

Licensing Sub- Committee Hearings

**Grand Jury Room, Town Hall
1 June 2012 at 10.00am**

The Licensing Sub-Committee hears and determines applications made under the Licensing Act 2003. This includes licensing the sale of alcohol and the provision of a variety of licensable activities such as recorded music, stage plays and the showing of films.

Information for Members of the Public

Access to information and meetings

You have the right to attend all meetings of the Council, its Committees and Cabinet. You also have the right to see the agenda, which is usually published 5 working days before the meeting, and minutes once they are published. Dates of the meetings are available at www.colchester.gov.uk or from Democratic Services.

Have Your Say!

The Council values contributions from members of the public. Under the Council's Have Your Say! policy you can ask questions or express a view to meetings with the exception of Standards Committee meetings.. If you wish to speak at a meeting or wish to find out more, please pick up the leaflet called "Have Your Say" at Council offices or at www.colchester.gov.uk .

Private Sessions

Occasionally meetings will need to discuss issues in private. This can only happen on a limited range of issues, which are set by law. When a committee does so, you will be asked to leave the meeting.

Mobile phones, pagers, cameras, audio recorders

Please ensure that all mobile phones and pagers are turned off before the meeting begins and note that photography or audio recording is not permitted.

Access

There is wheelchair access to the Town Hall from West Stockwell Street. There is an induction loop in all the meeting rooms. If you need help with reading or understanding this document please take it to Angel Court Council offices, High Street, Colchester or telephone (01206) 282222 or textphone (01206) 18001 followed by the full telephone number you wish to call, and we will try to provide a reading service, translation or other formats you may need.

Facilities

Toilets are located on the second floor of the Town Hall, access via the lift. A vending machine selling hot and cold drinks is located on the ground floor.

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Colchester Borough Council, Angel Court, High Street, Colchester
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you wish to call

e-mail: democratic.services@colchester.gov.uk

www.colchester.gov.uk

Licensing Sub-Committee Hearing Procedure for Hearings under the Licensing Act 2003

- (1) All questions and statements will be directed through the Chairman.
- (2) The Chairman will at the beginning of the Hearing explain to the parties the procedure to be followed and shall consider any request made by a party for permission for another person to appear at the Hearing.
- (3) The Hearing shall take the form of a discussion led by the Council's representative.
- (4) Cross examination shall not be permitted unless the Sub-Committee considers that cross-examination is required for it to consider the representations, application or notice as the case may be.
- (5) The Chairman of the Sub-Committee may require any person attending the Hearing who in his opinion is behaving in a disruptive manner to leave the Hearing and may:
 - (a) refuse to permit that person to return, or
 - (b) permit him to return only on such conditions as the Sub-Committee may specify.

Provided that any such person may before the end of Hearing submit to the Council in writing any information which they would have been entitled to give orally had they not been required to leave.

- (6) A party who wishes to withdraw any representations they have made may do so:
 - (a) by giving notice to the Council no later than 24 hours before the day or first day on which the Hearing is to be held, or
 - (b) orally at the Hearing.
- (7) The Sub-Committee in considering any representations or notice made by a party may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the Hearing, or with the consent of all other parties, at the Hearing.
- (8) The Sub-Committee shall disregard any information given by a party or any person to whom permission to appear at the Hearing had been given which is not relevant to:
 - (a) their application, representations or notice(as applicable) or in the case of another person, the application representations or notice of the party representing their appearance, and
 - (b) the promotion of the licensing objectives or, in relation to a Hearing to consider a notice given by a chief officer of police, the crime prevention objective.
- (9) If a party has informed the Council that he does not intend to attend or be represented at a Hearing, the Sub-Committee may decide to proceed with the Hearing in his absence.
- (10) If a party has not informed the Council that he does not intend or be represented at a Hearing and fails to attend or be represented at a Hearing, the Sub-Committee may:
 - (a) where it considers it to be necessary in the public interest adjourn the Hearing to a specified date (notice being given forthwith to the parties concerned of the date, time and place to which the Hearing has been adjourned), or

(b) hold the Hearing in the party's absence

Where the Sub-Committee agrees to hold the Hearing in the absence of a party, the Sub-Committee shall consider at the Hearing the application, representations or notice made by that party.

The Council's case:-

(11) The Chairman will invite the Council's representative to summarise the report relating to the application under consideration.

The Applicant's case:-

(12) The Applicant and/or representative will begin with their opening remarks and present their case.

(13) The Applicant's witnesses (if any) will give evidence in support of the Applicant's case.

(14) The Applicant and/or representative may question the Applicant's witness again to clarify any points which may have arisen.

