

Licensing Panel (Licensing Act 2003 Functions)

Agenda Item 97

Brighton & Hove City Council

Subject:	Application for a Variation of a Premises Licence under the Licensing Act 2003 for The Fountain Head, 102 North Road, Brighton, East Sussex BN1 1YE		
Date of Meeting:	26 January 2009		
Report of:	Assistant Director Public Safety		
Contact Officer:	Name:	Rebecca Keely	Tel: 292100
	E-mail:	becky.keely@brighton-hove.gov.uk	
Wards Affected:	St Peters and North Laines		

FOR GENERAL RELEASE

1. SUMMARY AND POLICY CONTEXT:

- 1.1 To determine an application for a Variation of a Premises Licence under the Licensing Act 2003 for The Fountain Head

2. RECOMMENDATIONS:

- 2.1 To determine an application for a Variation of a Premises Licence under the Licensing Act 2003 for The Fountain Head

- 2.2 The application is for:

A Variation of a Premises Licence under the Licensing Act 2003 for The Fountain Head.

The variation proposed:

To permit the extension and enlargement of the licensed area of the premises into the immediately adjoining premises in North Road as illustrated upon the plan deposited with the application with Brighton & Hove City Council.

To extend the hours for live music.

2.3 Summary table of existing and proposed activities

	<i>Existing</i>	<i>Proposed</i>
E Live music	Monday – Thursday 10:00 - 23:00 Friday – Sunday 10:00 - 00:00	Sun-Thurs 10.00-00.00 Fri – Sat – 10.00-01.00 PLUS non-standard timings: Those for public holidays detailed above where a further hour will be allowed and the period permitted to be extended until 02.00 on occasion when the premises remain open for sale of alcohol until 02.00 upon notice to the police - in each case closing time extended until 30 minutes after cessation of alcohol sales.
F Recorded Music	Sunday – Thursday 10:00 – 00:00 Friday – Saturday 10:00 – 01:00	As existing
G Performance of Dance	Sunday – Thursday 10:00 – 00:00 Friday – Saturday 10:00 – 01:00	As existing
H Anything of a similar description to that falling within (E), (F) or (G)	Sunday – Thursday 10:00 – 00:00 Friday – Saturday 10:00 – 01:00	As existing
J Provision of facilities for dancing	Sunday – Thursday 10:00 – 00:00 Friday – Saturday 10:00 – 01:00	As existing

<p>K</p> <p>Provision of facilities for entertainment of a similar description to that falling with in i or J</p>	<p>Entertainment of a similar description</p> <p>Sunday – Thursday 10:00 – 00:00</p> <p>Friday – Saturday 10:00 – 01:00</p>	<p>As existing</p>
<p>Plus for all of the above (E-H, J & K)</p>	<p>PLUS non-standard timings for all the above activities: Those for public holidays detailed below where a further hour will be allowed and the period permitted to be extended until 02.00 on occasion when the premises remain open for sale of alcohol until 02.00 upon notice to the police.</p>	<p>As existing</p>

<p>M Supply of Alcohol</p>	<p>Alcohol is supplied for consumption both on and off the Premise</p> <p>Sunday – Thursday 10:00 – 00:00</p> <p>Friday – Saturday 10:00 – 01:00</p> <p>PLUS non-standard timings: The standard hours for the supply of alcohol be extended until 02.00am with 30 mins drinking up time - on not more than 12 occasions per year - in addition to New Years - upon giving not less than 7 days written notice to the Police of their intention to do so and on Christmas Eve, Christmas Day, Boxing Day, New Years Eve and Day, Spring, May and August Bank Holidays, Good Friday, Easter Saturday, Sunday and Monday, St Georges Day, St Patricks Day, and any other publically declared holiday - by one hour.</p>	<p>As existing</p>
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<p>O Hours premises are open to public</p>	<p>Sunday – Thursday 08:30 – 00:30</p> <p>Friday – Saturday 08:30 – 01:30</p> <p>PLUS non-standard timings: Those for public holidays detailed above where a further hour will be allowed and the period permitted to be extended until 02.00 on occasion when the premises remain open for sale of alcohol until 02.00 upon notice to the police - in each case closing time extended until 30 minutes after cessation of alcohol sales.</p>	<p>As existing</p>
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3. RELEVANT BACKGROUND INFORMATION/CHRONOLOGY OF KEY EVENTS:

3.1 The premises falls within one of the Special Stress Areas. These areas are deemed areas of special concern in terms of the levels of crime, disorder, and public nuisance experienced within them. (See Prevention of Crime and Disorder 2.4.10 – 2.4.14)

3.2.1 Representations received

Details of the representations made are notified to applicants on receipt by the Licensing Authority using a pro-forma. A summary appears below:

3.2.2 Eight representations were received; they were received from seven local residents and a Local Resident’s Association.

