

# Licensing (Licensing and Gambling) Sub-Committee

Wednesday, 7th August, 2019  
at 6.00 pm

**PLEASE NOTE TIME OF MEETING**

Conference Room 3 - Civic  
Centre

This meeting is open to the public

## **Members**

Three Members drawn from the Licensing  
Committee

## **Contacts**

Democratic Support Officer  
Pat Wood

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Service Director - Transactions & Universal  
Services

Mitch Sanders

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## **PUBLIC INFORMATION**

The Members of the Licensing Committee are Councillors Mrs Blatchford, G Galton, B Harris, Kataria, McEwing, Noon, Prior, Renyard, Spicer, and Streets.

### **Terms of Reference**

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

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

### **Relevant Representations**

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

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

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

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

- Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime
- Ensuring that gambling is conducted in a fair and open way, and
- Protecting children and other vulnerable persons from being harmed or exploited by gambling

The Southampton City Council Strategy (2016-2020) is a key document and sets out the four key outcomes that make up our vision.

- Southampton has strong and sustainable economic growth
- Children and young people get a good start in life
- People in Southampton live safe, healthy, independent lives
- Southampton is an attractive modern City, where people are proud to live and work

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

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

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

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

**Use of Social Media:-** The Council supports the video or audio recording of meetings open to the public, for either live or subsequent broadcast. However, if, in the Chair's opinion, a person filming or recording a meeting or taking photographs is interrupting proceedings or causing a disturbance, under the Council's Standing Orders the person can be ordered to stop their activity, or to leave the meeting.

By entering the meeting room you are consenting to being recorded and to the use of those images and recordings for broadcasting and or/training purposes. The meeting may be recorded by the press or members of the public.

Any person or organisation filming, recording or broadcasting any meeting of the Council is responsible for any claims or other liability resulting from them doing so.

Details of the Council's Guidance on the recording of meetings is available on the Council's website.

### **Dates of Potential Meetings Municipal Year 2019/20**

Meetings are scheduled on a weekly basis usually at 6pm on a Wednesday evening.

## CONDUCT OF MEETING

### **Terms of Reference**

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

### **Business to be discussed**

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

### **Rules of Procedure**

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

### **Quorum 3**

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

## **DISCLOSURE OF INTERESTS**

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

### **DISCLOSABLE PECUNIARY INTERESTS**

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

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

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

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

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

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

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

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

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

## **Other Interests**

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

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

Any public authority or body exercising functions of a public nature

Any body directed to charitable purposes

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

## **Principles of Decision Making**

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

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

In exercising discretion, the decision maker must:

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



## AGENDA

### 1 **ELECTION OF CHAIR**

To appoint a Chair for the purposes of this meeting.

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

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

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

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

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

### 5 **MINUTES OF THE PREVIOUS MEETING (INCLUDING MATTERS ARISING)** (Pages 1 - 2)

To approve and sign as a correct record the Minutes of the meeting held on 22 July 2019 and to deal with any matters arising.

### 6 **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

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

### 7 **APPLICATION FOR A NEW PREMISES LICENCE - YATES, 113-117 ABOVE BAR, SOUTHAMPTON SO14 7FH** (Pages 3 - 124)

Application for a new premises licence - Yates, 113-117 Above Bar, Southampton SO14 7FH.

Tuesday, 30 July 2019

Service Director - Transactions and Universal Services

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SOUTHAMPTON CITY COUNCIL  
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE  
MINUTES OF THE MEETING HELD ON 22 JULY 2019

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Present: Councillors Mrs Blatchford, G Galton and B Harris

5. **ELECTION OF CHAIR**

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

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

**RESOLVED** that the minutes of the meeting held on 12 June 2019 be approved and signed as a correct record.

7. **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

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

8. **APPLICATION FOR A GRANT OF A PREMISES LICENCE - BEARDS AND BOARDS, 33 BEDFORD PLACE, SOUTHAMPTON SO15 2DG**

The Sub-Committee considered the report of the Service Director of Transactions and Universal Services for the grant of a premises licence in respect of Beards and Boards, 33 Bedford Place, Southampton SO15 2DG.

Philip Maggs (Applicant), Toby Jackson (Designated Premises Supervisor), Ms Costello (local resident) and Ms Joynes (Thorner's Homes) were present and with the consent of the Chair, addressed the meeting.

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

**RESOLVED** that the premises licence be granted, as amended so that the terminal hour for serving alcohol would be 2200 hours every day.

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

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

The Sub-Committee has considered very carefully the application for a premises licence at Beards and Boards, 33 Bedford Place, Southampton SO15 2DG. It has given due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted statement of Licensing Policy. It was noted that these premises fall within the Bedford Place stress area and therefore the Cumulative Impact Policy applies.

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

The Sub-Committee was made aware that the application had been amended so that the terminal hour for serving alcohol would be 2200 hours every day. Amended conditions were submitted to the satisfaction of the police by email dated 10 June 2019. On that basis there were no representations from any of the responsible authorities.

Residential representations had been received leading to the hearing. The Sub-Committee accepted legal advice provided during the course of the hearing that those parts of the representation relating to planning issues and/or breaches of the planning consent cannot be taken into consideration when making the decision relating to the premises licence. The Sub-Committee therefore had to concentrate its mind upon the four licensing objectives.

The applicant was represented by Philip Maggs and Toby Jackson and they both addressed the Sub-Committee. One resident and a representative on behalf of the others were in attendance, and also addressed the Sub-Committee.

Having heard all the above evidence, the Sub-Committee determined to grant the application as amended so that the terminal hour for serving alcohol would be 2200 hours every day and the licence would be subject to the amended conditions contained in the applicant's representative's email of 10 June 2019.

### Reasons

The Sub-Committee heard that the intention of the applicant is to run a premises for a different clientele than would be the norm in Bedford Place. They seek to attract an older customer who appreciates a drink and does not aim to get drunk. It was also noted that the intention is to open for young families in the mornings.

Whilst the Sub-Committee acknowledged the concerns raised by the objectors, these related to existing premises which are not of a like nature. The Sub-Committee felt it could justify departing from the Cumulative Impact Policy on the basis that the premises as described by the applicant would not add to the cumulative impact already being experienced.

Should the premises fail to operate in the way described and this leads to issues impacting upon the licensing objectives, a review may be initiated by residents as well as responsible authorities. This may result in appropriate steps being taken to address the issues of concern at that stage.

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

# Agenda Item 7

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

**SUBJECT** HEARING TO CONSIDER AN APPLICATION FOR GRANT OF A PREMISES LICENCE -  
Yates, Yates 113 - 117 Above Bar Street Southampton SO14 7FH

**DATE OF HEARING** 7<sup>th</sup> August 2019 at 18:00

**REPORT OF** SERVICE DIRECTOR – TRANSACTIONS & UNIVERSAL SERVICES

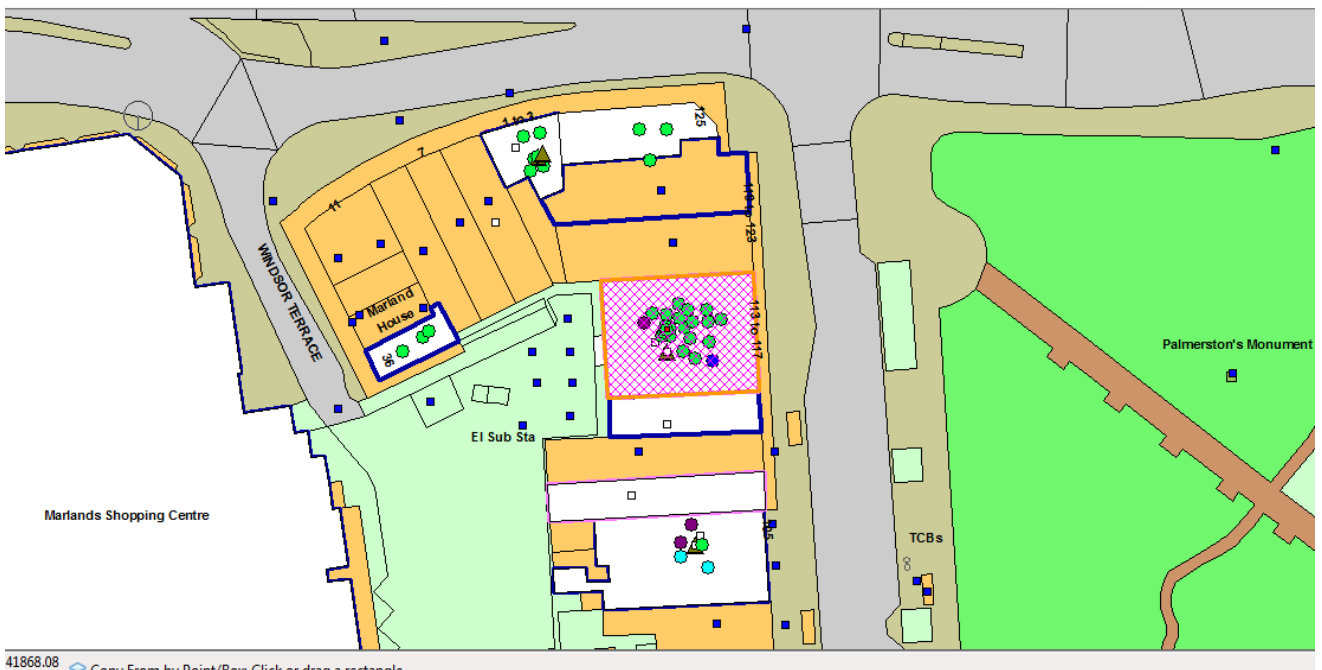
**E-mail** licensing@southampton.gov.uk

Application Date :17th June 2019

Application Received 17th June 2019

Application Valid 17th June 2019

Reference : **2019/03455/01SPRN**



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

<b>Responsible Authority</b>	<b>Satisfactory?</b>
Safeguarding Children	Yes
Fire Service	No Response
Environmental Health - Licensing	No Response
Home Office	No Response
Building Control	No Response
Public Health Manager	No Response

Police - Licensing	No Response	
Trading Standards	No Response	
<b><i>Other Representations</i></b>		
<b>Name</b>	<b>Address</b>	<b>Contributor Type</b>
Ms Sarah Bogle	25 Sir Georges Road Southampton SO15 3AU	Ward Councillor

### Legal Implications

1. 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
2. An application may be refused in part and thereby only permit some of the licensable activities sought.
3. 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.
4. In considering this application the sub-committee will sit in a quasi-judicial capacity and is thus obliged to consider the application in accordance, in particular, with both the Licensing Act 2003 (Hearings) Regulations 2005 (as amended) and the rules of natural justice. The practical effect of this is that the sub-committee must make its decision based on evidence submitted in accordance with the legislation and give adequate reasons for reaching its decision.
5. 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.

6. 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.

## Summary of application

<b>Applicant</b>	<b>Stonegate Pub Company Ltd.</b>
<b>Agent for licence Holder:</b>	Poppleston Allen Solicitors
<b>Proposed DPS</b>	Mr. Jake Bradley

This is an application for a new premises licence which is located in the Cumulative Impact Policy Area (CIP). Yates currently hold an existing premises licence which operates over four floors, with customer areas on the basement, ground floor and first floors. A copy of the existing licence is attached to this report ref 2018/00278/01SPRD.

The new premises licence application is for the following licensable hours and activities:

Opening Times  Everyday 07:00 – 03:30	Supply by retail of alcohol (for consumption on and off the premises )  Everyday 09:00 – 03:00
Films, Indoor Sporting Events, Live Music, Recorded Music, Performances of dance, Anything of a similar description.  Everyday 09:00 – 03:00	Provision of late night refreshment  Everyday 23:00 – 03:00

### Non-standard timings also applied for all licensable activities.

- 1) On New Year's Eve all licensable activities may continue from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.
- 2) An additional hour to the standard and non-standard times on the day when British Summertime commences.

See section b - (The prevention of crime and disorder) of the premises licence application, for the proposed conditions in the event that the application sought is granted.

The application has received one representation from a ward councillor.

*Application form and plan – Pages 5-27*

*Existing Premises Licence – Pages 28-34*

*Councillor representation- Page 35*

*Licensing policy Statement (see CIP section) Pages 36-117*

*Hearing Procedure Notes-Pages 118-121*



**Southampton City Council**

**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.

We Stonegate Pub Company Limited

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and 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**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>			
Yates 113-117 Above Bar Street			
<b>Post town</b>	Southampton	<b>Post code</b>	SO14 7FH

Telephone number at premises (if any)	02380 634609
Non-domestic rateable value of premises	£180,000.00

**Part 2 - Applicant Details**

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

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  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  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:

Please tick yes

- 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 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>		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
<b>Current residential address if different from premises address</b>					
<b>Post Town</b>				<b>Postcode</b>	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
<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)</b>					

**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>		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
<b>Current residential address if different from premises address</b>					
<b>Post Town</b>				<b>Postcode</b>	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
<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)</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 Stonegate Pub Company Limited
Address Porter Tun House 500 Capability Green Luton LU1 3LS
Registered number (where applicable) FC029833
Description of applicant (for example, partnership, company, unincorporated association etc.) Private limited company
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
A	S	A P

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

Day	Month	Year

**A**

Please give a general description of the premises (please read guidance note1)

The premises operates over four floors, with customer areas on the basement, ground and first floors. Full details can be seen on the plan accompanying this application, drawing number MC651-202 Rev A. Details are as follows:

- Basement: Back of house and customer WC facilities
- Ground floor: Customer areas and some back of house
- First Floor: Customer areas, back of house and customer WC facilities
- Second floor: back of house only

There is an external area to the front of the premises which benefits from a pavement permit.

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

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

(Please see sections 1 and 14 of the Licensing Act 2003 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 indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
Thur					
Fri			<b>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</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 checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)  Showing of pre recorded tv and films.		
Mon	09:00	03:00			
Tue	09:00	03:00	<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Wed	09:00	03:00			
Thur	09:00	03:00	<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)  From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.  An additional hour to the terminal hour on the day that British Summertime commences.		
Fri	09:00	03:00			
Sat	09:00	03:00			
Sun	09:00	03:00			

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b>Please give further details</b> (please read guidance note 4)  Indoor sports		
Day	Start	Finish	<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 5)		
Mon	09:00	03:00			
Tue	09:00	03:00	<b>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</b> (please read guidance note 6)  From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.  An additional hour to the terminal hour on the day that British Summertime commences.		
Wed	09:00	03:00			
Thur	09:00	03:00			
Fri	09:00	03:00			
Sat	09:00	03:00			
Sun	09:00	03:00			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b>Will the boxing or wrestling entertainment 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>Please give further details here</b> (please read guidance note 4)					
Mon								
Tue								
Wed						<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 5)		
Thur								
Fri						<b>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</b> (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	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon	09:00	03:00			
Tue	09:00	03:00	Playing of live amplified and non amplified music		
Wed	09:00	03:00	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)		
Thur	09:00	03:00			
Fri	09:00	03:00	<b>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</b> (please read guidance note 6)		
Sat	09:00	03:00			
Sun	09:00	03:00			

**F**

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	09:00	03:00	Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue	09:00	03:00		Playing of recorded music through an in house music system.	
Wed	09:00	03:00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	09:00	03:00			
Fri	09:00	03:00	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 (please read guidance note 6)		
Sat	09:00	03:00			
Sun	09:00	03:00		From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	
				An additional hour to the terminal hour on the day that British Summertime commences.	

**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	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	09:00	03:00	Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue	09:00	03:00		Performance of dance by staff and performers.	
Wed	09:00	03:00	State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur	09:00	03:00			
Fri	09:00	03:00	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 (please read guidance note 6)		
Sat	09:00	03:00			
Sun	09:00	03:00		From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	
				An additional hour to the terminal hour on the day that British Summertime commences.	

**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)			<b><u>Please give a description of the type of entertainment you will be providing</u></b> Entertainment of a similar nature to live music, recorded music and performance of dance but which may not be strictly considered live music, recorded music and performance of dance, for example but not limited to cabaret performances.		
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 checked="" type="checkbox"/>
Mon	09:00	03:00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	09:00	03:00	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed	09:00	03:00	As above		
Thur	09:00	03:00	<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	09:00	03:00			
Sat	09:00	03:00	<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	09:00	03:00	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.  An additional hour to the terminal hour on the day that British Summertime commences.		



<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			
Mon	23:00	03:00	<b><u>Please give further details here</u></b> (please read guidance note 4)  Provision of hot food and drink		
Tue	23:00	03:00			
Wed	23:00	03:00	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)		
Thur	23:00	03:00			
Fri	23:00	03:00	<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)  From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.  An additional hour to the terminal hour on the day that British Summertime commences.		
Sat	23:00	03:00			
Sun	23:00	03:00			

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b><u>Will the supply of alcohol be for consumption (Please tick box)</u></b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	09:00	03:00	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 5)		
Tue	09:00	03:00			
Wed	09:00	03:00			
Thur	09:00	03:00	<b><u>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</u></b> (please read guidance note 6)  From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.  An additional hour to the terminal hour on the day that British Summertime commences.		
Fri	09:00	03:00			
Sat	09:00	03:00			
Sun	09:00	03:00			

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

<b>Name</b> Jake Bradley	
<b>Date of birth</b> -	
<b>Address</b>	
<b>Postcode</b>	
<b>Personal Licence number (if known)</b> 1575	
<b>Issuing licensing authority (if known)</b> Havant Borough Council	

**K**

<p><b>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)</b></p> <p>None</p>
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**L**

<p><b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)</p>			<p><b>State any seasonal variations</b> (please read guidance note 5)</p>
Day	Start	Finish	<p><b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6)</p> <p>From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.</p> <p>An additional hour to the terminal hour on the day that British Summertime commences.</p>
Mon	07:00	03:30	
Tue	07:00	03:30	
Wed	07:00	03:30	
Thur	07:00	03:30	
Fri	07:00	03:30	
Sat	07:00	03:30	
Sun	07:00	03:30	

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

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

*[The information provided in this box is solely for information only and not intended to be converted into conditions on the licence.]*

Stonegate Pub Company Limited have owned and operated this premises since 2011 and it currently operates under their Yates brand. The purpose of this application is to seek permission for extended hours and provide an up to date operating schedule to accompany the later hours sought.

The premises has the benefit of an existing premises licence, number 2018/00278/01SPRD

The existing premises licence permits sale of alcohol until 01:00 hours, Monday to Saturday, and to 00:30 hours on Sunday, with regulated entertainment and opening continuing for an additional 30 minutes.

This new premises licence application seeks to extend the permitted operating hours to allow the premises to trade for the sale of alcohol and regulated entertainment until 3am, with close 30 minutes thereafter. A new and robust package of conditions is also offered to support the application and style of trading at the premises and to ensure that they are suitable for the style of operation at the premises.

A significantly increased set of conditions is offered in the event that the new premises licence is granted, including those relating to the prevention of crime and disorder, including conditions regarding the use of door staff, staffing, training, customer management, body worn cameras and ID Scan.

Given the changes proposed, the applicant has carefully considered the application, the effect of the licensing objectives and the Council's Licensing Policy. We note that the premises falls within one of Southampton's Cumulative Impact Policy areas, in particular, the Above Bar Street Stress Area, and have considered the impact of that. Steps have been taken to ensure that the application and proposed operation will continue to promote the licensing objectives without adding to the cumulative impact of the area or undermining the licensing objectives. In particular, pre-consultation on the application has taken place with the Police, Environmental Health and Licensing Officers prior to submission of the application and their comments have been taking into consideration in preparing and submitting this application. The applicant has also reviewed the proposed conditions in detail with the Police prior to submission to discuss the proposed application and is confident that the significant changes to the operating schedule will ensure the premises can better promote the licensing objectives.

The purpose for seeking later hours come from requests from our experience and our customers, who want to continue their night in a safe and comfortable environment, rather than leave and go to other premises. The applicant feels the extension of the terminal hours will ensure customers can stay in a well-managed, controlled and supervised environment for longer, if they wish (rather than go elsewhere), preventing double migration of customers leaving our premises and then another premises later on, as well as allowing a longer wind down period and a more gradual dispersal of customers which can be managed and contained, reducing impact on the area and licensing objectives by a mass dispersal at any one time.

Additionally, with regard to terminal hours sought through this application, the premises has operated to the hours sought in this application under Temporary Event Notices, whilst continuing to promote the licensing objectives and without any issues of note and which have not had a negative impact on the licensing objectives nor added to the cumulative impact of the area.

Stonegate have a proven track record of successfully operating and continuing to promote the Licensing Objectives in premises located within cumulative impact zones across the country. 66 Stonegate premises within cumulative impact have been granted extended hours since December 2012. The applicant considers that due to the Company's robust internal procedures and policies and cooperative and partnership working with the Responsible Authorities that none of these have been subject to any suggestion that they have had an adverse impact on cumulative impact and further none of the premises have been subject to any enforcement action to reduce the trading hours.

Stonegate are an experienced licensed operator and have in place an extensive licensing manual containing policies and procedures across the whole estate, which are adapted at site level to ensure the premises operates to a high standard and promotes the Licensing Objectives. These include policies regarding social responsibility, training, underage sales and challenge policies, incident logs, queuing policy, drugs and dispersal policy, and noise management and the management of outside areas policies as well as procedures to prevent crime and disorder and public nuisance. These robust policies and procedures that are already in place will continue to operate if the extended hours are granted.

In the event that this new premises licence is granted as applied for or in an acceptable form, the intention will be to surrender the existing premises licence number 2018/00278/01SPRD

Considering the above, we believe that the New Premises Licence Application will not have an adverse impact on the licensing objectives, nor will it add to the cumulative impact of the area. The Applicant believes that the proposed conditions and robust internal policies in place, as well as experience of the applicant (including demonstrating we can operate to the hours sought without any issues of note), will ensure the premises continues to promote the Licensing Objectives if the application is granted and further conditions are not required

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

1. An incident log book ( which may be electronic) shall be kept on the premises and made available on request to an authorised officer of the Council or Police which will record the following:-
  2. Any incidents or disorder
  3. Any seizures of drugs or offensive weapons
  4. Any ejections of patrons
  5. Any ID seizures.
2. On days when Southampton Football Club are playing at home non glass or polycarbonate drinking vessels shall be used for three hours before the advertised kick off time until three hours after the match has been completed. The premises shall risk assess the need to decant glass bottles into polycarbonate glasses.
3. The public toilets within the premises shall be checked every 30 minutes when the premises are open for licensable activity. A record shall be kept on the premises and presented on request to Hampshire Constabulary. Toilet check records shall be kept for a minimum period of 3 months.
4. When the premises are open for licensable activities on Fridays, Saturdays and any Sundays preceding Bank Holidays there will be a minimum of 2 SIA-registered door staff from 21:00 hours until close when there are between 1 and 200 customers. There will be an additional 1 SIA-registered door staff for every 100 customers thereafter. The premises shall continue to risk-assess the need to employ above the minimum required number of door staff. On all other days the need for door staff will be assessed by way of risk assessment and cognisance will be taken of Police advice.
5. At times when the venue is operating under its premises licence, at least one member of SIA staff who shall be positioned at the main entrance of the venue shall wear and operate body worn video (BWV) recording equipment at all times.

Another member of SIA staff operating within the venue shall also wear and operate BWV.

  - a. The equipment shall be maintained and the images will be made available as soon as practicable but at least within 48 hours to the police on request.
  - b. The equipment shall record high definition colour images and be able to capture sound, specifically conversation. The equipment shall be able to operate in all levels of illumination, Images shall be

time | date stamped.

- c. The BWV shall be of a similar specification to those currently utilised by Hampshire Constabulary and as such shall be of sufficient quality to produce evidential data.
  - d. There shall be sufficient number of devices or batteries at the venue to ensure that the devices are able to operate continually.
  - e. Where the equipment fails the police licensing department responsible for the area, shall be notified immediately in writing or by e- mail as soon as is practicable and the defect rectified within 14 days of the failure.
  - f. Data obtained on the BWV shall be downloaded as soon as practicable and retained at the venue for at least 28 days.
6. All persons who are frontline door supervisor SIA registered and whose position or role profile is solely security externally at the venue, shall wear a fluorescent and/or reflective tabard, clearly marked "security" at all times the premises are open to the public.
7. All front door refusals are to be recorded promptly, including the reason e.g. too intoxicated, barred suspicion of drugs etc.
8. If a person is ejected from the venue by a member of staff, a record must be made of the incident including details of the staff members involved and a summary of the circumstances. This must be completed as soon as practicable but prior to end of that shift.
9. A nominated member of security shall be positioned at the entrance/ exit doors and shall be responsible for counting persons in and out of the venue. They shall use a device suitable for counting as approved by the Police Licensing department responsible for the area. As such, an accurate number of persons in the venue must be known at all times the venue is operating under its premises licence. The number is to include staff.
10. The licence holder shall maintain a duty register giving details of each and every person employed in the role of a security/ door person and shall provide upon request by an Police Officer or Council Officer, the following details of any such person:-
- a. The licence number, name, and residential address and telephone number of that person;
  - b. The time at which he/she commenced that period of duty with a signed acknowledgement by that person;
  - c. The time which he/she finished that period of duty, with a signed acknowledgment by that person;
  - d. Any times during the period when he/she was not on duty;
  - e. If that person is not employed directly by the licence holder or the venue but via a security contractor company, then details of this company must also be supplied ( company name and out of office contact details);
  - f. The register shall be so kept that it can readily inspected by an authorised officer of the Council or Police Officer;

- g. The duty register shall comprise of a bound, consecutively page-numbered book and the licence holder shall ensure that this register is kept in a secure environment in order to prevent unauthorised access or alterations to the same.
11. At the terminal hour of operation, the licence holder shall ensure that adequate numbers of door supervisors are employed to assist with the management of customers leaving the venue as well as those remaining in the vicinity of the premises. 2 members of door staff are to patrol the vicinity of the venue for 15 minutes after closing, to assist with safe dispersal from the area. The door staff are to be identified by wearing high visibility tabards as used during normal door staff duties.
12. From 22:00 hours when SIA security are in operation at the venue on Fridays, Saturdays and Sundays preceding Bank Holidays, all customers entering the premises shall be asked to produce photographic identification:
- When in use, all customers entering the premises shall be asked to produce photographic identification, such as a valid passport, valid driving licence, and international identity document or PASS card and agree to the said identification being used for scanning. Customers who do not agree to this will be refused entry. All identification provided by customers shall be scanned electronically.
  - The premises licence holder or venue representative shall notify the Police Licensing Department responsible for the area in writing or by e-mail as soon as reasonably practicable if any issues arise in respect of the operation of the scanning system of the internet service accompanying it.
  - Details of persons banned at the venue shall be entered onto the device and that information shared locally and nationally with other venues using the same or similar scanning system by way of the Information Technology System (internet protocol).
  - In exceptional circumstances the DPS or nominated deputy in their absence, may use their discretion to permit persons access into the premises without having their ID scanned. This discretion must be authorised in person and cannot be done remotely, a written or electronic record shall be kept at the venue detailing the date and the patrons full name, and details of the authorised person.
  - These records shall be retained for 12 months and made available to Hampshire Constabulary upon request.

#### *CCTV Conditions*

13. The premises shall have sufficient cameras located within the premises to cover all public areas including outside of the premises covering the entrance and exit and the first aid medical room. This system will be able to cope with strobe lighting (where used) and all levels of illumination throughout the premises as well as outside areas.
14. CCTV warning signs to be fitted in public places.

15. The CCTV system must be operating at all time whilst the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation. CCTV recorded footage must be securely retained for a minimum of 28 days.
16. The DPS or premises manager must be able to demonstrate that the CCTV system has measures to prevent recordings being tampered with, i.e. password protected.
17. There shall be sufficient members of trained staff at the premises during operating hours to be able to provide viewable copies immediately to Police on request when investigating allegations of offences or criminal activity. Any images recovered must be in a viewable format on a disc. Footage supplied in a digital format on CD or DVD will also have a copy of the CCTV system software enabled on the disc to allow playback
18. In the event of a technical failure resulting in the whole of the CCTV system being inoperable, the premises licence holder/ DPS shall report the failure to Hampshire Police Licensing Unit within 24 hours.
19. On all other occasions, proactive steps will be taken by the premises licence holder to rectify any technical failure of the CCTV system.

#### **c) Public safety**

We understand our obligations under existing legislation and take our responsibilities seriously.

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

1. Reasonable steps shall be taken to recognise the rights of local residents and notices will be displayed at the premises exists requesting customers to leave quietly and reminding them that they are in residential area.
2. Alcohol shall not be taken off the premises in an open container, except for consumption in any external areas of the premises
3. The premises licence holder shall maintain a written dispersal policy. The policy shall be a workable document subject to variation following advice from the Police and Local Authority or agreed operational changes. A copy of the current policy shall be provided to the Police and Local Authority and kept on the premises for inspection by the Police or authorised officers of the Local Authority.

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

1. There will 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.
2. Acceptable identification for the purpose of age verification will include a driving licence, passport or photographic identification bearing the "PASS" logo and the person's date of birth. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person.
3. Challenge 25 posters shall be displayed in prominent positions at the premises.
4. Staff will be trained regarding appropriate precautions to prevent the sale of alcohol to persons under the age of 18, the signs and symptoms of drunk persons and the refusal of sale due to intoxication. Records will be kept of such training which must be signed and dated by a member of staff who has received that training.
5. A log (which may be electronic) shall be kept detailing all refused sales of alcohol. The log shall include the date and time of the refusal and the name of the member of staff who refused the sale. All staff will have their own unique login/ identification on any electronic system and they will not use another employees. These records will be kept for 12 months and made available to Hampshire Constabulary and other Authorities upon request.
6. All staff will receive refresher training every six months as a minimum and records are to be kept of this refresher training which should be signed and dated by the member of staff who has received that training.
7. All training records will be made immediately available for inspection by Hampshire Constabulary and any responsibly Authority upon request. Training records will be kept for a minimum period of 2 years.
8. Training records will be kept on the licensed premises to which they relate to.

