

# Public Document Pack



Date: 01/02/2016  
Ask For: Emily Kennedy  
Direct Dial: (01843) 577046  
Email: emily.kennedy@thanet.gov.uk

## LICENSING SUB COMMITTEE

10 FEBRUARY 2016

A meeting of the Licensing Sub Committee will be held at **10.00 am on Wednesday, 10 February 2016** in the Council Chamber, Council Offices, Cecil Street, Margate, Kent.

Membership:

Councillors: Crow-Brown, Matterface and Tomlinson

## A G E N D A

Item  
No

Subject

1. **APOLOGIES FOR ABSENCE**

2. **DECLARATIONS OF INTEREST**

'To receive any declarations of interest. Members are advised to consider the advice contained within the Declaration of Interest Form attached at the back of this Agenda. If a Member declares an interest, they should complete that form and hand it to the Officer clerking the meeting and then take the prescribed course of action.'

3. **APPLICATION FOR VARIATION OF PREMISES LICENCE** (Pages 1 - 16)

4. **APPLICATION FOR PREMISES LICENCE** (Pages 17 - 34)

**Declaration of Interests Form**

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## APPLICATION FOR VARIATION OF PREMISES LICENCE – MARGATE FILLING STATION 292 NORTHDOWN ROAD MARGATE

To: **Licensing Sub-Committee – 10<sup>th</sup> February 2016 at 10 a.m**

Portfolio Area: **Regulatory Services**

By: **Regulatory Services Manager**

Classification: **Unrestricted**

Ward: **Cliftonville West**

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**Summary**                      **To consider this application for a variation of a Premises licence in the light of objections which have been received.**

### **For decision**

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#### **1.0 Introduction and Background**

- 1.1 Application has been made by Motor Fuel Limited for variation of a premises licence which includes late night refreshment and the supply of alcohol off the premises. A copy of the existing premises licence is appended at Annex 1.
- 1.2 The Operating Schedule, showing the proposed variation to hours is appended at Annex 2. A map of the area showing the location of these premises is at Annex 3.

#### **2.0 General Points**

- 2.1 These premises were granted a premises licence in November 2006. The premises licence was last varied in September 2015 when the hours for the supply of alcohol were extended from 8 a.m to 11 p.m to 6 a.m to 11 p.m daily. The designated premises supervisor is Chitravadivelu Tharmaseelan.
- 2.2 Applicants for variation of a premises licence are required, as part of the licensing procedure, to display a public notice which provides information to the public regarding the manner in which objection may be made. Similarly public notice of the application should be published in a local newspaper circulating in the vicinity of the premises. These requirements appear to have been complied with. No public objections have been received.
- 2.3 The applicant is further required to give notice of the application to responsible authorities. Representations have been received from the Police which are at Annex 4.
- 2.4 The Licensing Sub-Committee will be aware that it must carry out its functions under the 2003 Licensing Act to take steps which are appropriate for the promotion of the licensing objectives. The Licensing objectives are:- the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm. In carrying out its licensing functions, the Licensing Sub-

Committee must also have regard to its statement of licensing policy and the Guidance issued under the Act.

2.5 The four licensing objectives are the matters the Licensing Sub-Committee must address when considering whether to grant or refuse the application. Each application should be considered on its merits. Reasons must be given for any decision made by the Sub-Committee.

2.6 The application should be determined within twenty working days beginning with the day after the end of the period during which representations may be made. Representations had to be made by the 18<sup>th</sup> January.

### 3.0 **Options**

3.1 Grant the application with conditions consistent with the Operating Schedule accompanying the application.

3.2 Grant the application with different conditions.

3.3 Refuse the application.

### 4.0 **Corporate Implications**

#### 4.1 **Financial**

4.1.1 None.

#### 4.2 **Legal**

4.2.1 There is a right of appeal to a Magistrates' Court within 21 days of the date of the decision of the Licensing Sub-Committee with regard to the grant/refusal of a licence or any of the conditions attached to it.