3.2.3 Representations received had concerns relating to Prevention of Public Nuisance and Public Safety.

4. CONSULTATION

Commentary on licensing policy

- 4.1 The following extracts from Brighton & Hove Licensing Policy are considered relevant to this application and numbered as they appear in the policy:

General

- 1.2 The licensing objectives are:-
- (a) Prevention of crime and disorder;
 - (b) Public safety;
 - (c) Prevention of public nuisance;
 - (d) Protection of children from harm.
- 1.3 Licensing is about regulating licensable activities on licensed premises, by qualifying clubs and at temporary events. Any conditions attached to various authorisations will be focussed on matters which are in the control of individual licensees and others with relevant authorisations, i.e. the premises and its vicinity.
- 1.5 Each application will be given individual consideration on its merit. Nothing in this policy shall undermine the right of any individual to apply under the terms of the Act for a variety of permissions and to have any such application considered on its individual merits. Similarly, nothing in this policy shall override the right of any person to make representations on an application or seek a review of a licence or certificate where provision has been made for them to do so in the Act
- 1.15 Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and, therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned. Licensing is about the control of licensed premises, qualifying clubs and temporary events within the terms of the Act, and the conditions attached to licences, certificates and permissions will be focused on matters which are within the control of the

licensee and will centre on the premises themselves and their immediate vicinity. When considering these terms and conditions the licensing authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public living, working or engaged in normal activity in the area concerned.

In respect of the prevention of crime and disorder

- 2.4.10 Special Stress Areas – **Appendix B** of the SoLP details two areas of the Brighton city centre which border the Cumulative Impact area at **Appendix A** and which are deemed areas of special concern in terms of the levels of crime and disorder and public nuisance experienced within them.
- 2.4.11 While it is not considered appropriate at this stage to include these areas within the main impact area as such, these Special Stress Areas (SSAs) are of concern to the licensing authority because of the relatively high levels of crime and disorder and nuisance experienced.
- 2.4.12 New and varied applications for premises and club premises certificates within SSAs will not be subject to the presumption of refusal, but operators will be expected to pay special attention when drawing up their operating schedules and to make positive proposals to ensure that their operation will not add to the problems faced in these areas. **Appendix C** of the SoLP sets out a list of potential measures the licensing authority considers may be appropriate. These may be more or less appropriate depending upon the style of operation applied for.
- 2.4.13 On receipt of any application in SSAs, where a relevant representation has been made, the licensing authority will scrutinise the application carefully and will look at the measures proposed in the operating schedules and compare them to the measures set out in **Appendix C**. Where discretion has been engaged, those applications which fall short may be refused or conditions applied to comply with policy measures.
- 2.4.14 The Licensing Authority will keep the Cumulative Impact Area and Special Stress Areas under review. Should the authority find that problems of crime and disorder or nuisance are not improving, or are worsening; the Special Policy will be reviewed with a view to bringing the SSAs into the Cumulative Impact Area. If it is found that the above problems are receding the

Special Policy may be reviewed with a view to revising the areas' boundaries.

In respect of Public Safety

- 3.2 Conditions will be imposed in accordance with operating schedules to protect public safety including where justified:-
- (a) provision of close circuit television and panic buttons.
 - (b) use of shatterproof drinking vessels, bottles requiring use of toughened glass or plastic (recognised by Community Safety Strategy).
 - (c) use of security personnel, such as door supervisors, licensed by the Security Industry Authority (recognised by the Community Safety Strategy).
 - (d) requirement of a minimum of a licensed door supervisor for every 100 customers in nightclubs and large city centre pubs or as indicated by risk assessment.
 - (e) occupant capacity conditions will be applied where appropriate.
 - (f) the provision of designated and suitably trained first aiders.
- 3.4 Policy recognises that the numbers of late night revellers can lead to service delivery pinch-points, for example at city centre taxi ranks. Frustration and restlessness in queues can lead to anti-social behaviour and public disorder which can be controlled by , for example, taxi marshalling systems. Operators whose customers contribute to the night-time demand for taxis may wish to consider assisting in the provision of resources for such systems or similar schemes.
- 3.6 Where, appropriate, licence holders, or their authorised representatives will attend Safety Advisory Group and similar meetings prior to large events and shall be part of Event Liaison Teams during such events. Due regard shall be had to relevant guidance and publications including for example, HSE publications "Event Safety Guide" and "Managing Crowds Safely"; LACORS publication "Managing Large Events"

In respect of the prevention of public nuisance

- 4.1 In determining applications for new and varied licences, regard will be had to the location of premises, the type and construction of the building and the likelihood of nuisance and disturbance to the amenity of nearby residents by reason of noise from within the premises, or as a result of people entering or leaving the premises or from individuals or groups of customers gathered outside (e.g. in order to smoke)

- 4.3 Applications for new licences or for the extension in size of licensed premises should not normally be granted if the premises will use amplified or live music and operate within or abutting premises containing residential accommodation except that occupied by staff of the licensed premises. A condition may be imposed on new licences that entertainment noise shall be inaudible in any residence.

- 4.4 Installation of sound limiting equipment and sound insulation may be required to minimise disturbance to the amenity of nearby residents by reason of noise from the licensed premises.

- 4.5 Staggered closing times will not be used to combat binge drinking disorder and antisocial behaviour. Zoning will be avoided. A general principle of later opening so that customers can leave for natural reasons, slowly over longer periods will be promoted, to prevent unnatural concentrations of people. The location of violent attacks, anti-social behaviour and hate crime or related incidents may be used to justify closing times.

- 4.8 Regard will be had to any history or likelihood of nuisance. Generally, favourable consideration will be given to applications for later hours in the city centre and on busy main roads. Powers may be exercised to impose conditions as to hours of opening in order to avoid unreasonable disturbance to residents of the neighbourhood.

Strategic Integration

- 6.5 Specific conditions may be attached to premises licences to reflect local crime prevention strategies. Such conditions may include the use of closed circuit television cameras, the provision and use of shatterproof drinking receptacles, drugs

and weapons search policy, the use of registered door supervisors, specialised lighting requirements, hours of opening.