Submissions from other parties (these will include Interested Parties, Ward Councillors (who are an interested party themselves or are acting in the capacity as a representative of an Interested Party) and representatives from Responsible Authorities:-

(15) Each party will present their case.

(16) Each party's witnesses (if any) will give evidence in support of the party's case.

(17) Each party and their witnesses may be questioned by the Chairman and members of the Sub-Committee.

(18) Each party may question their witness again to clarify any points which may have arisen.

(19) If the Applicant or the interested parties wish to question each other, questions may be directed through the Chairman.

(20) Closing Statements may be made by the Applicant and/or representative.

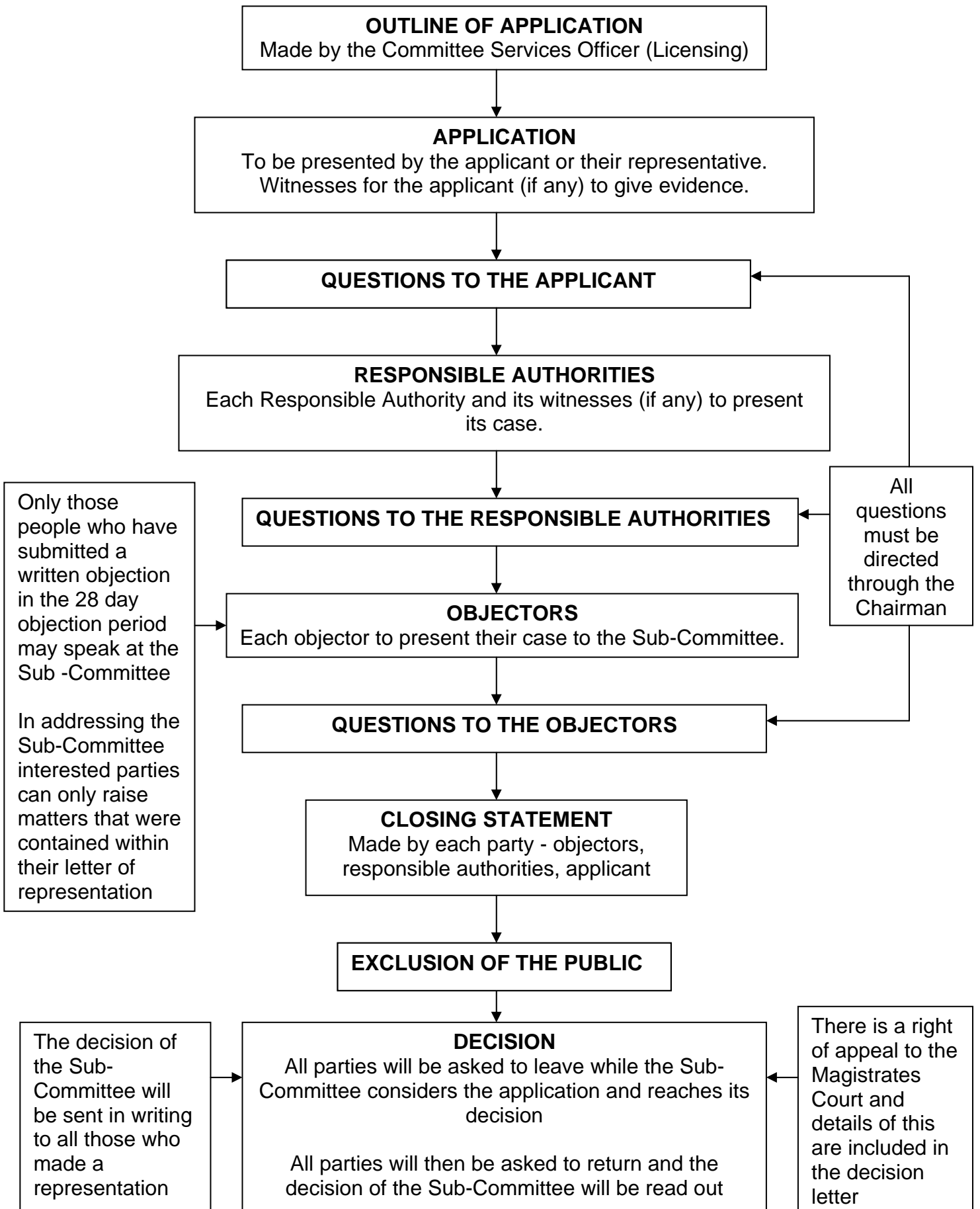
(21) The Chairman will ask the Legal Advisor whether there is anything else to be raised or settled before the proceedings are closed.

