

Public Document Pack



Date: 13 October 2020
Ask For: James Clapson
Direct Dial: (01843) 577193200
Email: James.clapsonCharlotte.crowley@thanet.gov.uk

LICENSING SUB COMMITTEE

22 OCTOBER 2020

A meeting of the Licensing Sub Committee will be held at **10.00 am on Thursday, 22 October 2020**. This meeting will be held by video call, https://youtu.be/QT7_N0zt2EA

Membership:

Councillors: Ara, Scobie and Currie.

A G E N D A

Item No

1. **ELECTION OF CHAIRMAN**

2. **APOLOGIES FOR ABSENCE**

3. **DECLARATIONS OF INTEREST** (Pages 3 - 4)

To receive any declarations of interest. Members are advised to consider the advice contained within the Declaration of Interest advice attached to this Agenda. If a Member declares an interest, they should complete the [Declaration of Interest Form](#)

4. **APPLICATION FOR A PREMISES LICENCE - ROYSTON 1 CHANDOS ROAD, BROADSTAIRS** (Pages 5 - 30)

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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.

If you need to declare an interest then please complete the declaration of [interest form](#).

**APPLICATION FOR A PREMISES LICENCE
ROYSTON 1 CHANDOS ROAD BROADSTAIRS**

Meeting **22nd October 2020**

Report Author **Alison Brock, Licensing Officer**

Portfolio Holder **Cllr Steve Albon**

Status **For Decision**

Classification: **Unrestricted**

Ward:

Executive Summary:

To consider this application for a new premises licence in respect of Royston 1 Chandos Road Broadstairs in light of a representation received.

Recommendation(s):

The instructions of the Sub-Committee are requested.

CORPORATE IMPLICATIONS

Financial and Value for Money	<p>Costs associated with processing the application are taken from licensing fee income.</p> <p>The applicant or any other person (objector) may appeal the Committee's decision to Magistrates' Court within 21 days. Should this decision be appealed the Council will incur costs defending the appeal. Should the appeal be successful it could result in costs being awarded against the Council. Therefore all decisions should ensure that they are in line with the objectives of the Licensing Act 2003</p>
Legal	<p>Under the Licensing Act 2003 the Licensing Authority has a duty to exercise licensing control of relevant premises.</p> <p>The Licensing Sub-Committee is obliged to determine applications with a view to promoting the four licensing objectives.</p> <p>Any decision the Licensing Sub-Committee make should be made with regard to the Secretary of State's guidance made under Section 182 of the Licensing Act 2003 (revised in April 2017) as well as Thanet District Councils adopted Licensing Policy.</p> <p>Where any decision parts from either the Guidance or the Policy clear and cogent reasons must be given. Members should be aware that if such a departure is made the risk of appeal/challenge is increased. Similarly the risk of appeal/challenge is increased if any decision made is not evidence based and proportionate.</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 Conventions on Human Rights. The Licensing Sub-Committee must have proper regard to the rights of the</p>

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	<p>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> <p>The effective regulation of licensable activities and of premises at which licensable activities take place can assist in safeguarding children and vulnerable adults.</p> <p>Section 17 of the Crime and Disorder Act 1998 states: “Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those function on, and the need to do all that is reasonably can to prevent crime and disorder in its area”</p> <p>In considering this application the Licensing Sub-Committee will balance the competing Human Rights of the various parties including the right to respect for private and family life, the protection of property and the right to a fair hearing.</p> <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>
Corporate	<p>Corporate Priorities 1,2 & 3 and Values 1, 2 & 3 should be taken into account when determining the outcome of any application.</p> <p>Priority 1: A clean and welcoming environment Priority2: Supporting Neighbourhoods Priority 3: Promoting inward investment and job creation</p> <p>Value 1: Delivering value for money Value 2: Supporting the workforce Value 3: Promoting open communications</p>
Equality 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, sex, disability, race, sexual orientation, gender reassignment, religion or belief and pregnancy & maternity. Only aim (i) of the Duty applies to Marriage & civil partnership.</p> <p>In considering this application it is appropriate to consider the rights of both the applicant and other parties, such as “responsible authorities” and/or “other persons” (objectors). The procedure for determining licences has a prescribed format to ensure fair representation of the relevant facts by all parties.</p>

CORPORATE PRIORITIES (tick those relevant)✓	
Growth	
Environment	✓
Communities	✓

1.0 Introduction and Background

- 1.1 An application has been made by Mr Andrew Leslie Smith for a new premises licence at 1 Chandos Road Broadstairs.
- 1.2 The application and plan are attached at Annex 1.

