

Licensing Sub Committee Agenda

Monday, 23 April 2018 at 9.30 am

Committee Room 1, Town Hall, Queens Road, Hastings, TN34 1QR.

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For further information, please contact Emily Horne on 01424 451719 or email ehorne@hastings.gov.uk

		Page No.
Members of the Licensing Sub Committee to sit on this hearing are:		
Councillors Roberts, Edwards and Patmore with Councillor Sinden in reserve.		
1.	Appointment of Chair for this Meeting	
2.	Apologies for absence	
3.	Minutes of previous meeting held on 22 January 2018	1 - 8
4.	Declarations of Interest	
5.	Notification of Additional Urgent Items	
6.	Application for Premises Licence: 20 Norman Road, St. Leonards on Sea	11 - 46
7.	Application for a Premises Licence: 188 Queens Road, Hastings <i>(Assistant Director, Environment & Place)</i>	APPLICATION WITHDRAWN
8.	Additional urgent items (if any)	

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Agenda Item 3 Public Document Pack

LICENSING SUB COMMITTEE

22 JANUARY 2018

Present: Councillors Dowling, Street (Chair) and Webb with Councillor Edwards in reserve. Also in attendance: Bob Brown, Licensing Manager; Stewart Bryant, Senior Environmental Health Officer and John Ballam, Technical Officer, Environmental Health

1. APPOINTMENT OF CHAIR FOR THIS MEETING

In accordance with the terms of reference of the Licensing Committee, the Chief Legal Officer invited nominations for the appointment of Chair for the duration of the meeting. Councillor Dowling moved that Councillor Street should take the Chair. This was seconded by Councillor Webb.

RESOLVED (unanimously) that Councillor Street be appointed as Chair for the duration of the meeting.

2. APOLOGIES FOR ABSENCE

None.

3. DECLARATIONS OF INTEREST

None.

4. NOTIFICATION OF ANY ADDITIONAL URGENT ITEMS

None.

5. REVIEW OF EXISTING PREMISE LICENCE: THE ROYAL GEORGE PUBLIC HOUSE, 31-32 STATION ROAD, HASTINGS

Members of the Committee, Officers and the applicant introduced themselves. Councillor Street set out the procedure that the Sub-Committee would adopt (in accordance with Standard Practice).

The Licensing Manager, Mr Brown, presented the report of the Assistant Director of Environment and Place in respect of an application made on 5 December 2017 for the review of an existing premises licence, under Section 51 of the Licensing Act 2003 by Mr Bryant, Senior Environmental Health Officer, Hastings Borough Council for The Royal George PH, 31-32 Station Road, Hastings.

The premises operates under the following trading hours:

- Sale of Alcohol. Monday to Thursday 10.00 – 00.00hrs, Friday – Saturday 10.00 – 01.00hrs and Sunday 11.00 – 23.30hrs.

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- Recorded Music. Monday to Thursday 07.00 – 00.30hrs, Friday – Saturday 07.00 – 01.30hrs and Sunday 07.00 – 23.30hrs.
- Live Music / Dance / Plays / Films etc. Monday – Thursday 10.00 – 00.00hrs, Friday – Saturday 10.00 – 01.00hrs, Sunday 11.00 – 23.00hrs.
- Late Night Refreshment. Monday - Thursday 23.00 - 00.30hrs, Friday - Saturday 23.00 – 0.1.30hrs, Sunday 23.00 - 23.30hrs.

Mr Bryant, Senior Environmental Health Officer, who brought the review, made his submission on the grounds of the 'Prevention of public nuisance'. His letter of objection was appended to the agenda under Appendix A of the report. He brought the application for the review of the Royal George Public House due to noise complaints; the lack of engagement from the Licence holder; the unsuitability of the building to hold live music and disco type events and the serving of a noise abatement notice. Mr Bryant sought the removal/amendment of some of the licensable activities and the addition of new licensable conditions.

The premises, he said, is a three-storey single glazed back street pub on the corner of Station Road and Devonshire Road. The front entrance of the premises opens onto Station Road. Directly adjacent is Haig House, Devonshire Road. The two buildings are separated by a small walkway, approximately 5m from the rear of the Royal George PH. The area is predominantly residential, the nearest other licensed premises is Flairz, in Havelock Road. The main source of complaints regarding disturbance from noise is from the residents of Haig House.

Previously known as Frank's Front Room between 2012-2014, the premises had specific conditions to control and limit music, so that it was barely audible on the opposite side of Station Road up until 23:00hrs and inaudible by 23:00hrs each day.

The premises re-opened in July 2017 as The Royal George Public House. Mr Bryant said the first complaint was received on 5 August 2017 regarding loud music at the premises. A meeting was held between Mr Palmer, the Premises Licence Holder and officers from the Council's Licensing and Environmental Health departments, to talk through issues. Mr Palmer was advised to keep the front doors leading onto Station Road closed when bands were going to perform; restore signage; monitor noise around the premises and log the details. A further complaint was made regarding loud music on 12 August 2017; the case was added to the Council's out of hours referral list. Following further complaints on 10 November 2017, Mr Bryant said he visited the premises and was able to hear the music in Devonshire Road. This was a direct breach of the licensing conditions. Appended to the report were the letters of complaint; noise diaries and witness statements.

Due to the lack of action from the Licence Holder and DPS to fully engage with the Council to resolve the complaints of public nuisance, a Noise Abatement Notice was served on Mr Palmer on 14 November 2017. Mr Palmer agreed to stop playing live music and play Sky Sports and serve food instead for the time being. Mr Bryant said he wrote a report to Mr Brown stating the building was not suitable for live music and proposed a number of conditions. He said the conditions are to protect residents from loud music whilst being fair to the business.