4.2.2 The Licensing Sub-Committee must pay proper attention to the applicant's rights under the provisions of the Human Rights Act 1998, which gives further effect in the United Kingdom to the fundamental rights and freedoms contained in the European Convention on Human Rights. The Licensing Sub-Committee must have proper regard to the rights of the individual applicant when making decisions that affect them. However, it also has to have regard to the safety and protection of the public and therefore to ensure that the right balance is found and think hard about how it can cause the least possible harm to individuals, bearing in mind its duty to ensure the protection of the public.

#### 4.3. **Corporate**

4.3.1 None.

#### 4.4 **Equity and Equalities**

4.4.1 Not relevant.

### 5.0 **Recommendation**

5.1 The instructions of the Sub-Committee are requested.

Contact Officer:	Philip Bensted Regulatory Services Manager, ext 7630
Reporting to:	Penny Button, Head of Neighbourhood Services, ext 7425

### Annex List

Annex 1	Premises licence
Annex 2	Operating schedule
Annex 3	Map of the area
Annex 4	Police representations

### Background Papers

Title	Where to Access Document
None	N/A

### Corporate Consultation Undertaken

Legal	N/A
Finance	N/A

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**Thanet District Council  
Part A  
Premises Licence**

**Premises licence number**

LN/200600466

**Part 1 – Premises details**

Postal address of premises, or if none, ordnance survey map reference or description	
Shell Margate 292 Northdown Road	
Post town Margate, Kent	Post code CT9 2FP
Telephone number 01843 [REDACTED]	

Where the licence is time limited the dates
None

Licensable activities authorised by the licence
<ul style="list-style-type: none"> <li>1) Late night refreshment – indoors/outdoors</li> <li>2) Supply of alcohol (off the premises)</li> </ul>

The times the licence authorises the carrying out of licensable activities
<ul style="list-style-type: none"> <li>1) 11pm to 5am daily</li> <li>2) 6am to 11pm daily</li> </ul>

The opening hours of the premises
24 hours a day

Where the licence authorises supplies of alcohol whether these are on and/or off supplies
Off the premises only

**Part 2**

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

Motor Fuel Limited  
Clock House Court, 5-7 London Road, St Albans AL1 1LA  
01727 [REDACTED]

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

5206547

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

Mr Chitravadivelu Tharmaseelan  
[REDACTED], Rye, East Sussex TN31 7EA

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

05/1762/LAPER

Rother District Council

**Issued on the 01 September 2015**

**To commence on the 30 November 2006**

**Regulatory Services Manager**

  
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## **Annex 1 – Mandatory conditions**

**No supply of alcohol may 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 does not hold a personal licence or his personal licence is suspended**

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

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

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

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

- (a) a holographic mark, or**
- (b) an ultraviolet feature.**

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

**(2) For the purposes of the condition set out in paragraph 1 –**

- a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979**
- b) “permitted price” is the price found by applying the formula –**

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

where -

- i. P is the permitted price,
- ii. D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –

- i. The holder of the premises licence,
- ii. The designated premises supervisor (if any) in respect of such a licence, or
- iii. The personal licence holder who makes or authorises a supply of alcohol under such a licence;

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

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

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

None

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

None

**Annex 4 - Plans**

Plans considered June 2015

# Agenda Item 3

## Annex 2

### Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?     Yes     No

If not, from what date do you want the variation to take effect?

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

**Please describe briefly the nature of the proposed variation (Please see guidance note 1)**

EXTEND THE HOURS FOR THE SALE OF ALCOHOL

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	X
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	00.00	24.00			
Tue	00.00	24.00			
Wed	00.00	24.00			
Thur	00.00	24.00			
Fri	00.00	24.00			
Sat	00.00	24.00			
Sun	00.00	24.00	<b>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</b> (please read guidance note 5)		

**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 8).

NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	00.00	24.00	<p><b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)</p>
Tue	00.00	24.00	
Wed	00.00	24.00	
Thur	00.00	24.00	
Fri	00.00	24.00	
Sat	00.00	24.00	
Sun	00.00	24.00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

