

DECISION-MAKER LICENSING (LICENSING & GAMBLING) SUB COMMITTEE

SUBJECT HEARING TO CONSIDER AN APPLICATION FOR GRANT OF A PREMISES LICENCE -
Bar SO16, 228A Burgess Road Southampton SO16 3AY

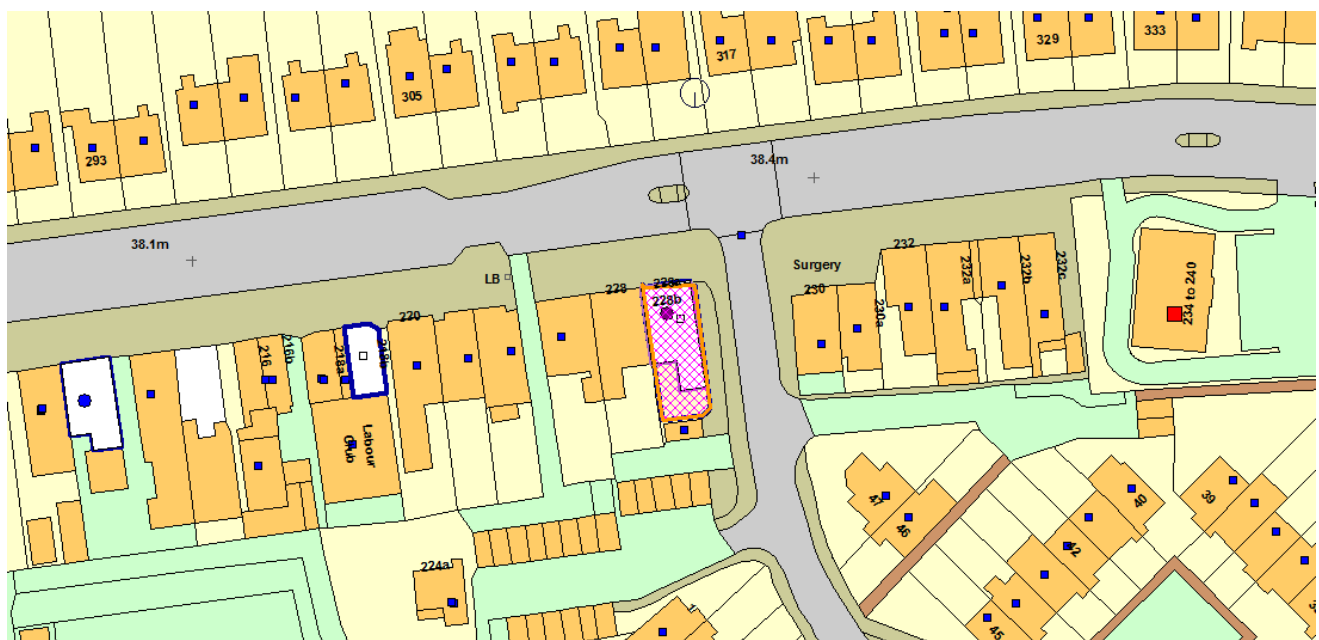
DATE OF HEARING 18th December 2019 at 16:00

REPORT OF SERVICE DIRECTOR – TRANSACTIONS & UNIVERSAL SERVICES

E-mail licensing@southampton.gov.uk

Application Date :25th October 2019 Application Received 25th October 2019

Application Valid 25th October 2019 Reference : **2019/05973/01SPRN**



© Crown copyright and database rights 2014 Ordnance Survey 100019679

Representations from Responsible Authorities

Responsible Authority	Satisfactory?
Safeguarding Children	Yes
Fire Service	Yes
Environmental Health - Licensing	Agreed Conditions
Home Office	No Response
Planning & Sustainability	Agreed Conditions
Public Health Manager	No Response

Police - Licensing	Agreed Conditions	
Trading Standards	No Response	
<i>Other Representations</i>		
Name	Address	Contributor Type
General Manager	G E Bridge and Co Ltd. 226-228 Burgess Road Southampton SO16 3AY	Trader_ AGREED CONDITIONS
Miss Verity Charlton	Flat 1 ,226 Burgess Road, Southampton SO16 3AY	Resident
<i>Other Representations - Supporting Application</i>		
Name	Address	Contributor Type
Dr. Hubbard	7 Ethelburt Ave, Southampton SO16 3DG	Resident

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.

Equality Act 2010

Section 149 of the Equality Act 2010 requires the Council to have due regard to the need to eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act. It also requires the Council to advance equality of opportunity and foster good relations between persons who share a relevant protected characteristic and persons who do not share it. This means having due regard to the need to removing or minimising disadvantages suffered, taking steps to meet the needs of persons, encouraging persons to participate in public life, tackling prejudice and promoting understanding. The relevant protected characteristics are: age; disability; gender reassignment; pregnancy and maternity; race; religion or belief; sex; sexual orientation

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

Summary of application

Applicant	Bar SO16 Ltd.
Agent for licence Holder:	Mrs Lisa Badger Eric Robinson Solicitors
Proposed DPS	Mr Baljit Mandair

This is an application for a new premises licence. The premises is going to be a bar providing alcohol and hot and cold bar snacks. There will be a beer garden at the rear and seating within wind breakers at the front. A TV will be installed outside in the rear beer garden for showing major sporting events. Music and TV outside will be switched off each evening at 22:30.

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

Opening Times Monday to Sunday 11:00 – 23.00	Supply by retail of alcohol (for consumption on the premises only) Monday to Sunday 11:00 – 22:30
Live Music Monday to Sunday 11:00 – 22.30	Recorded Music Monday to Sunday 11:00 – 23.00

After consultation with a local business, Hampshire Constabulary, Environmental Health Service and Planning and Sustainability Dept., the applicant has amended the application to the following hours and agreed several conditions to be added to the licence. The premises is now seeking to become a bar providing alcohol and hot and cold bar snacks. They have also submitted a new plan, which no longer includes the outside area.

AMENDED HOURS AND ACTIVITIES (28/11/19)

Opening Times Monday to Saturday 11:00 – 23.00 Sunday 11:00 – 22.00	Supply by retail of alcohol (for consumption on the premises only) Monday to Saturday 11:00 – 22.30 Sunday 11:00 – 21.30
No longer live music	Recorded Music Monday to Saturday 11:00 – 23.00 Sunday 11:00 – 22.00

The application has one valid residential representation and one letter of support. The other representation agreed conditions with the applicant.

Application (25/10/19) form and plan –Pages 6-33

Operating schedule (25/10/19) –Pages 34-36

Local Business representation and agreed conditions – Pages 37-41

Hampshire Constabulary representation and agreed conditions –Pages 42-47

Environmental Health Dept. representation and agreed conditions – Pages 48-52

Planning representation and agreed conditions – Pages 53

Amended (28/11/19) Application form and plan – Pages 54-79

Local Resident representations - Objecting – Pages 54-79

Resident representation – Supporting – Pages 80

Conditions to be added to the licence (28/11/19) Pages 82-84

Hearing Procedure Notes Pages 85-88

SOUTHAMPTON AND EASTLEIGH LICENSING PARTNERSHIP
Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We BAR SO16 LTD

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
Bar SO16 228A Burgess Road			
Post town	Southampton	Postcode	SO16 3AY

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£9200

Part 2 - Applicant details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) please complete section (B)
 - iii as an unincorporated association or please complete section (B)
 - iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

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

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

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

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

--

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)	
Surname			First names		
Date of birth over		I am 18 years old or		<input type="checkbox"/>	Please tick yes
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(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 BAR SO16 LTD
Address 26 Leigh Road Eastleigh Hampshire SO50 9DT
Registered number (where applicable) 12261488

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?

