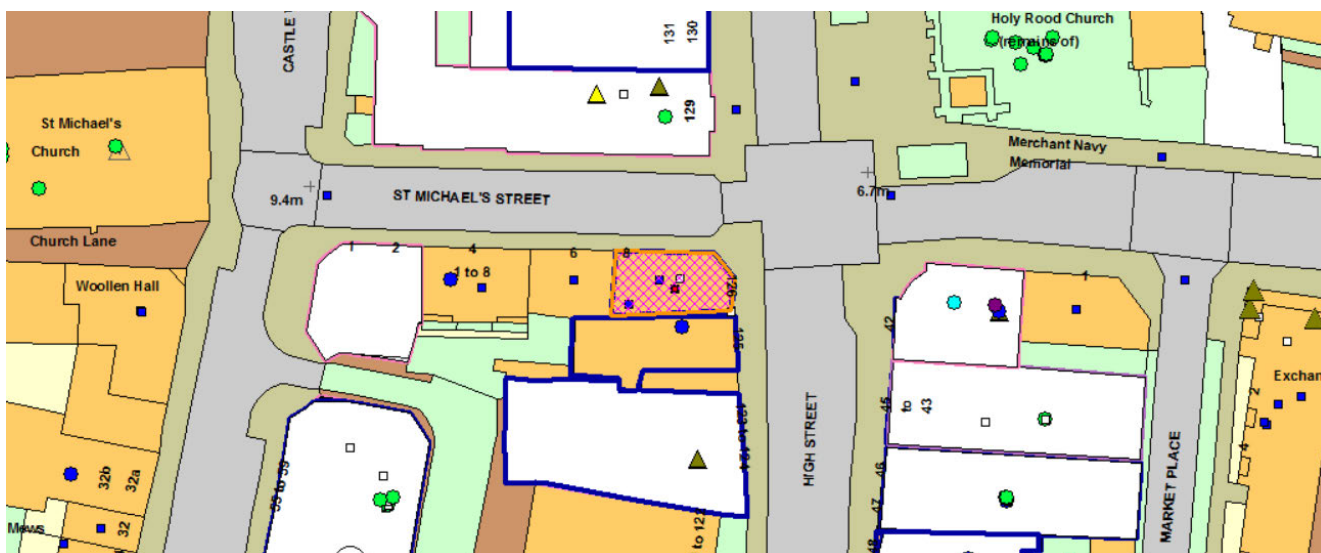
**DATE OF HEARING** 28th September 2022 16.00

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

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

Application Date : 9th August 2022 Application Received 9th August 2022

Application Valid : 9th August 2022 Reference : **2022/02585/01SPRN**



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

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

Public Health Manager	No Response	
Planning & Sustainability - Development Control - Licensing	No Response	
Police - Licensing	Agreed Conditions	
Trading Standards	Satisfactory	
<b>Other Representations</b>		
<b>Name</b>	<b>Address</b>	<b>Contributor Type</b>
Mrs Margaret Humby	13 Oak Road Southampton SO19 9BQ	<b>Other (Supporting Rep)</b>
Mr Mike Kelly	102 Botany Bay Road Southampton SO19 8FB	<b>Resident (Supporting Rep)</b>
Mrs Linda Taylor	129 High Street Southampton SO14 2BR	<b>Resident (Objection)</b>
Miss Sarah Taylor	95 Porchester Road Southampton SO19 2JA	<b>Other (Supporting Rep)</b>
Miss Sian Mellor	95 Sullivan Road Southampton SO19 0JQ	<b>Other (Supporting Rep)</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 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 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 combined Cafe/Bistro/Workspace. The plan is to offer drinks/lunches and small plates through to the evening and workspace upstairs.

<b>Applicant</b>	Mr. Peter John Egan
<b>Designated Premises Supervisor</b>	Peter John Egan

**Licensable Activities.**

Live music	
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
Recorded music	
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
Provision of late night refreshment	
Monday	23:00 - 00:00
Tuesday	23:00 - 00:00
Wednesday	23:00 - 00:00
Thursday	23:00 - 00:00
Friday	23:00 - 00:00
Saturday	23:00 - 00:00
Sunday	23:00 - 00:00
Supply by retail of alcohol	
Monday	11:00 - 00:00
Tuesday	11:00 - 00:00
Wednesday	11:00 - 00:00
Thursday	11:00 - 00:00
Friday	11:00 - 00:00
Saturday	11:00 - 00:00
Sunday	11:00 - 00:00