2.0 The Current Situation

- 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 representations 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.

1 representation has been received and is at Annex 2a – Annex 2b is the Public Spaces Protection Order issued in 2017 supplied as evidence by the person submitting the representation.

The representation is in regard to noise disturbance and the opening hours.

- 2.2 The Environmental Health department have made no comments on this application but have made comments on the planning application.
- 2.3 The police have agreed some conditions and these are attached at Annex 3
- 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 Where a premises licence is granted mandatory conditions will apply under Sections 19- 21 of the Act. These refer to 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.

3.0 Options

- 3.1 Grant the application.
- 3.2 Grant the variation application with the agreed conditions.
- 3.3 Grant the application subject to such conditions as the authority considers appropriate for the promotion of the licensing objectives.
- 3.4 Reject the application.

Contact Officer:	<i>Alison Brock Licensing Officer</i>
Reporting to:	<i>Penny Button, Head of Safer Neighbourhoods</i>

Annex List

<i>Annex 1</i>	Copy of the Application and Plan
<i>Annex 2</i>	Copy of the Representation
<i>Annex 3</i>	Copy of the Police Conditions

Background Papers

Title	Details of where to access copy
Licensing Act 2003	https://www.legislation.gov.uk/ukpga/2003/17/contents
DCMS Guidance documents issued under Section 182 of the Licensing Act 2003 (as amended)	https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003
Thanet District Council Statement of Licensing Policy	https://www.thanet.gov.uk/media/3168621/licensing-document-2016.pdf

**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Mr Andrew Leslie Smith
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
1 Chandos Road			
Post town	Broadstairs, Kent	Postcode	CT10 1QP
Telephone number at premises (if any)		[REDACTED]	
Non-domestic rateable value of premises		£ Under £4,300	

Part 2 - Applicant details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) please complete section (B)
 - iii as an unincorporated association or please complete section (B)
 - iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

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- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)
Surname Smith			First names Andrew Leslie	
Date of birth [REDACTED]			I am 18 years old or over <input checked="" type="checkbox"/> Please tick yes	
Nationality British				
Current residential address if different from premises address		[REDACTED]		
Post town	Broadstairs, Kent		Postcode	CT10 2AE
Daytime contact telephone number		[REDACTED]		
E-mail address (optional)		[REDACTED]		

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)
Surname			First names	
Date of birth			I am 18 years old or <input type="checkbox"/> Please tick yes	

over			
Nationality			
Current postal address if different from premises address			
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
3	0	0
0	0	2
0	2	0

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)
Former bridal shop to be used for small micro pub, capacity not exceeding 59 persons

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23:00	23:30	<u>Please give further details here</u> (please read guidance note 4)		
Tue	23:00	23:30			
Wed	23:00	23:30	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	23:00	23:30			
Fri	23:00	23:30	<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 6)		
Sat	23:00	23:30			
Sun	23:00	23:30	New Years Eve until 01:00 (on 1 st January)		

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish			
Mon	10:00	23:00	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Tue	10:00	23:00			
Wed	10:00	23:00			
Thur	10:00	23:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) New Years Eve until 00:30 (on 1 st January)		
Fri	10:00	23:00			
Sat	10:00	23:00			
Sun	10:00	23:00			
			Both	<input checked="" type="checkbox"/>	

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Mr Andrew Leslie Smith	
Date of birth [REDACTED]	
Address [REDACTED] Broadstairs Kent	
Postcode	[REDACTED]
Personal licence number (if known)	
Issuing licensing authority (if known)	

K

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

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	07:00	23:30	
Tue	07:00	23:30	
Wed	07:00	23:30	
Thur	07:00	23:30	<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 6)
Fri	07:00	23:30	New Years Even 07:00 until 01:00 (on 1 st January)
Sat	07:00	23:30	
Sun	07:00	23:30	

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 10)

Former bridal shop, to be fitted out as a micro pub. Bench seating and stools upstairs. A mix of soft seating, poseur tables and stools downstairs. CCTV to be fitted throughout.

b) The prevention of crime and disorder

Premises are small, closely supervised, CCTV and unlikely to generate crime or disorder.

c) Public safety

All the usual risk assessments for fire, health & safety. No hot food served.

d) The prevention of public nuisance

Premises are small, closely supervised, CCTV and unlikely to generate crime or disorder.

e) The protection of children from harm

The premises will operate a strict Challenge 25 policy. A refusals book will be maintained. Only ID acceptable will be a photocard, principally but not exclusively driving licence and passport.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.

