





**Brighton & Hove
City Council**

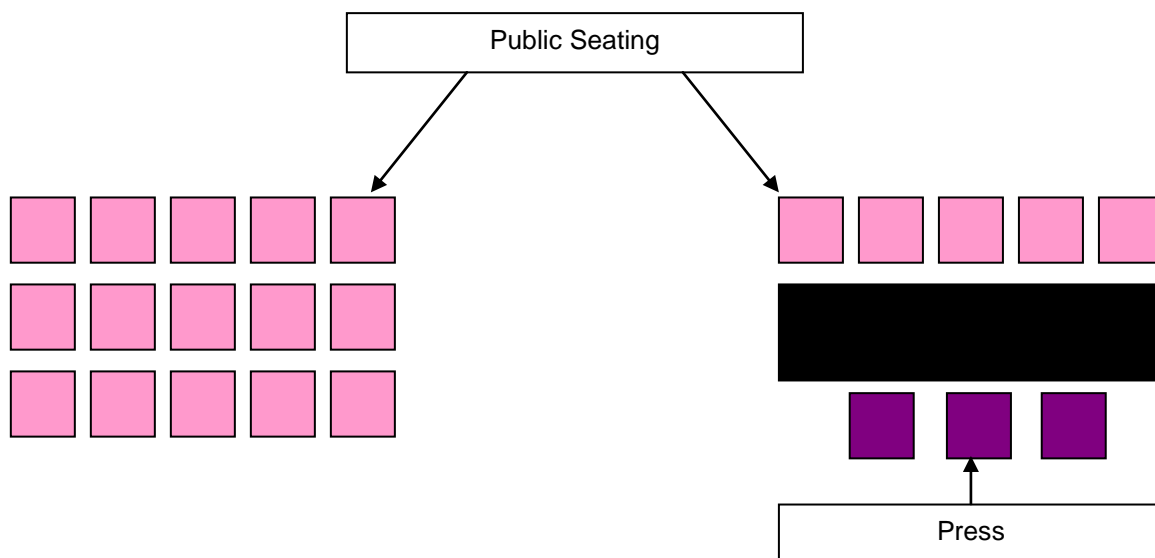
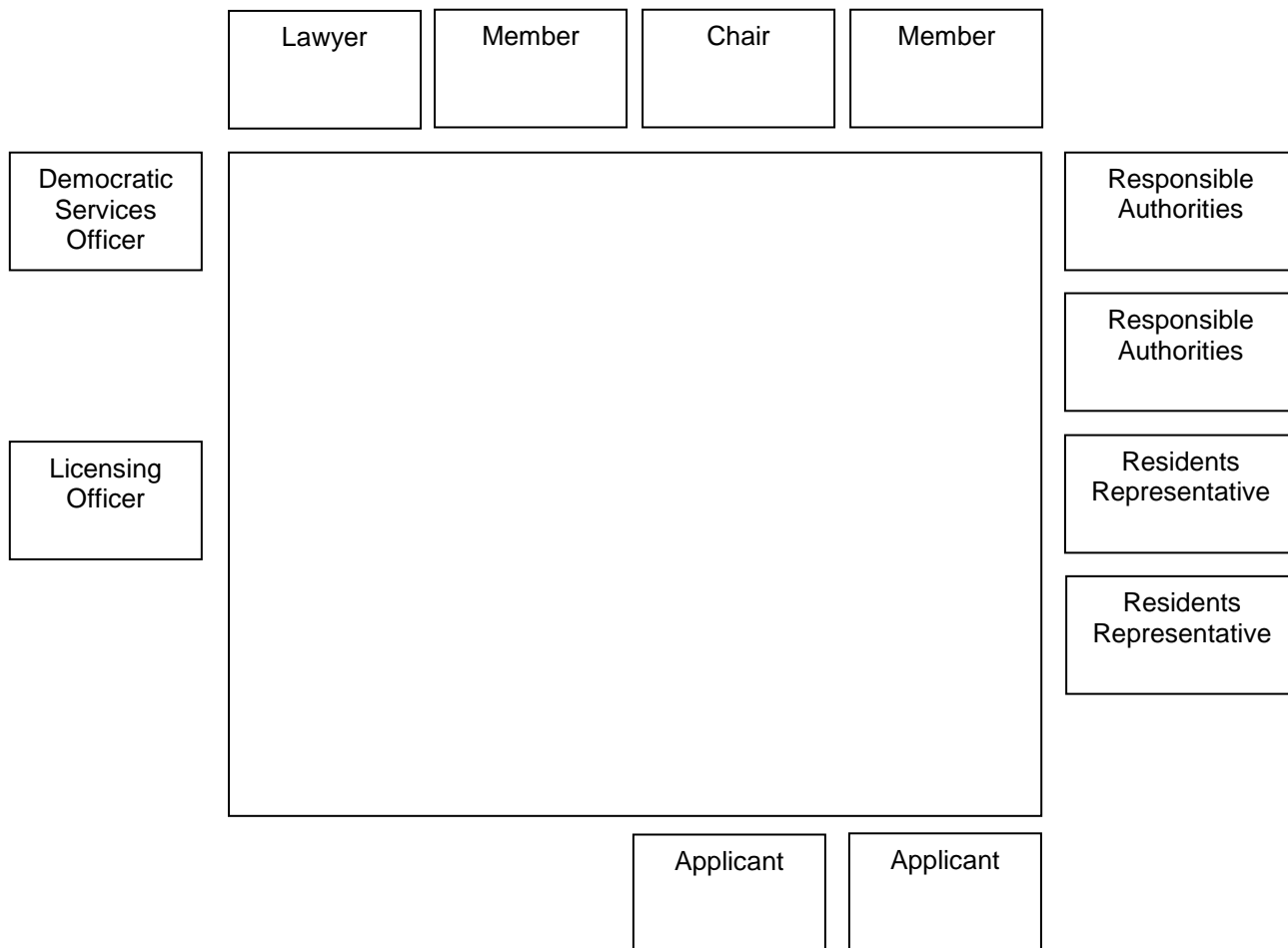
Licensing Panel

(Licensing Act 2003 Functions)

Title:	Licensing Panel (Licensing Act 2003 Functions)
Date:	14 February 2018
Time:	10.00am
Venue	Hove Town Hall, Room G91 - Hove Town Hall
Members:	Councillors: O'Quinn, Hyde and Simson
Contact:	Caroline De Marco Democratic Services Officer 01273 29-1063 caroline.demarco@brighton-hove.gov.uk

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Democratic Services: Meeting Layout



AGENDA

80 TO APPOINT A CHAIR FOR THE MEETING

81 WELCOME & INTRODUCTIONS

82 PROCEDURAL BUSINESS

(a) **Declaration of Substitutes:** Where Councillors are unable to attend a meeting, a substitute Member from the Licensing Committee may attend, speak and vote in their place for that meeting.

(b) **Declarations of Interest:**

- (a) Disclosable pecuniary interests;
- (b) Any other interests required to be registered under the local code;
- (c) Any other general interest as a result of which a decision on the matter might reasonably be regarded as affecting you or a partner more than a majority of other people or businesses in the ward/s affected by the decision.

In each case, you need to declare

- (i) the item on the agenda the interest relates to;
- (ii) the nature of the interest; and
- (iii) whether it is a disclosable pecuniary interest or some other interest.

If unsure, Members should seek advice from the committee lawyer or administrator preferably before the meeting.

(c) **Exclusion of Press and Public:** To consider whether, in view of the nature of the business to be transacted, or the nature of the proceedings, the press and public should be excluded from the meeting when any of the following items are under consideration.

NOTE: *Any item appearing in Part Two of the Agenda states in its heading the category under which the information disclosed in the report is exempt from disclosure and therefore not available to the public.*

A list and description of the exempt categories is available for public inspection at Brighton and Hove Town Halls.