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Mr Bryant made the following recommendations to modify the licence:

- Removal from the Licence of live and recorded music after the hour of 23:00hrs Monday to Sunday.
- The Licence should be conditioned so as to remove the exemptions under the Live Music Act 2012 to allow recorded and Live music (including unamplified music) at the premises between 08:00hrs and 23:00hrs.
- A Reduction in night time hours of operation as follows:
 - Monday to Thursday from 00.30hrs to 23:00hrs
 - Friday and Saturday from 00.30hrs to 23:30hrs
 - Sunday from 23.30hrs to 23:00hrs

Noise, music and patrons shall not be audible in any residential premises at any time.

With the following conditions being attached to the revised licence:

That the first sentence of Annex 2-condition 15 is amended to the following to read, noise and music arising from the premises shall not be audible in any residential premises (Document 9 – Annex 3).

- Supervision shall be exercised on patrons at all times outside the premises in Station Road / Devonshire Road to ensure they refrain from shouting, singing or other rowdy behaviour at any time and anyone failing to comply with a request to be quiet or to comply with the restriction shall be refused entry or re-entry to the premises or further service of drinks. From Monday to Thursday a responsible member of staff shall be in attendance in the vicinity of the exits and to assist with the dispersal 30 minutes after the licensable activity has ceased.
- A tamper-proof noise limiting device shall be installed (and maintained). All amplified equipment used at the premises must be connected through the said noise limiter. The volume level to be set, following agreement by an authorised officer of Hastings Borough Council, Environmental Health.
- Persons using the front of the building, at Station Road and Devonshire Road shall not be permitted to take drink out with them.
- Where the premises operate with background music all doors and windows at the front and rear of the premises are to remain closed, save for access and egress.
- The premises will make available to local residents a contact number for the designated premises supervisor or representative so that any complaints can be dealt with promptly.

Reason: In order to uphold the licensing objectives, in particular the prevention of public nuisance.

Mr Bryant explained that there had been more than one complainant. Mr Grimshaw, a resident from Haig House, was in attendance to speak to the committee about the noise and anti-social behaviour issues that he encountered.

In his submission, Mr Grimshaw, said that he lived in Haig House at the top of the three-storey building which had been regularly affected by loud music between July and August 2017. He said loud live music was regularly played at weekends. They held different types of music events: rock, soul and dance from 5pm till midnight. He

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referred to an incident on 5 August 2017 where the music was so loud he could not hear his TV. He said he could also hear patrons of The Royal George shouting. In accordance with the Licensing conditions, music should be inaudible to each side of Station Road. He said he stood on Station Road, opposite the Royal George to double check this was the case. Over the next couple of months, he said, the music became intolerable. In November 2017, he recalled a concert which started at 5pm till late, the bass beat was reverberating in his flat. He called the out of hours number to report the incident and went into the pub to speak to the DPS. He said it was like a night club inside the pub, the DJ was playing music at a level that would suit a soundproofed underground nightclub. He went to the bar and asked to speak to the DPS, but the bar person could not hear. After several attempts, he was informed the DJ was the DPS, and he approached him and explained the situation. He told the DPS that he was in breach of the Licence and asked to see a copy of it. He was advised that they did not have a copy of the licence on the premises. Mr Grimshaw said he was abused and threatened by the pub patrons. He said he returned to his flat and was visited by Mr Morton the DJ. That evening, Mr Bryant visited the premises, but the volume had been turned down so it was not as loud as initially observed. Mr Grimshaw said he was told by Council Officers that Mr Palmer had breached the licence and he had been served a Noise Abatement Notice. Mr Grimshaw said the premises is unsuitable for music; the doors from the pub open straight onto the street and it has single glazed windows. He said he found the situation very stressful, it had affected his heart condition; sleep and concentration.

Mr Palmer said he had taken over the premises on 28 July and started playing music on 5 August. He asked Mr Grimshaw why he had a noise complaint form before he started playing music on 5th August. Mr Grimshaw said the diary form was not in his possession at that time. When he complained to the Council about the noise, they sent him a diary form.

Mr Palmer asked Mr Grimshaw what relevance his prices had to do with the noise complaint. Mr Grimshaw said it was the nature of the promotions eg 'Come to dirty Thursday at The Royal George' and 'Multiple Shots – cheap prices'. Mr Grimshaw said this suggested a nightclub type premises.

Mr Palmer asked Mr Grimshaw if he knew the prices of his competitors. Mr Grimshaw said The Royal George was the type of premises that promoted drunkenness.

Mr Palmer questioned whether the complaints had been received from one building. Mr Brown confirmed that the complaints had been received from multiple locations in the vicinity. The complainant's details had been redacted for public protection.

Mr Palmer said complaints had been received about noise outside of the building, along the passage way. He said he had intended to spend £2,000 for a smoking area, but had stopped the proposals when he learned where Mr Grimshaw lived, as it would have been positioned directly below his window.

Councillor Webb asked Mr Grimshaw if he thought the premises was suitable for music eg acoustic guitars. Mr Grimshaw said the structure of the building was not suitable; the windows were all single glazed and the front doors opened directly onto the street. It was difficult not to hear music, even if it wasn't a nuisance.

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Mr Bryant said the premises was previously known as Franks Front Room, the previous operator typically played acapella and string type music. Conditions were put on the Licence to give residents some protection from the noise. He said the fabric of the building cannot support heavy bass music.

Mr Palmer said the first complaint was on the opening night. The band was unplugged and singing was at a low level, consequently he said he received a £20,000 fine letter. He said he did not know who the complainant was. Since the DJ incident he said he stopped music immediately at a cost to himself. Furthermore, they blocked the front door so it will not open and close during events, patrons now enter the building via the rear door. He said they were going to provide a smoking room outside, but stopped when they found out it would be sited too close to where Mr Grimshaw lives. He felt that 5m was too close a gap to live next to a pub. Mr Palmer said if music is stopped permanently, it will be bad for business.