**Conditions consistent with the operating Schedule**

<p>1 CCTV</p> <p>A colour recording CCTV system that captures images from the main public areas must be fully operational whilst licensable activities are taking place. The system shall be able to cope with all levels of illumination. The recording equipment shall be stored and operated in a secure environment with limited access, to avoid damage, theft, unauthorised viewing and maintain the integrity of the system. The system shall be serviced at twelve monthly intervals and maintained to a standard that is acceptable to the police licensing department responsible for the area. The system clock shall be checked regularly for accuracy taking account of GMT and BST. Digital systems shall</p>
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have sufficient storage capacity for 28 days evidential quality recordings (minimum 4 frames per second). The images produced shall be date and time stamped. A notice shall be displayed at the entrance to the premises advising that CCTV is in operation. An additional recording CCTV camera shall be installed and fully operational whilst the venue is open to the public to cover the area immediately outside the front of the premises. Provision shall be made that at all times a person is in attendance who is nominated by the data controller who has access to the secure area who is able to operate the equipment. The premises licence holder shall ensure all operators receive training from the installer when equipment is installed and that this is cascaded down to new members of nominated staff and have a simple operator's manual available to assist in replaying and exporting data (particularly important with digital systems) and to produce images to the police responsible authority for the purpose of the prevention and detection of crime as long as the request is lawful and complies with the data protection Act. In the event of a technical failure of the CCTV equipment, the premises licence holder or DPS shall notify the police licensing department responsible for the area within 24 hours.

## 2 REFUSAL LOG

A log shall be kept of all refusals including refusals to sell alcohol. The Premises Licence Holder shall ensure that the refusals log is checked, signed and dated on a weekly basis by the venue manager/manageress. The refusals log shall be kept and maintained at the premises and shall be available for inspection immediately upon request by Hampshire Constabulary and any responsible authority. The record of refusals shall be retained for 12 months.

## 3 INCIDENT BOOK

An incident book shall be maintained to record any activity of a violent, criminal or anti-social nature. The record will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident. This record shall be produced to a police officer or an authorised officer of the local authority on reasonable request. This record shall be retained for a period of 12 months.

## 4 STAFF TRAINING

Before commencing their duties all new staff must receive information and training concerning the sale of age-restricted products. This training must cover their legal responsibilities and action to be taken in the event of suspicions being aroused that someone is purchasing or attempting to purchase an item under the legal age. All employees shall sign a letter to acknowledge that they have completed this training and have understood their responsibilities on this area. This training shall be reviewed and updated at reasonable intervals but at least annually.

## 5 AGE VERIFICATION

There shall be a Challenge 25 policy operating at the premises. Challenge 25 means that the holder of the premises licence shall ensure that every individual, who visually appears to be under 25 years of age and is seeking to purchase or be supplied with alcohol at the premises or from the premises, shall produce identification proving that individual to be 18 years of age or older. Acceptable identification for the purposes of age verification shall include a photo card driving licence, passport or photographic identification bearing the "PASS" logo and the persons date of birth. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or

supply of alcohol shall be made to or for that person. 'Challenge 25' posters shall be displayed in prominent positions at the premises

## 6 VULNERABILITY AND WELFARE

A written policy on how the venue will deal with vulnerability and welfare shall be implemented and as a minimum shall include the following:

1. A definition of the different types of vulnerability or welfare issues that may present at the premises.
2. How best to communicate with vulnerable people. For example, people who are drunk, people on their own, people behaving aggressively and people who are ill.
3. How to safeguard vulnerable people and those in need of support, including information on first aid administration and referral to the ambulance service and police where relevant.
4. Best practice for partnering with agencies, such as taxi companies, local authorities and other local venues.
5. What to do if you sense a vulnerable person is in danger, for example if they leave the venue alone or with people they didn't arrive with.
6. Consideration in adopting the "Ask Angela" initiative.

The applicant has agreed the above conditions with Hampshire Constabulary and there have been no other objections from Responsible Authorities. The application has received 1 objection representation and 4 supporting representations.

### **Included in the Report**

Application

Plans

Hampshire Constabulary - Agreed Conditions

1 Objection Representation

4 Supporting Representations

**SOUTHAMPTON AND EASTLEIGH LICENSING PARTNERSHIP**  
**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** PETER JOHN EGAN

*(Insert name(s) of applicant)*

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

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description <b>126 High Street Southampton SO14 2AA</b>			
<b>Post town</b>	Southampton	<b>Postcode</b>	<b>SO14 2AA</b>

Telephone number at premises (if any)	
Non-domestic rateable value of premises	<b>£16750</b>

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as **appropriate** **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  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 Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (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 <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b> EGAN			<b>First names</b> PETER JOHN		
		I am 18 years old or over <input checked="" type="checkbox"/>		Please tick yes	
<b>Nationality</b> BRITISH					
Current residential address if different from premises address		4 Holly Hill Close, Southampton, SO16 7EU			
Post town	Southampton			Postcode	SO16 7EU
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					



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**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b> or over		I am 18 years old <input type="checkbox"/> Please tick yes			
<b>Nationality</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential 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
Address
Registered number (where applicable)

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

**Part 3 Operating Schedule**

When do you want the premises licence to start? 

DD	MM	YYYY
0	6	092022

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)  
 Edison's will be a coffee shop/licenced premises serving coffee/soft drinks/cakes/lunches during the day and moving through the day to serving alcohol, small plates and grazing boards through the evening. We will also be incorporating a coworking members space within the property.