83 OSETA CAFE LICENSING PANEL (LICENSING ACT 2003 FUNCTIONS)

Report of the Executive Director, Neighbourhoods, Communities and

LICENSING PANEL (LICENSING ACT 2003 FUNCTIONS)

Housing (copy attached).

Contact Officer: Dean Love

Tel: 01273 295347

Ward Affected: St Peter's & North Laine

NOTES: *Applicants, Agents, Representatives from Statutory Authorities and Other Interested Parties are kindly requested to wait outside before the beginning of the hearing until called in together by the clerk.*

There may be more than one item on this agenda, and as such the item you are interested in may not be heard until later in the day. However, the Chair reserves the right to alter the running order of the agenda at the start of the meeting without prior notice.

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Meeting papers can be provided, on request, in large print, in Braille, on audio tape or on disc, or translated into any other language as requested.

For further details and general enquiries about this meeting contact Caroline De Marco, (01273 29-1063), email caroline.demarco@brighton-hove.gov.uk or email democratic.services@brighton-hove.gov.uk

Date of Publication - Tuesday, 6 February 2018

Licensing Panel (Licensing Act 2003 Functions)

Agenda Item 83
Brighton & Hove City Council

Subject:	Application for a Variation of a Premises Licence under the Licensing Act 2003		
Premises:	Oseta Café 34 North Road Brighton BN1 1YB		
Applicant:	Elina Sellings		
Date of Meeting:	14 February 2018		
Report of:	Executive Director of Neighbourhoods, Communities & Housing		
Contact Officer:	Name:	Sarah Cornell	Tel: (01273) 295801
	Email:	sarah.cornell@brighton-hove.gcsx.gov.uk	
Ward(s) affected:	St. Peter's And North Laine		

FOR GENERAL RELEASE

1. PURPOSE OF REPORT AND POLICY CONTEXT

- 1.1 To determine an application for a Variation of a Premises Licence under the Licensing Act 2003 for Oseta Cafe.

2. RECOMMENDATIONS:

- 2.1 That the Panel determine an application for a Variation of a Premises Licence under the Licensing Act 2003 for Oseta Cafe.

3. CONTEXT/BACKGROUND INFORMATION & CONSULTATION

- 3.1 The application is for a Variation of a Premises Licence under the Licensing Act 2003. The application proposes removal of condition 15. No beer, lagers or ciders will be sold at the premises.

- 3.2 Section 16 (operating schedule) of the application is detailed at Appendix A

3.3 Summary table of **existing and** proposed activities

	Existing	Proposed
M) Supply of Alcohol	Every Day 12:00 to 22:00 On the premises	No change
O) Hours premises are open to public	Mon – Fri 08:00 to 22:00 Sat 09:00 to 22:00 Sun 10:00 to 22:00	No change
P) Conditions removed as a consequence of the proposed Variation	Condition 15. No beer, lagers or ciders will be sold at the premises.	

3.4 Existing licence attached at Appendix B

3.5 Cumulative Impact. The premises falls within the Cumulative Impact Area (“The Area”) (see paragraphs 3.1 – 3.1.8).

Representations received

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

3.7 Nine representations were received. They were received from local residents, a Resident Association and a local Councillor.

3.8 Representations received had concerns relating to Prevention of Crime and Disorder, Cumulative Impact, Public Safety & Prevention of Public Nuisance,

3.9 An agreement was received from Sussex Police which included conditions relating to Prevention of Crime and Disorder, Public Safety and Protection of Children from Harm and Prevention of Public Nuisance. The operating schedule was amended accordingly.

3.10 Full details of the representations and agreement are attached at Appendix C. A map of the location of the premises and showing those representations within the locality is at Appendix D. Please note that Responsible Authorities, Residents Associations and reps further afield are not shown on the map but can be found at Appendix C.

4. COMMENTARY ON THE LICENSING POLICY

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

1. Introduction

1.1 This Statement of Licensing Policy has been prepared in accordance with the provisions of the Licensing Act 2003 (the Act) and having regard to Guidance issued by the Home Office under Section 182 of the act. The licensing authority is Brighton & Hove City Council. The purpose of this statement is to promote the licensing objectives and set out a general approach to making licensing decisions. The discretion of the licensing authority in relation to applications under the act is only engaged if 'relevant representations' are made by other persons or responsible authorities. This policy will inform the approach to be taken when deciding applications and imposing conditions when relevant representations are received. It is also intended as a guide for applicants as to what to include in their operating schedules, always recognising that if no representations are received, the application must be granted. The licensing authority must carry out its functions with a view to promoting the licensing objectives and this policy is framed around those objectives. Each application will be given individual consideration on its merit. The scope of this policy covers the following:

- Retail sales of alcohol;
- The supply of alcohol by or on behalf of a club, or to the order of, a member of the club;
- The provision of regulated entertainment;
- The provision of late night refreshment.

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 Scope

Licensing is about regulating licensable activities on licensed premises, by qualifying clubs and at temporary events. Any conditions attached to various authorisations will be focused on matters which are within the control of individual licensees and others with relevant authorisations; i.e. the premises and its vicinity. 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.

3 Special Policies and Initiatives

3.1 Cumulative impact

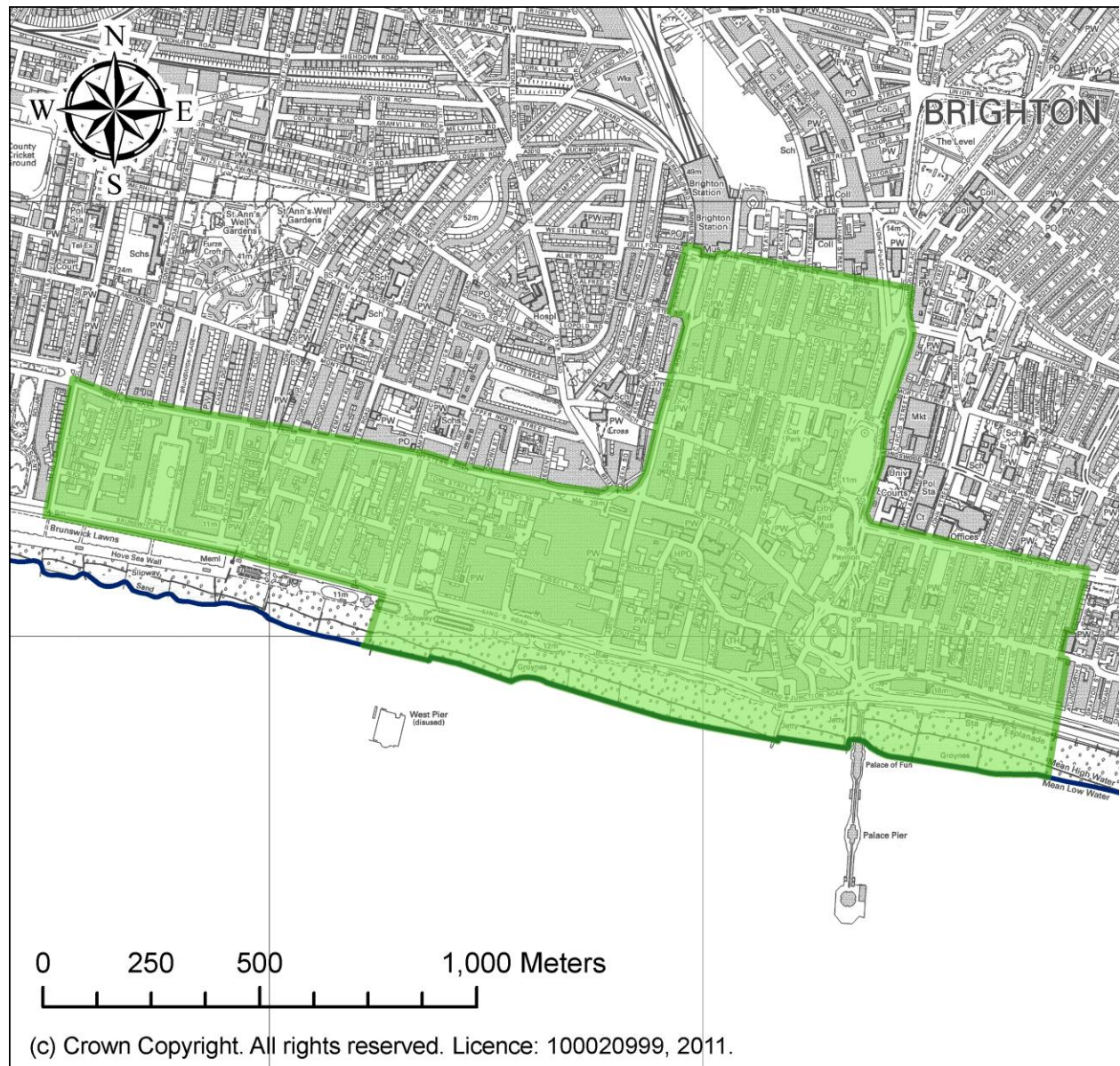
3.1.1 The licensing authority may receive representations from either a responsible authority or other persons that the premises will give rise to a negative cumulative impact on one or more of the licensing objectives. This should not, however, be confused with 'need' which relates more to the commercial demand for a particular type of premises. The issue of 'need' is therefore a matter for the market to decide and can, in some circumstances, be a matter for planning consideration; need therefore does not form part of this licensing policy statement.