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Annex 1

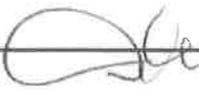
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	 J F Dillon

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Date	23/8/23
Capacity	Solicitor

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Jerome F Dillon Mackenzie Dillon Solicitors The Old Police Station 58/60 Gladstone Road			
Post town	Broadstairs, Kent	Postcode	CT10 2TA
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) [REDACTED]			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.

Existing and Proposed Floor Plans

Existing Lower Ground Floor



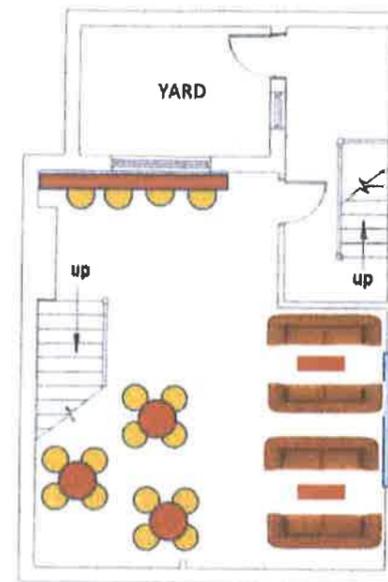
Scale 1:100

Existing Ground Floor

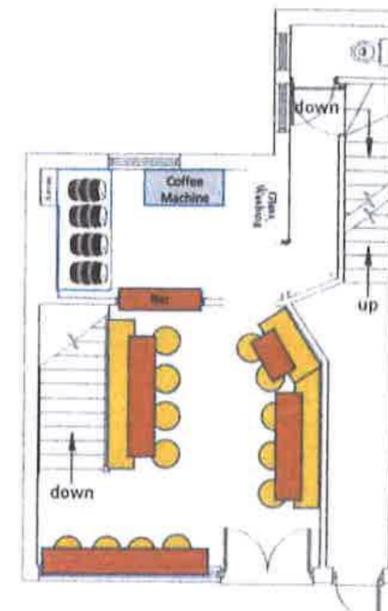


Scale 1:100

Proposed Lower Ground Floor



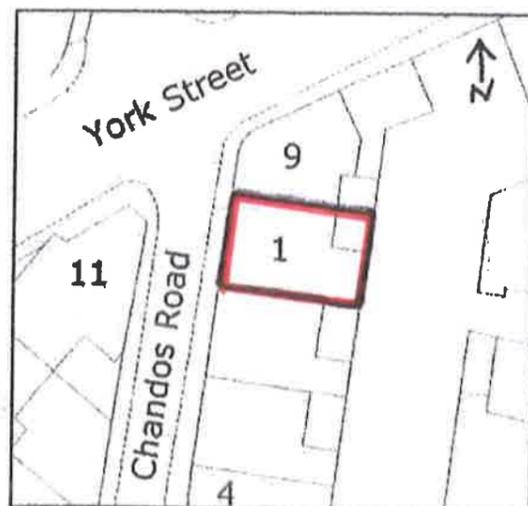
Proposed Ground Floor



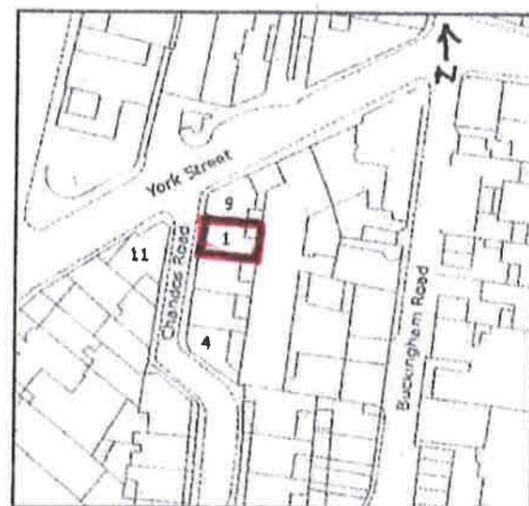
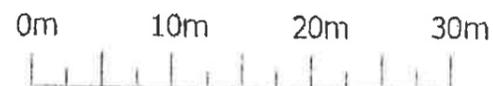
SCALE BAR 1:100



