

Public Document Pack

Date: 22/08/2016
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LICENSING SUB COMMITTEE

24 AUGUST 2016

A meeting of the Licensing Sub Committee will be held at **10.00 am on Wednesday, 24 August 2016** in the Council Chamber, Council Offices, Cecil Street, Margate, Kent.

Membership:

Councillors: K Coleman-Cooke, Tomlinson and Dellar

A G E N D A

Item
No

Subject

1. **ELECTION OF CHAIRMAN**

2. **APOLOGIES FOR ABSENCE**

3. **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.'

4. **APPLICATION FOR TEMPORARY ACTIVITIES: TEMPORARY EVENT NOTICE** (Pages 1 - 30)

Declaration of Interests Form

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**APPLICATION FOR TEMPORARY ACTIVITIES:
 TEMPORARY EVENT NOTICE APPLICATION
 BY: Andrew Florides**

Licensing Sub-Committee – 24th August 2016 at 10 a.m

Report Author **Philip Bensted Regulatory Services Manager**

Portfolio Holder **Cllr Lin Fairbrass Community Services**

Status **For Decision**

Classification: **Unrestricted**

Ward: **Eastcliff**

Executive Summary:

To consider this application for temporary activities in the light of objections made by Environmental Health.

Recommendation(s):

The instructions of the Sub-Committee are requested

CORPORATE IMPLICATIONS	
Financial and Value for Money	None
Legal	<p>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.</p> <p>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.</p>
Corporate	None.
Equalities Act 2010 & Public Sector Equality Duty	<p>Members are reminded of the requirement, under the Public Sector Equality Duty (section 149 of the Equality Act 2010) to have due regard to the aims of the Duty at the time the decision is taken. The aims of the Duty are: (i) eliminate unlawful discrimination, harassment, victimisation and other conduct prohibited by the Act, (ii) advance equality of opportunity between people who share a protected characteristic and people who do not share it, and (iii) foster good relations between people who share a protected characteristic and people who do not share it.</p> <p>Protected characteristics: age, gender, disability, race, sexual orientation, gender reassignment, religion or belief and pregnancy & maternity. Only</p>

	aim (i) of the Duty applies to Marriage & civil partnership.
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1.0 Introduction and Background

- 1.1 A temporary event notice has been received from Andrew Florides of Cliftonville for Clique, 58-60 Harbour Parade, Ramsgate. The event is described as 'later opening hours to cover August Bank Holiday'. There will be the following licensable activities, the sale by retail of alcohol, the provision of regulated entertainment and late night refreshment. It is intended that it will take place on the 26th, 27th and 28th August between 2 a.m and 4 a.m regulated entertainment, 3 a.m and 4 a.m supply of alcohol. The maximum number of people to be present will be 300. The applicant is the holder of a personal licence.
- 1.2 Part 5 of the 2003 Licensing Act provides a system of permitted temporary activities, under which licensable activities can be carried out on a temporary basis (for a period not exceeding 7 days) without the need for a premises licence or a club premises certificate. A copy of the notice is appended at Annex 1.

2.0 General Points

- 2.1 The Act provides for periods of notice and the number of events that may be held. Notice must be given to the Licensing Authority, Police and Environmental Protection ten working days before the beginning of the event period. The Police and Environmental Protection then have three working days to lodge objections with the Licensing Authority and Applicant. A copy of the Environmental Health objection is appended at Annex 2.
- 2.2 Objections must relate to the undermining of the licensing objectives, the prevention of crime and disorder, public safety, the prevention of public nuisance, the protection of children from harm.
- 2.3 A copy of the premises licence for Clique with times and conditions is at Annex 3.

3.0 Options

- 3.1 Grant the application.
- 3.2 Refuse the application.
- 3.3 Grant the application with the conditions attached to the premises licence.

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

Annex List

<i>Annex 1</i>	Temporary event notice
<i>Annex 2</i>	Environmental Health objection
<i>Annex 3</i>	Premises licence

Background Papers

Title	Details of where to access copy
N/A	

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Corporate Consultation

Finance	N/A
Legal	N/A

Agenda Item 4 Annex 1

Later opening hours to cover August Bank Holiday

3. The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol	<input checked="" type="checkbox"/>	
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>	
The provision of regulated entertainment	<input checked="" type="checkbox"/>	
The provision of late night refreshment	<input checked="" type="checkbox"/>	
Are you giving a late temporary event notice? (Please read note 7)	<input type="checkbox"/>	
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)		
26 th , 27 th and 28 th August 2016		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)		
02:00 until 04:00 regulated entertainment 03:00 04:00 supply of alcohol		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)	300	
If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 11)	On the premises only	<input checked="" type="checkbox"/>
	Off the premises only	<input type="checkbox"/>
	Both	<input type="checkbox"/>

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Memo



Date: 10th August 2016
To: Philip Bensted, Licensing and Land Charges Manager.
Re: TEN application – Clique, 58-60 Harbour Parade Ramsgate
From: Amanda Berry, Environmental Health Officer

Background

Environmental Health are objecting to the application for TEN to increase regulated entertainment from 2am until 4am and supply of alcohol from 3am to 4am in 26th, 27th & 28th August 2016 for the following reasons:

- Music noise already transmits to neighbouring properties even with a sound limiter fitted.
- The venue only has planning permission to operate as a café / restaurant (A3) not a drinking establishment or night club and planning consent was granted for residential properties directly above the premise based on this use.
- Harbour Street and Harbour Parade already have many licensed premises and increasing the potential for public nuisance from patrons between 3am and 4am should not be permitted.