DD	MM	YYYY
A	S	A P

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

DD	MM	YYYY

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

Bar providing alcohol and hot and cold bar snacks. There will be a beer garden at the rear and seating within wind breakers at the front. Occasional functions will be held which may include live music. A TV will be installed outside in the rear beer garden for showing of major sporting events.

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)

f) recorded music (if ticking yes, fill in box F)

g) performances of dance (if ticking yes, fill in box G)

h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

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

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4) Occasional live bands may be booked when certain functions are held. This will not be on a regular basis.		
Mon	11:00	22:30			
Tue	11:00	22:30	State any seasonal variations for the performance of live music (please read guidance note 5)		
Wed	11:00	22:30			
Thur	11:00	22:30	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 (please read guidance note 6)		
Fri	11:00	22:30			
Sat	11:00	22:30			
Sun	11:00	22:30			

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>						
				Outdoors	<input type="checkbox"/>						
				Both	<input checked="" type="checkbox"/>						
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) Recorded music from a juke box will be played inside only. The licenceholder plans to install a TV outside in the rear beer garden for viewing of major sporting events. Music and TV outside will be switched off each evening at 22:30.								
Mon	11:00	23:00									
Tue	11:00	23:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)								
Wed	11:00	23:00									
Thur	11:00	23:00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)								
Fri	11:00	23:00									
Sat	11:00	23:00									
Sun	11:00	23:00									

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	11:00	22:30			
Tue	11:00	22:30			
Wed	11:00	22:30			
Thur	11:00	22:30			
Fri	11:00	22:30			
Sat	11:00	22:30			
Sun	11:00	22:30			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		

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

Name Baljit Singh Mandair	
Date of birth	
Address	
Postcode	
Personal licence number (if known) 13/02027/02SPEN	
Issuing licensing authority (if known) Southampton City Council	

K

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

Sale of alcohol with or without hot and cold bar snacks. Applicant will impose conditions to take into account the Licensing Objectives.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	11:00	23:00	
Tue	11:00	23:00	
Wed	11:00	23:00	
Thur	11:00	23:00	
Fri	11:00	23:00	
Sat	11:00	23:00	
Sun	11:00	23:00	
			<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)

M

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

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

Please see attached Operating Schedule.

b) The prevention of crime and disorder

Please see attached Operating Schedule.

c) Public safety

Please see attached Operating Schedule.

d) The prevention of public nuisance

Please see attached Operating Schedule.

e) The protection of children from harm

Please see attached Operating Schedule.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none">• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).• 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)
Signature	
Date	25 October 2019
Capacity	Solicitor acting for the applicant

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

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Mrs Lisa Badger Eric Robinson Solicitors Regecy House 2-4 Southgate Street			
DX 2519 Winchester			
Post town	Winchester	Postcode	SO23 9EF
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

DATA PROTECTION

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

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

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

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

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

Notes for Guidance

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 documents listed below (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 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, 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 checking 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 to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

SOUTHAMPTON AND EASTLEIGH LICENSING PARTNERSHIP

Consent of individual to being specified as premises supervisor

I **BALJIT SINGH MANDAIR**

[full name of prospective premises supervisor]

of

*[home
address
s of
prospective
premises
supervisor]*

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

[type Premises Licence

of application]

by

*[name
of
applicant]* BAR SO16 LTD

relating to a premises licence

[number of existing licence, if any]

for

*[name
and
address
s of
premises
to which
the
application relates]* BAR SO16
228A Burgess Road
Southampton
Hampshire
SO16 3AY

and any premises licence to be granted or varied in respect of this application made by
[name BAR SO16 LTD
of
applicant]

concerning the supply of alcohol at

[name BAR SO16
and
addresses 228A Burgess Road
of Southampton
premises SO16 3AY
to
which
application
relates
]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

[insert 13/02027/02SPEN
personal
al
licence number, if any]

Personal licence issuing authority

[insert Southampton City Council
name
and
address and telephone number of personal licence issuing authority, if any]

Signed

Name (please print)

Baljit Singh Mandair

Date

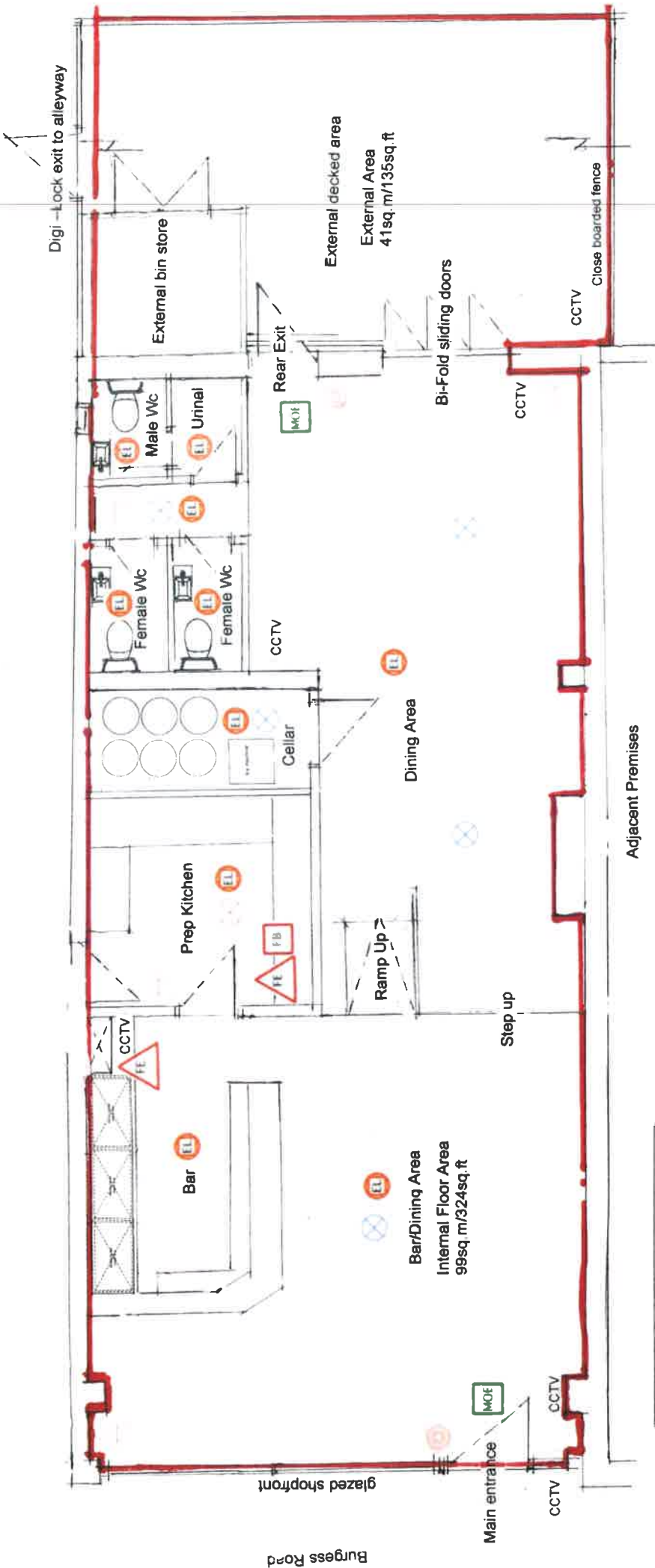
16/10/2019

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

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

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

For more detail about how we handle your personal data please see our privacy policies:
For Southampton City Council applications: <http://www.southampton.gov.uk/privacy>
For Eastleigh Borough Council applications: <https://www.eastleigh.gov.uk/privacy>