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)<br>a) plays (if ticking yes, fill in box A)<br>b) films (if ticking yes, fill in box B)<br>c) indoor sporting events (if ticking yes, fill in box C)<br>d) boxing or wrestling entertainment (if ticking yes, fill in box D)<br>e) live music (if ticking yes, fill in box E) | Please tick all that apply<br><input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/><br><input checked="" type="checkbox"/> |
|--|---|

- 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**

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
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 performing plays</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 plays at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

**B**

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

# C

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

## D

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

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input checked="" 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 4)		
Mon	08:00	00:00			
Tue	08:00	00:00			
			<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)		
Wed	08:00	00:00			
Thur	08:00	00:00			
			<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)		
Fri	08:00	00:00			
Sat	08:00	00:00			
Sun	08:00	00:00			



**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input checked="" 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 4)		
Mon	08:00	00:00			
Tue	08:00	00:00			
Wed	08:00	00:00			
			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
Thur	08:00	00:00			
Fri	08:00	00:00			
Sat	08:00	00:00			
			<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)		
Sun	08:00	00:00			

# G

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
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 performance of dance</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 dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
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 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	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 4)		
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 5)		
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 6)		
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</b> (please read guidance note 3)	Indoors	<input checked="" 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 4)		
Mon	23:00	00:00			
Tue	23:00	00:00			
			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)		
Wed	23:00	00:00			
Thur	23:00	00:00			
			<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)		
Fri	23:00	00:00			
Sat	23:00	00:00			
Sun	23:00	00:00			

**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	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00	00:00			
Fri	11:00	00:00			
Sat	11:00	00:00			
Sun	11:00	00:00			

**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):**

<b>Name</b> Peter John Egan	
[Redacted]	
[Redacted]	
[Redacted]	[Redacted]
<b>Personal licence number (if known)</b> Under application	
<b>Issuing licensing authority (if known)</b> Southampton City 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)			<b><u>State any seasonal variations</u></b> (please read guidance note 5) NONE
Day	Start	Finish	<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)
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	

## 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)**

- Ensure that any person selling or supplying alcoholic drink under the authority of a personal licence holder asks for a photo ID proof of age where they have reason to suspect that the individual may be under 25 years of age.

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

- Provide a means of two way communication to report incidents between the premises and the local police

### **c) Public safety**

- Ensure that the consumption of alcohol is restricted to the areas identified on the plan attached to the operating schedule.
- Responsible for the disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises.
- Ensure that lighting is provided outside the premises during the hours of darkness when any licensable activity takes place on the premises.
- Ensure that escape routes and exits, including external exits, are maintained to ensure that they are not obstructed, in good order with non-slippery and even surfaces, free of trip hazards and clearly identified.
- Ensure that where chairs and tables are provided, internal gangways are kept unobstructed.
- Ensure that all exit doors are easily openable and do not require the use of a key, card, code or similar means
- Ensure that all fire doors are maintained effectively self-closing and not held open other than by approved devices (for example, electromagnetic releases operated by smoke detectors).
- Ensure that fire resisting doors to ducts, service shafts, and cupboards are kept locked shut.
- Ensure that notices detailing the action to be taken in the event of fire or other emergencies, including how the fire brigade should be summoned, are prominently displayed and protected from damage and deterioration.
- The fire brigade will be called at once to any outbreak of fire, however slight, and the details recorded in a Fire Log-book.
- Notify the local Fire Control Centre as soon as possible if the water supply to any hydrant, hose reel, sprinkler, drencher or other fire extinguishing installation is cut off or restricted.
- Ensure that adequate and appropriate supply of first aid equipment and materials is available on the premises.
- Ensure that at least 1 trained first aider will be on duty when the public are present. If more than one first-aider is present, ensure that their respective duties are clearly defined.
- Ensure that Fire safety signs are adequately illuminated.
- Not alter Emergency lighting without prior notification to the Licensing Authority.
- Ensure that Emergency lighting batteries are fully charged before admission of the public.

- In the event of failure of normal lighting, where the emergency lighting battery has a capacity of one hour, evacuation of the premises is possible within 20 minutes. Where the emergency lighting battery has a capacity of three hours, evacuation of the premises is possible within one hour.
- Ensure that the following systems are maintained and inspected by suitably qualified professional persons in accordance with any British Standards and at intervals recommended in national guidance, and will keep the records of such inspections available for inspection by authorised officers on request:
  - Building Electrical Installation
  - Emergency Lighting System
  - Fire Warning System
  - Gas boiler, calorifier or appliance
  - Oil fired boiler or appliance
  - Suspended ceilings
  - Portable fire fighting equipment
  - Temporary Electrical Installation
- Ensure that I have valid public liability insurance in force and that a copy of the schedule is available for inspection by an authorised officer on request.
- Not alter the premises in such a way as to make it impossible to comply with an existing licence condition, without first seeking a variation of the premises licence.
- Free drinking water available at all times the premises is open to the public.

**d) The prevention of public nuisance**

- Ensure that the placing of bottles into receptacles outside the premises takes place at times that will minimise disturbance to nearby properties.
- Display prominent, clear and legible notices at all exits requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
- Ensure that offensive smells from the licensed premises are not permitted so as to cause a nuisance to nearby properties and the premises are properly vented.
- Ensure that receptacles for waste are emptied regularly to minimise nuisance smells.
- Ensure that flashing or particularly bright lights on or outside the licensed premises do not cause a nuisance to nearby properties, whilst balancing the need for lighting in the interests of prevention of crime and disorder.
- Provide adequate and suitable (lidded) receptacles to receive and store refuse from the premises/site.
- Ensure that receptacles for refuse storage are maintained in a clean condition.
- Ensure litter is regularly cleared from the vicinity of the premises.