Summary

Environmental Health does not support any extension that would increase the potential for public nuisance and noise transmission to residential dwellings.

Please note: Objections have been raised recently regarding Clique's premise licence application and public nuisance concerns in Harbour Street & Harbour Parade - please see attached supporting documents for reference.

Memo



Date: 18th July 2016
To: Philip Bensted, Licensing and Land Charges Manager.
Re: Premises Licence – Clique, 58-60 Harbour Parade Ramsgate
From: Amanda Berry, Environmental Health Officer

Background

1.1 Following a complaint that Clique were operating regulated entertainment beyond the permitted hours and a visit from by the Police Licensing Officer, Mr & Mrs Florides wanted to discuss a proposal to regularise the premise licence and extend regulated entertainment with Environmental Health at a meeting on 21st June. Environmental Health raised concerns about the potential noise impact given that we have received a recent complaint from residents living in close proximity to the venue. The complaint resulted in Environment Health carrying out a sound limiter compliance check at the venue on 4th February 2016.

1.2 The following condition is attached to the premise licence:

All music (recorded and live) shall be played through the noise limiter at the site. The noise limiter shall be in a locked enclosure only accessed by the licence holder. The licence holder shall ensure that the noise limiter is maintained to the manufacturer's specification and ensure that there is no drift in noise levels previously agreed by Environmental Health.

The condition requires that the limiter is set to a level recommended by Environmental Health. This had previously been recommended at 88dB. During the assessment the limiter was checked and was set to 88dB. At the same time an Officer also took a measurement within the complainant's property for reference. It was noted that even at 88dB at source the bass beat was still plainly audible within the complainant's bedroom (Appendix 1). Notwithstanding compliance with the licensing condition any extension to regulated entertainment will be audible in the complainant's home. The noise recordings are available to Members.

1.3 There was a previous instance of non-compliance with regulated entertainment exceeding permitted hours leading to complaint and subsequent advice was given at the time by Environmental Health (Appendix 2). In November 2012 Environmental Health brought a review of the premises licence because of breaches of licence conditions and public nuisance. A licensing sub-committee modified the hours at the premises. In May 2013 Magistrates allowed an appeal by the licence holder. No costs were ordered against TDC, the Magistrates stating that 'the licence holders were warned early on of the possibility of Court for breaches of conditions and that the local authority were justified in bringing the action'. Why were they again operating beyond their permitted hours in June 2016?

1.4 Environmental Health concerns also relate to noise outbreak and from patrons causing a public nuisance to residents in the local vicinity. Any increase in regulated entertainment will encourage patrons to stay longer at the venue. The music noise level will encourage patrons to talk in raised voices which will be extended to 3am, three nights per week and bank holiday Sundays and Mondays, directly impacting on the flats above.

1.5 Planning permission was sought and granted for the change of use of first floor from restaurant to 2 x 2 bedroom flats and change of use of second and third floors to 2 x 1 bedroom flats

(TH14/0391). Therefore new sensitive receptors have been introduced that are even closer to the premises that will be directly impacted as in closest proximity to the premises.

1.6 Ramsgate seafront has 11 licensed premises, all of which are licensed to supply alcohol after midnight (Appendix 3) contributing to a vibrant night time economy. This brings benefits to our local economy but at the same time generates additional costs for the council, police and other partners. Environmental Health is mindful of the balance between the competing needs of our residents and those of our business community. However it is essential to ensure our residents are not unreasonably impacted by public nuisance and can enjoy their homes and environment. As there is little separation of commercial and residential areas in much of Ramsgate, this often means that our residents suffer the impacts of the late night economy, particularly in the radiating residential roads which take the brunt of local residents returning home from a night out. Also there are 21 residential boats residing within the harbour and they benefit from very little sound insulation or separating distance.

Summary

1.7 Environmental Health would not support any extension that would increase the potential for public nuisance and noise transmission to residential dwellings and particularly where there are many other licensed premises in the vicinity.

Date: 8th February 2016
Our Ref: WK/201557899



Mr Florides
Clique Bar
58-60 Harbour Parade
Ramsgate
Kent
CT11 8LN

Dear Mr Florides

Complaint No: WK/201557899
Complaint of loud music from Clique Bar, 58-60 Harbour Parade, Ramsgate, Kent, CT11 8LN

Further to our meeting last week I am writing to confirm that at the time of my inspection the sound limiter (AADTT SL2000) was set to 88dB and complied with condition 7, Annex 2 of remises licence LN/200800178.

