

Licensing Sub-Committee Agenda



To: Councillors Pat Clouder, Maddie Henson and Margaret Bird

The pre-meeting will be held in the Member's Area, Town Hall.

A meeting of the **Licensing Sub-Committee** which you are hereby summoned to attend, will be held on **Wednesday, 1 May 2019** at **10.30 am** in **Council Chamber, Town Hall, Katharine Street, Croydon CR0 1NX**

JACQUELINE HARRIS BAKER
Council Solicitor and Monitoring Officer
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www.croydon.gov.uk/meetings
Tuesday, 23 April 2019

Members of the public are welcome to attend this meeting.
If you require any assistance, please contact the person detailed above, on the righthand side.

N.B This meeting will be paperless. The agenda can be accessed online at www.croydon.gov.uk/meetings

AGENDA – PART A

1. Appointment of Chair

To appoint a Chair for the duration of the meeting.

2. Apologies for Absence

To receive any apologies for absence from any members of the Committee.

3. Disclosure of Interests

In accordance with the Council's Code of Conduct and the statutory provisions of the Localism Act, Members and co-opted Members of the Council are reminded that it is a requirement to register disclosable pecuniary interests (DPIs) and gifts and hospitality to the value of which exceeds £50 or multiple gifts and/or instances of hospitality with a cumulative value of £50 or more when received from a single donor within a rolling twelve month period. In addition, Members and co-opted Members are reminded that unless their disclosable pecuniary interest is registered on the register of interests or is the subject of a pending notification to the Monitoring Officer, they are required to disclose those disclosable pecuniary interests at the meeting. This should be done by completing the Disclosure of Interest form and handing it to the Democratic Services representative at the start of the meeting. The Chair will then invite Members to make their disclosure orally at the commencement of Agenda item 3. Completed disclosure forms will be provided to the Monitoring Officer for inclusion on the Register of Members' Interests.

4. Urgent Business (if any)

To receive notice of any business not on the agenda which in the opinion of the Chair, by reason of special circumstances, be considered as a matter of urgency.

5. Licensing Act 2003: Application for a Premises Licence
(Pages 5 - 84)

6. Exclusion of the Press and Public

The following motion is to be moved and seconded where it is proposed to exclude the press and public from the remainder of a meeting:

“That, under Section 100A(4) of the Local Government Act, 1972, the press and public be excluded from the meeting for the following items of business on the grounds that it involves the likely disclosure of exempt information falling within those paragraphs indicated in Part 1 of Schedule 12A of the Local Government Act 1972, as amended.”

PART B

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REPORT TO:	LICENSING SUB COMMITTEE 1 May 2019
AGENDA ITEM:	
SUBJECT:	LICENSING ACT 2003 – APPLICATION FOR A PREMISES LICENCE
LEAD OFFICER:	Executive Director, Place Department
CABINET MEMBER:	Cllr. Hamida Ali, Cabinet Member for Safer Croydon & Communities
WARDS:	Crystal Palace & Upper Norwood
CORPORATE PRIORITY/POLICY CONTEXT: This report is specific to this application and has no implications on the Council's Corporate Policies.	
FINANCIAL SUMMARY: This application is being processed as part of normal duties carried out by the Department with no additional costs involved.	
FORWARD PLAN KEY DECISION REFERENCE NO.: N/A	

For general release

1. RECOMMENDATIONS
1.1 The Sub-Committee is asked to determine whether to grant the application for a premises licence at 58-60 Westow Hill, Upper Norwood, SE19 1RX.

2. EXECUTIVE SUMMARY

- 2.1 The purpose of this report is to advise the Sub-Committee that an application has been received for a premises licence under the Licensing Act 2003 ("the Act"). This application is the subject of representations, therefore a hearing is required.

3. DETAIL

- 3.1 A Protocol for Licensing Hearings and a Procedure for Licensing Sub-Committee Hearings has previously been agreed by the Licensing Committee (minute A/24/05 refers). The protocol has been subsequently amended by the licensing committee (minutes A/32/06, A/40/07 and A/07/12 refer).

3.2 The applicant and the parties making the representations have been notified of the hearing in accordance with the Licensing Act 2003 (Hearings) Regulations 2005 and Licensing Act 2003 (Hearings) (Amendment) Regulations 2005 “the Regulations”. Information to accompany the notice of hearing was provided to the applicant and the persons making representations in accordance with “the Regulations”.

3.3 Appendix A to this report provides details of this application.

4. FINANCIAL CONSIDERATIONS

1 Revenue and Capital consequences of report recommendations

There are no direct financial implications associated with this report, subject to the risks at 4.2 & 4.3. This application is being processed as part of normal duties and therefore the work associated with it is contained within the departmental budget.

2 The effect of the decision

The decision of the Sub-Committee may be subject to appeal and/or Judicial Review

3 Risks

An appeal against a decision of the Sub-Committee or a Judicial Review of the application process may present financial risks to the Council with regard to any award of costs against it.

4 Options

The options available are: to grant the application, to vary the application, with or without further conditions, or to refuse the application.

5 Savings/ future efficiencies

None identified.

6 (Approved by: Flora Osiyemi, Head of Finance Place, Residents & Gateway)

5. COMMENTS OF THE SOLICITOR TO THE COUNCIL

5.1 The Head of Litigation and Corporate Law comments on behalf of the Director of Law and Governance that the sub-committee must determine the application, taking into account relevant representations, the Licensing Act 2003, the regulations made thereunder statutory guidance and the Council's own licensing policy.

(Approved by Sandra Herbert, Head of Litigation and Corporate law on behalf of the Director of Law and Governance and Deputy Monitoring Officer).

6. HUMAN RESOURCES IMPACT

- 6.1 The Human Resources impact of supporting the Licensing Hearings will be contained within the budgeted establishments of the Democratic and Legal Services and Licensing Teams.
- 6.2 (Approved for and on behalf of Sue Moorman, HR Director, by Jennifer Sankar, Head of HR Place).

7. EQUALITIES IMPACT

- 7.1 The arrangements for the Licensing Hearings seek to ensure that all applicants and other interested parties receive a fair hearing and that the process is accessible to all groups within the community.

8. ENVIRONMENTAL AND DESIGN IMPACT

- 8.1 The effective implementation of the Licensing Act 2003 will contribute to an improved environment for local residents and other stakeholders.

9. LICENSING OBJECTIVES IMPACT

- 9.1 The licensing objectives contained in the Act are:
- the prevention of crime and disorder
 - public safety
 - the prevention of public nuisance and
 - the protection of children from harm.
- 9.2 Officers comments and relevant representations on the impact of the application on these objectives appear in Appendix A to the application.

10. HUMAN RIGHTS IMPACT

- 10.1 The Human Rights 1998 (HRA) requires public bodies to ensure everything they do is compatible with Convention Rights and makes it unlawful for a public authority to act incompatibly with those Rights. **Article 6 (A6)** of the European Convention on Human Rights (ECHR) is the right to a fair trial. The key elements of this include:
- The right to a *fair* hearing;
 - The right to a *public* hearing;
 - The right to a hearing before an *independent and impartial tribunal*;
 - The right to a hearing *within a reasonable time*.
- 10.2 When hearing an application, the proceedings of a non-judicial body such as the Licensing Sub Committee, as opposed to an actual Court, need not meet the full requirements of A6 where there is a right of appeal from the Licensing

Sub Committee to a Court that does meet the full A6 standards and can consider all aspects of the case (even if that does not include a full re-hearing of the facts).

- 10.3 So, while it is good practice to make a hearing before the Licensing Sub Committee as A6 compliant as possible, it will not be a breach of the HRA if it is not. Further, the hearing of all applications is subject to the principles of Natural Justice and the requirement for decisions to be 'Wednesbury reasonable'.

11. FREEDOM OF INFORMATION/DATA PROTECTION CONSIDERATIONS

- 11.1 Protocols agreed in relation to Licensing Hearings are within the Council's Constitution and will be accessible as part of the Council's Publication Scheme maintained under the Freedom of Information Act.

CONTACT OFFICER: Michael Goddard, Licensing Manager, Place
Department ext. 61838

BACKGROUND DOCUMENTS: Application Forms
Licensing Hearings and Protocol and Procedure

APPENDIX A

1. The Application

- 1.1 This report concerns an application by Sunflake Limited for a premises licence at 58-60 Westow Hill, Upper Norwood, SE19 1RX.
- 1.2 The application seeks the following licensable activity between the hours shown –

The Sale by Retail of Alcohol –

Sunday to Wednesday 1000 hours until 2300 hours

Thursday too Saturday 1000 hours until 0000 hours (midnight)

An additional hour on the Friday, Saturday & Sunday of bank holiday weekends and an additional 2 hours on New Year's Eve

The Provision of Regulated Entertainment, namely Recorded Music –

Sunday to Wednesday 1000 hours until 2300 hours

Thursday too Saturday 1000 hours until 0000 hours (midnight)

An additional hour on the Friday, Saturday & Sunday of bank holiday weekends and an additional 2 hours on New Year's Eve

- 1.3 The relevant pages of the application are attached at Appendix A1.
- 1.4 Will the sub committee please note that, following discussions with the Police licensing officer, the applicant has amended their application to have the conditions attached at Appendix A2 added to the licence, if granted.

2 Promotion of Licensing Objectives

- 2.1 The applicant provides details in Section 18 on their application of the steps they intend to take to meet the four licensing objectives. These steps would in turn, where applicable, be made into conditions to be attached to the licence, if granted.

3 Relevant representations

- 3.1 Representations have been received on this application. Copies are attached at Appendix A3. This includes a petition signed by 163 persons but whose personal details have been redacted for data protection purposes. In addition, would the sub committee please note that one of the people making representations has also submitted some brief audio clips to accompany their representations (and they make reference to these recordings in their written representations). It is intended to play these clips at the hearing.
- 3.2 The applicant has been provided with a written copy of the representations made, including names and addresses and a redacted copy of the petition and copies of the audio recordings.

4 Policy Considerations

4.1 Under the terms of the Act, the Council has published a Statement of Licensing Policy. This is available on the Council website at www.croydon.gov.uk. Hard copies are also available from the Council's Place Department and copies of the policy will also be available at the licensing sub committee hearing. The following paragraphs from the Statement are considered particularly relevant with regard to this application.

4.8 The fundamental principles of the Act and its accompanying guidance are that nothing in this 'Statement of Policy' will:

undermine the rights of any person to apply under the 2003 Act for a variety of permissions and have each application considered on its individual merits, or,

override the right of any person to make representations on any application or seek a review of a licence or certificate where they are permitted to do so under the 2003 Act.

4.9 Parties should be aware that, for a representation to be considered relevant, it must be one that is about the likely effect of the grant of a new licence/certificate or variation of an existing licence/certificate on the promotion of the four licensing objectives. Also, if the representation is made by an 'other person', it will not be relevant if the licensing authority considers it to be 'vexatious or frivolous', or in the case of a review, 'repetitious'.

4.10 Applicants and those making relevant representations in respect of applications or seeking a review of a licence or a certificate have the right of appeal to the Magistrates' Court against the decisions of the Council.

4.11 In considering all licence/certificate applications, the Council will take into account the character of the surrounding area, the impact of the licence/certificate on that area and the nature and character of the operation.

4.12 As part of any application for a premises licence/club premises certificate or a variation to an existing licence/certificate, applicants are required to submit an 'Operating Schedule', which must include the steps proposed to promote the Licensing Objectives set out in paragraph 2.2.

4.13 Part 5 of this Statement gives guidance to applicants on some of the matters they may wish to consider when preparing their Operating Schedules.

4.14 Licensing is about permitting activities but also ensuring the responsible management of licensed premises, qualifying clubs and temporary events within the terms of the 2003 Act, and conditions are likely to be attached to licences, certificates and permissions that will cover matters which are within the control of individual licensees.

4.15 However, the Council acknowledges that it can only impose conditions where relevant representations have been received on an application and that such conditions must be considered necessary for the promotion of the licensing

objectives. Where no relevant representations have been made, the application will be granted by the licensing authority in terms consistent with the applicants operating schedule.

- 4.16 When considering these conditions, the Council will primarily focus on the direct impact of the activities taking place at licensed premises on members of the public living, working or engaged in normal activity in the area concerned.