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

- Implement a proof of age policy (CHALLENGE 25) agreed by the police and local authority.

**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 or my share code issued by the Home Office online right to work checking service (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, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
Signature	<div style="background-color: black; width: 100%; height: 20px; margin-bottom: 5px;"></div>

Date	ROB JEPHCOTE, 2/8/2022
Capacity	AGENT

**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) ROB JEPHCOTE NATIONAL COMPLIANCE TRAINING 7 TRIDENT BUSINESS PARK, HOLMAN WAY			
Post town	<b>NUNEATON</b>	Postcode	<b>CV11 4PN</b>
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) [REDACTED]			

#### DATA PROTECTION

The Council is collecting this information in order to perform this service or function, and if further information is needed in order to do so, you may be contacted using the details provided.

In performing this service, the Council may be required to share your information with other organisations or departments, but it will only do so when it is necessary in order for the service to be provided.

The Council may also share your personal information for the purposes of the prevention, investigation, detection, or prosecution of criminal offences, but will not share your personal information, or use it for this, or any other purpose, unless provided for by law.

For more detail about how we handle your personal data please see our privacy policies:

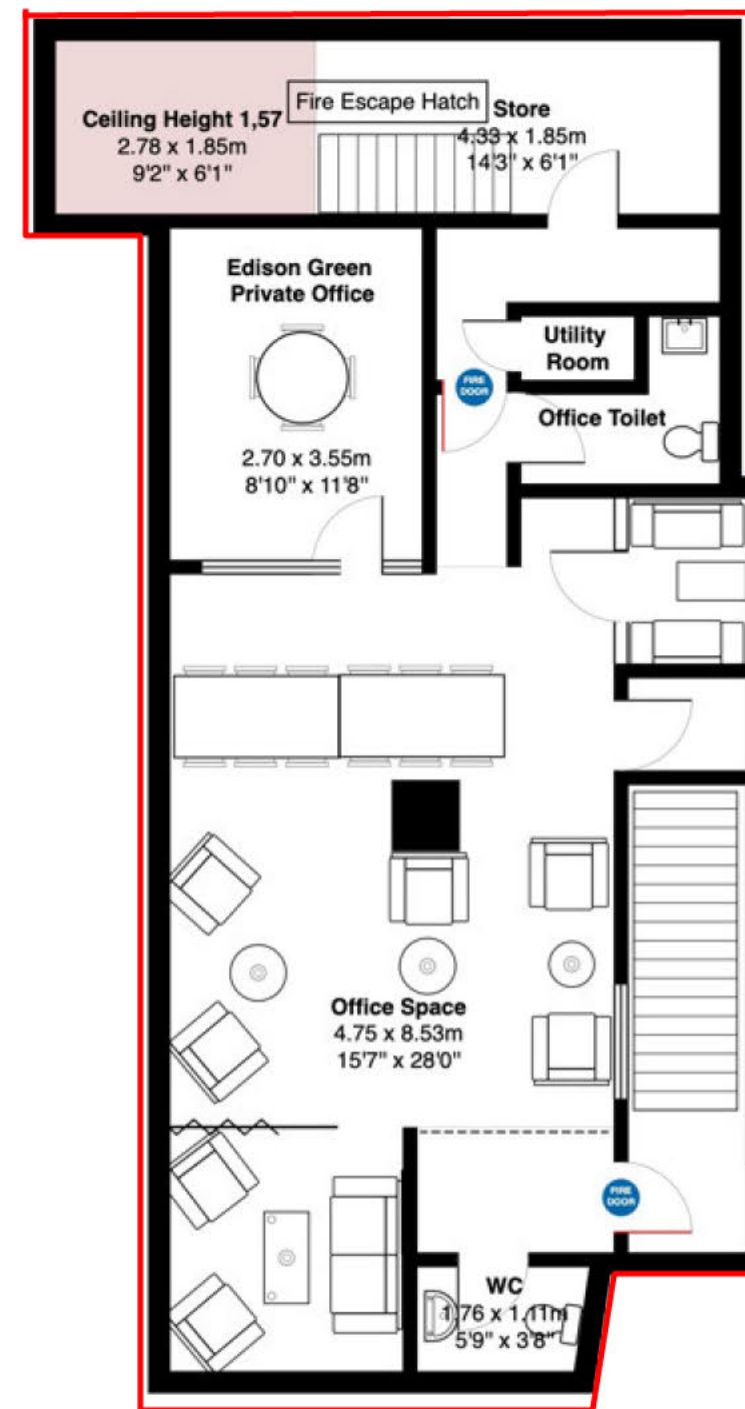
For Southampton City Council applications: <http://www.southampton.gov.uk/privacy>  
For Eastleigh Borough Council applications: <https://www.eastleigh.gov.uk/privacy>

#### Notes for Guidance

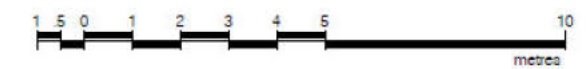
- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.