CHANGE ALCOHOL HOURS CONDITIONS

## **M**

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

### **a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)**

OTHER EXISTING AND MANDATORY CONDITIONS TO REMAIN - ALARM SYSTEM, CCTV SYSTEM WITH RECORDING FACILITIES, TRAINED STAFF WITH RECORDED ONGOING ALCOHOL TRAINING REGIME, CHALLENGE 25 AND PROOF OF AGE INITIATIVE EMBRACED, INSTORE CHALLENGE SIGNAGE, REFUSALS SYSTEM WITH REFUSALS BOOK AND INCIDENT LOG

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

ALARM SYSTEM, CCTV SYSTEM WITH RECORDING FACILITY, TRAINED STAFF, CHALLENGE 25, REFUSALS SYSTEM AND INCIDENT LOG

### **c) Public safety**

STAFF TRAINED IN FIRE SAFETY PROCEDURES AND THE USE OF FIRE SAFETY EQUIPMENT, FIRE FIGHTING EQUIPMENT

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

STAFF TRAINED TO DEAL WITH SITUATIONS, USEABLE WASTE BINS PROVIDED ON THE FORECOURT



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

FULL ALCOHOL TRAINING REGIME IN USE, ONGOING RECORDED ALCOHOL TRAINING AND REFRESHER TRAINING, CHALLENGE 25 TRADING INITIATIVE EMBRACED, CHALLENGE SIGNAGE, REFUSALS SYSTEM AND REFUSALS BOOK

Title:

# Agenda Item 3

## Annex 3

 Planning Applications from 2005 to date  
 Ward Name



### Map Notes:

Author:

Date: 18/01/2016

Scale: 1:1,250

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**Kent  
Police**

**Chief Officer of Police Representation** in relation to an application for **grant** of premises licence made under Part 3 **Section 17** Licensing Act 2003 (S18 Licensing Act 2003)

<b>Details of person making representation</b>	
Name of Chief Officer of Police	Sharon Adley
Postal Address: (Area Headquarters)	Margate Police Station Fort Hill Margate CT9 1HL
E-mail address	██████████@kent.pnn.police.uk
Telephone Number:	01843 ██████████

<b>Details of premises representation is about</b>	
Name of Premises:	Shell Garage 292 Northdown Rd, Margate, Kent, CT92FP
Date application received by police	Council received mid to end December.
Date representation sent to Licensing Authority	15/01/2016

**The Chief Officer of Police has received an application for the grant of a premises licence made under the provisions of Section 17 Licensing Act 2003, and under Section 18 of that Act, asks the Licensing Authority to consider these representations in respect of: -**

*Please tick one or more of the licensing objectives that the representation relates to:*

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

**Is this a representation regarding the Designation of Premises Supervisor under S18 (9) Licensing Act 2003? /NO**

If yes, complete the following statement: -

The relevant representation within the meaning of S.18(6) of the Licensing Act satisfy the requirements of S.18(9) of that Act and are as follows:

*Please use separate sheets where necessary*

The relevant representations within the meaning of S.18(6) of the Licensing Act satisfy the requirements of S.18(7) of that Act and are as follows:

**Please give the reason for the representation and detail the evidence supporting it:**

This application to vary the conditions are not supported by the Police.

The Premises is seeking to increase the hours in which it would like to sell alcohol. Currently the hours are to 2300 hours and this was only agreed as recently as July 2015.

Another application to vary this condition now wants to trade for 24 hours.

This premise is in a high crime area where one of the biggest factors is the sale of alcohol.

The applicant has agreed that all alcohol from 2300 hours would be served through the hatch.

Underage drinking and intoxicated people frequent this street and having a premise that is allowed to sell alcohol for 24 hours brings serious concerns. Because of this the police do not feel it will support the licensing objectives.

The police do not support this application.

**Suggested conditions that could be added to the licence to remedy the representation or other suggestions the Licensing Sub Committee may take into account:**

*Please use separate sheets where necessary*

If a licence was to be granted then the following conditions would be strongly recommended.

- 1, Hours of trade to be extended from 2300 hours to 0000 hours only for the of alcohol. Any sale of alcohol during this time to be served through the serving hatch only.
- 2, CCTV to be installed and to work, record and be maintained. Allowing for 30 days Recording.