Please find enclosed measurement details and note that the lower frequencies, particularly 63Hz were travelling through the structure of the building into the complainant's home. Advice given to you at the time remains, that it is, ensuring all four speakers are only suspended to the structure if they are on anti-vibration mounts and consider reducing the low frequency bass element. I would recommend further advice is sought from sound engineer in this regard.

Yours sincerely

A handwritten signature in black ink, appearing to read "A Berry".

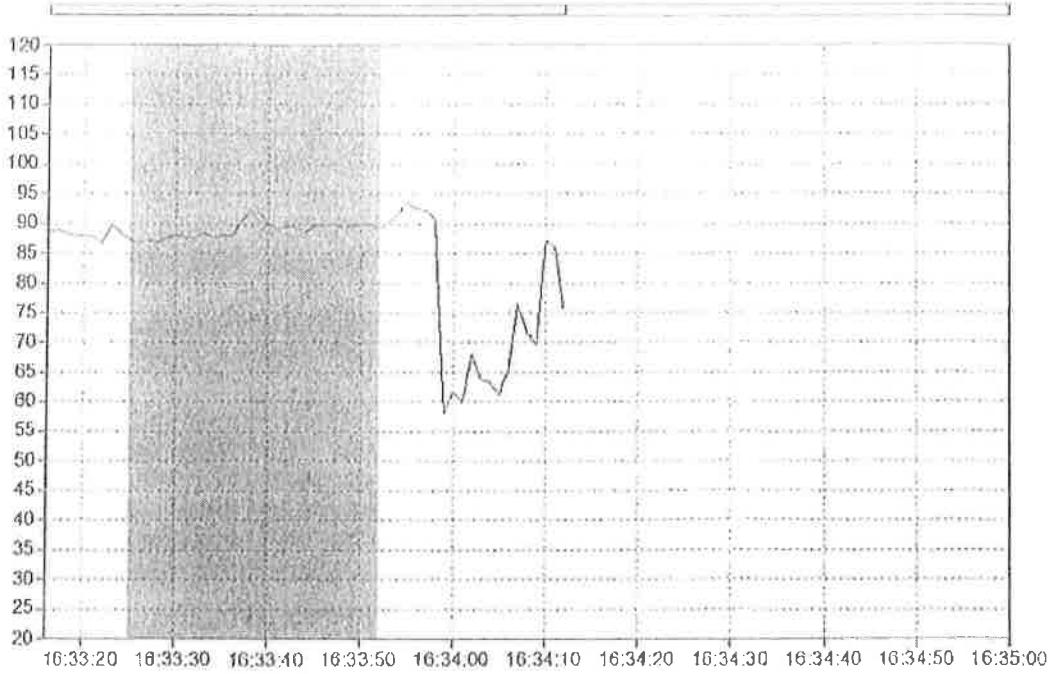
Miss A Berry
Environmental Health Officer
01843 ~~XXXXXX~~

c.c. Licensing Unit, Thanet Police
Licensing Team

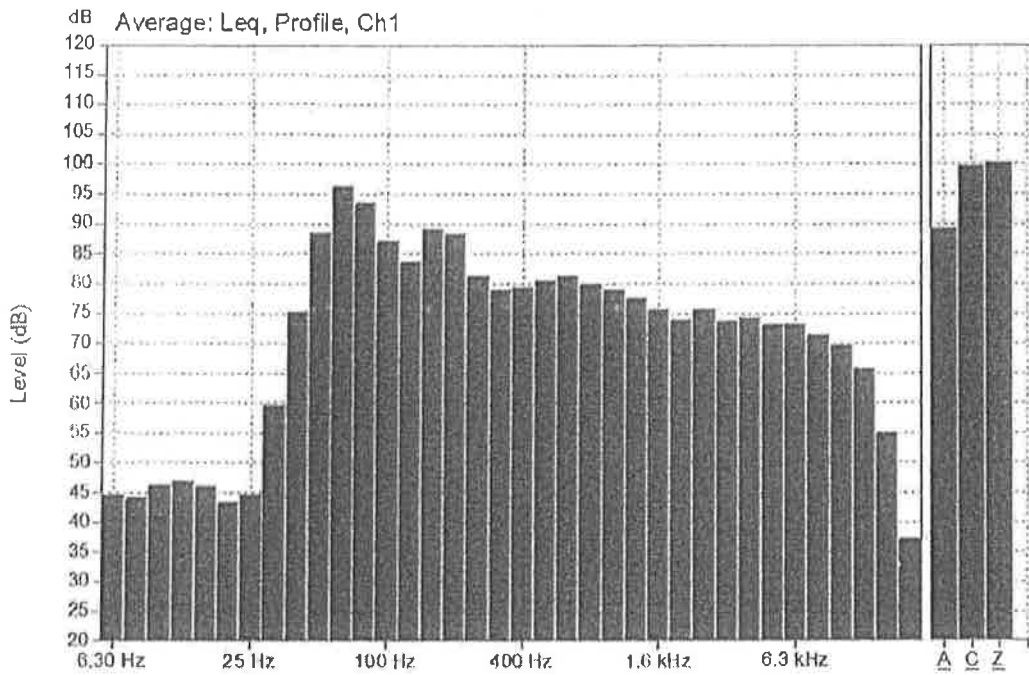
Thanet District Council
PO Box 9
Cecll Street
Margate
Kent
CT9 1XZ

