



Date: 05/06/2017
Ask For: Emily Kennedy
Direct Dial: (01843) 577046
Email: emily.kennedy@thanet.gov.uk

LICENSING SUB COMMITTEE

13 JUNE 2017

A meeting of the Licensing Sub Committee will be held at **10.30 am on Tuesday, 13 June 2017** in the Council Chamber, Council Offices, Cecil Street, Margate, Kent.

Membership:

Councillors: Rogers, M Saunders and Crow-Brown

A G E N D A

Item
No

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 VARIATION OF PREMISES LICENCE - CARLTON CINEMA, 29 ST MILDRED'S ROAD, WESTGATE** (Pages 3 - 42)

Declaration of Interests Form

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**APPLICATION FOR VARIATION OF PREMISES LICENCE –
CARLTON CINEMA 29 ST MILDRED’S ROAD
WESTGATE**

Licensing Sub-Committee – 13th June 2017 at 10.30 a.m

Report Author **Philip Bensted Regulatory Services Manager**

Portfolio Holder **Cllr Lin Fairbrass Community Services**

Status **For Decision**

Classification: **Unrestricted**

Ward: **Westgate-on-Sea**

Executive Summary:

To consider this application for variation of a premises licence by the Carlton Cinema 29 St. Mildred’s Road Westgate in the light of representations received.

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,</p>

	gender reassignment, religion or belief and pregnancy & maternity. Only aim (i) of the Duty applies to Marriage & civil partnership.
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1.0 Introduction and Background

- 1.1 Application has been made by Adam William Wojtek Cunard for variation of a premises licence as described in the application at Annex 1.
- 1.2 The application showing the proposed variation is appended at Annex 1.
- 1.3 These premises were granted a premises licence in October 2012 which remains in force. This licence was last varied in December 2012. A copy of that licence and conditions are appended at Annex 2. The designated premises supervisor is Adam William Wojtek Cunard.

2.0 General Points

- 2.1 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. Twenty public objections have been received which are appended at Annex 3. One public letter of support has also been received which is appended at Annex 4. Westgate –on-Sea Town Council have lodged an objection which is appended at Annex 5.
- 2.2 The applicant is further required to give notice of the application to responsible authorities. Kent Police and 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 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 21st May.

3.0 Options

- 3.1 Grant the application with conditions consistent with the application.
- 3.2 Grant the application with different conditions.
- 3.3 Refuse the application.

Agenda Item 4

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>	Application to vary premises licence
<i>Annex 2</i>	Premises licence
<i>Annex 3</i>	Public representations
<i>Annex 4</i>	Public letter of support
<i>Annex 5</i>	Town Council objection

Background Papers

Title	Details of where to access copy
N/A	

Corporate Consultation

Finance	N/A
Legal	N/A

Agenda Item 4 Annex 1

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

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

In order to cater for special releases of films or special direct feed broadcasts e.g. from theatres, opera houses etc. the opening hours for the exhibition of films or such broadcasts shall on Thursday's and in the alternative on Wednesday's, but not both in the same week, from 09:00 to 03:00 provided that such additional hours shall be limited to 12 occasions in any calendar year.

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:

Agenda Item 4

Annex 1

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment (Please see guidance note 3) 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

Agenda Item 4 Annex 1

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	09:00	01:00	<u>Please give further details here</u> (please read guidance note 5)		
Tue	09:00	01:00			
Wed	09:00	01:00	<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6) New Year's Eve Extended to 2am, Sunday's prior to Bank Holiday Monday's extended to 1am		
Thur	09:00	01:00			
Fri	09:00	01:00	<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7) On Thursday or alternatively on a Wednesday but not in the same week from 09:00 to 03:00 provided that there shall be no special showings and implementation of such hours on more than 12 occasions in any calendar year.		
Sat	09:00	01:00			
Sun	09:00	00:00			

Agenda Item 4 Annex 1

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6) New Year's Eve Extended to 2am, Sunday's prior to Bank Holiday Monday's extended to 1am
Day	Start	Finish	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 7) On Thursday or alternatively on a Wednesday but not in the same week from 09:00 to 03:00 provided that there shall be no special showings and implementation of such hours on more than 12 occasions in any calendar year.
Mon	09:00	01:00	
Tue	09:00	01:00	
Wed	09:00	01:00	
Thur	09:00	01:00	
Fri	09:00	01:00	
Sat	09:00	01:00	
Sun	09:00	12:00	

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.