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## APPLICATION FOR PREMISES LICENCE – 7 SOUTHWOOD ROAD RAMSGATE

To: **Licensing Sub-Committee – 10<sup>th</sup> February 2016 at 10.45 am**

Portfolio Area: **Regulatory Services**

By: **Regulatory Services Manager**

Classification: **Unrestricted**

Ward: **Nethercourt**

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**Summary**                      **To consider this application for a Premises licence in the light of objections which have been received.**

### **For decision**

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#### **1.0 Introduction and Background**

- 1.1 Application has been made by Slawomir Andrzes Duchnowski for a premises licence which includes regulated entertainment, late night refreshment and the supply of alcohol.
- 1.2 The Operating Schedule, showing the proposed licensable activities and hours are appended at Annex 1. A map of the area showing the location of these premises is at Annex 2.

#### **2.0 General Points**

- 2.1 Applicants for a premises licence are required, as part of the licensing procedure, to display a public notice which provides information to the public regarding the manner in which objection may be made. Similarly public notice of the application should be published in a local newspaper circulating in the vicinity of the premises. These requirements appear to have been complied with. One public objection has been received which is appended at Annex 3.
- 2.2 The applicant is further required to give notice of the application to responsible authorities. The Police have agreed changes to hours and a number of conditions with the applicant which can be found at Annex 4. Environmental Protection have made no representations.
- 2.3 The Licensing Sub-Committee will be aware that it must carry out its functions under the 2003 Licensing Act to take steps which are appropriate for the promotion of the licensing objectives. The Licensing objectives are:- the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm. In carrying out its licensing functions, the Licensing Sub-Committee must also have regard to its statement of licensing policy and the Guidance issued under the Act.

- 2.4 The four licensing objectives are the matters the Licensing Sub-Committee must address when considering whether to grant or refuse the application. Each application should be considered on its merits. Reasons must be given for any decision made by the Sub-Committee.
- 2.5 Where a premises licence is granted mandatory conditions will apply under Sections 19 – 21 of the Act. These refer to films, irresponsible drinks promotions, provision of free tap water, an age verification policy, availability of small measures, the sale of alcohol below cost, and, designated premises supervisor.
- 2.6 The application should be determined within twenty working days beginning with the day after the end of the period during which representations may be made. Representations had to be made by the 22<sup>nd</sup> January.

### 3.0 **Options**

- 3.1 Grant the application with conditions consistent with the Operating Schedule accompanying the application and the conditions mentioned at paragraphs 2.2 above.
- 3.2 Exclude from the scope of the licence any of the licensable activities to which the application relates.
- 3.3 Refuse the application.
- 3.4 Refuse to specify a person in the licence as the designated premises supervisor. The proposed designated premises supervisor is Carl Josh Levy.
- 3.5 Grant the application subject to different conditions in respect of different parts of the premises or different licensable activities.

### 4.0 **Corporate Implications**

#### 4.1 **Financial**

- 4.1.1 None.

#### 4.2 **Legal**

- 4.2.1 There is a right of appeal to a Magistrates' Court within 21 days of the date of the decision of the Licensing Sub-Committee with regard to the grant/refusal of a licence or any of the conditions attached to it.
- 4.2.2 The Licensing Sub-Committee must pay proper attention to the applicant's rights under the provisions of the Human Rights Act 1998, which gives further effect in the United Kingdom to the fundamental rights and freedoms contained in the European Convention on Human Rights. The Licensing Sub-Committee must have proper regard to the rights of the individual applicant when making decisions that affect them. However, it also has to have regard to the safety and protection of the public and therefore to ensure that the right balance is found and think hard about how it can cause the least possible harm to individuals, bearing in mind its duty to ensure the protection of the public.

#### 4.3. **Corporate**

- 4.3.1 None.

#### 4.4 Equity and Equalities

4.4.1 Not relevant.

#### 5.0 Recommendation

5.1 The instructions of the Sub-Committee are requested.

Contact Officer:	Philip Bensted, Regulatory Services Manager, ext 7630
Reporting to:	Penny Button, Head of Neighbourhood Services, ext 7425

#### Annex List

Annex 1	Operating Schedule
Annex 2	Map of the area
Annex 3	Public objection
Annex 4	Police agreed hours and conditions

#### Background Papers

Title	Where to Access Document
None	N/A

#### Corporate Consultation Undertaken

Legal	N/A
Finance	N/A

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**Part 3 Operating Schedule**

When do you want the premises licence to start?