NEED and CUMULATIVE IMPACT

- 4.17 The Council will not take 'need' into account when considering an application, as this concerns 'commercial demand' and is a matter for the planning process and the market.
- 4.18 However, the Council recognises that a significant number and type of licensed premises in a particular area may lead to problems of crime, disorder and nuisance and notes that in accordance with the Statutory Guidance to the Act, their cumulative impact on the promotion of the licensing objectives is a proper matter for the Council to consider. For example, national analysis of alcohol sales data (sales in the on and off trade) has shown a positive association at local authority level between off-trade sales and alcohol-specific hospital admissions.
- 4.19 Where the Council recognises that there is such a cumulative effect it will consider adopting a specific Cumulative Impact Policy for that area, if this is shown to be necessary. Reducing availability, affordability and attractiveness are some of the most effective ways to reduce alcohol-harm and related crime.
- 4.20 In these circumstances, the Council may consider that the imposition of conditions is unlikely to address the apparent problems and may consider the adoption of a special policy whereby there will be a presumption that new premises licence or club premises certificate applications, or applications to materially vary a premises licence, will be refused. A material variation may be, for example, an increase in permitted hours or to add a licensable activity onto a premises licence.
- 4.21 Based on the Statutory Guidance to the Act, in deciding whether to adopt such a Policy in an area, the Council will consider the following:
- local crime and disorder statistics, including statistics on specific types of crime and crime hotspots
 - statistics on local anti-social behaviour offences
 - the density and number of current premises selling alcohol
 - Alcohol use and misuse in Croydon's population
 - Claimants of benefits due to alcoholism
 - Alcohol specific hospital admissions for under 18's
 - Ambulance incidents and dispatches
 - Alcohol related road traffic accidents
 - Statistics on alcohol related emergency attendances and hospital

- admissions
 - Mortality
 - Complaints recorded by the local authority
 - Evidence from local councillors and
 - Evidence obtained through local consultation.
- 4.22 There are concerns about parts of the borough which experience high levels of alcohol related crime and alcohol related hospital admissions and where it is clear that the density of shops selling alcohol for consumption off the premises is significantly higher than in other parts of the borough.
- 4.23 As a result, the Council has considered it appropriate to designate, the following four areas within Croydon as being subject to a special Cumulative Impact Policy in respect of off licences and shops and supermarkets selling alcohol off the premises:
- i. Along the Brighton Road; South End; High Street, George Street corridor, from the Royal Oak Centre on Brighton Road, Purley to the junction of George Street and Cherry Orchard Road in Central Croydon
 - ii Along the London Road/Streatham High Road corridor, in 3 sections; from the junction of London Road and Tamworth Road in West Croydon to the j/w Canterbury Road; from the j/w Broughton Road to the j/w Melrose Avenue and; from the j/w Northborough Road to the borough boundary with London Borough of Lambeth
 - iii Along the Brigstock Road and High Street, Thornton Heath corridor, from the junction of Brigstock Road and London Road in Thornton Heath to the junction of High Street, Thornton Heath and Whitehorse Lane
 - iv Along the length of Central Parade, New Addington
- 4.24 The effect of a Cumulative Impact Zone Policy for each of the areas listed above is that where relevant representations are received on any new applications for a premises licence to sell alcohol off the premises, or on a material variation to an existing such premises licence there will be a presumption under the special policy that the application will be refused. A material variation would be, for example, an increase in permitted hours for the sale of alcohol or to add the sale of alcohol off the premises as a licensable activity to the premises licence.
- 4.25 The Cumulative Impact Policy is intended to be strict, and will only be overridden in genuinely exceptional circumstances. However, the Licensing Authority will not apply these policies inflexibly. It will always consider the individual circumstances of each application; even where an application is made for a proposal that is apparently contrary to policy.
- 4.26 It is not possible to give a full list of examples of when the council may treat an application as an exception. However, in considering whether a particular

case is exceptional, the Licensing Authority will consider the reasons underlying the policy.

- 4.27 The Licensing Authority will not consider a case to be exceptional merely on the grounds that the premises have been or will be operated within the terms of the conditions on the licence, or that are or will be generally well managed because of the reputation or good character of the licence holder or operator. This is expected in the conduct of all licensed premises. Moreover, licences are for premises and can be easily transferred to others who intend to operate within the scope of the licence and its conditions.
- 4.28 The Council will review the special policies regularly to see whether they have had the effect intended and whether they are still needed or whether they need expanding.
- 4.29 The Council will not use these policies solely:
- As the grounds for removing a licence when representations are received about problems with existing licensed premises, or,
 - To refuse modifications to a licence, except where the modifications are directly relevant to the policy, for example where the application is for an extension in permitted hours or to add a licensable activity.
- 4.30 The Council recognises though that where no relevant representations are made in relation to an application in a cumulative impact area, the application must be granted in terms consistent with the applicants operating schedule.
- 4.31 The Council recognises that the diversity of premises selling alcohol, serving food and providing entertainment covers a wide range of contrasting styles and characteristics and will have full regard to those differences and the differing impact these will have on the local community.
- 4.32 Where an application is made for a new or transfer and variation of a licence, in respect of premises that have closed and been unused and that closure was to a relevant extent as a consequence of crime and disorder and/or nuisance issues at the premises, the Council would expect the applicant to make clear in their operating schedule how they will ensure the crime and disorder and public nuisance objectives will be met, bearing in mind any previous crime and disorder/nuisance concerns there may have been.
- 4.33 It therefore also recognises that, within the Cumulative Impact Policy areas, it may be able to approve licences that are unlikely to add significantly to the existing problems, and will consider the circumstances of each individual application on its merits.
- 4.34 In addition to the cumulative impact zones listed above, the Council is aware of concerns amongst responsible authorities and residents about the number of shops licensed to sell alcohol for consumption off the premises in certain other areas of the borough and the impact they may be having on crime and disorder. It is not intended at this time to introduce cumulative impact zones in

these areas, however, they will be monitored and assessed regularly and should concerns increase, consideration will be given to formally identifying them as cumulative impact zones. For the time being, those areas will be classed as special stress areas and they are as follows:

- High Street & Portland Road, South Norwood
- Lower Addiscombe Road

4.35 The Council acknowledges that the licensing function cannot be used for the general control of anti-social behaviour by individuals once they are beyond the direct control of the licensee of any premises concerned and that apart from the licensing function, there are a number of other measures available for addressing issues of unruly behaviour that can occur away from licensed premises.

4.36 In recognising the importance of such measures, the Council will continue to seek further improvements to those already achieved in respect of planning controls and working in partnership with local businesses and transport operators on a number of measures to create a safe and clean environment in the following areas:

- Provision of extensive CCTV and radio communication systems
- Improvements to street lighting
- Rubbish collection and street cleaning
- Provision of better late night bus, tram, rail and taxi/minicab services
- Provision of Police Officers/street and litter wardens
- Designation of areas within the borough, as part of a Public Space Protection Order, where alcohol may not be consumed publicly and monitoring the possible need for future designations in other parts of the borough*
- Working in partnership with Croydon Borough Police on law enforcement issues relating to disorder and anti-social behaviour. These include the use of powers to issue fixed penalty notices, prosecuting those selling alcohol to people who are underage and/or drunk, confiscating alcohol from adults and children in designated areas and instant closure of licensed premises or temporary events on the grounds of disorder, or likelihood of disorder or excessive noise from the premises
- Working in partnership with Licensees and expecting them to support existing and future agreed measures set up to promote the strategic objectives for crime and disorder reduction within the Borough
- Acknowledging the powers of the police or other responsible authorities, or a local resident or business under the 2003 Act, to seek a review of the licence or certificate

*Would existing licence/certificate holders and new applicants please note that a number of areas within the borough of Croydon are to lie within Public Space Protection Orders (PSPO's) that may control the consumption of alcohol in public areas. Please contact the Council's licensing team if you wish to discuss how such orders may affect licensed premises.

5. LICENSING OBJECTIVES and OPERATING SCHEDULES

5.1.1 The following sections set out the Council's Policy relating specifically to the four Licensing Objectives:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

5.1.2 In each section the Council defines its intended outcome and lists the factors that may influence achieving that particular objective, but because of the wide variety of premises and activities to which this Policy applies, the lists provided are not exhaustive. Applicants will know their premises best and will be expected to address all aspects relevant to the individual style and characteristics of their premises and events.

5.1.3 Further, each section lists possible control measures to assist applicants, but again these lists are not exhaustive. Also, many of the control measures achieve more than one Objective but have not been listed under each Objective and applicants do not need to mention a control measure more than once in their Operating Schedule.

5.2 Crime and Disorder

5.2.1 Croydon Council is committed to reducing crime and disorder within the Borough and creating an environment where people feel safe.

5.2.2 In addition to the requirements under the 2003 Act for the Council to promote the licensing objective of preventing crime and disorder, it also has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder in the Borough.

5.2.3 Licensed premises, especially those offering late night/early morning entertainment, alcohol and/or refreshment, can be a source of crime and disorder problems.

5.2.4 The Council considers that the promotion of the Licensing Objective to prevent crime and disorder also places a responsibility on licence holders to work in partnership to achieve this Objective.

5.2.5 The Council will expect applicants to demonstrate in their Operating Schedule that suitable and sufficient measures have been identified and will be implemented and maintained so as to minimise or prevent crime and disorder in and around the vicinity of their premises and events.

5.2.6 The Licensing Authority recommends that for certain events, a comprehensive risk assessment is undertaken by premises licence applicants & holders to

ensure that crime and disorder and public safety matters are identified and addressed. For larger public events, including those in open spaces and for premises that wish to stage promotions or events, the Licensing Authority recommends that licence applicants and holders address Risk Assessment and post event debrief processes in their application operating schedule/event planning.

5.2.7 Applicants and premises licence holders may wish to engage the services of suitably trained individuals or companies to assist them in this risk assessment process. In addition, they may seek guidance and advice from the Licensing Authority or the Metropolitan Police regarding the process, although the responsibility for undertaking the risk assessment remains with the Applicant/Premises License holder as neither body is able to actually undertake such risk assessments for applicants/licence holders. Applicants and premises licence holders are also reminded that the Licensing Authority is not able to recommend the services of a particular individual or company for this purpose.

5.2.8 Drugs, violence, anti social behaviour and theft of customers property are examples of crime and disorder issues which may be addressed by the following examples of recommended management practice being included in operating schedules, having due regard to the type of premises and/or activities:

- effective and responsible management and supervision of the premises, including associated open areas, appropriate storage of alcohol, discouraging loitering/consuming alcohol outside the premises, ensuring opening hours are adhered to
- participation in responsible management schemes such as the 'Best Bar None' accreditation/award scheme
- appropriate instruction, training and supervision of those employed or engaged to prevent incidents of crime and disorder
- adoption of existing and future best practice guidance (e.g. Safer Clubbing, the National Alcohol Harm Reduction Toolkit and other recognised codes of practice including those relating to drinks' promotions, i.e. The Point of Sale Promotions published by the British Beer and Pub Association and cheap drinks deals/Happy Hours)
- acceptance of accredited 'proof of age' documentation, as recognised by the Council in consultation with the Police
- maintaining appropriate signage and a refusals log
- employment of sufficient SIA licensed door staff, i.e. within nationally accepted standards
- provision of toughened or plastic glasses

- provision of secure deposit boxes for confiscated items as recognised by the Council in conjunction with the Police
- provision of litter bins and security measures, such as lighting outside premises
- Other schemes including only purchasing alcohol from authorised wholesalers, not selling certain alcohol types/strengths (e.g. high strength beers/ciders or single cans above 6% ABV), restricting sales on certain alcohol types (e.g. miniature spirits), allowing a 'track and trace' identifier on products so Police/Trading Standards can identify which off-licence seized alcohol is from, signing up to local responsible retailer schemes
- Provision of closed circuit television, with cameras covering relevant internal and external areas (including beer gardens) and entrances/exits to premises

Note: As this Policy applies to a wide range of premises and activities, the above list will not be applicable in all cases and in some cases additional matters may need addressing.

5.2.9 Additionally, when preparing their Operating Schedules, applicants are recommended to seek advice from the Council Licensing Team and Croydon Police Licensing and/or Crime Prevention Officers, as well as taking into account, as appropriate, local planning and transport policies, and, tourism, cultural and crime prevention strategies.

5.2.10 Where relevant representations have been made, the Council will consider attaching conditions to licences and permissions to deter and prevent crime and disorder both inside and immediately outside the premises.

5.3 Public Safety

5.3.1 The Council is committed to ensuring that the safety of any person visiting or working in licensed premises is not compromised. To this end, applicants will be expected to demonstrate in their Operating Schedule that suitable and sufficient measures have been identified and will be implemented and maintained to ensure public safety, relevant to the individual style and characteristics of their premises and events.

5.3.2 The 2003 Act covers a wide range of premises that require licensing, including, cinemas, concert halls, theatres, nightclubs, public houses, off licences, cafés/restaurants, fast food outlets/takeaways and sometimes open spaces.

5.3.3 Each of these types of premises present a mixture of different risks, with many common to most premises and others unique to specific operations. These will range from fire safety, including fire precautions and means of escape arrangements in all types of premises, to the use of scenery and pyrotechnics in theatres and special lighting effects in night clubs.

- 5.3.4 It is essential that premises are constructed or adapted and operated so as to acknowledge and safeguard occupants against these risks.
- 5.3.5 The following examples of influencing factors are given to assist applicants when addressing the issue of public safety during the preparation of their Operating Schedule:
- the number of people attending the premises
 - the condition, design and layout of the premises, including the means of escape in case of fire
 - the nature of the activities to be provided, in particular the sale of alcohol and including whether those activities are of a temporary or permanent nature
 - the hours of operation and hours of opening if different
 - customer profile (i.e. age, mobility)
 - the use of special effects such as strobe lighting, lasers, pyrotechnics, smoke machines, foam machines etc.
- 5.3.6 Public safety issues may be addressed by the following examples of recommended management practice being included in operating schedules, having due regard to the type of premises and/or activities:
- effective and responsible management of premises
 - provision of a sufficient number of people employed or engaged to secure the safety of everyone attending the premises or event, i.e. number of door supervisors within nationally accepted standards (and having SIA accreditation where necessary)
 - appropriate instruction, training and supervision of those employed or engaged to secure the safety of everyone attending the premises or event
 - suitable customer-care policies for assisting lone customers taken ill or injured etc. at the premises
 - provision of effective CCTV in and around premises
 - provision of toughened or plastic glasses
 - implementation of crowd management measures
 - regular testing (and certification where appropriate) of procedures, appliances, systems etc. pertinent to safety codes and standards
- Note: As this Policy applies to a wide range of premises and activities, the above list will not be applicable in all cases and in some cases additional matters may need addressing.
- 5.3.8 Additionally, when preparing their Operating Schedules, applicants are recommended to seek advice from the Council's Health and Safety Officers and the London Fire Brigade.
- 5.3.9 The Council will consider attaching Conditions to licences and permissions to promote public safety.