Mr Morton, the DJ, said that on the night of the 10 November 2017, Mr Grimshaw came into the pub and he went to his house to apologise. He said that he may have made a mistake regarding the volume being too high, the doors were open on the opposite side to his property. Noise travelled round the corner and up the alley way.

Mr Bryant said he asked for all of the live music to be stopped. The previous premises was conditioned. He said to Mr Palmer that it would have been good for him to have researched the premises. No previous complaints had been received.

Mr Brown asked Mr Palmer, the licence holder, how he checked the conditions on the licence which stated that music should be barely audible up to 23:00hrs. Mr Palmer said he crossed the road. He said he did not check on the night that Mr Grimshaw visited.

Mr Brown asked Mr Palmer what the four licensing objectives were, he was unable to quote them. Mr Palmer said he had stopped playing music and that he had someone install wooden boards to block access to the front door during live events. Mr Palmer said he competes with other premises in the area; other pubs have music just as loud. The complainant lives just 5m away.

Councillor Webb asked if patrons outside the premises were supervised and whether they were asked to be quiet. Mr Morton said they had someone stand outside directing them through a different door. There was no drinking after 11pm and no one is allowed to smoke at the side of the building.

Councillor Dowling asked if the people Mr Palmer employed were licensed security staff. Mr Palmer replied no. Councillor Dowling asked if they used their own bar staff.

Mr Brown explained the difference between live/recorded music which is licensable and incidental music which is non-licensable. Live music, he said, is the main source of music and is over powering. Incidental music is back ground music that is ancillary to the premises. The volume should be at background level and not affect the premises. If live/recorded music is removed from the premises, then incidental music stays. Between 2012-2014, the premises had specific conditions to control and limit

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music, so that it was barely audible on the opposite side of Station Road up until 23:00hrs and inaudible by 23:00hrs each day.

Mr Brown explained that there was a difference between amplified and non-amplified music. The Music Act 2012 states it can be de-regulated in a licensed venue, but once a noise complaint is received, the Licensing Committee have power to remove it. If you take the exemption away then it is removed. There is no condition to state either recorded or live music.

In his summary, Mr Bryant said noise had been generated from customers outside and inside the premises. Music, accentuated by a heavy bass beat, was escaping from single glazed doors and windows, it was not incidental music. This resulted in a number of complaints from local residents. The Licence holder was advised and a meeting arranged with Council officers. The Licence Holder and DPS did fully engage with officers. Complaints were still being received until a Noise Abatement Notice was served. The Conditions proposed are to control acoustic type performances.

Mr Palmer requested the committee did not stop him from playing music. He was not aware of any other pubs that did not play music.

RESOLVED (unanimously) to MODIFY the conditions of the licence as follows:

- **Removal from the Licence of live and recorded music after the hour of 23:00hrs Monday to Sunday.**
- **A Reduction in opening hours: Monday to Saturday from 00:30hrs to 24:00hrs.**
- **Supervision shall be exercised on patrons at all times outside the premises in Station Road / Devonshire Road to ensure they refrain from shouting, singing or other rowdy behaviour at any time and anyone failing to comply with a request to be quiet or to comply with the restriction shall be refused entry or re-entry to the premises or further service of drinks. From Monday to Thursday a responsible member of staff shall be in attendance in the vicinity of the exits and to assist with the dispersal 30 minutes after the licensable activity has ceased.**
- **A tamper-proof noise limiting device shall be installed (and maintained). All amplified equipment used at the premises must be connected through the said noise limiter. The volume level to be set, following agreement by an authorised officer of Hastings Borough Council, Environmental Health.**
- **Where the premises operate with background music, all doors and windows at the front and rear of the premises are to remain closed, save for access and egress.**
- **The premises will make available to local residents a contact number for the designated premises supervisor or representative so that any complaints can be dealt with promptly.**

The reason for this decision was:

To uphold the Licensing Objectives, in particular the Prevention of Public Nuisance.

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6. ADDITIONAL URGENT ITEMS (IF ANY)

None.

(The Chair declared the meeting closed at 11:43 am)

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Licensing Sub Committee Procedures

Annex

1. The Chair's Introduction and Explanation of the Procedure, which will be followed

- Introduce Members and Officers and invite the applicant, objectors and any representatives to the table, asking them to introduce themselves.
- Explain that the hearing will follow a procedure, and that is that the Officer will make his report, followed by the Consultees such as the Police and then the Objectors and finally the Applicant. There will be an opportunity for questions. Members may ask for clarification from the Licensing Officer and Summaries may be given if required.
- Ask if the Parties received the report and are ready to proceed.
- If any Party to the hearing fails to attend ask Members to consider whether to adjourn the hearing or to proceed in the Party's absence.

The Hearing of each application will then follow the order set out below:

2. Summary of report by Licensing Manager / Officer.

3. Statutory Consultees (eg Police, Fire Service, Environmental Health) submissions on the application.

Any questions for Statutory Consultees from

- Applicant / Representative?
- Objectors?
- Officers?
- Members?

4. Other Objectors each make submissions on the application.

Any questions for Objectors from

- Applicant / Representative?
- Statutory Consultee?
- Officers?
- Members?

5. Applicant / Representative make submissions on the application / call any witnesses.

Any Questions for Applicant / Representative / Witnesses from

- Statutory Consultees and Objectors?
- Officers?
- Members?

6. Do Members require any clarification from the Licensing Manager / Officer?

If clarification given, questions on clarification only from:

- Applicant / Representative?
- Statutory Consultees and Objectors?
- Members?