- 6.7 This policy avoids duplication with other regulatory regimes wherever possible.

In respect of Live music, Dancing and Theatre

- 7.1 This policy recognises the need to encourage live music, generally. In addressing such issues the potential for limited disturbance in neighbourhoods will always be carefully balanced with these wider benefits, particularly for children. The impact of licensing on regulated entertainment, particularly live music and dancing, will be monitored. Where indications are that such events are being deterred by licensing requirements, the policy will be revisited with a view to investigating how such situations might be reversed.
- 7.2 The Licensing Committee represents the general interests of a community. In determining what conditions should be attached to licences and certificates as a matter of necessity for the promotion of the licensing objectives. The Licensing authority is aware of the need to avoid measures which deter live music, dancing and theatre - such as imposing indirect costs out of proportion to the income of the licence holder and to the risks presented. Only necessary, proportionate and reasonable licensing conditions should impose any restrictions on such events.

5. FINANCIAL & OTHER IMPLICATIONS:

5.1 Financial Implications:

The Licensing Act 2003 provides for fees to be payable to the licensing authority in respect of the discharge of their functions. The fee levels are set centrally at a level to allow licensing authorities to fully recover the costs of administration, inspection and enforcement of the regime.

Finance Officer Consulted: Karen Brookshaw Date: 05.01.09

5.2 Legal Implications:

The licensing authority must act to promote the four licensing objectives which are:

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

- The protection of children from harm

The licensing authority must have regard to its statement of licensing policy and the guidance issued by the Secretary of State in carrying out its functions.

Lawyer Consulted: Rebecca Sidell

Date: 05.01.09

5.3 Equalities Implications:

Diversity is valued and strong, safe communities are vital to future prosperity. Licensing policy aims to protect children from harm including sale and supply of alcohol to children.

5.4 Sustainability Implications:

Licensing policy aims to prevent public nuisance and develop culture of live music, dancing and theatre.

5.5 Crime & Disorder Implications:

Licensing policy aims to prevent crime and disorder and protect public safety.

5.6 Risk and Opportunity Management Implications:

Licensing is a crucial business and employment opportunity and unnecessary regulation might lead to legal challenge.

5.7 Corporate / Citywide Implications:

The success of the city's tourism strategy requires a safe, attractive city centre to improve competitiveness. The Act may significantly change night time economy.

SUPPORTING DOCUMENTATION

Appendices:

1. Appendix A – Brighton & Hove City Council - Cumulative Impact Area.
2. Appendix B – Brighton & Hove City Council – Special Stress Areas.
3. Appendix C – Measures to be considered in SSAs.
4. Appendix D – Map of area.
5. Appendix E – Part A of Premises Licence.
6. Appendix F – Plan of Premises / Proposed / New Plan of Premises (for new applications and variations which change the layout of the premises only).
7. Appendix G – Part P of premises licence variation application.

Documents in Members' Rooms

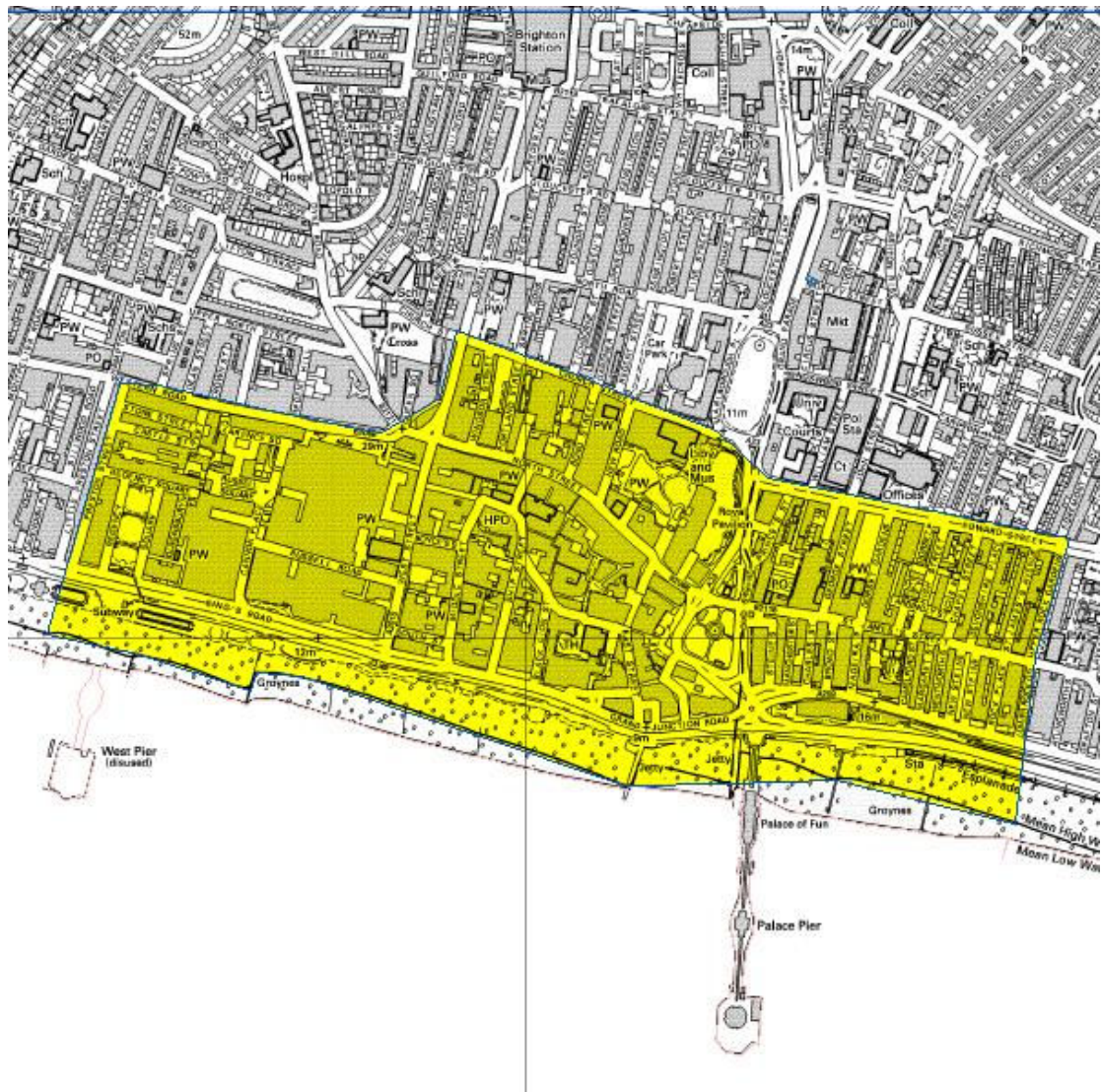
1. Environmental Health & Licensing Service, Brighton & Hove City Council (2008): The Licensing Act 2003 – Brighton & Hove City Council: Statement of Licensing Policy

