

Please quote:  
Your reference:  
Date: 18<sup>th</sup> November 2013  
Please ask for: G Casey  
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**Environmental Protection Team**  
Aquila House, Breeds Place  
Hastings, East Sussex TN34 3UY

M B Brown  
Licensing Manager  
Hastings Borough Council

Dear Sir

Re: Funky Buddha, 20 Robertson Street, Hastings.  
TENS for 30<sup>th</sup> November and 7<sup>th</sup> December 2013

I wish to make a representation against the grant of the above two TENS for the above premises. This is being made as I believe the licensing objective for the prevention of public nuisance may be compromised by the proposed activities.

The premises have a long history of use as a nightclub licensed until 4am. This building does not have sufficient sound insulation to contain music noise within the premises and it is not unusual to be able to hear loud music coming from the premises when it is open.

This area of Robertson Street has a concentration of night club type premises and as a group these have historically presented similar problems. It is an important consideration that currently this level of external music noise reduces considerably from approximately 3am.

The premises are within this Councils saturation policy area: In itself this is not relevant to an application for a TENS but it does demonstrate that the Council recognises that the cumulative impact of licensed premises in this area is already having an adverse impact on levels of public nuisance.


The only two premises in the Borough known to have occasionally operated on TENS to 6 am have resulted in complaints from the public concerning music noise breakout.

Every individual application for a TENS or premises license must be judged on its own merits, however the Licensing panel has considered a number of applications (West Exit and Printworks) where it has agreed to limit closing times of premises and refuse extended licences and there is a need to maintain a consistent approach to this.

If these premises were to start operating until 6 am then it is likely to be the only one in the town centre operating on these hours. As such it is likely to act as an attraction for the numbers of persons who have been using other premises that have closed at or before about 3am. As such existing levels of public nuisance which residents currently have an expectation will decline after 3am are likely to be prolonged, presumably until some time after 6am.

There are currently 54 flats registered for council tax in Robertson Street and Claremont

Yours Sincerely

  
G Casey  
Environmental Protection Manager.





**Sussex Police**  
Serving Sussex

[www.sussex.police.uk](http://www.sussex.police.uk)

**East Sussex Division.**

18<sup>th</sup> November 2013.

Licensing Manager  
Environment and Safety Directorate  
Aquila House  
Breeds Place  
Hastings  
East Sussex.  
TN34 3UY.

**HASTINGS BOROUGH COUNCIL**

**19 NOV 2013**

**AQUILA HOUSE**

Dear Mr. Brown.

**RE: TEMPORARY EVENT NOTICES FOR THE PREMISES FUNKY BUDDHA, 20 ROBERTSON STREET HASTINGS, EAST SUSSEX TN34 1HL FOR SATURDAY 30<sup>th</sup> NOVEMBER 2013 AND SATURDAY 7<sup>th</sup> DECEMBER 2013**

**NOTICE of OBJECTION under Section 104 (2) of the Licensing Act 2003**

Notice of objection is hereby given on behalf of the Chief Officer of Police for Sussex for the above Temporary Event Notices on the grounds of prevention of crime and disorder and prevention of public nuisance.

The current premises licence permits the licensable activities of recorded music, provision of facilities for dancing and the supply of alcohol, to take place:-

Wednesday - Saturday 20:00hrs - 03:30hrs.

In addition the provision of late night refreshment:-

Wednesday - Saturday 23:00hrs - 03:30hrs

The opening hours for the premises being:-

Wednesday - Saturday 20:00hrs - 04:00hrs.

The Temporary Event Notices seek to extend the opening hours of the premises on both Saturday 30<sup>th</sup> November 2013 and Saturday 7<sup>th</sup> December 2013 from 03.30 hours through to 05.00hrs for the sale by retail of alcohol and 03:30hrs through to 06:00hrs for the provision of regulated entertainment (music).

The area surrounding the premises is densely populated with licensed premises and suffers from significant crime and disorder and public nuisance. The issue of Crime & Disorder and Public Nuisance is so significant that Hastings Borough Council has implemented a Saturation (Cumulative Impact) Policy to encompass the area.

In addition at the terminal hour requested Sussex Police have concerns with regard to the dispersal and supervision of patrons from the premises as the Taxi Marshall's will no longer be working and there will be no buses and very few taxi's available. Additionally, the officers working Operation Marble (police response to reduce crime and disorder) will have finished working as their shift ends at 0400 hours.

Sussex Police object to these Temporary Events on the grounds that allowing the events to go ahead would undermine the Licensing Objectives of prevention of crime and disorder and prevention of public nuisance.

In view of the above, Sussex Police invite the Licensing Authority to reject the Temporary Event Notice and issue a counter notice.

I confirm that a copy of this objection letter has been sent by first class post to the premises user and every other 'relevant person'.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Paul Phelps', written in a cursive style.

Paul Phelps  
Chief Inspector  
District Commander, Hastings.