FIRE SYMBOL KEY CHART

	Fire Extinguisher		'Break Glass' Fire Alarm Call Point
	Emergency / Fire Exit		Fire alarm sounder
	Emergency Lights		Smoke Detectors
	Fire Blanket		Heat Detector

red line denotes licensed area

Proposed Ground Floor Licensing Plan
 Drwg No: 019/10/101 rev00

228a Burgess Road
 Southampton, Hampshire
 SO16 3AY

Scale 1:50 @ A3
 Drwg prepared by Reclaimed Revolution

OPERATING SCHEDULE

A. General

1. There are strong management and security procedures in place which encompass the four licensing objectives.
2. Rights of admission reserved.
3. 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.
4. Customers will not be permitted to take open glass containers outside the premises (the premises being defined as per the attached plan).
5. No irresponsible promotions such as drinking games, offering large quantities of alcohol free of charge or at a fixed or discounted price.
6. No alcohol to be dispensed directly into the mouth.
7.
 - a) The premises shall have sufficient cameras located within the premises to cover all public areas and to cover any areas outside including but not limited to those used for smoking areas, queuing or other activities associated with the premises. The system should be able to cope with all levels of illumination throughout the premises as well as outside areas.
 - b) All equipment shall have a constant and accurate time and date generation.
 - c) There shall be sufficient members of trained staff available during operating hours to be able to provide copies at the request of the police or authorised officer.
 - d) CCTV warning signs to be fitted in public places.
 - e) Recordings to be kept for a minimum of 28 days.
 - f) Recording equipment is to be housed in a secure place restricting access to authorised persons (this can be on a computer which is password protected).
 - g) All systems, signage, hardware and procedures are to be installed/implemented to the reasonable satisfaction of Hampshire Constabulary and approved in writing.
8. An incident book will be provided and maintained at the premises and there will be a daily debrief of door staff at the close of business to the reasonable satisfaction of Hampshire Constabulary and Southampton City Council Licensing Authority.
9. There will be a 'Challenge 25' policy operated at the premises.

B. The prevention of crime and disorder

1. Premises shall operate a zero tolerance policy in respect of drugs. Notices will be prominently displayed throughout the premises including the entrance. Toilets will be checked on average every 2 hours and a log kept of the times / dates they are visited.
2. A dispersal procedure will be adopted during the last trading hour to ensure minimal disturbance to neighbours and to tackle the problem of anti-social behaviour and crime. This will include:
 - a) during the last trading hour the service points at the bar will be reduced and certain staff reallocated to collect glasses
 - b) music volume will be reduced during the last hour. Music or TV played in the beer garden will be switched off 30 minutes before closing time. Lighting levels will be readjusted to encourage the gradual dispersal of customers
 - c) DJ announcements may be used to encourage gradual dispersal and to remind customers to leave quietly.
 - d) staff will remove all bottles and glasses from any customer who attempts to leave the venue carrying one. A table and bottle skip will be positioned just inside the venue door to collect glasses and bottles.
3. All areas of the premises will be checked at the end of each evening to ensure all customers have left safely.
4. Staff will patrol the outside perimeter of the premises at the end of each evening (for at least an additional 15 minutes) to ensure the safe and quiet dispersal of customers.
5. Any customers congregating or loitering outside after leaving the premises will be asked to depart quickly and quietly.
6. On occasions when functions are held, i.e. live bands playing, door staff will be employed to provide additional security.

C. Public safety

1. A fire detection and warning system will be place. A fire risk assessment will be carried out. Applicant will liaise closely with the fire authority.
2. Free drinking water will be available to customers.
3. Staff will conduct a physical sweep inside the premises to remove hazardous objects / waste.
4. A phone number of an allocated taxi firm will be displayed on the premises. Public transport information (including night time travel options) will be available to customers.

D. The prevention of public nuisance

1. Any noise produced or associated with the regulated entertainment, i.e. the showing of major sporting events on an outside TV, will be closely monitored so as not to be a nuisance to neighbouring properties. Any music or TV played outside the building will be switched off 30 minutes before closing time.
2. Notices will be displayed in prominent positions at the exit of the premises requesting customers to leave quietly and quickly. Staff will also remind customers.
3. Staff will ensure that any queues are maintained in an orderly manner and do not cause any disturbances or obstructions.

E. The protection of children from harm

1. No one under 18 will be allowed at the bar area.
2. Applicant will incorporate 'Challenge 25' Scheme.



JR
4th November 2019

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



Dear Sir/Madam,

I am writing to raise concerns about the proposed alcohol, recorded and live music licence application for Bar SO16, 228A Burgess Road, Southampton SO16 3AY. Ref: 2019/05973/01SPRN.

The first area of concern relates to the definite noise nuisance this will cause. This Bar is adjacent to many private homes and directly connected to our business block which also has four residential tenants living above it. We firmly believe that the consumption of alcohol, accompanying behavioural issues and the playing of recorded and potentially louder live music, seven days a week, 11 hours a day will be an intolerable nuisance to everyone in the immediate area. Furthermore, we have noted an outdoor, decked, entertainment area being constructed to the rear of Bar SO16 which causes even greater concerns regarding noise nuisance being even worse in the summer months.

With being a restricted permit holder only area, our second area of concern is parking. We have grave concerns about the front and rear entrances to our business being blocked by Bar SO16's customers. It is very commonplace for licenced premises patrons to leave their cars over night with the intention of collecting at some time the following day. Due to this area's road restrictions, the only option Bar SO16's customers would have would be to use our forecourt and private rear car park. When this inevitably happens, our staff will not be able to attend work, our tenants will loose their overnight parking privileges and our disabled customers will not be able to visit our store.

In closing, due to the lack of public awareness, we are certain that many retrospective objections and complaints will be received by Southampton City Council if this licence is granted.

Yours Sincerely

James Rhodes
General Manager

G E Bridge & Co Ltd 226-228 Burgess Road, Southampton SO16 3AY

Branch showrooms

GE Bridge & Co Ltd
226/228 Burgess Road, Southampton SO16 3AY

Head, Karen

From:
Sent: 26 November 2019 11:11
To:
Cc:
Subject: RE: Bar SO16 (MAN774/1)

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

Hi Jas,

Apologies for not getting back to you sooner, I was away in Germany last week.

Thank you for the proposed terms of the licence agreement, as outlined by your solicitor below. As long as these terms are adhered to and the playing of music and other noises doesn't become a public order or environmental health issue then we agree to the terms as outlined. We still have concerns over the possibility of customers cars blocking our forecourt and/or rear car park, but we will address these if and when they happen.