Area: Ground Floor 88.2 m<sup>2</sup> ... 950 ft<sup>2</sup>



Area: First Floor 86.6m<sup>2</sup> ... 932 ft<sup>2</sup>



**From:** [Hawley, Mark \(25491\)](#)  
**To:** [Licensing; LICENSING@NATIONALCOMPLIANCE TRAINING.CO.UK](#)  
**Subject:** FW: Edison's 126 High Street SO14 2AA - New Application - 2022/02550/01SPRN  
**Date:** 19 August 2022 08:05:50  
**Attachments:** [REDACTED]

---

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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.

Kind regards

Mark

PC 25491 Mark HAWLEY

Licensing Officer

Licensing & Alcohol Harm Reduction Team

Southampton Central Police Station

Southampton

SO15 1AN

[REDACTED]  
[REDACTED]  
[REDACTED]

---

**From:** Premises Licensing Team [REDACTED]  
**Sent:** 18 August 2022 16:09  
**To:** Hawley, Mark (25491) [REDACTED] >  
**Subject:** RE: Edison's 126 High Street SO14 2AA - New Application - 2022/02550/01SPRN

Good Afternoon Mark,

I can confirm our client is happy to go ahead on this basis.

Thank you for your help.

Kindest regards,

**Licensing Team**



**National Compliance Training**



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**From:** Hawley, Mark (25491) <[redacted]>  
**Sent:** 17 August 2022 08:30  
**To:** Premises Licensing Team <[redacted]>  
**Subject:** RE: Edison's 126 High Street SO14 2AA - New Application - 2022/02550/01SPRN

Dear Licensing Team,  
If your client is willing to accept CCTV, Refusals, Incident Book, Staff Training, Age Verification and Welfare as formal conditions upon the licence (if granted) I am willing to negate the need for the Restaurant condition being added.  
Kind regards  
Mark

**From:** Premises Licensing Team <[redacted]>  
**Sent:** 15 August 2022 16:47  
**To:** Hawley, Mark (25491) <[redacted]>  
**Subject:** Re: Edison's 126 High Street SO14 2AA - New Application - 2022/02550/01SPRN

Hi Mark,  
Following on from the previous email, we have spoken with our client who has informed us of regarding your points, points in green and blue.

**CCTV**

A colour recording CCTV system that captures images from the main public areas must be fully operational whilst licensable activities are taking place.

The system shall be able to cope with all levels of illumination.

The recording equipment shall be stored and operated in a secure environment with limited access, to avoid damage, theft, unauthorised viewing and maintain the integrity of the system.

The system shall be serviced at twelve monthly intervals and maintained to a standard that is acceptable to the police licensing department responsible for the area.

The system clock shall be checked regularly for accuracy taking account of GMT and BST.

Digital systems shall have sufficient storage capacity for 28 days evidential quality recordings (minimum 4 frames per second).

The images produced shall be date and time stamped.

A notice shall be displayed at the entrance to the premises advising that CCTV is in operation.

An additional recording CCTV camera shall be installed and fully operational whilst the venue is open to the public to cover the area immediately outside the front of the premises.

Provision shall be made that at all times a person is in attendance who is nominated by the data controller who has access to the secure area who is able to operate the equipment

The premises licence holder shall ensure all operators receive training from the installer when equipment is installed and that this is cascaded down to new members of nominated staff and have a simple operator's manual available to assist in replaying and exporting data (particularly important with digital systems) and to produce images to the police responsible authority for the purpose of the prevention and detection of crime as long as the request is lawful and complies with the data protection Act.

In the event of a technical failure of the CCTV equipment, the premises licence holder or DPS shall notify the police licensing department responsible for the area within 24 hours. **This will be in place**

### **Refusals**

A log shall be kept of all refusals including refusals to sell alcohol. The Premises Licence Holder shall ensure that the refusals log is checked, signed and dated on a weekly basis by the venue manager/manageress.

The refusals log shall be kept and maintained at the premises and shall be available for inspection immediately upon request by Hampshire Constabulary and any responsible authority.

The record of refusals shall be retained for 12 months. **This will be in place**

### **Incident Book**

An incident book shall be maintained to record any activity of a violent, criminal or anti-social nature.

The record will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident. This record shall be produced to a police officer or an authorised officer of the local authority on reasonable request. This record shall be retained for a period of 12 months. **This will be in place**

### **Staff Training**

Before commencing their duties all new staff must receive information and training concerning the sale of age-restricted products.

This training must cover their legal responsibilities and action to be taken in the event of suspicions being aroused that someone is purchasing or attempting to purchase an item under the legal age.

All employees shall sign a letter to acknowledge that they have completed this training and have understood their responsibilities on this area. This training shall be reviewed and updated at reasonable intervals but at least annually. **This will be in place and completed**

### **Age Verification**

There shall be a Challenge 25 policy operating at the premises. Challenge 25 means that the holder of the premises licence shall ensure that every individual, who visually appears to be under 25 years of age and is seeking to purchase or be supplied with alcohol at the premises or from the premises, shall produce identification proving that individual to be 18 years of age or older.