3.1.2 **Special Policy** - Cumulative Impact is defined as the potential impact upon the promotion of the licensing objectives of a significant number of licensed premises concentrated in one area.

The licensing authority, after careful consideration, has determined that the concentration of licensed premises in an area of the city centre is causing problems of crime and disorder and public nuisance, and that therefore an approach to 'Cumulative Impact' is necessary as part of its statement of licensing policy. The first Special Policy incorporating a Cumulative Impact Zone (CIZ) and Special Stress Areas (SSA's) were adopted in March 2008. Since that date, the licensing authority has kept the CIZ and SSA's under review. On 15 December 2011 Full Council resolved to expand the CIZ and the special stress area, covering 1.5% of the administrative area of Brighton & Hove City Council. On 20th November 2014 Licensing Committee resolved to confirm the current CIZ and SSA as defined in the current Statement of Licensing Policy.

3.1.3 This special policy will refer to a Cumulative Impact Zone ("the CIZ") in the Brighton city centre, a detailed plan of which is shown below.

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 Holland Road 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 Surrey Street junction with Queens Road; thence along the north side of Trafalgar Street eastwards to its junction with York Place and continuing south-east across to Grand Parade, then south to the 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 Holland Road; northward to that point and along the west side of Holland Road to its northwest boundary and then diagonally across Western Road to its intersection with the west side of Holland Road.

- 3.1.4 The special policy will only be overridden in exceptional circumstances. The effect of this special policy is that applications for new premises licences or club premises certificates within the area, or variations which are likely to add to the existing Cumulative Impact, will be refused following relevant representations. This presumption can be rebutted by the applicant if they can show that their application will have no negative Cumulative Impact.
- 3.1.5 This special policy also applies to all new premises licences and club premises certificates, for example pubs, restaurants and take-away establishments. Off licences also come within this policy as they can contribute to problems of street drinking, proxy purchasing, dispersal issues, preloading and excessive drinking and related disorder.
- 3.1.6 The presumption of refusal does not relieve responsible authorities or other persons of the need to make a relevant representation. If there are no representations, the licensing authority must grant the application in terms consistent with the operating schedule submitted.
- 3.1.7 Furthermore, this special policy is not absolute. Upon receipt of a relevant representation, the licensing authority will always consider the circumstances of each case and whether there are exceptional circumstances to justify departing from its special policy in the light of the individual circumstances of the case. If an application is unlikely to add to the cumulative impact of the area, it may be granted. The impact can be expected to be different for premises with different styles and characteristics. For example, while a large nightclub or high capacity public house might add to problems of cumulative impact, a small restaurant, theatre or live music venue (where alcohol is not the primary activity) may be considered exceptional circumstances. The fact that a premises will be/is exceptionally well managed with a well qualified applicant, or that there are no residential premises nearby, will not be considered exceptional.
- 3.1.8 If the licensing authority decides that an application should be refused, it will still need to show that the grant of the application would undermine the promotion of one of the licensing objectives and that conditions would be ineffective in preventing the problems involved.

3.3 The Matrix Approach

The Licensing Authority will support:

- 3.3.1 Diversity of premises: ensures that there is a mix of the different types of licensed premises and attracts a more diverse range of customers from different age groups, different communities and with different attitudes to alcohol consumption. It gives potential for positively changing the ambience of the city or an area of it. This will have a positive effect in reducing people's fear of crime and in increasing the number of evening visitors to the city centre. The Community Safety Strategy recognises that too many single uses in a confined area and patrons turning out onto the streets at the same time may create opportunities for violent crime and public disorder and therefore supports: mixed use venues encouraging a wider age balance.

3.3.2 A “matrix” approach to licensing decisions has been adopted and is set out below. It provides a framework of what the licensing authority would like to see within its area and gives an indication of the likelihood of success or otherwise to investor and businesses making applications.

Matrix approach for licensing decisions in a Statement of Licensing Policy (times relates to licensable activities)

	Cumulative Impact Area	Special Stress Area	Marina	Other Areas
Restaurant	Yes (midnight)	Yes (midnight)	Yes	Yes (midnight)
Café bar	Yes (11.30)	Yes (midnight)	Yes	Yes (midnight)
Late Night Takeaways	No	Yes (midnight)	Yes	Yes (midnight)
Night Club	No	No	Yes	No
Pub	No	Yes (11pm)	Yes	Yes (midnight)
Non-alcohol lead (e.g. Theatre)	Yes (favourable)	Yes (favourable)	Yes	Yes (favourable)
Off-licence	No	No	Yes	Yes (Up to 11pm but if in densely residential area may be earlier – see note 7 below)
Members Club (club premises certificate)	Yes (<100 capacity) (11pm)	Yes (<100 capacity) (11pm)	Yes	Yes

Notes on matrix

Subject to the following notes, the policy, as represented in the matrix, will be strictly adhered to:

- 1) Each application will be considered on individual merit
- 2) Applications within the CIZ are subject to the special policy on cumulative impact at para 3.1, and those within the special stress area to the special stress policy considerations at para 3.2.
- 3) Departure from the matrix policy is expected only in exceptional circumstances

- 4) Exceptional circumstances will not include quality of management or size of venue except where explicitly stated in policy matrix.
- 5) Exceptional circumstances may include: consultation with and meeting requirements of responsible authorities, an appropriate corporate social responsibility policy, community contribution to off set impact (such as financial contribution to infrastructure), community support, alcohol sale ancillary to business activity (demonstrable to responsible authorities and licensing authority, for instance by licence condition allowing authorised officers access to sales accounts).
- 6) The following licensing activities are encouraged and valued by the licensing authority: outdoor regulated entertainment, community based street parties, members clubs, traditional pubs outside the city centre and non-alcohol led licensable activities, particularly within city centre.
- 7) Other Areas; consideration will be given to the nature of the area and location in relation to any application. In a residential area for example the concerns of local residents will be relevant when considering applications for off-licences, pubs or café bars, especially if there is evidence of anti-social behaviour, street drinking or underage drinking. Earlier closing times may be appropriate. Regard will be had to the Public Health Framework for assessing alcohol licensing and the Street Community and Drug Activity Profile. These documents are available on the following page of our website www.brighton-hove.gov.uk/licensingact.
- 8) In an area where there are already several existing off-licences and where representations are received about negative cumulative impact on the licensing objectives of a further premises, the application may be refused on these grounds.
- 9) Outdoor events will be supported where arranged through the council's event planning process. Generally, regulated entertainment in the open air including tents and marquees should have a maximum closure hour of 2300. Earlier hours may be imposed in sensitive open spaces or near residential areas. The Licensing Authority will have regard to Noise Council guidance.