When we spoke a few weeks ago we discussed the possibility of adding some kind of barrier or planter along the divide between your bar and our forecourt. Is this something you are progressing with? It would certainly help demark the boundary between the premises and dissuade anyone from using our forecourt. Please let me know.

Kind regards,
James

James Rhodes
General Manager



Bridge & Lindsey

Medical, Mobility and Healthcare Supplies

GE Bridge & Co Ltd
123-125 Old Christchurch Road, Bournemouth BH1 1HF

GE Bridge & Co Ltd
226-228 Burgess Road, Southampton SO16 3AY

Lindsey & Sons
294 Pinhoe Road, Exeter EX4 8AA

Bridge & Lindsey
3 Pennys Walk, Ferndown BH22 9TH

Disclaimer Notice:

The content of this email is private and confidential, for the use of the addressee(s) only and is to only be opened and read by the intended recipient of the message. If you have received this message in error, please delete it immediately. The content and views included in this email may not be those of Bridge & Lindsey Company.

From:

Sent: 18 November 2019 09:21

To: James Rhodes

Subject: Fwd: Bar SO16 (MAN774/1)

James,

Hoping all is well and good.

Please see email below from our solicitors in regards to your letter and our discussion.

Are you now happy to withdraw your representation and confirm this to the licensing team.

Many thanks

Jas

Sent from my iPhone

Begin forwarded message:

From: Reception · _____

Date: 18 November 2019 at 09:17:34 GMT

To: '

Subject: FW: Bar SO16 (MAN774/1)

From:

Sent: 18 November 2019 08:46

To:

Subject: Bar SO16 (MAN774/1)

Morning All

With regard to the representation received on the above application, the applicant has contacted James Rhodes of Bridge & Lindsey and can confirm that the following has been agreed:-

- The occasions on which a live band will be at the premises will be limited to a maximum of five occasions per year, i.e. there may be a live DJ on New Years Eve. In the event of this happening, at least 28 days advance written notice will be given to neighbouring flats. On these occasions, the DPS will complete a written risk assessment detailing the consideration for the employment of Security industry authority (SIA) door staff at the premises for the duration of the event to keep any disturbances to an absolute minimum.
- Playing of live music will be limited to inside the premises only.
- Playing of recorded music will be limited to inside the premises only.
- The use of a television screen in the beer garden for screening of sporting events will be for very occasional events, i.e. world cup games if played in the summer.
- Signs will be posted showing parking restrictions.
- Staff at the premises will work with customers to ensure that entrances are not blocked.
- Notices to be displayed both inside and outside the premises advising customers that no cars are to be left on the premises overnight.

I look forward to hearing from you as to whether or not the representation has been withdrawn.

Kind regards

Lisa Badger
Paralegal
Company and Commercial Department



Address: Regency House, 2-4 Southgate Street, Winchester, SO23 9EF



To see the full range of services we offer to individuals and businesses, visit our website: www.ericrobinson.co.uk

update payment details via email. Should you receive an email attempting to amend payment details, please contact the individual named in your matter telephone as Eric Robinson cannot accept responsibility for losses arising from mis-transfer of funds

ERIC ROBINSON SOLICITORS

A list of Partners is open to inspection at the above address.

This firm is authorised and regulated by the Solicitors Regulation Authority under practice number 00054381.

.....

Visit our Web Site at <http://www.ericrobinson.co.uk>

Attachments are in Microsoft Office or PDF format. Documents can be opened and read using Microsoft Word, although they may not include a .doc file extension.

IMPORTANT - The information contained in this e-mail, including any attachments, is confidential and intended only for the personal attention of the addressee. This message contains information which is privileged at law. If you have received it in error you must not copy, distribute or take any action in reliance on it. Please notify Eric Robinson Solicitors at once on (023) 8042 5000.

ERIC ROBINSON SOLICITORS

A list of Partners is open to inspection at the above address.

This firm is authorised and regulated by the Solicitors Regulation Authority under practice number 00054381.

.....

This e-mail has been scanned for all viruses by MessageLabs.

From: Scott.Lee.25597
To: [Licensing](#)
Subject: FW: Bar SO16 (MAN774/1)
Date: 18 November 2019 12:37:03
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[RE: Premises Licence Application - 228A Burges Road Southampton \(MAN7741\).msg](#)
[SO16 Bar conditions requested.docx](#)

Good morning,

Hampshire Constabulary wish to make a representation regarding the licence application at SO16 bar. However given the below correspondence and the attached e-mail confirming agreement there is no need for a hearing. The list of conditions proposed to the applicant are attached to this e-mail. Can they be added to the licence should it be granted.

Many Thanks
Lee

*PC 25597 Lee Scott
Licensing Officer
Licensing & Alcohol Harm Reduction Team
Southampton Central Neighbourhood Police Office
Southampton City Council
Civic Centre
Southampton
SO14 7LY*

From: Lisa Badger
Sent: 18 November 2019 08:40
To: Scott, Lee,25597
Cc:
Subject: RE: Bar SO16 (MAN774/1)

Dear Lee

Thank you for your email. I have received an email from my client confirming that he agrees to all the conditions proposed (please see attached) and copied him in to this email so that he can see I have responded to you.

Mr Mandair has also spoken with James Rhodes of Bridge & Lindsey and has requested that I send an email to you in response to the representations raised. I will send this to you shortly.

Kind regards

Lisa Badger
Paralegal
Company and Commercial Department



Address: Regency House, 2-4 Southgate Street, Winchester, SO23 9EF



To see the full range of services we offer to individuals and businesses, visit our website: www.ericrobinson.co.uk

IMPORTANT - The information contained in this e-mail, including any attachments, is confidential and intended only for the personal attention of the addressee. This message contains information which is privileged at law. If you have received it in error you must not copy, distribute or take any action in reliance on it. Please notify Eric Robinson Solicitors at once on (023) 8042 5000.

Cybercriminals and fraudsters are now targeting law firms in order an attempt to divert payments to alternative bank accounts. As such; Eric Robinson will not update payment details via email. Should you receive an email attempting to amend payment details, please contact the individual dealing with your matter by telephone as Eric Robinson cannot accept responsibility for losses arising from mis-transfer of funds.

ERIC ROBINSON SOLICITORS

A list of Partners is open to inspection at the above address.

This firm is authorised and regulated by the Solicitors Regulation Authority under practice number 00054381.

From: lee.scott.
Sent: 18 November 2019 07:55
To: Lisa Badger
Subject: RE: Bar SO16 (MAN774/1)

Morning Lisa,

I managed to speak to Mr Mandair last week and he verbally agreed to all of the conditions that I have proposed having run through them with him. He told me that he would advise me in writing that he agrees so that I can forward them to the council.

I do not have an e-mail address for him on the application. Can you kindly agree on his behalf in writing or encourage him again to confirm to me in writing he is happy with the conditions proposed. It need not be any more than a couple of lines.

Kind Regards

Lee Scott

From: Lisa Badger [
Sent: 14 November 2019 12:38
To: Scott, Lee,25597
Subject: RE: Bar SO16 (MAN774/1)

Dear Lee

I have chased my client on a response to this today. I will let you know as soon as I hear from him.