Acceptable identification for the purposes of age verification shall include a photo card driving licence, passport or photographic identification bearing the "PASS" logo and the persons date of birth.

If the person seeking alcohol is unable to produce acceptable means of identification, no sale or



supply of alcohol shall be made to or for that person.

'Challenge 25' posters shall be displayed in prominent positions at the premises **This will be in place**

**Vulnerability and Welfare**

A written policy on how the venue will deal with vulnerability and welfare shall be implemented and as a minimum shall include the following:

1. A definition of the different types of vulnerability or welfare issues that may present at the premises.
2. How best to communicate with vulnerable people. For example, people who are drunk, people on their own, people behaving aggressively and people who are ill.
3. How to safeguard vulnerable people and those in need of support, including information on first aid administration and referral to the ambulance service and police where relevant.
4. Best practice for partnering with agencies, such as taxi companies, local authorities and other local venues.
5. What to do if you sense a vulnerable person is in danger, for example if they leave the venue alone or with people they didn't arrive with.
6. Consideration in adopting the "Ask Angela" initiative. **This will be in place**

kindest regards,

**Licensing Team**



**National Compliance Training**



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**From:** Premises Licensing Team <[redacted]>  
**Sent:** 12 August 2022 10:46  
**To:** Hawley, Mark (25491) [redacted]  
**Subject:** Re: Edison's 126 High Street SO14 2AA - New Application - 2022/02550/01SPRN  
Good morning Mark,

We have passed these conditions on to our client and will let you know the response as soon as this arrives with us.

Kindest regards,

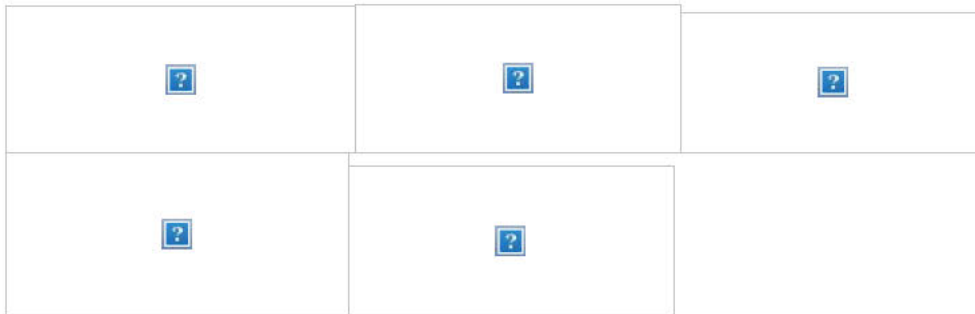
**Licensing Team**



**National Compliance Training**

[Redacted] .co.uk

W: [nationalcompliancetraining.co.uk](http://nationalcompliancetraining.co.uk)



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**From:** Hawley, Mark (25491) [Redacted]  
**Sent:** 11 August 2022 14:16  
**To:** Premises Licensing Team [Redacted]  
**Subject:** FW: Edison's 126 High Street SO14 2AA - New Application - 2022/02550/01SPRN

Dear Sir's,

I am receipt of an application for a new premises licence for, Edison's 126 High Street SO14 2AA.

I have read the application and proposed conditions.

The area also attracts very high levels of crime & disorder, street drinking, ASB etc etc.

To assist with the licensing objectives being met and ensuring no further adverse impact on the area I will suggest the following being added as formal conditions on the premises licence should the local authority be minded to grant it.

The reply on this email string for continuity.

**CCTV**

A colour recording CCTV system that captures images from the main public areas must be fully operational whilst licensable activities are taking place.

The system shall be able to cope with all levels of illumination.

The recording equipment shall be stored and operated in a secure environment with limited access, to avoid damage, theft, unauthorised viewing and maintain the integrity of the system.

The system shall be serviced at twelve monthly intervals and maintained to a standard that is acceptable to the police licensing department responsible for the area.

The system clock shall be checked regularly for accuracy taking account of GMT and BST.

Digital systems shall have sufficient storage capacity for 28 days evidential quality recordings (minimum 4 frames per second).

The images produced shall be date and time stamped.



A notice shall be displayed at the entrance to the premises advising that CCTV is in operation.  
An additional recording CCTV camera shall be installed and fully operational whilst the venue is open to the public to cover the area immediately outside the front of the premises.  
Provision shall be made that at all times a person is in attendance who is nominated by the data controller who has access to the secure area who is able to operate the equipment  
The premises licence holder shall ensure all operators receive training from the installer when equipment is installed and that this is cascaded down to new members of nominated staff and have a simple operator's manual available to assist in replaying and exporting data (particularly important with digital systems) and to produce images to the police responsible authority for the purpose of the prevention and detection of crime as long as the request is lawful and complies with the data protection Act.  
In the event of a technical failure of the CCTV equipment, the premises licence holder or DPS shall notify the police licensing department responsible for the area within 24 hours.

### **Refusals**

A log shall be kept of all refusals including refusals to sell alcohol. The Premises Licence Holder shall ensure that the refusals log is checked, signed and dated on a weekly basis by the venue manager/manageress.