01843 577000
www.thanet.gov.uk

Measurement within Clique Bar



SLM reading BST



Date: 23 September 2011
Our Ref: WK/201135897
Your Ref: LN/200800178



Mr. Florides
Licensee
Vista Bar
60 Harbour Parade
Ramsgate
Kent
CT11 8LN

Dear Mr. Florides

AMPLIFIED MUISC AT VISTA 60 HARBOUR PARADE RAMSGATE KENT

Thank you for attending at the Council Offices today.

On the evening of Friday 16th September last into the early hours of Saturday 17th September visits were made to Harbour Parade, Ramsgate by Council officers.

At approximately 12.30 a.m you were spoken to by Philip Bensted, Regulatory Services Manager and a Licensing Officer, about the level of recorded music from your premises and licence conditions. The doors were open so that the music could be heard from some considerable distance away. As a result of the conversation, music levels were reduced and the doors of your premises closed in order for you to comply with your licence conditions.

At approximately 1.45 a.m the same evening I received a complaint about your premises. At 2.30 a.m I witnessed the level of noise from recorded music from your premises, which was again too loud. The doors were open. I spoke to you and noise levels were reduced.

There are a number of conditions attached to your licence that were not being complied with. Namely, recorded music should cease at 2 a.m on Friday nights, doors and windows should be shut except for access and egress.

In addition, if anything other than background music levels are to be played then this should be directed through a sound limiting device, to be installed and set by a qualified engineer, levels to be agreed by Environmental Health. Please contact this office to arrange a site visit so that these levels can be set. You will need to ensure that a qualified sound engineer is present during this visit. Please contact me on 01843 577400 to arrange.

Continued.....



INVESTOR IN PEOPLE

Thanet District Council
PO Box 9
Cecil Street
Margate
Kent
CT9 1XZ

01843 577000
www.thanet.gov.uk

I have taken into consideration the letter dated the 16th May 2011 sent to you about loud music, and the events of the 16th/17th September, together with your explanation. No further warnings will be given to you and are duly advised that should there be witnessed any further problems with your premises a review will be brought under the 2003 Licensing Act.

Any review could lead to hours being reduced at the premises, suspension or revocation of the licence. This was explained to you at our meeting, should you require further advice you may wish to speak to a Solicitor.

Yours sincerely

Zoe Fennell
Environmental Protection Officer
01843 [REDACTED]
[REDACTED]