Determination of the application by the Sub- Committee

(22) The Applicant and/or representative, Interested Parties, Ward Councillors, Responsible Authorities and the members of the public and the press will leave the room to allow the Sub-Committee to determine the application. During this process the Sub-Committee members may ask for legal advice from the Legal Advisor.

(23) The Applicant and/or representative, Interested Parties and Ward Councillors, Responsible Authorities and the members of the public and the press will be invited to return to the room when the Sub-Committee's determination will be announced. Written details of the determination and the grounds upon which it is based will be sent to all parties concerned in accordance with the Hearings Regulations.

The Licensing Sub-Committee Hearings Process



**COLCHESTER BOROUGH COUNCIL
LICENSING SUB-COMMITTEE HEARINGS
1 June 2012 at 10:00am**

Members

Councillors Nick Cope, Margaret Kimberley and
Michael Lilley.
*(Chairman and Deputy Chairman to be appointed at first
meeting)*

Substitute Members :

Agenda - Part A
(open to the public including the media)

Pages

1. Appointment of Chairman

To appoint a Chairman for the meeting.

2. Welcome and Announcements

(a) The Chairman to welcome members of the public and Councillors and to remind all speakers of the requirement for microphones to be used at all times.

(b) At the Chairman's discretion, to announce information on:

- action in the event of an emergency;
- mobile phones switched off or to silent;
- location of toilets;
- introduction of members of the meeting.

3. Declarations of Interest

The Chairman to invite Councillors to declare individually any personal interests they may have in the items on the agenda.

If the personal interest arises because of a Councillor's membership of or position of control or management on:

- any body to which the Councillor has been appointed or nominated by the Council; or
- another public body

then the interest need only be declared if the Councillor intends to speak on that item.

If a Councillor declares a personal interest they must also consider whether they have a prejudicial interest. If they have a prejudicial interest they must leave the room for that item.

If a Councillor wishes to make representations on an item on which they have a prejudicial interest they may do so if members of the public are allowed to make representations. In such circumstances a Councillor must leave the room immediately once they have finished speaking.

An interest is considered to be prejudicial if a member of the public with knowledge of the relevant facts would reasonably regard it as so significant that it is likely to prejudice the Councillor's judgement of the public interest.

Councillors should consult paragraph 7 of the Meetings General Procedure Rules for further guidance.

4. Minutes

1 - 5

To confirm as a correct record the minutes of the meeting held on 13 April 2012.

5. Application under the Licensing Act 2003

6 - 44

Missoula,
29-39 Head Street,
Colchester,
Essex
CO1 1NH

COLCHESTER BOROUGH COUNCIL

LICENSING SUB-COMMITTEE

13 April 2012

MINUTES OF PROCEEDINGS

At a meeting of the Licensing Sub-Committee held on 13 April 2012 at 10.00 in the Grand Jury Room, Colchester Borough Council, Town Hall, High Street, Colchester

Present:- Councillor Cook
Councillor Lilley for Councillor Cope
Councillor Quarrie

1. Membership

RESOLVED that Councillor Cook be appointed Chairman.

2. Declarations of Interest

There were no declarations of interest.

3. Licensing Applications

The Head of Environmental and Protective Services submitted a report in relation to the following application for determination by the Sub-Committee, in accordance with the provisions of the Licensing Act 2003.

- **Cosways Holiday Park**

The Sub-Committee considered an application to vary the premises licence in respect of Cosways Holiday Park at Fen Lane, East Mersea to permit the supply of alcohol.

In Attendance

Applicant - Mr J Anderson, Counsel; Ms L Bland, Solicitors, Ellisons; Mr B Lord, owner of Cosways Holiday Park; and Mr C Parsons, Manager of Cosways Holiday Park

Environmental Control – Mr D Martin, Environmental Control Officer

Interested Parties - Councillor Sutton on behalf of East Mersea Parish Council; Mrs Lawford, Fen Farm Caravan Site; Mrs Mason, local resident; Mr & Mrs Morgan, seasonal occupants at Fen Farm; Mrs Cripps, seasonal occupant at Fen Farm; Mr Allinson, seasonal occupant at Fen Farm; Mr Chisnall, seasonal occupant at Fen Farm; Mr & Mrs Moss, seasonal occupants at Fen Farm; Mrs Shelton, seasonal occupants at Fen Farm

Licensing Authority – Ms K Newman, Public Health & Enforcement Service Manager; Mr G O'Shea, Licensing & Enforcement Manager; Mr C Samuel, Legal Services; Mrs S White,

Committee Services Officer (Licensing); Ms L Tuthill, Committee Services Assistant, (Licensing)

Mrs White gave a brief summary of the application and it was noted that 57 representations had been made in respect of the application and these included 3 from local residents of East Mersea, one from a local business and one from East Mersea Parish Council. It also noted that the Police and Environmental Control had made representations in respect of the application and as a result of the representation by the Police, the applicant had amended the application and this amended application formed the basis of the Sub-Committee's consideration. The representation by Environmental Control had not been addressed prior to the hearing.