**Please tick yes**

- I have made or enclosed payment of the fee or
- I have not made or enclosed payment of the fee because the application has been made in relation to the introduction of the late night levy
- 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 11). **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 14)</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	_____
Date	17/16/19
Capacity	Poppleston Allen – Solicitors for and on behalf of 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	_____

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 14)			
Helen Ward Poppleston Allen Solicitors The Stanley Building 7 Pancras Square			
<b>Post town</b>	London	<b>Post code</b>	N1C 4AG
<b>Telephone number (if any)</b>			
<b>If you would prefer us to correspond with you by e-mail your e-mail address (optional)</b>			

### Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. 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.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - Recorded Music: no licence permission is required for:

- any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
  5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
  8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
  9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
  10. Please list here steps you will take to promote all four licensing objectives together.
  11. The application form must be signed.
  12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
  13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
  14. This is the address which we shall use to correspond with you about this application.
- 15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the following documents (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below)

### Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds;
 or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold

comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

### **Home Office online right to work checking service**

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work check service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and /or documentation applicants will need in order should submit copy documents as set out above.



**NOTES:**

Items shown on this plan which are not required by the plans regulations is for illustrative purposes only and does not form part of the license. These items may be moved at the discretion of the license holder.

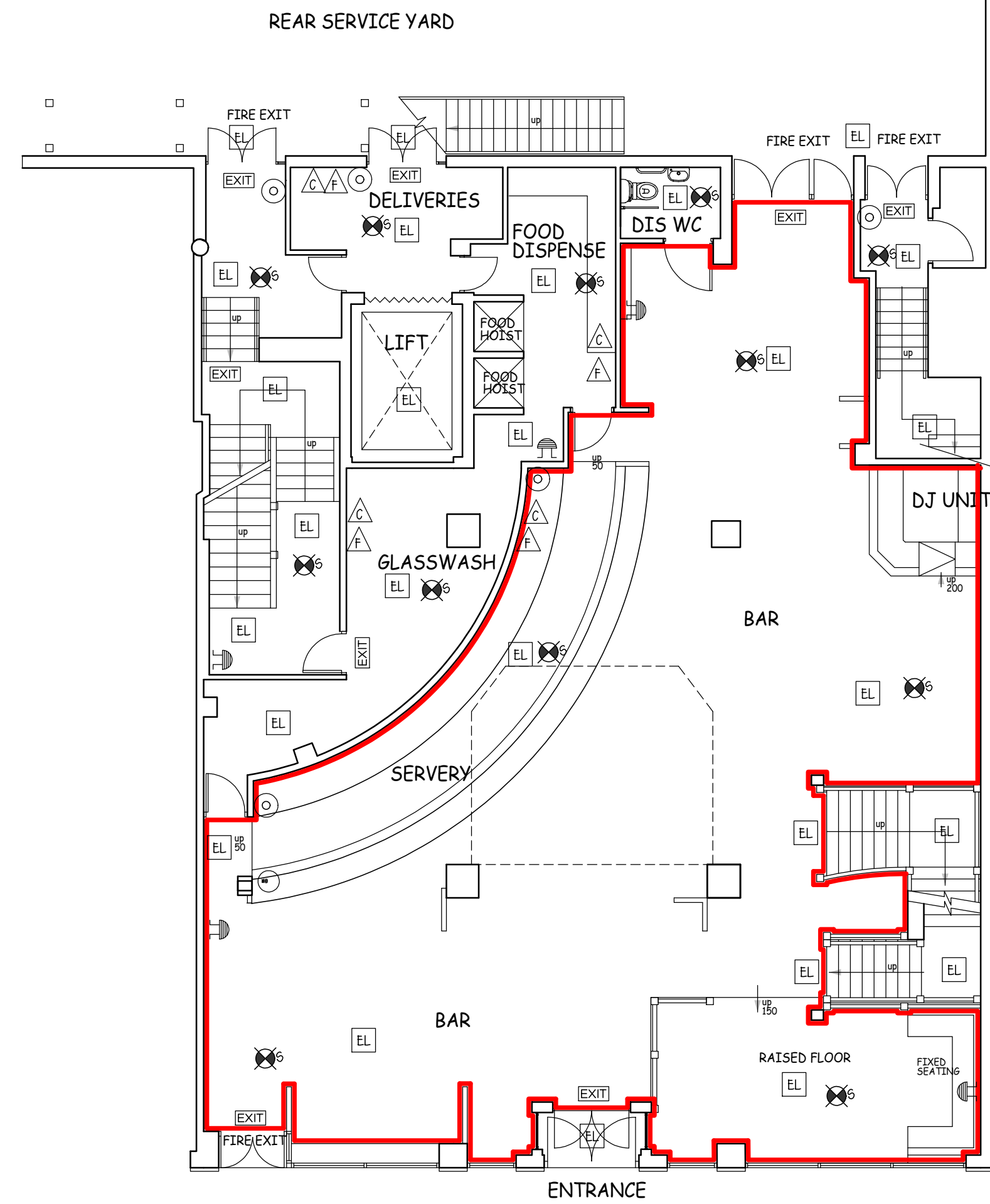
The current location of fire safety equipment and other safety equipment is shown. These items may be moved where necessary and applicable in liaison with the Fire Office.

**LEGEND**

— Licensable activities.

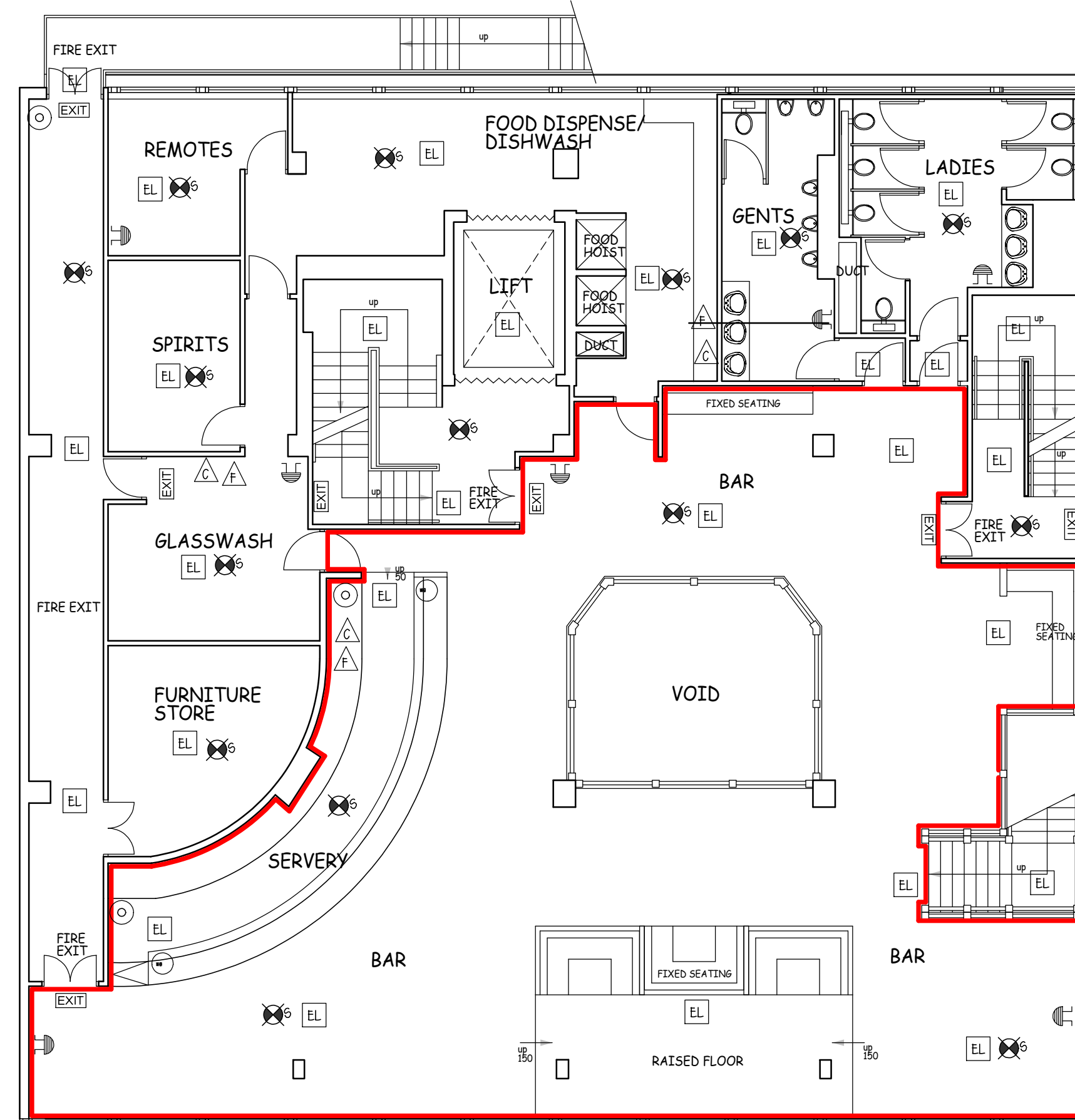
**FIRE PRECAUTION SYMBOLS**

- FD30S Self closing door ("FD30S" / "FD60S")
- EXIT Maintained emergency light fitting / exit sign
- EL Emergency light fitting
- Extinguisher - water
- Extinguisher - foam
- Extinguisher - carbon dioxide
- Fire blanket
- S1S "FIRE DOOR KEEP SHUT" notice
- S1L "FIRE DOOR KEEP LOCKED" notice
- S2S "PUSH BAR TO OPEN" notice
- Alarm bell
- Alarm activate switch
- Automatic Heat Detection
- Automatic Smoke Detection
- FAP Fire alarm panel



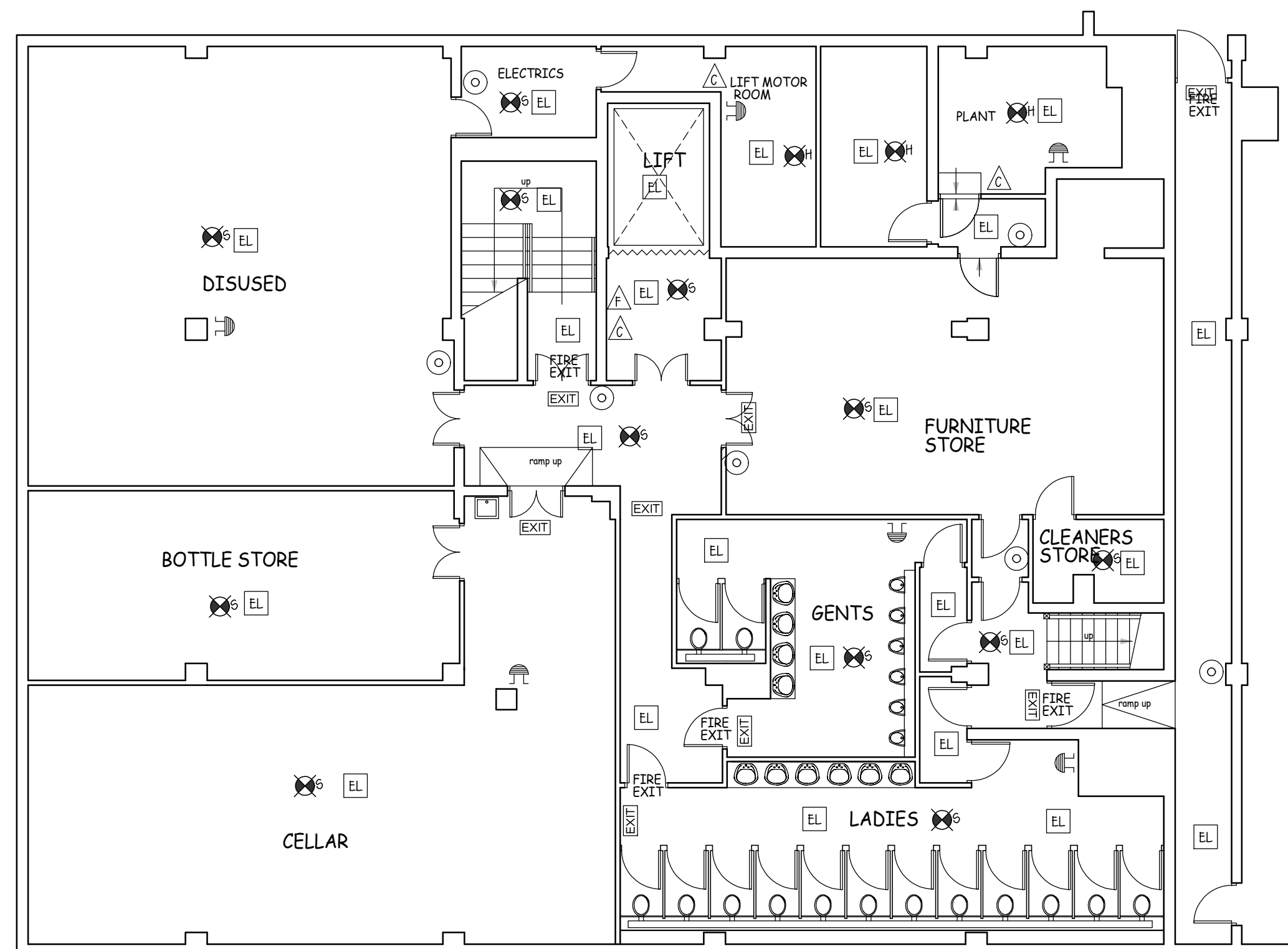
**GROUND FLOOR PLAN**

EDA 174m<sup>2</sup>

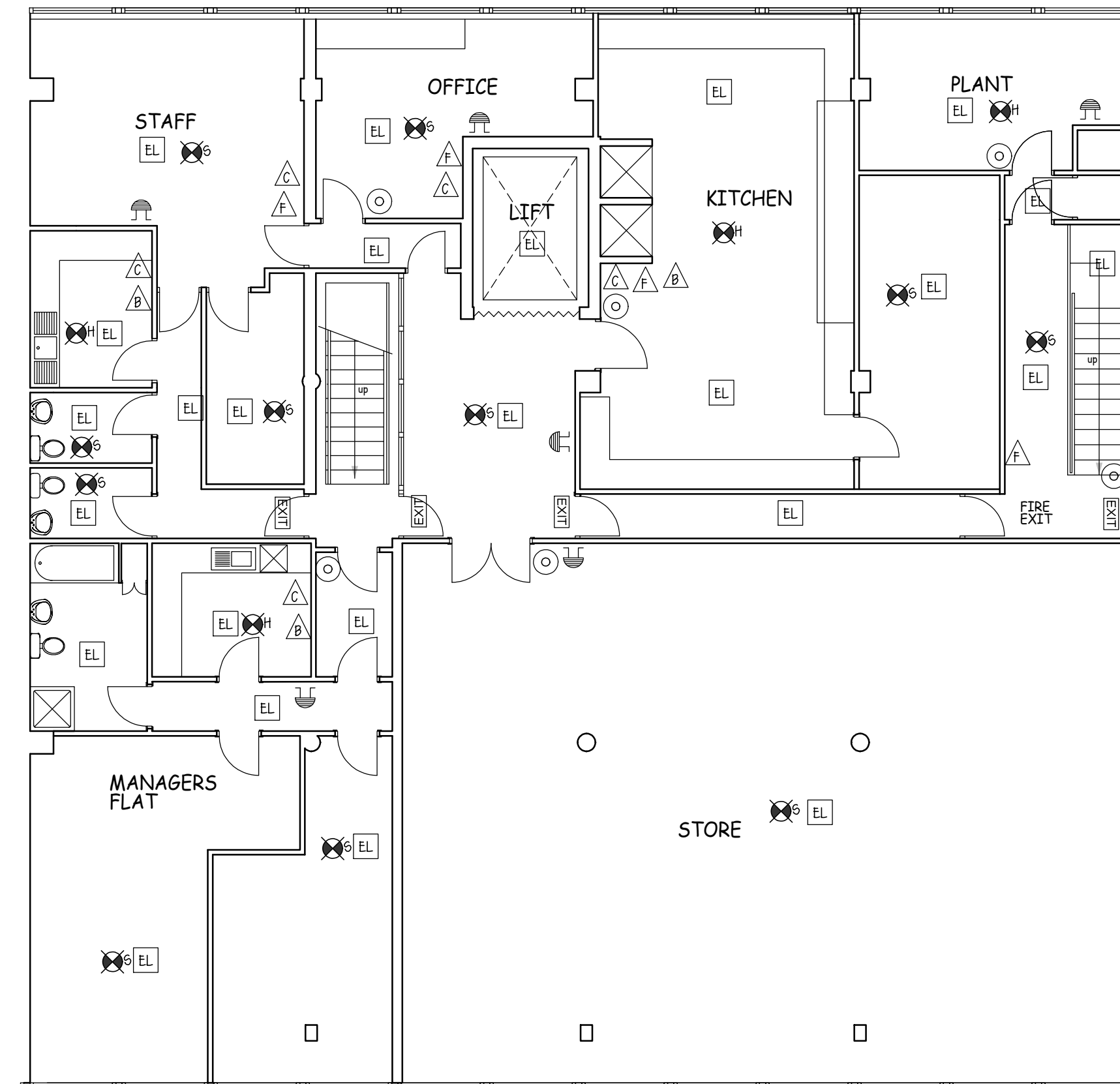


**FIRST FLOOR PLAN**

EDA 193m<sup>2</sup>



**BASEMENT PLAN**



**SECOND FLOOR PLAN**

**NOTE:**

The Contractor is to check and verify all building and site dimensions, levels and sewer invert levels at connection points before work starts.

This drawing must be read with and checked against any structural or other specialist drawings provided.

The Contractor is to comply in all respects with the current Building Regulations whether or not specifically stated on these drawings.

This drawing is not intended to show details of foundation or ground conditions. Each area of ground relied upon to support the structure depicted must be investigated by the Contractor and suitable methods of foundation be provided.

This drawing is to be read in conjunction with all other standard Stonegate Pub Co specifications and documentation.

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Rev.	A	NAME OF UNIT CHANGED.	MM	7.12.14
			By	Date

**stonegate**  
PUB COMPANY  
500 Capability Green  
Luton  
LU1 3LS

Brand  
**GTP**  
Site  
**THE NAVIGATOR AT YATES SOUTHAMPTON**

Title  
**LICENSING PLANS**

Project Manager/Checked	MP	Scale	1:100 @ A1	Date	OCT 14
Arch./Des. McCarty Associates	Drawing Number	MC651-202	Rev.	A	



**SOUTHAMPTON**  
CITY COUNCIL

**Schedule 12**  
**Part A**  
**Premises Licence**

Regulation 33,34

**Premises licence number** 2018/00278/01SPRD

**Part 1 – Premises details**

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

**Yates's**  
113-117 Above Bar Street  
Southampton  
SO14 7FH

**Telephone number** 023 8063 4609

**Where the licence is time limited the dates**

Not applicable

**Licensable activities authorised by the licence**

Films  
Indoor sporting events  
Live music  
Recorded music  
Anything similar to live music, recorded music or performances of dance  
Provision of late night refreshment  
Supply by retail of alcohol

**The times the licence authorises the carrying out of licensable activities**

Films

Monday	07:00 - 01:30
Tuesday	07:00 - 01:30
Wednesday	07:00 - 01:30
Thursday	07:00 - 01:30
Friday	07:00 - 01:30
Saturday	07:00 - 01:30
Sunday	07:00 - 01:00

Indoor sporting events

Monday	09:00 - 01:30
Tuesday	09:00 - 01:30
Wednesday	09:00 - 01:30
Thursday	09:00 - 01:30
Friday	09:00 - 01:30
Saturday	09:00 - 01:30
Sunday	09:00 - 01:00



**Live music**

Monday	09:00 - 01:30
Tuesday	09:00 - 01:30
Wednesday	09:00 - 01:30
Thursday	09:00 - 01:30
Friday	09:00 - 01:30
Saturday	09:00 - 01:30
Sunday	09:00 - 00:30

**Recorded music**

Monday	07:00 - 01:30
Tuesday	07:00 - 01:30
Wednesday	07:00 - 01:30
Thursday	07:00 - 01:30
Friday	07:00 - 01:30
Saturday	07:00 - 01:30
Sunday	07:00 - 01:00



**Anything similar to live music, recorded music or performances of dance**

Monday	09:00 - 01:30
Tuesday	09:00 - 01:30
Wednesday	09:00 - 01:30
Thursday	09:00 - 01:30
Friday	09:00 - 01:30
Saturday	09:00 - 01:30
Sunday	09:00 - 00:30



**Provision of late night refreshment**

Monday	23:00 - 01:30
Tuesday	23:00 - 01:30
Wednesday	23:00 - 01:30
Thursday	23:00 - 01:30
Friday	23:00 - 01:30
Saturday	23:00 - 01:30
Sunday	23:00 - 01:00



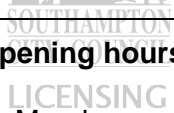
**Supply by retail of alcohol**

Monday	09:00 - 01:00
Tuesday	09:00 - 01:00
Wednesday	09:00 - 01:00
Thursday	09:00 - 01:00
Friday	09:00 - 01:00
Saturday	09:00 - 01:00
Sunday	09:00 - 00:30



**The opening hours of the premises**

Monday	07:00 - 01:30
Tuesday	07:00 - 01:30
Wednesday	07:00 - 01:30
Thursday	07:00 - 01:30
Friday	07:00 - 01:30
Saturday	07:00 - 01:30
Sunday	07:00 - 01:00



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

Alcohol is supplied for consumption both on and off the premises

**Part 2**

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

Stonegate Pub Company Ltd.  
Porter Tun House  
500 Capability Green  
Luton  
LU1 3LS



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

FC029833



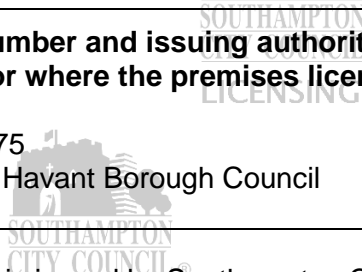
**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Jake Bradley



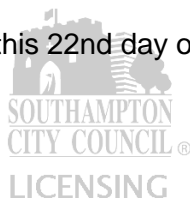
**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**


Licence Number: 1575  
Licensing Authority: Havant Borough Council



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

Dated this 22nd day of January 2018;



  
**Licensing Manager**  
Southampton & Eastleigh Licensing Partnership  
PO Box 1767  
Southampton  
SO18 9LA

## Annex 1 – Mandatory Conditions

1 Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

2 No supply of alcohol shall be made under the premises licence:

(a) at a time when there is no designated premises supervisor in respect of the premises licence, or

(b) at a time when the designated premises supervisor for the premises does not hold a personal licence or his personal licence is suspended.

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

4 (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

5 The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

6 (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

(a) a holographic mark, or

(b) an ultraviolet feature.

7 The responsible person must ensure that

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

8 1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2 For the purposes of the condition set out in paragraph 1 —

(a) 'duty' is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) 'permitted price' is the price found by applying the formula —

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) 'relevant person' means, in relation to premises in respect of which there is in force a premises licence —

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) 'relevant person' means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) 'value added tax' means value added tax charged in accordance with the Value Added Tax Act 1994.

3 Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

(1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ('the first day') would be different from the permitted price on the next day ('the second day') as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 – Conditions consistent with the operating Schedule**

### **1 B - Exhibition of Films**

Films may be exhibited in the licensed premises, subject to the following:

No film shall be exhibited unless it has received a "U", "PG", "12", "12A", "15" or "18" certificate from the British Board of Film Classification or the licensing authority, or it is current news reel which has not been so certified.

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

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

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

2 CCTV to be installed in consultation with the Police.

3 Additionally, to permit the sale of alcohol until 0200 on Friday Saturday and Sunday on the following Bank Holidays:

Easter  
May Day Bank Holiday  
Spring Bank Holiday  
August Bank Holiday  
And until 0200 on the day following  
24th December - Christmas Eve  
Boxing Day



With consumption for 30 minutes thereafter.

And to permit all other licensable activities authorised by the premises licence until 0230 on Friday Saturday and Sunday on the following Bank Holidays:

Easter  
May Day Bank Holiday  
Spring Bank Holiday  
August Bank Holiday  
And until 0230 on the day following  
24th December - Christmas Eve  
Boxing Day



On New Year's Eve licensable activities are permitted until the start of permitted hours the following day.

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

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



Annex 4 – Plans

**NOTES:**

The Contractor to be aware and comply with building and site dimensions, levels and cover areas. Works at connection points follow work status, as indicated on drawings or as per approved drawings provided.

The Contractor is to comply as all aspects of the drawings and specifications are to be followed at all times. Any variations to the drawings or specifications must be approved in writing by the Designer before work commences.

This drawing is not intended to show details of construction or ground conditions. Such areas are to be investigated by the Contractor and any necessary details to be provided in accordance with the specifications and recommendations of the relevant authorities.

This drawing remains the Copyright of McCarthy Associates.

**mccarty associates**  
architects + designers

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**GROUND FLOOR PLAN**  
EMA 176e

**FIRST FLOOR PLAN**  
EMA 176e

**BASEMENT PLAN**

**SECOND FLOOR PLAN**

**NOTES:**

1. This drawing is for the use of the Contractor only. It is not to be used for any other purpose without the written consent of McCarthy Associates.

2. The Contractor is to ensure that all work is carried out in accordance with the specifications and recommendations of the relevant authorities.

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5. The Contractor is to ensure that all work is carried out in accordance with the specifications and recommendations of the relevant authorities.

**LEGEND:**

1. Lovable service

**FIRE PRECAUTION SYMBOLS:**

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Plan not reproduced to scale.

**From:** [publicaccess@southampton.gov.uk](mailto:publicaccess@southampton.gov.uk)  
**To:** [Licensing](#)  
**Subject:** Comments for Licensing Application 2019/03455/01SPRN  
**Date:** 22 June 2019 11:50:50

---

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

Comments were submitted at 11:50 AM on 22 Jun 2019 from Ms Sarah Bogle.

### **Application Summary**

**Address:** 113 - 117 Above Bar Street Southampton SO14 7FH

**Proposal:** Premises Licence

**Case Officer:** Mrs. K Head

[Click for further information](#)

### **Customer Details**

**Name:** Ms Sarah Bogle

**Email:**

**Address:** 25 Sir Georges Road, Southampton SO15 3AU

### **Comments Details**

**Commenter Type:** Consultee

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

**Reasons for comment:**

**Comments:** 11:50 AM on 22 Jun 2019 I object on the grounds of the potential increase in public disorder and cumulative impact on limited police resources linked to the night time economy.

This email is confidential but may have to be disclosed under the Freedom of Information Act 2000, the Data Protection Act 2018, or the Environmental Information Regulations 2004. If you are not the person or organisation it was meant for, apologies, please ignore it, delete it, and notify us. SCC does not make legally binding agreements or accept formal notices/proceedings by email. E-mails may be monitored. This email (and its attachments) is intended only for the use of the person(s) to whom it is addressed, and may contain information that is privileged and/or confidential. If it has come to you in error, you must take no action based on it, nor must you copy or show it to anyone.

# LICENSING ACT 2003



# STATEMENT OF LICENSING POLICY

**from**  
**7 January 2016**  
**to**  
**7 January 2021**



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# 1 VISION STATEMENT

- 1.1 To create an environment that attracts a diverse range of well managed premises, able to flourish and grow, offering a range of entertainment to satisfy the needs of the city. To ensure Southampton is a safe and pleasant city to live, work and visit.

# 2 INTRODUCTION

- 2.1 The Licensing Act 2003 requires licensing authorities to publish a "statement of licensing policy" every five years, which sets out how they intend to exercise their functions. The policy sets out a general approach to making licensing decisions. Each application will be considered on its own individual merits. The discretion of the licensing authority in relation to applications is only used if relevant representations are made
- 2.2 The Policy relates to all those licensing activities identified as falling within the provisions of the Act (Part 1 Section 1) namely
  - Retail sale of alcohol;
  - Supply of alcohol to club members;
  - The supply of hot food and/or drink from any premises between 11 p.m. and 5 a.m.;
  - Provision of "Regulated Entertainment" – to the public, to club members or with a view to profit. "Regulated Entertainment" is defined as:
    - A performance of a play;
    - An exhibition of a film;
    - An indoor sporting event;
    - Boxing or wrestling entertainment;
    - A performance of live music;
    - Any playing of recorded music;
    - A performance of dance;
    - Provision of facilities for making music;
    - Provision of facilities for dancing.
- 2.3 The Legislative Reform (Entertainment Licensing) Order 2014 and the Deregulation Act 2015 provide significant exemptions to some of the activities.
- 2.4 The licensing authority has a duty under the Act to carry out its functions with a view to promoting the four licensing objectives, which are:
  - Prevention of crime and disorder
  - Public safety
  - Prevention of public nuisance
  - Protection of children from harm
- 2.5 We must also have regard to this Statement of Licensing Policy and any statutory guidance issued by the Secretary of State. That does not mean that we have to follow the policy and guidance slavishly. We can depart from it if, having properly taken it into account, we have good reason to do so and where it is appropriate to do so to promote one or more of the licensing objectives.