5.4 Prevention of Public Nuisance

- 5.4.1 The Council recognises the need to protect the amenities of people living, visiting and working in the vicinity of licensed premises, whilst balancing the rights of businesses to develop.
- 5.4.2 Licensed premises, especially those operating late at night and in the early hours of the morning, can give rise to a range of public nuisances which may impact adversely on local communities.
- 5.4.3 These concerns mainly relate to noise and disturbance, light pollution, noxious smells, litter and anti-social behaviour and due regard will be taken on the impact these may have.

LICENSING HOURS

- 5.4.4 The Council will generally deal with the issue of licensing hours having due regard to the individual merits of each application, considering the potential for nuisance associated with the style, characteristics and activities of the business and examining any steps that might reduce the risk of nuisance.
- 5.4.5 The Council recognises that longer licensing hours for the sale of alcohol will avoid concentrations of people leaving premises at the same time, which is necessary to reduce the potential for friction at late night fast food outlets, taxi ranks/minicab offices and other sources of transport that can lead to disorder and disturbance.
- 5.4.6 The Council will not set fixed trading hours within designated areas (“zoning”) as it recognises this could lead to significant movements of people across boundaries at particular times seeking premises opening later and would lead to the peaks of disorder and disturbance the Council is trying to avoid. Additionally, this would seemingly treat residents in one area less favourably than those in another.
- 5.4.7 However, although the Council will treat each case on its individual merits, generally it will not grant permission for licensable activities beyond 2330 hours on Sundays to Thursdays and Midnight on Fridays and Saturdays in respect of public houses situated in areas having denser residential accommodation. The Council would expect good reasons to be given to support any application for extensions beyond these hours, including addressing possible disturbance to residents and local parking. Additionally, in these areas, consideration will be given to imposing stricter conditions in respect of noise control.

SHOPS, STORES AND SUPERMARKETS

- 5.4.8 The Council acknowledges that the Guidance issued under section 182 of the Licensing Act 2003 states that shops, stores and supermarkets should normally be free to provide sales of alcohol for consumption off the premises

at any times when the retail outlet is open for shopping unless there are good reasons, based on the licensing objectives, for restricting those hours.

- 5.4.9 However, there is local concern about crime and disorder associated with shops licensed to sell alcohol off the premises. Accordingly, while the Council will treat each case on its individual merits there will be a presumption that permitted hours for the sale of alcohol will be restricted to between 8am and 11.30pm on Sunday to Thursday and 8am to midnight on Friday and Saturday in respect of shops in residential areas or within one of the four relevant Cumulative Impact Zones where representations are made by the police and/or local residents and where premises are shown to be a focus of crime, disorder or nuisance. Applications to vary the permitted hours for the sale of alcohol off the premises within the above hours shall similarly be treated on their merits

PREVENTION OF PUBLIC NUISANCE - GENERALLY

- 5.4.10 The Council will expect applicants to demonstrate in their Operating Schedule that they have identified satisfactory measures and will implement and maintain these so as to prevent public nuisance, having due regard to the style, characteristics and activities of their particular premises and events and of the locality.
- 5.4.11 The following examples of influencing factors are given to assist applicants when addressing the issue of the prevention of public nuisance during the preparation of their Operating Schedule:
- the location of the premises and proximity to residential or other noise sensitive premises
 - effective and responsible management and supervision of the premises and associated open areas
 - the hours of opening
 - the nature of the activities to be provided and their location within the premises, the customer profile, whether the activities are temporary or permanent and whether they are to be held inside or outside
 - the design and layout of the premises and in particular the presence of noise limiting features
 - the number of people attending the premises
 - the availability of public transport
 - a 'wind down' period between the end of the licensable activities and the closure of the premises
 - a 'last admission time' policy
- 5.4.12 Public nuisance issues may be addressed by the following examples of recommended management practice being included in operating schedules, having due regard to the type of premises and/or activities:
- effective and responsible management and supervision of the premises, including any outside areas

- appropriate instruction, training and supervision of staff to prevent public nuisance
- adoption of current best practice guidance (i.e. Good Practice Guide on the Control of Noise from Pubs and Clubs produced by the Institute of Acoustics), including designing shop fronts so as to limit noise nuisance from premises, i.e. from opening windows or continental-style concertina doors
- control of opening hours for all or part (i.e. garden areas) of the premises – including other times when deliveries take place/rubbish and bottles are binned – and the operation of generating plant and equipment
- installation of acoustic insulation, suitably controlled, sited and silenced ventilation or air conditioning systems and sound insulation and limiting devices
- managing people, including staff and traffic, arriving and leaving the premises, including patrolling entrance queues
- managing the departure of customers
- liaising with transport providers
- siting and operation of necessary external lighting, including security lighting, with the possible nuisance to nearby properties
- suitable arrangements for collection and disposal of litter, including bottles, so as to minimise disturbance to nearby properties
- no flyposting of events/careful distribution of flyers, including by promoters
- effective ventilation systems to prevent nuisance from odour

Note: As this Policy applies to a wide range of premises and activities, the above list will not be applicable in all cases, and in some cases additional matters may need addressing.

5.4.13 Additionally, when preparing their Operating Schedules applicants are recommended to seek advice from Council Pollution Enforcement Officers.

5.4.14 The Council will consider attaching Conditions to licences and permissions to prevent public nuisance.

5.5 Protection of Children from Harm

ACCESS TO LICENSED PREMISES

5.5.1 The wide range of premises that require licensing means that children can be expected to visit many of these, often on their own, to buy food and/or for entertainment.

5.5.2 Although the 2003 Act details certain age and/or time limitations on the admission of accompanied or unaccompanied children to certain types of licensed premises, the Council recognises that additional limitations may have to be considered where it appears necessary to protect them from physical, moral or psychological harm.

5.5.3 The Council will consider the merits of each application before deciding whether to impose conditions limiting the access of children to individual premises.

5.5.4 While no policy can anticipate every situation, the following are examples of premises that will raise concern:

- where entertainment or services of an adult or sexual nature is commonly provided;
- where there have been convictions of members of the current staff at the premises for serving alcohol to minors or with a reputation for underage drinking;
- with a known association with drug taking or dealing;
- where there is a strong element of gambling on the premises (but not, for example, the simple presence of a small number of cash prize gaming machines); and
- where the supply of alcohol for consumption on the premises is the exclusive or primary purpose of the services provided at the premises.

5.5.5 When dealing with a licence application where limiting the access of children is considered necessary, the Council may consider any of the following options, in combination where appropriate:

- limitations on the hours when children may be present;
- limitations on the exclusion of the presence of children under certain ages when particular specified activities are taking place;
- limitations on the parts of premises to which children might be given access;
- age limitations (below 18);
- requirements for an accompanying adult (including for example, a combination of requirements which provide that children under a particular age must be accompanied by an adult); and
- full exclusion of people under 18 from the premises when any licensable activities are taking place.

5.5.6 The Council will not impose conditions on licences or certificates requiring that children be admitted to any premises and, where no limitation is imposed, this will be left to the discretion of the individual licensee. However, where applicants volunteer prohibitions and limitations in their operating schedules and no relevant representations have been made to the Council, these will become conditions attached to the licence/certificate conditions and will be enforceable as such.

RESPONSIBLE AUTHORITY

5.5.8 The Council recognises the Croydon Children's Safeguarding Board and any successor groups to be the 'responsible authority' competent to advise on matters relating to the 'protection of children from harm', and to whom copies of applications should be sent.

CHILDREN IN LICENSED PREMISES – GENERALLY

5.5.13 The Council will expect applicants to demonstrate in their Operating Schedule that suitable and sufficient measures have been identified and will be implemented and maintained to protect children from harm, having due regard to the style, characteristics and activities of their particular premises and/or events.

5.5.14 Whilst children may be adequately protected from harm by the action taken to protect adults, they may also need special consideration and no policy can anticipate every situation. Applicants should consider the following influencing factors, for which there is the potential for children to be exposed, when addressing the issue of protecting children from harm during the preparation of their Operating Schedule:

- drugs, drug taking or drug dealing
- gambling
- activities of an adult or sexual nature
- incidents of violence or disorder
- environmental pollution such as noise or smoke
- special hazards such as falls from heights
- opportunities to purchase, acquire or consume alcohol

Note: A number of these factors are listed in more details in paragraph 5.5.6, but as this Policy applies to a wide range of premises and activities, the above list will not be applicable in all cases, and in some cases additional matters may need addressing.

5.5.15 Protection of children from harm issues may be addressed by the following examples of recommended management practice being included in operating schedules, having due regard to the type of premises and/or activities:

- effective and responsible management of premises
- provision of a sufficient number of people employed or engaged to secure the protection of children, including child performers, from harm
- appropriate instruction, training and supervision of those employed or engaged to secure the protection of children from harm
- adoption of best practice guidance (Public Places Charter)
- limitations on the hours when children may be present in all or parts of the premises
- limitations or exclusions by age when certain activities are taking place
- imposition of requirement for children to be accompanied by an adult
- appropriate instruction and training for counter staff in the prevention of underage sales, including acceptance of accredited 'proof of age' identification, such as a photo card driving licence, a passport, a citizens card, a validate card or a scheme which carries the PASS hologram logo and keeping a 'refusal' book.

- 5.5.16 Additionally, when preparing their Operating Schedules, applicants are recommended to seek advice from Council Licensing and Child Protection Officers.
- 5.5.17 The Council will consider attaching Conditions to licences and certificates to protect children from harm.
- 5.5.18 While the Council expects Licence holders to comply with the law, the 2003 Act details a number of specific offences designed to protect children in licensed premises and the Council will work closely with the police to ensure the appropriate enforcement of the law, especially relating to the underage sale and supply of alcohol to children.

6. INTEGRATING STRATEGIES and AVOIDING DUPLICATION

- 6.1 There are many stakeholders in the leisure industry covering a wide range of disciplines and although their strategies are not always directly related to the promotion of the licensing objectives, they often indirectly impact upon them.
- 6.2 The Council therefore acknowledges the importance of co-ordinating and integrating these policies, strategies and initiatives and will maintain multi-disciplinary working groups to ensure its licensing policy integrates with local crime prevention, planning, transport, tourism, race equality schemes and cultural strategies, as well as any other plans relating to the management of the town centre and the night-time economy.

CRIME PREVENTION

- 6.3 Conditions attached to Licences and Certificates will, so far as possible, reflect local crime prevention strategies. Examples of such conditions can be found in the Pool of Conditions relating to prevention of crime and disorder contained in the Statutory Guidance to the Act.

CULTURAL STRATEGIES

- 6.4 The Council will make arrangements to monitor the impact of licensing on regulated entertainment, particularly live music, ensuring that only necessary, proportionate and reasonable licensing conditions impose any restrictions on such events.
- 6.5 Where there is any indication that such events are being deterred by licensing requirements, the statement of licensing policy will be examined to see if the situation might be reversed.

PLANNING AND BUILDING CONTROL

- 6.8 The Council recognises that there should be a clear separation of the planning, building control and licensing regimes in order to avoid duplication and inefficiency.

- 6.9 Licensing applications will not be a re-run of the planning application and will not cut across decisions made by the planning committee or permissions granted on appeal.
- 6.10 The Council will however expect applications for premises licences or for a variation to an existing premises licence at permanent commercial premises to be from businesses having the relevant planning consent for the property concerned. In addition, persons submitting temporary event notices should ensure the premises in question has the requisite planning consent for the proposed activities and hours of operation. Where this is not the case, applicants will be expected to show good reason why the premises do not have planning permission.
- 6.11 The Croydon Local Plan sets out the criteria that will be used to assess planning applications for any changes of use that require planning permission. Some changes of use do not require planning permission but an application for prior approval may be required to ascertain whether there are matters related to the change of use that do require planning permission. Applicants should contact the Council's Development Management service at development.management@croydon.gov.uk with any enquiries related to planning applications or the prior approval process.
- 6.12 Any application for planning permission will be expected to take into account the impact of noise and fumes (and other forms of potential nuisance) on neighbouring premises and to provide details of any mitigating measures, as applicable.
- 6.13 The Council will ensure that if requested, reports will be sent from the licensing committee to the planning committee advising them of the situation regarding licensed premises in Croydon, including the general impact of alcohol related crime and disorder, to assist them in their decision-making.

ADVANCING EQUALITY

- 6.14 The Council recognises its legal obligation under the Equality Act 2010 to eliminate unlawful discrimination, harassment and victimisation, advance equality of opportunity and foster good relations between people who share a characteristic and those who don't.
- 6.15 The Council will assess and consult on the likely impact and monitor for any adverse impact on the advancement of equality which may arise as a result of this Policy Document and will publish the results.

DUPLICATION

- 6.16 The Council will, so far as possible, avoid duplication with other legislation and regulatory regimes that already place obligations on employees and operators, e.g. the Health and Safety at Work etc. Act 1974, the Environmental Protection Act 1990, the Regulatory Reform Fire Safety Order 2005 and the Equality Act 2010 in respect of accessibility for disabled people.