3.3.3 Café Bars - the licensing authority may be prepared to look favourably upon an application for the grant of a licence, subject to the following conditions that will prevent the premises becoming a public house.

- The sale of intoxicating liquor and other beverages shall be waiter/waitress service for consumption by persons seated at tables.
- Substantial food shall be available at all times.

4 Prevention of Crime and Disorder

4.1.1 The following details and measures are intended to address the need for the prevention of crime and disorder which may be associated with licensed premises and certificated club premises. Conditions attached to licences and certificates will, as far as possible, reflect local crime reduction strategies.

4.1.2 The licensing authority acknowledges that training and good management play a key part in preventing alcohol and drug related crime. The authority expects that all licensees of on-licensed premises attend training programmes which will raise their awareness of the issues relating to drugs and violence in licensed premises, and that suitable training be extended to all bar staff and door supervisors so that drug dealers and users will be deterred from using licensed premises for illegal

purposes and that incidents of violence in licensed premises will be reduced. Licensees are also encouraged to attend training programmes to help identify children at risk and issues of basic child protection. It is the duty of the designated premises supervisor (DPS) to train staff on induction concerning conditions on their premises licence.

- 4.1.3 It is expected that the DPS will spend a significant amount of time on the premises. When not on the premises it will be essential that the DPS is contactable, particularly should problems arise with the premises and that staff are authorised by the DPS.
- 4.1.4 The location of violent attacks, anti-social behaviour and hate crime or related incidents may be used to justify closing times.

5 Public Safety

- 5.1 The following details and measures are intended to address the need for the protection of public safety which may be associated with licensed premises and certificated club premises.
 - 5.1.1 The permitted capacity is a limit on the number of persons who may be on the premises at any time, following a recommendation by the relevant fire and rescue authority under the Regulatory Reform (Fire Safety) Order 2005. For any application for a premises licence or club premises certificate for premises without an existing permitted capacity where the applicant wishes to take advantage of the special provisions set out in section 177 of the 2003 Act, the applicant should conduct their own risk assessment as to the appropriate capacity of the premises. They should send their recommendation to the fire and rescue authority which will consider it and decide what the “permitted capacity” of those premises should be.
 - 5.1.3 Conditions may be imposed in accordance with operating schedules to protect public safety including where justified:
 - (a) provision of closed-circuit television and panic buttons.
 - (b) use of shatterproof drinking vessels; bottles requiring use of toughened glass or plastic should normally be required unless applicants can show exceptional reasons.
 - (c) use of door supervisors, licensed by the Security Industry Authority.
 - (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.

6 Prevention of Public Nuisance

- 6.1 The following details and measures are intended to address the need for the prevention of public nuisance which may be associated with licensed premises and certificated club premises.
- 6.1.1 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, 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).
- 6.1.5 In determining applications for new licences or extensions in hours or terminal hours of licensed premises, regard will be had to late night public transport availability and location of taxi ranks to aid dispersal of customers.
- 6.1.6 Reasonable controls are available to all premises operators to minimise the impact of noise from customers outside. The council's Environmental Health Department has issued guidance on a number of steps that can be taken in this respect which are endorsed by this policy (see 6.2 below).

6.2 Smoking Advice

- 6.2.1 Premises licence holders will be expected to:
- Develop a management plan on how to manage smoking on your premises and ensure that all staff are aware of the contents of this plan, and that it is effectively implemented. Noise from people smoking and talking can be intermittent, vary in character and volume and be intrusive. An effective smoking management plan will help prevent neighbours being disturbed.
 - Comply with any planning conditions restricting the use of outdoor areas.
 - Ensure that any structures used by smokers comply with the design criteria detailed in the Heath Act 2006 and that any structures, awnings, retractable canopies, etc. have the relevant planning permission.
 - Ensure any new lighting to outdoor areas must be designed so as not to cause a light nuisance to neighbours and again have the relevant planning permission and building control consent.
 - Ensure that the conditions on the premises licence are complied with. There may be conditions restricting the hours of use of gardens and outdoor areas. Having reviewed the contents of the premises licence you may find it necessary to request a variation of your licence.
 - Licence tables and chairs on the Public Highway under the provisions of the Highways Act 1980. These licences may have conditions restricting the times that the area can be used.
 - Ensure drinks, glasses and bottles are not taken onto the highway unless there is a tables and chairs licence permitting use. A system should be

adopted to prevent theft and 'spiking' of drinks, and reminding customers not to leave unattended items.

- Discourage smokers remaining in gardens and outdoor areas and determine terminal hours.
- Discourage smokers remaining outside by removing/disabling tables and chairs or prohibiting their use after a certain time. Lights and heaters will also be turned off.
- Introduce a system that after a certain time the number of smokers outside are restricted to a maximum number. Staff will be needed to manage this restriction.
- Employ staff and/or SIA registered door supervisors to manage doors and control customers and smokers entering and leaving the premises. Staff positioned on the doors can help to encourage customers not to cause a noise problem. It may be that staff are required to manage doors after a certain time, particularly during the hours when neighbouring residents are trying to sleep.
- Ensure door supervisors maintain order outside venues and protect customer safety. BCRP supports the use of Night Safe. Radio net and other pager systems and pub watch schemes can be used to provide for rapid police response and alert other venues where customers and staff are endangered.
- Position signs to remind customers that the premises is in an area where people live. It is not always obvious in busy commercial streets with flats above. By changing the design and wording of signs customers do not forget. Signs can be located in and outside the premises and on tables.
- Use CCTV to manage outside areas.

6.2.2 Licensed premises should normally display prominent, legible signs at exits reminding customers to leave in a quiet, peaceful, orderly manner.

8 Integration of Strategies

8.1 The licensing authority shall secure the proper integration of this policy with local crime prevention, planning policy, transport, tourism and cultural strategies by:-

- Liaising and consulting with the Sussex Police, Community Safety Forum, Sustainability Commission representatives and following the guidance in community safety and crime and disorder strategy
- Liaising and consulting with Public and Alcohol Programme Board
- Liaising and consulting with the East Sussex Fire & Rescue Service
- Liaising and consulting with the Local Strategic Partnership, Safety Advisory Group (Emergency Planning) and Equalities and Social Justice Consultation Forum
- Liaising and consulting with the Planning authority
- Liaising and consulting with the Highways authority
- Liaising and consulting with local business and business associations. Having regard to any future documents issued relating to the Private

Security Industry Act 2001, for example liaison or information sharing protocols

- Liaising and consulting with the Trading Standards Team, for example with regard to test purchasing codes of practice

- 8.2 In line with statutory requirements and the Council's Inclusion Policy, the Licensing Authority shall have due regard to the need to eliminate unlawful discrimination, and to promote equality of opportunity and positive relations between persons of diverse backgrounds, for example communities of interest such as: lesbian, gay, bisexual and transgender people; disabled people; racial and ethnic groups; religious and faith groups.
- 8.3 This policy supports the aims of the tourism strategy, recognising the benefits for the tourism economy of creating a safer and more attractive city centre and improving competitiveness with other European cities. The Licensing Committee should receive any reports relevant to the needs of the local tourist economy and the cultural strategy for the area to ensure that it considers these matters.
- 8.4 The Licensing Committee should receive relevant information relating to the employment situation of the area and the need for new investment and employment where appropriate.
- 8.5 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, use of the NightSafe radio system or accredited scheme, 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. Certificates issued to club premises shall reflect local crime prevention strategies and may include any or all of the requirements listed above.
- 8.6 The licensing authority will have regard to the need to disperse people quickly and safely from the city centre to avoid concentrations which may produce disorder and disturbance.