Agenda Item 4

Annex 1

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 11)

The premises are already licensed until 1am as a cinema with an ancillary bar facility. The extension is sought on 12 limited occasions per annum, usually on a Thursday but occasionally due to the film release details, it may be on a Wednesday, but there would not be Wednesday and Thursday consecutively in any week. All the existing measures for control and supervision will remain.

b) The prevention of crime and disorder

The premises are already licensed until 1am as a cinema with an ancillary bar facility. The extension is sought on 12 limited occasions per annum, usually on a Thursday but occasionally due to the film release details, it may be on a Wednesday, but there would not be Wednesday and Thursday consecutively in any week. All the existing measures for control and supervision will remain.

c) Public safety

The premises are already licensed until 1am as a cinema with an ancillary bar facility. The extension is sought on 12 limited occasions per annum, usually on a Thursday but occasionally due to the film release details, it may be on a Wednesday, but there would not be Wednesday and Thursday consecutively in any week. All the existing measures for control and supervision will remain.

d) The prevention of public nuisance

The staff will be on hand to supervise the exit of patrons from the auditorium and to encourage them to disperse quietly from the street.

e) The protection of children from harm

The usual measures to supervise underage either for the sale of alcohol or for the viewing of certificated films will apply.



**Thanet District Council
Part A
Premises Licence**

Premises licence number

LN/201200894

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description

Carlton Cinema
29 St Mildreds Road

Post town

Westgate on Sea, Kent

Post code

CT8 8RE

Telephone number

01843 [REDACTED]

Where the licence is time limited the dates

None

Licensable activities authorised by the licence

- 1) Plays (indoors), live music (indoors), recorded music (indoors), performances of dance (indoors), anything of a similar description (indoors), making music (indoors), dancing (indoors),
- 2) Films (indoors),
- 3) Late night refreshment (indoors)
- 4) Supply of alcohol (on the premises)

The times the licence authorises the carrying out of licensable activities

- 1) Mon - Sat 9am to 1am, Sundays 9am to midnight, New Years Eve extended to 2 am, Saturdays & Sundays prior to Bank Holiday Mondays extended to 1am
- 2) Mon - Sat 9am to 1am, Sundays 9am to midnight, New Years Eve extended to 2am, Sundays prior to Bank Holiday Mondays extended to 1am
- 3) Mon - Sat 11pm to 1.30am, Sundays 11pm to 12.30am, New Years Eve extended to 2am, Saturdays & Sundays prior to Bank Holiday Mondays extended to 1am
- 4) Mon - Sat 11am to 1am, Sundays 11am to midnight, New Years Eve extended to 2am, Saturdays & Sundays prior to Bank Holiday Mondays extended to 1am

Agenda Item 4

Annex 2

The opening hours of the premises

Mon - Sat 9am to 1.30am, Sundays 9am to 12.30am, New Years Eve extended to 2.30am, Saturdays & Sundays prior to Bank Holiday Mondays extended to 1.30am

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

On the premises only

Part 2

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

Mr Adam William Wojtek Cunard
Canada Grove, Bognor Regis PO21 1DW
01843

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

Not Applicable

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

Mr Adam William Wojtek Cunard
Canada Grove, Bognor Regis PO21 1DW
01843

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

5616

Arun District Council

Issued on the 29 January 2013

To commence on the 12 October 2012

Regulatory Services Manager _____

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.

Films

The admission of children (persons under 18 years) to the exhibition of any film is restricted in accordance with any recommendation of the British Board of Film Classification (BBFC) or the Licensing Authority.

Where a film exhibition has not been classified, the licence holder will certify to the Licensing Authority that an assessment of the suitability of the film for exhibition to children, in accordance with the BBFC Guidelines has been carried out, and that this has been confirmed by the Licensing Authority, in writing, prior to public viewing.