24/01/2016

DD	MM	YYYY
24	01	2016

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

24/01/2016

DD	MM	YYYY
24	01	2016

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

A SMALL RESTAURANT WITH THE ADDITION OF ALCOHOL SALES. THE PREMISES WILL ALSO SELL PRODUCT RELATING TO THE COUNTRY.

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

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

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

Provision of regulated entertainment

Please tick any 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)

5

**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 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					



F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10.00	00.30	<u>Please give further details here</u> (please read guidance note 3)  AMPLIFIED INDOORS ONLY AS BACKGROUND MUSIC AND LOW TO TALK OVER.	Both	<input type="checkbox"/>
Tue	10.00	00.30			
Wed	10.00	00.30	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur	10.00	00.30			
Fri	10.00	00.30	<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 5)  CHRISTMAS EVE, NYE AND BANK HOLIDAYS FRI, SAT, SUN, CARNIVAL DAY TILL 01.30 AM.		
Sat	10.00	00.30			
Sun	10.00	00.30			

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10.00	00.00	<u>Please give further details here</u> (please read guidance note 3) CLOSURE OF PREMISES AT 00.30 SO LAST SALES 00.00.		
Tue	10.00	00.00			
Wed	10.00	00.00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	10.00	00.00			
Fri	10.00	00.00	<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 5) EASTER, XMAS EVE, N/1/1E BANK HOLIDAYS FRI/SAT/SUN/ AND CAROLINA TILL 01.00 CLOSURE AT 01.30		
Sat	10.00	00.00			
Sun	10.00	00.00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – <u>please tick</u> (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4) THE SALE OF ALCOHOL WILL STOP HALF HOUR BEFORE CLOSING. THIS WILL ALLOW DRINKING UP TIME AND SAFE TAXI, TRANSPORT HOME.  <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 5) CHRISTMAS EVE, NEW YEARS EVE, BANK HOLIDAYS FRI SAT SUNDAY AND CARNIVAL TILL 01.00		
Mon	10.00	00.00			
	10.00	00.00			
Tue	10.00	00.00			
	10.00	00.00			
Wed	10.00	00.00			
	10.00	00.00			
Thur	10.00	00.00			
	10.00	00.00			
Fri	10.00	00.00			
	10.00	00.00			
Sat	10.00	00.00			
	10.00	00.30			
Sun	10.00	00.00			
	10.00	00.00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name	MR CARL JOHN LEVY
Address	N° [REDACTED], BUTTERCUP AVENUE, MINSTER, SWALESS.
Postcode	ME12 3FX
Personal licence number (if known)	SWALE - PL - 1637
Issuing licensing authority (if known)	SWALE.

15

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 8).

STAFF WILL BE EXPECTED TO CHECK AGE OF SALES, TO ENSURE CHILDREN ARE ATTACHED / WITH ADULTS. CHILDREN WILL ONLY BE ALLOWED ON THE PREMISES WITH AN ADULT.

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)	
Day	Start	Finish		
Mon	10.00	00.30	ONLY AS BELOW	
	10.00	00.30		
Tue	10.00	00.30		
	10.00	00.30		
Wed	10.00	00.30		
	10.00	00.30		
Thur	10.00	00.30		<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 5) CHRISTMAS EVE.. NEW YEARS EVE, BANK HOLIDAYS FRI SAT SUN, CARNIVAL DAY EXTEND TO 01.30
	10.00	00.30		
Fri	10.00	00.30		
	10.00	00.30		
Sat	10.00	00.30		
	10.00	00.30		
Sun	10.00	00.30		
	10.00	00.30		

**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 9)

IT MUST BE NOTED THAT THE PREMISES ARE 70/30 FOOD AND NOT THAT HEAVY ON ALCOHOL.  
THE DPS HAS WORKED AS THE LICENCE HOLDER AT N°23 IN BROADSTAIRS AND CUT HIS TEETH THERE.