7. Summaries (if required)

- Licensing Manager / Officer summing up
- Statutory Consultees and Objectors' summing up
- Applicant/Representative summing up

8. Decision Making

- Members retire to discuss the application, propose and second a recommendation and vote on this.
- They may take legal advice from the Legal Advisor. The Legal Advisor will advise the Parties of any legal advice given to the sub-committee. No other person may retire with the Sub-committee.
- The decision is announced by the Chair giving full reasons for the decision, together with any conditions, which are to be attached to the grant of the licence or the reasons for a refusal of the application.

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Agenda Item 6 Agenda Item 6



Report to: Licensing Sub-Committee.

Date of Meeting: 23.04.2018.

**Report Title: Application for a Premises licence, with a police objection.
Ebenezer's, 20 Norman Road, St Leonards on Sea.**

Report By: Mike Hepworth, Assistant Director, Environment and Place.

Purpose of Report

To consider the application for a new premises licence as a result one representation received.

Responsible Authorities. One.

Recommendation(s)

- 1. Members consider the content of the report, options available and determine the application.**

Reasons for Recommendations

Reasons for Recommendations

The Licensing Act 2003 requires a licensing sub-committee to consider such applications when appropriate representations have been made. The decision reached at the sub-committee can be subject to appeal by any party to the hearing that is aggrieved by the decision.

Introduction

1.0 Background

1. On 7th February 2005 the Licensing Act 2003 came into force for all local authorities, marking the practical commencement of the Government's new liquor licensing regime.
2. On the 26th February 2018 Hastings Borough Council received an application for a new premises licence for Ebenezer's, 20 Norman Road, St Leonards on Sea from Norman Road Stores Ltd, The Old Bank House, 1 The High Street, Arundel, West Sussex, BN 18 9AD made under section 17 the Licensing Act 2003. (Attached at Appendix A).
3. This premise is a convenience store that does not currently hold a licence under the Licensing Act 2003 and is now applying for a new premises licence, a map of the location is attached as Appendix C. The premises was licensed and trading from 2005 to January 2018 under another name (Mary's Food Market)
4. The premise is located within Area 3 (Central St Leonards) of the Council Special Saturation Policy (Cumulative Impact).
5. The Special Saturation Policy (Cumulative Impact) is contained within the Council's Licensing Policy, it states "Each application will be considered on its own merit. Where no representations are received any application will be granted in terms consistent with the operating schedule. Where relevant representations are received in relation to applications for the grant of a new premise licence, club premise certificate or provisional statement; there will be a presumption against the grant of such licence or certificate unless the applicant, in the operating schedule, can rebut the presumption that the granting of such a licence or certificate would undermine the licensing objectives." Applicants are advised to seek legal advice if making an application for a licence in a Special Saturation Area.
6. In addition, at the latest statutory review of the Licensing Policy carried out at the end of 2015 and published in January 2016 a matrix was added to the policy. This matrix was published to help give clearer guidance to applicants for premises licenses as to how the Council would prefer the area to develop from a licensed premises perspective, and what type of application if applied for, would suit this best.
7. This matrix clearly shows that an "off" licence is not the preferred type of premises within a Saturation Area and therefore an applicant will need to clearly demonstrate that the issue of such a licence will not add to the identified problems of the area. This is in accord with the local policy details set out in paragraph 5 above.

2.0 Application

8. The application requests the following:

To have supply of alcohol for "Off" sales on Monday to Sunday from 09.00hrs to 20.00hrs.

To have opening hours of the premises, Monday to Sunday from 07.00hrs to 23.00hrs.

When submitting an application for a licence under the Licensing Act 2003 the applicant is asked to describe what steps they intend to take to promote the four licensing objectives:-

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

In this case, the applicant has made a separate declaration in their application.(See appendix A).

3.0 Consultation

9. The Licensing Act 2003 requires an applicant to advertise their application once in a local newspaper and on the premises by way of an approved notice for 28 days to allow for representations to be made, this has been done.
10. Copies of the application are required to be served on a list of responsible authorities at the same time as placing the application before the local authority, this has been done.
11. As a result of this process a representation has been received from Inspector Lewis, Licensing Inspector for Sussex Police, she comments on the application and the proposed activities, she also comments at length on the applicant's past criminal activity and convictions under the Prevention of Crime and Disorder Objective. Sussex Police invite the sub- committee to refuse the application. I consider this a valid representation under the licensing objectives (Prevention of Crime and Disorder) (Attached appendix B.)
12. A further communication has been received from Mr Roger Cohen, Senior Trading Standards Officer, East Sussex County Council he comments on the application, makes no objection but lists a series of conditions he would ask the sub-committee to consider adding to the licence, if a decision was made to issue the licence. (Attached appendix B.)

4.0 Legal Considerations

13. The Licensing Act 2003 is now the only legislation that allows premises to be licensed for either the sale of Alcohol or the supply of regulated entertainment.
14. If a relevant representation to an application is made by either a responsible authority or an interested party and no compromise can be reached between the parties, a hearing must be held.

15. The Department for Culture, Media and Sport has issued guidance under Section 182 of the Licensing Act 2003. This guidance is provided to Licensing Authorities to assist them in carrying out their functions.
16. All members of the Licensing Committee have been supplied with copies of the DCMS Government guidance and the Hastings Borough Council Statement of Licensing Policy.
17. Human rights considerations must be taken into account fully in balancing licensing issues, in particular, Article 1 of the first protocol and article 8. Article 1 relates to the protection of property and the peaceful enjoyment of possessions and property. Holding a premises licence would be considered a possession. Article 8 relates to the right to respect for private and family life, home and correspondence. These are however qualified rights and can be deprived of "in the public interest". Interference is permissible if what is done:-
 - Has its basis in law;
 - Is necessary in a democratic society to fulfil a pressing need or pursue a legitimate aim;
 - Is proportionate to the aims being pursued; and,
 - Is related to the prevention of crime; or, the protection of public order or health.