1.—(1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—

(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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(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;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) 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.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

4.—(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

5. The responsible person shall 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: half pint;

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

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

b) customers are made aware of the availability of these measures.

Annex 2 – Conditions consistent with the operating Schedule

1. The premises will operate as a cinema (including occasional functions in the large auditorium) with ancillary bars.

2. Customers shall not be permitted to take any form of liquid refreshment whether alcohol or soft drinks into the auditorium other than in plastic glasses or containers. This restriction shall not apply during corporate and/or pre-booked events to which the general public are not admitted.

3. There will be a CCTV camera located at the entrance to the covered arcade.

4. CCTV to be fitted to a standard agreed to by the Police that complies with The CCTV Code of Practice (2008) edition produced by the Information Commissioners Office.

5. The CCTV system will be maintained and serviced on a regular basis and records kept to that effect.

6. CCTV shall be operational at all times that members of the public and/or staff are on the premises.

7. Images will be retained for a period of at least 28 days by whatever means the licence holder deems appropriate.

8. The Police or Local Authority will have access to these images at any reasonable time.

9. The Police or Local Authority will be allowed to take a recording by way of tape, CD Rom or any other means immediately on the request being made.

10. Staff will be fully trained in the CCTV system and there will be at least one member of staff on duty during trading hours who is able to provide a viewing of any incident at the request of the Police or Local Authority.

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

None

Annex 4 - Plans

Plans considered December 2012

Westgate Bay Avenue
Westgate-on-Sea, Kent CT8 8NY

2 May 2017

Dear Sirs,

I am writing to strongly object to the appeal concerning the extended opening hours for the Carlton Cinema.

We currently suffer from people returning from the cinema at around 11 pm with talking, laughing and banging doors. This would be intolerable at 3am, particularly as the clientele would be, almost certainly, younger and even more rowdy.

The problems mentioned are exacerbated at night time and the noises will be coming up to my front bedroom window.

THANET DISTRICT COUNCIL MAIL CENTRE		
ATTENTION	05 MAY 2017	FILE/NO

Yours Faithfully
Mrs E.C. [Redacted]
[Redacted]




RESORT

[REDACTED]
Sivanhoe rd
Westgate on sea
CT8 8NP

Dear Sir

2/5/17

My husband and I would like to protest against the extended licence application lodged by the Carlton cinema as we both work and feel the noise caused by door slamming will interrupt our sleep.

 T. PINN

[REDACTED]
South Wales, United Kingdom, [REDACTED]

T: +44 (0) 1633 [REDACTED]


F: +44 (0) 1633 [REDACTED]

[REDACTED]
REF/LN/LN 201200894

REF/LN/LN/201200894

Ivanhoe Road
Westgate-on-Sea
Kent
CT8 8NP

~~30th March 2017~~

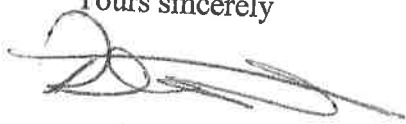
5th May 2017


Dear Sirs,

We understand from a public notice that the Carlton Cinema wishes to extend It's operating time to 3am. We wish to object to this proposal on the grounds of noise and sleep disturbance.

The current 11pm closing time can be noisy at times, but we have put up with this for many years along with the rubbish thrown down in our street. We would however strongly oppose any possibility of this situation occurring in the middle of the night.

Yours sincerely



Mr & Mrs R D 

REF LN/LN/201200894

Agenda Item 4
Annex 3

Westgate Cinema
C 188 NP

3.MAY.17

Sir

Re. Opening times at Carlton Cinema.

I appreciate having a Cinema in Westgate and realise the public have to park in Ivandoe Rd. I have no objection to this when the Cinema closes at 11. pm.

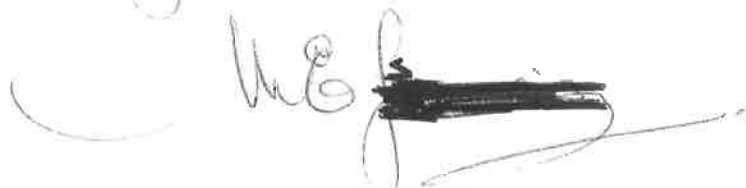
However, I strongly object to films being shown up to 3.00 a.m.