- 6.17 Conditions relating to public safety will only be attached to premises licences and club premises certificates where considered necessary for the promotion of that licensing objective and not covered by any other legislation and where regulations do not cover the unique circumstances of certain licensable activities in specific premises.
- 6.18 The Council acknowledges that bingo clubs are dealt with under the Gambling Act 2005 and will have due regard to the relevant advice regarding duplicating licence conditions which has been given under both this legislation and the 2003 Act when dealing with applications relating to alcohol, regulated entertainment or late night refreshment under the 2003 Act.

9. STANDARDISED CONDITIONS

- 9.1 Where Conditions are properly attached to licences or certificates they will be tailored to the individual style and characteristics of the particular premises and events concerned.

10. ENFORCEMENT

- 10.1 It is essential that licensed premises are maintained and operated so as to ensure the continued promotion of the licensing objectives and compliance with the specific requirements of the 2003 Act and it is the responsibility of premises licence holders and designated premises supervisors (where applicable) to ensure this happens and that regulatory compliance is maintained. The Council and its partners will make arrangements to monitor premises and take appropriate enforcement action to ensure this but enforcement action should be considered to be the last resort and such intervention should not be necessary where premises are operated & managed effectively.
- 10.2 Each of the Responsible Authorities under the Act may make representations on an application or seek a review of a premises licence/club premises certificate, based on concerns around any of the licensing objectives. That said, it is anticipated that specific responsible authorities will take a central advisory & enforcement role, as necessary, with regard to relevant licensing objectives, for example –
- Prevention of crime and disorder – Police
 - Prevention of Public Nuisance – Council Environmental Health (Pollution) Team and the Planning Department
 - Public Safety – Council Food & Safety Team or HSE (as applicable) and the LFB
 - Protection of Children from Harm – Croydon Children's Safeguarding Board, Police and the Trading Standards Team
- 10.3 Under the London Borough of Croydon Licensing Act 2003 Enforcement Protocol, originally approved by the Council's substantive Licensing

Committee on 21 June 2006, using the principles of risk assessment, the Council will work closely with the responsible authorities in enforcing licensing law and inspecting licensed premises. This should ensure that resources are more effectively concentrated on problem and high risk premises. This Protocol shall be reviewed, through a separate process to this policy review in the coming months and an updated version shall be available from the Council Licensing Team and posted on the Council's website.

10.4 The Council will carry out its regulatory functions in accordance with good enforcement practice and particular regard will be had to fundamental principles. In that regard, Enforcement shall be:

- Targeted
- Consistent
- Transparent
- Proportionate
- Necessary

Any enforcement activity shall be undertaken in a fair, open and consistent manner in conformity with the above principles.

The Home Office has produced Statutory Guidance under Section 182 of the Licensing Act 2003. The following paragraphs from the Guidance are reproduced below to assist the sub committee –

10.8 The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives.

4.2 All relevant parties have been made aware of the date, time and location of the Sub Committee meeting.

4.3 An ordnance survey extract map of the area with the application premises shown at the centre is attached at Appendix A4.

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* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes ☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☒ Applying as a business or organisation, including as a sole trader
☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House?

☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

08704142

Business name

Sunflake Limited

If your business is registered, use its registered name.

VAT number

171599183

Put "none" if you are not registered for VAT.

Legal status

Private Limited Company

Continued from previous page...

Your position in the business Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name Street District City or town County or administrative area Postcode Country **Section 2 of 21****PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description
Postal Address Of PremisesBuilding number or name Street District City or town County or administrative area Postcode Country **Further Details**Telephone number Non-domestic rateable value of premises (£)

Section 3 of 21**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21**NON INDIVIDUAL APPLICANTS**

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

Non Individual Applicant's Name

Name

Sunflake Limited

Details

Registered number (where applicable)

08704142

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth

 / /
dd mm yyyy

* Nationality

Documents that demonstrate entitlement to work in the UK

[Add another applicant](#)**Section 5 of 21****OPERATING SCHEDULE**

When do you want the premises licence to start?

 / /
dd mm yyyy

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

 / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Cafe bar and restaurant situated on busy high street serving freshly prepared food in a family friendly environment. There will be an emphasis on sustainability utilising local and ethical suppliers wherever possible.

Continued from previous page...

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

Section 6 of 21**PROVISION OF PLAYS**

See guidance on regulated entertainment

Will you be providing plays?

☐ Yes

☒ No
Section 7 of 21**PROVISION OF FILMS**

See guidance on regulated entertainment

Will you be providing films?

☐ Yes

☒ No
Section 8 of 21**PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

Will you be providing indoor sporting events?

☐ Yes

☒ No
Section 9 of 21**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

☐ Yes

☒ No
Section 10 of 21**PROVISION OF LIVE MUSIC**

See guidance on regulated entertainment

Will you be providing live music?

☐ Yes

☒ No
Section 11 of 21**PROVISION OF RECORDED MUSIC**

See guidance on regulated entertainment

Will you be providing recorded music?

☒ Yes

☐ No
Standard Days And Timings

Continued from previous page...

MONDAY

Start End Start End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start End Start End

WEDNESDAY

Start End Start End

THURSDAY

Start End Start End

FRIDAY

Start End Start End

SATURDAY

Start End Start End

SUNDAY

Start End Start End

Will the playing of recorded music take place indoors or outdoors or both?

☒ Indoors☐ Outdoors☐ Both

Where taking place in a building or other
structure tick as appropriate. Indoors may
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not
exclusively) whether or not music will be amplified or unamplified.

Background music provided by on occasion a DJ, the music to be played through the system.

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

An additional hour on the Friday, Saturday and Sunday of bank holiday weekends and an additional 2 hours on New Years' Eve

Section 12 of 21**PROVISION OF PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will you be providing performances of dance?

☐ Yes

☒ No
Section 13 of 21**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes

☒ No
Section 14 of 21**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

☐ Yes

☒ No
Section 15 of 21**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

☒ Yes

☐ No
Standard Days And Timings**MONDAY**

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

Continued from previous page...

WEDNESDAY

Start End Start End

THURSDAY

Start End Start End

FRIDAY

Start End Start End

SATURDAY

Start End Start End

SUNDAY

Start End Start End

Will the sale of alcohol be for consumption:

☒ On the premises
 ☐ Off the premises
 ☐ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

An additional hour on the Friday, Saturday and Sunday of bank holiday weekends, an additional 2 hours on New Year's Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Continued from previous page...

NameFirst name Family name Date of birth / / **Enter the contact's address**Building number or name Street District City or town County or administrative area Postcode Country Personal Licence number
(if known) Issuing licensing authority
(if known) **PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☒ Electronically, by the proposed designated premises supervisor
- ☐ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Continued from previous page...

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start End Start End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start End Start End

WEDNESDAY

Start End Start End

THURSDAY

Start End Start End

FRIDAY

Start End Start End

SATURDAY

Start End Start End

SUNDAY

Start End Start End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

An additional hour on the Friday, Saturday and Sunday of bank holiday weekends and a further two hours on New Year's

Continued from previous page...

Eve.

Section 18 of 21

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.

I have considered your licensing statement and believe that the proposed activities will have no adverse affect on the four licensing objectives.

It is our belief that well trained staff will contribute to well run premises and a responsible approach to the sale of alcohol, provision of entertainment and late night refreshment will be demonstrated.

All managers will be fully conversant with the licensing act and all staff will be advised of licensing law in writing before they are allowed to serve alcohol.

Documented training will also be provided to all staff on premises' specific policies relevant to the operation of the business.

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

b) The prevention of crime and disorder

CTV will be installed inside and outside the premises. The cameras will cover all internal areas accessible to the public and areas immediately outside the premises. The date and time settings on the system will be correct.

-The recordings should be in real time and on hard drive with the availability to copy disks for other agencies such as the police.

-Recordings will be kept for a minimum period of 31 days.

-All duty managers will be trained in the maintenance and operation of such systems with a record kept of the date and name of person trained. Records will be available for inspection by the police or licensing authority.

-A trained member of staff should be on duty to operate the system whenever the premises are open.

A zero tolerance policy to the use of drugs and carrying of weapons in the premises will be adopted, posters will be displayed on the premises to remind customers of zero tolerance policy.

Bag hooks (Chelsea clips) will be provided to prevent bag snatching.

Clear signage will be displayed throughout the premises about crime prevention and to warn customers of the potential for pickpockets and bag/laptop snatchers.

A lost and found policy will be in place in relation to lost/found property at the premises. The policy will include procedures regarding the logging and disposal of property and in particular any valuable property. Passports and any other ID found will be handed in to any police station.

c) Public safety

A full health and safety policy will be in place for the premises highlighting any risks to both customers and staff.

The capacity will be assessed on a risk basis and documented on site.

An accident book will be kept in order to record all accidents or incidents and made available for inspection.

Continued from previous page...

Information will be displayed to customers with regards to safe options for traveling home such as Cabwise. This information will include access to licensed taxi cabs or licensed private hire vehicles, the location of taxi ranks and public transport facilities including night bus options.

d) The prevention of public nuisance

A sound limiting device will be installed, set and sealed at a level approved by an acoustic consultant.

- The sound limiting device will be used at all times that relevant regulated entertainment is taking place
- Only the premises license holder or a nominated deputy and the designated premises supervisor will have access to the sound limiting device.

A contact telephone number will be made available to local residents and businesses which they can use to report noise disturbances to a responsible person at the venue as and when they occur. The phone line should be available at all times the license is in use.

The side passage area will not be used after 22:00 on any day.

A customer dispersal policy will be implemented in order to minimise noise disturbance to local residents from customers leaving the premises.

Prominent notices close to the exit doors, requesting patrons to leave the premises quickly and quietly will be displayed.

Staff who depart late at night or in the early hours of the morning when the business has ceased trading, will conduct themselves in such a manner as to avoid causing disturbance to nearby residents. This includes the loading and unloading of artists' equipment.

Commercial deliveries, collections and storage/disposal of waste, including beer deliveries, refuse collections and storage / disposal of waste and recyclables in external areas will be restricted to normal working hours between 7am and 7pm.

Procedures will be in place for the prompt collection of street litter generated by the premises for example cigarette butts. Regular patrols of the area outside the premises should be undertaken by staff to clear any litter attributable to the premises.

A noise management policy will be in place setting out sound attenuation measures to prevent or control music, singing and speech noise breakout from the premises.

All staff will be trained on the content of the policy to ensure a commitment to good noise management. A record will be kept of the date and name of person trained and made available for inspection by the licensing authority or environmental health responsible authority.

e) The protection of children from harm

All children under the age of 18 should be accompanied by their parent or guardian at all times.

A 'Challenge 25' scheme will be in place and staff will ask for ID from any person appearing to be under 25 years of age to prove that they are over 18.

Only photographic driving licenses, passports or PASS (Proof of Age Standards Scheme) cards will be used to verify ages.

A refusals book (or refusal button on EPOS –Electronic Point of Sale) will be kept on the premises and it will be completed whenever a sale is refused to a person who cannot prove they are over the age of 18.

- The book will contain the date and time of the incident, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused.

- The book will be made available to Police and authorised officers on request.

- The book will be reviewed on a regular basis to see if any patterns emerge.

Continued from previous page...

Staff training in the age related sections of the Licensing Act 2003 will be provided to all door, bar and till staff. This includes the ability to competently check customers' identification where necessary. A record will be kept of the date and name of person trained.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.



Proposed Conditions - Cambridge Coopers, 58-60 Westow Hill , Crystal Palace, SE19 1RX

1. A CCTV system shall be installed and maintain to comply with Home Office Requirements for CCTV systems 2009, covering entrances, exits and internal areas of the premises. Recordings shall be stored for a minimum of 31 days and CCTV images will be provided to Police or Council Officers on request.
2. CCTV cameras shall be installed at the entrance door to enable the capture of patrons head and shoulder images to identification standard, when entering the premises.
3. A member of staff trained in the use of the CCTV system must be available at the premises at all times that the premises is open to the public.
4. The CCTV system will display, on screen and on any recording, the correct time and date that images were captured.
5. Ensure that CCTV signage is displayed, reminding customers that CCTV is in operation.
6. Staff shall be given training by the DPS in relation to Licensing Act 2003, conflict management and the protection of children from harm. Refresher training shall be given every 6 months and records shall be kept at the premises and made available for inspection by the police or authorised official from the local authority
7. Ensure that a comprehensive incident register is maintained, at the premises. The DPS shall ensure that details of incidents shall be added to the register within 24hrs of any incident. CCTV images of any incident will be recorded and kept at the premises along with a copy of the incident report and written reports from all members of staff involved

The following details shall be recorded: -

Date

Time

Persons concerned

Summary of incident

Identification of any Emergency Services Personnel who attended

8. Ensure that a Challenge 25 policy is in operation at the premises with appropriate signage displayed inside and outside the premises.
9. Ensure that a refusal book or electronic system to record all refusals of sales shall be maintained on the premises and made available to the police and local authority officers, upon reasonable request.
10. When door staff are used at the premises ensure that records are kept at the premises, of the following details of any door-supervisor employed at the premises:
 - i. Name and date of birth
 - ii. Full 16 digit SIA badge number
 - iii. Dates and times employed
 - iv. Signature of the door-supervisor

These records are to be available, in useable form, to the Metropolitan Police or authorised officers of the Security Industry Authority upon request.