Site & Location Plans



Site Plan 1:500



Location Plan 1:1250



Planning Application for conversion to licenced bar (A1 to A4)
 Address: 1 Chandos Road, Broadstairs, Kent. CT10 1QP
 Existing and Proposed Floor Plans & Site/Location Plans
 9 June 2020

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LICENSING REPRESENTATION FORM

Section 1: Licence Application Details

I wish to **object** to the following application

Name of Applicant (if known):		Andrew Smith	
Premises Name and Address:		ROYSTON MICROPUB	
1 CHANDOS ROAD			
BROADSTAIRS			
KENT		Postcode:	CT10 1QP

Section 2: Your Details

(If you are acting as a representative, please go to Section 3)

Title

Mrs

Surname: [REDACTED]		Forenames: [REDACTED]	
Address		CHANDOS ROAD	
BROADSTAIRS			
KENT			
		Postcode:	[REDACTED]

Telephone	[REDACTED]	Email	[REDACTED]
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(You must provide your full residential address (or business address, if your objection relates to the impact of the licence upon your business premises))

Section 3: Representative Details

(If you represent residents or businesses, please complete the details below)

<i>Name of Representative/Organisation</i>		
<i>Address of Representative/Organisation</i>		
	<i>Postcode:</i>	

<i>Telephone</i>		<i>Email</i>	
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I AM (Tick as appropriate):

- Representative or Residents Association
- Representative of Trade/Business Association
- Ward Councillor
- MP
- Other (please specify)

Section 4: Reason(s) for Representation

Under the Licensing Act 2003, for a representation to be relevant, it must set out the likely effect of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

Please fill in the reason(s) for your representation in the space provided below under each of the Licensing Objectives (where relevant). You need to give as much detail as possible so that the Licensing Authority can assess the relevance of your representation. Please attach any supporting documents/further pages as necessary, numbering all additional pages. Try to be as specific as possible and give examples, where possible.

Licensing Objective	Reason for Representation
Prevention of Crime & Disorder	<p>Objection to licensing hours on the grounds of recent and current anti social behaviour in Chandos Road and close proximity.</p> <p>The owner of The Table Restaurant on the corner of York street (next door to the proposed micropub) Recently was assaulted on locking up the premises and had to close the business for a few days he was hospitalised.</p> <p>Objection to Proposal of hours of opening from 7am to 11pm daily for 7 days a week will encourage Further disorder,</p> <p>The sale of Alcohol from 10am seems very early and will encourage drinking all day, most micropubs in area not opening till 12 and not 7 days a week this is a residential road with small children and working families.</p>

	<p>PC Darren Reed and the Community safety team has worked closely in this area with residents to eliminate the issues with drugs and anti social behaviour. He is against these hours being agreed.</p>
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<p>Prevention of Public Nuisance</p>	<p>Objection to long opening hours as residential road increase in noise and traffic. How will the licensee monitor the number of people outside? Especially if they can drink outside ?</p> <p>Small business opened up "The table" on corner of Chandos Road/York st only open 3 or 4 days a week owner had to close for a few days due to assault of chef when leaving premises one evening.</p> <p>Local police have objected to proposed hours of opening and application to sell alcohol from 10am it is felt this will encourage people into the area again.</p> <p>Supply of Alcohol – 10:00am – 23:00pm Daily on & *off the premise</p> <p>Opening hours – 7:00am – 23:30pm Daily</p> <p>Late Night Refreshment – 23:00pm – 23:30pm Daily</p> <p>New Years Eve until 01:00am</p> <p>*Off the premises? I thought drinking walking along was not allowed in Thanet?perhaps I am mistaken but this seems to be ignored and cause major issues in the evenings and day time.</p>
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<p>Protection of Children from Harm</p>	<p>Objection as small children in neighbouring properties and vulnerable people who are scared to leave property at the moment due to the recent drug and anti social behaviour in Chandos Road and Dundonald road.</p> <p>There is also a nursery school; close by with parents walking to and from past the proposed premises.</p>
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<p>Public Safety</p>	<p>Highway danger to public arriving and leaving as pavement far too narrow to stand outside Currently tables and chairs on pavement and in street from the Table Restaurant which causes an obstruction not just to the public but traffic. I currently have to push my granddaughter in her pushchair into the road to pass by, this is dangerous and not a great example to the young. Anti social behaviour Rubbish on highway no means of collection and only bins in Chandos Square are not for trade/business waste. Deliveries - how are these going to be practicable and safe?, lorries or vans will have to mount the pavement, this will be a danger to the public.</p>
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I, _____, hereby declare that all information I have submitted is true and correct.