The Cars will definitely disturb any sleep at that time of morning with engines starting up, banging of doors and possibly people talking.

It has to be considered that there are several elderly folk living on this road.

Please be consider how plan.

Yours faithfully,



~~1/4/17~~
AR
4/MAY/17 ~~AR~~ IVONHOE RD
CT88NP
TO LICENSE DEPT

MY WIFE AND I
STRONGLY OPPOSE THE
CARLTON CINEMAS
APPLICATION FOR EXTENDED
LICENCE - BECAUSE OF
EARLY MORNING TRAFFIC
NOISE, I.E. CAR DOOR
SLAMMING AND VOICES
ETC ETC

AR ~~XXXXXXXXXX~~
MR A ~~XXXXXXXXXX~~

REF/LN/LN 201200894

REF/LN/LN/201 200 80/4

The Planners,
Thanet District CouncilIvanhoe Road
Westgate-on-Sea
Kent CT8 8NP.~~3 April 2017~~5 May 2017 *Judy*

Sirs,

Re: Carlton Cinema, Westgate-on-Sea.

I wish to register my strong objection to the Carlton's request/application to be permitted to show films from midnight to 3am on occasions of their own choosing.

Their patrons who emerge at 10-11 pm are largely not quiet, there is often much slamming of car doors + calling out between their cars. I have no reason to believe people coming out later will be any more or less considerate to local residents.

The Carlton is an excellent amenity which brings people into Westgate, thus I can content to tolerate the noise + the rubbish which comes from their customers. However, the establishment is not located in such as an out-of-town retail centre - it is an area shared between small local shops and local residents.

The Carlton is managing to be very vague about how often they will want to have late-night viewings - very worrying to the local residents. If permission is given they will be able to drive the local residents mad any time they wish!

I trust you will give full consideration to my objections, and thank you for your attention.

~~Judy M.~~Judy M. ~~Judy M.~~ (Mrs)

~~██████████~~ WELLINGTON CS
69887W

~~2/4/20~~
CARLTON CINEMA
PLEASE DO NOT
EXTEND THE LICENSE
TO 3 AM I MOST
HAVE UNDISTURBED
SLEEP 1 AM 91

~~██████████~~
~~██████████~~
M. J.

REF LN/LN/201200894
AMENDED BY

M. J. ~~██████████~~
~~██████████~~

Wellington Close, Westgate on Sea, Kent, CT8 8RW

REF/LN/LN 201200894

4th MAY
30 March 2017



Thanet District Council
Licencing Department
P O Box 9
Cecil Square
Margate, Kent

Dear Sir or Madam

Carlton Cinema, Westgate on Sea – extension to licenced hours

It has come to my attention that the Carlton Cinema wishes to extend its licenced hours for late night viewings, extending into the early hours.

As someone who lives very close to the Carlton, I would like to bring my concerns to your attention.

My main objection is regarding the parking and the noise at late hours, which will cause disruption to the local residents. The coming and going of vehicles and people between midnight and 3 am will create a lot of noise affecting the sleep of residents in the surrounding area.

It is mainly elderly people who live in Wellington Close. Already people who attend the Carlton, park both sides in my street, which is a very narrow cul-de-sac, and block the roadway – this could prove a problem for emergency services and has done so in the past.

~~If such screenings were to be very 'infrequent', then one would put up with it, as the Carlton Cinema is a useful facility for Westgate. However, it could well be that 'infrequent' becomes 'frequent' and that this is the 'thin end of the wedge'.~~

Amended

For these reasons, I wish to object to the extension of the licenced hours.