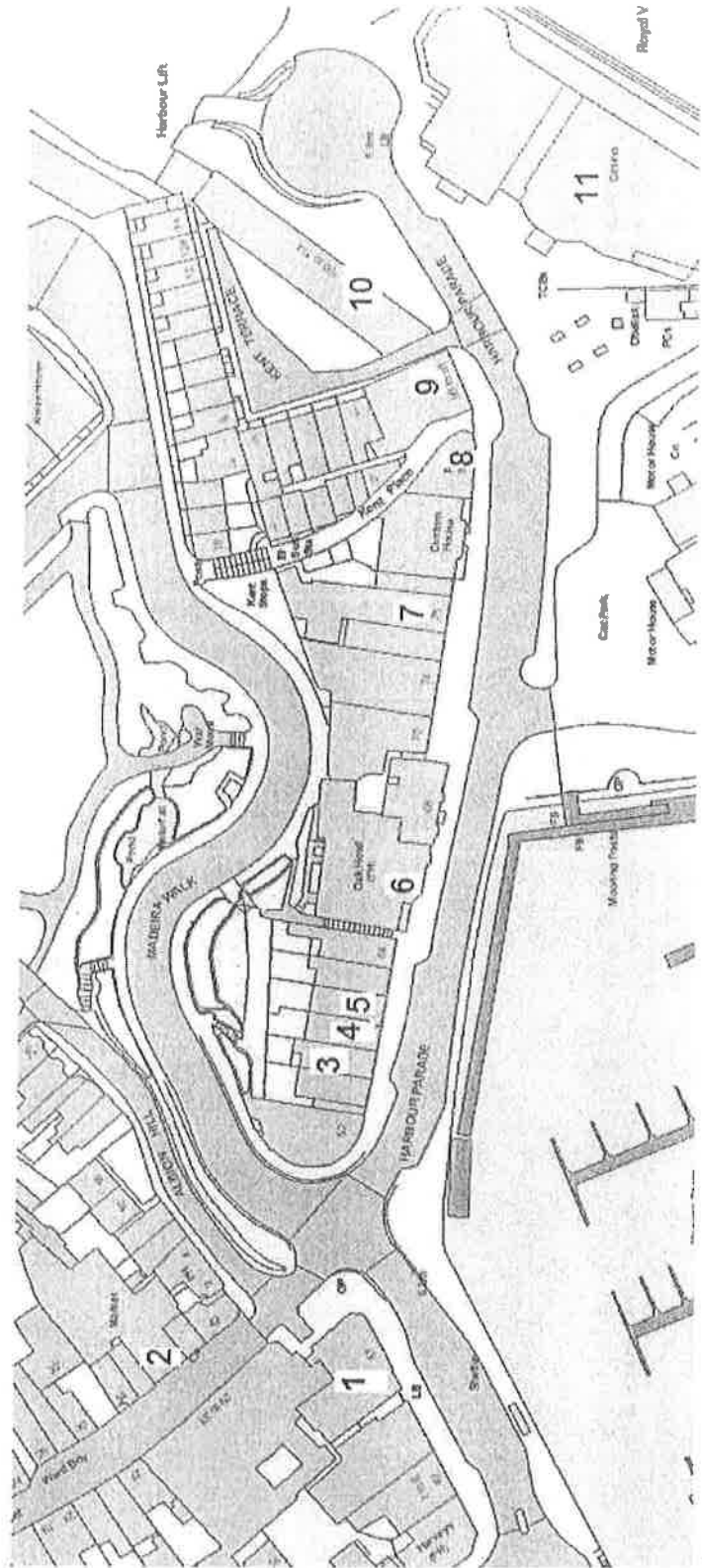


INVESTOR IN PEOPLE

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Closing times



- | | | | |
|---------------|--|-------------------|--|
| 1. The Royal | 4:30am daily | 6. Oak Hotel | 1:30am |
| 2. The Goose | Sun-Wed 12:30am Thurs - Sat 2:30am | 7. Queens Head | Mon - Sat 1:30am & Sun 12:30am |
| 3. Miles Café | Sun - Wed 2am | 8. The Waterfront | Sun-Wed 2am, Thurs 3am & Fri / Sat 4am |
| 4. Clique Bar | Mon -Wed 1:30am, Thurs-Sat 3:30am & Sun 1:30am | 9. Bench Wine Bar | Sun-Thurs Midnight, Fri / Sat 2am |
| 5. Enoteca | 2:30am | 10. Wetherspoons | Sun - Wed 12:30am, Thurs - Sat 1:30am |

Objection to the application for a premises license

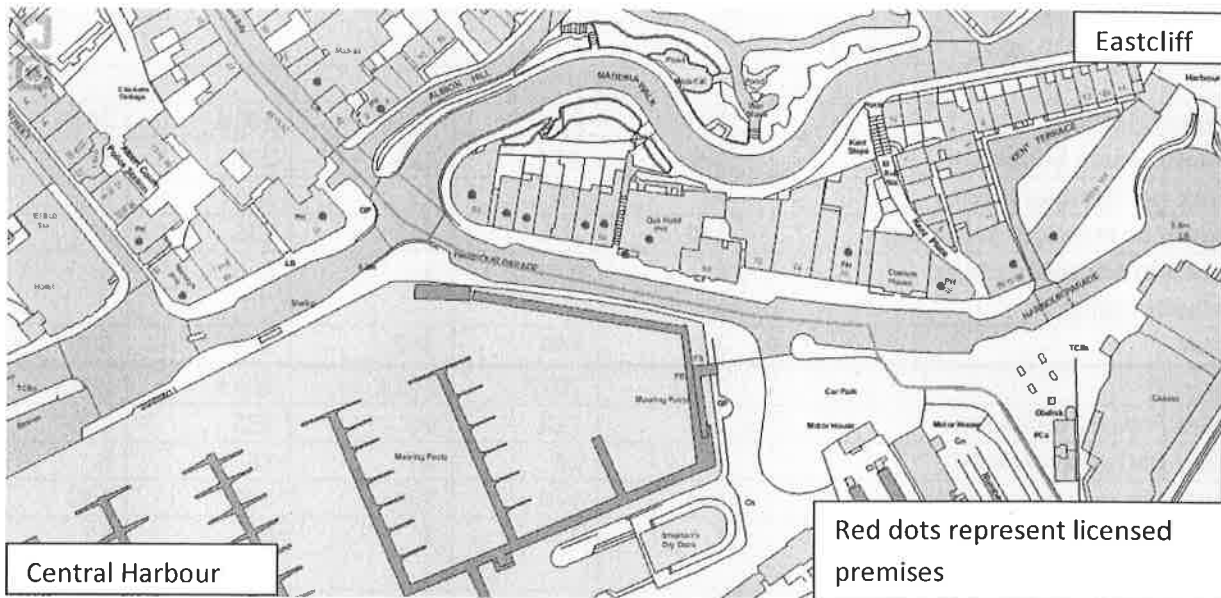
(Licensing Act 2003)

Application ref:

Context:

An application has been made by 'Rokka' licensed premises (64 Harbour Parade, Ramsgate) to request that the licensing committee consider extending their current opening hours to 4:00am. Their application also requests to extend their ability to play amplified and live music and sell alcohol until 3:45am on a Thursday, Friday and Saturday. Their current closing time is 3:30am and the sale of alcohol and music currently ceases at 3:00am. It is the view of the Community Safety Unit that to further extend this license will set a precedent for other premises and have a negative impact upon residents of Ramsgate.