Kind regards

Lisa Badger
Paralegal
Company and Commercial Department



Address: Regency House, 2-4 Southgate Street, Winchester, SO23 9EF



To see the full range of services we offer to individuals and businesses, visit our website: www.ericrobinson.co.uk

IMPORTANT - The information contained in this e-mail, including any attachments, is confidential and intended only for the personal attention of the addressee. This message contains information which is privileged at law. If you have received it in error you must not copy, distribute or take any action in reliance on it. Please notify Eric Robinson Solicitors at once on (023) 8042 5000.

Cybercriminals and fraudsters are now targeting law firms in order an attempt to divert payments to alternative bank accounts. As such; Eric Robinson will not update payment details via email. Should you receive an email attempting to amend payment details, please contact the individual dealing with your matter by telephone as Eric Robinson cannot accept responsibility for losses arising from mis-transfer of funds.

ERIC ROBINSON SOLICITORS
A list of Partners is open to inspection at the above address.
This firm is authorised and regulated by the Solicitors Regulation Authority under practice number 00054381.

From: lee.scott.

SO16

Good afternoon,

Kind I kindly chase if you have managed to speak with your client regarding the proposed list of licence conditions that I sent for agreement in relation to the Bar SO16 premises licence application.

Many Thanks
Lee

*PC 25597 Lee Scott
Licensing Officer
Licensing & Alcohol Harm Reduction Team
Southampton Central Neighbourhood Police Office
Southampton City Council
Civic Centre
Southampton
SO14 7LY*

Hampshire Constabulary currently use the Microsoft Office 2007 suite of applications. Please be aware of this if you intend to include an attachment with your email. This communication contains information which is confidential and may also be privileged. Any views or opinions expressed are those of the originator and not necessarily those of Hampshire Constabulary. It is for the exclusive use of the addressee(s). If you are not the intended recipient(s) please note that any form of distribution, copying or use of this communication or the information in it is strictly prohibited and may be unlawful. If you have received this communication in error please forward a copy to: informationsecurity@thamesvalley.pnn.police.uk and to the sender. Please then delete the e-mail and destroy any copies of it. Thank you.

.....
This e-mail has been scanned for all viruses by Star Internet.
The service is powered by MessageLabs.

.....
Visit our Web Site at <http://www.ericrobinson.co.uk>
Attachments are in Microsoft Office or PDF format. Documents can be opened and read using
Microsoft Word, although they may not include a .doc file extension.

IMPORTANT - The information contained in this e-mail, including any attachments, is confidential
and intended only for the personal attention of the addressee. This message contains information
which is privileged at law. If you have received it in error you must not copy, distribute or take any
action in reliance on it. Please notify Eric Robinson Solicitors at once on (023) 8042 5000.

ERIC ROBINSON SOLICITORS

A list of Partners is open to inspection at the above address.
This firm is authorised and regulated by the Solicitors Regulation Authority under practice number
00054381.

.....
This e-mail has been scanned for all viruses by MessageLabs.

This email has been scanned by the Symantec Email Security.cloud service.
For more information please visit <http://www.symanteccloud.com>

.....
This e-mail has been scanned for all viruses by Star Internet.
The service is powered by MessageLabs.

.....
Visit our Web Site at <http://www.ericrobinson.co.uk>
Attachments are in Microsoft Office or PDF format. Documents can be opened and read using
Microsoft Word, although they may not include a .doc file extension.

IMPORTANT - The information contained in this e-mail, including any attachments, is confidential
and intended only for the personal attention of the addressee. This message contains information
which is privileged at law. If you have received it in error you must not copy, distribute or take any
action in reliance on it. Please notify Eric Robinson Solicitors at once on (023) 8042 5000.

ERIC ROBINSON SOLICITORS

A list of Partners is open to inspection at the above address.
This firm is authorised and regulated by the Solicitors Regulation Authority under practice number
00054381.

.....
This e-mail has been scanned for all viruses by MessageLabs.

This email has been scanned by the Symantec Email Security.cloud service.
For more information please visit <http://www.symanteccloud.com>

SO16 Bar conditions requested

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

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

All employees will sign a letter to acknowledge that they have completed this training and have understood their responsibilities on this area.

This training should be reviewed and updated at reasonable intervals but at least annually.

All staff shall be fully trained to perform their role. They will also be trained in the contents of the premises licence including times of operation, licensable activities and all conditions.

Training shall be recorded in documentary form that will be available for inspection at the request at all reasonable times by an authorised officer from a relevant responsible authority. The records will be retained for at least 12 months.

2. *The premises licence holder shall ensure that a system is in place to ensure that every individual who appears to be under 25 years of age seeking to purchase or be supplied with alcohol at or from the premises, shall produce acceptable means of identification and age confirmation. Acceptable identification shall be a passport, photo driving licence or PASS accredited photo ID. 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.
Challenge 25 posters will be on display in prominent areas of the premises.*

3. *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. The system will be able to cope with strobe lighting (where used) and all levels of illumination throughout the premises as well as outside areas.*

CCTV warning signs to be fitted in public places.

The CCTV system must be operating at all times whilst the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation.

The recording system will be able to capture a minimum of 4 frames per second and all recorded footage must be securely retained for a minimum of 28 days.

Records must be made on a weekly basis and kept for inspection to show that the system is functioning correctly and that data is being securely retained.

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.

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 format that can be viewed on readily available equipment without the need for specialist software.

In the event of technical failure of the CCTV equipment the Premises Licence holder/DPS MUST report the failure to the Hampshire Police Licensing Unit within 24 hours, and arrangements made to repair the fault without delay.

A competent trained person in the use of and operation of the CCTV must be in attendance at the premises at all times that licensable activities take place and there must be a person present, nominated by the data controller, who is able to fully operate the CCTV system to be able to download at the times of the visit onto a CD/DVD/USB stick any information lawfully requested by any Responsible Authority.

4. *Bottle bins shall be provided at the exit doors and staff shall show due-diligence in preventing bottles and glasses being taken from the premises*

5. *Alcohol shall only be consumed within the licensable area as part of the layout plan of the premises. No alcohol or glassware is to be taken outside of this area.*
6. *A written record shall be made of every incident of crime and disorder taking place on the premises, to include any action taken by staff. Every entry in the record shall be signed and dated by the person making it. This record shall be produced to a police officer or an authorised officer of the local authority on reasonable request. This record shall be retained for a period of 12 months.*
7. *A written log shall be kept of all refusals including refusals to sell alcohol. The premises licence holder shall ensure that the refusals log is checked, signed and dated on a weekly basis by the licensee or DPS. The refusals log will be kept and maintained at the premises and will be available for inspection immediately upon request by Hampshire Constabulary and any responsible authority. The record of each refusal will be retained for 12 months*
8. *The Premises Licence Holder or nominated person shall provide a written drugs policy detailing the actions to be undertaken to minimize the opportunity to use or supply illegal substances within the premises.*
9. *The premises licence holder shall ensure that when music is played in the premises, this is to be turned down half an hour before close and lighting turned up*
10. *The DPS will ensure that toilets are checked at regular intervals no greater than two hours apart. A log shall be kept and maintained for these checks and retained for a period of 6 months and made available for inspection by a police officer or other authorised person.*
11. *For live music or sporting events the DPS is to complete a written risk assessment detailing the consideration for the employment of Security industry authority (SIA) door staff at the premises for the duration of the event. Any written risk assessment should be completed at least 5 days prior to the event and retained for a period of 6 months. The assessment is to be made available for inspection by a Police officer or an authorised officer of the local authority.*

Head, Karen

From: Wainwright, Peter
Sent: 20 November 2019 17:05
To: Licensing
Cc:
Subject: Application for Premises Licence - 228A Burgess Road, Southampton SO16 3AY - 2019/05973/01SPRN - ENVIRONMENTAL HEALTH SERVICE REPRESENTATION
Attachments: Application Form (final 25.10.19).pdf
Importance: High

I refer to the attached application for a premises Licence at 228A Burgess Road, Southampton.