Yours faithfully



Rodney [REDACTED]

REF/LN/LN 201200894 West Gate

Dear Sir or Madam

CT 17 HR W.
4/5/17

I am very concerned about the notice you have put at the entrance men about the licence for a 3 AM club which we are very concerned about the noise we are going to have so please give it great thought before you grant it

Thanks

Sean

REF/WX/LN 201200894

4/5/17

~~14/17~~ WELLINGTON
CT88RW

TO LICENSING DEPT
THANET COUNCIL

REF CARLTON CINEMA
EXTENDED LICENCE TIME

I OBJECT TO THIS
EXTENSION.

BECAUSE OF THE
EARLY MORNING NOISE
THAT WILL DISTURB
MY SLEEP



~~XXXXXXXXXX~~

REF/LN/LN 201200894 Westgate-on-sea
Kent. CT8 8RW

~~3rd April~~ 2017

4 MAY

To whomever it may concern,

It has been brought to my attention that Carlton Cinema in Westgate wants to extend their licence till 3am on an infrequent basis.

I wish to oppose this.

We have terrible trouble as it is with people coming back to their cars in our close laughing, shouting talking loudly and banging car doors. This at the moment is bad enough but 3am in the morning will not be a pleasant experience for myself and my husband as we work shift

REF/LN/LN 20/200894

Annex 3
WESTGATE-on-SEA
CT8 8R3

Your Ref - Thanet district council
Our Ref - MRS M.A. [REDACTED]

~~02-07~~
04-05-17
[Signature]

Dear Sir & Madam

Is it true that Carlton Cinema, Westgate-on-Sea, but want to extend their liquor license till 3am, if so I would like to object? The reason it's bad enough with Carlton Cinema customers parking in Wellington Close and making a lot of noise. Can you imagine people coming down Wellington Close in the middle of the night to get their cars, arguing, swearing, being sick and going to the toilet in the gardens in Wellington Close.

Yours sincerely

[Signature]

(MRS M.A. [REDACTED])

REF/LN/LN 201200894

~~Wilmington Close~~

Westgate-on-Sea

Kent CT8 8RW

~~30th March~~ 2017

4th MAY (L)

Thanet District Council
Margate.

FOR THE ATTENTION OF THANET DISTRICT COUNCIL

Dear Sir,

It has recently come to my attention that there are plans to extend the hours of opening of the Carlton Cinema, Westgate-on-Sea, Kent to 3am.

I find this to be totally unacceptable. I live in the vicinity of the cinema and my road is used by cinema-goers. The noise and anti-social behaviour at this time of morning would cause me much distress.

There is already a problem here with cars from people using the cinema.

I sincerely hope that this matter is refused on these grounds.

Yours faithfully

~~_____~~

~~██████████~~ WESTGATE BAY AVE

CT8 ~~██████████~~ NY

REF / LN/LN/201200894

2/5/17

THE LICENSING OFFICER
T.D.C.

DEAR SIR/MADAM

MY WIFE AND I

STRONGLY OBJECT TO THE CARLTON
CINEMA BEING GRANTED PERMISSION
TO STAY OPEN TO 3 AM IN THE
MORNING, FOR THE FOLLOWING
REASONS, CAR DOOR SLAMING -
PEOPLE SHOUTING - GENERAL NOISANCE
UNDER OUR BEDROOM WINDOW

THANK YOU

~~██████████~~ S.S. ~~██████████~~

MRS. M.C. ~~██████████~~

REF/LN/LN/261

200804

WESTGATE BAY AVE.
WESTGATE ON SEA
KENT CT8 8NY.

THANET DISTRICT COUNCIL 2/5/17

LICENSING DEPARTMENT ~~AD~~
~~AD~~

MY WIFE & I STRONGLY OBJECT TO
THE PROPOSED EXTENSION OF THE
OPENING HOURS OF THE CARLTON
CINEMA UNTIL 3-00AM BECAUSE OF
NOISE WHICH WOULD BE CREATED
BY PEOPLE LEAVING AFTER THE
PERFORMANCE.