If members choose to refuse the application in full or in part, the applicant has a right of appeal to the Magistrates' Court. There is also a right of appeal to conditions imposed as a result of the hearing by any person affected by the decision.

5.0 Options

18. Grant the application in full
 - Grant part of the application
 - Grant the application with conditions relevant to the application
 - Refuse the application.

Wards Affected

Central St Leonards.

Policy Implications

Please identify if this report contains any implications for the following:

Equalities and Community Cohesiveness
 Crime and Fear of Crime (Section 17)
 Risk Management

Environmental Issues
Economic/Financial Implications
Human Rights Act
Organisational Consequences
Local People's Views
Anti-Poverty

Additional Information

Appendix A. Application pack.
Appendix B. Police Objection and Trading Standards report.
Appendix C. Map of location.

Officer to Contact

Bob Brown, Licensing Manager.
bbrown@hastings.gov.uk
01424 783249

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**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 NORMAN ROAD STORES 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

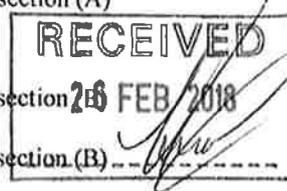
Part 1 – Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description			
20 NORMAN ROAD ST. LEONARDS ON SEA EAST SUSSEX			
Post town	ST. LEONARDS ON SEA	Postcode	TN37 6NH
Telephone number at premises (if any)	[REDACTED]		
Non-domestic rateable value of premises	£ 14,000.00 8700		

Part 2 - Applicant details

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

- | | | |
|--|-------------------------------------|------------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section 2(B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |



PREM 577
NOR SOS68
WM2017.11591

Recd 26/02/2018
Ends 26/03/2018.

- 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)

<input type="checkbox"/> 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)					

SECOND INDIVIDUAL APPLICANT (if applicable)

<input type="checkbox"/> 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)			

(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	NORMAN ROAD STORES LTD
Address	THE OLD BANK HOUSE 1 THE HIGH STREET ARUNDEL WEST SUSSEX BN18 9AD
Registered number (where applicable)	10965207
Description of applicant (for example, partnership, company, unincorporated association etc.)	LIMITED COMPANY.
Telephone number (if any)	[REDACTED] / [REDACTED]
E-mail address (optional)	[REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
03	03	2018

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)

CONVENIENCE STORE WITH PREVIOUS
ALCOHOL LICENCE (OFF LICENCE)

PLEASE SEE ATTACHED

ANALYSIS A.
→

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				Please give further details here (please read guidance note 4)	
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					

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 type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	9.00	20.00			
Tue	09.00	20.00			
Wed	09.00	20.00			
Thur	09.00	20.00			
Fri	09.00	20.00			
Sat	09.00	20.00			
Sun	09.00	20.00			
			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	REV. MUTALIB ADELASME
Date of birth	[REDACTED]
Address	[REDACTED]
Postcode	[REDACTED]
Personal licence number (if known)	
Issuing licensing authority (if known)	

□□□□

K

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

None

L

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	None
Mon	0700		
		2300	
Tue	0700		
		2300	
Wed	0700		
		2300	
Thur	0700		
		2300	
Fri	0700	2300	
Sat	0700		
		2300	
Sun	0700	2-	
		2300	

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 (please read guidance note 6)

None

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. *Exempt.*
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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

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

Part 4 – Signatures (please read guidance note 11)

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

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 ANNEX B .

b) The prevention of crime and disorder

PLEASE SEE ATTACHED ANNEX B .

c) Public safety

PLEASE SEE ATTACHED ANNEX B

d) The prevention of public nuisance

PLEASE SEE ATTACHED ANNEX B.

e) The protection of children from harm

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, if appropriate (please see note 15)
Signature	
Date	
Capacity	

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	15/02/18
Capacity	DIRECTOR

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
MUTALIB ADELASUYE 20 NORMAN ROAD ST. LEONARDS-ON-SEA			
Post town	ST. LEONARDS-ON-SEA	Postcode	TN37 6NH
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- In terms of specific regulated entertainments please note that:

- Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
- 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 by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

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 **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

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

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

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

- (i) any page containing the holder's personal details including nationality;

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

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

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

Answer A

Description of the Premise

The premise is a lock-up shop on Norman Road St. Leonards on Sea East Sussex TN37 6NH. It has one-way traffic and short time parking with loading only facilities in the vicinity.

The shop is an off-licence and a convenience store (Shop local). The front of the shop is glass with a glass door and next to Adams and Jaret the Electronic store. The shop also host an ATM machine accessible to the public 24/7 from the shop front which is also fitted with Shutters for added security. The shop is fitted with both internal and external CCTV Cameras with DVR operating 24/7 and recordings are kept for 31 days.

The shop has a back office with WC and wash hand basin. There is no access to the shop from the back of the building.

The application is for off-licence, if granted the company will be selling alcohol and associated goods although the focus of the business is to be a food supermarket of many nations and as a local convenience store.

We are applying for a Licence to operate between 0700hrs to 2300hrs Sunday to Saturday. Sales will be off-sales only. The shop is well lit inside and outside and there are no Health and Safety issues. The shop has fire extinguishers fitted with annual checks and the on-going business was approved with a level 4 annual Hygiene Certificate by the Council Authorities.