5. FINANCIAL & OTHER IMPLICATIONS:

Financial Implications:

- 5.1 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 Monica Brooks

Date: 26/01/18

Legal Implications:

5.2 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: 26/01/18

Equalities Implications:

5.3 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.

Sustainability Implications:

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

SUPPORTING DOCUMENTATION

Appendices:

1. Appendix A – Section 16 (operating schedule) of the Application
2. Appendix B – Part A of Premises Licence
3. Appendix C – Representations and agreement
4. Appendix D – Map of area

Documents in Members' Rooms

Brighton & Hove City Council, Licensing Act 2003: Statement of Licensing Policy 2016 as amended 24th March 2016.

Home Office, Revised Guidance issued under section 182 of the Licensing Act 2003, April 2017.

Public Health Framework for assessing Alcohol Licensing. Annual Report – Ward. 3rd edition. Public Health Intelligence. October 2017

Background Documents

Brighton & Hove City Council, Licensing Act 2003: Statement of Licensing Policy 2016 as amended 24th March 2016.

APPENDIX A

Section 16 of 18

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

All staff will be advised of licensing law in their supervision before they are allowed to serve alcohol.

Training will also be provided on premises' specific policies relevant to the operation of the business.

Alcohol display areas will be covered by CCTV that is already in place and the image is of a good quality.

A record will be kept of the date and name of person trained or advised and be made available for inspection by the police or licensing authority.

Training will also cover dealing with, logging and reporting incidents if they occur.

Customers will be offered the smallest measure of alcohol and will be encouraged to consume it with food.

A full risk assessment taking into account public safety will be carried out at the premises to identify potential hazards posed to staff or customers and setting out precautions to manage the hazards.

Refusing entry to anyone who appears to be showing signs of drug use and contacting the emergency services in appropriate circumstances.

Refusing sale of alcohol to under 18's.

b) The prevention of crime and disorder

CCTV is already in place capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition.

This equipment is maintained in good working order, and recordings are kept in date order and kept for a period of 31 days and handed to a Police Officer/Local Authority Officer on demand.

The Premises License Holder will ensure that at all times a Designated Premises Supervisor (DPS) or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format to a Police Officer/Local Authority Officer on demand.

No drinks will be served to persons already intoxicated and/or displaying signs of potential dangerous or disorderly behaviour.

An incident book will be maintained at all times to record any incidents of note.

All unmixed spirits will be displayed behind the counter and supplied to person's tables.

c) Public safety

There will be a personal licence holder on duty on the premises or an authorised supervisor when the premises are authorised to sell alcohol.

No drinks will be served to persons already intoxicated and/or displaying signs of potential dangerous or disorderly behaviour.

A zero tolerance policy to the use of drugs will be adopted by the premises and staff.

d) The prevention of public nuisance

The supply of alcohol shall be by waiter or waitress service only.

Substantial food and non-intoxicating beverages will be available on the premises.
There will be no outside drinking at the premises.

No entertainment, performance, service, or exhibition involving nudity or sexual stimulation will be provided.

With the exception of residents and their bona fide guests, no alcohol will be consumed more than 30 minutes after the permitted hours for the supply of alcohol.

e) The protection of children from harm

A Challenge 25 proof of age scheme will be operated at the premises where the only acceptable forms of identification shall bear their photograph, date of birth and a holographic mark.

A log shall be kept detailing all refused sales of alcohol.

The log will include the date time of the refused sale and the name of the member of staff who refused the sale.

The log will be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises are open.

Premises will keep up to date records available for inspection of staff training in respect of age related sales.

Notices will be clearly displayed in the premises to emphasis to customers the prohibition on providing sales of alcohol to persons under the age of eighteen years.

**Premises Licence
Brighton and Hove City Council**

Premises Licence Number

1445/3/2015/05698/LAPREN

Part I – Premises Details

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

Oseta Cafe
34 North Road
Brighton
BN1 1YB

Telephone number 01272 601074

Licensable activities authorised by the licence

Sale by Retail of Alcohol

Times the licence authorises the carrying out of licensable activities

Sale by Retail of Alcohol

Every Day 12:00 - 22:00

The opening hours of the premises

Monday to Friday 08:00 – 22:00
Saturday 09:00 – 22:00
Sunday 10:00 – 22:00

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

Alcohol is supplied for consumption on the Premises.

Part 2

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

Elina Sellings
34 North Road
Brighton
BN1 1YB

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

Elina Sellings

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 I - Mandatory conditions

S 19; mandatory conditions where licence authorises supply of alcohol

1. 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
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - (e) dispensing 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).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

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

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.
6. The responsible person must ensure that—
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

Minimum Drinks Pricing

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1 —
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979:
 - (b) “permitted price” is the price found by applying the formula—

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

where—

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

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

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

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

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

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the Operating Schedule

For the Prevention of Crime and Disorder: See Annex 3

For Public Safety: See Annex 3

For the Prevention of Public Nuisance: See Annex 3

For the Protection of Children from Harm: See Annex 3

Annex 3 – Conditions attached after a hearing for a new premises licence application by the Licensing Authority held on 08.01.16

For the Prevention of Crime and Disorder:

1. Alcohol will be served by waiter/waitress service to persons seated at tables. There will be no vertical drinking.
2. Digital CCTV and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV System (PSDB Publication Number 09/05), operated and maintained throughout the premises internally and externally to cover all public areas, including the entrance to the premises. The system shall be on and recording at all times the premises licence is in operation.
3. The CCTV cameras and recording equipment must be of sufficient quality to work in all lighting levels inside the premises at all times.
4. CCTV footage will be stored for a minimum of 31 days.
5. The management will give full and immediate cooperation and technical assistance to the Police in the event that CCTV footage is required for the prevention and detection of suspected or alleged crime.
6. The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy.
7. Subject to Data Protection guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk for the police without difficulty or delay and without charge to Sussex Police.
8. Any breakdown or system failure will be remedied as soon as practicable with actions taken in this regard being recorded.
9. Authorised staff employed by Sussex Police in the role of licensing officer shall have the right of access to the licensed premises during hours of operation for the purpose of inspection of the premises and premises records in order to ensure the promotion of the licensing objectives.
10. All unmixed spirits will be displayed behind the counter and supplied to person's tables.

For Public Safety:

11. There will be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.

For the Prevention of Public Nuisance:

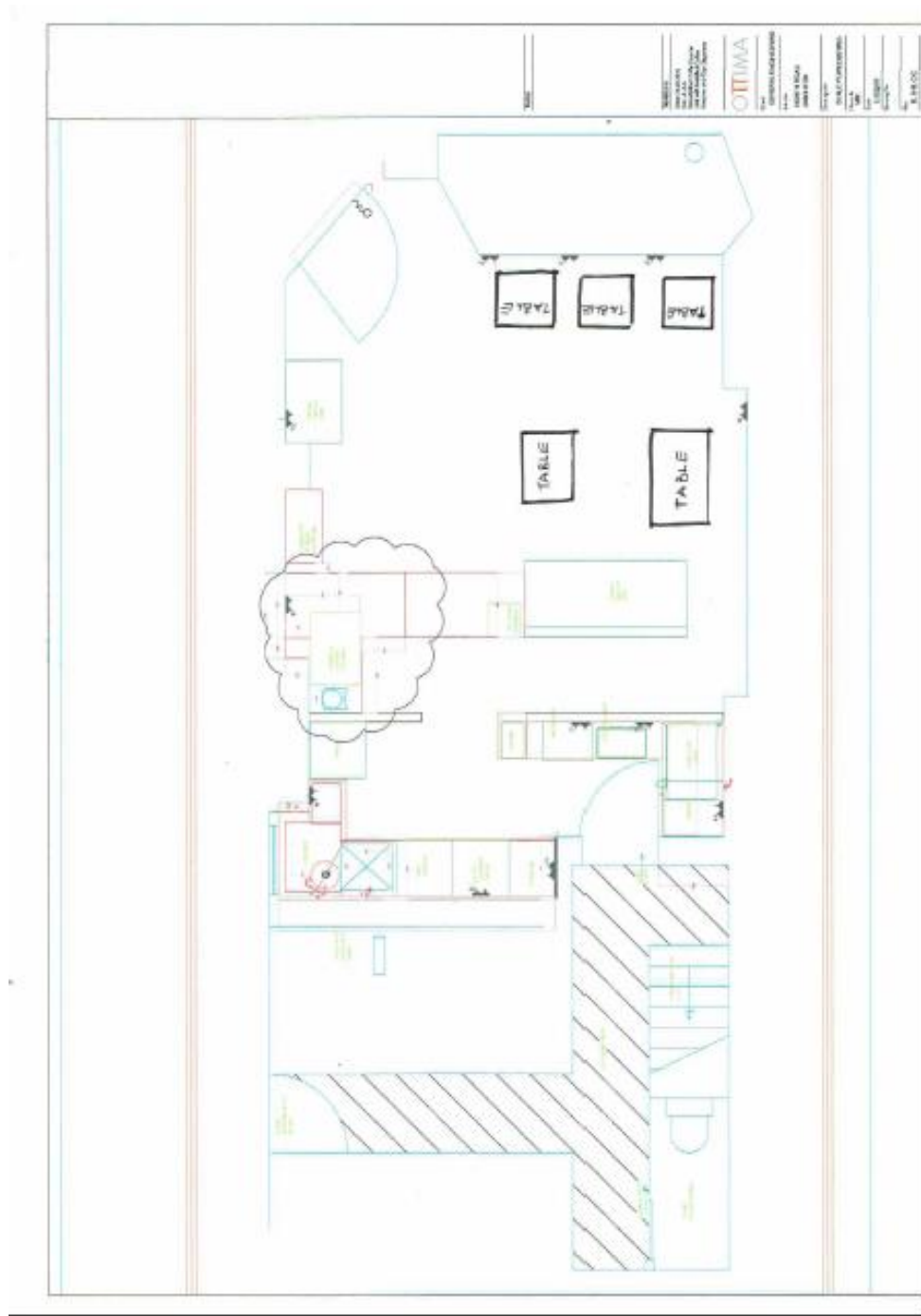
12. Substantial food and non-intoxicating beverages will be available on the premises.
13. Notices shall be prominently displayed at the exit requesting patrons to respect the needs of local residents and leave the area quietly.
14. There will be no outside drinking at the premises.
15. No beer, lagers or ciders will be sold at the premises.
16. No entertainment, performance or exhibition involving nudity or sexual stimulation will be provided.

For the Protection of Children from Harm

17. The Premises Licence Holder shall ensure that all staff members engaged or to be engaged, in selling alcohol at the premises shall receive the following induction training. This training will take place prior to the selling of such products:
 - a. The lawful selling of age restricted products;
 - b. Refusing the sale of alcohol to a person who is drunk.
18. Further verbal reinforcement/refresher training covering the above will be carried out thereafter at intervals not to exceed eight weeks, with the date and time of the verbal reinforcement/refresher training documented.
19. All such training undertaken by staff members shall be fully documented and recorded. All training records shall be made available to Sussex Police, officers of the local authority and Brighton & Hove Weights & Measures Officers upon request.
20. The premises will operate a "Challenge 25" policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age. The recommended forms of ID that will be accepted are passports, driving licences with a photograph or 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 licence or conditions attaching to it.
21. Signage advertising the "Challenge 25" policy will be displayed in prominent locations inside the premises.

22. The premises shall at all times maintain and operate refusals recording system (either in book or electronic form) which shall be reviewed by the Designated Premises Supervisor at intervals of no less than 4 weeks and feedback given to staff as relevant. This refusals book shall be available upon request to police staff, local authority staff and Weights and Measures officers.

Annex 4 – Plans



APPENDIX C

✓ PCD
PPN
CVC BR

SC CON ENOS 18-1-18 (A)

[REDACTED]

Brighton & Hove City Council
15 JAN 2018
Health, Safety & Licensing

12/01/2018

DEAR SIR/MADAM.

OSETA CAFE. FORMERLY GENERAL ENGINEERS/FOODWORKS. 34 NORTH ROAD

1445/3/2017/06064/LAPREV

I WISH TO OBJECT TO THE ABOVE APPLICATION TO VARY THE EXISTING LICENCE TO INCREASE THE SALE OF ALCOHOL TO INCLUDE BEER, CIDER AND LAGER. I KNOW FOR A FACT THEY ARE ALREADY SELLING IMPORTED BEERS.

MY REASONS FOR THIS OBJECTION ARE PUBLIC SAFETY, PREVENTION OF PUBLIC NUISANCE. STREET DRINKING AND CRIME AND DISORDER.

I LIVE IN A SHELTERED HOUSING BUILDING ONLY A FEW METERS AWAY FROM THIS CAFE, WE ARE IN A CUL DE SAC. PEOPLE LIVING HERE ARE ALL ELDERLY MOSTLY IN THEIR 70'S OR 80'S.

THERE IS NO PUBLIC TOILET INSIDE THIS CAFE AND WE GET MANY OF THEIR CUSTOMERS COMING ONTO OUR PROPERTY AND URINATING (AND WORSE) IN OUR GARDEN. THE POLICE ARE INFORMED AND I HAVE SUPPLIED THEM WITH PHOTOS.

THIS CAFE IS NOW OPEN UNDER A DIFFERENT NAME UNTIL 1 AM AND WE GET GROUPS OF PEOPLE CONGREGATING IN THE STREET ON THE CORNER AND MAKING NOISE NUISANCE. IT IS ALSO VERY INTIMADATING IF WE HAVE TO WALK PAST THESE PEOPLE TO GET ACCESS TO OUR HOME.

MANY TIMES I HAVE WATCHED CUSTOMERS LEAVE THIS CAFE COME INTO OUR CUL DE SAC, SHOUTING, SINGING AND FIGHTING AND ARGUEING, DISTURBING THE PEACE AND CAUSING GENERAL NUISANCE.

WE ALREADY HAVE NOISE, DRUNKENESS IN THIS AREA AS THERE ARE SO MANY OUTLETS SELLING ALCOHOL, I KNOW THIS IS A CUMULATIVE IMPACT ZONE AND WE GET A LOT OF PROBLEMS HERE WITH ANTI SOCIAL BEHAVIOUR, STREET DRINKING AND CRIME AND DISORDER.

FOR THE REASONS STATED ABOVE I RESPECTFULLY REQUEST YOU REFUSE THIS APPLICATION.

[REDACTED]

✓ Valid
PPN #

SC CON ENDS 18-1-18 (B)

Jan 12th 2018

Dear Elina Sellings

9th Jan.

Your ref 2017/06064/HAPREV.

In reply to your letter of
With ref to my complaint to
the council re "OSETA" Cafe North Road B'tn.

I understand this cafe has
a pre-existing licence from Jan 2016, my objection
is regarding the "variation" to this licence which
at the moment can sell wine. 1445/3/2017/06064/HAPREV.

This cafe is trading after 6pm
under another name & wants to sell Beer, Lager/
Cider which will greatly increase the noise at night
for us in this over 60's scheme & also increase
the patrons using our garden as a toilet so I
respectfully request that you will consider my
complaint & do not allow the removal of condition
15 for the reasons I have stated above.

Yours Sincerely

[Redacted signature and address]

Brighton & Hove City Council
15 JAN 2018
Health, Safety & Licensing

-----Original Message-----

[REDACTED]
Sent: 15 January 2018 20:24

To: EHL Safety

Subject: Re planning application I445/3/2017/06064/LAPREV Oseta Cafe. 34 North Road.