BEING WOKEN AT THIS TIME IN
THE MORNING CAN AFFECT HEALTH

~~AD~~ ANTHONY C. ~~AD~~

~~AD~~ MARGARET D ~~AD~~

REF/LN/LN 201 200 894

Agenda Item 4
Annex 3

Westgate Bay Avenue
Westgate on Sea
Kent
CT8 8NY

~~31 March 2017~~
@ May 2017 s.walsh

Attention of the Licencing Department

Thanet District Council
P O Box 9
Cecil Square
Margate, Kent

Dear Sir/Madam

PROPOSED EXTENSION OF EXISTING LICENCE OF CARLTON CINEMA, WESTGATE

We are writing to express our concerns at the proposal of the Carlton Cinema to extend their existing licensing hours until 3 am for 'infrequent' midnight showings.

We realise that the Carlton Cinema is a great asset to Westgate and provides a very valuable and enjoyable service to the community.

However, as residents who live very close to the Carlton, we have grave concerns and feel that we have to object to this proposal on the following grounds:

- 1) The Carlton Cinema does not have a car park.
Its customers, many of whom arrive in cars, need to park in the adjacent streets, which are all residential. The late arrival and departure of vehicles, as well as pedestrians, leaving the cinema will mean excessive noise and disturbance at unsociable hours.

Currently, residents are already disturbed by car doors banging, shouting etc, with the current licencing hours, and this will only become worse.
- 2) The Carlton Cinema now has a licence to sell alcohol, and it is more than likely that the late night screenings could encourage unsociable drinking, and disruption, on leaving the cinema.
- 3) Litter, which is already a problem in the surrounding streets, will become worse as people will undoubtedly throw rubbish, bottles and cans indiscriminately.
- 4) Although the Carlton Cinema has stated that the screenings will be 'infrequent', this needs much further clarification as to the frequency of such events.

For the above reasons, we feel we have to object to the Carlton Cinema extension of hours.

Yours faithfully

Stephanie [Redacted]

Stephanie [Redacted]

[Handwritten Signature]
Paul [Redacted]

Paul [Redacted]

~~██████████~~ Westgate Bay Ave
CT88 10X

Carlton Cinema

I would like to express my opposition
to your proposed extended licensing hours
from 11:00 pm up to 3:00 am, due to
noise disturbance to local residents.

Janet ~~██████████~~

~~29/3/2017~~

J ~~██████████~~

4/5/2017

~~██████████~~

REF/LN/LN/201200894

~~1111~~ Westgate Bay Avenue
CT8 8NY

~~28 March 2017~~

Licensing Dept.
Thames District Council

4th May,

amended by ~~1111~~
~~2017~~

Dear Sirs

re: extended licensing hours
for Carlton Cinema

My wife and I strongly object to the extended licensing hours for the cinema.

Every evening cars are parked outside our property and the noise level at 11 pm is not good.

At 3 am it would be intolerable.

Yours faithfully

~~1111~~ (Mr)

~~1111~~ (Mrs)

REF/LN/LN/201 200 894

Agenda Item 4
Annex 3

Westgate Bay Avenue
Westgate-on-Sea
Kent
CT8 8NX

30th March 2017

4/5/2017

Dear Sirs,

Amend M. [REDACTED] (Mrs)

I understand from a public notice that the Carlton Cinema wishes to extend It's operating time to 3am. I wish to object to this proposal on the grounds of noise and sleep disturbance.

The current 11pm closing time can be noisy at times, but I have put up with this for many years along with the rubbish thrown down in the street. I would however strongly oppose any possibility of this situation occurring in the middle of the night.

Yours sincerely

M. [REDACTED] (Mrs)

Mrs M. [REDACTED]

**WESTGATE AND WESTBROOK RESIDENTS
ASSOCIATION**

THE BAKE HOUSE, ST. MILDREDS ROAD, WESTGATE-ON-SEA

THE CARLTON CINEMA, ST. MILDRED'S ROAD, WESTGATE-ON-SEA

Friday 5th May 2017
~~Sunday 2nd April 2017~~

Cllr. Mick Tomlinson
Nash Court Road,
Margate.
CT9 4DH

Dear Philip.

I am writing to you in my role as Chairman of the Westgate and Westbrook Residents Association. It has been brought to my notice by many concerned residents, living adjacent to, or living near to the Carlton Cinema in St. Mildred's Road, Westgate-on-Sea, about the application to extend the showing of films within the Cinema until 3.00 am in the morning.