The below map depicts the two wards and close proximity of licensed premises within the Central Harbour and Eastcliff wards that form the Ramsgate Night Time Economy.



Summary:

Following consultation with other council departments and Kent Police, it is felt that this extension is contrary to licensing objectives, as set out in Section 4(2)(a)-(c) Licensing Act 2003, namely the:

- Prevention of crime and disorder
- Public safety
- The prevention of public nuisance

Whilst it is recognised that the wider impact on residents cannot directly be attributed to one premise, but endemic of having a busy Night Time Economy. What can be demonstrated is the cumulative impact of a number of licensed premises extending their opening hours, duration of alcohol consumption and the considerable impact this will have, which we feel members will need to consider when making an informed decision.

This report is submitted on consideration of anticipated outcomes. Officers and members have a duty to consider the perception and impact on Thanet residents when making binding decisions such as these.

Perceived impacts:

1. Increased violent crime and Anti Social Behaviour

The wards of Central Harbour and Eastcliff suffer from high crime and anti social behaviour. The ward of Eastcliff, which this premise is situated is the third highest ward for violent crime¹. This ward is also the third highest ward for Anti Social Behaviour and nuisance², and of these high levels of nuisance, a high percentage is drunk rowdy behaviour.

- **Concern: Extending the hours the economy operates, will also increase the potential for an increase in alcohol related disorder and violent crime**

During the weekend, from 6pm Friday to 6am Monday, across England and Wales, 70% of violent crimes are alcohol related and alcohol related crimes are more likely to be incidents between strangers (64%)³.

Furthermore, as the night progresses the proportion of violence related incidents increases from 23% before 6pm to 84% after midnight⁴.

Kent Police Data					
Central Harbour	2011	2012	2013	2014	2015
Drunk/rowdy behaviour	106	108	135	220	190
Noisy party/rave/event	31	26	13	18	7
Rowdy or nuisance gathering	154	204	216	125	201
Rubbish/discarded drugs paraphernalia	4	6	3	9	8
Total	295	344	367	372	406
Eastcliff	2011	2012	2013	2014	2015
Drunk/rowdy behaviour	122	118	96	135	156
Noisy party/rave/event	23	22	25	15	8
Rowdy or nuisance gathering	184	178	139	132	130
Rubbish/discarded drugs paraphernalia	7	3	3	8	11
Total	336	321	263	290	305
Overall total	631	665	630	662	711

The table above shows all calls to Police to the Central Harbour and Eastcliff ward over the past 5 years. Whilst it is recognised that the majority of the pubs and clubs in Ramsgate are in close vicinity and the source of the nuisance cannot be directly identified, it can be demonstrated that as the night time economy has grown, the amount of nuisance occurring has grown with it.

¹ Kent Connect, 'Thanet crime data' (<https://portals.kentconnects.gov.uk>, November 2015)
<https://portals.kentconnects.gov.uk/acl_users/credentials_cookie_auth/require_login?came_from=https%3A//portals.kentconnects.gov.uk/>
accessed 3rd July 2016

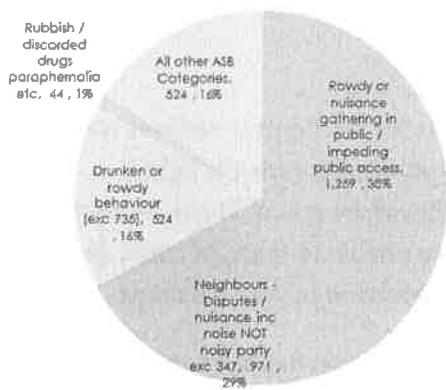
² IBID

³ Internet memory foundation, '5 Facts About Alcohol Related Violence' ([Nationalarchives.gov.uk](http://webarchive.nationalarchives.gov.uk/20160105160709/http://www.ons.gov.uk/ons/rel/crime-stats/crime-statistics/focus-on-violent-crime-and-sexual-offences--2013-14/sty-facts-about-alcohol-related-violence.html), 12th February 2015)
<<http://webarchive.nationalarchives.gov.uk/20160105160709/http://www.ons.gov.uk/ons/rel/crime-stats/crime-statistics/focus-on-violent-crime-and-sexual-offences--2013-14/sty-facts-about-alcohol-related-violence.html>> accessed 1 July 2016