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

THE PREMISES ARE OFF THE BUSY FRONT OF THE HARBOUR AND EXIST IN A SECONDARY TRADING SITE. SHOULD THE NEED BE, THE OWNER IS ONLY TOO PLEASED TO PURCHASE A CCTV SYSTEM

c) **Public safety**

HEALTH AND SAFETY WILL DEAL WITH HAZARDS OF THE BUILDING AND THE STAFF WILL BE ATTENTIVE ON PUBLIC SAFETY. CHAIRS AND OTHER SUCH OBJECTS WILL BE CHECKED EACH DAY. AGAIN THE STAFF WILL BE AWARE OF CUSTOMER MOODS ETC

d) **The prevention of public nuisance**

THE DPS IS A MATURE EXPERIENCED LICENCEE WHO CUT HIS TEETH IN BAR 23 BROADSTAIRS, HE IS FIRM ON DRINKING UP TIMES AND RULES OF THE HOUSE. HE FEELS THAT KNOWING CUSTOMERS IS A FORM OF PREVENTION.



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

CHILDREN WILL NOT BE ALLOWED ON THE PREMISES WITHOUT AN ADULT. IT IS KNOWN BY ALL STAFF THE AGE OF SERVICE. IT IS ALSO KNOWN THAT THERE IS A ZERO TOLERANCE ON DRUGS WITHIN.



Title:

# Agenda Item 4 Annex 2

 Planning Applications from 2006 to date  
 Ward Name



## Map Notes:

Author:

Date: 20/01/2016

Scale: 1:1,250

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To:-

The Chairman  
Licensing Department  
Thanet District Council  
P O Box 9  
Cecil Street  
Margate

14<sup>th</sup> January 2016



Dear Sir/Madame

Ref: Penns Fish Bar & Restaurant  
7 Southwood Road, Ramsgate

Please accept this letter as my formal objection to the application to Variation of the Premises License. This property is in a quiet residential area and no one would benefit from any variation to the license at this address.

The last time this property reflected a reliable business was when it was a wet fish shop, and at that time it was much appreciated. Since then there have been a number of attempts to run it as a food take away and the like, all of which have not lasted any length of time, to the extent that there is nothing now to draw attention to the property, let alone to the legal notice advertising this application tucked away in the bottom right hand corner of the window.

There are already take away food outlets in Grange Road within 200 yards and there is no trade to support another take away. The thought of noise and nuisance, that goes with it into the night, is quite disturbing and I would hope that the Licensing Department will take this into account and refuse the application in this quiet residential area.

Thank you for taking my comments on board.

Yours faithfully

Signed: \_\_\_\_\_

Name: MRS

Address: \_\_\_\_\_

Southwood Rd

Ramsgate, Kent CT11 0AA

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From: Darren Dennett PC 46012646  
Sent: 08/01/2016 22:36  
To: [REDACTED]@yahoo.co.uk!  
Subject: 7 Southwood Road, Ramsgate

## Agenda Item 4 Annex 4

Miles,

Thank you for your time earlier this evening.

New application for 7 Southwood Road, Ramsgate.

Alcohol from	1000 to 2245
Hours of trade	1000 to 2300
late night refreshment	1000 to 2300

Off sales only permitted when a maximum of 1 bottle of wine or 2 bottles of beer / larger is purchased. Off sales after 2200 hours will only be permitted if in a sealed container and has been purchased with a meal from inside the premises.

Outside seating area to close at 2200 hours.

No drinks outside from 2200 hours.

Christmas eve and Bank holidays Alcohol to 0000 hours and to close at 0030 hours.

NYE Alcohol to 0030 hours and close at 0100 hours.

CCTV to be installed, recording and maintained. With a 30 record function and copies to be made available upon the request of the Police of the Local Authority.

Other evening outside of this will be applied via TEN's.

Is this acceptable?

Regards

Darren

PC 12646 DENNETT  
Licensing Enforcement Officer  
CSU – Thanet  
01843 [REDACTED]  
07989 [REDACTED]  
[REDACTED]@kent.pnn.police.uk

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## THANET DISTRICT COUNCIL DECLARATION OF INTEREST FORM

### Do I have a Disclosable Pecuniary Interest and if so what action should I take?

Your Disclosable Pecuniary Interests (DPI) are those interests that are, or should be, listed on your Register of Interest Form.