Ivanhoe Road backs on to the Cinema, and the screen and sound equipment are based at the rear of the building and can be heard in the background on a quiet day/evening, to extend hours, I feel sure this could cause a public nuisance with car doors closing, people talking loudly and possibly anti-social behaviour.

I understand you will be receiving many objections in writing to this application in the next few days.

I would be grateful if you could advise on the progress of this application.

Yours

Cllr. Mick Tomlinson



Philip Bensted

From: David [REDACTED]
Sent: 16 May 2017 10:57
To: TDC Licensing
Cc: [REDACTED]@ttdc.co.uk; Cllr-[REDACTED]; Cllr-[REDACTED]
Subject: Application by Carlton cinema for extended licensing hours

I refer to the current application by Carlton Cinema Management at Westgate on Sea for occasional extended opening hours for which the closing date for objections is 21st May. I have NO Objections to the proposal BUT I do want to register my support for the Application. I have no pecuniary or other interest in the Cinema other than being a regular Customer since October 2013.

My wife and I moved to Thanet 4 years ago and decided to settle in Westgate on Sea. One of the factors in our decision to choose Westgate on Sea was the delightful Carlton Cinema and the variety of films on offer particularly the "transmitted performances" of Ballet Opera and Theatrical Events.

Since moving to Westgate we have been regular attenders at the regular film programme and the "transmitted events"-we both feel lucky to live in a pleasant community with the special bonus of "The Carlton".

The Cinema and its various programmes suit a variety of age groups from those of our own (pensioners) age to the very young -in fact, apart from the youth club at the Community Centre and the uniformed youth organisations, the Cinema is the most attractive social place for young people and has to be encouraged as an asset to the Community. I make that judgement as a Scout Leader for 30 years and the grandfather of 8 grandchildren who enjoy films as I do and who enjoy the cinema when they visit us here in Westgate. Despite being an elderly community I feel that the Carlton should be encouraged to take opportunities to present late night events for its customers for the sake, especially of the youngsters in Westgate.

I feel that the opposition to the proposed extended opening hours is extremely limited (to about 25 people) and has been misinformed by the petitioner who alleged that he and his wife's sleep patterns will be disrupted by "shouting and banging of car doors at 3AM" and "the exiting of people who would be drinking alcohol until 3AM in the Cinema"- based on that information alone and without consideration of the actual License Application for a limited trial of up to 12 events in a period of a year the Westgate on Sea Town Council made a decision to support the petitioner's objection on Monday 8th May.

.Despite having many younger customers attending films beyond 10PM I am not aware in 3 years in Westgate of any anti social actions associated with the Cinema or its clientele. I consider that the staff of the Carlton are punctilious in their alcohol sales policy and also encourage customers to ensure that they do not misbehave as they leave the Cinema. I feel that the objection that has been raised by Westgate on Sea TCouncil is ill founded and irrational as I do not consider that there is the likelihood of any public nuisance arising from the proposed late evening events. I consider that the objection should be therefore be set aside and the license approved by the Licensing Authority for an initial twelve month period.

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Philip Bensted

From: TDC Planning Services
Sent: 16 May 2017 15:05
To: Philip Bensted
Subject: FW: Variation to Licence Carlton Cinema

From: Julie Pilbeam [<mailto:townclerk@westgateonsea.gov.uk>]
Sent: 15 May 2017 18:49
To: TDC Planning Services
Subject: Variation to Licence Carlton Cinema

Dear sir/madam,

The Town Council wish to lodge an objection on behalf of residents to the variation to the licence and extended hours proposed by Carlton Cinema.

It is expected that these changes will cause a public nuisance to the nearby residential properties that are in close proximity to the venue, mainly housing elderly residents.

Kind Regards,

Julie

Julie Pilbeam
Town Clerk and Responsible Financial Officer
Westgate-on-Sea Town Council
Town Hall Buildings
31 St Mildreds Road
Westgate-on-Sea
Kent CT8 8RE

Tel : 01843 834252

Website: www.westgateonsea.gov.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 £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 Committee Services 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.