Background Documents

1. Environmental Health & Licensing Service, Brighton & Hove City Council (2008): The Licensing Act 2003 – Brighton & Hove City Council Statement on Licensing Policy.

APPENDIX A

Brighton & Hove City Council - Cumulative Impact Area

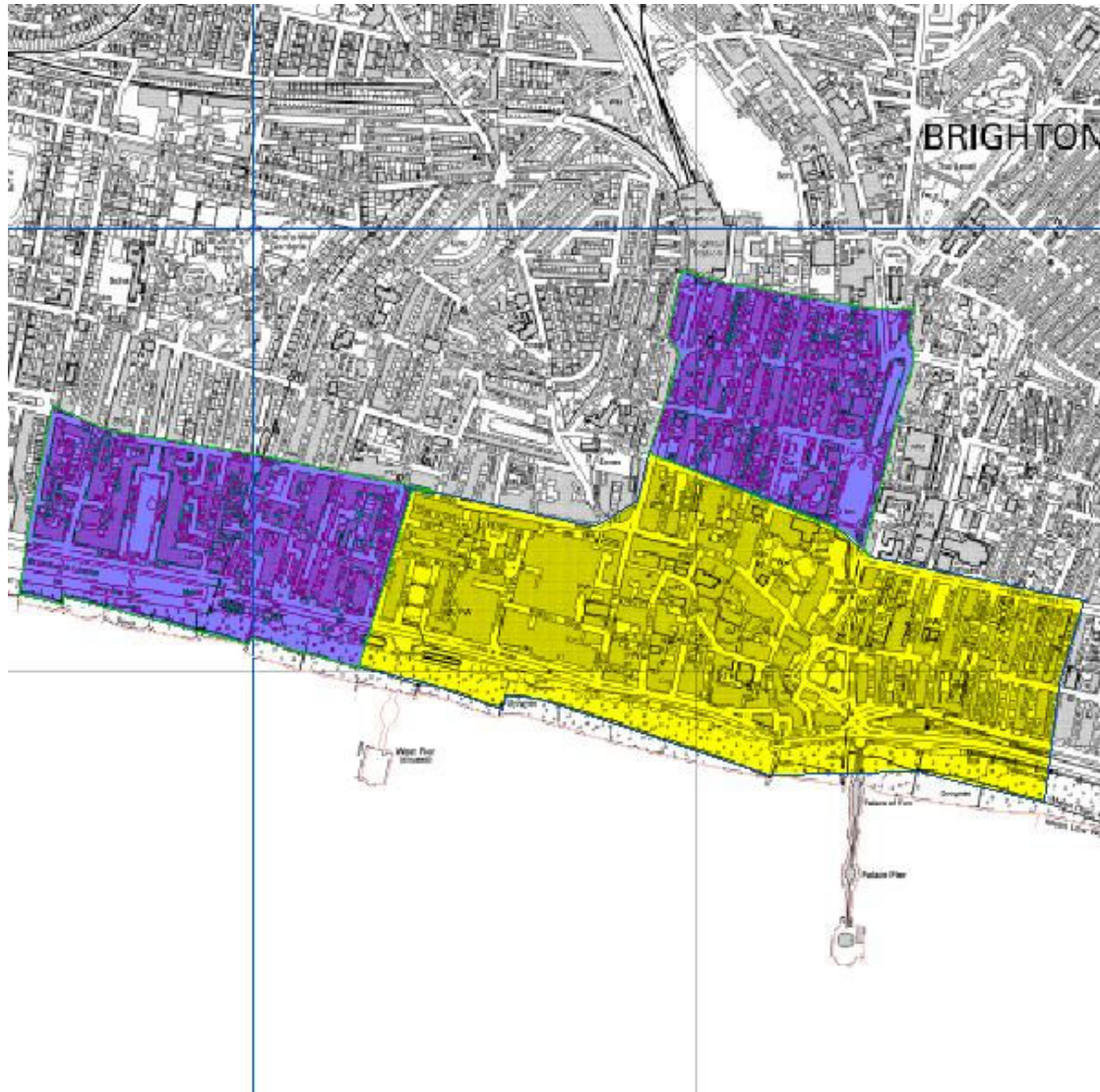


The Cumulative Impact Area comprises the area bounded by and including: the north side of Western Road, Brighton from its intersection with the west side of Spring Street to the junction with the west side of Dyke Road at its eastern end; from there, north-east to the junction of the north side of Ayr Street with the west side of Queens Road and then northward to the north-west corner of Queens Road junction with Church Street; thence along the north side of Church Street eastwards to its junction with Marlborough Place and continuing south-east across to the north-western junction of Edward Street; along the north side of Edward Street to the east side of its junction with Egremont Place and southward along the eastern sides of Upper Rock Gardens and Rock Gardens; southward to the mean water mark and following the mean water line westward to a point due south of the west boundary of Preston Street; northward to that point and along the west side of Preston Street to its northwest boundary and then diagonally across Western Road to its intersection with the west side of Spring Street

APPENDIX B

Brighton & Hove City Council – Special Stress Areas

The areas recommended for further monitoring and detailed guidance within the Special Policy comprise the following as pictured below:-



Area 1 - an area bounded by and including: the north side of Western Road, Brighton from its intersection with the west side of Spring Street and along the north side of Western Road, Hove to its intersection with the west side of Holland Road; southward along the west side Holland Road to its end and then due south across the Kingsway to the mean water mark; along the mean water mark eastwards to the intersection with the boundary of the cumulative impact area and along that boundary northwards to the intersection of Western Road, Brighton with the west side of Spring Street.

Area 2 – an area bounded by and including: from a point on the west side of the Surrey Street / Terminus Road intersection adjacent to Guildford Road eastwards along the north side of Trafalgar Street to its eastern end; due east across York Place to the east side of Richmond Place; southward along the east side of Richmond Place and Grand Parade to the cumulative impact area's Edward Street boundary; westwards along the cumulative impact area's northern boundary to the north-west corner of the Church Street junction with Queens Road; north along the west sides of Queens Road and Surrey Street to the point on the west side of the Surrey Street / Terminus Road intersection adjacent to Guildford Road.

APPENDIX C

Measures to be included for consideration in SSAs are:

Matters that would normally be expected in operating schedules -

- the adoption of a “Challenge 21” policy with acceptable proof of id as per existing Statement of Licensing Policy
- all off sales to be made in sealed containers for consumption away from the premises
- a smoking policy which includes an assessment of noise and litter created by premises users
- the use of plastic or polycarbonate drinking vessels and containers, especially in outside areas or after specified hours
- a policy in relation to searching customers and for drugs, weapons, seized or lost and found property
- use of a refusals book for registering attempts to buy alcohol by under-age persons or refusals to those intoxicated
- the installation of a digital cctv system by liaison with, and to a standard approved by, Sussex police
- policies for dispersal of customers which may include signage regarding taxi services’ telephone numbers and advice to respect neighbours and minimize noise
- systems to ensure any SIA door staff or Mobile Support Unit personnel display appropriate badges when on duty