11. The venue must provide its own written policy in relation to searching, drugs, weapons and theft. Signage shall be displayed at the entrance of the premises and in toilets explaining a zero tolerance to drugs
12. The premises shall have a written dispersal policy.
13. Staff will assist customers by providing a license taxi number or have a license taxi called to the venue if so required.

A3

From: ~~Chris Anderson~~ [mailto:~~chris.anderson@crystalpalace.co.uk~~]

> Sent: 02 April 2019 21:21

> To: LICENSING <LICENSING@croydon.gov.uk>

> Subject: Objection against premises licence at 58-60 Westow Hill,

> Upper Norwood, SE19 1RX

>

> Good evening,

>

> As a resident at 58 St Aubyn's Road, SE19 1RX I would strongly like to object against the premises licence for alcohol and music being given to Sunflake Limited at the above address for the following reasons:

>

> 1. I am very concerned about the noise and nuisance which will come from people in the pub and outside the pub in the alleyway at the side of the premises which will happen at all hours and very late into the night on Thursday, Friday and Saturday - during the licensing hours and also afterwards when people will congregate and wait for taxis etc - this will affect the quality of life of an awful lot of people who live in close proximity on residential roads as well as 73% of buildings above street level are residential.

>

> 2. I am also very concerned about the noise of bottles being emptied and being put away after trading hours - this will create a lot of disturbance and huge amount of noise.

>

> 3. There will be an awful lot of noise and extra traffic with the deliveries and this will make it unsafe for pedestrians and add to the very congested triangle traffic.

>

> 4. We already have ten pubs and bars and a further fifteen food outlets with alcohol licences on Westow Hill - we do not need another one which will encourage anti-social behaviour late at night and during the day.

> 5. The Grape and Grain pub is in the process of being converted into a much larger pub - three times the size of the current property - do we really need another pub seconds away?

>

> 6. The proposed bi-fold doors and windows would make it impossible to limit the noise coming from the clientele and music - by the time the pubs have emptied this will be well after 1a.m. Thursday to Sunday and very late at night the rest of the time.

>

> 7. A limitless numbers of smokers will gather outside - already many bars along this road have so many smokers outside - creating a health hazard and making it difficult to walk along the pavement.

>

> 8. There is potential capacity for about 250 people - the noise coming from that many people will cause a huge amount of disturbance in the local area - particularly with the bi-fold doors being open and people being outside for example in the summer.

>

> 9. Antic already own two bars along this road - do they really need to own a third?

>

> Please do not grant Sunflake Limited an alcohol and music licence

> based on the above,

>

> ~~Chris Anderson~~

> 58 St Aubyn's Road,

> Crystal Palace,

> SE19 1RX

From: Mann, Stephen
 Sent: 03 April 2019 12:15
 To: J <j@croydon.gov.uk>
 Cc: f <f@croydon.gov.uk>; f <f@don.gov.uk>
 Subject: Re: 58 - 60 Westow Hill.

Can I please call in on public safety, Nuisance and crime and disorder please.

Public Nuisance

Noise disturbance and nuisance from patrons within the premises

It would be extremely difficult for the applicant to prove they would be able to put sufficient sound insulation to prevent nuisance from the premises. The site is a 1930s property with cavity walls, air vents and currently no insulation between the shop and the maisonette. The residents of [redacted] and [redacted] were able to hear the shopkeepers of the former Plumbase when it was in operation. Furthermore, the residents of [redacted] and [redacted] and [redacted] are able to hear people talk in adjacent alleyway. No suitable insulation would suffice to minimise the noise to an acceptable level from the regulated entertainment and patrons. The building is not fit for purpose and the nearby residents would suffer greatly from this license to be granted.

The proposed slide-fold doors will make any noise from the premises and the patrons congregating in the passageway echo to the above properties. Both [redacted] from [redacted] happen to be on the passageway side and will prevent its residents from enjoying the peace and quiet they should expect.

Noise disturbance and nuisance from patrons congregating in the internal courtyard

The "internal courtyard" of the premises means that persons coming and going, including those stepping outside to smoke and drink will be in very close proximity of No [redacted] and the maisonette of No [redacted] especially. There will therefore be noise and disturbance from talking or shouting and drifting plumes of smoke entering the nearby properties.

As ambient noise levels in the area decrease during the evening as traffic along Westow Hill reduces, the use of the "internal courtyard" (also referred as the passageway) will create noise and disturbance for neighbouring occupiers, particularly during the summer months. The distance between the proposed slide-fold doors on the passageway side and the entrance to the flats of [redacted] Westow Hill only measuring 310cm, this will cause great nuisance to them and to the residents above the proposed development. Not only they will block the passageway when congregating outside but they will also generate unacceptable noise disturbance and create a hostile environment for the nearby residents, especially those who have to use the passageway to access their properties. This will particularly affect the young residents of the nearby residents that have to pass this alleyway in order to get into their homes. These children will be forced to walk through crowds of people smoking and consuming alcohol. As this accessway is predominantly a residential accessway and not owned by the applicant, this use should take priority for the safety of the residents.

Noise disturbance and nuisance from patrons exiting the premises

The high potential number of people coming and going from the unit will bring very different effects than the current use, which operates when noise and disturbance from comings and goings is generally accepted, and background noise levels are usually higher.

People will visit the premises individually or in groups, particularly in the evenings, at weekends, and on bank holidays. The number of people who could be at the premises at any one time will result in a high level of comings and goings, mainly during the evening.

The nearby residents (above and opposite) will suffer from the effects of these comings and goings then it is a more sensitive time of day when noise levels are lower. It is reasonable for residents to expect peace and quiet at this time of day.

Added to this, residents around the junction will suffer significant effects from people making their way home at night, or from people congregating, shouting or talking loudly. There is already anti-social behaviour and noise complaints in the area directly related to licensed premises, notably the currently known as ~~pub~~ directly across the road from the proposed development. Please refer to voice recordings attached to this representation which illustrates the nuisance the nearby residents already suffer from the licensed premises located directly opposite the applicant's unit.

The Lambeth council has received numerous noise complaints against them, which they can confirm and detail directly with you.

Furthermore, the applicant will be able to do little about noise and disturbance from customers once they have left the premises. Commercial public houses developments have particular impacts, not least because activities are often at their peak in the evening and late at night. Authorities will wish to bear in mind not only the noise that is generated within the premises but also the noise that may be made by customers in the vicinity.

The objections to the planning application show how much local residents are against the proposal and how much they are worried it will impact their quality of life. Out of the 60 objections that were submitted against the planning application, 38 were within a 150m radius of the site, the equivalent of 63.3% of the objections.

Noise and nuisance from deliveries and servicing The applicant proposes delivery times between 7am and 7pm (which differs from the hours provided in the planning application, which stated they would be made between 09am hour and 09pm hour Monday to Friday, and between 09am hour and 01pm hour Saturday and Sunday). Given the proximity of the nearby residents, this is not acceptable.

This is also against the Code of Good Practice for Licensed Premises which stipulates "PN16 Commercial deliveries, collections and storage/ disposal of waste, including beer deliveries, refuse collections and storage / disposal of waste and recyclables in external areas should be restricted to normal working hours between 8am and 6pm Monday to Friday."

It is also important "to consider the noise generated by some loading operations, such as engine and refrigeration units and manual handling aids (eg cages and kegs)." as per the Kerbside loading guidance

Public Safety

Patrons gathering at the front of the pavement blocking the way The applicant proposes the formalised smoking will "utilise the pavement immediately to the front of the property". This side of Westow Hill (Croydon side) has narrower sized pavements than the Lambeth side, measuring only 260cm. This will impact the use of the public footway and force pedestrians to walk on the road and will create an unpleasant area for the public or residents to pass. It will create a pedestrian conflict for parents with buggies or disabled or with wheelchair or motor-assisted members of the public.

Deliveries creating unsafe environment on the highway

The brewing industry uses kegs and casks to hold alcohol and transfer it to licensed premises. Empty kegs also need to be taken back to the delivery vehicle. Kegs and casks are often dropped from the vehicle and rolled along the footway to a trapdoor, this means pedestrians walking by could be at risk of being injured.

The proposed loading bay cannot accommodate the 18-ton trucks required by the applicant to make alcohol deliveries, measuring only 935cm. They will require to either:

- block parking spaces and a newly proposed taxi rank in an area congested and with a lack of parking facilities, or
- utilise the nearest loading bay which is located 80 meters from the unit.

Conditions:

HAZARD AND OBSTRUCTION BEING CAUSED TO USERS OF THE PUBLIC HIGHWAY

Planning condition:

The strategy shall include delivery times for the premises which shall not be outside of the following hours: 10am - 4:30pm Monday to Friday, 10am - 1pm Saturday and Sunday

HAZARD AND OBSTRUCTION BEING CAUSED TO USERS OF THE SIDE ACCESSWAY

- Accessway to be used as an informal pub garden

Licensing condition:

Conduit should only be used as a fire exit only. All windows shall be sealed to limit the noise impact to the residents living in close proximity and stop the possibility of the accessway being used for customers to drink and smoke.

CREATION OF EXCESSIVE NOISE AND DISTURBANCE

- Noise disturbance from customers leaving the premises at the end of trading hours

Licensing condition:

If the planning application shall be successful, the opening hours of the proposed development shall not be open for the serving of customers outside of the following hours: 9.00am - 10:30pm Monday to Sunday. All customers shall vacate the premises within 20 minutes of service ceasing.

The hours of opening being a matter that could be controlled through the imposition of a licensing condition. Controlling the break out of noise from within the premises would be capable of being regulated by installing noise insulation and that is a matter that could also be required through the imposition of a condition.

- Noise disturbance from emptying bottles after trading hours

Licensing condition:

There shall be no emptying of bottle banks between the hours of 20:00 - 08:00 Monday to Sunday

- Noise disturbance from the flu extractor

Licensing condition:

Noise from the flue extractor and associated equipment shall not exceed background noise level when measured outside the window of the nearest noise sensitive or residential premises during daytime and night-time hours. The fan and associated duct work should be isolated from the building structure and the extract unit should be enclosed in a solid, imperforate acoustic enclosure

- Noise from the pub itself and its customers

Licensing conditions:

Prior to the commencement of the use hereby permitted the building shall be adapted so as to provide sound insulation against internally generated noise of not less than 55 dB(A), with windows shut and other means of ventilation provided in accordance with details to be submitted to and approved in writing. The sound insulation works shall be completed in accordance with the approved details prior to the commencement of the use hereby permitted and retained thereafter. The applicant must bear the cost of all required sound insulation, including windows and floor insulation for the maisonettes above the premises.

No live music or amplified sound system shall be played or operated within the premises that is audible outside the premises or within adjoining buildings.

The authorities shall visit our property and take an averaged reading of the environmental noise before any building works start. This shall be used as the baseline and it must stipulate that there shall be no change in the level of environmental noise measured.

- Noise from the planned use of the side accessway

Licensing condition: All windows shall be sealed to limit the noise impact to the residents living in close proximity and stop the possibility of the accessway being used for customers to drink and smoke.

STORAGE REFUSE AND DISPOSAL OF WASTE

Licensing condition: A detailed waste management plan, which shall include details of the disposal of fat/oil from the cooking process and the disposal of customer litter must be submitted before the application is considered.

LIGHT POLLUTION

Licensing condition: The applicant must submit detailed plans of their proposed lighting design to ensure that it does not impact on the nearby residents. There are reasonable reasons to believe this could result in light pollution as per the Code of Good Practice for Licensed Premises - CD3 External lighting.

Councillor Stephen Mann

A3

The name of the premises:
Cambridge Coopers, no reference number given on the application

Name: [REDACTED]
[REDACTED] Westow Hill
London SE19 [REDACTED]

I am the resident of the maisonette directly [REDACTED] the proposed pub and I wish to make a representation. I object to this licensing application based on the following reasons:

Public Nuisance

Noise disturbance and nuisance from patrons within the premises

It would be extremely difficult for the applicant to prove they would be able to put sufficient sound insulation to prevent nuisance from the premises. The site is a 1930s property with cavity walls, air vents and currently no insulation between the shop and the maisonette. The residents of [REDACTED] and [REDACTED] were able to hear the shopkeepers of the former Plumbase when it was in operation. Furthermore, the residents of [REDACTED] and [REDACTED] and [REDACTED] are able to hear people talk in adjacent alleyway. No suitable insulation would suffice to minimise the noise to an acceptable level from the regulated entertainment and patrons.

The building is not fit for purpose and the nearby residents would suffer greatly from this license to be granted.

The proposed slide-fold doors will make any noise from the premises and the patrons congregating in the passageway echo to the above properties. Both [REDACTED] from [REDACTED] happen to be on the passageway side and will prevent its residents from enjoying the peace and quiet they should expect.