- 2.6 In promoting the licensing objectives the licensing authority has a number of key aims and purposes which should be principal aims for everyone involved in licensing work and are therefore integral to the Policy. They include:
1. Protecting the public and local residents from crime, anti-social behaviour and noise nuisance caused by irresponsible licensed premises;
  2. Giving the police, licensing officers and responsible authorities the powers they need to effectively manage and police the night-time economy and take action against those premises that are causing problems;
  3. Recognising the important role which licensed premises play in our local communities and economy by minimizing the regulatory burden on business, encouraging innovation and supporting responsible premises;
  4. Providing a regulatory framework for alcohol which reflects the needs of local communities and empowers local authorities to make and enforce decisions about the most appropriate licensing strategies for their local area; and
  5. Encouraging greater community involvement in licensing decisions and giving local residents the opportunity to have their say regarding licensing decisions that may impact upon them.

## **CONSULTATION**

- 2.7 In accordance with section 5 of the Act and prior to the publication of this Policy the Licensing Authority consulted with
- Chief Officer of Police for the area (Hampshire Police)
  - Hampshire Fire and Rescue Authority
  - Persons/bodies representative of local holders of premises licences;
  - Persons/bodies representative of local holders of club premises certificates;
  - Persons/bodies representative of local holders of personal licences;

In addition we consulted with:

- **Premises licence holders in the area added to the Bevois Valley CIP Stress Area**
- **Health and Safety Executive**
- **Southampton Marine Office**
- **Head of Regulatory Services, SCC**
- **Planning and Development Manager SCC**
- **Children's Social Services, SCC**
- **Hampshire Chamber of Commerce**
- **Licensing Solicitors used by applicants to SCC**
- **Residents Associations**

This Policy will come into effect on 7 January 2016 and remain in force for a period of five years. During this time the policy will be subject to regular review.

### 3 CITY PROFILE

- 3.1 Southampton is the south coast's regional capital with a population of over 242,100 in an area of 50 square km. The dynamic and vibrant city is forward-looking, balancing steady growth as a prosperous commercial centre with a high quality of life for its citizens.
- 3.2 Southampton is home to a number of the country's largest companies including Carnival, and Old Mutual Wealth. Commercially, Southampton's success is also notable. The renowned West Quay shopping centre opened in 2000 and IKEA opened its first UK city centre store in 2009.
- 3.3 The Port of Southampton Is Europe's most productive port and the second largest container terminal in the UK. It is the cruise capital of northern Europe contributing to 7 million day visits to Southampton per annum.
- 3.4 Southampton is the largest city in southeast England outside London. Southampton's city centre is undergoing a significant and ambitious transformation. The council's 2012 city Centre Master Plan will see £3 billion of investment into the city by 2030. It will improve the city for residents, businesses and visitors, creating a vibrant and eclectic city centre. The aim to bring over 24,000 new jobs and 5,000 new homes to Southampton is yielding success, with over £1.6 billion of investment already committed.
- 3.5 The £40m+ new arts complex will be a stunning visitor attraction at the heart of the Cultural Quarter. Incorporating two auditoria and dedicated art gallery space, presenting world-class art exhibitions, inspirational performances, outstanding resources for film-makers, media artists and creative events. **As such it will contain a number of licensed premises.** It will provide a new home for prominent local arts establishments including the University of Southampton, John Hansard Gallery and City Eye. With 38 exclusive city centre apartments on the border of the city's unique park complex, the scheme offers everything for those aspiring to city centre living. The retail offer will include up to 7 new restaurants and cafes.
- 3.6 Figures that show it is the second highest ranking city in England for 'good growth' and 4th in the UK, based on the "Good Growth Index 2013" (produced by PwC and think tank Demos).
- 3.7 Confirmation of its position as top of the marine and maritime sectors, with gross value added (GVA) of 18%; 10% higher than the national average, demonstrating that Southampton is at the forefront of the marine sector in the UK. Since the launch of the master plan in 2012 five of the seven 'Very Important Projects' (VIP Projects) have started on site:
  - The Arts Complex complete the Cultural Quarter
  - WestQuay Watermark
  - Station Quarter public realm improvements
  - New homes are being built at the Fruit and Vegetable market
  - Solent University campus is underway
- 3.8 The remaining two (the largest and most complex) are moving forward; a master plan for Itchen Riverside is being prepared and a Development Agreement has been signed for Royal Pier Waterfront
- 3.9 Southampton is a major hub of creativity and innovation with two outstanding universities, working closely with the business community and over 42,500 students.

The University of Southampton is a member of the Russell Group and ranked 20th in the UK. The Southampton Marine and Maritime Institute (SMMI) will be an internationally recognised, state-of-the-art research institute, a centre for innovation, business and education. The new Global Technology Centre for research and development opening in August 2014. The £120 million investment from Southampton University and Lloyd’s Register is the largest such business-focused endeavour in any UK university.

- 3.10 Southampton is accessed by multiple modes of transport. Just outside of the city limits is Southampton International Airport. From the airports website in 2014 there were 35,713 air transport movements involving 1.83 million passengers through 21 airline and tour operators.
- 3.11 There are a number of train stations in the city limits but the main station is Southampton Central that, according to The Office of Rail Regulation has around 6 million passenger movements each year.
- 3.12 There are close links to both the M3 and the M27 providing excellent road links to the rest of the country.
- 3.13 Apart from being Europe’s leading turnaround Cruise port, it is the UK’s number one car handling port and the UK’s most productive container port.
- 3.14 Southampton is in the top 10 of happiest cities in the UK and is the gateway to a wide range of world-class features from the Solent with its maritime opportunities, over 400 sailing events in the Solent annually to the New Forest.
- 3.15 Three and a half million people live within one hour’s drive of the city.

### THE IMPACT OF ALCOHOL ON SOUTHAMPTON

- 3.16 Figures from Public Health England show Southampton is significantly higher than the England average in all the groups measured in the Local Alcohol profile. The table below are their figures for the year 2013/14.
- 3.17 Public Health England state “Alcohol consumption is a contributing factor to hospital admissions and deaths from a diverse range of conditions. Alcohol misuse is estimated to cost the NHS about £3.5 billion per year and society as a whole £21 billion annually.
- 3.18 The following table compares Southampton to the England average and other cities on key indicators on alcohol admissions. **In each area Southampton is above the average for England, the highest for under 18 and male admissions and there is no area where we record the lowest number. Consideration has to be given that each of the cities in the comparison have their own unique demographics but they do provide a guide and demonstrate cities are the areas with alcohol issues.**

Indicator	England Average	Southampton	Brighton	Plymouth	Bournemouth	Nottingham	Sunderland	Coventry
5.01 - Alcohol-specific hospital admission – under 18 year olds	40.1	87.1	63.1	57.5	69.3	34.9	86.6	45.5
6.01 - Alcohol-specific hospital admission	374	534	532	418	456	548	525	531
6.01 - Alcohol-specific hospital admission Male	515	764	701	592	614	762	722	753

6.01 - Alcohol-specific hospital admission Female	241	311	368	255	296	336	341	317
7.01 - Persons admitted to hospital due to alcohol-related conditions (Broad),	1253	1375	1257	1405	1265	1459	1453	1483
7.01 - Persons admitted to hospital due to alcohol-related conditions (Broad), Male	1715	1906	1702	1919	1745	1981	2011	2021
7.01 - Persons admitted to hospital due to alcohol-related conditions (Broad), Female	859	908	862	959	833	998	990	1016
8.01 - Persons admitted to hospital due to alcohol-related conditions (Narrow),	444	542	497	480	447	607	540	522
8.01 - Persons admitted to hospital due to alcohol-related conditions (Narrow), Male	594	725	648	644	601	830	750	700
8.01 - Persons admitted to hospital due to alcohol-related conditions (Narrow), Female	310	373	356	332	301	399	355	359
9.01 - Hospital admissions for alcohol-related conditions (Broad),	2111	2303	1938	2890	2461	2605	2523	2686
9.01 - Hospital admissions for alcohol-related conditions (Broad), Male	2917	3296	2681	3100	3471	3568	3530	3647
9.01 - Hospital admissions for alcohol-related conditions (Broad), Female	1426	1429	1276	1590	1564	1754	1684	1854
10.01 - Hospital admissions for alcohol-related conditions (Narrow),	645	733	645	665	671	954	967	810
10.01 - Hospital admissions for alcohol-related conditions (Narrow), Male	835	991	844	835	851	1278	1293	1031
10.01 - Hospital admissions for alcohol-related conditions (Narrow), Female	475	492	457	510	498	647	677	605

## **4 LICENSING PROCESS**

- 4.1 Applicants are strongly encouraged to seek advice at the earliest possible stage from the licensing authority and other responsible authorities before making an application.
- 4.2 Applicants will need to comply with the statutory requirements or risk their application being invalid.
- 4.3 The licensing authority will expect individual applicants to address the licensing objectives in their operating schedule, having regard to the type of premises (which includes a vessel i.e. ship or boat), the licensable activities to be provided, the operational procedures, the nature of the location and needs of the local community.
- 4.4 It is recommended that applicants obtain planning permission and building regulation approval along with all other necessary permissions and licences for the premises prior to an application being submitted.
- 4.5 When formulating their operating schedule applicants will be expected to make themselves aware of any relevant planning and transportation policies, tourism and cultural strategies or local crime prevention strategies and to have taken these into account where appropriate
- 4.6 When determining applications the licensing authority will have regard to any guidance issued by the Government. In particular, account will be taken of the need to encourage and promote live music, dancing and theatre for the wider cultural benefit of the community as a whole. If representations are made concerning the potential for limited disturbance in a particular neighbourhood, the licensing authority's consideration of those representations will be balanced against the wider benefits to the community. As and when appropriate the licensing authority will consider establishing a policy of seeking to licence public spaces within the community in the name of Southampton City Council.
- 4.7 When determining applications the only conditions which should be imposed on a premises licence or club premises licence are those that are appropriate and proportionate for the promotion of the licensing objectives. In particular, regard will be had to any Crime Prevention Strategies i.e. the Local Crime and Disorder Reduction Partnership and any Cultural Strategies such as those that are aimed at monitoring the impact of licensing on the provision of regulated entertainment.
- 4.8 The licensing authority acknowledges that the views of vocal minorities should not be allowed to predominate over the general interests of the community.

## **OPERATING SCHEDULES**

- 4.9 The operating schedule must form part of the completed application form for a premises licence. It should include information, which is necessary to enable a responsible authority or other person to assess whether and what steps have been taken or are proposed in order to promote the licensing objectives.
- 4.10 As and when appropriate the applicant should provide in the operating schedule such further relevant additional information/evidence where there is an apparent departure from the promotion of the licensing objectives
- 4.11 It is strongly recommended that applicants and/or their legal advisors discuss with Council officers and representatives of responsible authorities the draft operating schedule before it is formally submitted. This will help ensure it properly addresses all relevant issues that might give rise for concern. This may avoid the necessity for a hearing if the application otherwise passes without representation.

## GUIDANCE DOCUMENTS

4.12 The Licensing Authority has provided a number of documents to assist with the process; these are available at [www.southampton.gov.uk/la03](http://www.southampton.gov.uk/la03)

## REPRESENTATIONS

4.13 There is a prescribed period during which the Licensing Authority can receive a written representation to an application. This is usually 28 days from the date the Licensing Authority receives the application but varies depending on the type of application under consideration. **Current guidance can be found by visiting [www.southampton.gov.uk/licensing](http://www.southampton.gov.uk/licensing)**

4.14 “Relevant representations” can include positive, supportive representations as well as objections.

## DECISION MAKING PROCESS

4.15 It will be the Licensing Authority’s policy to provide an efficient and cost effective service to all parties involved in the licensing process. With the exception of the approval and review of this Policy, decisions on licensing matters will be taken in accordance with an approved scheme of delegation.

4.16 In accordance with DCMS Guidance the licensing authority has delegated licensing functions to sub-committees or in appropriate cases, to officials supporting the licensing authority as follows:

<b>Matter to be dealt with</b>	<b>Sub Committee</b>	<b>Officers</b>
Application for personal licence	If a police objection	If no objection made
Application for person licence with unspent convictions	All cases	
Application for premises licence/club premises certificate	If a relevant representation made	If no relevant representation made
Application for provisional statement	If a relevant representation made	If no relevant representation made
Application to vary premises licence/club premises certificate	If a relevant representation made	If no relevant representation made
Application to vary designated premises supervisor	If a police objection	All other cases
Request to be removed as designated premises supervisor		All cases
Application for transfer of premises licence	If a police objection	All other cases
Applications for interim authorities	If a police objection	All other cases



<b>Matter to be dealt with</b>	<b>Sub Committee</b>	<b>Officers</b>
Application to review premises licence/club premises certificate	All cases	
Decision on whether a complaint is irrelevant frivolous vexatious etc.		All cases
Decision to object when local authority is a consultee and not the relevant authority considering the application	All cases	
Determination of a police objection to a temporary event notice	All cases	
Determination of application to vary premises licence at a community premises to include alternative licence condition	If a police objection	All other cases
Decision whether to consult other responsible authorities on minor variation application		All cases
Determination of minor variation application		All cases

4.17 If no relevant representations are received then the authorisation will be issued automatically with, in the case of a premises licence or club premises certificate, such conditions attached as are mandatory or are consistent with the operating schedule accompanying the application. The Licensing Authority will have no discretion to refuse the application. The operating schedule will be translated into conditions attached to the licence.

4.18 Where relevant representations are made and not withdrawn, the Licensing Authority must hold a hearing before the Licensing Committee or, more usually, a sub-committee of the Licensing Committee who will take such of the following steps as it considers appropriate for the promotion of the licensing objectives. The steps are:

- grant the licence subject to the operating schedule modified to such extent as the (Sub) Committee considers appropriate for the promotion of the licensing objectives, and subject to the relevant mandatory conditions;
- exclude from the scope of the licence any of the licensable activities to which the application relates;
- to refuse to specify a person in the licence as the premises supervisor;
- reject the application.

## **APPLICATIONS FOR LARGE EVENTS**

4.19 Events that the Council believe may require a co-ordinated approach to manage may be subject to a Safety Advisory Group (SAG) process. This will be at the discretion of

the Council. Applicants will need to demonstrate to the members of the SAG they are supporting the licensing objectives.

## **5 SOUTHAMPTON POLICIES AFFECTING LICENSING**

### **PUBLIC SPACES PROTECTION ORDERS (PSPO)**

- 5.1 These were formerly known as Drinking in Public Spaces Orders (DPPO) and the Anti-Social Behaviour, Crime and Policing Act 2014 made provision for the existing DPPO to continue for up to one year.
- 5.2 Southampton City Council recognises the effectiveness of this tool in preventing crime and disorder and tackling anti-social behaviour. Premises are expected to have measures in place to prevent their customers contributing to anti-social behaviour.
- 5.3 A DPPO was set for the entire city and this continues in the new guise of a PSPO.

### **CULTURAL QUARTER**

- 5.4 The Cultural Quarter is a key development in the heart of the city the final phase of which is nearing completion as this policy is developed. The intention is to provide a mix of use in the area including a new theatre, Mayflower theatre, Guildhall Square, O2 Guildhall Concert venue, a number of licensed cafes and bars and prime residential property.
- 5.5 Although the latest phase is within the boundaries of one of the CIPs there is an exemption for premises in the Cultural Quarter.
- 5.6 The “Background to the Night Time Economy” report produced to support the City Centre Action Plan mentions as a Core Strategy to create a Cultural Quarter in the Northern part of Above Bar Street (see City Centre Action, below).

### **LATE NIGHT LEVY**

- 5.7 The Late Night Levy was introduced by Southampton City Council on 1 April 2015. The late night levy is a contribution paid by late opening premises supplying alcohol. The money raised is used to pay for policing the night time economy. Imposing the levy is a local power which Southampton City Council has decided to adopt. The Council can choose which exemptions (from those set out in regulations) it will allow in relation to payment of the charge.
- 5.8 Currently, the following exemptions are applied:
  - Premises providing overnight accommodation
  - Theatres
  - Cinemas
  - Bingo halls
  - Registered community amateur sports clubs
  - Certain community premises
  - New Year’s Day
- 5.9 No reductions have been allowed but the Council wish to work with the Trade to allow a business led Best Practice Scheme. This scheme will need to fulfil the requirements agreed between the Head of Legal and Democratic Services, the Chief Officer of Police and the Hampshire Police and Crime Commissioner.
- 5.10 Apart from the reduction for a Business led Best Practice Scheme any proposed changes to the Late Night Levy will be independently consulted upon. The Council

has agreed to pass 70% of the net amount to the Police and Crime commissioner who has agreed to apply the money to purposes within the city in accordance with the arrangements as specified in the late night levy legislation.

5.11 The arrangements, as specified in the Act, are for:

1. the reduction or prevention of crime and disorder;
2. the promotion of public safety;
3. the reduction or prevention of public nuisance;
4. the cleaning of any highway maintainable at the public expense or land in the Council's area.

5.12 Various schemes support the Night Time Economy in Southampton.

- Taxi marshals
- Southampton Street Pastors
- I.C.E. bus (in case of emergency)

5.13 The costs of the Taxi Marshals and I.C.E. bus have predominantly been provided by the City Council and it also makes a considerable contribution to the Southampton Street Pastors. The I.C.E. bus and the Southampton Street Pastors have been identified as excellent schemes by national bodies. It is anticipated these schemes will figure high on the list to receive funding from the Levy as all three are recognised as making a significant contribution to keeping people safe within the Night Time Economy. Street Cleaning is another area that will feature on the list of funding from the levy.

## **CITY CENTRE ACTION PLAN**

5.14 In 2013 Planning developed a background paper on the Night Time Economy - two Core Strategies are mentioned.

- City Centre approach to include leisure/cultural/hotel development including the creation of a Cultural Quarter in Northern Above Bar
- Major Development Quarter to include leisure/hotel/cultural or tourist uses.

5.15 The policy creates hubs and zones with recommended opening times for planning purposes. These do not completely reflect the reality of operating hours within the Night Time Economy but do seem to act as a limit to new applications.

## **SHOPS SELLING ALCOHOL (OFF LICENCES)**

5.16 In 2013 the British Beer and Pub Association estimated that twice as much alcohol is bought in off-licensed premises as from pubs or other licensed premises. This was after years of seeing a steady increase in the amount of alcohol sold in off licences. Pre-loading with alcohol before a night out is much more frequent. This change in habit has the potential to negatively impact on the licensing objectives with on-licensed premises most at risk of the consequences. There are additional increased potential risks such as easier access to alcohol by children (given that consumption is not monitored / regulated), theft, increased street drinking and an increase in crime and disorder.

5.17 To address this applicants, existing premises and the authority can consider a number of strategies to mitigate the problems. To address pre-loading the consideration of an earlier terminal hour for off-licences near to or on a well-used route to established late night premises will be considered. To address theft and

access by children to alcohol the layout of premises, CCTV, where alcohol will be displayed and what steps will be undertaken to support the licensing objectives will be considered. In areas where it is identified street drinking is an issue consideration should be given to not selling single cans of high strength drinks or even whether single cans of high strength alcohol are to be sold at all.

## **TEMPORARY EVENT NOTICES (TENS)**

- 5.18 The Licensing Act 2003 enables certain organised events for fewer than 500 people to take place following notification to the Licensing Authority, the Police and Environmental Health.
- 5.19 Guidance on giving Notice can be found in the Home Office Fact Sheet. [www.gov.uk/government/publications/temporary-events-notice-factsheet](http://www.gov.uk/government/publications/temporary-events-notice-factsheet)
- 5.20 Although the statutory legal minimum time required for the notification of a temporary event to the Licensing Authority, Police and Environmental Health is ten working days, or five working days for a late temporary event, it is essential that proper consideration of the proposed event is given. Statutory guidance allows the Licensing Authority to publicise its preferred timescale for notification.
- 5.21 The Licensing Authority will encourage bona fide community events. Giving TENS for existing licensed premises will not be encouraged where the proposal is simply to extend the existing hours of operation. TENS give for premises in cumulative impact areas will be subject to increased scrutiny due to the potential impact upon an area already identified as suffering from increased crime and disorder. Objections should not rely solely on this policy but should be based on one or more of the licensing objectives.
- 5.22 The Licensing Authority expects those who have given notice of a temporary event to have identified any particular issues having regard to their type of premises and/or activities, and to have in place written policies for addressing issues such as drunkenness, crime/disorder and drugs on their premises and for ensuring staff are trained on these policies.

## **6 MANAGEMENT OF PREMISES**

### **DESIGNATED PREMISES SUPERVISOR**

- 6.1 Any premises where alcohol is sold under a premises licence must have a designated premises supervisor (DPS). The DPS will be named in the premises licence, a summary of which must be displayed on the premises. A DPS must be a personal licence holder. Every sale of alcohol must be made or authorised by a person who holds a personal licence (or must be made or authorised by the management committee in the case of community premises).
- 6.2 The Licensing Act 2003 does not require a DPS or any other personal licence holder to be present on the premises at all times when alcohol is sold. However, the DPS and the premises licence holder remain responsible for the premises at all times.
- 6.3 The Licensing Authority will normally expect the DPS to have been given the day-to-day responsibility for running the premises and as such it is expected that the DPS would usually be present at the licensed premises on a regular basis. The Authority expects that this will be in excess of 50% of a seven-day week.
- 6.4 The premises licence holder will be expected to ensure that the DPS has experience commensurate with the size, capacity, nature and style of the premises and licensable activities to be provided.

- 6.5 Within all licensed premises, whether or not alcohol is to be sold, the Licensing Authority will expect there to be proper management arrangements in place which will ensure that there is an appropriate number of responsible, trained/instructed persons at the premises to ensure the proper management of the premises and of the activities taking place, as well as adherence to all statutory duties and the terms and conditions of the premises licence.

## **DOOR SUPERVISORS**

- 6.6 The premises licence holder and DPS should ensure that their premises do not increase the fear of crime as well as actual crime in their locality. To this end they should ensure, so far as is possible, that customers do not cause nuisance or disorder outside the premises and that measures to ensure the safety of customers and prevention of nuisance are in place. Door supervisors have an important role in managing customers, not only on the doors but also in the immediate area of premises.

## **DISPERSAL POLICIES**

- 6.7 The Licensing Authority accepts that licensed premises can have a diffuse impact. People can cause disturbance when returning to residential areas from later-opening premises elsewhere and people who use off-licences may locate to a remote spot to drink. These problems may not be within the direct control of any particular licensed premises. However, premises licence holders are generally expected to take measures to encourage people to leave their premises quietly and considerately. The Licensing Authority would encourage premises to adopt a dispersal policy where appropriate.

## **RISK ASSESSMENT**

- 6.8 The Licensing Authority will expect that appropriate and satisfactory general and technical risk assessments, management procedures and documentation have been made available to the relevant responsible authorities and to the Licensing Authority, that demonstrate that the public will be safe within and in the vicinity of the premises.
- 6.9 As a minimum the following matters must be taken into consideration:
- Whether the premises already have a licence which specifies the maximum number of people that can be present and, whether a risk assessment has been undertaken as to the maximum number of people who can be present in various parts of the premises, so that they can be operated safely and can be evacuated safely in the event of an emergency.
  - Whether there are procedures in place to record and limit the number of people on the premises with opportunities for “pass outs” and readmission.
  - Whether patrons can arrive at and depart from the premises safely.
  - Whether there may be overcrowding in particular parts of the premises;
  - Whether music and dance venues and performance venues will use equipment or special effects that may affect public safety (e.g. moving equipment, vehicles, pyrotechnics, strobe lights, smoke machines).
  - Whether there are defined responsibilities and procedures for medical and other emergencies and for calling the emergency services.

## **PROMOTERS**

- 6.10 The premises licence holder, DPS and personal licence holders remain responsible for activities taking place on premises when promotions take place. In addition the Licensing Authority will expect premises licence holders to have in place written agreements to ensure that when hiring out venues to promoters, the responsibility for the management of the premises is clear. The Promoter and its employees or agents, shall comply in all respects with all conditions, requirements and regulations of the local authority, Licensing Authority, police authority and fire authority and have regard to good practice for licensed premises.

## **TAKEAWAY PREMISES AND PREMISES PROVIDING LATE NIGHT REFRESHMENT**

- 6.11 The Licensing Authority considers that it will normally be inappropriate to grant a premises licence permitting the sale of alcohol at premises which are principally used for selling hot food for consumption off the premises (“takeaway” premises).
- 6.12 It is recognised that takeaway premises open late at night can be associated with disorder as persons under the influence of alcohol having left, or in some cases being ejected from, late night venues congregate there. Applicants are recommended to have clear written policies for dealing with disorder and nuisance.
- 6.13 Operators of takeaway premises (including mobile units) must have suitable arrangements in place for the containment and disposal of their waste in accordance with the Environmental Protection Act 1990 and subsidiary regulations. Operators of premises where food or drink is provided in disposable containers for consumption elsewhere than on the premises are expected to consider the potential for litter near their premises and take steps to actively reduce the amount of litter generated from their premises. Applicants are also asked to consider the type of packaging container, whether it is always necessary and whether it can be sourced from sustainable materials.
- 6.14 Where the Licensing Authority considers it appropriate, it may impose conditions on a premises licence to require the operator of premises serving customers with hot food or drink to provide litter bins in the vicinity of the premises in order to prevent the accumulation of litter from its customers. It may require the proprietor to service those litter bins as part of their own waste management arrangements.

## **EXTERNAL AREAS**

- 6.15 The introduction of the requirement for smoke free public places under the Health Act 2006 has led to an increase in the number of people outside licensed premises. The provision of tables and chairs outside premises can enhance the attractiveness of a venue, but regard should be had to the need to ensure that the use of such areas will not cause nuisance to the occupiers of other premises in the vicinity. In particular, those with authorisations are expected to manage persons smoking in the vicinity of premises so they do not impede access to the premises and do not cause disturbance. In addition they are expected to provide secure ash trays or wall mounted cigarette bins for patrons so as to minimise litter.
- 6.16 Licensees should also be aware of the possibility of breakages of drinking glasses and glass bottles in outside areas. Consideration should therefore be given to the use of toughened or “plastic” drinking vessels and other management controls to avoid or lessen the likelihood of broken glass in these areas.
- 6.17 The Licensing Authority has a number of concerns with respect to the development of external areas to licensed premises, and will consider imposing conditions to

improve the management of the outside area or prohibiting or restricting the use of these areas in order to promote the public nuisance objective.

- 6.18 As there is a PSPO in place across the city the DPS needs to carefully consider policies on allowing alcohol outside of the premises.

## **7 CUMULATIVE IMPACT POLICY**

- 7.1 In some areas concentrated “pockets” of licensed premises / activities can exist which lead to serious problems of nuisance and disorder arising in the area, and even some distance away from the premises / activity. In such circumstances the impact of those premises / activities when taken as a whole can be far greater than that arising from individual premises / activities. It may not be possible to distinguish individual premises / activities as being the sole cause, or even a major contributing factor, of a particular problem. It is the cumulative combined impact of all of the premises / activities, which causes problems for a wider area and potentially undermines the Licensing Objectives.
- 7.2 The potential impact on the promotion of the Licensing Objectives by a significant number of licensed premises concentrated in one area is often referred to as “cumulative impact”. This should not be confused with the issue of “need” which relates to the commercial demand for licensed premises and cannot be taken into account when determining licensing applications.
- 7.3 The Council has had a cumulative impact policy since May 2009 when three defined areas were identified. The CIP areas were reviewed and amended in line with the review of the Statement of Licensing policy in 2011. Consultation responses have continued to show the CIP is still required to deal with outstanding issues of crime and disorder within identified locations in the city (“Stress Areas”).

### **STRESS AREAS**

- 7.4 In some circumstances an area may have such numbers of licensed premises / activities that it becomes a focal point for large groups of people to congregate and eventually leave. This can create exceptional problems of disorder, noise and other nuisance.
- 7.5 Stricter controls will generally be expected and may be imposed, if appropriate and proportionate, with regard to noise controls in areas which have denser residential accommodation.
- 7.6 The five Cumulative Impact Policies (CIPs), generally, deal with the following matters:
1. Identifies the areas
  2. The basic operation of the policy
  3. How hearings will deal with applications within stress areas
  4. How evidence of Cumulative Impact is dealt with outside of a stress area
  5. How hearings will apply the CIP to applications from within or out of a stress area.

### **POLICY CIP 1**

- 7.7 The Licensing Authority believes that three areas identified in appendix A are suffering from Cumulative Impact and are designated as the “Bedford Place Stress Area”, the “Above Bar Street Stress Area”, and the “Bevois Valley Stress Area”. These areas are the same as in previous years with the exception of Bevois Valley

that extends the boundary further south along St. Mary's Road. The police report and appendices supporting this is attached as appendix B. The redacted material contains information that is premises specific and not appropriate to be made public.

- 7.8 Reason: Evidence indicates that these areas already suffer from cumulative impact and that it is appropriate, proportionate and necessary for special policies to address that issue.