I can confirm that the Environmental Health Service are making a representation in relation to this application as we have concerns about public nuisance and in particular noise nuisance being created from both internal and external live music, patrons using the rear yard area and the proposed external licensable activities, affecting neighbouring residents.

A site meeting was held today with the applicant, his colleagues and Karl Collymore, Planning Enforcement Supervisor and the issues of concern were discussed at length with the applicant.

In order to satisfy our concerns for us to be able to withdraw our representation we would require the following to be confirmed in writing by Eric Robinson Solicitors if their client is willing to comply with our expectations, which he has intimated that he is willing to do so, otherwise we will be maintaining our representation.

1. The performance of live music both internally and externally is not to be applied to the Premises Licence.
2. Recorded music should be limited to the inside of the premises only and played on a juke box only (The volume of which should be able to be limited)
3. There should be no licensable activities in the rear external yard/area or patrons allowed to have access to it.
4. The hours the premises are open to the public to terminate at 22:00hrs on a Sunday and Bank Holidays instead of 23:00hrs.

I have also placed my comments on the Uniform database and I look forwards to being copied in on the response from the applicants Solicitors in due course.

Finally, should any party wish to discuss any of the issues in question then please feel free to telephone me.

Kind Regards

Peter Wainwright

Principal Environmental Health Officer

Southampton City Council

Head, Karen

From: Wainwright, Peter
Sent: 21 November 2019 15:59
To: Licensing
Cc:
Subject: Application for Premises Licence - 228A Burgess Road, Southampton SO16 3AY - 2019/05973/01SPRN - ENVIRONMENTAL HEALTH SERVICE REPRESENTATION
Importance: High

The Environmental Health Service wish to make a representation regarding the licence application at 228A Burgess Road, Southampton SO16 3AY .

However, given the email today detailed below from Lisa Badger of Eric Robinson Solicitors confirming her clients agreement to our expectations (Points 1 – 4 in my email below dated 20-11-2019) we would not wish to attend a hearing. Instead, the list of conditions proposed to the applicant (Points 1-4 below) can be added to the licence should it be granted.

Finally, should there be any queries then please let me know.

Kind Regards

Peter Wainwright

Principal Environmental Health Officer

Southampton City Council

P Think of the environment...please don't print this e-mail unless you really need to!

From:
Sent: 21 November 2019 15:20
To:
Cc:

Subject: RE: Application for Premises Licence - 228A Burgess Road, Southampton SO16 3AY - 2019/05973/01SPRN - ENVIRONMENTAL HEALTH SERVICE REPRESENTATION

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

Dear Mr Wainwright

In response to your email below, I have now received written confirmation from my client that he agrees to comply with the requirements set out in points 1 to 4 of your email below.

Please confirm if this is sufficient for you to now withdraw your representation, or if you require anything further from me.

I look forward to hearing from you.

Kind regards

Lisa Badger
Paralegal
Company and Commercial Department



Address: Regency House, 2-4 Southgate Street, Winchester, SO23 9EF



To see the full range of services we offer to individuals and businesses, visit our website: www.ericrobinson.co.uk

IMPORTANT The information contained in this e-mail, including any attachments, is confidential and intended only for the personal attention of the addressee. This message contains information which is privileged at law. If you have received it in error you must not copy, distribute or take any action in reliance on it. Please notify Eric Robinson Solicitors at once on (023) 8042 5000.

Cybercriminals and fraudsters are now targeting law firms in order to attempt to divert payments to alternative bank accounts. As such, Eric Robinson will not update payment details via email. Should you receive an email attempting to amend payment details, please contact the individual dealing with ~~payments~~ by telephone as Eric Robinson cannot accept responsibility for losses arising from mis-transfer of funds.

PARTNERSHIP INFORMATION

A list of Partners is open to inspection at the above address.

This firm is authorised and regulated by the Solicitors Regulation Authority under practice number 00054381.

From: Wainwright, Peter ·

Sent: 20 November 2019 17:05

To: Licensing <

Cc: Lisa Badge

Subject: Application for Premises Licence - 228A Burgess Road, Southampton SO16 3AY - 2019/05973/01SPRN - ENVIRONMENTAL HEALTH SERVICE REPRESENTATION

Importance: High

I refer to the attached application for a premises Licence at 228A Burgess Road, Southampton.

I can confirm that the Environmental Health Service are making a representation in relation to this application as we have concerns about public nuisance and in particular noise nuisance being created from both internal and external live music, patrons using the rear yard area and the proposed external licensable activities, affecting neighbouring residents.

A site meeting was held today with the applicant, his colleagues and Karl Collymore, Planning Enforcement Supervisor and the issues of concern were discussed at length with the applicant.

In order to satisfy our concerns for us to be able to withdraw our representation we would require the following to be confirmed in writing by Eric Robinson Solicitors if their client is willing to comply with our expectations, which he has intimated that he is willing to do so, otherwise we will be maintaining our representation.

1. The performance of live music both internally and externally is not to be applied to the Premises Licence.
2. Recorded music should be limited to the inside of the premises only and played on a juke box only (The volume of which should be able to be limited)
3. There should be no licensable activities in the rear external yard/area or patrons allowed to have access to it.
4. The hours the premises are open to the public to terminate at 22:00hrs on a Sunday and Bank Holidays instead of 23:00hrs.

I have also placed my comments on the Uniform database and I look forwards to being copied in on the response from the applicants Solicitors in due course.

Finally, should any party wish to discuss any of the issues in question then please feel free to telephone me.

Kind Regards

Peter Wainwright

Principal Environmental Health Officer

Southampton City Council

P Think of the environment...please don't print this e-mail unless you really need to!

This email is confidential but may have to be disclosed under the Freedom of Information Act 2000, Environmental Information Regulations 2004 or data protection legislation. 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.

.....
This e-mail has been scanned for all viruses by Star Internet.
The service is powered by MessageLabs.

.....
Visit our Web Site at <http://www.ericrobinson.co.uk>
Attachments are in Microsoft Office or PDF format. Documents can be opened and read using Microsoft Word, although they may not include a .doc file extension.

IMPORTANT - The information contained in this e-mail, including any attachments, is confidential and intended only for the personal attention of the addressee. This message contains information which is privileged at law. If you have received it in error you must not copy, distribute or take any action in reliance

on it. Please notify Eric Robinson Solicitors at once on (023) 8042 5000.

ERIC ROBINSON SOLICITORS

A list of Partners is open to inspection at the above address.