Items to which positive consideration would be given -

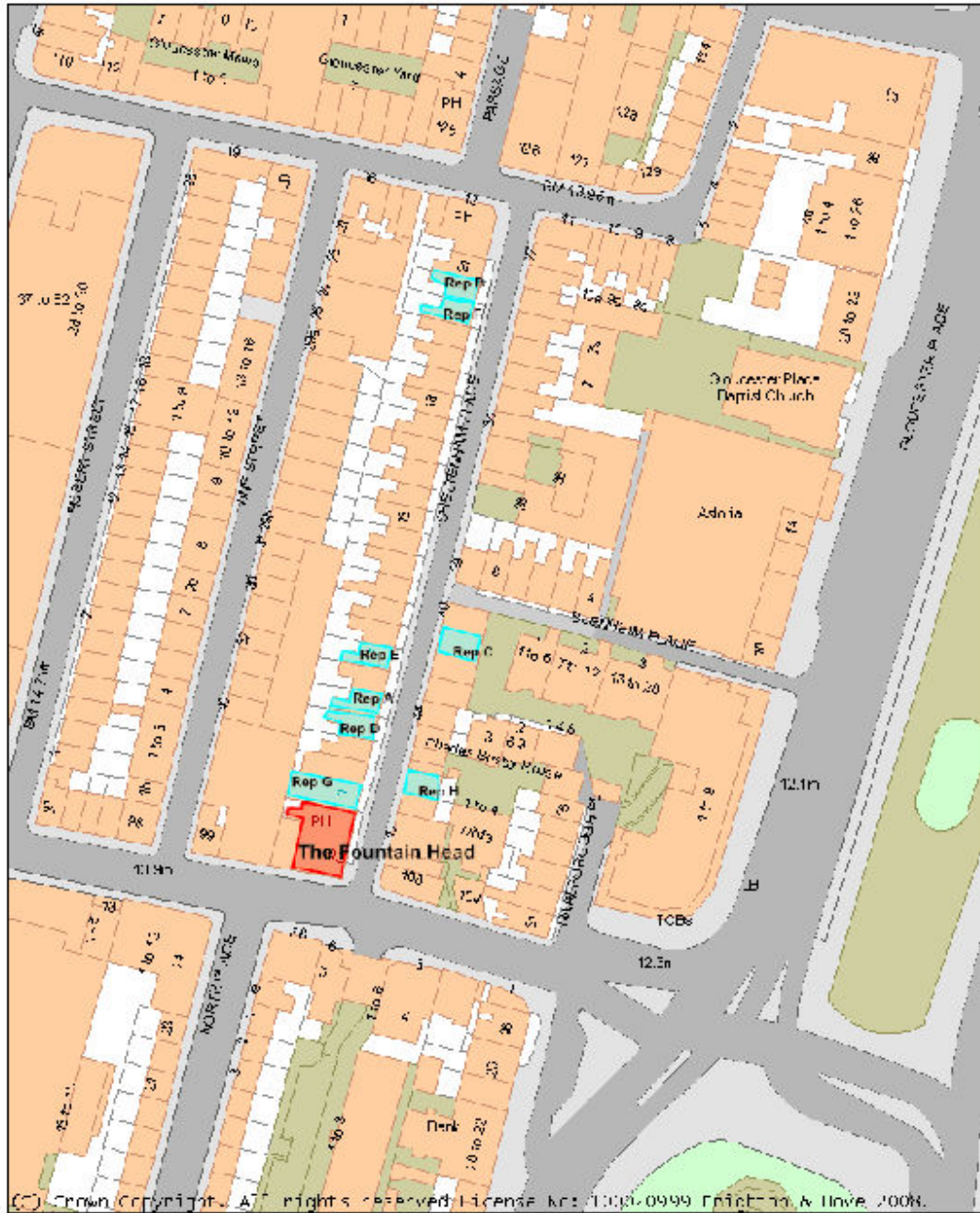
- membership of Brighton Crime Reduction Partnership, Pubwatch, Neighbourhood Watch or similar schemes
- use of ‘nightsafe’ radio system or similar accredited scheme
- regular training and reminders for staff in respect of licensing legislation, policies and procedures; records of which should be properly recorded and available for inspection
- records of regular checks of all parts of the premises in relation to drug use
- systems in place to ensure details of barred clients are exchanged with other operators
- giving an agreed minimum notice of special events (screening of major sports events, birthday parties, adult entertainment, etc.) to relevant authorities and use of appropriate additional measures at such events

Matters that might be recommended for appropriate restrictions -

- entry to premises by under 18s after certain times
- consumption of food and drink in smoking areas
- access to outside seating areas after certain times

- APPENDIX D

The Fountain Head, North Road, Brighton, BN1 1YE



Date: 05/01/2009 03:45:46

Scale 1:1000



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• APPENDIX E

Schedule 12

Part A

Regulation 33, 34

**Premises Licence
Brighton and Hove City Council**

Premises Licence Number

1445/3/2007/00172/LAPREN

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

The Fountain Head
102 North Road
Brighton
East Sussex
BN1 1YE

Telephone number

Where the licence is time limited the dates

Licensable activities authorised by the licence

Performance of Dance	Dancing
Entertainment of a similar description	Performance of Live Music
Performance of Recorded Music	Sale by Retail of Alcohol

Times the licence authorises the carrying out of licensable activities:-

Performance of Dance

Sunday – Thursday	10:00 – 00:00
Friday – Saturday	10:00 – 01:00

Dancing

Sunday – Thursday 10:00 – 00:00
Friday – Saturday 10:00 – 01:00

Entertainment of a similar description

Sunday – Thursday 10:00 – 00:00
Friday – Saturday 10:00 – 01:00

Performance of Live Music

Monday – Thursday 10:00 - 23:00
Friday – Sunday 10:00 - 00:00

Performance of Recorded Music

Sunday – Thursday 10:00 – 00:00
Friday – Saturday 10:00 – 01:00

PLUS non-standard timings for all the above activities: Those for public holidays detailed below where a further hour will be allowed and the period permitted to be extended until 02.00 on occasion when the premises remain open for sale of alcohol until 02.00 upon notice to the police.

Sale by Retail of Alcohol

Sunday – Thursday 10:00 – 00:00
Friday – Saturday 10:00 – 01:00

PLUS non-standard timings: The standard hours for the supply of alcohol be extended until 02.00am with 30 mins drinking up time - on not more than 12 occasions per year - in addition to New Years - upon giving not less than 7 days written notice to the Police of their intention to do so and on Christmas Eve, Christmas Day, Boxing Day, New Years Eve and Day, Spring, May and August Bank Holidays, Good Friday, Easter Saturday, Sunday and Monday, St Georges Day, St Patricks Day, and any other publically declared holiday - by one hour.

The opening hours of the premises

Sunday – Thursday 08:30 – 00:30
Friday – Saturday 08:30 – 01:30

PLUS non-standard timings: Those for public holidays detailed above where a further hour will be allowed and the period permitted to be extended until 02.00 on occasion when the premises remain open for sale of alcohol until 02.00 upon notice to the police - in each case closing time extended until 30 minutes after cessation of alcohol

sales.

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

Alcohol is supplied for consumption both on and off the Premises.