## **POLICY CIP 2**

- 7.9 Where representations are received in respect of applications for either new premises or variations to existing premises in the three Stress Areas a rebuttable presumption will apply that such applications shall be refused. However, this policy only applies to applications of the types listed below namely:
- New premises licences
  - New club premises certificates
  - Provisional statements, including those for material variations to existing premises licences or club premises certificates (i.e. where the modifications are directly relevant to the issue of cumulative impact (e.g. those which significantly increase the capacity of the premises)
  - Substantial variations to existing premises or club premises licences (e.g. length of opening hours or increase in period licensable activities may take place). Whether a variation is "substantial" for the purposes of this policy shall be determined by the Licensing Authority in any instance of doubt.
- 7.10 Reason: To ensure that those applications which will add to the cumulative impact already being experienced are refused
- 7.11 This policy creates a rebuttable presumption that certain types of applications will normally be refused. Because of the short life of activities covered by a Temporary Event Notice these will not be taken into account when considering cumulative impact other than in relation to the crime and disorder objective. However, that does not prevent the reverse – i.e. the consideration of cumulative impact or the fact that a proposed premises for a Temporary Event Notice is within a designated Stress Area when applying the relevant statutory test.
- 7.12 The onus shall be upon applicants to demonstrate through their Operating Schedule and, where appropriate, supporting evidence such as risk assessments, that the operation of the premises will not add to the cumulative impact already being experienced. The standard of proof for the consideration by the Licensing Committee of any application or matter relating to cumulative impact shall be on the balance of probabilities. This policy, however, does not relieve Responsible Authorities or Interested Parties of the need to make representations raising cumulative impact as an issue before such applications are considered in light of the policy. If no representations are received then the application must be granted in terms consistent with the submitted Operating Schedule.
- 7.13 Applications for Provisional Statements may be made where new premises are proposed but have not yet been built or where a substantial variation is proposed to existing premises. Potential licensees may make such an application in order to have a degree of assurance that a licence would be granted before committing themselves to the necessary investment. Where a Provisional Statement has been issued by the Authority to the effect that an application would be granted and the schedule of works accompanying the application for the Provisional Statement is



completed satisfactorily then any subsequent application for a premises licence must be granted and any objection raised at that stage which could have been raised at the Provisional Statement stage must be disregarded (unless there has been a material change in circumstances). It is important therefore that if there is potential for new or altered premises to contribute to or cause cumulative impact in any given area that the issue is addressed as soon as possible in the licensing process and that Responsible Authorities recognise the continuing requirement to make representations based on cumulative impact if appropriate. For this reason the Provisional Statement procedure is included in **the policy and accordingly the rebuttable presumption will apply when considering applications for provisional statements**

- 7.14 The Authority may choose to review this Statement of Policy in the future with a view to designating other Stress Areas to which policy CIP2 or a similar **policy or removal of a stress area** may be applied. In such circumstances the Authority will consult widely to ensure that such a designation and the application of such a policy would be justified. The application of policy CIP2 and any similar policy will be the subject of regular review to assess its impact.
- 7.15 Responsible Authorities and other persons may make representations on specific applications concerning cumulative impact even though those applications are not for premises in designated Stress Areas (and therefore not covered by this policy). In such circumstances the application may be refused (though there will be no presumption that this will be the case) and the Authority may then choose to review this policy statement and consult as to whether the particular area should be formally designated as a Stress Area to which policy CIP2 (or one similar) should apply. To be clear, nothing within this policy shall prevent the consideration of cumulative impact issues simply because a premises (or proposed premises) is not situated within a designated Stress Area.

## **EXEMPTIONS**

- 7.16 The creation of a “Cultural Quarter” has been fulfilled with a wide variety of activities both within new buildings such as the Sea City Museum and new Arts Complex on the former Tyrrell and Green’s site, existing buildings, and the improved and expanded Guildhall Square all of which fall within the area of Above Bar partly covered by the above Stress Area as shown edged with a broken line on the attached plan at appendix C.
- 7.17 The policy is to encourage venues within the Cultural Quarter which promote well run family friendly sit down eating and drinking, complement the City’s cultural offer and may include al fresco dining, subject to appropriate licensing restrictions. These may include theatres, other performing arts venues, galleries and restaurants.
- 7.18 The Licensing Authority will ordinarily treat applications in relation to any licensing use in the Guildhall Square, or within or directly related to any building primarily used for an arts or cultural purpose as an exception to the CIP but each matter will be judged on its merits.

## **POLICY CIP 3**

- 7.19 Should a relevant representation in turn lead to a hearing to determine an application for a premises located within a designated Stress Area applicants should note that the onus is on the applicant to establish that the proposed licensable activities will not, on the balance of probabilities, lead to an increase in or add to the cumulative impact already experienced within the designated area. It should be stressed that when considering the application the Licensing Committee

will consider the effect of the proposals upon the licensing objectives in light of the underlying reasons for the designation of the area as being one for which the special Stress Area policies should apply.

7.20 Whilst making any decision the Committee shall not ordinarily consider the following as an exception to the policies applying to Stress Areas or as justification for departure from those policies:

- The quality of management of the premises
- The character or experience of the applicant
- That the capacity, size, hours or any increase therein applied for, is not substantial
- That the applicant has a good understanding of how to reduce the potential for crime on the premises.

#### ***POLICY CIP 4***

7.21 In cases where Responsible Authorities or other persons seek to establish that an application, other than within a stress area, should be refused on the grounds that it would result in or further contribute to a cumulative impact which would undermine one or more of the Licensing Objectives they shall be expected to:

1. Identify the boundaries of the area from which it is alleged problems are arising
2. Identify the Licensing Objective(s) which it is alleged will be undermined;
3. Provide full details and evidence with specific regard to the matters listed in Policy CIP1 to 4 to show the manner and extent to which it is alleged that the Licensing Objective(s) are being, or are at risk of being, undermined in the area;
4. Provide evidence to show that the undermining of the objective(s) is caused by the patrons of licensed premises in the area.

7.22 Reason: To ensure that representations are neither frivolous nor vexatious and that there is an evidential basis for the Committee to reach a decision.

#### **REPRESENTATIONS IN RESPECT OF APPLICATIONS IN STRESS AREAS**

7.23 Where a representation seeks to establish that the grant or variation of a premises licence within an existing designated Stress Areas would undermine one or more of the Licensing Objectives and add to the Cumulative Impact the following paragraph and CIP policy 5 will apply.

7.24 In cases where those making representations seek to establish that an application should be refused on the grounds that it would result in (or further contribute to) a Cumulative Impact, which would undermine one or more of the Licensing Objectives, the person or body making the representation shall be expected to:

7.25 Identify the Licensing Objective(s) which it is alleged will be undermined with specific regard to:

- the nature of the licensed activity to be carried on at the premises; and
- its patrons

#### ***POLICY CIP 5***

7.26 In considering applications and representations relating to cumulative impact the Authority may, in addition to the matters listed in policy CIP3 above, have regard to matters that appear to be relevant including (but not limited to):

- The proximity of the proposed premises to others in the area concerned which are licensed or subject to a Provisional Statement for similar activities;
- The estimated occupancy figures of existing licensed premises and those subject to a Provisional Statement, in the area concerned and the timings of those activities;
- The operational hours of existing licensed premises and those subject to a Provisional Statement, in the area;
- The nature of licensed activities in the area and those to be carried on at the proposed premises;
- Whether, if the grant of the application would result in or further contribute to a cumulative impact, conditions would be effective in addressing the issue;
- The proposed hours of operation of the licensed activities;
- Transport provision for the area.

7.27 Reason: To ensure that regard is had to all relevant considerations relating to the area

7.28 The Council will seek to identify mechanisms outside of the licensing regime that are available for addressing the impact of anti-social behaviour and nuisance once patrons leave the vicinity of licensed premises or in respect of the management or operation of licensed premises, and that may lead to the declaration / removal of an area. Regard will be given to the statutory guidance in this respect and the following mechanisms which may be, or have been already, employed:

- Planning controls - positive measures to create a safe and clean city centre environment in partnership with local businesses, transport operators and other departments of the local authority.
- Powers of local authorities to designate parts of the local authority area as places where alcohol may not be consumed publicly.
- Police enforcement of the normal law concerning disorder and antisocial behaviour, including the issuing of fixed penalty notices.
- The prosecution of any personal licence holder or member of staff at such premises who is selling alcohol to people who are drunk.
- The confiscation of alcohol from adults and children in designated areas.
- Police powers to close down instantly for up to 24 hours (extendable to 48 hours) any licensed premises or temporary events on grounds of disorder, the likelihood of disorder or excessive noise emanating from the premises.
- The power of the police, other responsible authorities or other persons to seek a review of the licence or certificate in question.
- Early Morning Alcohol Restriction Orders.
- Raising a contribution to policing the late night economy through the late night levy.
- Any other local initiatives that similarly address these problems

7.29 The fact that particular premises are in a Stress Area cannot be used as a justification for removing an existing licence. If a representation is received that an existing licensed premises / activity is having an impact that undermines the Licensing Objectives, then Responsible Authorities and Interested Parties may

request a review of that specific licence. Action may be considered by the Council under other parts of the policy.

## 8 CHILDREN

- 8.1 A child is anyone under the age of 18 years unless otherwise stated.
- 8.2 This statement of licensing policy does not seek to limit the access of children to any premises unless it is necessary for the prevention of physical, moral or psychological harm.
- 8.3 The licensing authority will have regard to any representations made by **Children's Services at Southampton City Council** or through the appropriate Southampton City Council Directorate acting on its behalf, or any other appropriate body when considering applications for premises licences.
- 8.4 When considering applications for premises licences, the licensing authority will take into account the history of a particular premises and the nature of the activities proposed to be provided when considering any options appropriate to prevent harm to children. The relevant matters include premises:
- where there have been convictions for serving alcohol to minors or with a reputation for underage drinking;
  - with a known association with drug taking or dealing;
  - where there is a strong element of gambling on the premises;
  - where entertainment of an adult or sexual nature is commonly provided;
  - where the supply of alcohol is the exclusive or primary purpose of the service at the premises.
  - in these circumstances, conditions may be attached to any licence to:
    - limit the hours when children may be present;
    - restrict the age of persons on premises;
    - exclude children from all or part of the premises when certain activities may take place;
    - require an adult to accompany a child;
    - set out a requirement for the presence of adult staff according to a set adult/child ratio where children are attending regulated entertainment;
    - exclude people under 18 from the premises when any licensable activities are taking place.
- 8.5 Where no licensing restriction is considered necessary, however, it is at the discretion of the premises licence holder or club to decide whether or not to admit children; however the Licensing Authority strongly supports the use of Challenge 25 policies, the recording of all refusals and training on all age restricted activity.
- 8.6 Where premises give film exhibitions, licensees must ensure that children are prevented from viewing age-restricted films classified according to the British Board of Film Classification.
- 8.7 Except as in 8.4 above the authority will not impose conditions restricting the admission of children to any premises believing this should remain a matter of discretion of the licence holder. The licensing authority encourages family friendly policies. It will take strong measures to protect children where any licence holder is

convicted of serving alcohol to children, where premises have or acquire a known association with drug taking or dealing, where gambling takes place on the premises or where entertainment of an adult or sexual nature is commonly provided. In such circumstances while it may sometimes be necessary to impose a complete ban on the admission of children this would be rarely imposed, it would be more likely to require conditions as referred to above.

- 8.8 Where a large number of children are likely to be present on any licensed premises, for example, a children's show or pantomime, then conditions will be imposed requiring the presence of an appropriate number of adult staff to ensure public safety and their protection from harm including control of access and egress and consideration may be given to include conditions concerning child/adult ratios
- 8.9 The licensing authority recognises the great variety of premises for which licences may be sought. These will include theatres, cinemas, restaurants, pubs, nightclubs, cafes, takeaways, community halls and schools. Access by children to all types of premises will not be limited in any way unless it is considered appropriate to do so in order to protect them from harm
- 8.10 In the case of premises which are used for film exhibitions conditions will be imposed restricting access only to those who meet the required age limit in line with any certificate granted by the British Board of Film Classification or, in a specific case where there are very good local reasons a certificate given to the film by the licensing authority itself.
- 8.11 Where no restriction or limitation is imposed the issue of access will remain a matter for the discretion of the individual licensee or club.
- 8.12 The wide range of premises that require licensing means that children can be expected to visit many of these, often on their own, for food and/or entertainment.
- 8.13 The licensing authority will consult with the Southampton Local Safeguarding Children Board acting on the City Council's behalf, or any successor body performing the same or a similar function and any other appropriate body, on any application that indicates there may be concerns over access for children
- 8.14 The Act details a number of offences designed to protect children in licensed premises and the licensing authority will work closely with the police and other appropriate agencies to ensure the appropriate enforcement of the law, especially relating to the sale and supply of alcohol to children. **These measures will include the test purchasing of prohibited goods at licensed premises.**

## 9 ENFORCEMENT

- 9.1 It is essential that premises are maintained and operated so as to ensure the continued promotion of the licensing objectives and compliance with the approved operating schedule, the specific requirements of the 2003 Act and any licence conditions imposed. The licensing authority, in partnership with the responsible authorities, will make arrangements to monitor premises.
- 9.2 The licensing authority will work closely with the police, trading Standards and the other responsible authorities, liaising on a regular basis to establish enforcement protocols and concordats to ensure an efficient deployment of resources engaged in enforcing licensing law and inspecting licensed premises, in order to ensure that resources are targeted at problem and high-risk premises.
- 9.3 The Act details a number of offences designed to protect children in licensed premises and the licensing authority will work closely with the police, Trading

Standards and other appropriate agencies to ensure the appropriate enforcement of the law, especially relating to the sale and supply of alcohol and tobacco products to children.

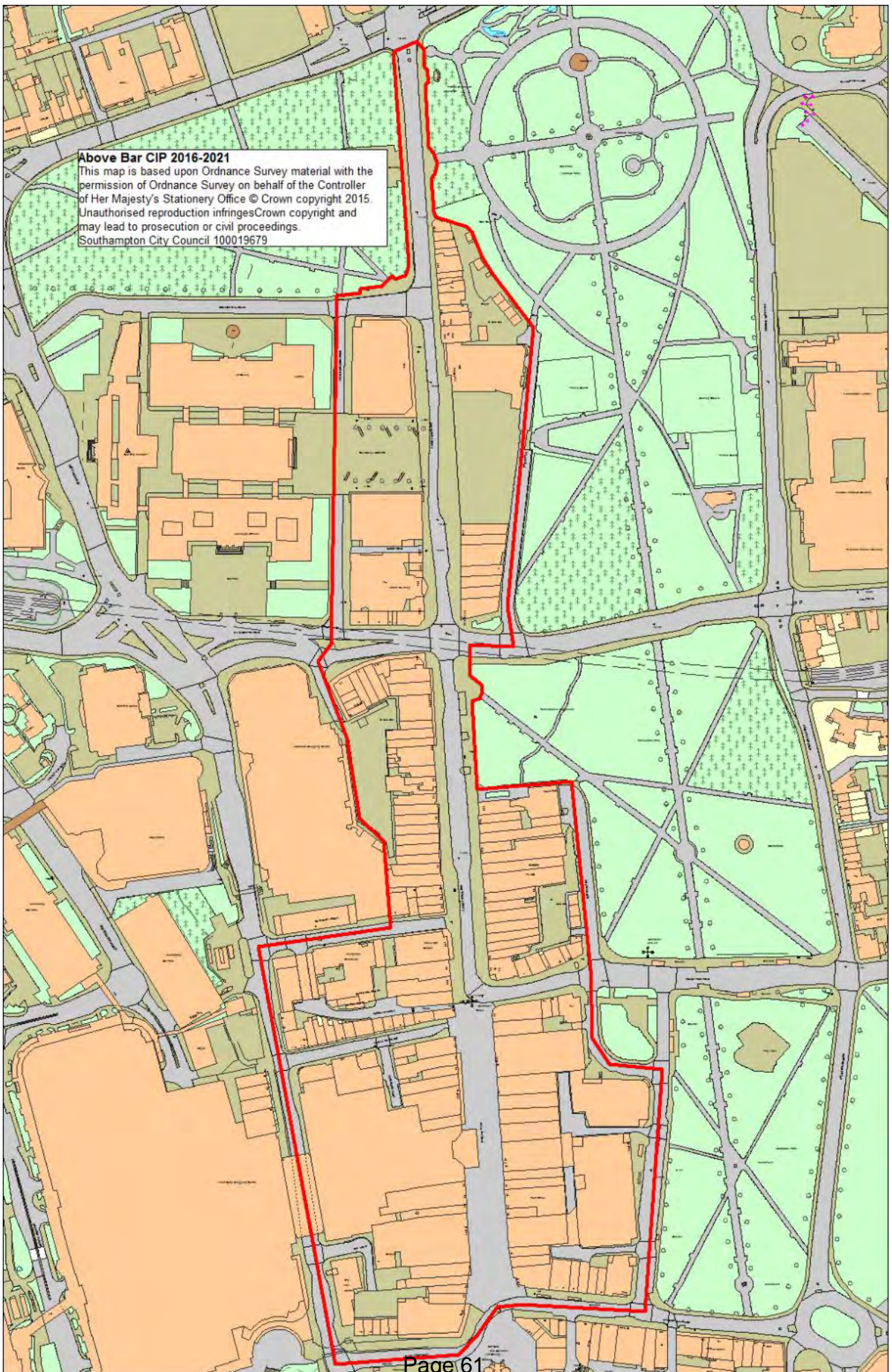
9.4 The premises licence holder is responsible to ensure the four licensing objectives are upheld:

- Prevention of crime and disorder
- Public Safety
- Prevention of public nuisance
- Protection of children from harm

9.5 Where there is evidence to suggest the licensing objectives are being undermined, enforcement action will be taken in accordance with the principles of better regulation and the Regulator's Compliance Code. The aim is to have well run premises operating in our city. Problems at premises will be identified by the relevant authorities and the licence holder will have responsibility to resolve the problem. Failure to address or respond to problems or isolated serious failures will normally result in a review application.

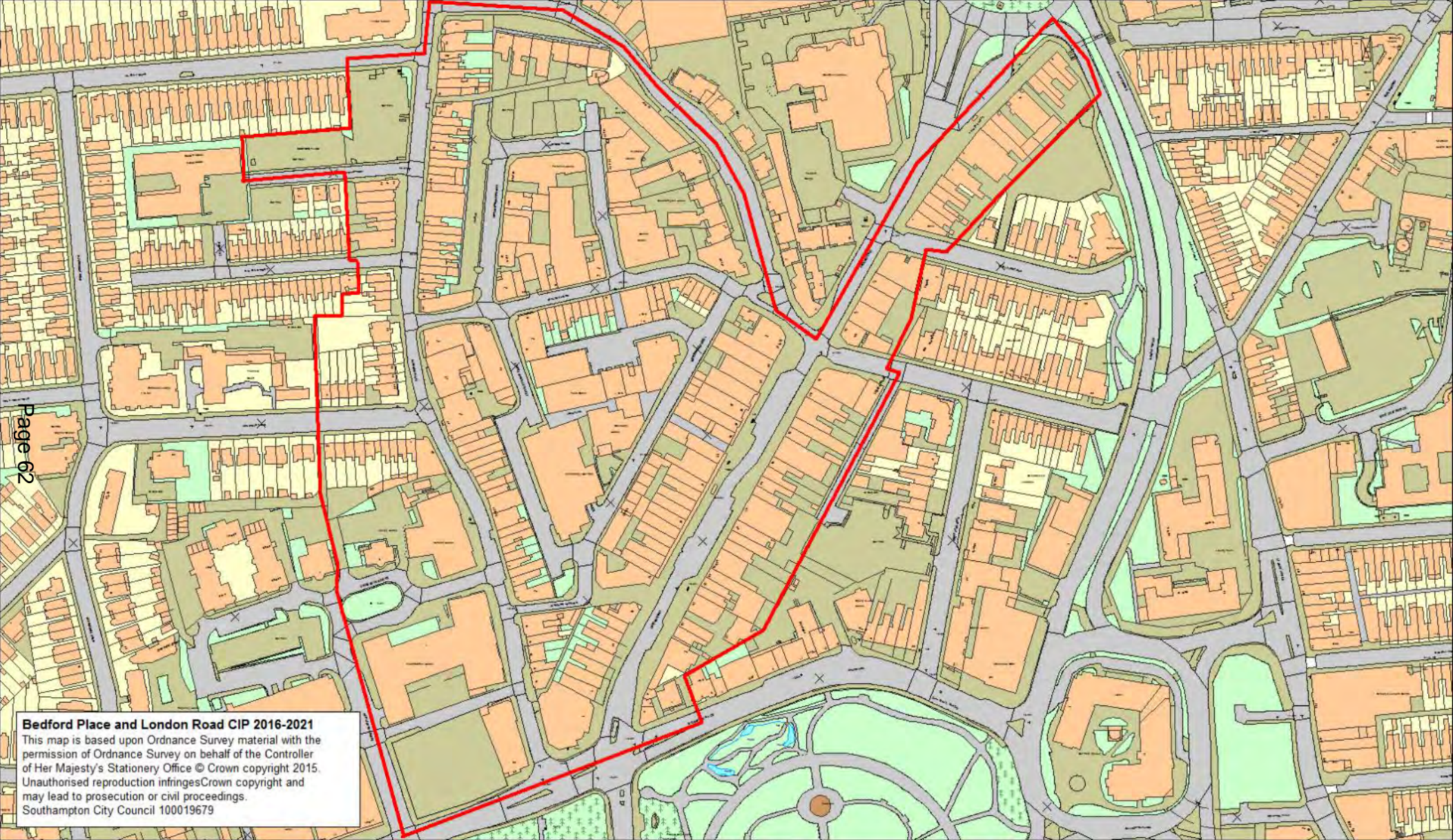


Above Bar cumulative impact policy area





Bedford Place/London Road cumulative impact policy area

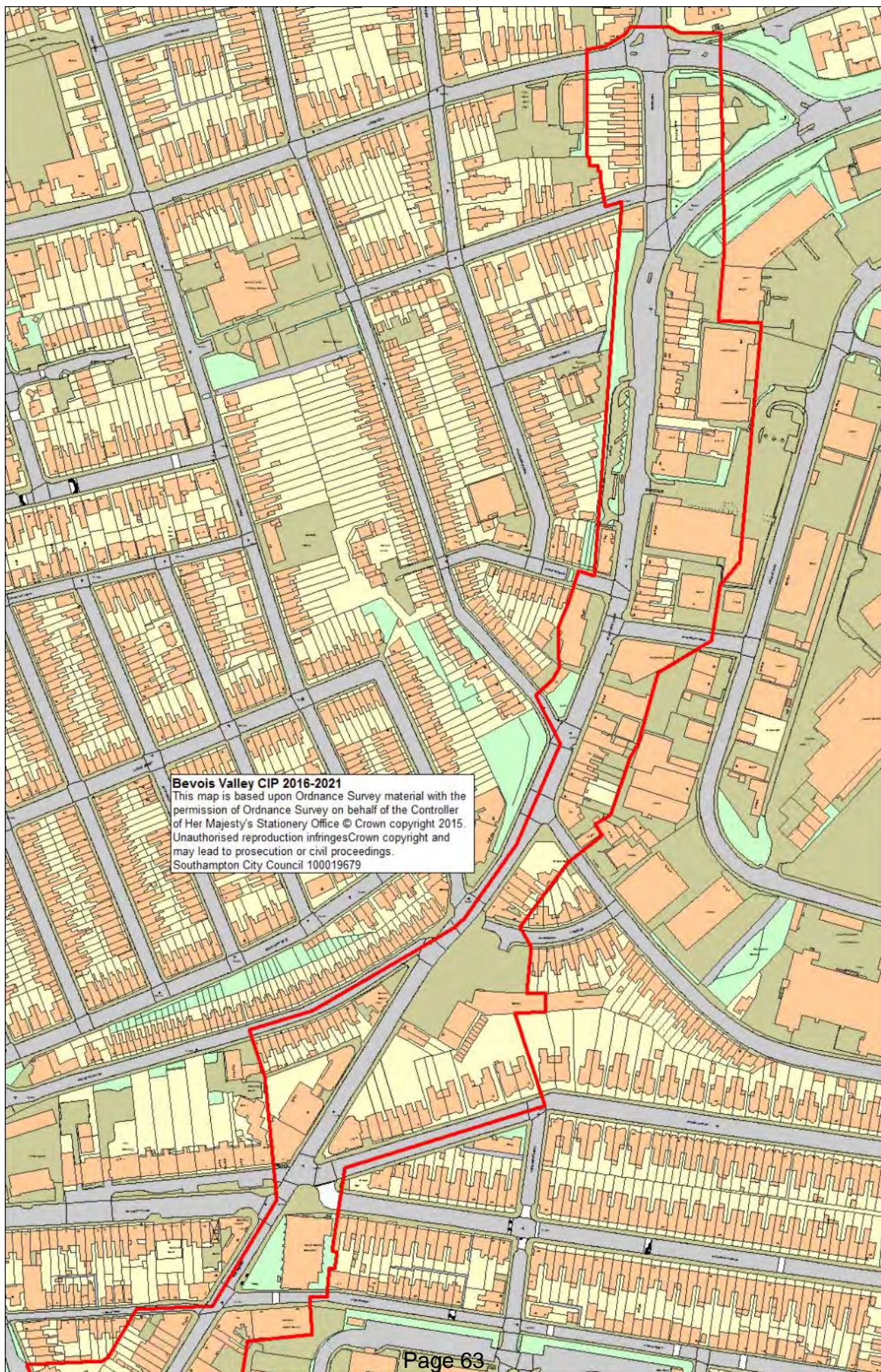


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**Bedford Place and London Road CIP 2016-2021**  
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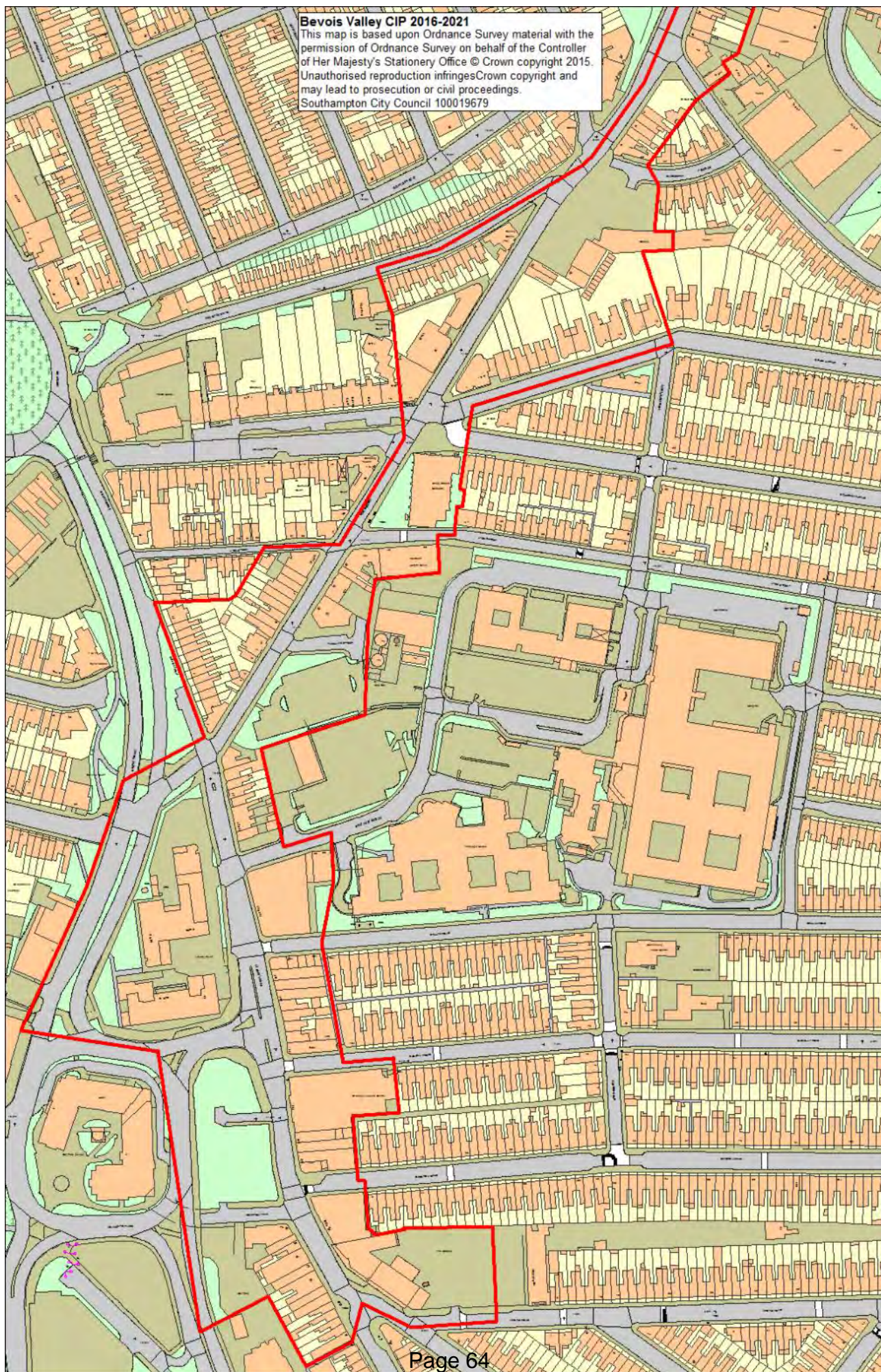


Bevois Valley cumulative impact policy area (north)