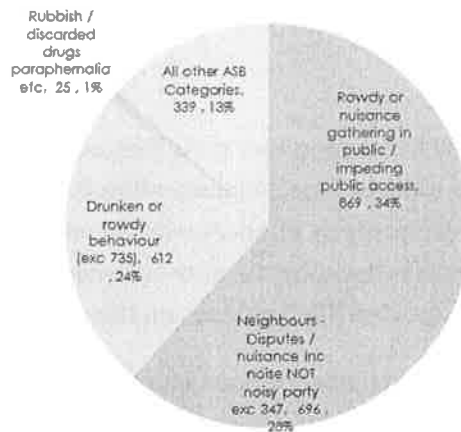
⁴ IBID

Drunk and rowdy behaviour and rowdy or nuisance groups also make up two of the biggest proportions of police calls for the two wards:

Central Harbour



Eastcliff



And the two wards also have a disproportionate amount of calls with regards to drunk and rowdy behaviour and rowdy groups when compared to other wards:

Ward	Ward Population	ASB rate per 1000 for 2011		Visual Indicator
		ASB Total	ASB 2015	
Birchington North	3,860	69	18	●
Kingsgate	2,220	60	27	●
Cliffsend and Pegwell	4,800	142	30	●
Garlinge	4,880	209	43	●
Cliftonville East	6,270	282	45	●
Beacon Road	4,880	234	48	●
Nethercourt	4,830	235	49	●
Thanet Villages	7,010	349	50	●
Birchington South	6,310	363	58	●
St.Peters	7,130	445	62	●
Viking	7,270	474	65	●
Sir Moses Montefiore	5,150	400	78	●
Newington	5,270	470	89	●
Salmestone	5,720	523	91	●
Northwood	6,570	673	102	●
Bradstowe	4,200	463	110	●
Westgate-on-Sea	7,210	801	111	●
Westbrook	4,310	485	113	●
Dane Valley	7,950	946	119	●
Eastcliff	8,400	1565	186	●
Central Harbour	8,450	2230	264	●
Cliftonville West	9,960	2657	267	●
Margate Central	5,800	3089	533	●

➤ **Concern:** Extending the operating hours will further stretch already limited public services, at peak times.

Consideration needs to be given to whether resources such as Police, Ambulance and Waste and Recycling have the capacity to support an increase to Night time Economy operating hours.

2. Increased nuisance and Drunk and Rowdy Behaviour

Reports of drunk and rowdy behaviour in Central Harbour and Eastcliff, have more than doubled between 2011 and 2014, which could be attributed to the increase in bar and clubs. At the same time, Police resources have **not** seen similar increases. Friday and Saturday evenings / early hours are peak times for people requesting Police attendance.

CCTV Evidence

Incidents recorded by CCTV operators show that out of 237 recorded incidents for the Central Harbour ward, 116 of those related to night time economy related disturbances. These disturbances are mainly fights, assaults or drunk and disorderly offences with the majority having to be dealt with by police. These incidents are called in, on a regular basis, by the door supervision staff showing they are unable to manage crime and disorder, and do not monitor their patrons on their route home through the town and residential areas.

Whilst provision has been made for door supervision on Friday, Saturdays, no provision has been made for Thursday when requests have also been made to extend opening hours.

- **Concern: No provision door supervision on Thursday evenings**
- **Concern: Increasing the Night Time Economy hours will increase the impact of nuisance to residential areas as patrons make their journey home without supervision, which may in turn place additional burdens on Police and Ambulance resources.**

3. Timings

Currently the closing times of premises in the Ramsgate Night Time Economy is staggered, meaning that people exit these premises which are in a close proximity, at different times. Research suggest that staggering closing times is an effective means to deal with the potential for alcohol related disorder, particularly when there are limited resources including Policing⁵ and also features in a number of Home Office good practice guidance publications⁶.

Currently Rokka closes at 3:30am and from CCTV records, the latest disturbance recorded with regards to the night time economy was at 4am as the patron was on their journey home. If opening hours were to be extended to 4am, that would push these last disturbances back to 4:30am, meaning the disturbances become closer to the time that some residents will be getting up and starting their journeys to work, especially commuters.

- **Concern: Increasing closing times and not keeping the current exit stagger, could impact on already limited resources and their ability to deal with nuisance and disorder.**

4. Increased rubbish, litter, bodily fluids and waste (and associated clearance costs)

Ramsgate Harbour is a high profile area for Thanet. It also has a disproportionate amount (per resident) of operational services, which directly respond to the Night Time Economy. Functions such as bin emptying, waste removal, broken glass removal, street cleansing of bodily fluids , (eg. vomit, blood, urine and excrement) are undertaken after each weekend.