Part 2

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

Zelgrain Limited
Global House
High Street
Crawley
RH10 1DL

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

Registered Business Number 03235178

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Kathryn May Joyce

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

Annex 1 - Mandatory conditions

S 19; mandatory conditions where licence authorises supply of alcohol

- 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, 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

S 21; mandatory condition: door supervision

- where a premises licence includes a condition relating to security activity, the licence must include a condition that each individual must be licensed by the Security Industry Authority (there are exemptions re theatre and films and clubs)

Embedded Conditions: None

Variations to Embedded Conditions: None

Annex 2 - Conditions consistent with the Operating Schedule:

For the prevention of crime and disorder:

1. Digital CCTV and appropriate recording equipment to be installed, operated and maintained throughout the premises internally and externally to a standard specification following consultation with Sussex Police. CCTV footage will be stored for a minimum of 28 days, and the management will give full and immediate co-operation and technical assistance to the Police in the event that CCTV footage is requested for the prevention and detection of suspected or alleged crime.
2. The premises will subject to risk assessment a) contract for a mobile support service with an SIA registered organisation and b) join the Business Crime Reduction Partnership and participate in the "Exclusion Scheme".
3. Crime prevention posters to be displayed in the premises when requested by the Police.

For public safety:

For the prevention of public nuisance:

1. The external drinking areas will be cleared and closed by 23.20.

2. Any sound amplification system will be governed by an Automatic Volume Control set at a level agreed by the Assistant Director Public Safety.

For the protection of children from harm:

1. The premises will adopt a policy whereby any person attempting to buy alcohol, or any person attempting to gain entry to the premises, who appears to be under 21 will be asked for photographic

ID to prove their age. The only ID that will be accepted is a passport, driving licence with a photograph, or a Portman Group proof of age card bearing the "PASS" mark hologram.
The list of

approved forms of ID may be amended from time to time with the prior written agreement of Sussex Police and the Licensing Authority without the need to amend the actual premises licence.

2. No children except those of the personal licence holders engaged at the premises will be allowed on the premises after 20.30. All children must be accompanied by an adult.

Annex 3 - Conditions Attached after a hearing of a Licensing Panel:

1. Doors and windows shall be kept shut after 23.00 hours when live music is being played, except for access and egress.

2. The licence holder must ensure that excessive noise does not come from the premises, such as to cause people in the neighbourhood to be unreasonably disturbed.

3. The licence holder shall ensure that prominent, clear and legible notices are displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

Annex 4 – Plans

102 - 102 B NORTH ROAD BRIGHTON

FIRE LEGEND

	FIRE EXTINGUISHER (CO2) COMPRESSOR, AIR-DRIVEN TYPE, 30 LITRE CAPACITY
	FIRE EXTINGUISHER, WATER-EXTINGUISHING
	FIRE EXTINGUISHER, CO2 24KG
	SMOKE DETECTOR
	HEAT DETECTOR
	MANUAL FIRE ALARM CALL POINT
	SOUNDER
	NON-MAINTAINED SELF-CONTAINED EMERGENCY LIGHT
	MAINTAINED SELF-CONTAINED EMERGENCY LIGHT
	FIRE EXIT SIGN
	PUSH BAR OPEN EMERGENCY DOOR
	HORIZONTAL
	LICENSING AREA
	ESCAPE ROUTE DIRECTION