Noise disturbance and nuisance from patrons congregating in the internal courtyard

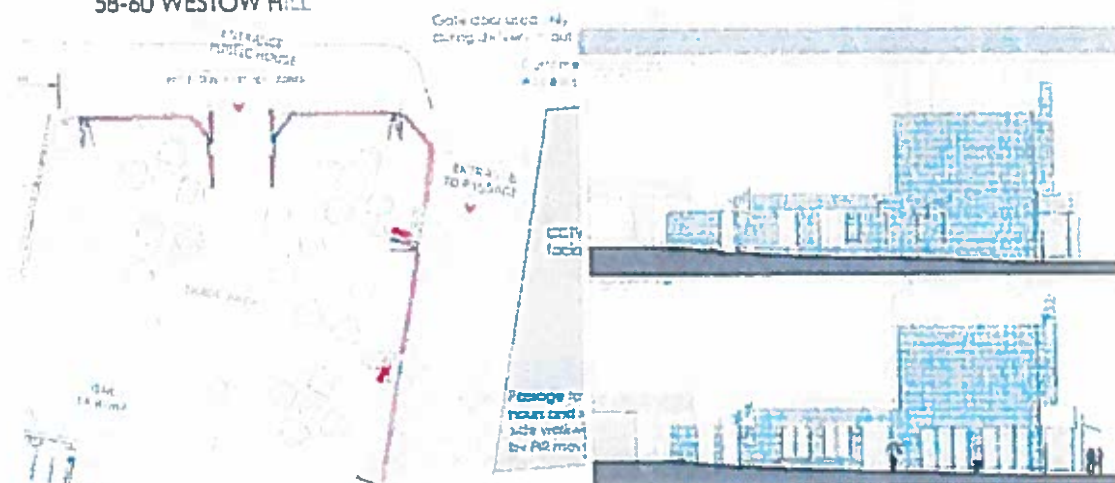
The "internal courtyard" of the premises means that persons coming and going, including those stepping outside to smoke and drink will be in very close proximity of No [REDACTED] and the maisonette of No [REDACTED] especially. There will therefore be noise and disturbance from talking or shouting and drifting plumes of smoke entering the nearby properties.

As ambient noise levels in the area decrease during the evening as traffic along Westow Hill reduces, the use of the "internal courtyard" (also referred as the passageway) will create noise and disturbance for neighbouring occupiers, particularly during the summer months. The distance between the proposed slide-fold doors on the passageway side and the entrance to the flats of [REDACTED] Westow Hill only measuring 310cm, this will cause great nuisance to them and to the residents above the proposed development. Not only they will block the passageway when congregating outside but they will also generate unacceptable noise disturbance and create a hostile environment for the nearby residents, especially those who have to use the passageway to access their properties. This will particularly affect the young children of the nearby residents that have to pass this alleyway in order to get into their homes. These children will be forced to walk through crowds of people smoking and consuming alcohol at all times, day and evening. As this accessway is predominantly a residential accessway and not owned by the applicant, the residential use should take priority for the safety of the residents.



Photo illustrating how narrow the passageway the applicant intends to use as an internal courtyard is

58-60 WESTOW HILL



Plans of the unit in relation to the passageway

Side view of the plans to open the eastern flank of the unit



Photo of entrance of passageway



Photo showing the passageway in its entirety

With the ground floor area of the site measuring 252sqm, the capacity of the proposed pub will range between 200 and 250 people.

Noise levels from customers is very hard to influence and control. Given the very limited space between the two properties, granting this license will lead to a significant increase in noise and disturbance for the occupiers of the flat above and adjacent.

Furthermore, as per the Code of Good Practice for Licensed Premises "PN2 (a) Windows and doors should be kept closed whilst the premises licence is in use to prevent noise breakout. Ventilation should be provided by mechanical means. (b) Windows should be sound insulated." which the applicant does not intend to follow.

Noise disturbance and nuisance from patrons exiting the premises

The high potential number of people coming and going from the unit will bring very different effects than the current use, which operates when noise and disturbance from comings and goings is generally accepted, and background noise levels are usually higher.

People will visit the premises individually or in groups, particularly in the evenings, at weekends, and on bank holidays. The number of people who could be at the premises at any one time will result in a high level of comings and goings, mainly during the evening.

The nearby residents (above and opposite) will suffer from the effects of these comings and goings then it is a more sensitive time of day when noise levels are lower. It is reasonable for residents to expect peace and quiet at this time of day.

Added to this, residents around the junction will suffer significant effects from people making their way home at night, or from people congregating, shouting or talking loudly. There is already anti-social behaviour and noise complaints in the area directly related to licensed premises, notably the currently known as ~~XXXXXX~~ directly across the road from the proposed development.

Please refer to voice recordings attached to this representation which illustrates the nuisance the nearby residents already suffer from the licensed premises located directly opposite the applicant's unit.

Please note that recording from 14th Feb 19 was taken at 02:28; Recording from 9th Mar 19 was taken at 03:02; recording from 17th Feb was taken at 01:03, 02:11 and 02:12; recording from 23rd Mar 19 was taken at 02:25.

The Lambeth council has received numerous noise complaints against them, which they can confirm and detail directly with you.



An example of a gathering outside the applicant's unit taken at 02:13 on 17th March 2019

There is an imbalance on the high street with a saturation of licensed units on the street. This additional license will cause a cumulative impact for the area.



Map showing the density of licensed premises on the high street

Furthermore, the applicant will be able to do little about noise and disturbance from customers once they have left the premises. Commercial public houses developments have particular impacts, not least because activities are often at their peak in the evening and late at night. Authorities will wish to bear in mind not only the noise that is generated within the premises but also the noise that may be made by customers in the vicinity.

The objections to the planning application show how much local residents are against the proposal and how much they are worried it will impact their quality of life. Out of the 60 objections that were submitted against the planning application, 38 were within a 150m radius of the site, the equivalent of 63.3% of the objections.

The map displays a circular area with a red dashed border, centered on a point in the Haynes area. The radius of this circle is 1000m. Various locations are marked with red pins and labels, including Cafe St Germain, The Crystal Palace Market, and Sainsbury's. The map also shows surrounding roads and other landmarks like the Haynes Railway Station and the Haynes Lane Market. A scale bar at the bottom indicates a distance of 50 meters.

Noise disturbance from emptying bottles after trading hours

Noise and nuisance from deliveries and servicing

This is also against the Code of Good Practice for Licensed Premises which stipulates *"PN16 Commercial deliveries, collections and storage/ disposal of waste, including beer deliveries, refuse collections and storage / disposal of waste and recyclables in external areas should be restricted to normal working hours between 8am and 6pm Monday to Friday."*

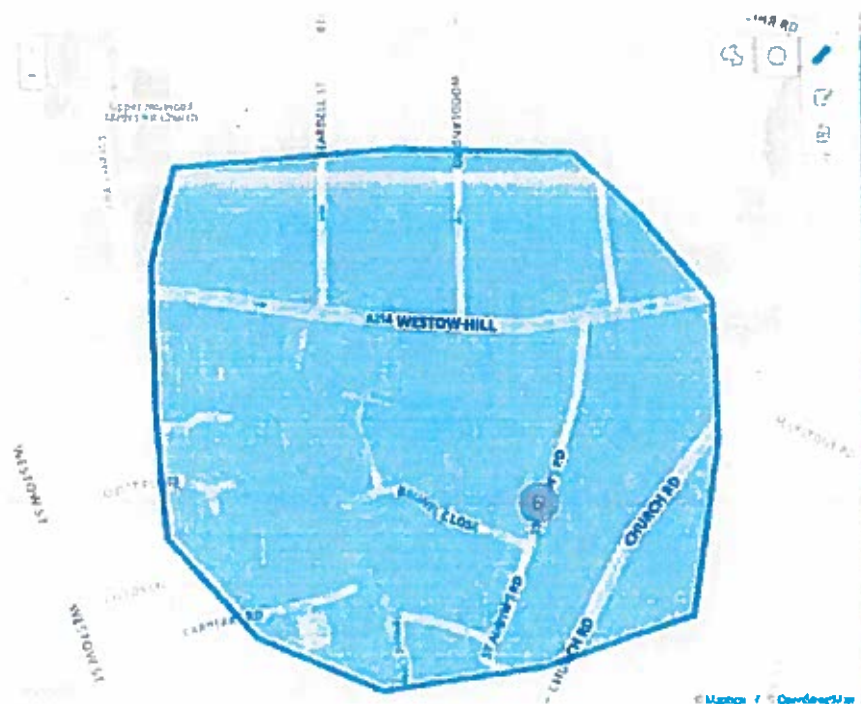
Crime and Disorder

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Crime reports in close proximity to the site. Source Metropolitan Police (12 months to January 2019)

<https://www.police.uk/metropolitan/00AH06N/crime/anti-social-behaviour/+cM22fe/>

Immediate impact of premises licenses on local residents where the proposed new pub is located



January 2019

- 2 x Anti-social behavior
- 1 x Burglary
- 3 x Other theft
- 1 x Public order
- 1 x Theft from the person
- 1 x Violence and sexual offences

December 2018

5 x Anti-social behavior
2 x Violence and sexual offences

November 2018

- 3 x Anti-social behavior
- 1 x Criminal damage and arson
- 3 x Other theft
- 1 x Public order
- 2 x Violence and sexual offences

October 2018

- 3 x Anti-social behavior
- 1 x Burglary
- 1 x Criminal damage and arson
- 1 x Other theft
- 1 x Public order
- 1 x Theft from the person
- 1 x Violence and sexual offences

September 2018

- 5 x Anti-social behaviour
- 1 x Burglary
- 1 x Drugs
- 1 x Shoplifting
- 1 x Theft from the person
- 4 x Violence and sexual offences

August 2018

- 3 x Anti-social behavior
- 1 x Other theft
- 1 x Vehicle Crime
- 2 x Violence and sexual offences

July 2018

- 2 x Anti-social behavior
- 1 x Bicycle theft
- 1 x Burglary
- 4 x Shoplifting
- 1 x Vehicle Crime
- 6 x Violence and sexual offences

June 2018

- 1 x Anti social behavior
- 3 x Other theft
- 1 x Public order
- 1 x Shoplifting
- 2 x Vehicle crime
- 3 x Violence and sexual offences
- 1 x Criminal damage and arson

A3

May 2018

2 x Anti-social behavior
2 x Burglary
2 x Criminal damage and arson
1 x Drugs
3 x Public order
1 x Robbery
1 x Shoplifting
2 x Violence and sexual offences

April 2018

4 x Anti-social behavior
1 x Burglary
2 x Public order
2 x Shoplifting
1 x Vehicle crime
2 x Violence and sexual offences

March 2018

1 x Bicycle theft
3 x Burglary
1 x Drugs
1 x Criminal damage and arson
1 x Shoplifting
1 x Vehicle crime
1 x Violence and sexual offences

February 2018

2 x Anti-social behavior
1 x Burglary
1 x Other theft
1 x Shoplifting
1 x Vehicle crime
3 x Violence and sexual offences
1 x Criminal damage and arson

January 2018

1 x Burglary
1 x Shoplifting
1 x Vehicle crime
3 x Violence and sexual offences
1 x Anti-social behavior
1 x Drugs
1 x Robbery

December 2017

1 x Burglary
1 x Possession of weapons
1 x Shoplifting
1 x Violence and sexual offences

Impact of the premises licenses on the wider local community

This part of Westow Hill already sees large congregations of youths and anti-social behaviour late at night and is a main access route to the town centre bus and rail station. Most visitors to Crystal Palace pass this part of triangle to access the main bus, taxi and rail access, creating a hot spot area for bars and clubs and drinking areas.

<https://www.police.uk/metropolitan/00AH06N/crime/2018-12/anti-social-behaviour/17U74b/>



January 2019

6 x Anti-social behavior
2 x Burglary
1 x Criminal damage and arson
5 x Other theft
2 x Public order
1 x Robbery

A-3

1 x Shoplifting
1 x Theft from other person
2 x Violence and sexual offences

December 2018

9 x Anti-social behavior
4 x Other theft
1 x Public Order
1 x Vehicle crime
4 x Violence and sexual offences

November 2018

4 x Anti-social behavior
1 x Burglary
2 x Criminal damage and arson
5 x Other theft
2 x Public order
3 x Violence and sexual offences

October 2018

3 x Anti-social behavior
1 x Burglary
1 x Criminal damage and arson
2 x Other theft
4 x Public order
2 x Theft from other person
2 x Violence and sexual offences

September 2018

8 x Anti-social behavior
2 x Burglary
1 x Drugs
3 x Other theft
1 x Robbery
1 x Shoplifting
1 x Theft from other person
4 x Violence and sexual offences

August 2018

8 x Anti-social behavior
1 x Burglary
2 x Criminal damage and arson
2 x Other theft
2 x Robbery
1 x Theft from other person
1 x Vehicle crime
3 x Violence and sexual offences

July 2018

3 x Anti-social behavior
2 x Bicycle Theft
3 x Burglary
1 x Criminal damage and arson
2 x Other theft
1 x Public order
4 x Shoplifting
1 x Vehicle crime
11 x Violence and sexual offences

June 2018

3 x Anti-social behavior
1 x Criminal damage and arson
5 x Other theft
3 x Public order
1 x Shoplifting
5 x Vehicle crime
8 x Violence and sexual offences

May 2018

7 x Anti-social behavior
2 x Burglary
2 x Criminal damage and arson
1 x Drugs
2 x Other theft
1 x Possession of weapons
3 x Public order
3 x Robbery
1 x Shoplifting
4 x Violence and sexual offences

April 2018

8 x Anti-social behavior
3 x Burglary
2 x Criminal damage and arson
1 x Drugs
3 x Other theft
4 x Public order
2 x Shoplifting
2 x Vehicle crime
7 x Violence and sexual offences

March 2018

8 x Anti-social behavior
2 x Bicycle Theft
4 x Burglary
1 x Criminal damage and arson
1 x Drugs
2 x Other theft
1 x Public order
1 x Shoplifting
1 x Vehicle crime
4 x Violence and sexual offences