⁵ Regulating the Night: Metropolitan Police, Wilkinson 2000

⁶ Good Practice in Managing the evening and Late Night Economy: A Literature Review from an Environmental Perspective, Accessed 02 July 2016: <http://webarchive.nationalarchives.gov.uk/20120919132719/www.communities.gov.uk/documents/communities/pdf/131197.pdf>

An increase in opening hours with the intention of increasing trade in the area means more foot fall. More foot fall requires more resource from street cleansing teams, including litter picking, use of mechanical sweepers, emptying bins more frequently, all of which have a resource and cost implication for operational services and specialist contractors (for example those who have to be contracted and paid to remove bodily fluids).

- **Concern:** It can be attributed that this is due to the night time economy and by extending the hours the economy operates, so will the cost and resource demand, for increased operational services.

5. Resident perception

Community Safety attend regular meetings with residents and hold a public consultation on residents perception. Litter, rubbish, groups, alcohol related nuisance are topics that are regularly raised.

- Can attract scavenging animals including rats and seagulls.
 - Food litter can make an area appear rundown and neglected.
 - Local people deserve to live in a clean and safe environment.
 - Visitors are less likely to want to return to Ramsgate if it is littered and dirty.
- **Concern:** Increase in Night Time Economy could have a negative impact on perceptions of Ramsgate, visitors and tourism.



**Thanet District Council
Part A
Premises Licence**

Premises licence number

LN/200800178

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
Clique Bar 58-60 Harbour Parade	
Post town Ramsgate, Kent	Post code CT11 8LN
Telephone number 01843 [REDACTED]	

Where the licence is time limited the dates
None

Licensable activities authorised by the licence
<ol style="list-style-type: none"> 1) Live music (indoors) 2) Recorded music (indoors) 3) Performances of dance (indoors), anything of a similar description (indoors), making music (indoors), dancing (indoors), entertainment of a similar description (indoors), supply of alcohol (on and off the premises) 4) Late night refreshment (indoors/outdoors)

The times the licence authorises the carrying out of licensable activities
<ol style="list-style-type: none"> 1) 7pm to 11pm daily. Extended to 1.30am Christmas Eve and New Year's Eve 2) Sun – Wed 9am to 1am. Thurs – Sat 9am to 2am. Bank Holiday Sundays and Mondays extended to 2am. New Year's Eve into New Year's Day until 3am 3) Mon – Wed 9am to 1am. Thurs – Sat 9am to 3am. Sundays 9am to 1am Bank holiday Sundays and Mondays extended to 3am. New Year's Eve into New Year's Day until 3am 4) Mon – Wed 11pm to 1.30am. Thurs – Sat 11pm to 3am. Sundays 11pm to 1.30am.

The opening hours of the premises

Mon – Wed 7am to 1.30am. Thurs – Sat 7am to 3.30am. Sundays 7am – 1.30am.
Bank holiday Sundays and Mondays extended to 3.30am. New Year's Eve into New
Year's Day until 3.30am

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

On and off subject to mandatory conditions

Part 2

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

Mr Andrew & Mrs Linda Florides
[REDACTED], Margate, Kent CT9 3JS
[REDACTED]

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

None

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

Mr Andrew Florides
[REDACTED], Margate, Kent CT9 3JS
[REDACTED]

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

LN/200500932

Thanet District Council

Issued on the 20 May 2015

To commence on the 13 June 2008

Regulatory Services Manager _____

P O Beston

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.

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

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

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

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

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

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

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

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-

social behaviour or to refer to the effects of drunkenness in any favourable manner;

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

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

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.

4. The responsible person must ensure that—

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

(i) beer or cider: ½ pint;

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

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

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

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.

Any Door Supervisor employed at the premises will be licensed under the Private Security Industry Act 2001.

Annex 2 – Conditions consistent with the operating Schedule

1. Live amplified music shall be played in the licensed area only and restricted to no more than two performers. There shall be no more than twelve live music events per calendar year (1st January to 31st December).
2. Only polycarbonate glasses will be used outside when major events are taking place in Ramsgate and when required by Police.
3. No speakers to be located externally at the premises.
4. Speakers should be permanently fixed and not be positioned near to openings such as doors or windows. The position of speakers to be agreed with Environmental Health.
5. Doors and windows to be kept closed during regulated entertainment, except for access and egress, and all other doors should be fitted with door closures.
6. Signs advising patrons and staff to be quiet when leaving premises should be displayed.
7. All music (recorded and live) shall be played through the noise limiter at the site. The noise limiter shall be in a locked enclosure only accessed by the licence holder. The licence holder shall ensure that the noise limiter is maintained to the manufacturer's specification and ensure that there is no drift in noise levels previously agreed by Environmental Health.
8. CCTV shall be installed, maintained and working with a thirty day rolling record function. Recordings shall be made and available upon request to the Police and TDC Licensing Officers.
9. There shall be two SIA licensed door staff on Thursdays, Fridays and Saturdays (to include Sundays where the following Monday is a Bank holiday and New Year's Eve) from 10pm to 3.30am.

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

None

Annex 4 – Plans

Plans considered March 2015

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 £25 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.