GROUND FLOOR PLAN AS PROPOSED SCALE 1:100

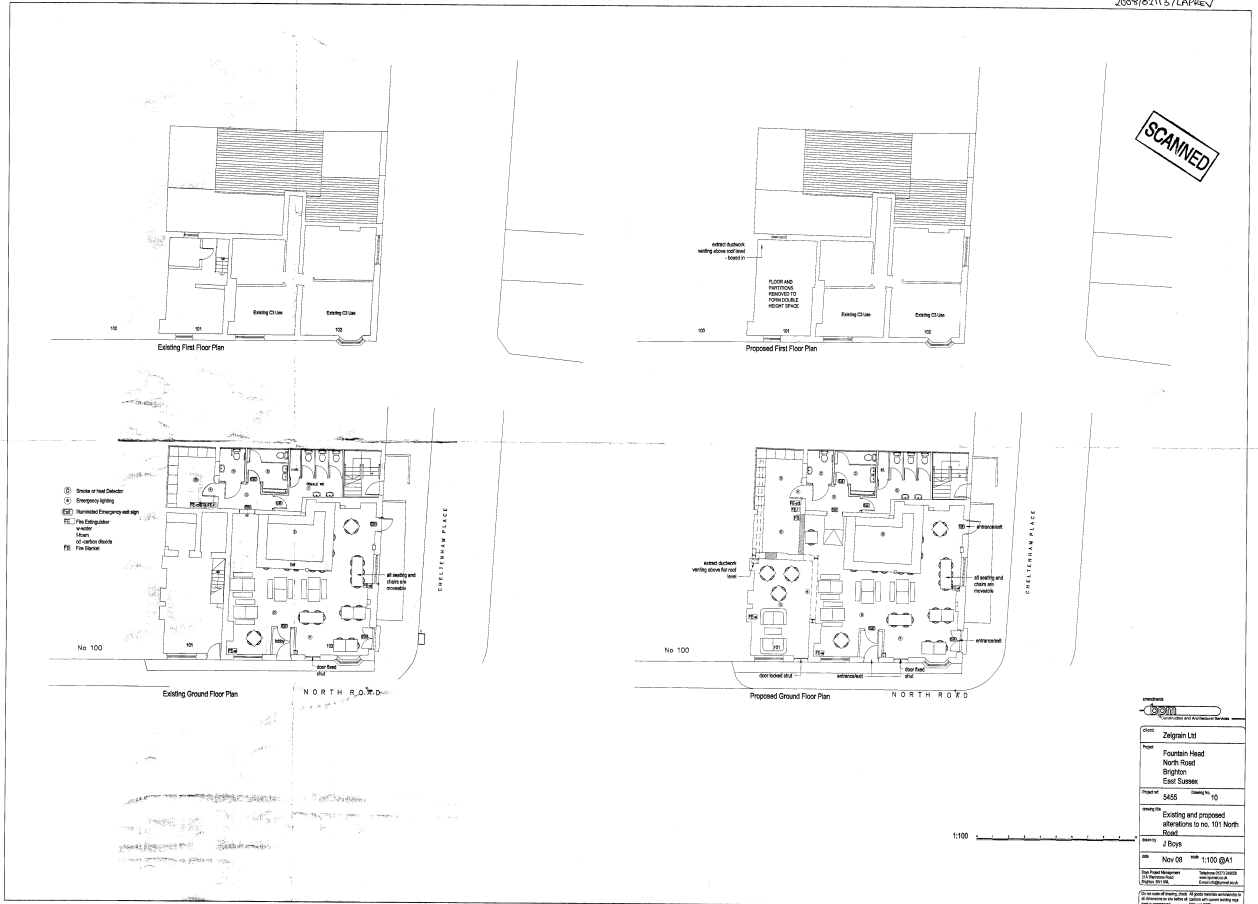
NORTH ROAD

CHELTEHAM PLACE

<p>1. Dimensions and Levels Typical dimensions and levels should be verified by the Contractor on the ground immediately prior to construction and any discrepancies should be reported to the Architect. Dimensions should not be scaled.</p> <p>2. Existing Building and Structure Where shown, existing buildings and services will not be demolished. The Contractor shall therefore investigate and report to the Architect at the commencement of the works.</p> <p>3. Copyright Copyright for all designs and drawings is held by the Architect. No part of this document may be reproduced without the prior written consent of the Architect.</p> <p>4. Drawings are based on a schedule with and without the Full Certificate of Engagement and the 27 Items of Contract unless otherwise agreed in writing.</p> <p>5. Statutory Requirements and Responsibilities It shall be the responsibility of the Contractor to ensure that all work is carried out in accordance with the relevant Building Regulations and the requirements of the relevant local authorities. The Contractor shall ensure that all work is carried out in accordance with the relevant Building Regulations.</p>	
Client:	alan phillips architects
Site:	102 - 102 B NORTH ROAD BRIGHTON
Drawn:	alan phillips architects
Job Number:	1699
Project Name:	102 - 102 B NORTH ROAD BRIGHTON
LICENSING:	Scale: A3 NZ AP Date: JUNE 06
Version:	Drawn: alan phillips
Project:	D - 02

• APPENDIX F

2009/02115/LAP/REV



APPENDIX G

P

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, e)(please read guidance note 9)

please see the schedule attached

(b) The prevention of crime and disorder

please see the schedule attached

(c) Public safety

please see the schedule attached

(d) The prevention of public nuisance

please see the schedule attached

(e) The protection of children from harm

please see the schedule attached

102 North Rd Brighton

Prevention of Crime and Disorder

Digital CCTV to be installed internally and externally and maintained and operated to Sussex Police specification with recordings maintained for not less than 28 days – the management to give full and immediate cooperation and technical assistance to the Police in the event that cctv footage is requested for the prevention and detection of suspected or alleged crime.