February 2018

5 x Anti-social behavior
1 x Burglary
1 x Criminal damage and arson
2 x Other theft
1 x Public order
1 x Shoplifting
1 x Vehicle crime
7 x Violence and sexual offences

January 2018

4 x Anti-social behavior
2 x Burglary
1 x Drugs
2 x Robbery
1 x Shoplifting
2 x Vehicle crime
6 x Violence and sexual offences

December 2017

7 x Anti-social behavior
1 x Burglary
1 x Criminal damage and arson
3 x Other theft
3 x possession of weapons
1 x Shoplifting

- 1 x Theft from other person
- 1 x Vehicle crime
- 1 x Violence and sexual offences

Public Safety

Patrons gathering at the front of the pavement blocking the way

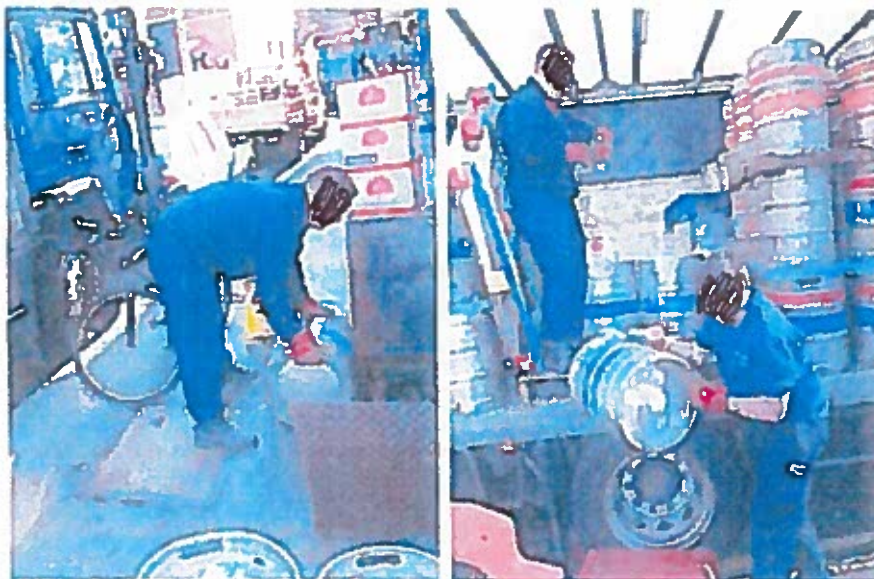
The applicant proposes the formalised smoking will "utilise the pavement immediately to the front of the property". This side of Westow Hill (Croydon side) has narrower sized pavements than the Lambeth side, measuring only 260cm. This will impact the use of the public footway and force pedestrians to walk on the road and will create an unpleasant area for the public or residents to pass. It will create a pedestrian conflict for parents with buggies or disabled or with wheelchair or motor-assisted members of the public.

Deliveries creating unsafe environment on the highway

The brewing industry uses kegs and casks to hold alcohol and transfer it to licensed premises. Empty kegs also need to be taken back to the delivery vehicle. Kegs and casks are often dropped from the vehicle and rolled along the footway to a trapdoor, this means pedestrians walking by could be at risk of being injured.

The proposed loading bay cannot accommodate the 18-ton trucks required by the applicant to make alcohol deliveries, measuring only 935cm. They will require to either:

- block parking spaces and a newly proposed taxi rank in an area congested and with a lack of parking facilities, or
- utilise the nearest loading bay which is located 80 meters from the unit.





Current 18-ton trucks used by the applicant for deliveries on the same street



The nearest loading on same side of the road approx. 80m away and requires passing St Aubyn's Road.

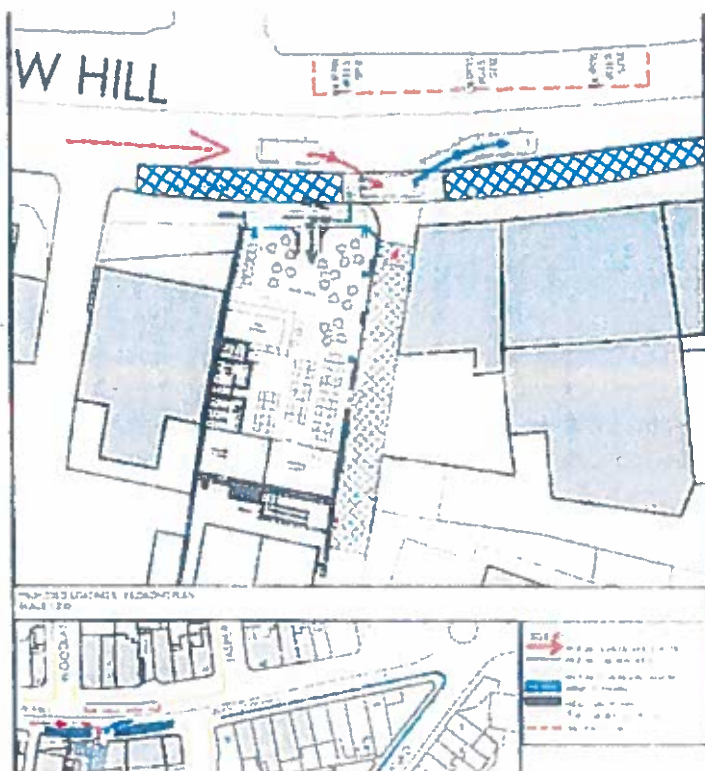
Deliveries creating unsafe environment in the unit

The proposed delivery route shows intention to get deliveries taken through the front entrance of the premises, through the bar area then restaurant area right to the back of the unit where the kitchen will be located. Rolling these heavy kegs into through the customer trade area would be very dangerous with risk of hurting its patrons and their small children. The proposed development is not fit for purpose as deliveries cannot be catered for safely. Kegs are heavy and there is a chance for the accidents to happen which would cause injuries. It is important to bear in mind that the applicant wishes to serve alcohol from 10am so customers will have likely consumed alcohol while deliveries will be made.

Weight of brewery vessels:

Goods / Volume / Approx. weight		
Lager keg	/ 11 gallon	/ 64kg
Lager keg	/ 22 gallon	/ 128kg
Beer cask	/ 9 gallon firkin	/ 52kg
Beer cask	/ 18 gallon kilderkin	/ 104kg

A3



I hope my concerns in this representation will be taken seriously and urge the authorities to refute this license. Should the authorities decide to grant this application, I request the following conditions to be imposed.

Conditions:

HAZARD AND OBSTRUCTION BEING CAUSED TO USERS OF THE PUBLIC HIGHWAY

Licensing condition:

The strategy shall include delivery times for the premises which shall not be outside of the following hours: 8am - 6pm Monday to Friday, 10am - 1pm Saturday, no deliveries on Sunday

HAZARD AND OBSTRUCTION BEING CAUSED TO USERS OF THE SIDE ACCESSWAY

- Accessway to be used as an informal pub garden

Licensing condition:

Conduit should only be used as a fire exit only. All windows shall be sealed to limit the noise impact to the residents living in close proximity and stop the possibility of the accessway being used for customers to drink and smoke.

CREATION OF EXCESSIVE NOISE AND DISTURBANCE

- Noise disturbance from customers leaving the premises at the end of trading hours

Licensing condition:

The opening hours of the proposed development shall not be open for the serving of customers outside of the following hours:

9.00am - 10:30pm Monday to Sunday. All customers shall vacate the premises within 20 minutes of service ceasing.

The hours of opening being a matter that could be controlled through the imposition of a licensing condition. Controlling the break out of noise from within the premises would be capable of being regulated by installing noise insulation and that is a matter that could also be required through the imposition of a condition.

- Noise disturbance from emptying bottles after trading hours

Licensing condition:

There shall be no emptying of bottle banks between the hours of 20:00 - 08:00 Monday to Sunday

- Noise disturbance from the flue extractor

Licensing condition:

Noise from the flue extractor and associated equipment shall not exceed background noise level when measured outside the window of the nearest noise sensitive or residential premises during daytime and night-time hours. The fan and associated duct work should be isolated from the building structure and the extract unit should be enclosed in a solid, imperforate acoustic enclosure

- Noise from the pub itself and its customers

Licensing conditions:

Prior to the commencement of the use hereby permitted the building shall be adapted so as to provide sound insulation against internally generated noise of not less than 55 dB(A), with windows shut and other means of ventilation provided in accordance with details to be submitted to and approved in writing. The sound insulation works shall be completed in accordance with the approved details prior to the commencement of the use hereby permitted and retained thereafter. The applicant must bear the cost of all required sound insulation, including windows and floor insulation for the maisonettes above the premises.

No live music or amplified sound system shall be played or operated within the premises that is audible outside the premises or within adjoining buildings.

The authorities shall visit our property and take an averaged reading of the environmental noise before any building works start. This shall be used as the baseline and it must stipulate that there shall be no change in the level of environmental noise measured.

- Noise from the planned use of the side accessway

Licensing condition: All windows shall be sealed to limit the noise impact to the residents living in close proximity and stop the possibility of the accessway being used for customers to drink and smoke.

STORAGE REFUSE AND DISPOSAL OF WASTE

Licensing condition:

A detailed waste management plan, which shall include details of the disposal of fat/oil from the cooking process and the disposal of customer litter must be submitted before the application is considered.

LIGHT POLLUTION

Licensing condition:

The applicant must submit detailed plans of their proposed lighting design to ensure that it does not impact on the nearby residents. There are reasonable reasons to believe this could result in light pollution as per the Code of Good Practice for Licensed Premises - CD3 External lighting.

Kind regards,



~~58-60 Westow Hill~~
 58-60 Westow Hill,
 Crystal Palace,
 London
 SE19 ~~1RX~~

Cambridge Coopers, 58-60 Westow Hill, Upper Norwood SE19 1RX

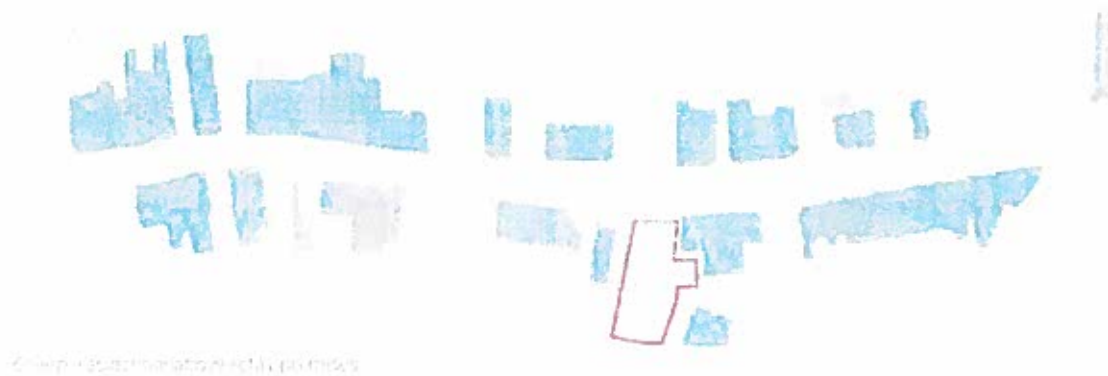
I am a resident of Westow Hill and I wish to make a representation. I object to this licensing application based on the following reasons:

1. Noise and public nuisance

Westow Hill has 74% of the buildings above street level occupied by residential. The surrounding streets are all residential with the centre of the Crystal Palace triangle occupied by the Paxton estate which has 41 Homes with a further 32 flats on the west side of St Aubyns Road backing onto the plot of 58 - 60 Westow Hill

The following map shows the number of homes above street level on Westow

Green: residential above retail premises



The residents of the Crystal Palace Triangle are already affected by noise, disturbance and anti social behaviour from customers leaving premises on Westow Hill at the end of trading hours. Westow Hill itself boasts ten bars and pubs (Sparrowhawk, Royal Albert, Westow House, Numidie, Cocktail Embassy, Exhibition Rooms, Bar Bella, Walker Briggs, Faber Fox, Craft and

Courage; additionally, Westow Hill comprises of a further 15 premises with alcohol licenses and 3 off licences. Westow Hill is 350 metres in length, which is equivalent to a bar or pub every 35 meters.

Furthermore, an application has been validated to reopen and expand the former Grape and Grain (Anerley Hill) with a new proposed public floor area to 5500.36sq ft., nearly three times the size of the existing unit. This proposed development has received no objections.

The bars, pubs and restaurants have closing times between 10pm and 3am causing a very high level of noise disturbance on many nights of the week and especially the weekend. In conjunction with the new proposed taxi rank (outside 62 to 68 Westow Hill), this will lead to extra disruption on the street until the early hours of the morning and customers loitering whilst waiting for taxis. Westow Hill has bins pick ups before 7am 5 days a week leading to very little quiet time on the street.

Numerous studies have linked noise pollution to increased anxiety, depression, high blood pressure, heart disease, and stroke.