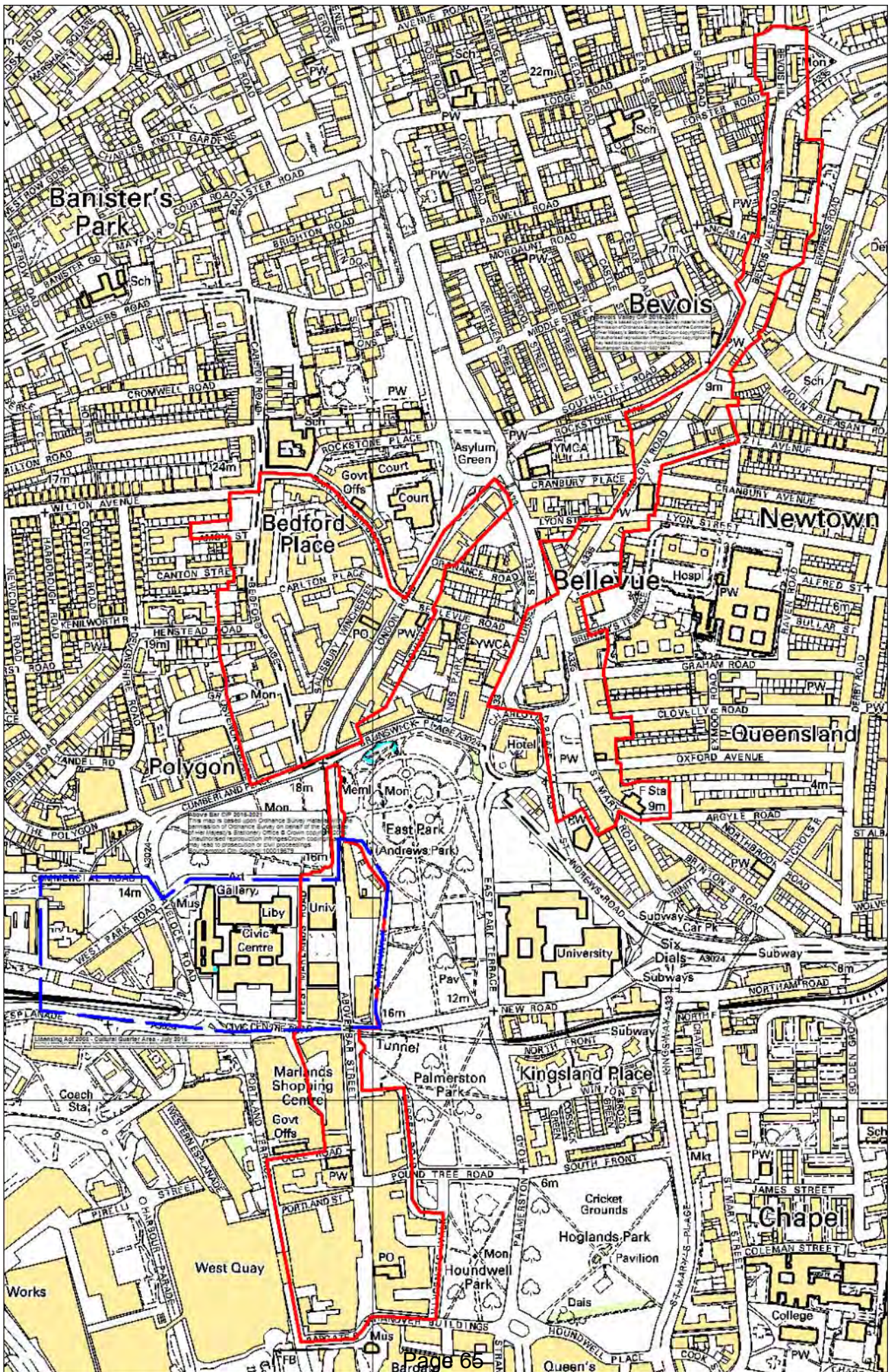


Bevois Valley cumulative impact policy area (south)





All cumulative impact policy areas





Station : **Southampton** Area : **P&N  
(Strategic Partnerships)**  
Department : **Force Licensing** Date : **2015(June)**

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Subject : **Hampshire Constabulary evidence to SCC consultation stages of the Statement of Licensing Policy (Cumulative Impact Policy)**

FAO:  
Phil Bates (Manager, SCC Licensing Dept)  
Supt James Fulton (Hampshire Police, force strategic licensing lead)

To all

### **Background**

Southampton district has a 24 hour, mixed use city centre surrounded by a vast geographical spread of residential areas. Operationally this imposes significant demands upon emergency services and the wider partnership

The demands of policing the Night Time Economy (NTE) within Southampton place a heavy demand on the police and Southampton City Council (SCC). This in terms of resources to minimise the effects of drink related crime and disorder and ensure public safety, conservative estimates placed the financial burden of policing the NTE alone at £1.6 million per annum (*Annexe 1 – LNL report 2013*)

Operation Erwood is an ongoing police campaign to cut alcohol fuelled crime and disorder in Southampton and reduce the burden on public health, it is supported by Southampton Safe City Partnership (SCP) covering a wide spectrum of partners, stakeholders and voluntary services

There are a significant number of persons who live outside the city, visiting attractions such as the theatre, restaurants and shopping complexes beyond the NTE in Southampton

The successful and vibrant NTE in Southampton attracts tourists, local residents and students into the licensed venues. There are 5 distinct Night Time Economy (NTE) zones, (*Annexe 2 – Basic maps of NTE zones*)

The impact of the NTE has historically has imposed a disproportionately negative impact on crime and disorder levels within the Southampton district and those 5 NTE zones. Post 2008 a vast investment from police and partners in resources has significantly reduced these levels, including the introduction of the Cumulative Impact Policy (CIP) zones within the SCC Statement of Licensing policy

The introduction of the 3 CIP areas Bedford Place (Zone 1), Above Bar Street (Zone 2) and Bevois Valley (Zone 4) has had a significant impact reducing crime and disorder, helping to promote the licensing objectives within licensed premises captured within these areas

The key signal crime types are assaults, sexual offences, robberies and alcohol related ASB

**[A] Crime Data**

**[1] Geographical data (Southampton district)**

**(a) RMS & business objects**

The level of crime and disorder within the Southampton, particularly its NTE zones has reduced year on year since 2008, this has mirrored local and national crime trends. There are a number of contributory factors particularly; smarter partnership approach around alcohol harm reduction, regulatory enforcement (including the CIP) and the economy down recession world wide

In the period since 2008 the Hampshire Constabulary has adapted to the crime recording and classification changes introduced by the Home Office, this makes comparative interpretation of police crime data throughout this period more difficult  
(Annexe 3 - Key guidance on crime data integrity)

**Comparison of violence data (2014/15)**

	Homicide	Violence(with injury)	Violence	Total Violence	% of Soton district 'Total Violence'
Hampshire				28323	
<b>Southampton district</b>	4	2686	2907	5597	
Southampton Central Sector	2	1033	913	1948	<b>34.80%</b> (1948 / 5597)
Southampton North Sector	0	482	581	1063	<b>18.99%</b> (1063 / 5597)
Southampton East Sector	0	521	585	1106	<b>19.76%</b> (1106 / 5597)
Southampton West Sector	2	650	828	1480	<b>26.44%</b> (1480 / 5597)
Note : Above figures includes the below NTE figures (absorbed within the soton district total)					
NTE related (whole soton)	0	480	745	1225	<b>21.88% total</b> (1225 / 5597)

Figures from Hampshire Constabulary RMS business objects 01/04/2014-31/03/2015

(Annexe 4 – Screen shots from RMS Business objects ref violence data)

The 'Total Violence' figures include Domestic Assaults, Youth on Youth, Drug related and other types (not just NTE related)



The Southampton district accounts for 19.76% of the whole Hampshire Constabulary 'Total Violence' for the performance year period of 01/04/14 to 31/03/15 [19.76% (5597 / 28323)]

The Southampton Central sector accounts for 34.80% of the 'Total Violence' for the whole Southampton District. This is high in comparison to the other sectors; Southampton North (18.99%), Southampton East (19.76%) and Southampton West (26.44%)

The NTE accounts for 21.88% of the 'Total Violence' absorbed within the whole Southampton district total. Southampton Central sector contains ALL of 5 NTE zones, so a HIGH proportion 62.88% (1225/1948) of its 'Total Violence' is likely to be attributable to the NTE 'Total Violence'

A further analysis of Southampton Central sector shows its' two beat areas demonstrates how the NTE impacts disproportionately on its 'Total Violence'

The Bargate beat area now covers the NTE zones of 'Above Bar Street' (Zone 2), Oxford Street (Zone 3) and Oceana & West Quay (Zone 5)

The Bevois beat areas now cover the NTE zones of 'Bedford Place' (Zone 1) and Bevois Valley (Zone 4)

The Bargate beat area accounts for 54.97% (1071/1948) of the 'Total Violence' for the Southampton Central sector, this also represents 19.13% (1071/5597) for the **whole** Southampton District which is on a par with the 'Total Violence' figures for both Southampton North and East sectors

The Bevois beat area accounts for 43.58% (849/1948) of the 'Total Violence' for the Southampton Central sector, this represents 15.16% (849/5597) for the **whole** Southampton District which is fast approaching the 'Total Violence' figures for both Southampton North and East sectors

**Comparison of violence within Southampton Central Sector (2014/15)**

	Homicide	Violence (with injury)	Violence	Total Violence	% of Soton Central Sector 'Total Violence'
Hampshire				28323	
Southampton District	4	2686	2907	5597	
Southampton Central Sector	2	1033	913	1948	100%
Bargate Beat	0	573	496	1071	54.97%
Bevois beat	0	449	400	849	43.58%
SC admin "bucket code"	0	0	28	28	0.01%
Note : Above figures includes the below NTE figures					
NTE related (whole soton)		480	745	1225	62.88% total (1225 / 1948)

*Figures from Hampshire Constabulary RMS business objects 01/04/2014-31/03/2015*

(b) Research & Analysts 2014/15 document

*(Annexe 5 – Research & Analysts 2014/15 document)*

Also refer to annexe 2 on how this document was prepared and the reports limitations, which will not give a 100% accurate account of all crime and ASB linked to the NTE

The figures in (a) from RMS / Business objects are more accurate, the reports explore aspects around aggravating factors such as weapons used and what proportion were alcohol related.

The key trends around geographical locations are mirrored in this report identified specifically;

- 1940 occurrences (*not just violence offences*) between 01/04/14 and 31/03/15 linked to the NTE bus/org (*whole Southampton district*) occurring between 1900 and 0700hrs
- 739 (38%) relate to violent crimes which occurred during NTE hours. 634 of these occurrences occurred in a public place
- Southampton Central sector records the highest number of violent crime offences, 605 (82%) of all incidents within Southampton.
- Half of the NTE violent crime (368) occurred in the Bargate beat. 205 (56%) of these incidents occurred on a Saturday and Sunday; the majority of offences taking place between the hours of 0000 and 0500hrs. In this beat, the zones that experienced the highest number of violent crime were West Quay Road/ Leisure World (zone 5) and Above Bar/ Vincents Walk (zone 2).
- Bevois beat experienced the second highest number of violent crime offences during this period, with 233 occurrences. 174 (47%) of these occurrences took place between Friday and Sunday, with a peak timeframe between 2200 and 0500 hours. Within this beat zone 1 (London Road/Bedford Place) experienced the highest number of violent crime
- 17 incidents (2%) were flagged as serious violence, with 9 being linked to a license premises
- Bevois beat had the highest number of incidents involving serious violence (11), with 3 occurring at 90 Degrees in Zone 1 (London Road/Bedford Place)

(c) Sexual Offences & Robbery within the NTE

- Sexual offences and robbery offences during NTE hours in 2014/15 account for 3% (58) of all occurrences
  - **Sexual** offences: 30 of the 58 incidents are sexual offences
  - 11 sexual offences are linked to license premises - 3 at Oceana/Ice House and 2 at Kelly's bar
  - 13 sexual offences occurred in Bargate beat, primarily around Above Bar/Vincents Walk (zone 2)
  - 8 are linked to Bevois beat; 3 in Bevois Valley/St Marys and 2 in London Road/Bedford Place

- **Robbery**; The remaining 28 occurrences relate to personal robbery
- Incidents occurred at a range of locations including shops, a park, nightclubs and a petrol station
- Both Bevois and Bargate beat are linked to 11 incidents each. Bevois Valley/St Marys (zone 4) experienced the highest number of robberies

**[2] Temporal data (Southampton district)**

**(a) Research & Analysts documents**

*(Refer again to Annexe 5)*

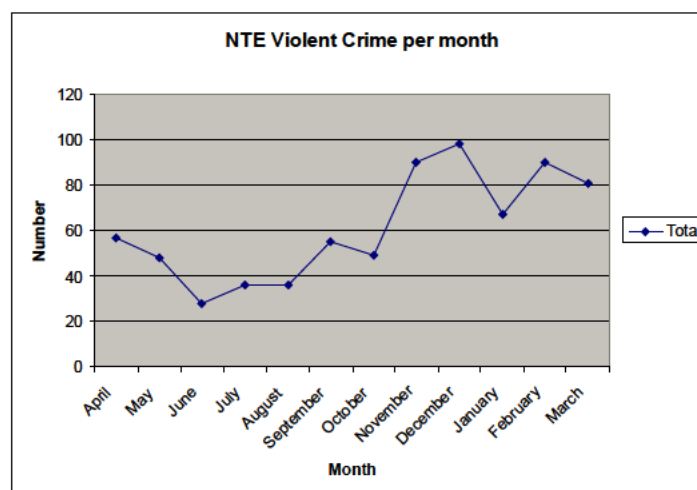
*(Annexe 6 – NTE S district 010413-310114 v2)*

As stated earlier the scope of these reports for Southampton district NTE is limited beyond its raw statistical analysis of trends and patterns from temporal and geographical data

The 2013/14 report covers the first 9 months of the performance year only, it was produced early to assist and inform the Late Night Levy consultation and subsequent implementation

The 2014/15 report covers the full performance year, however, the ASB figures contained are not fully representative of the NTE related ASB (so will be an under representation)

**(i) Seasonal / Monthly**



*Line graph of NTE violent crime by month*

- Violent crime offences increased in September 2014, remaining higher until a dip in January. This trend coincides with start of academic year (40,000 + students)



(ii) Day / Hour

**Southampton District NTE violent crimes overnight by day and hour**

2013/14

	19 00 - 19 59	20:00 - 20:59	21 00 - 21 59	22:00 - 22:59	23 00 to 23 59	00:00 - 00:59	01:00 - 01:59	02 00 - 02 59	03:00 - 03:59	04:00 - 04:59	TOTALS
Mon into Tue	27	22	13	11	12	26	8	8	8	3	138
Tue into Wed	29	14	16	11	11	23	25	31	16	8	184
Wed into Thu	16	15	20	6	9	12	4	6	8	3	99
Thu into Fri	15	23	23	10	8	34	13	13	14	6	159
Fri into Sat	13	29	23	34	19	50	40	48	34	22	312
Sat into Sun	14	11	22	36	47	69	54	51	44	10	358
Sun into Mon	18	19	17	20	20	31	11	9	5	2	152
											1402

2014/15

	19 00 - 19 59	20:00 - 20:59	21 00 - 21 59	22:00 - 22:59	23 00 to 23 59	00:00 - 00:59	01:00 - 01:59	02 00 - 02 59	03:00 - 03:59	04:00 - 04:59	TOTALS
Mon into Tue	4	3	3	1	1	2	6	5	3	7	35
Tue into Wed	3	5	10	3	3	13	13	13	9	14	86
Wed into Thu	0	1	4	4	3	8	8	10	4	2	44
Thu into Fri	1	1	2	5	3	13	11	13	14	4	67
Fri into Sat	2	5	6	5	18	34	29	37	43	12	189
Sat into Sun	10	9	8	16	23	29	45	25	27	30	222
Sun into Mon	7	4	4	7	2	3	4	4	3	3	41
											684

2013/14

- 48% of Violence data relates to purely Fridays and Saturdays.
- Friday data (312) represents 22% of total occurring between 1900 to 0500 hrs
- Saturday data (358) represents 26% of total occurring between 1900 to 0500 hrs
- Tuesday data (184) represents 13% of total occurring between 1900 to 0500 hrs
- Sunday data (152) represents 10.5% of total occurring between 1900 to 0500 hrs

2014/15

- 59% of Violence data relates to purely Fridays and Saturdays.
- Friday data (189) represents 27% of total occurring between 1900 to 0500 hrs
- Saturday data (222) represents 32% of total occurring between 1900 to 0500 hrs
- Tuesday data (86) represents 13% of total occurring between 1900 to 0500 hrs
- Sunday data (41) represents 6% of total occurring between 1900 to 0500 hrs

## Trends

- **14.93% decrease** in NTE related violence in 2014/15 compared to previous year [*Total figures from both reports 1440 (2013/4) down to 1225 (2014/15)*]
- 2015 shows proportion occurring on weekend nights risen from 48% to 59%, however, actual commission figures show 24% drop on those weekend nights (*542 down to 411*)

### 2015 violence figures 24 hr breakdown

*(Annexe 7 – 2014to2015 all VIOLENCE on different graphs (MASTER)*

The report (read in conjunction with the analyst reports) highlights peak times;

- Friday mornings between midnight and 0400hrs.
- Friday evenings into Saturday morning from 2300 until 0400hrs.
- Saturday evenings into Sunday morning from 2200 until 0500hrs.
- Tuesday nights from 2100 until 0500hrs on a Wednesday.
- The majority of incidents were linked to West Quay Road (Ocean/Leisure World)

### **[3] Zones, venues & locations (Southampton district)**

- There are a number of premises that recorded more than 10 incidents:
  - Zone 5: Oceana is top with 67 violent incidents reported; with a further 24 linked to Leisure World and 15 at Ice House, taking the total to 106 incidents
  - Zone 1: The clubs around Vernon walk, 90 Degrees, Orange Rooms, Tokyo & Milan, Buddha Lounge and Popworld account for 38 incidents collectively
  - Zone 2: Café Parfait accounts for 23 incidents and Switch a further 16
  - Zone 4: The Edge Nightclub with 15 incidents
- The majority of incidents that occurred between Friday and Sunday took place in the following locations:
  - West Quay Road (zone 5) with 71 incidents. 63 of these occurred at Oceana/Leisure World/Ice House.
  - Above Bar Street (zone 2) with 64 occurrences; 17 linked to Café Parfait and 15 at Switch
  - London Road/Bedford Place (zone 1) is linked to 48 incidents. 8 of these occurred at Kelly's bar
- West Quay Road also experienced the highest number of incidents on a Wednesday, with the majority occurring in Oceana/Leisure World

**[B] ASB Data**

**[1] Geographical data (Southampton district)**

**(a) RMS & business objects**

*(Annexe 8 –screen shots of asb)*

The level of ASB within the Southampton, particularly its NTE zones has reduced year on year since 2008, as stated in [1](a) this has mirrored local and national crime trends

**Comparison of ASB data (2014/15)**

	ASB	% of Soton district 'ASB'
Hampshire	58537	
<b>Southampton district</b>	12449	21.26% (12449/58537)
Southampton Central Sector	3393	27.14% (3393/12449)
Southampton North Sector	2496	20.04% (2496/12449)
Southampton East Sector	2571	20.65% (2571/12449)
Southampton West Sector	4039	32.44% (4039/12449)
Note : Above figures includes the below NTE figures		
NTE related (whole soton)	328	0.02% total (328/12449)

*Figures from Hampshire Constabulary RMS business objects 01/04/2014-31/03/2015*

The Southampton district accounts for 21.26% of the whole Hampshire Constabulary ASB for the performance year period of 01/04/14 to 31/03/15 [21.26% (12449/58537)]

The Southampton Central sector accounts for 27.14% of the ASB for the whole Southampton District. This is lower in comparison to Southampton West (32.44%) which crucially does NOT have any NTE zones within its geography.

The figure is higher in comparison to the other sectors; Southampton North (20.04%) and Southampton East (20.65%)

The Bargate beat area now covers the NTE zones of 'Above Bar Street' (Zone 2), Oxford Street (Zone 3) and Oceana & West Quay (Zone 5).

The Bevois beat areas now cover the NTE zones of 'Bedford Place' (Zone 1) and Bevois Valley (Zone 4)



The Bargate beat area accounts for 58.97% (1995/3393) of the ASB for the Southampton Central sector, this also represents 16.02% (1995/12449) for the **whole** Southampton District which is just below the levels for both Southampton North and East sectors. The Beavois beat area accounts for 40.05% (1359/3393) of the ASB for the Southampton Central sector, this represents 10.91% (1359/12449) for the **whole** Southampton District

**Comparison of ASB within Southampton Central Sector (2014/15)**

	ASB	% of Soton Central sector 'ASB'
Hampshire	58537	
Southampton District	12449	
Southampton Central Sector	3393	
Bargate Beat	1995	58.97%
Beavois beat	1359	40.05%
SC admin "bucket code"	39	0.01%
Note : Above figures includes the below NTE figures		
NTE related (whole soton)	328	0.02% total (328/12449)

Figures from Hampshire Constabulary RMS business objects 01/04/2014-31/03/2015

**(b) Research & Analysts**

(Refer again to Annexe 5)

ASB makes up 17% of all NTE occurrences linked to the NTE business organisation

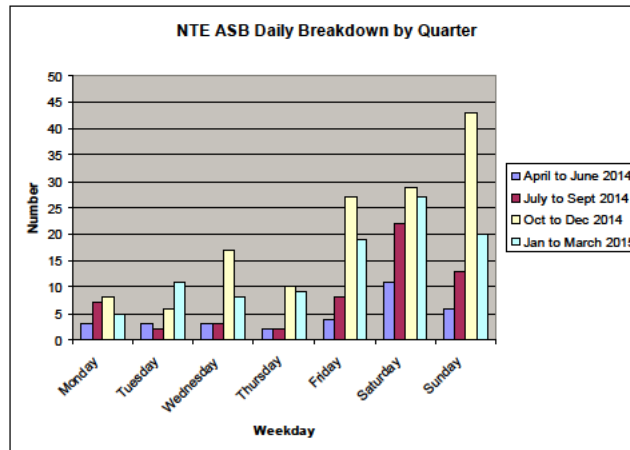
- 15 (5%) NTE ASB reports resulted in a Dispersal Notice.
- The data is NOT fully representative of the "pure" NTE related ASB, the changes in the home office classifications made any manual linking to the NTE business organisation extremely difficult

**[2] Temporal data (Southampton district)**

(Refer again to Annexe 5)

**(a) Research & Analysts**

**(i) Seasonal / Monthly**



Bar Chart NTE violent crime daily breakdown by quarter

A breakdown of NTE ASB by quarter (see table above) shows:

- October to December experienced the highest number of offences (140), followed by January to March (99).
- Saturdays and Sundays are the peak days for offences in each quarter

(ii) Day / Hour

- There are 328 ASB incidents linked to the NTE bus/org that between 01/04/14 and 31/03/15 and between the hours of 1900 and 0700hrs
- A review (328 incidents) for peak times shows the reports per hour varies from 4 to 53

The table below shows the peak days/times to be:

- Saturdays and Sundays, with Fridays also experiencing a high number.
- Friday night into Saturday morning (until 5am) and Saturday evening from 2300 through to 0400hrs on Sunday morning remain peak times for ASB incidents.
- There’s also a slight increase in reports between 0200 and 0300hrs on a Friday morning.
- A small peak occurred between 2300hrs on a Tuesday until 0200hrs on a Wednesday.

Occurrence Start Day of Week	Occurrence Start Hour											
	19:00-19:59	20:00-20:59	21:00-21:59	22:00-22:59	23:00-23:59	00:00-00:59	01:00-01:59	02:00-02:59	03:00-03:59	04:00-04:59	05:00-05:59	06:00-06:59
Monday	1	4	2	2	2	3	3	1	2	2		1
Tuesday		3	2	2	6	5		2	1		1	
Wednesday		2	4	3	2	8	5	2	3	2		
Thursday	4		1		4	4	4	1	2	2	1	
Friday	1	6	7	6	14	2	5	10	3	2	1	1
Saturday	1	6	6	7	14	14	19	7	8	4	1	2
Sunday	3	3	4	5	3	12	17	11	12	6	6	

All ASB incidents by day and hour between 1900 – 0700hrs

[3] Zones, venues & locations (Southampton district)

- 239 (73%) ASB incidents occurred within the Southampton Central sector – 142 in Bargate and 97 in Bevois beat.
  - When the types of ASB reported in Southampton Central are reviewed, 183 (77%) relate to Rowdy & Inconsiderate behaviour.
  - The majority of reports in Bargate beat are linked to Above Bar Street and West Quay Road.
  - In Bevois beat, reports are concentrated around London Road/Bedford Place/Lower Banister Street and Vernon Walk. St Mary's Road, primarily around The Edge Nightclub is also a problem location for ASB

## **[D] Conclusion**

### **[1] Existing CIP areas**

The presence of a vibrant NTE, in Southampton district, places a disproportionate burden on police and partnership resources

The body of this report demonstrates that the analytical data demonstrates the peak impact times for demand on the Night Time Economy of Southampton, the statistics clearly show that there are definite peaks in crime and ASB at these times linked to the licensed venues operating in the city centre beyond midnight **and also linked to NTE zones**

This is evidenced within the geographical, temporal and location trends. These show that Southampton central sector, which contains ALL five of the NTE zones, has the highest 'total violence' levels and its' component beat areas also suffer 'total violence' levels to same extent as other **sectors** within the Southampton district

The NTE continues to draw Police resources into the city centre to deal with violence and anti-social behaviour. London Road/Bedford Place (zone 1), West Quay Road/Leisure World (zone 5) and Above Bar/ Vincents Walk (zone 2) have been identified as the most problematic areas.

The parameters of Zone 5 are primarily upon a large venue complex Oceana and its component parts. This venue works proactively with police and partners to support the licensing objectives, it has a 3000 person capacity and has recently introduced 100% scanning as a condition of entry to enhance its operating practices

While the NTE continues to exist, there will remain a need for police to resource the crime and ASB that results, the introduction and imminent implementation stage of the Late Night Levy within Southampton will help sustain the existing partnership resources that underpin the NTE infrastructure

**Recommend:** This is persuasive argument to justify the existing 3 CIP areas being maintained

## [2] Extending Bevois Valley CIP area

The body of this report demonstrates that the Bevois Valley CIP needs to be extended to cover St Mary's, the analysis shows increases within the Bevois beat around 'total violence', St Mary's has also experienced the highest number of robberies of any beat within Southampton NTE zones with violence offences occurring inside or near the EDGE nightclub

**Recommend:** This is persuasive argument to justify the extension of the Bevois valley CIP to include St Marys

## [3] Oxford Street

The body of this report demonstrates that Oxford Street (Zone 3) does not experience NTE crime or ASB to the extent of other zones, this zone has a higher number of restaurants and attracts a different demography and age range of footfall compared to the other zones

This zone doesn't receive the same level of police and partnership presence, however, funds have been secured to introduce enhanced CCTV coverage within this zone

**Recommend:** This is persuasive argument to justify NOT creating a CIP for Oxford Street

## [4] New Cultural Quarter

The impact of the new cultural quarter on the NTE cannot be assessed at present, it is located at the heart of zone 2. There is early consultation on whether to relocate a taxi rank to this area due to the increased footfall levels (post opening of Switch nightclub)

**Recommend:** Analyse impact of new Cultural Quarter on the NTE in next 12-18 months

## [5] Shirley High Street

There has been a community priority within the Southampton West sector around Shirley High Street and its surrounding vicinity, this was also escalated to the Southampton Safe City Partnership (SCP). Concerns were focussed on the crime and ASB, linked to street drinkers and availability of cheap alcohol from the high concentration of its off licences.

The levels of crime and ASB in this area has not reached the levels of the existing NTE zones, however, the Southampton West sector does experience the highest level of ASB within the district (32.44%)

**Recommend:** Set up more bespoke search criteria to assess the impact of Shirely High Street and its surrounding vicinity, comparing its crime and ASB levels to existing CIP zones

Submitted for your consideration



Inspector 2841 Justin Roberts,  
Force Licensing & Alcohol Harm Reduction Team, Hampshire Constabulary



Station : **Southampton Central**

Area : **Western**

Department : **Licensing**

Date : **26 February 2014**

---

Subject : **Late Night Levy consultation matters relating to the Southampton City NTE policing operation**

**FAO: Chief Superintendant Thomas**

Sir

As requested I have set out the crime statistics and policing costs in the format set out within the Newcastle consultation process;

**Cost of policing in connection with late-night supply of alcohol**

Hampshire Police have calculated that it costs £1.6 million per annum to police the NTE (Night Time Economy) area between midnight and 6am within Southampton City centre.

The costs relate to officers deployed for the whole NTE operation and include an element of custody, investigation and a small element of vehicle/transport costs. These ancillary costs have been adjusted downwards to reflect absorbed costs for other policing functions by those officers in those time periods.

The core hours between midnight and 6am costs £588,829 alone in officer costs for high visibility patrols in the Southampton NTE alone.

In addition there will be costs in relation to areas outside of the City Centre but it has not been possible to identify the element associated with the NTE.

The Home Office has said:

*“Alcohol-related crime and disorder causes a large cost to the police. According to the British Crime Survey, 16% of violent crime occurs between midnight and 6am (British Crime Survey, 2010-2013). In addition to the direct effects, the police are, for example, required to carry out follow-up activities such as investigations and arranging custody. Furthermore, in 44% of all violent incidents, the victim believed the offender to be under the influence of alcohol. When 38 police authorities were asked about overtime arrangements, 22 said that the NTE was a major cause of their overtime payments.”*

[**Source:** Impact Assessment – 9/5/12 – “Dealing with the problem of late night drinking – implementation of secondary legislation.”]

## Extent of crime and disorder in connection with the late-night supply of alcohol

In order to put the costs into context and explain the need for them, Hampshire Police have provided statistics showing recorded crimes and ASB incidents for the **last 9 months** within Southampton City centre.

These are those linked to a licensed premise or have occurred in a public place covering the 5 **zones** relating to the NTE between 01/04/13 and 31/01/14 and between the hours of **1900** and **0700** hours.