This firm is authorised and regulated by the Solicitors Regulation Authority under practice number 00054381.

.....
This e-mail has been scanned for all viruses by MessageLabs.

Head, Karen

From: Collymore, Karl
Sent: 25 November 2019 10:42
To: Licensing & Alcohol Harm Reduction Team Mailbox; McGuinness, Ian; Bates, Phil; Scott, Lee,25597; Licensing
Cc: Wainwright, Peter
Subject: Application for Premises Licence - 228A Burgess Road, Southampton, SO16 3AY

The Planning department wish to make a representation regarding the licence application at 228A Burgess Road, Southampton, SO16 3AY. However, considering the correspondence recently received from the applicants Solicitor Lisa Badger of Eric Robinson Solicitors, I would not wish to attend the Hearing as point 3 confirms that the applicant is prepared to accept a condition which prevents the use of the rear external courtyard area at all times by customers/patrons which is consistent with the Planning Condition. Point 4 confirms that the applicant will close the premises at 22:00hrs on a Sunday and Bank Holidays.

The applicant has agreed to submit a planning application discharging the planning condition which relates to noise and vibration. I am aware that the applicant has already appointed a sound engineer to advise with sound insulation measures, provided that an application is forthcoming to formally discharge the planning application then I am happy. It would appear that conditions can be added to the licence to resolve any concerns.

Kind regards

Karl

Karl Collymore
Enforcement Supervisor
Southampton City Council

SOUTHAMPTON AND EASTLEIGH LICENSING PARTNERSHIP
Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We **BAR SO16 LTD**

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
Bar SO16 228A Burgess Road			
Post town	Southampton	Postcode	SO16 3AY

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£9200

Part 2 - Applicant details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) please complete section (B)
 - iii as an unincorporated association or please complete section (B)
 - iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

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

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

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

--

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)	
Surname			First names		
Date of birth over		I am 18 years old or		<input type="checkbox"/>	Please tick yes
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(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 BAR SO16 LTD
Address 26 Leigh Road Eastleigh Hampshire SO50 9DT
Registered number (where applicable) 12261488

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?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please give a general description of the premises (please read guidance note 1) Bar providing alcohol and hot and cold bar snacks.

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)

- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

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

E

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

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	11:00	23:00	<u>Please give further details here</u> (please read guidance note 4) Recorded music from a juke box will be played inside only.		
Tue	11:00	23:00			
Wed	11:00	23:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	11:00	23:00			
Fri	11:00	23:00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	11:00	23:00			
Sun	11:00	22:00			

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)		
Mon	11:00	22:30			
Tue	11:00	22:30			
Wed	11:00	22:30			
Thur	11:00	22:30			
Fri	11:00	22:30			
Sat	11:00	22:30			
Sun	11:00	21:30			
			<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> (please read guidance note 6)		

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

Name Baljit Singh Mandair
Date of birth
Address
Personal licence number (if known) 13/02027/02SPEN
Issuing licensing authority (if known) Southampton City Council

K

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

Sale of alcohol with or without hot and cold bar snacks. Applicant will impose conditions to take into account the Licensing Objectives.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	11:00	23:00	
Tue	11:00	23:00	
Wed	11:00	23:00	
Thur	11:00	23:00	
Fri	11:00	23:00	
Sat	11:00	23:00	
Sun	11:00	22:00	
<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)			

M

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

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

Please see attached Operating Schedule.

b) The prevention of crime and disorder

Please see attached Operating Schedule.

c) Public safety

Please see attached Operating Schedule.

d) The prevention of public nuisance

Please see attached Operating Schedule.

e) The protection of children from harm

Please see attached Operating Schedule.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none">• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).• 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)
Signature	
Date	October 2019
Capacity	Solicitor acting for the applicant

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

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Mrs Lisa Badger Eric Robinson Solicitors Regecy House 2-4 Southgate Street DX 2519 Winchester			
Post town	Winchester	Postcode	SO23 9EF
Telephone number (if any)			

DATA PROTECTION

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

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

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

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

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

Notes for Guidance

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 documents listed below (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 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, 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

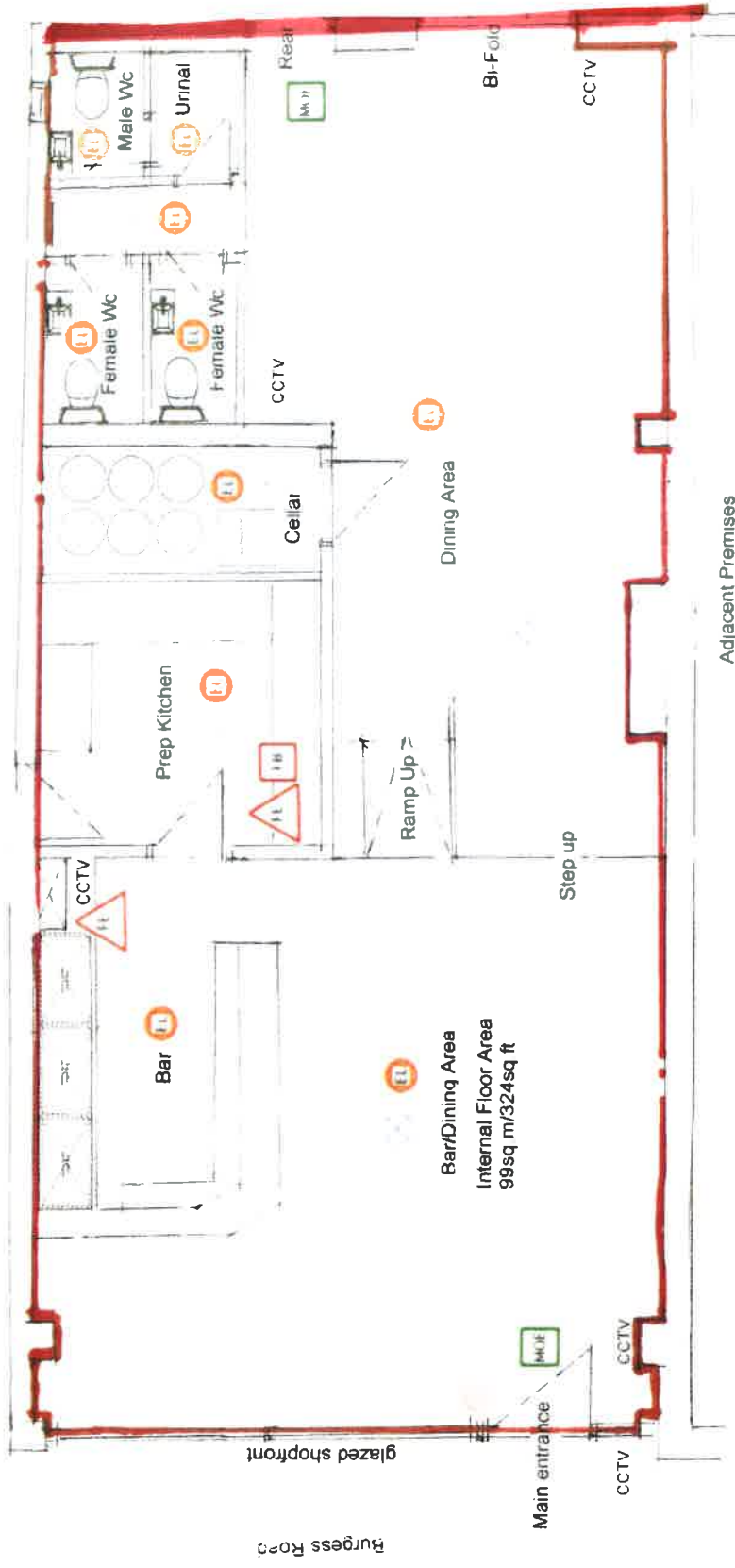
As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking 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 to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.