The refusals log shall be kept and maintained at the premises and shall be available for inspection immediately upon request by Hampshire Constabulary and any responsible authority.

The record of refusals shall be retained for 12 months.

### **Incident Book**

An incident book shall be maintained to record any activity of a violent, criminal or anti-social nature. The record will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident. This record shall be produced to a police officer or an authorised officer of the local authority on reasonable request. This record shall be retained for a period of 12 months.

### **Staff Training**

Before commencing their duties all new staff must receive information and training concerning the sale of age-restricted products.

This training must cover their legal responsibilities and action to be taken in the event of suspicions being aroused that someone is purchasing or attempting to purchase an item under the legal age.

All employees shall sign a letter to acknowledge that they have completed this training and have understood their responsibilities on this area. This training shall be reviewed and updated at reasonable intervals but at least annually.

### **Age Verification**

There shall be a Challenge 25 policy operating at the premises. Challenge 25 means that the holder of the premises licence shall ensure that every individual, who visually appears to be under 25 years of age and is seeking to purchase or be supplied with alcohol at the premises or from the premises, shall produce identification proving that individual to be 18 years of age or older.

Acceptable identification for the purposes of age verification shall include a photo card driving licence, passport or photographic identification bearing the "PASS" logo and the persons date of birth.

If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol shall be made to or for that person.

'Challenge 25' posters shall be displayed in prominent positions at the premises

### **Vulnerability and Welfare**

A written policy on how the venue will deal with vulnerability and welfare shall be implemented and as a minimum shall include the following:

1. A definition of the different types of vulnerability or welfare issues that may present at the premises.
2. How best to communicate with vulnerable people. For example, people who are drunk, people on their own, people behaving aggressively and people who are ill.
3. How to safeguard vulnerable people and those in need of support, including information on first aid administration and referral to the ambulance service and police where relevant.
4. Best practice for partnering with agencies, such as taxi companies, local authorities and other local venues.

5. What to do if you sense a vulnerable person is in danger, for example if they leave the venue alone or with people they didn't arrive with.

6. Consideration in adopting the "Ask Angela" initiative.

**Restaurant**

The premises shall only operate as a restaurant where;

(i) Customers are shown to their table.

(ii) Substantial table meals are prepared on the premises and are served and consumed at the table using non-disposable crockery.

(iii) No take-away sales of alcohol only for immediate consumption is provided.

Substantial food shall be available at all times (Subject to a permitted wind-down period prior to closing).

Consumption of alcohol in the bar area is restricted to customers waiting to be escorted to a table.

Alcohol shall only be sold or supplied to customers who are engaging in a sit down table meal, as an ancillary to that meal.

Kind regards

PC 25491 Mark HAWLEY

Licensing Officer

Licensing & Alcohol Harm Reduction Team

Southampton Central Police Station

Southampton

SO15 1AN

[Redacted]

---

**From:** Licensing & Alcohol Harm Reduction Team Mailbox <[Redacted]>

**Sent:** 11 August 2022 13:56

**To:** Hawley, Mark (25491) [Redacted]

**Subject:** FW: Edison's 126 High Street SO14 2AA - New Application - 2022/02550/01SPRN

HI

Last one for today ha - z prem – 44220324932 on application spreadsheet etc

Regards

Emms

---

[Redacted]

**Subject:** Edison's 126 High Street SO14 2AA - New Application - 2022/02550/01SPRN

Please find attached the above application

The last date for representation is **05 September 2022**

Tricia Young

Licensing Officer

Please note I am only in the office on Monday, Tuesday and Thursday at the present time

**Southampton and Eastleigh Licensing Partnership**

**Southampton City Council**

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 City Council

Civic Centre Southampton SO14 7LY

---

**From:** Premises Licensing Team

Sent: 04 August 2022 16:03

To: Licensing [REDACTED]

Subject: Edison's - Premise Licence Application

You don't often get email from [REDACTED] [Learn why this is important](#)

Good Afternoon,

Hope this email find you well.

Please find attached the premise licence application for Edison's. can you confirm this has been accepted?

Would it be possible to send a payment link for the fee?

If you could also send a template for the blue notice, so this can be displayed correctly.

I will look forward to hearing from you.

Kindest regards,

**Zoe Lewis-Ristic**

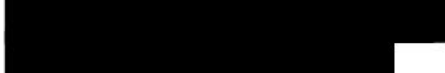
**Applications Coordinator**

*Working hours are Wed & Thurs – 9:30 – 16:30*



**National Compliance Training**

T: 020 3026 4629



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\*\*\*\*\*

**From:** [publicaccess@southampton.gov.uk](mailto:publicaccess@southampton.gov.uk)  
**To:** [Licensing](#)  
**Subject:** Comments for Licensing Application 2022/02585/01SPRN  
**Date:** 10 August 2022 12:11:30

---

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

Comments were submitted at 12:11 PM on 10 Aug 2022 from Mrs Linda Taylor.