- There are 1440 Violence Against the Person incidents linked to a licensed premise or have occurred in a public place between 01/04/13 and 31/01/14 and between the hours of 1900 and 0700 hours (53% or 772 occur between midnight and 6am)
- There are 5398 ASB incidents *reported* between 01/04/13 and 31/01/14, that were reported between 1900 & 0700 hours; these will not all be linked to the NTE. There are 1452 incidents that have occurred in the main Southampton Central safer neighbourhood area (44% or 648 occur between midnight and 6am)

### Alcohol related

- 438 (30%) of the 1440 Violence Against the Person crimes are linked as having an offender in drink at the time of the incident. The number of offenders in drink is likely to be higher than recorded, particularly if no offender is identified, so this assessment cannot be made. There is no figure for victims in drink available due to limitations of the recording

### Southampton City Centre (Midnight to 6am)

These have been split by day and hour and shown in the following tables;

#### 1. All Violence against Person crimes by day and hour (based on time from)

Violence Against Person	Reported Hour						Grand Total
	Midnight	1am	2am	3am	4am	5am	
Occurrence Start Day of Week							
Monday	31	11	9	5	2		58
Tuesday	26	8	8	8	3	2	55
Wednesday	23	25	31	16	8	1	104
Thursday	12	4	6	8	3		33
Friday	34	13	13	14	6	2	82
Saturday	50	40	48	34	22	11	205
Sunday	69	54	51	44	10	7	235
<b>Total</b>	<b>245</b>	<b>155</b>	<b>166</b>	<b>129</b>	<b>54</b>	<b>23</b>	<b>772</b>

#### 2. All ASB Incidents by day and hour (based on time from)

ASB Occurrence Start Day of Week	Reported Hour						Grand Total
	Midnight	1am	2am	3am	4am	5am	
Monday	16	10	7	5	5	2	45
Tuesday	13	13	16	6	3	6	57
Wednesday	19	19	10	18	16	8	90
Thursday	14	11	6	7	5	1	44
Friday	23	19	12	10	14	4	82
Saturday	33	33	19	21	23	7	136
Sunday	41	49	36	25	27	16	194
<b>Total</b>	<b>159</b>	<b>154</b>	<b>106</b>	<b>92</b>	<b>93</b>	<b>44</b>	<b>648</b>

There is also a clear spike in reported Violence Against the Person and ASB on Tuesday evenings into Wednesday, this is attributable to a vibrant student population where venues cater for that market on each Tuesday. There are 3 officers assigned to do VCS high visibility patrols throughout the academic year.

An important point to also note is that the above figures are unlikely to be a fully accurate reflection of violence within the NTE, several crime types and incidents that occur outside of licensed premises but within the **Night Time Economy Zones** will not be included in the analytical review.

There are also likely to be other crime types and incidents occurring in a public place during this time period that is not related to alcohol consumption or the NTE, but due to data quality it is not possible to exclude all these offences at this time.

Although these figures are not precise, it is nevertheless clear that both the police **and** Southampton City Council incur substantial costs in relation to the reduction or prevention of crime and disorder, in connection with the supply of alcohol between midnight and 6am.

There is a clear spike in reported Violence Against the Person and ASB on Tuesday evenings into Wednesday, this is attributable to a vibrant “student Tuesday” such that 3 officers are assigned to do VCS high visibility patrols.

This has to be weighed against the economic benefits that the NTE provides to the City.

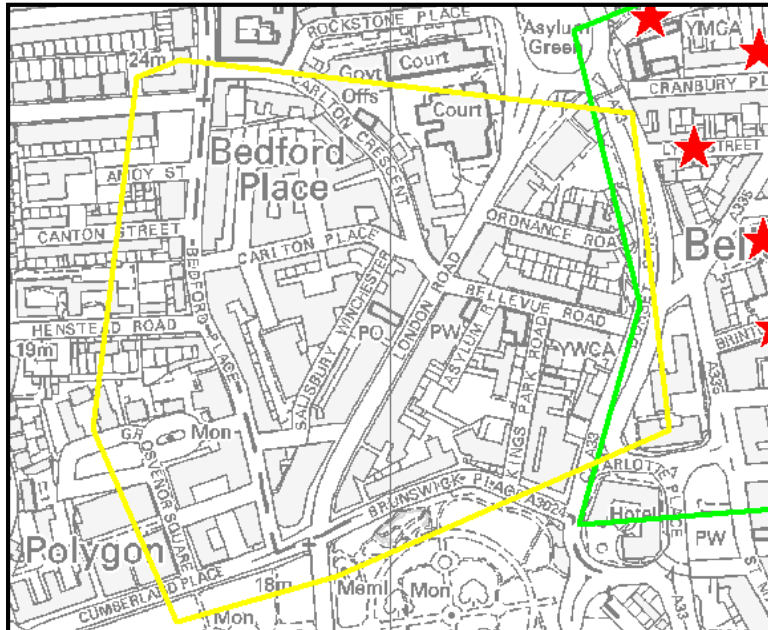
**Justin Roberts**  
**Community Safety and Licensing Inspector, Western Area**

Attached:

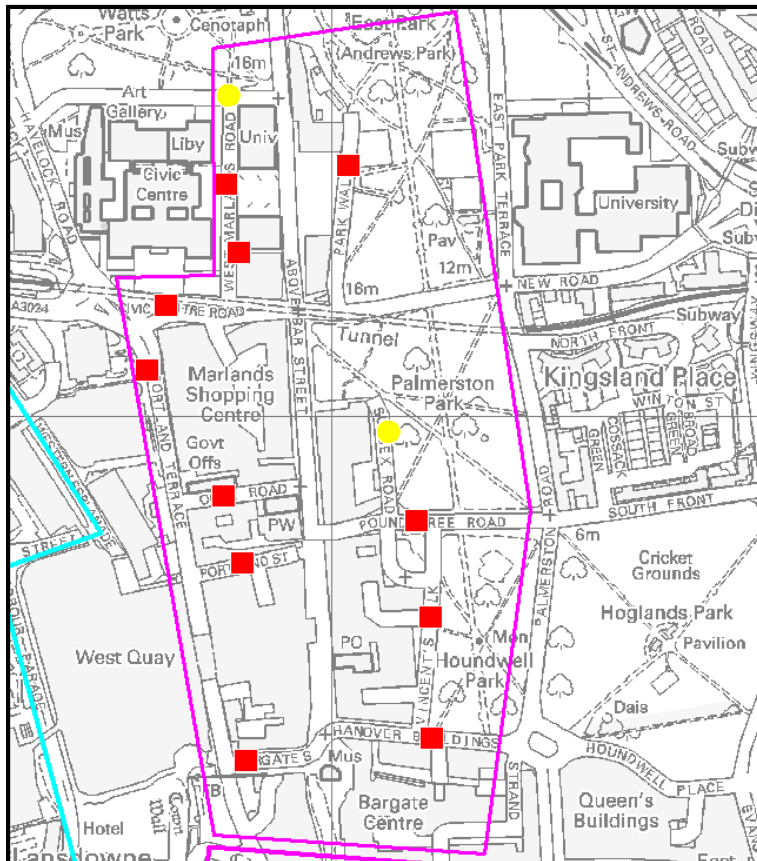
\*Annex 1 - NTE S district 010413-310114 v2)

Appendix A: Maps of NTE zones

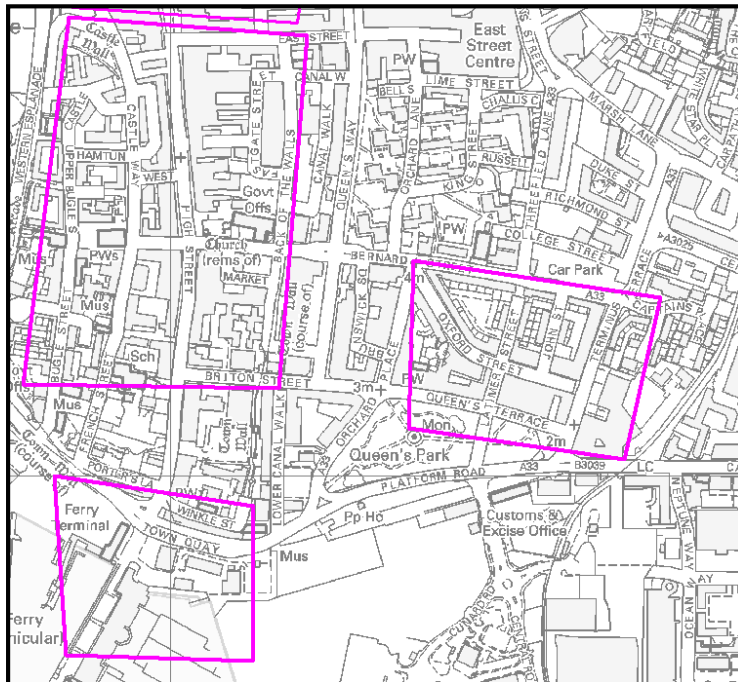
Zone 1 - London Road/Bedford Place



Zone 2 - Above Bar/Vincents Walk



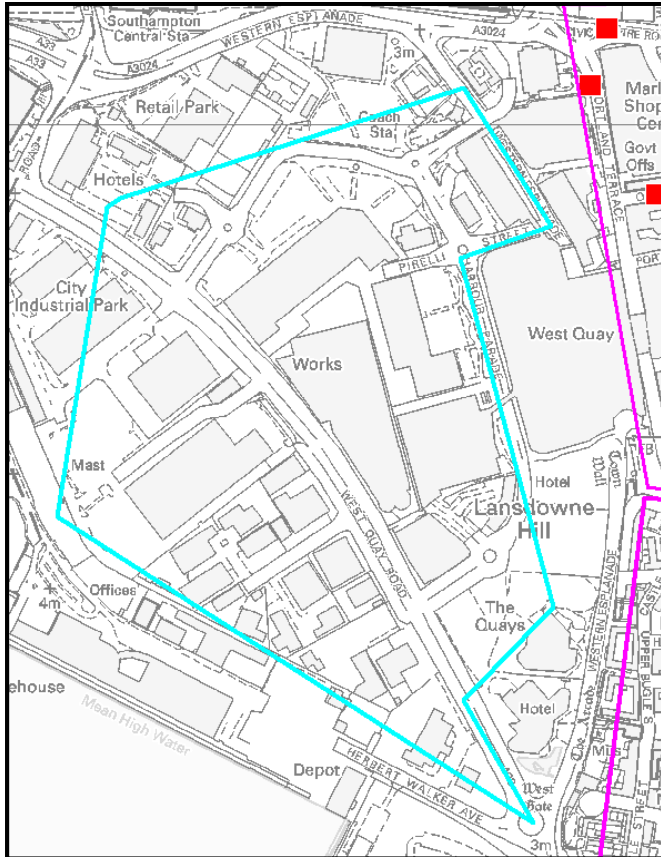
Zone 3 - High St/ Oxford St/ Town Quay



Zone 4 - Bevois Valley / St Marys



Zone 5 - West Quay Road/Leisure World



# Crime and Disorder (police data)

## Key aspects

- The police system used to record occurrences is called RMS (Record Management System) which was introduced to Hampshire Constabulary in 2005. Crimes and non-crime occurrences are recorded, all results can be filtered to allow for temporal and location analysis
- “Business Objects” search criteria is a facility used for the retrieval and analysis of data from a range of Hampshire Constabulary source systems, primarily RMS
- The Home Office crime classifications changed in 2014. All recorded Violence against the Person crimes are presented at HMIC Crime Tree level [*Homicide, Violence with Injury (offences of ABH and above) and Violence without Injury*] Due to these changes, it is not possible to accurately compare violent crime figures from April 2014 onwards with those from previous years
- In April 2011 new national definitions for Anti-Social Behaviour were introduced, In June 2011, Hampshire introduced a combined definition reviewing risk and behaviour. The ASB data from April 2011 is set in terms of both the risk (Personal, Nuisance, Environmental) and the behaviour (based on Hampshire categories, developed using the previous National Category Incident List (NICL))
- Hampshire Constabulary went through an “Operational Change Process” (OCP) on lead up to April 2015. This meant all geographical boundaries were changed or merged to co-align to local authority districts, Due to these changes, it is not possible to compare location figures from April 2014 onwards with those from previous years (for all Crime and ASB)
- The reports published by the ‘Research and Analysis’ department (Hampshire Police) are produced from raw data extracted from RMS, they are completed by members of police staff with NO licensing background so the scope of the report is limited beyond its raw statistical analysis of trends and patterns from temporal and geographical data
- The reports published by the ‘Research and Analysis’ department are focussed purely on violence offences and ASB (note: there is reference to SOA and robbery offences). The level of assaults and ASB in the NTE are the two key concerns of local residents.
- The reports attempt to draw patterns and trends from temporal and geographical data, the NTE zones cut across different beats so a precise analysis of purely NTE crime and ASB can never be 100% accurate
- I introduced a process in April 2014 to more accurately capture Night Time Economy and licensing related occurrences (Crime, ASB and non crime occurrences) for the **whole Southampton district**. This system is called a “business organisation” whereby overnight searches of RMS are conducted by licensing staff, any NTE occurrences are manually to this organisation. Although not 100% reliable, it is more accurate than previous analysis which was limited to geographical boundaries that have been subject to further changes. [**Note: Further work is ongoing to refine process to allow for NTE and licensing data to be extracted relating specifically to each of the 5 NTE zones (within soton)**]
- Crime classification is now conducted by the attending officer, it is then verified by that officers line manager. Crime data integrity training was introduced after the OCP within Hampshire Constabulary, pre change a dedicated unit of police staff completed this task
- The new crime data integrity drive across force means we are actually more rigorous reporting crime compared to previous years the crime figures across whole force (and crime types) have shown an increase
- The **2013/14** report is for **9 month** period only recording **1440** violence related crimes (produced early for the late night levy consultation). This compares to a **full year 2014/15** which records **1225** violence related crimes
- The ASB figures for 2014/15 are considerably lower. The report for 2013/14 was erroneously covered alcohol related ASB for the whole of the Southampton district, whereas the 2014/15 report captures alcohol related ASB linked to occurrences within NTE zones or within licensed premises across Southampton district. Pre 2015



- figures would have erroneously captured alcohol related occurrences, for example within local authority housing residences by tenants (NOT NTE related)
- Stats provided relate to **reported** occurrences in the, there will be “hidden violence” or other offences not reported by individuals for a myriad of reasons
  - Data collation anomalies could also account for the figures being adjusted downwards, these could include;
    - (a) Occurrences reported the following day after an incident by victims or
    - (b) Occurrences where the offence location is outside the NTE, however, the offence is still related to drunkenness / intoxication from the NTE (eg serious sexual offences, victims of robbery followed from the NTE zones)
  - The returns provided are adjusted downwards, this to centre on assault and ASB in the NTE zones of Southampton
  - The views of local residents and any fear of crime, in terms of public confidence is naturally difficult to fully quantify
  - The negative effects of a vibrant NTE can be represented by the adverse impact it has on the “quality of life” issues suffered through ASB (damage, noise, graffiti and other ASB)
  - A successful and vibrant NTE in Southampton attracts tourists, local residents and students into the licensed venues.
  - The levels of crime and disorder linked to taxis and fast food establishments is **significantly lower** than those linked to licensed premises, closer analysis of those figures would undoubtedly show that a significantly high proportion would be linked to individuals being intoxicated / leaving licensed premises

#### **CONCLUSION**

- The crime and ASB commission figures demonstrate that this time period specified is the peak impact times for demand on the Night Time Economy of Southampton, the statistics clearly show that there are definite peaks in crime and ASB at these times linked to the licensed venues operating in the city centre beyond midnight **also linked to NTE zones**

Inspector 2841 Justin Roberts  
Force Licensing & Alcohol Harm Reduction Team

Soton 2014-2015

Note:

All recorded Violence against the Person crimes and outcomes, within a user specified date range. Presented at HMIC Crime Tree level, Homicide, Violence with Injury (offences of ABH and above) and Violence without Injury All Violence against the Person offences, presented at HMIC Crime Tree level, greater granularity for each Violence grouping can be obtained by clicking on the underlined HMIC Crime Tree Grouping, e.g. Violence with Injury

FORCE

The screenshot shows a web browser window displaying a SAP BusinessObjects InfoView report. The report title is 'Web Intelligence - Violence against the Person'. It features two data tables with columns for various districts and a total column. The first table shows crime counts for districts: PORT, HART, HAVANT, ISLE OF WIGHT, NEW FOREST, PORTSMOUTH, RUSHMOOR, SOUTHAMPTON, TEST VALLEY, WINCHESTER, and Crimes. The second table shows a similar breakdown for a different set of districts, including a 'Total' column. The interface includes navigation menus, filters, and a refresh button.

PORT	HART	HAVANT	ISLE OF WIGHT	NEW FOREST	PORTSMOUTH	RUSHMOOR	SOUTHAMPTON	TEST VALLEY	WINCHESTER	Crimes
1	1	0	0	1	4	0	4	0	1	17
53	329	890	1,066	811	2,293	753	2,686	622	528	13,192
51	392	1,174	1,103	973	2,576	810	2,907	657	642	15,114
115	722	2,064	2,169	1,785	4,875	1,563	5,597	1,279	1,171	28,323

PORT	HART	HAVANT	ISLE OF WIGHT	NEW FOREST	PORTSMOUTH	RUSHMOOR	SOUTHAMPTON	TEST VALLEY	WINCHESTER	Total
0	1	0	0	0	0	1	1	0	0	5
91	302	808	979	738	2,079	671	2,440	556	467	11,928
14	344	1,082	985	896	2,378	725	2,696	802	591	13,774
305	647	1,890	1,965	1,624	4,457	1,397	5,137	1,158	1,058	25,707

**Violence against the Person**  
 DataMart Refresh 11/06/2015  
 For the date range 01/04/2014 00:00:00 - 31/03/2015 23:59:59

Crimes	SOUTHAMPTON CENTRAL	SOUTHAMPTON EAST	SOUTHAMPTON NORTH	SOUTHAMPTON WEST	Crimes
1a Homicide	2	0	0	2	4
1b Violence with injury	1,033	521	482	650	2,686
1c Violence without injury	913	585	591	928	2,907
<b>Total</b>	<b>1,948</b>	<b>1,106</b>	<b>1,093</b>	<b>1,480</b>	<b>5,597</b>

Outcomes	SOUTHAMPTON	Total
1a Homicide	1	1
1b Violence with injury	2,440	2,440
1c Violence without injury	2,696	2,696
<b>Total</b>	<b>5,137</b>	<b>5,137</b>

Soton Central (Beavois & Bargate beats)

SAP BusinessObjects InfoView - Windows Internet Explorer provided by Hampshire Constabulary

http://forcereporting/InfoViewApp/ListingMain.do?appKind=InfoView?service=%2FInfoViewApp%2Fcommon%2FAppService.do?loc=em...

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Web Intelligence - Violence against the Person

Div: Serious Violence (All values) | Hate Crime Flag (All values) | Latest Outcome Groups (All values) | Substance Used (All values) | SOUTHAMPTON | SOUTHAMPTON CENTRAL

**Violence against the Person**  
 DataMart Refresh: 11/06/2015  
 For the date range 01/04/2014 00:00:00 - 31/03/2015 23:59:59

Crimes	BARGATE	BEVOIS	SOUTHAMPTON CENTRAL	Crimes
1a Homicide	2	0	0	2
1b Violence with injury	573	449	11	1,033
1c Violence without injury	496	400	17	913
<b>Total</b>	<b>1,071</b>	<b>849</b>	<b>28</b>	<b>1,948</b>

Outcomes	SOUTHAMPTON	Total
1a Homicide	1	1
1b Violence with injury	953	953
1c Violence without injury	847	847
<b>Total</b>	<b>1,801</b>	<b>1,801</b>

Notes Page | District summary | Crime occurrence numbers | Solved crime occ numbers

Refresh Date: 13 June 2015 12:44:31 GMT+01:00

Local Intranet

Bevois

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Web Intelligence - Violence against the Person

Dw Serious Violence (All values) Hate Crime Flag (All values) Latest Outcome Groups (All values) Substance Used (All values) SOUTHAMPTON SOUTHAMPTON CENTRAL

BARGATE

 **Violence against the Person**

DataMart Refresh 11/06/2015

For the date range 01/04/2014 00:00:00 - 31/03/2015 23:59:59

Crimes	BARGATE	Crimes
1a Homicide	2	2
1b Violence with injury	573	573
1c Violence without injury	496	496
<b>Total</b>	<b>1,071</b>	<b>1,071</b>

Outcomes	SOUTHAMPTON	Total
1a Homicide	1	1
1b Violence with injury	538	538
1c Violence without injury	467	467
<b>Total</b>	<b>1,006</b>	<b>1,006</b>

Notes Page District summary Crime occurrence numbers Solved crime occ numbers

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Bargate



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Web Intelligence - Violence against the Person

Dw Serious Violence (All values) | Hate Crime Flag (All values) | Latest Outcome Groups (All values) | Substance Used (All values) | SOUTHAMPTON | SOUTHAMPTON CENTRAL

BEVOIS

**Violence against the Person**

DataMart Refresh 11/06/2015

For the date range 01/04/2014 00:00:00 - 31/03/2015 23:59:59

Crimes	BEVOIS	Crimes
1b Violence with injury	449	449
1c Violence without injun	400	400
<b>Total</b>	<b>849</b>	<b>849</b>

Outcomes	SOUTHAMPTON	Total
1b Violence with injury	407	407
1c Violence without injun	363	363
<b>Total</b>	<b>770</b>	<b>770</b>

Notes Page | District summary | Crime occurrence numbers | Solved crime occ numbers

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Discussions

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Soton Central beat

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Web Intelligence - Violence against the Person

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SOUTHAMPTON CENTRAL

**Violence against the Person**

DataMart Refresh 11/06/2015

For the date range 01/04/2014 00:00:00 - 31/03/2015 23:59:59

Crimes	SOUTHAMPTON CENTRAL BUCKET CODE	Crimes
1b Violence with injury	11	11
1c Violence without injury	17	17
<b>Total</b>	<b>28</b>	<b>28</b>

Outcomes	SOUTHAMPTON	Total
1b Violence with injury	8	8
1c Violence without injury	17	17
<b>Total</b>	<b>25</b>	<b>25</b>

Notes Page District summary Crime occurrence numbers Solved crime occ numbers

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Discussions

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Soton North sector

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Web Intelligence - Violence against the Person

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**Violence against the Person**

DataMart Refresh 11/06/2015

For the date range 01/04/2014 00:00:00 - 31/03/2015 23:59:59

Crimes	BITTERNE NORTH	PORTSWOOD	SOUTHAMPTON NORTH	Crimes
1b Violence with injury	198	284	0	482
1c Violence without injury	236	344	1	581
<b>Total</b>	<b>434</b>	<b>628</b>	<b>1</b>	<b>1,063</b>

Outcomes	SOUTHAMPTON	Total
1b Violence with injury	428	428
1c Violence without injury	535	535
<b>Total</b>	<b>963</b>	<b>963</b>

Notes Page District summary Crime occurrence numbers Solved crime occ numbers

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Discussions

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Portswood beat

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Web Intelligence - Violence against the Person

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Dr: Serious Violence (All values) | Hate Crime Flag (All values) | Latest Outcome Groups (All values) | Substance Used (All values) | SOUTHAMPTON | SOUTHAMPTON NORTH

PORTSWOOD

**Violence against the Person**

DataMart Refresh 11/06/2015

For the date range 01/04/2014 00:00:00 - 31/03/2015 23:59:59

Crimes	BASSETT	PORTSWOOD	SWAYTHLING	Crimes
1b Violence with injury	57	116	111	284
1c Violence without injury	72	138	134	344
<b>Total</b>	<b>129</b>	<b>254</b>	<b>245</b>	<b>628</b>

Outcomes	SOUTHAMPTON	Total
1b Violence with injury	245	245
1c Violence without injury	306	306
<b>Total</b>	<b>551</b>	<b>551</b>

Notes Page | District summary | Crime occurrence numbers | Solved crime occ numbers

Refresh Date: 13 June 2015 12:44:31 GMT+01:00

Discussions

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# Research and Analysis

## PROBLEM SUMMARY – NTE Southampton District

Produced by: 15662 Cradock  
Produced for: Insp 2841 Roberts

Date produced: 01/05/15  
Last updated: 01/05/15

### BRIEF SUMMARY OF ISSUE(S): What is the problem and how is it occurring?

The Night Time Economy (NTE) remains a priority for Southampton due to continued offending within the city centre that is linked to alcohol consumption. It is clear from the figures that this issue is within the city centre where licensed premises are highly concentrated.

The majority of these offences take place between the early hours of Friday morning and the early hours of Sunday. The early hours of Wednesday also experiences a peak in offences which is likely to link to an event at [REDACTED] on a Tuesday night where drinks are from £1.00.

London Road/Bedford Place (zone 1), West Quay Road/Leisure World (zone 5) and Above Bar/Vincents Walk (zone 2) are highlighted as the most problematic areas for NTE offending.

In order to produce this report data has been obtained from the Western Area NTE 2014 bus/org on RMS<sup>1</sup>. This method of recording information relies on Police Officers and Staff manually linking records to the bus/org occurrence. As a result, the figures outlined in this report may not provide a true representation of crime and ASB linked to the NTE.

This report reviews both Violence and Anti Social Behaviour (ASB) within the hours of 1900 and 0700 to establish what impact the NTE has on these issues.

### Violence

- 1940 occurrences linked to the NTE bus/org between 01/04/14 and 31/03/15 occurred between the hours of 1900 and 0700hrs.
- 739 (38%) relate to violent crimes<sup>2</sup> which occurred during NTE hours. 634 of these occurrences occurred in a public place.

Violent Crime	Total
Violence Against the Person	623
Public Order Offences	108
Possession of Weapons Offences	8
<b>Total</b>	<b>739</b>

Table 1: Violent Crime by PRT Class of Offence

- 304 public place violent crimes are linked to a license premises.
- 20 (3%) violent crime occurrences resulted in a Dispersal Notice.
- [REDACTED]<sup>3</sup> in Bargate beat is the most frequently linked licensed premise, with 14% of all NTE violent crime occurring at this location. However, it is possible that the premises linked as the occurrence address for the violent

<sup>1</sup> ID#: 2360500

<sup>2</sup> Includes Possession of Weapons Offences; Violence Against the Person; Public Order Offences

<sup>3</sup> Includes occurrences linked to [REDACTED]

incident does not accurately reflect the true location of the incident – it may be the best landmark to link to reflect the occurrence location rather than the persons involved in the incident actually having frequented that establishment.

- 49 (7%) violent crimes are linked as having a weapon used;
  - 22 incidents are linked to having a “Glass” used as a weapon
  - 17 incidents involving a non-bladed implement
  - 9 involved a bladed implement
  - 1 incident involved the use of a firearm<sup>4</sup>
- 378 (51%) violent crimes are linked as having an offender in drink at the time of the incident. 25 (4%) affected by drink and drugs and less than 1% affected just by drugs. It is likely the number of offenders under the influence of drink or drugs is higher than recorded, particularly if no offender is identified, this assessment cannot be made. There is no figure for victims in drink available.
- Half of the NTE violent crime (368) occurred in the Bargate beat. 205 (56%) of these incidents occurred on a Saturday and Sunday; the majority of offences taking place between the hours of 0000 and 0500hrs. In this beat, the zones that experienced the highest number of violent crime were West Quay Road/Leisure World (zone 5) and Above Bar/Vincent's Walk (zone 2).
- Bevois beat experienced the second highest number of violent crime offences during this period, with 233 occurrences. 174 (47%) of these occurrences took place between Friday and Sunday, with a peak timeframe between 2200 and 0500 hours. Within this beat zone 1 (London Road/Bedford Place) experienced the highest number of violent crime.

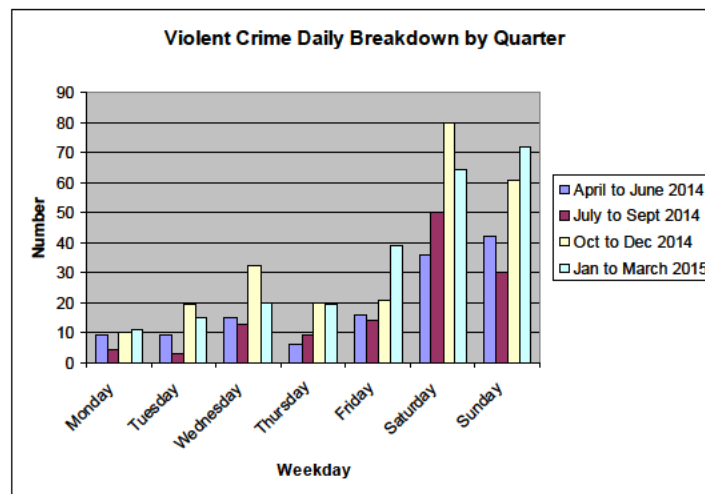


Figure 1: Bar Chart NTE violent crime daily breakdown by quarter

A breakdown of violent crime by quarter shows:

- October to December experienced the highest number of offences (243), followed by January to March (240).
- Saturdays and Sundays were the peak days for offences in each quarter.

### Violent Crime by Type

The table below shows the top 5 violent crimes.

Violence Category	Total
ABH	358
Common Assault	191
Section 5 Public Order	39
Malicious Wounding: wounding or inflicting GBH	29
Section 4 Public Order	24

Table 2: Violent Crime by HO Description

<sup>4</sup> Victim reports being tasered outside venue. Injuries were consistent with a taser injury. Victim would not support police action.



- The majority of incidents (48%) are classified as ABH. 173 (48%) of all ABH incidents are linked to a licensed premise or have occurred in a public place.
- 17 incidents (2%) were flagged as serious violence, with 9 being linked to a license premises.
- Bevois beat had the highest number of incidents involving serious violence (11), with 3 occurring at [REDACTED] in Zone 1 (London Road/Bedford Place).

### Seasonal Issues

- Violent crime offences increased in September 2014, remaining higher for the rest of the year until a dip in January.
- A peak in incidents in December is likely to be linked to Christmas celebrations and an increased number of people out in the NTE.
- It's likely that the reduction in offences in January is due to people having less money to spend in this month.