TO PROMOTE ALL FOUR LICENSING OBJECTIVES WE WILL KEEP:

Strong management controls and effective training of all staff so that they are aware of the premises licence and the requirements to meet the four licensing objectives with particular attention to:

- a) No selling of alcohol to underage people
- b) No drunk and disorderly behaviour on the premises area
- c) Vigilance in preventing the use and sale of illegal drugs at the retail area
- d) No violent and anti-social behaviour
- e) No any harm to children

Operating Schedule providing the hours of operation and licensable activities during those hours

Designated premises supervisor confirmed it is obligated to be in day-to-day control of the premises, to provide good training for staff on the Licensing Act (Training Record), to make or authorize each sale

Clear "Challenge 25" information to prevent the supply of alcohol to under-age drinkers.

CCTV system installed with recording option available

Roller metal exterior window shutter is fixed to ensure that shop front is safe and secure at all times

As a licensed premise we know that it is necessary to carry out our functions or operate our businesses with a purpose of promoting these objectives. We promise to support these objectives through our operating schedules and other measures (including staff training and qualifications, policies, and strategic partnerships with other agencies).

1. The prevention of crime and disorder

CCTV System is installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective.

A clear and legible notice outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted

Clear and conspicuous notices warning of potential criminal activity, such as theft, that may target customers will be displayed.

Not selling of alcohol to drunk or intoxicated customers.

Custom will not be sought by means of personal solicitation outside or in the vicinity of the premises.

Prevention and vigilance in illegal drug use at the retail unit area

Staff will be well trained in asking customers to use premises in an orderly and respectful manner and prevent drinking alcohol at the retail unit (ex. canned or bottled beer).

2. Public safety

Internal and external lighting fixed to promote the public safety objective.

Well trained staff adherence to environmental health requirements.

Training and implementation of underage ID checks

A log book or recording system shall be kept upon the premises in which shall be entered particulars of inspections made; those required to be made by statute, and information compiled to comply with any public safety condition attached to the premises licence that requires the recording of such information. The log book shall be kept available for inspection when required by persons authorised by the Licensing Act 2003 or associated legislation.

All parts of the premises and all fittings and apparatus therein, door fastenings and notices, lighting, heating, electrical, air condition, sanitary accommodation and other installations, will be maintained at all times in good order and in a safe condition.

3. The prevention of public nuisance

Noise reduction measures to address the public nuisance objective.

Prominent, clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.

Deliveries of goods necessary for the operation of the business will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents.

The Licensee will ensure that staffs who arrive early morning or depart late at night (ex. for unpacking, pricing newly delivered goods) when the business has ceased trading conduct themselves in such a manner to avoid causing disturbance to nearby residents.

Customers will be asked not to stand around loudly talking in the street outside the premises.

Customers will not be admitted to premises above opening hours.

The movement of bins and rubbish outside the premises will be kept to a minimum after 11.00pm. This will help to reduce the levels of noise produced by the premises.

Any lighting on or outside the premises will be positioned and screened in such a way so as to not cause a disturbance to nearby residents.

Adequate waste receptacles for use by customers will be provided in the local vicinity.

4. The protection of children from harm

"Challenge 25" sign which is a retailing strategy that encourages anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving license or a passport) if they wish to buy alcohol.

Well trained staff about requirement for persons' identification, age establishment etc.

All the details provided in Training Record Book available at the retail unit.

Log Book will be kept upon the premises all the time.

Nothing that contradicts existing Health & Safety requirements.

Consent of individual to being specified as premises supervisor

REV. MUTALIB KAYODE A. ADELASOYE

I NORMAN ROAD STORES LTD

[full name of prospective premises supervisor]

of



[home address 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

ALCOHOL LICENCE

[type of application]

by

NORMAN ROAD STORES LTD

[name of applicant]

relating to a premises licence

[number of existing licence, if any]

for

20 NORMAN ROAD ST. LEONARD-ON-SEA TN37 6NH

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

NORMAN ROAD STORES LTD

[name of applicant]

concerning the supply of alcohol at



20 NORMAN ROAD ST. LEONARDS-ON-SEA TN37 6NH

[name and address of premises 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 personal licence number, if any]