SC CON ENDS 18.01.18 VALID PPN & PCD (C)

Planning reference number -I445/3/2017/LAPREV
Oseta Cafe 34 North Road. Brighton.

We write to you today to object to the planning application to remove the following condition: 15. No beer, lagers or ciders will be sold at the premises.

As residence of a sheltered accommodation block for the over 60's, that has its entrance way alongside the Oseta Cafe in North Road Brighton, we are subject to random and sporadic acts of alcohol fueled anti-social behaviour all year round.

We accept not all these acts are as a consequence of alcohol sold at the Oseta Cafe. However the numerous locations in the North Laine area that do sell alcohol greatly diminish our quality of life.

The one major problem with the Oseta Cafe is the lack of a toilet for the use of patrons. The entrance way to Alfred Davey Court is just outside the cafe door. We have a garden area that is regularly used as a urinal and occasionally used for defecation. This is a daily occurrence in the summer months, and it matters not that it is daylight or darkness. The need to expel bodily waste is paramount and the presence of alcohol in the system acts as an agent to lessen inhibition – so we have all seen drunkards and louts urinating in full view of our windows. And defecating in the bushes in our garden area. To a drunk/lout the painted word “PRIVATE” on our car park entrance acts as no deterrent at all.

The sale of alcohol is a money spinner and those benefiting care nothing for the actions of the customer once alcohol has been paid for and consumed. The number of outlets in Brighton and Hove selling any alcohol product needs to be drastically trimmed at every opportunity for the foreseeable future.

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

From: Lizzie Deane
Sent: 18 January 2018 23:55
To: EHL Safety
Subject: Osama Cafe, 34 North Street

SC CON ENDS 18.01.18 VALID PCS, PNN & CIZ (D)

Dear EHL team,

I write in my capacity of ward councillor to support the NLCA and local residents in their objection to this application.

The premises lies within the CIZ where residents have long suffered the effects of alcohol related anti-social behaviour, noise and nuisance. Granting this licence would not promote the council's licensing objectives.

Yours sincerely
Lizzie Deane

Councillor Lizzie Deane

Green Party member for St Peters and North Laine ward
Deputy Convenor of the Green Group of Councillors
Member of Licensing Committee (party spokes),
Health Overview and Scrutiny Committee
East Sussex Fire and Rescue Authority
Trustee of The Brighton Fund

OBJECTION TO LICENCE

FOR ALCOHOL

RE. 14L5/3/2017 06064

LAPREV OSETA CAFE

34 NORTH ROAD

BRIGHTON

Valid PCD
① SC CON ENOS 18/1/18 JAMES CURETON
TEL 01273 735957 (E) 10 ALFRED DAVEY
COURT BREAD ST

Brighton & Hove City Council
22 JAN 2018
(POSTED 1st CLASS ON 16/1/18)
Health, Safety & Licensing

BRIGHTON.

Dear Sir or Madam,

JM

writing to you concerning
your intention to grant

A LICENCE FOR ALCOHOL

to be consumed on the
premises of the OSETA

②
CAFE. Well I object
to this, for as there
isn't a TOILET in the
cafe, some of the
patrons of the Opera
feel they have CARTE BLANCHE
to use our Beautiful
Garden as a substitute

③

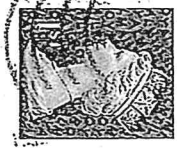
for a Toilet. Plus due
to the consumption of
Spirits and Beer, this
invariably leads to Fights
and Sorrow and Tragedy
So the onus is on you
to refuse the licences.

YOURS SINCERELY


JB

HEAD OF PHARMACY
HEALTH & SAFETY
BRIGHTON & HOVE CITY COUNCIL
BARTHOLOMEW HOUSE
BARTHOLOMEW SQUARE
BN1 1JP

Mail Centre
20:58:07
Winner of the 2017
BEST NEW
PROTECTION



SC CON ENDS 16/1/18 (F) VALID PNR
C1Z
CD

Brighton & Hove City Council
(Posted 1st class on
16/1/18)
22 JAN 2018

Bayey Court
Bread Street
BN1 1TZ

Head of Planning - Public Protection,
Health, Safety & Licensing / LAPREV Oseta Cafe
H45/3/2017/06064

I write in respect of the above application and object to this application on the grounds of the noise and Anti social behavior this will generate. When the cafe is open in the evening our gardens are used as a toilet as there is no public toilet in the cafe.

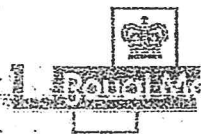
This is a SHELTERED ACCOMMODATION UNIT and as such many elderly people live here.

We suffer enough noise and pollution from the numerous public houses in the area.

Please do not grant this licence.

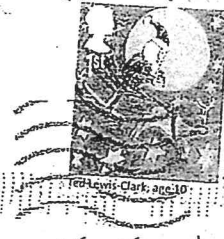
Yours sincerely

A large black rectangular redaction box covering the signature and name of the sender.



Mail Centre
16/01/2018
20:57:56
2274211374

Winner of the 2017
T.S. Eliot Prize for
Best New
Poetry Collection



HEAD OF PLANNING - PUBLIC PROTECTION,
HEALTH & SAFETY LICENSING,
BRIGHTON, HOVE CITY COUNCIL
BARTHOLOMEW HOUSE
" SQUARE
BN1 1JP.

Valid ✓
PN
CD & CIZ

[REDACTED]
[REDACTED]
[REDACTED]

SC CON ENDS 13/1/18 (C)

JAN 15TH 2018

YOUR REF1445/3/2017/06064/LAPREV OSETA CAFE

Dear Sir,

With regard to the above application I should like to object to this stating many reasons why this application is not acceptable. I am a pensioner living in one of the two Housing Association Assisted Living Schemes in Bread Street, this shop is on the corner, used to be a second hand/junk shop and is now a small cafe. These premises have no real toilet facilities and any customer wishing to use the toilet has to go through the kitchen to use the only available toilet, there are no public conveniences near. Why are the public health people allowing this.

During the evening our gardens are the next best solution with urine and faeces familiar sites in our gardens. I have a flat that overlooks the garden which I like to work in and some of the disgusting messes I have to clear up are a frequent hazard.

The amount of drunkenness in Brighton late at night is another reason for not allowing these plans to go ahead. People in these buildings keep early hours if allowed and sometimes the noise is dreadful.

We already have problems with homeless people sleeping rough here who again use our gardens as a toilet.

Please do not ignore these problems as surely there are enough facilities in this area selling alcohol without adding another.

Yours Sincerely

[REDACTED]
[REDACTED]

[REDACTED]

Brighton & Hove City Council
Posted 1st class 15/1/18
19 JAN 2018
Health, Safety & Licensing

Planning application

1445/3/2017/06064

Valid ✓
PN
CD & C1Z

Brighton & Hove City Council
Posted 1st class 15/1/18
19 JAN 2018
Health, Safety & Licensing

[Redacted]
[Redacted]
[Redacted]
[Redacted]

SC CON ENDS 18/1/18

(H)

Jan 15 2018

With reference to the application of Oeta Caf to extend their existing presence until take evening I strongly object considering we have many licensed premises in North Road without adding another we have problems with people using of our grounds as a toilet now & as this shop has no adequate toilet facilities & no way of improving this as the shop is too small. I can see worse problems in the future.

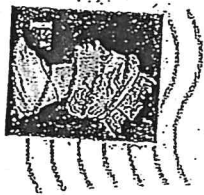
The noise factor is another reason. I live on the ground floor & have chased people sitting behind the bushes to squat outside my window to relieve themselves. Brighton is a noisy city & its hard enough without inviting more.