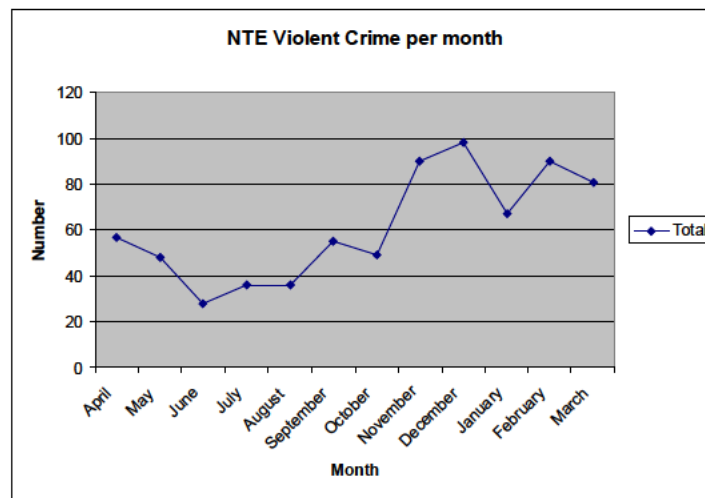


Figure 2: Line graph of NTE violent crime by month

- Of note, sexual offences and robbery offences during NTE hours account for 3% (58) of all occurrences.
  - 30 of the 58 incidents are sexual offences.
  - 11 sexual offences are linked to license premises - 3 at [REDACTED] and 2 at [REDACTED].
  - 13 sexual offences occurred in Bargate beat, primarily around Above Bar/Vincents Walk (zone 2).
  - 8 are linked to Bevois beat; 3 in Bevois Valley/St Marys and 2 in London Road/Bedford Place.
  - The remaining 28 occurrences relate to personal robbery.
  - Incidents occurred at a range of locations including shops, a park, nightclubs and a petrol station.
  - Both Bevois and Barget beat are linked to 11 incidents each. Bevois Valley/St Marys (zone 4) experienced the highest number of robberies.

### TEMPORAL ANALYSIS

- The largest volume of incidents occurred on Saturdays and Sundays, but Fridays and Wednesdays also experienced a high number.

The table below shows the peak times to be:

- Friday mornings between midnight and 0400hrs.
- Friday evenings into Saturday morning from 2300 until 0400hrs.

- Saturday evenings into Sunday morning from 2200 until 0500hrs.
- Tuesday nights from 2100 until 0500hrs on a Wednesday. The majority of incidents were linked to West Quay Road (██████████/Leisure World). It's likely that this increase is linked to the "Drinks from £1.00" night at ██████████ on a Tuesday from 2100 until 0300 hours.

Occurrence Start Day of Week	Occurrence Start Hour									
	19:00 - 19:59	20:00 - 20:59	21:00 - 21:59	22:00 - 22:59	23:00 to 23:59	00:00 - 00:59	01:00 - 01:59	02:00 - 02:59	03:00 - 03:59	04:00 - 04:59
Monday	4	3	3	1	1	3	4	4	3	3
Tuesday	3	5	10	3	3	2	6	5	3	7
Wednesday	0	1	4	4	3	13	13	13	9	14
Thursday	1	1	2	5	3	8	8	10	4	2
Friday	2	5	6	5	18	13	11	13	14	4
Saturday	10	9	8	16	23	34	29	37	43	12
Sunday	7	4	4	7	2	29	45	25	27	30
<b>Total</b>	<b>27</b>	<b>28</b>	<b>37</b>	<b>41</b>	<b>53</b>	<b>102</b>	<b>116</b>	<b>107</b>	<b>103</b>	<b>72</b>

Table 3: All violent crime incidents by day and hour from 1900 – 0700hrs

- The majority of incidents that occurred between Friday and Sunday took place in the following locations:
  - West Quay Road (zone 5) with 71 incidents. 63 of these occurred at ██████████.
  - Above Bar Street (zone 2) with 64 occurrences; 17 linked to ██████████ and 15 at ██████████.
  - London Road/Bedford Place (zone 1) is linked to 48 incidents. 8 of these occurred at ██████████ bar.
- West Quay Road also experienced the highest number of incidents on a Wednesday, with the majority occurring in ██████████.

**PROBLEM LOCATION(S): Licensed Premises**

- Southampton Central sector records the highest number of violent crime offences, 605 (82%) of all incidents within Southampton.
- There are a number of premises that recorded more than 10 incidents:
  - Zone 5: ██████████ is top with 67 violent incidents reported; with a further 24 linked to ██████████ and 15 at ██████████, taking the total to 106 incidents.
  - Zone 1: The clubs around Vernon walk, ██████████ account for 38 incidents collectively.
  - Zone 2: ██████████ accounts for 23 incidents and ██████████ a further 16
  - Zone 4: ██████████ with 15 incidents

Both ██████████ have been engaging with the Police licensing team and encouraged to report incidents to Police. This may have contributed to the number of occurrences linked to these premises. Positive engagement with the establishments should be encouraged and therefore the high numbers are not always a negative, but should continue to be monitored.

██████████  
The capacity of this venue is around ██████████ people, so the footfall within this premise is frequently higher than that of the other licensed premises in Southampton. Therefore, it may be expected that the number of violent crime incidents linked to this premises are higher. This premises also recorded the highest amount of sex offences linked to a NTE premise, with 3 incidents linked as occurring in the premise<sup>5</sup>.

- There are 328 ASB incidents linked to the NTE bus/org that between 01/04/14 and 31/03/15 and between the hours of 1900 and 0700hrs.
- ASB makes up 17% of all NTE occurrences linked to the bus/org.
- 15 (5%) NTE ASB reports resulted in a Dispersal Notice.
- 239 (73%) ASB incidents occurred within the Southampton Central sector – 142 in Bargate and 97 in Bevois beat.
  - When the types of ASB reported in Southampton Central are reviewed, 183 (77%) relate to Rowdy & Inconsiderate behaviour.
  - The majority of reports in Bargate beat are linked to Above Bar Street and West Quay Road.
  - In Bevois beat, reports are concentrated around London Road/Bedford Place/Lower Banister Street and Vernon Walk. St Mary's Road, primarily around [REDACTED] is also a problem location for ASB.
- A review of the 328 incidents for peak times shows the number of reports per hour varies from 4 to 53.

The table below shows the peak days/times to be:

- Saturdays and Sundays, with Fridays also experiencing a high number.
- Friday night into Saturday morning (until 5am) and Saturday evening from 2300 through to 0400hrs on Sunday morning remain peak times for ASB incidents.
- There's also a slight increase in reports between 0200 and 0300hrs on a Friday morning.
- Another small peak in reports occurred between 2300hrs on a Tuesday until 0200hrs on a Wednesday.

Occurrence Start Day of Week	Occurrence Start Hour											
	19:00 - 19:59	20:00 - 20:59	21:00 - 21:59	22:00 - 22:59	23:00 - 23:59	00:00 - 00:59	01:00 - 01:59	02:00 - 02:59	03:00 - 03:59	04:00 - 04:59	05:00 - 05:59	06:00 - 06:59
Monday	1	4	2	2	2	3	3	1	2	2		1
Tuesday		3	2	2	6	5		2	1		1	
Wednesday		2	4	3	2	8	5	2	3	2		
Thursday	4		1		4	4	4	1	2	2	1	
Friday	1	6	7	6	14	2	5	10	3	2	1	1
Saturday	1	6	6	7	14	14	19	7	8	4	1	2
Sunday	3	3	4	5	3	12	17	11	12	6	6	

Table 4: All ASB incidents by day and hour between 1900 – 0700hrs

A breakdown of NTE ASB by quarter (see table below) shows:

- October to December experienced the highest number of offences (140), followed by January to March (99).
- Saturdays and Sundays are the peak days for offences in each quarter.

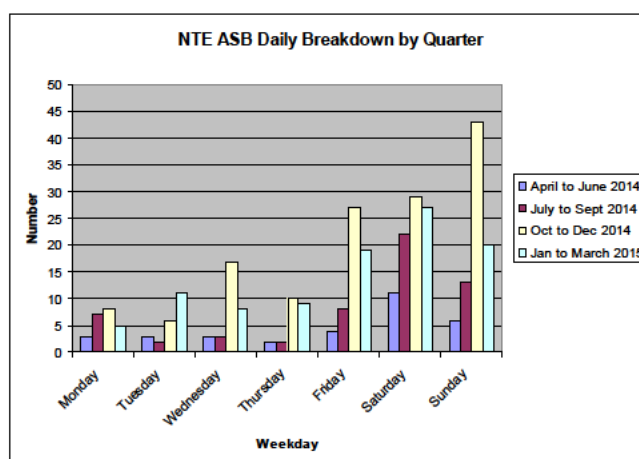


Figure 3: Bar Chart NTE violent crime daily breakdown by quarter

## Top repeat premises linked to ASB incidents:

Premises	No of ASB incidents linked
[REDACTED]	9
[REDACTED]	8
[REDACTED]	6
[REDACTED]	5
[REDACTED]	5
[REDACTED]	5
[REDACTED]	5
[REDACTED]	4
[REDACTED]	4
[REDACTED]	4
[REDACTED]	4
[REDACTED]	4

Table 5: Top repeat premises linked to ASB incidents between 1900 – 0700hrs

- [REDACTED] have the most ASB incidents linked to it with the majority of reports linked to drunk persons. All but one incident occurred between the hours of 0100 and 0500. Most offences occur in the early hours of Thursday, Saturday and Sunday. Reports in the early hours of Thursday are likely to be linked to the Student night on a Wednesday night between 2230 – 0400hrs.
- [REDACTED] in Lower Banister Street reports the highest number of ASB occurrences. All reports were made between 2300hrs and 0400hrs, with most reports being made in the early hours of Saturday and Sunday. The majority of these are linked to disputes between groups or drunk persons from the NTE. 1 report relates to a noise complaint.
- 5 of the 6 ASB reports linked to [REDACTED] in Terminus Terrace occurred between 2300 and 0500hrs with reports over the weekend and during the week. All reports relate to persons refusing to leave the [REDACTED] area and verbal altercations.

## DISPERSAL NOTICES

Of the 1940 occurrences linked to the NTE bus/org, 92 (5%) incidents resulted in a Dispersal Notice being issued.

The table below provides a breakdown of the number of Dispersal Notices per zone; this shows:

- The majority of Dispersal Notices (33) have been issued within the London Road/Bedford Place area of Bevois beat between the hours of 2300 and 0300hours.
- This is closely followed by West Quay Road/Leisure World (23) in Bargate beat where the highest number of notices between 0100 and 0400hours.

Zone	Breakdown by Quarter				Total
	April to June 2014	July to Sept 2014	Oct to Dec 2014	Jan to March 2015	
London Road / Bedford Place	4	12	9	8	33
Above Bar / Vincents Walk	8	5	3		16
High St/ Oxford St/ Town Quay	1	5	2	1	9
Bevois Valley / St Marys	0	3	0	0	3
West Quay Rd/Leisure World	10	11	1	1	23
<b>Total</b>	<b>23</b>	<b>36</b>	<b>15</b>	<b>10</b>	<b>84</b>

Table 6: NTE Dispersal Notices issued per zone in each quarter

- July to September experiences the highest number of Dispersal Notices.
- Saturdays and Sundays are the peak days for Dispersal Notices in each quarter.

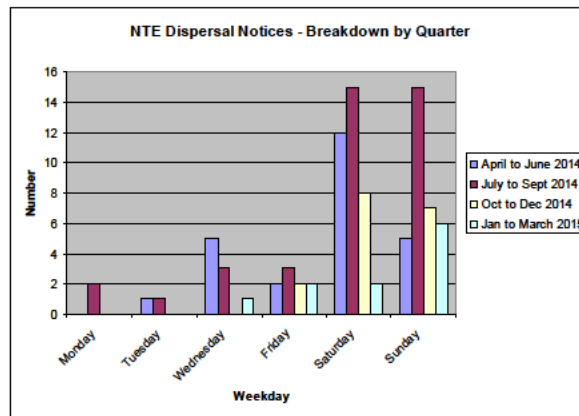


Figure 4: Bar Chart NTE Dispersal Notices daily breakdown by quarter

## CONCLUSIONS & RECOMMENDATIONS

The NTE continues to draw Police resources into the city centre to deal with violence and anti-social behaviour. London Road/Bedford Place (zone 1), West Quay Road/Leisure World (zone 5) and Above Bar/Vincent's Walk (zone 2) have been identified as the most problematic areas.

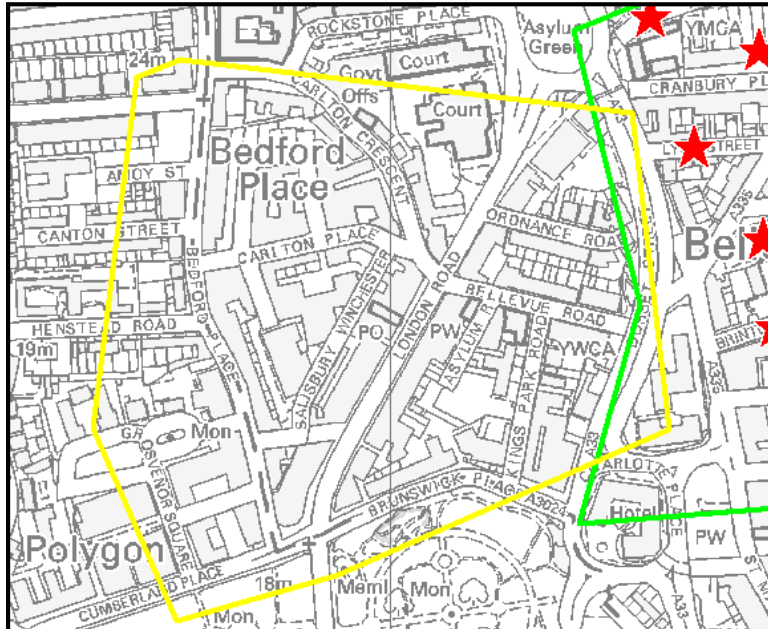
A breakdown by quarter shows October to December to be the busiest period during this review. This is likely to coincide with the return of students to the City in October and Christmas celebrations during the month of December. The weekend remains particularly busy, especially on the weekend and a Wednesday in the early hours.

While the NTE continues to exist, there will remain a need for police to resource the crime that results from this.

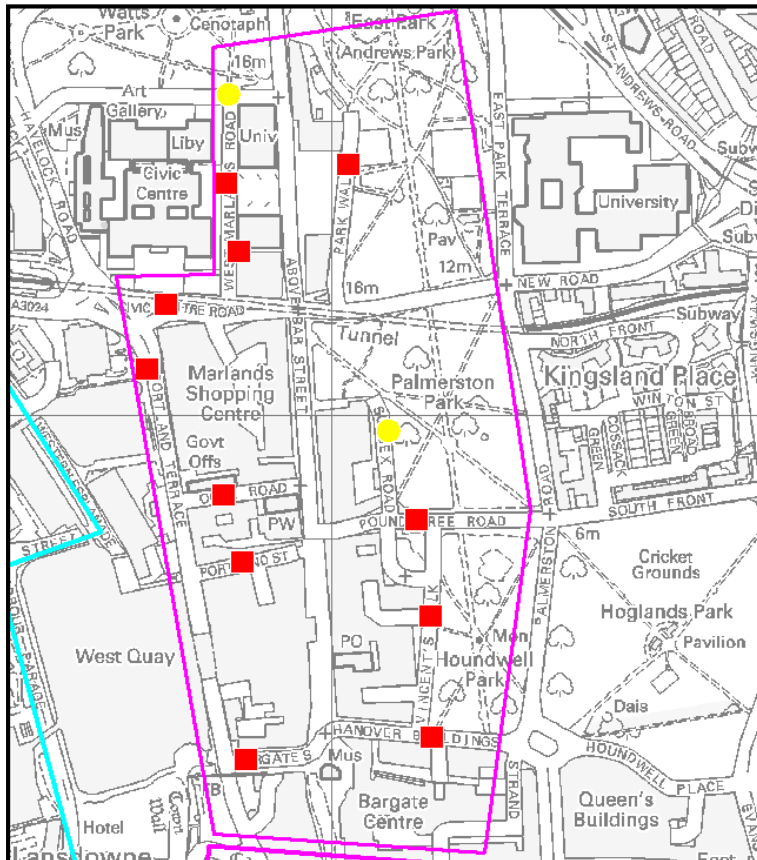


Appendix A: Maps of NTE zones

Zone 1 - London Road/Bedford Place

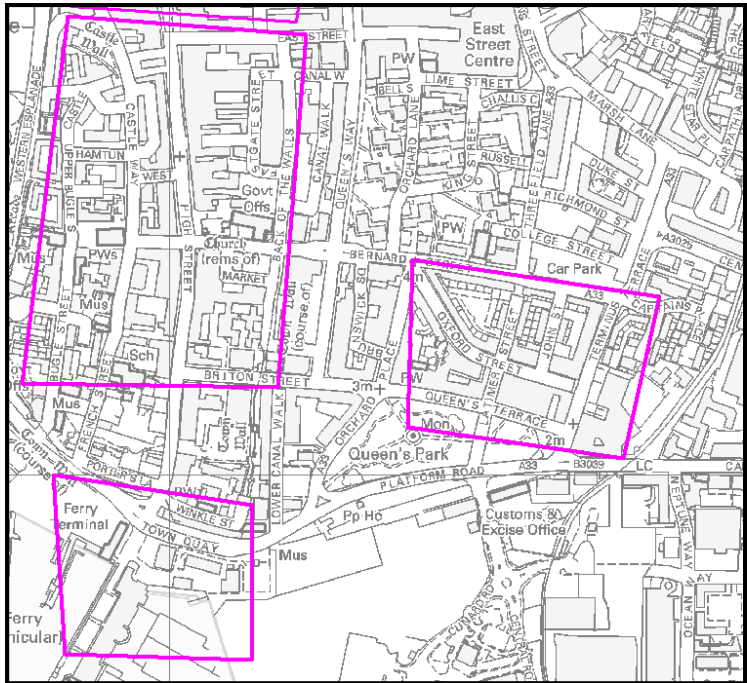


Zone 2 - Above Bar/Vincents Walk

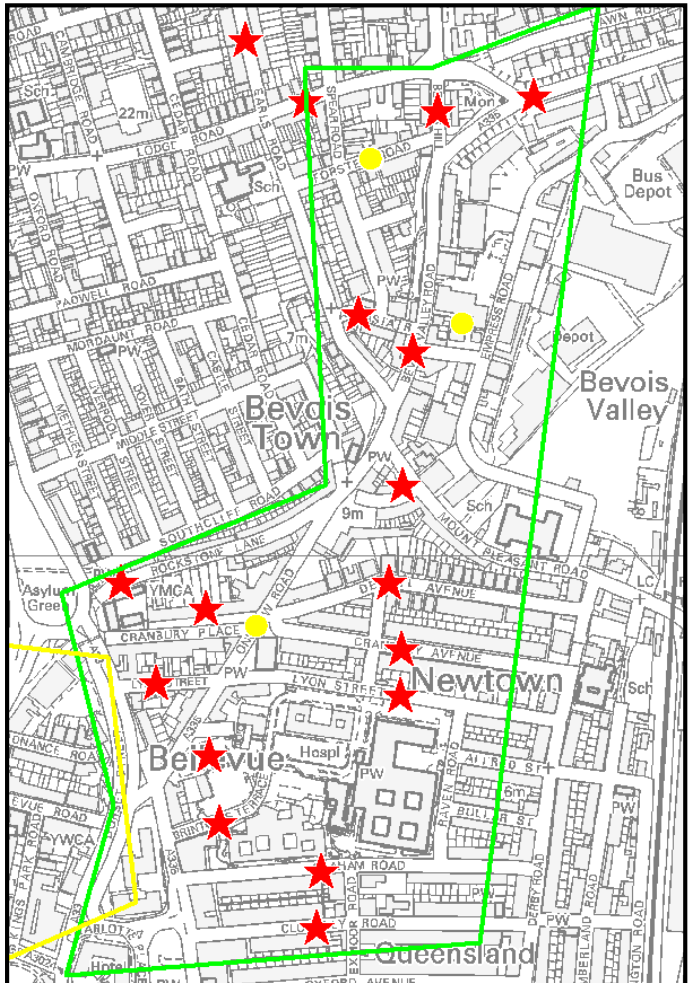


Zone 3 - High St/ Oxford St/ Town Quay

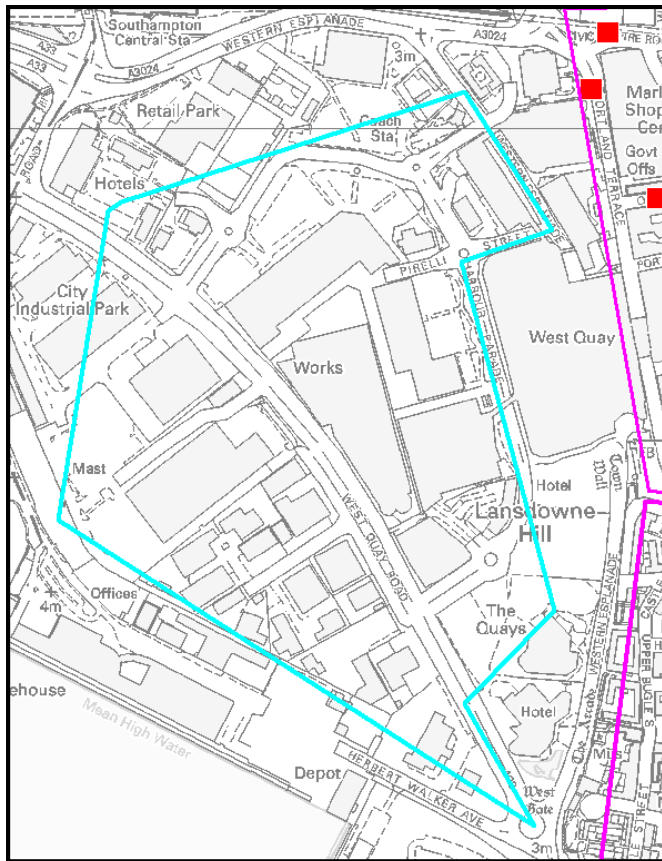




Zone 4 - Bevois Valley / St Marys

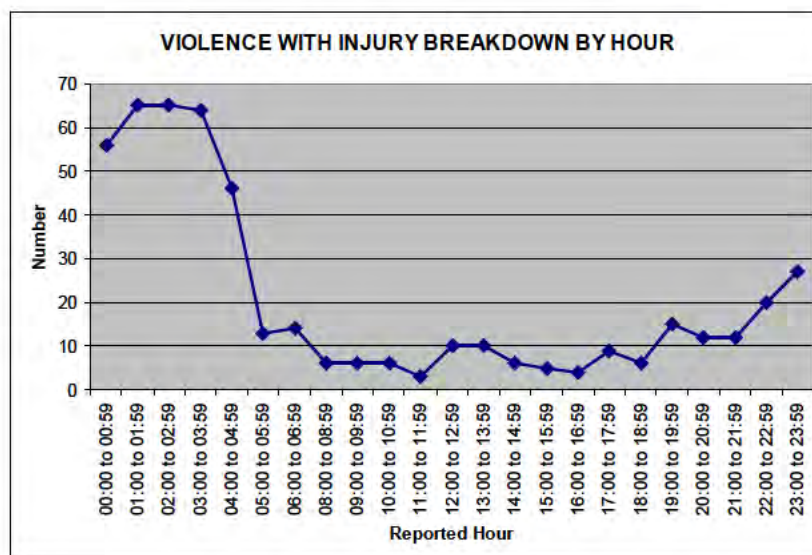
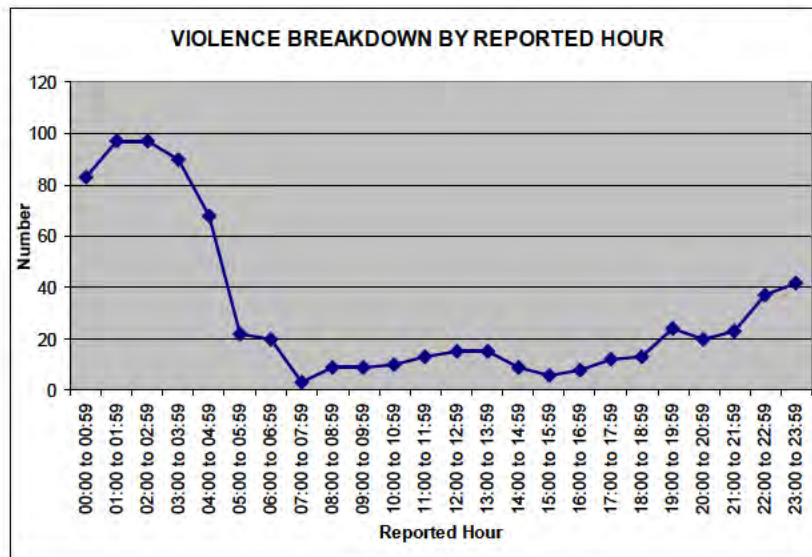
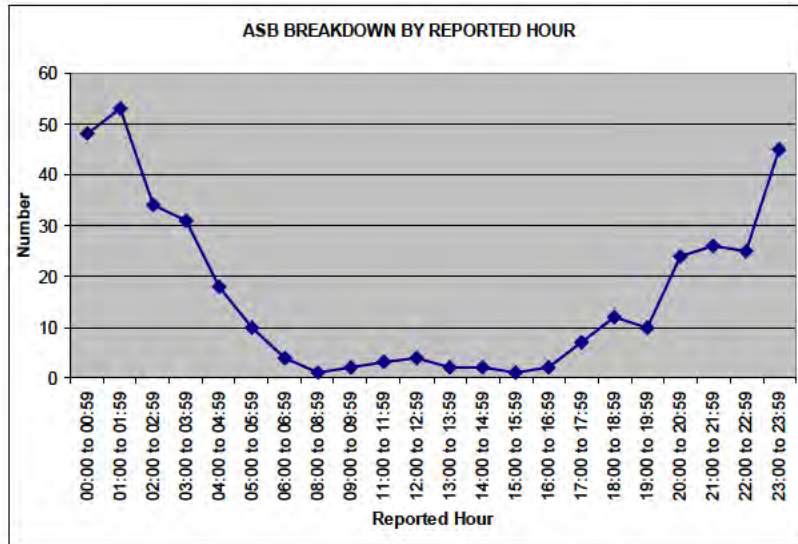


Zone 5 - West Quay Road/Leisure World



**ANNEXE 2**

**GRAPHS FOR ASB, VIOLENCE AND VIOLENCE WITH INJURY BY REPORTED HOUR**





# Research and Analysis

## PROBLEM SUMMARY – NTE S District

Produced by: 11930 JERRAM  
Produced for: Insp Roberts

Date produced: 11/02/14  
Last updated:

### BRIEF SUMMARY OF ISSUE(S): What is the problem and how is it occurring?

The NTE remains a priority for Southampton due to continued offending within the city centre that is linked to alcohol consumption. It is clear from the figures that this issue is within the city centre where licensed premises are highly concentrated.

The majority of these offences occur over the weekend (Saturday and Sunday) and also on a Wednesday in the early hours (linked to Tuesday Student nights).

A recent Sexual Offences report found that offences linked to the NTE had increased in 2013/14, particularly between October and December 2013. 16% overall occurred within a Licensed premise<sup>1</sup>.

This report reviews both Violence Against the Person (VAP) and Anti Social Behaviour (ASB) within the hours of 1900 and 0700 to establish what impact the NTE has on these issues.

### VAP INCIDENTS

- 1440 VAP incidents are linked to a licensed premise or have occurred in a public place between 01/04/13 and 31/01/14 and between the hours of 1900 and 0700hrs.
- This is a reduction on the figures for the same period the year before of 206 incidents, or 12%, however, less incidents are linked to licensed premises, 379 (23%) than in the current period.
- Just under a third of 2013/14 public place VAP incidents, 444 (31%), are linked to a licensed premises. This increase is likely to be due to better recording.
- 55 incidents of most serious violence recorded overall, 14 (25%) linked to a licensed premises.
- [REDACTED] is the most frequently linked licensed premise - 7% of all VAP
- Overall, 7% (111) VAP occurrences are linked as having a weapon used;
  - 25 incidents are linked as having a "Glass" used as a weapon.
  - 34 incidents involved a bladed implement
  - 51 involved a non-bladed implement
- 438 (30%) incidents are linked as having an offender in drink at the time of the incident. It is likely the number of offenders in drink is higher than recorded, particularly if no offender is identified, this assessment cannot be made. There is no figure for victims in drink available.

It should be noted that this is unlikely to be an accurate reflection of violence within the NTE as several incidents that occur outside of licensed premises but within the Cumulative Impact Areas (CIA) will not be included in this review. There are also likely to be incidents of public place violence during this time period that is not related

<sup>1</sup> Western Area NTE serious sexual offences profile April –Dec Author Vicky QUICK Date: 20/01/14



to alcohol consumption or the NTE, but due to data quality it is not possible to exclude all these offences at this time.

The possibility that premises linked to the violence incidents do not accurately reflect where the incident has occurred is also very real – it may be the best landmark to link to reflect the occurrence location rather than the persons involved in the incident actually having frequented that establishment.

It is suggested that a business/organisation be created in RMS to enable the linking of NTE related incidents in order to gain a better understanding of the issues within this environment.

### Seasonal Issues

- Offences linked to licensed premises increased in September 2013, remaining higher for the rest of the year until a dip in January. This differs from the year before when there was an actual reduction in offences in September that continued until a spike in November.
- The December increase in incidents occurs in both years and is likely to be linked to Christmas celebrations increasing the number of people out in the NTE.
- The reduction in January occurs in both years, as may be expected as people have less money to spend in this month.
- The increase in offences linked to licensed premises in 2013/14 may be due to continued engagement the licensing teams have with these establishments to encourage them to report incidents on their premises, as well as the team correcting occurrence locations on RMS when they become aware of errors. Therefore, a more accurate picture is represented.