Personal licence issuing authority

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

Signed

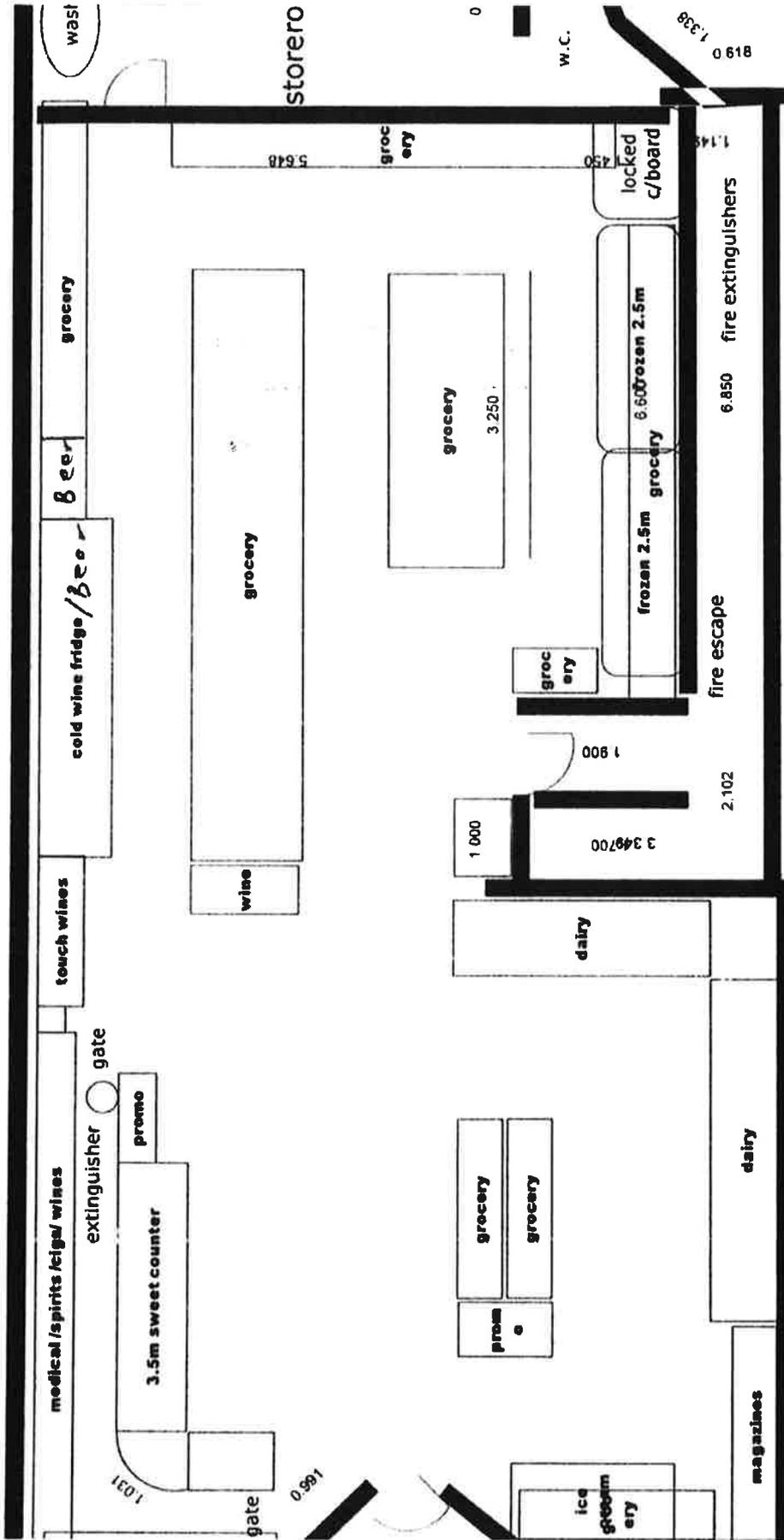
Name (please print)

KEV MUTALIB A. ADEWASUYE

Date

08/02/18

18.123



RECEIVED
26 FEB 2018

LAYOUT OF
MARKET
SHOP FLOOR PLAN 1 : 100
20 NORMAN ROAD
ST LEONARDS ON SEA
TN37 6NH

Hastings Borough Council

22 MAR 2018

Received



Sussex Police
Serving Sussex

www.sussex.police.uk

Local Policing Support Team

20th March 2018

Mr. B. Brown,
Licensing Manager, Licensing Team,
Hastings Borough Council,
Muriel Matters House,
Breeds Place,
Hastings, East Sussex TN34 3UY

RE: APPLICATION FOR A NEW PREMISES LICENCE: 20 Norman Road, St. Leonards-on-Sea TN37 6NH

Dear Mr. Brown,

I write on behalf of the Chief Officer of Police for Sussex to raise a representation against the above application for a new premises licence on the grounds of the Prevention of Crime and Disorder Licensing Objective.

The application, in the name of Norman Road Stores Ltd., is to permit the supply of alcohol between 09:00hrs and 20:00hrs daily; the times the premises are to be open to the public are given as being between 07:00hrs and 23:00hrs daily. However, an advertising leaflet for the premises submitted with the application shows the trading hours to be 'Monday to Saturday 9.30am – 7pm' which is at odds with the hours requested. The premises is currently operating as a convenience store and was previously licensed until the licence was surrendered by the previous premises licence holder on 25th January 2018.

Research of Companies House shows that Norman Road Stores Ltd (Company Number: 10965207) was incorporated on 15th September 2017, the sole officer of the company being Mr. Michael Adelasoye. The sole officer's details were changed on 9th October 2017 to Mr. Mutalib Adelasoye; Sussex Police believe that Michael and Mutalib Adelasoye are one and the same person. Given he is the sole officer of the company he will in effect be the person in autonomous control of the premises particularly as he is also the nominated designated premises supervisor.

There is no obvious connection between Mr. Adelasoye and the previous premises licence holder Mr. Sivaseelan Mahalingham however, there is an anomaly in that the company, Norman Road Stores Ltd, was set up some four months before the premises licence was surrendered. This application for a new premises licence was submitted one month after surrender.

The Reverend Mutalib Adelasoye whose full name is in fact Mutalib Kayode Abiodun Michael Adelasoye has an extensive criminal history. On 29th July 2010 he was convicted upon indictment of conspiracy to facilitate the commission of breaches of immigration laws. The circumstances were that between July 2005 and July 2009 about 360 marriages were conducted in a St. Leonards church. The sole purpose of these marriages was for people from the non-European Economic Area to acquire the right to live and work in the United Kingdom, which right they would not otherwise have enjoyed. During the aforementioned time period the Reverend Adelasoye was a solicitor specialising in immigration work. He was also the pastor of an Evangelical church in Hastings, an area designated by the Home Office for immigrants into the United Kingdom to live pending the determination of their applications for leave to remain in the country.

Sussex Police Headquarters
Malling House Malling, Lewes, East Sussex, BN7 2DZ

Telephone: 101 | 01273470101

Reverend Adelasoye therefore had a large number of contacts among immigrants who wished to remain in the United Kingdom and arranged marriages for them in order that they would achieve their aim.

On 6th September 2010 he was sentenced to 4 years imprisonment for these offences. Under the revised guidance for the Rehabilitation of Offenders Act 1974 issued on 10th March 2014 his sentence will not be spent until 5th September 2021.