Please see sense & deny these plans

Yours sincerely

[Redacted signature]

Royal Mail
Gatwick
Mail Centre
15/01/2018



Head of Planning & Publishing

Health & Safety Learning

Brighton & Hove City Council

Beetham House

Southdowns

BM1 1TP

NORTH LAINE

COMMUNITY ASSOCIATION



Head of Planning & Public Protection
Health & Safety and Licensing
Brighton & Hove City Council
Bartholomew House
Bartholomew Square
Brighton BN1 1JP

16 January 2018

SC CON ENDS 18.01.18 VALID PCD, PNN, PS & CIZ (I)

Dear Sir/Madam

1445/3/2017/06064/LAPREV Oseta Café, 34 North Road

We write on behalf of the North Laine Community Association in respect of the above application to remove Condition 15 from the current licence. We object to this application on the grounds of Prevention of crime and disorder, Public safety, and Prevention of public nuisance.

The premises lies within a Cumulative Impact Zone, adjoining the North Laine Conservation Area, an area that is particularly challenging with high incidents of anti-social behaviour, crime and disorder and street drinking.

As the North Laine is classed as a CIZ we feel that a Variation to sell beer, lager and cider every day would exacerbate the problems that the area suffers from. Since the introduction of flexible opening hours in 2003 residents have had to put up with increased levels of noise from drinkers during the day and night, leading to increased levels of anti-social behaviour and vandalism, in and around the area that includes North Road.

An additional licence to sell beer, lager and cider from the above premises would add to the existing Cumulative Impact. It would not enhance this part of North Road, bearing in mind the problems which affect all our residents due to the highly concentrated number of licensed premises in the area, as well as located close to William Colliers House and Brighthelm where a high number of alcohol-related incidents occur.

We are concerned that for or some months now Oseta Café has been operating under the name Pakal Taco Bar from 6 – 10.30 on Wednesdays – Saturdays, selling imported beers. Before that it was also operating under another name until late in the evenings. The Oseta sign on the fascia is covered with their evening sign. The current licence allows Oseta to operate to 10pm. Please see attached.

We ask that you refuse this application.

Yours faithfully

Sandy Crowhurst and
Roy Skam

North Laine Community Association, charity no 273989
Licensing Coordinator, Roy Skam, 2 Windsor Street BN1 1RJ,
Planning and Environment Coordinator, Sandy Crowhurst, 41 Kensington Place BN1 4EJ

PAKAL

TACO BAR

Authentic Mexican Taquiza



Mexican owned pop-up taco bar.

Serving tacos, tequilas, imported beers and
all the trimmings of
traditional Mexican party food.

¡Food for celebrating!

Wednesday-Saturday 18:00-22:30


34 North Road

Brighton

BN1 1YB

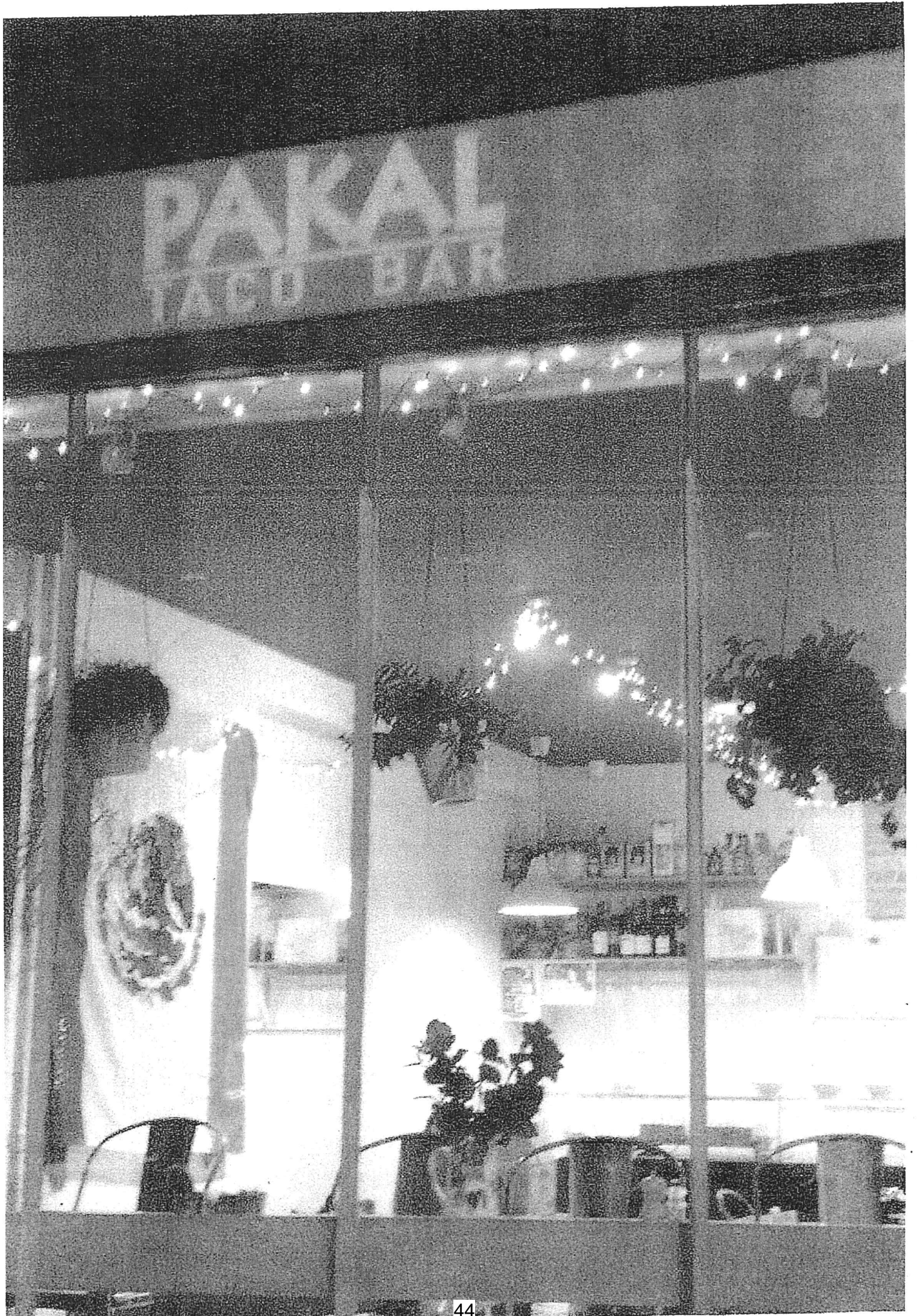
info@pakaltacobar.co.uk

07817 129298

  @pakaltacobar

Private Bookings Welcome

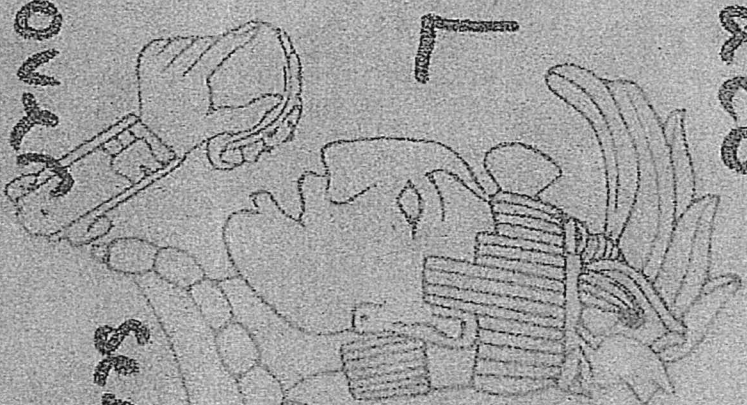
Takeaway Available



CLOSED

Dear Taco
lovers,
PARKAL
TACO
BAR

... and will
be re-open
from the
10th Jan.
We look
forward to
seeing you in
2018!
Xmas & New Year...
♡



APPENDIX D