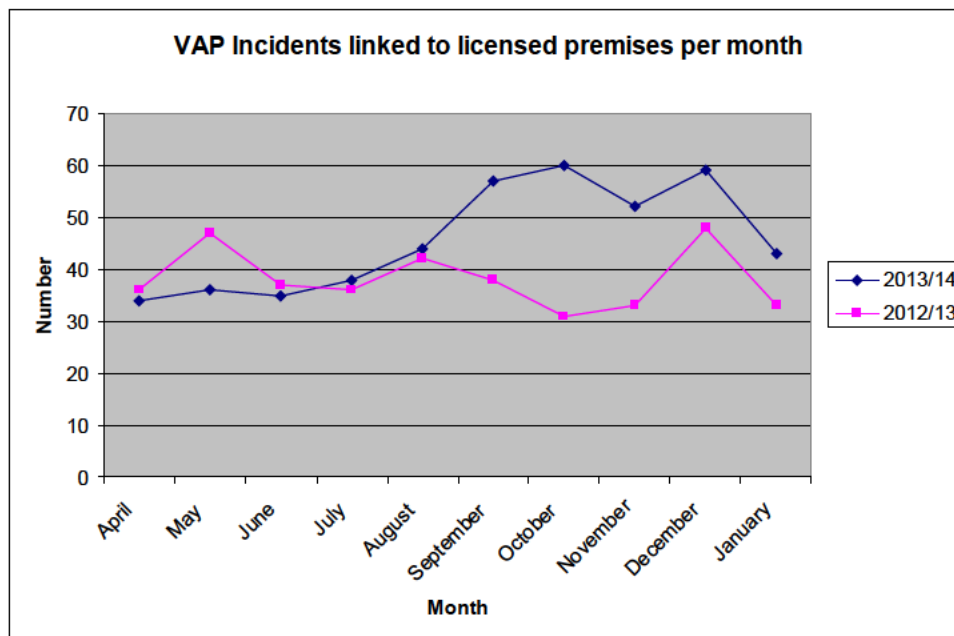


Figure 1: Line graph of VAP incidents linked to a licensed premises on RMS by month

### Violent Crime by Type

Violence Category	Total
1 Common assault	360
2 Harassment	235
3 Serious	743
4a On police	50
6 Sex offence	52

- The majority of incidents are ABH or above (743, 52%)
- 55 (4%) incidents are MSV
- When all offences linked to a licensed premise are reviewed, the number of incidents of ABH or above is slightly higher at 60%, or 275 offences.

VAP by category

Produced by:  
Produced for:  
Date produced:

- 14 incidents of MSV are linked to a licensed premises, a quarter (25%) of all MSV occurring during the review period, and 3% of all VAP that is linked to these establishments.

**TEMPORAL SUMMARY: When is the problem occurring? Peak times/days?**

- The largest volume of incidents occurrence on Saturdays and Sundays but Wednesday mornings are also higher.
- Wednesday mornings between 0100-0400hrs
- Saturday mornings between midnight and 0300hrs
- Saturday evenings into Sunday morning from 2300 until 0400hrs
- Mondays appear to have a number of incidents at [redacted] (5) and [redacted] (6)
- Wednesdays
  - there have been 7 reports at [redacted]
  - 9 at [redacted]
  - 22 at [redacted]
- Thursday; 5 at [redacted]
- Weekends: [redacted]

Occurrence Start Day of Week	Occurrence Start Hour							
	11pm	Midnight	1am	2am	3am	4am	5am	6am
Monday	12	31	11	9	5	2		1
Tuesday	11	26	8	8	8	3	2	2
Wednesday	9	23	25	31	16	8	1	1
Thursday	8	12	4	6	8	3		1
Friday	19	34	13	13	14	6	2	1
Saturday	47	50	40	48	34	22	11	4
Sunday	20	69	54	51	44	10	7	1
Grand Total	126	245	155	166	129	54	23	11

Table 2: All VAP incidents by day and hour from 2300hrs

This table shows the peak times to be:

- Early hours of Saturday and Sunday morning from midnight to 4am, with Saturdays around 11pm also a peak time.
- Early hours of Wednesday morning and to a lesser extent Monday & Friday mornings.

When this the occurrences times are reviewed for incidents linked to a licensed premises only, a similar pattern is recorded, with Sunday mornings recording the most incidents between midnight and 4am, closely followed by Saturdays between midnight and 3m.

Wednesday mornings also remain busy with peak times between 1am and 3am.

Occurrence Start Day of Week	Occurrence Start Hour							
	11pm	Midnight	1am	2am	3am	4am	5am	6am
Monday	1	11	6	7	3			
Tuesday	3	3	2		4			
Wednesday	3	9	17	21	12	1		
Thursday	2	2	2	2	3	3		
Friday	6	10	6	3	7	2	1	
Saturday	16	20	28	25	12	5	1	1
Sunday	6	35	24	22	22	3	1	
Grand Total	37	90	85	80	63	14	3	1

Table 3: All VAP incidents linked to a licensed premises as occurrence address by day and hour from 2300hrs

**PROBLEM LOCATION(S): Licensed Premises**

- SW sector records the highest number of offences, 578, 40% of all incidents within Southampton.
- There are a number of premises that record more than 10 incidents since April:
  - [redacted] is top with 56 VAP incidents reported; with a further 35 linked to [redacted] and 9 at [redacted], taking the total to 100 incidents, almost a quarter of all licensed premises linked VAP.
  - [redacted] accounts for 25 incidents

Produced by:  
Produced for:  
Date produced:

- [REDACTED] a further 21, with [REDACTED] another 20
- [REDACTED], also in the Bedford Place/London Road area had 15 incidents linked
- The clubs around Vernon walk, [REDACTED] account for 19 incidents collectively

Both [REDACTED] have been engaging with the Police licensing team and encouraged to report incidents to Police. This may have contributed to the number of occurrences linked to these premises. Positive engagement with the establishments should be encouraged and therefore the high numbers are not always a negative, but should continue to be monitored.

The capacity of this venue is around [REDACTED] people, so the footfall within this premise is frequently higher than that of the other licensed premises in Southampton. Therefore, it may be expected that the number of VAP incidents linked to this premises are higher.

This premises also recorded the highest amount of sex offences linked to a NTE premise, with 9 incidents linked as either occurring in the premise or the victim and offender meeting at the location<sup>2</sup>.

## ASB

- There are 5398 ASB incidents *reported* between 01/04/13 and 31/01/14, that were reported between 1900 & 0700 hours; these will not all be linked to the NTE.
- There are 1452 incidents that have occurred in SC, the main NTE area, 27% of ASB during this time period.
- For the purposes of this review, only SC incidents have been further reviewed.
- When the types of ASB reported are reviewed, just over half of all incidents in SC (808, or 56%) are Rowdy & inconsiderate behaviour calls.
- Neighbour nuisance is next with 265 calls, or 18%
- When the 1452 incidents are reviewed for peak times, incidents vary in number per hour from 1 to 35.
- There are higher volumes across the whole week between 7pm and 2am.
- Friday night into Saturday morning (til 2am) and Saturday evening from 7pm through to Sunday morning 5am remain peak times for ASB incidents in the SC area.
- Incidents are also slightly increased Friday evening until 1am.
- The highest concentration of incidents is recorded on a Sunday morning between midnight and 3am, but higher volumes of occurrences continue until 6am on this day.

Occurrence Start Day of Week	Reported Hour						
	Midnight	1am	2am	3am	4am	5am	6am
Monday	16	10	7	5	5	2	2
Tuesday	13	13	16	6	3	6	2
Wednesday	19	19	10	18	16	8	
Thursday	14	11	6	7	5	1	
Friday	23	19	12	10	14	4	3
Saturday	33	33	19	21	23	7	3
Sunday	41	49	36	25	27	16	8

### Repeat premises linked to ASB incidents:

<sup>2</sup> Western Area NTE serious sexual offences profile April –Dec Author Vicky QUICK Date: 20/01/14

Premises	No of ASB incidents linked
██████████	34
██████████	25
██████████	23
██████████	17
██████████	14
██████████	14
██████████	14
██████████	12
██████████	11
██████████	10
██████████	10
██████████	8

- Both ██████████ in the CIA around Bedford Place/London Road report high numbers of ASB occurrences. The majority of these are linked to vagrants, however, although there are a number of incidents linked to drunk persons from the NTE as well.

- Again, ██████████ has the most ASB incidents linked to it for any licensed bar or club. 18 of the 25 incidents occurred between 1am and 5am

Table 4: All ASB incidents by day and hour from 2300hrs

- ██████████ and ██████████ also feature highly in relation to VAP offences.
- All the incidents linked to ██████████ are reported after midnight, up until 5.34hrs. The majority, 15, occur between 2am and 5am. Most of these incidents are reports of issues with the door staff or the door staff reporting incidents of customers causing problems.
- ██████████ does feature in the top 12 but more VAP incidents are linked to the premise. 6 of these occur between 1am and 3.30am
- Of the 17 incidents at ██████████, 11 of them were actually reported between 2am and 6am, suggesting this is an area for persons to congregate when leaving the NTE, most likely ██████████, the nearest late opening Club. Several of the reports have come from the near by hotels reporting excess noise.

## CONCLUSIONS & RECOMMENDATIONS

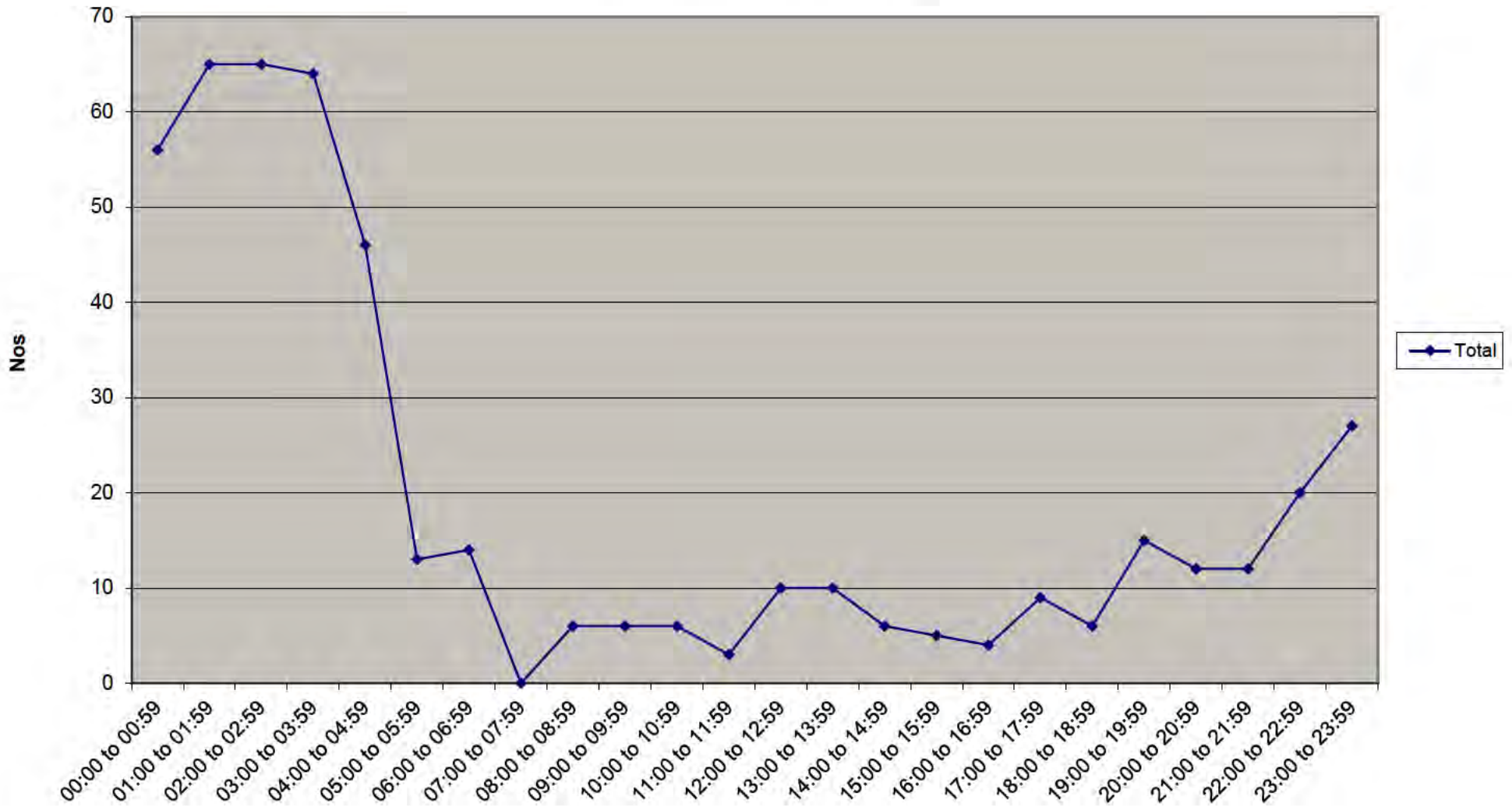
The NTE continues to draw Police resources into the city centre to deal with violence and anti-social behaviour. The weekend remains particularly busy, especially the early hours of Friday and Saturday mornings.

Despite reports of lower footfall in these pubs and clubs, they are still linked to nearly a third of all VAP reported in the whole of Southampton between 1900 & 0700 hours. The number of VAP incidents linked to alcohol consumption is likely to be a lot higher than currently recorded due to issues discussed above. While the NTE continues to exist, there will remain a need for police to resource the crime that results from this.

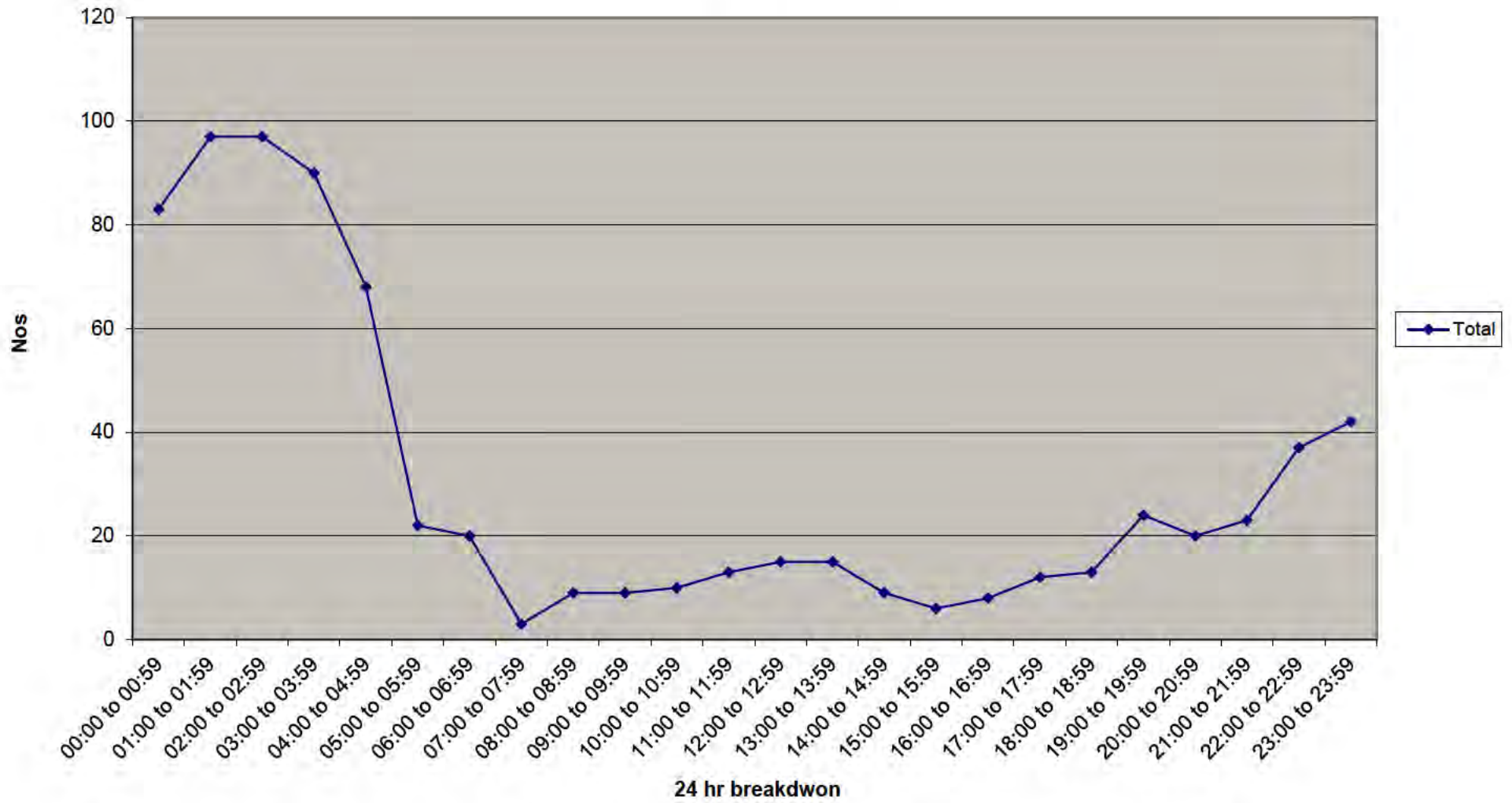
There is currently no accurate recording of crime and ASB linked to the NTE; a bus/org on RMS may assist providing a better picture of the issue and where resources are most needed.



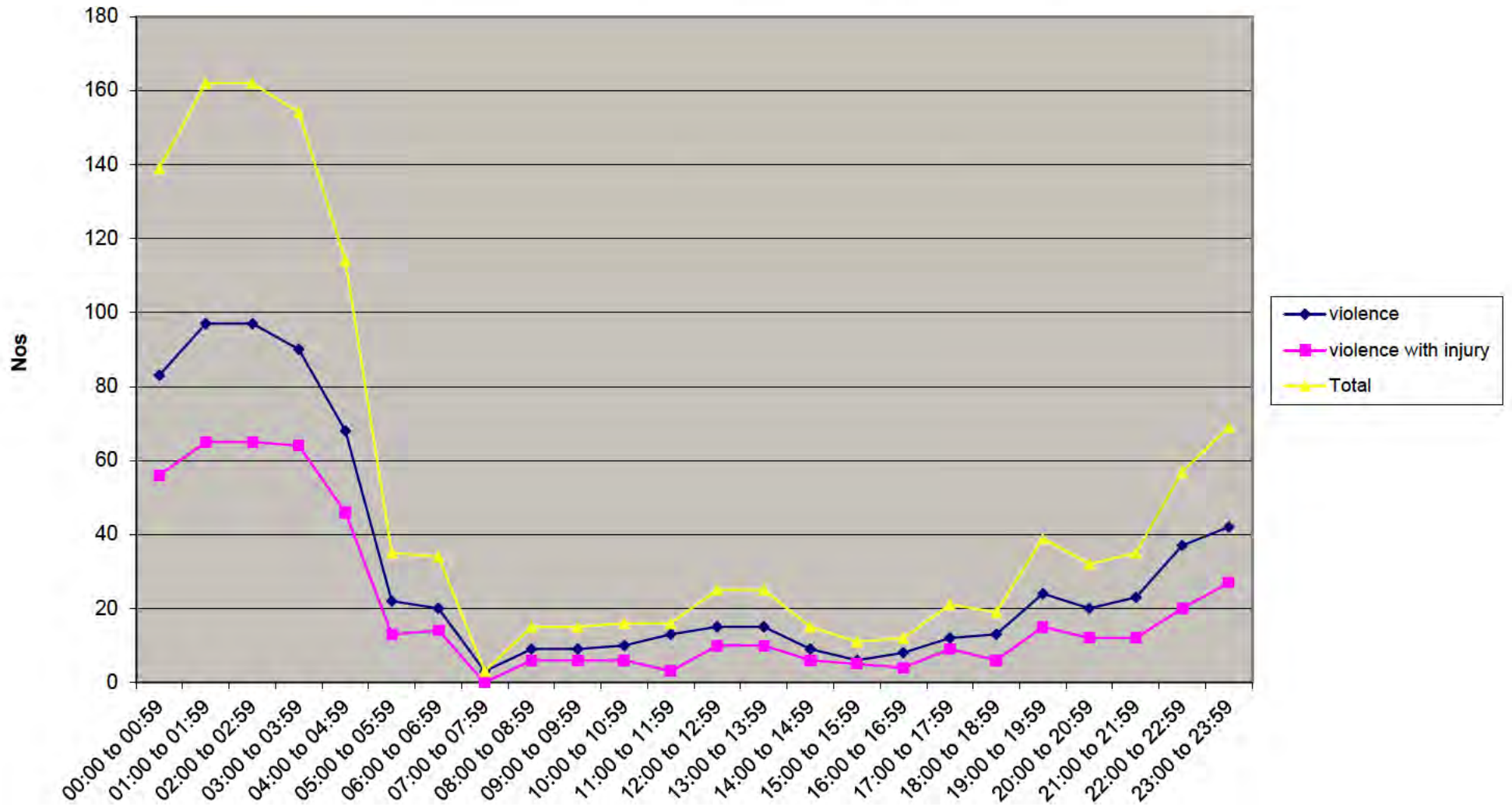
### Violence with injury 2014/15



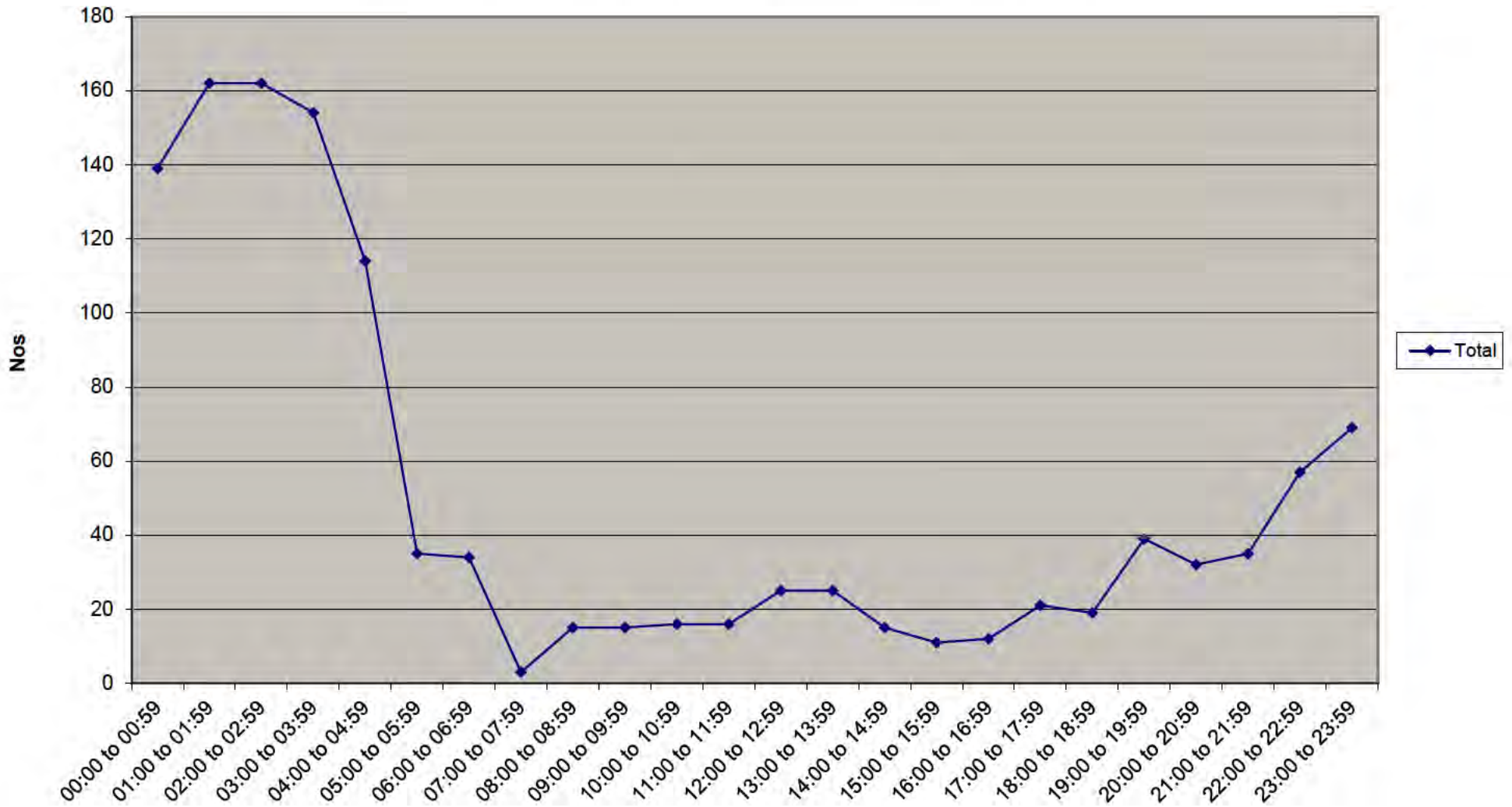
### Violence 2014/15



Combined 2014/15 (violence & violence with injury)



### Cumulative totals only 2014/15 (violence & violence with injury)



Violence 2014/15

Reported H	Total
00:00 to 00	83
01:00 to 01	97
02:00 to 02	97
03:00 to 03	90
04:00 to 04	68
05:00 to 05	22
06:00 to 06	20
07:00 to 07	3
08:00 to 08	9
09:00 to 09	9
10:00 to 10	10
11:00 to 11	13
12:00 to 12	15
13:00 to 13	15
14:00 to 14	9
15:00 to 15	6
16:00 to 16	8
17:00 to 17	12
18:00 to 18	13
19:00 to 19	24
20:00 to 20	20
21:00 to 21	23
22:00 to 22	37
23:00 to 23	42

Violence with injury 2014/15

Reported H	Total
00:00 to 00	56
01:00 to 01	65
02:00 to 02	65
03:00 to 03	64
04:00 to 04	46
05:00 to 05	13
06:00 to 06	14
07:00 to 07	0
08:00 to 08	6
09:00 to 09	6
10:00 to 10	6
11:00 to 11	3
12:00 to 12	10
13:00 to 13	10
14:00 to 14	6
15:00 to 15	5
16:00 to 16	4
17:00 to 17	9
18:00 to 18	6
19:00 to 19	15
20:00 to 20	12
21:00 to 21	12
22:00 to 22	20
23:00 to 23	27

Combined 2014/15 (violence & violence with injury )

Cumulative totals only 2014/15 (violence & vic

Reported H	violence	violence w	Total
00:00 to 00	83	56	139
01:00 to 01	97	65	162
02:00 to 02	97	65	162
03:00 to 03	90	64	154
04:00 to 04	68	46	114
05:00 to 05	22	13	35
06:00 to 06	20	14	34
07:00 to 07	3	0	3
08:00 to 08	9	6	15
09:00 to 09	9	6	15
10:00 to 10	10	6	16
11:00 to 11	13	3	16
12:00 to 12	15	10	25
13:00 to 13	15	10	25
14:00 to 14	9	6	15
15:00 to 15	6	5	11
16:00 to 16	8	4	12
17:00 to 17	12	9	21
18:00 to 18	13	6	19
19:00 to 19	24	15	39
20:00 to 20	20	12	32
21:00 to 21	23	12	35
22:00 to 22	37	20	57
23:00 to 23	42	27	69

Reported H	Total
00:00 to 00	139
01:00 to 01	162
02:00 to 02	162
03:00 to 03	154
04:00 to 04	114
05:00 to 05	35
06:00 to 06	34
07:00 to 07	3
08:00 to 08	15
09:00 to 09	15
10:00 to 10	16
11:00 to 11	16
12:00 to 12	25
13:00 to 13	25
14:00 to 14	15
15:00 to 15	11
16:00 to 16	12
17:00 to 17	21
18:00 to 18	19
19:00 to 19	39
20:00 to 20	32
21:00 to 21	35
22:00 to 22	57
23:00 to 23	69



silence with injury)

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Web Intelligence - Anti-Social Behaviour (ASB) Report - Apr 2011 onwards

District Name (All values) | Sector Name (All values) | Neighbourhood Team Name (All values) | Occ Rak Type (All values) | Occ Behaviour Type (All values)

GOSPORT	HART	HAVANT	ISLE OF WIGHT	NEW FOREST	PORTSMOUTH	RUSHMOOR	SOUTHAMPTON	TEST VALLEY	WINCHESTER	Total
426	289	481	661	651	1,289	426	1,867	473	469	8,952
1,722	902	2,281	2,342	1,822	5,380	1,827	7,210	1,512	1,598	32,858
928	463	1,206	1,232	1,148	2,338	853	3,423	869	719	16,727
3,076	1,634	3,948	4,235	3,621	9,007	2,906	12,500	2,854	2,786	58,537

GOSPORT	HART	HAVANT	ISLE OF WIGHT	NEW FOREST	PORTSMOUTH	RUSHMOOR	SOUTHAMPTON	TEST VALLEY	WINCHESTER	Total
41	62	57	74	82	122	65	218	68	75	1,146
206	93	269	303	297	1,153	189	1,084	212	285	5,000
795	303	982	888	726	1,750	826	2,567	617	552	12,448
191	81	192	199	219	440	210	589	115	207	3,058
252	154	371	413	428	684	249	965	252	240	5,099
1,214	654	1,509	1,768	1,285	3,874	1,175	5,310	1,100	910	23,311
32	17	60	179	43	235	68	280	31	155	1,262
60	43	52	65	76	140	49	158	69	71	1,059

Notes Page | Summary | Detail | Current vs previous | Graphs

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Discussions

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## **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.

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