On 10th August 2011 Reverend Adelasoye was sentenced to a further 42 months imprisonment for two offences of False Representation. The circumstances of these offences were that on two occasions he falsified by enhancement, his salary information. He completed two Employer Reference Forms showing a salary vastly inflated from that which he actually earned. These forms were purportedly completed and signed by a manager of the company for which he worked. In fact this person had neither prepared, completed nor signed the forms. His sentence for these offences will not be spent until 9th February 2022. On 10th January 2012 he was struck off the Roll of Solicitors following a Solicitors Disciplinary Tribunal.

Given that Reverend Adelasoye was a solicitor at the time the above offences were committed, his first duty was to the law regardless of whether he thought it fair or otherwise, particularly in relation to the immigration offences.

Sussex Police contend that Reverend Adelasoye has a proven record of both gross dishonesty and a lack of integrity. Therefore we have no confidence in his ability to promote the four licensing objectives and respectfully invite the licensing committee to refuse the application.

We note that the premises is situated within Hastings Borough Council's Special Saturation (Cumulative Impact) Policy Area. However, on this occasion this is not pertinent to our objection.

Yours sincerely,



Inspector Diane Lewis – Licensing Inspector Local Policing Support Team
101: Extn. 564241

Sent: 07 March 2018 10:53

To: Trevor Scrase

Subject: RE: New premises licence application - Manor Road Stores, 20 Norman Road, St. Leonards on Sea, TN37 6NH. Our ref 265615

Trevor

I have reviewed the evidence that has been presented by the applicant.

I have no objections, however I would want to see a requirement that:

- A refusals register is kept on the premises and is available for inspection by local authority officers or Sussex Police.
- Staff are trained in the use of a refusals register.
- The refusals register is routinely audited by the shop management.

I am of the opinion that is best practice and will not be a burden on the business to put in place.

Regards

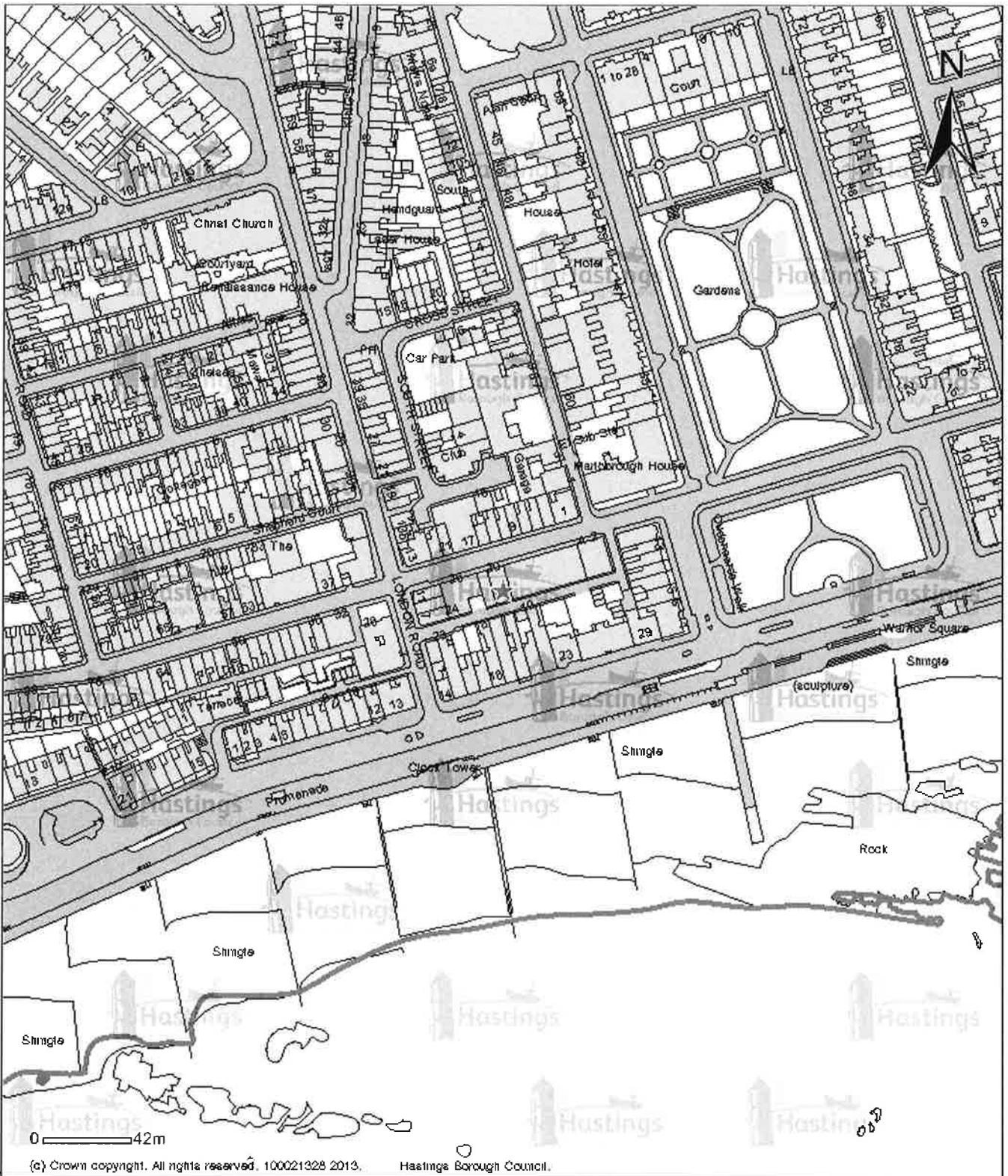
Roger Cohen

Senior Trading Standards Officer

Trading Standards Service, West D ,County Hall, LEWES,BN7 1UE

01323 463425 mobile 07876 036999

Secure mail:roger.cohen@eastsussex.gcsx.gov.uk



	<p>Title:</p> <p style="text-align: center;">Appendix C</p>	<p>Scale: 1:2500</p> <p>Date: 4/4/2018</p>
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