If you are at a meeting and the subject relating to one of your DPIs is to be discussed, in so far as you are aware of the DPI, you **must** declare the existence **and** explain the nature of the DPI during the declarations of interest agenda item, at the commencement of the item under discussion, or when the interest has become apparent

Once you have declared that you have a DPI (unless you have been granted a dispensation by the Standards Committee or the Monitoring Officer, for which you will have applied to the Monitoring Officer prior to the meeting) you **must:-**

1. Not speak or vote on the matter;
2. Withdraw from the meeting room during the consideration of the matter;
3. Not seek to improperly influence the decision on the matter.

### Do I have a significant interest and if so what action should I take?

A significant interest is an interest (other than a DPI or an interest in an Authority Function) which:

1. Affects the financial position of yourself and/or an associated person; or Relates to the determination of your application for any approval, consent, licence, permission or registration made by, or on your behalf of, you and/or an associated person;
2. And which, in either case, a member of the public with knowledge of the relevant facts would reasonably regard as being so significant that it is likely to prejudice your judgment of the public interest.

An associated person is defined as:

- A family member or any other person with whom you have a close association, including your spouse, civil partner, or somebody with whom you are living as a husband or wife, or as if you are civil partners; or
- Any person or body who employs or has appointed such persons, any firm in which they are a partner, or any company of which they are directors; or
- Any person or body in whom such persons have a beneficial interest in a class of securities exceeding the nominal value of £25,000;
- Any body of which you are in a position of general control or management and to which you are appointed or nominated by the Authority; or
- any body in respect of which you are in a position of general control or management and which:
  - exercises functions of a public nature; or
  - is directed to charitable purposes; or
  - has as its principal purpose or one of its principal purposes the influence of public opinion or policy (including any political party or trade union)

An Authority Function is defined as: -

- Housing - where you are a tenant of the Council provided that those functions do not relate particularly to your tenancy or lease; or
- Any allowance, payment or indemnity given to members of the Council;
- Any ceremonial honour given to members of the Council
- Setting the Council Tax or a precept under the Local Government Finance Act 1992

If you are at a meeting and you think that you have a significant interest then you **must** declare the existence **and** nature of the significant interest at the commencement of the

matter, or when the interest has become apparent, or the declarations of interest agenda item.

Once you have declared that you have a significant interest (unless you have been granted a dispensation by the Standards Committee or the Monitoring Officer, for which you will have applied to the Monitoring Officer prior to the meeting) you **must**:-

1. Not speak or vote (unless the public have speaking rights, or you are present to make representations, answer questions or to give evidence relating to the business being discussed in which case you can speak only)
2. Withdraw from the meeting during consideration of the matter or immediately after speaking.
3. Not seek to improperly influence the decision.

### **Gifts, Benefits and Hospitality**

Councillors must declare at meetings any gift, benefit or hospitality with an estimated value (or cumulative value if a series of gifts etc.) of £100 or more. You **must**, at the commencement of the meeting or when the interest becomes apparent, disclose the existence and nature of the gift, benefit or hospitality, the identity of the donor and how the business under consideration relates to that person or body. However you can stay in the meeting unless it constitutes a significant interest, in which case it should be declared as outlined above.

### **What if I am unsure?**

If you are in any doubt, Members are strongly advised to seek advice from the Monitoring Officer or the Democratic Services and Scrutiny Manager well in advance of the meeting.

## **DECLARATION OF DISCLOSABLE PECUNIARY INTERESTS, SIGNIFICANT INTERESTS AND GIFTS, BENEFITS AND HOSPITALITY**

MEETING.....

DATE..... AGENDA ITEM .....

DISCRETIONARY PECUNIARY INTEREST

SIGNIFICANT INTEREST

GIFTS, BENEFITS AND HOSPITALITY

THE NATURE OF THE INTEREST, GIFT, BENEFITS OR HOSPITALITY:

.....  
.....  
.....

NAME (PRINT): .....

SIGNATURE: .....

Please detach and hand this form to the Democratic Services Officer when you are asked to declare any interests.