Signed: _____	Date: 22/09/2020
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Please send the completed form to:

Licensing Team
 Thanet District Council
 PO Box
 Margate
 Kent, CT9 1XZ
 Email: Licensing@thanet.gov.uk

The Anti-Social Behaviour, Crime and Policing Act 2014

Public Spaces Protection Order - (Thanet District Council) 2017

No. 2 (Alcohol control)

Thanet District Council (in this order called “the Authority”) hereby makes the following Order;

Under section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014, the authority is satisfied that alcohol related anti-social behaviour is being carried out within the area to which this order applies, it is likely that these activities will continue to be carried out and that this is having or it is likely to have a detrimental effect on the quality of life of those in the locality by causing harassment, alarm and distress.

This order relates to the land inside the area marked on the attached map (Schedule 1) which is outlined in red (‘the Restricted Area’) . This includes all spaces within this boundary that are accessible to the public.

This Order comes into force on Thursday 16th November 2017 for a period of 3 years.

Offences

1. Alcohol control in a public place

All persons are prohibited from consuming alcohol and must dispose of any vessel believed to contain alcohol, when asked to do so by an authorised person, **when** it is believed that they are either committing or likely to commit Anti-Social Behaviour in a public place.

An authorised person can require any person:

- a) To not consume alcohol or anything the authorised person reasonably believes to be alcohol, in sealed or unsealed vessels.
- b) To surrender anything in the person’s possession which is, or the authorised person reasonably believes to be, alcohol or likely to be used as a container for alcohol.

Any surrendered items are to be retained by the authorised person and safely disposed of as appropriate.

2. Exemptions

This provision does not apply to alcohol being consumed within premises (including designated outdoor areas) that have obtained a license under the Licensing Act 2003 or section 115E of the Highways Act 1980.

3. Breaches

If, without reasonable excuse, you fail to comply, with clause 1 of this Order, (Alcohol Consumption) you commit an offence for which the maximum penalty upon summary conviction is a fine not exceeding level 2 on the standard scale.

4. Definitions

Public place means any place to which the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission. This includes beaches and foreshores.

Authorised person means an officer or agent acting on behalf of Thanet District Council, a police constable or a police community support officer.

Alcohol has the meaning as given by Section 191 of the Licensing Act 2003

5. Date of effect

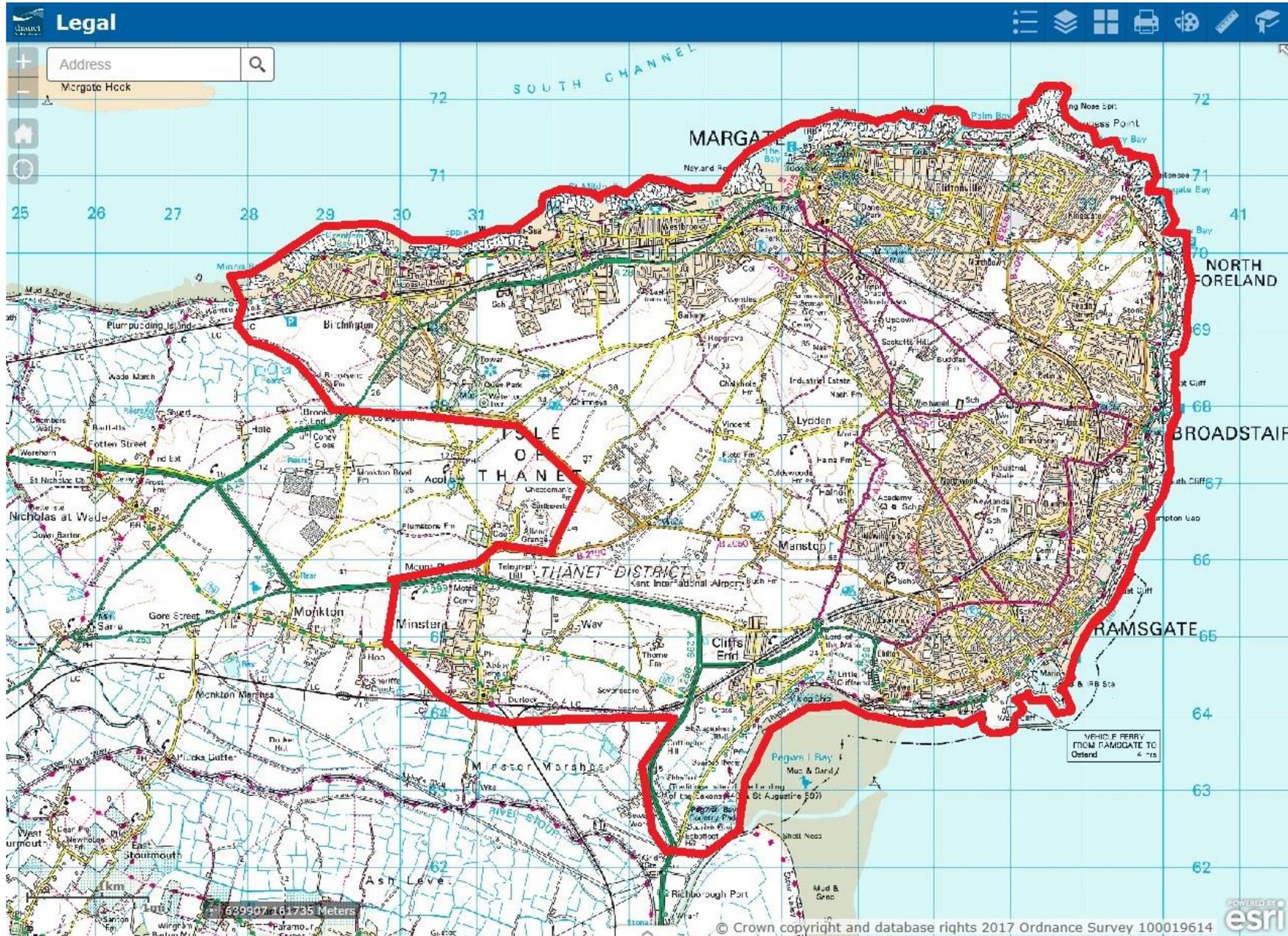
This Order shall come into effect on Thursday 16th November 2017.