FIRE SYMBOL KEY CHART

	Fire Extinguisher		'Break Glass' Fire Alarm Call Point
	Emergency / Fire Exit		Fire alarm sounder
	Emergency Lights		Smoke Detectors
	Fire Blanket		Heat Detector

red line denotes licensed area

Proposed Ground Floor Licensing Plan
 Drwg No 019/10/101 rev00
 228a Burgess Road
 Southampton Hampshire
 SO16 3AY
 Scale 1:50 @ A3
 Drwg prepared by Reclaimed Revolution

Head, Karen

From:
Sent: 26 November 2019 11:20
To: Licensing
Subject: Comments for Licensing Application 2019/05973/01SPRN

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

Comments were submitted at 11:19 AM on 26 Nov 2019 from Miss Verity Charlton.

Application Summary

Address: 228A Burgess Road Southampton SO16 3AY

Proposal: Premises Licence

Case Officer: Mrs. K Head

[Click for further information](#)

Customer Details

Name: Miss Verity Charlton

Email:

Address: Flat 1, 226 Burgess Road, Southampton SO16 3AY

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 11:19 AM on 26 Nov 2019 This area of Burgess Road is a residential area, surrounded by many properties. There is no need for a bar to be placed here, especially considering there are several bars walkable in the university campus nearby. The proposed bar's property is directly attached to residential flats, which will not only cause excess noise in the building but also in the street during late hours.

From:
To: [Licensing](#)
Subject: Comments for Licensing Application 2019/05973/01SPRN
Date: 09 November 2019 15:39:44

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

Comments were submitted at 3:39 PM on 09 Nov 2019 from Dr philip hubbard.

Application Summary

Address: 228A Burgess Road Southampton SO16 3AY

Proposal: Premises Licence

Case Officer: Mrs. K Head

[Click for further information](#)

Customer Details

Name: Dr philip hubbard

Email:

Address: 7 Ethelburt Avenue, Southampton SO16 3DG

Comments Details

Commenter Type: Neighbour

Stance: Customer made comments in support of the Licensing Application

Reasons for comment:

Comments: 3:39 PM on 09 Nov 2019 I have researched the role of licensed premises in local contexts (see Hubbard, P. (2019). Enthusiasm, craft and authenticity on the High Street: micropubs as 'community fixers'. *Social & Cultural Geography*, 20(6), 763-784.) and support the idea that micropubs and real ale bars can be a key anchor adding to the vitality and vibrancy of local communities. As a local resident, I would point out that there is no pub per se between The Crown, The Deering Arms and The Drummond Arms meaning many residents have to walk over 20 minutes to a local pub. Since the Stile was demolished there is no pub on Burgess Road and a High Street of this type would benefit from having a pub alongside the range of supermarkets and eateries it offers. I cannot see that the presence of a pub would be detrimental to the licensing objectives, and would certainly be a better neighbour than McDonalds and other fast food outlets which are the source of much litter in the vicinity. I support the application and look forward to visiting the premise with friends and colleagues rather than driving to Eastleigh or Winchester as I do at present.

SO16 Bar agreed conditions

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

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

All employees will sign a letter to acknowledge that they have completed this training and have understood their responsibilities on this area.

This training should be reviewed and updated at reasonable intervals but at least annually.

All staff shall be fully trained to perform their role. They will also be trained in the contents of the premises licence including times of operation, licensable activities and all conditions.

Training shall be recorded in documentary form that will be available for inspection at the request at all reasonable times by an authorised officer from a relevant responsible authority. The records will be retained for at least 12 months.

2. The premises licence holder shall ensure that a system is in place to ensure that every individual who appears to be under 25 years of age seeking to purchase or be supplied with alcohol at or from the premises, shall produce acceptable means of identification and age confirmation. Acceptable identification shall be a passport, photo driving licence or PASS accredited photo ID. 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.

Challenge 25 posters will be on display in prominent areas of the premises.

3. 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. The system will be able to cope with strobe lighting (where used) and all levels of illumination throughout the premises as well as outside areas.

CCTV warning signs to be fitted in public places.

The CCTV system must be operating at all times whilst the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation.

The recording system will be able to capture a minimum of 4 frames per second and all recorded footage must be securely retained for a minimum of 28 days.

Records must be made on a weekly basis and kept for inspection to show that the system is functioning correctly and that data is being securely retained.

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.

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 format that can be viewed on readily available equipment without the need for specialist software.

In the event of technical failure of the CCTV equipment the Premises Licence holder/DPS MUST report the failure to the Hampshire Police Licensing Unit within 24 hours, and arrangements made to repair the fault without delay.

A competent trained person in the use of and operation of the CCTV must be in attendance at the premises at all times that licensable activities take place and there must be a person present, nominated by the data controller, who is able to fully operate the CCTV system to be able to download at the times of the visit onto a CD/DVD/USB stick any information lawfully requested by any Responsible Authority.

4. Bottle bins shall be provided at the exit doors and staff shall show due diligence in preventing bottles and glasses being taken from the premises.
5. Alcohol shall only be consumed within the licensable area as part of the layout plan of the premises. No alcohol or glassware is to be taken outside of this area.
6. A written record shall be made of every incident of crime and disorder taking place on the premises, to include any action taken by staff. Every entry in the record shall be signed and dated by the person making it. This record shall be produced to a police officer or an authorised officer of the local authority on reasonable request. This record shall be retained for a period of 12 months.
7. A written log shall be kept of all refusals including refusals to sell alcohol.

The premises licence holder shall ensure that the refusals log is checked, signed and dated on a weekly basis by the licensee or DPS.

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

The record of each refusal will be retained for 12 months.

8. The Premises Licence Holder or nominated person shall provide a written drugs policy detailing the actions to be undertaken to minimize the opportunity to use or supply illegal substances within the premises.
9. The performance of live music both internally and externally is not to be applied to the Premises Licence.
10. Recorded music should be limited to the inside of the premises only and played on a juke box only (the volume of which should be able to be limited).
11. The premises licence holder shall ensure that when music is played in the premises, this is to be turned down half an hour before close and lighting turned up.

12. There should be no licensable activities in the rear external yard/area or patrons allowed to have access to it.
13. The hours the premises are open to the public to terminate at 22:00hrs on a Sunday and Bank Holidays instead of 23:00hrs.
14. The DPS will ensure that toilets are checked at regular intervals no greater than two hours apart. A log shall be kept and maintained for these checks and retained for a period of 6 months and made available for inspection by a police officer or other authorised person.
15. Signs will be posted showing parking restrictions.
16. Staff at the premises will work with customers to ensure that entrances are not blocked.
17. Notices to be displayed both inside and outside the premises advising customers that no cars are to be left on the premises overnight.

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.