2. Noise from the planned use of the side accessway

Opening the eastern flank of the building with a series of bifold doors and windows will render it impossible to limit the sound emanating from the building. Furthermore, this will encourage patrons to congregate in the alleyway blocking access to the flats ~~62a, 62b, 62c, 62d, 62e~~, the rear of the barber shop and their fire escape routes. The planned use for the alleyway is unfit for the proposed purpose and should not be used as such. This is an accessway with full right of way for the residents and should not be used by the customers of the premises to drink and smoke. It is intimidating and unsafe to consider the residents (especially children) to pass patrons who are likely to have consumed alcohol. The Licencing Act seeks to consider the protection of children from wider harm that includes the protection of children from moral, psychological and physical harm. Multiple residential properties use the privately shared accessway and opening the eastern flank of the building will place young children at risk of wider harms such as exposure to strong language, alcohol and smoking.

3. Public nuisance from smokers.

"Smokers will be limited in number and without drinks will utilise the pavement immediately to the front of the property"

In practice "limiting" numbers will be ineffective, unless the Cambridge Coopers has door staff. This high street site has narrow pavements with the pavement outside 58 - 60 Westow Hill measuring just 266cm from door to the road. It will create periods of crowds of smokers and a public nuisance on the footway. Parents with buggies and wheelchair users will feel intimidated going past the building and are likely going to be forced to go on the road to pass by. The proposed Cambridge Coopers will have an internal floor space of around 2,500sq ft, which would make the capacity of the bar between 200 and 250 people.

Antic pubs tends to attract a younger audience. According to a recent government survey, 14.9% of people under 35 smoke which would realistically could equate to around 15 people smoking on the front pavement at any one time when the pub is at capacity. The smokers will cause a nuisance to pedestrians nearby residents and businesses. Even if they (the smokers) are not behaving in a rowdy manner, they will block pedestrians, raise noise levels, cause littering and particularly during periods of warmer weather when residents may have their windows open, pollutes the air and causes passive smoking.

4. Lack of dispersal policy

The license application process states that a customer dispersal policy proposal should be submitted upon application. This has not been addressed in the licence or planning application and no details of this policy or how it would be implemented exist. The new taxi rank would mean the patrons will be loitering outside until taxis are free to pick them up.

In conclusion:

With a bar or pub equivalent to every 35 meters on Westow Hill and a licensed premises equivalent to every 14 meters, a proposed taxi rank replacing parking spaces outside 62 to 66 Westow Hill and bin collections 5 days a week before 7am on Westow Hill, the noise and antisocial behaviour pose a very real risk to the mental health for the residents of Westow Hill. The protection of children that live above the proposed pub from moral, psychological and physical harm should be considered of paramount importance.

I would ask the council to refuse this licence application or in the very least ask the applicant to

- provide evidence of a need for another pub on a street that has a large residential element and is already oversaturated with late night venues.
- Impose conditions to mitigate the nuisance this pub will cause to its nearby residents

Regards,

~~David Roberts~~

A3

~~58-60 Westow Hill~~
Westow Hill
Crystal Palace
London, SE19 ~~6XX~~

3rd April 2019

Alcohol Licencing team,
Croydon Council,
Bernard Weatherill House,
8 Mint Walk
Croydon, CR0 1EA

Dear Licensing Team,

We the residents and friends of the Crystal Palace Triangle, object to the granting of an Alcohol licence for 58 - 60 Westow Hill. We have an interest in this application that is greater than the general public because the majority of the signatories live or work within 150 meters of the proposed location. We object to the licence on the grounds of cumulative impact and public nuisance. This petition gathered a total of 163 signatures.



Map showing location of closest signatures in relation to 58 - 60 Westow Hill.

Please refer to the attached PDF of scanned petition.

Sincerely,

~~58-60 Westow Hill~~

22 March 2019

A3

The contact person for this petition is

Westow Hill SE19

[illegible]

22 March 2019

A3

We, the residents of the Crystal Palace Triangle, object to the granting of an alcohol licence to Antic for Plumbase, 58 - 60 Westow Hill. We have an interest in this application that is greater than the general public because the majority of the objectors live within 1 km from the location. We object to the application for an alcohol licence on the grounds of cumulative impact and public nuisance.

Westow Hill, SE19

[illegible]

22 March 2019

A3

~~SECRET~~
REF: VHS COPY FILE, 5F-19 ~~END~~

[illegible]

PETITION OBJECTIONING THE ALCOHOL LICENSING OF 58 - 60 WESTOW HILL
22 March 2019

We, the residents of the Crystal Palace Triangle, object to the granting of an alcohol licence to Antic for Plumbase, 58 - 60 Westow Hill. We have an interest in this application that is greater than the general public because the majority of the objectors live within 1 km from the location. We object to the application for an alcohol licence on the grounds of cumulative impact and public nuisance.

Westow Hill, SE19 2BB

[illegible]

PETITION OBJECTIONING THE ALCOHOL LICENSING OF 58 - 60 WESTOW HILL
22 March 2019

Alcohol Licensing Team, Croydon Council
Bernard Weatherill House, 8 Mint Walk
Croydon, CR0 1EA

We, the residents of the Crystal Palace Triangle, object to the granting of an alcohol licence to Antic for Plumbase, 58-60 Westow Hill. We have an interest in this application that is greater than the general public because the majority of the objectors live within 1km from the location. We object to the application for an alcohol licence on the grounds of cumulative impact and public nuisance.

The contact person for this petition is

Stock Exchanges

Westow Hill, SE19

Objectors (please print clearly)

[illegible]

PETITION OBJECTIONING THE ALCOHOL LICENSING OF 58 - 60 WESTOW HILL
22 March 2019

We, the residents of the Crystal Palace Triangle, object to the granting of an alcohol licence to Antic for Plumbase, 58 - 60 Westow Hill. We have an interest in this application that is greater than the general public because the majority of the objectors live within 1km from the location. We object to the application for an alcohol licence on the grounds of cumulative impact and public nuisance.

66 Westow Hill, SE13 1DR

Objectors (please print clearly)

[illegible]

PETITION OBJECTIONING THE ALCOHOL LICENSING OF 58 - 60 WESTOW HILL
22 March 2019

Alcohol Licensing Team Croydon Council
Bernard Weatherill House, 8 Mint Walk,
Croydon, CR0 1EA

We, the residents of the Crystal Palace Triangle, object to the granting of an alcohol licence to Antic for Plumbase, 58 - 60 Westow Hill. We have an interest in this application that is greater than the general public because the majority of the objectors live within 1km from the location. We object to the application for an alcohol licence on the grounds of cumulative impact and public nuisance.

The contact person for this petition is

Washin Hill SFIC

Objectors (please print clearly)

[illegible]

Alcohol Licensing, 1st St. Croyle Court
Bernard Weatherill House, 2nd St. Wolk
Croyle, CR0 1EA

The contact person for this petition is **XXXXXX**.

Subjects (please print clearly)

14 of 14

From: ~~XXXXXX~~ [mailto:~~XXXXXX@XXXXXX~~]
 Sent: 03 April 2019 07:42
 To: LICENSING <LICENSING@croydon.gov.uk>
 Subject: ~~XXXXXX~~ St Aubyn's Road, SE19 3AD

Dear Sirs

We are the managing agents for the above properties

We have been asked to lodge an objection to the application for an Alcohol Licence – please see attached

I look forward to hearing from you

Yours sincerely

~~XXXXXX~~ MIRPM

Associate Director

Estate & Block Management

Key points to object

Public Nuisance

- Noise disturbance and nuisance from patrons within the premises
- Noise disturbance and nuisance from patrons congregating in the internal alleyway
- Noise disturbance and nuisance from patrons exiting the premises
- Noise disturbance from emptying bottles after trading hours
- Noise and nuisance from deliveries and servicing

Crime and Disorder

- The local area already suffers from high proportion of anti-social behaviour

Public Safety

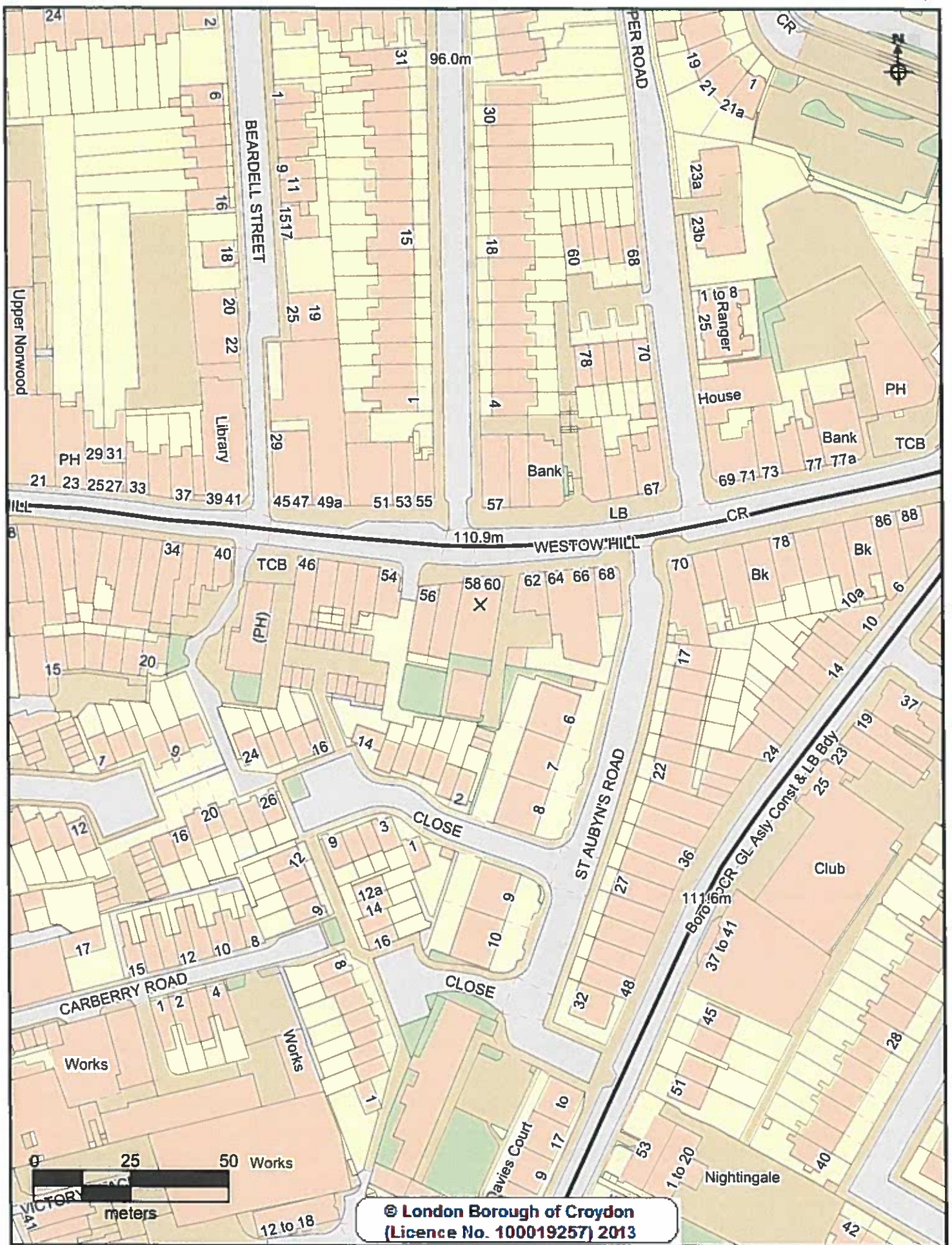
- Patrons gathering at the front of the pavement blocking the way
- Patrons smoking on the pavement in front of the building.
- Deliveries creating unsafe environment on the highway
- Deliveries creating unsafe environment in the unit

Points to include and reference

- Westow hill has 73% of the buildings above street level occupied by residential
- The surrounding streets are all residential (Beardell St, Woodland Rd and Jasper Rd)
- The centre of the Crystal Palace triangle and backing onto the site of 58 - 60 Westow Hill is occupied by the Paxton estate which has 41 Homes with a further 32 flats on the East side of St Aubyns Road.

- Westow Hill has ten bars and pubs (Sparrowhawk, Royal Albert, Westow House, Numidie, Cocktail Embassy, Exhibition Rooms, Bar Bella, Walker Briggs, Faber Fox, Craft and Courage). Westow Hill being 350 metres long, this equates to a bar or pub every 35 meters.
- Furthermore, Westow Hill has a further 15 restaurants with alcohol licenses.
- Planning application has been validated to reopen and expand the former Grape and Grain (Anerley Hill) with a new proposed public floor area of 5500.36 sqft., nearly three times the size of the existing pub.
- Antic already run two pubs on Westow Hill (Walker Briggs and Westow House) and are known as a pub chain that provides for the younger patrons.
- The proposed Cambridge Coopers will have an internal floor space of around 2,500 sq ft. This would make the capacity of the bar between 200 and 250 people.
- The new proposed taxi rank (outside 62 to 68 Westow Hill) will mean extra disruption on the street until the early hours of the morning with customers likely to loiter whilst waiting for taxis.
- Opening the eastern flank of the building with a series of bi-fold doors and windows will render it impossible to limited the sound emanating from the building
- The applicant won't be able to limit the numbers of smokers on the pavement at any given time, unless the Cambridge Coopers has door staff. This side of the high street has a narrow pavement, measuring only 266cm outside 58 - 60 Westow Hill from door to the road and will create crowds of smokers on it.
- Westow Hill is a very specific road which operates in two boroughs (Croydon and Lambeth). This should be taken into account when assessing the need for another alcohol licence and the licensed premises that sit on the North side of Westow Hill and in the Borough of Lambeth.

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23-Apr-2019
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X = 58-60 WESTOW HILL



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