### **Application Summary**

**Address:** 126 High Street Southampton SO14 2AA

**Proposal:** Premises Licence

**Case Officer:** Tricia Young

[Click for further information](#)

### **Customer Details**

**Name:** Mrs Linda Taylor

**Email:**

**Address:** 129 High Street, Southampton SO14 2BR

### **Comments Details**

**Commenter Type:** Neighbour

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

**Reasons for comment:**

**Comments:** 12:11 PM on 10 Aug 2022 No objection to the license itself. I only have a concern about late hours sought as I note that the premises wishes to serve alcohol until midnight. I am a close neighbour and am concerned about noise from inebriated customers leaving the bar at 1am. My concern extends to live music being played to 12am. Once punters leave they will come straight out onto mostly residential street.

**From:** [publicaccess@southampton.gov.uk](mailto:publicaccess@southampton.gov.uk)  
**To:** [Licensing](#)  
**Subject:** Comments for Licensing Application 2022/02585/01SPRN  
**Date:** 17 August 2022 11:13:31

---

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

Comments were submitted at 11:13 AM on 17 Aug 2022 from Mrs Margaret Humby.

### **Application Summary**

**Address:** 126 High Street Southampton SO14 2AA

**Proposal:** Premises Licence

**Case Officer:** Tricia Young

[Click for further information](#)

### **Customer Details**

**Name:** Mrs Margaret Humby

**Email:** [REDACTED]

**Address:** 13 Oak Road, Southampton SO19 9BQ

### **Comments Details**

**Commenter Type:** Other

**Stance:** Customer made comments in support of the Licensing Application

**Reasons for comment:**

**Comments:** 11:13 AM on 17 Aug 2022 I welcome a hospitality business of this type which is lacking in the centre of Southampton - a really good change and a move forward from the chain owned restaurants and pubs that currently dominate our city centre. How nice to be able to have light refreshments or a drink in a lovely, relaxed setting. I believe it will benefit shoppers, tourists, local office/business workers and residents, and will add a positive mix to the current local hospitality businesses.

**From:** [publicaccess@southampton.gov.uk](mailto:publicaccess@southampton.gov.uk)  
**To:** [Licensing](#)  
**Subject:** Comments for Licensing Application 2022/02585/01SPRN  
**Date:** 11 August 2022 18:25:35

---

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

Comments were submitted at 6:25 PM on 11 Aug 2022 from Mr Mike Kelly.

### **Application Summary**

**Address:** 126 High Street Southampton SO14 2AA

**Proposal:** Premises Licence

**Case Officer:** Tricia Young

[Click for further information](#)

### **Customer Details**

**Name:** Mr Mike Kelly

**Email:** [REDACTED]

**Address:** 102 Botany Bay Road, Southampton SO19 8FB

### **Comments Details**

**Commenter Type:** Neighbour

**Stance:** Customer made comments in support of the Licensing Application

**Reasons for comment:**

**Comments:** 6:25 PM on 11 Aug 2022 Really looking forward to this opening, as a local business owner will be a great way to network, in a relaxed atompshere over a coffee or taking clients for a drink and food in the evening. Don't have anything like it in Southampton.

**From:** [publicaccess@southampton.gov.uk](mailto:publicaccess@southampton.gov.uk)  
**To:** [Licensing](#)  
**Subject:** Comments for Licensing Application 2022/02585/01SPRN  
**Date:** 17 August 2022 12:37:52

---

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

Comments were submitted at 12:37 PM on 17 Aug 2022 from Miss Sarah Taylor.

### **Application Summary**

**Address:** 126 High Street Southampton SO14 2AA

**Proposal:** Premises Licence

**Case Officer:** Tricia Young

[Click for further information](#)

### **Customer Details**

**Name:** Miss Sarah Taylor

**Email:** [REDACTED]

**Address:** 95 Porchester Road, Southampton SO19 2JA

### **Comments Details**

**Commenter Type:** Other

**Stance:** Customer made comments in support of the Licensing Application

**Reasons for comment:**

**Comments:** 12:37 PM on 17 Aug 2022 An independent business offering something unique to the area is welcomed.

**From:** [publicaccess@southampton.gov.uk](mailto:publicaccess@southampton.gov.uk)  
**To:** [Licensing](#)  
**Subject:** Comments for Licensing Application 2022/02585/01SPRN  
**Date:** 18 August 2022 00:33:56

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

Comments were submitted at 12:33 AM on 18 Aug 2022 from Miss Sian Mellor.

### **Application Summary**

**Address:** 126 High Street Southampton SO14 2AA

**Proposal:** Premises Licence

**Case Officer:** Tricia Young

[Click for further information](#)

### **Customer Details**

**Name:** Miss Sian Mellor

**Email:** [REDACTED]

**Address:** 95 Sullivan Road, Southampton SO19 0JQ

### **Comments Details**

**Commenter Type:** Consultee

**Stance:** Customer made comments in support of the Licensing Application

**Reasons for comment:**

**Comments:** 12:33 AM on 18 Aug 2022 I personally can not wait for this unique nifty little business to open up. As someone who works in town, its becoming alot harder to find nice little spots for lunch that have a decent menu. Or anything home made so to hear that there will be fresh handmade cakes on offer from a local family run business has got the support from me. Can't wait to visit here on my lunch break or to even stop by after work.



### **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.