The Premises will subject to risk assessment (a) contract for a Mobile Support service with an SIA registered organisation and (b) join the Business Crime Reduction Partnership and participate in the "Exclusion Scheme". All mobile or present SIA registered staff shall display appropriate badges whilst on duty.

Crime Prevention posters to be displayed in the premises when requested by the Police

The Licensee shall maintain membership of an appropriate crime reduction or pub watch scheme.

There will be regular training and reminders for staff in respect of licensing legislation, policies and procedures; records of which should be properly recorded and available for inspection

The Licensee shall undertake and maintain records of regular checks of all parts of the premises in relation to drug use.

Public Safety

All off sales for consumption away from the premises to be in sealed containers

Prevention of Public Nuisance

The external drinking areas will be cleared and closed by 2320

Any sound amplification system will be governed by an AVC set at a level agreed by the EHO

Doors and windows shall be kept shut after 2300 hrs when live music is being played save for access and egress

The Licence holder shall

1. ensure that excessive noise does not come from the premises such as to cause people in the neighbourhood to be unreasonably disturbed

•

- 2. ensure that prominent clear and legible notices shall be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.**
- 3. Conduct regular inspections of the exterior areas of the premises to ensure the same are maintained clean and tidy.**

Protection of Children

No children, except those of personal licence holders engaged at the premises, will be allowed on the premises after 20:30. All children must be accompanied by an adult

The Premises will adopt a policy whereby any person attempting to buy alcohol who appears to be under 21 will be asked for photographic ID to prove their age. The only Id that will be accepted are passports, Driving Licenses with a photograph or Portman Group proof of age cards bearing the "Pass" mark hologram. The List of approved forms of ID may be amended or revised with the prior written agreement of Sussex Police and the Licensing Authority without the need to amend the actual Licence

The DPS shall maintain a "refusals" book in which shall be recorded any attempt by an underage person to obtain alcohol – which book shall be made available to the Police for inspection upon request.