6. Length of Order

This Order shall have effect for a period of 3 years.

TO BE REVIEWED AND UPDATED FOLLOWING COMMUNITY FEEDBACK

Schedule 1 : "Restricted Area"



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CCTV

1. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition.
 - Cameras shall encompass all ingress and egress to the premises, fire exits and all areas where the sale and supply of alcohol occurs.
 - Equipment must be maintained in good working order, be correctly time and date stamped, recordings MUST be kept on the hard drive and kept for a period of 28/31 days and handed to Police upon request immediately or within 48 hours.
 - The premises licence holder must ensure at all times a DPS or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format to the Police and Local Authority upon reasonable request preferably within 24 hours.
 - In the event of technical failure of the CCTV equipment the premises licence holder or DPS must report the failure to the Police Licensing Officer within 24 hours unless the CCTV will be repaired before that time (licensing.east.division@kent.police.uk)

Crime Prevention

1. The licensee will ensure that suitable notices are displayed at the premises warning customers of the prevalence of crime which may target them (*for example pick pockets, bag snatchers, spiked drinks*) and the need to guard their property and leaving property unattended.
2. The premises shall support local crime prevention initiatives and clearly display crime prevention notices or give advice that supports current crime and disorder patterns.

Drugs

1. The premises shall have a written drug policy.

Incident/Refusal Register

2. The premises licence holder or designated premises supervisor must keep an incident/refusal register. Staff are to be trained to complete an incident/refusal book/records immediately after the incident but no later than the end of their shift.
The register must be kept on the premises and will detail
 - Day, date and time of incident
 - Nature of incident
 - Resolution
 - Each entry is to be checked and signed by the DPS/Licensee no later than 1 week after the entry has been made.

The register must be made available to Police, Police Licensing Officers and authorised officers from the Local Authority either electronically or hard copy.

Challenge 25 Scheme

Agenda Item 4

Annex 3

In accordance with the Home Office licensing guidance, this policy must as a minimum require individuals who appear to the responsible person to be under the age of 18 to produce on request, before being served alcohol, identification bearing their photograph, date of birth, and either a holographic mark or ultraviolet feature.

The premises licence holder must also ensure that staff, especially those involved in the sale of alcohol, are made aware of the existence and content of the applicable age verification policy.

The Challenge 25 policy will encourage your staff to verify the age of any individual who looks under the age of 25 when buying alcohol, so as to prevent the commission of an offence. Equally, it will encourage anyone who is over 18 but looks under 25 to carry suitable ID when buying alcohol on your premises.

Posters can be found online to print off.
Posters to be displayed inside the premises.