The validity of the representations submitted by seasonal residents of Fen Farm Caravan and Camping Site was questioned by the applicant's representative who contended that they were not interested parties as defined by the Licensing Act 2003. . In response to questioning, Mr Anderson stated that Article 1 of the First Protocol to the European Convention on Human Rights (ECHR) was not relevant to the question of who was an "interested party." He maintained that the Article did not argue that there should be a broader interpretation; there was particular protection for those living in the vicinity. The Sub-Committee heard evidence from both sides and having retired to consider the matter determined that it was appropriate for representations from seasonal occupiers to be admitted in the proceedings. It would consider such representations and supporting oral submissions as relevant on the grounds that it considered that the occupants of static caravans at the Fen Farm site were living at the site for a proportion of the year. The Sub-Committee was mindful that it should place only appropriate weight on such representations and the Council's legal services representative asked each person addressing the Sub-Committee to make known their period of residency per year on the Fen Farm site.

Counsel for the applicant, Mr Anderson, outlined the application and the changes that had been made to it following the representation by Essex Police. Mr Anderson explained that Cosways was part of a family business which had been operating Waldegraves, a partner site, for three generations. Cosways was acquired three years ago with the intention of offering their customers a more peaceful and tranquil site without the entertainments offered at their other site, Waldegraves, and since its acquisition, Cosways had been run by Mr B Lord. A 2012 brochure was submitted to the Sub-Committee to demonstrate the different characteristics of the two sites. The brochure marketed Cosways as offering customers the opportunity to "relax and unwind in peaceful and tranquil surroundings. Cosways' beautiful walks, views, beach and countryside are a quiet paradise away from the pressures of everyday life" and Mr Lord advised the Sub-Committee that if this was not delivered to customers the business would not succeed.

Mr Anderson referred to the reduction in the scope of the application and to the fact that the representations from interested parties had been made before the application had been amended to restrict outdoor events and the provision of live and recorded music. Photographs of the premises were circulated to the Sub-Committee which showed the internal layout and external appearance and location of the premises. Mr Anderson contended that the Clubhouse was not designed for large scale public entertainment and it was envisaged entertainment would be provided by a solo artist performing to a recorded backing. The extension was sought not with the intention of transforming the nature of the site but to offer increased flexibility in providing amenities and to be able to respond to requests for birthday parties and the like from customers of Cosways. In response to questions Mr Lord commented that in the event that the licence was granted the entertainment would not be any different to that provided over the last three years as there was neither the space to enable more to be provided nor the customer base to support

spending money on bigger entertainments. The sound system in the Clubhouse was no bigger than one that may be used in a domestic residence.

The Chairman sought clarification on the nature and construction of the Clubhouse and was advised that it had been on the site for more than 30 years and that there was no air conditioning in the premises beyond the ability to open the windows and doors. In response to questions concerning the licensing of the field area, Mr Parsons gave details of the welcome party that was held every year for residents of the site and which attracted far more people than the Clubhouse could hold; it was for this reason that permission was sought to licence the field area and there was no intention to hold a music festival at that site. Mr Martin confirmed the position of Environmental Control and commented that following the amendments to the application it had fewer concerns with the outdoor area but in relation to the inside area, there was insufficient information submitted within the application to determine whether the application would lead to an increase in noise nuisance. In order to determine whether the activities would be detrimental to the amenity of the surrounding area because of undue noise emission and unacceptable disturbance it required a report from a competent person in regard to sound insulation against internally generated noise and such a report had not yet been received.

Councillor Sutton addressed the Sub-Committee on behalf of East Mersea Parish Council and in particular sought clarification on whether the applicant intended to have events every day; why it wished to licence the field surrounding the Clubhouse; why it sought to remove the restriction limiting the sale of alcohol to owners/occupiers of the units on the site and their bona fide guests, and the breach of planning consent that had occurred in relation to the shop. Mr Lord responded that the planning breach had been resolved by putting up a barrier between the shop and the reception area and by turning off the shop lighting, in this way the reception area which formed part of the open plan area could remain open whilst the shop was closed. The Sub-Committee also heard matters in relation to the breach of a planning consent for the provision of additional hard standings but it was pointed out by the Chairman that these were matters it was not able to take into consideration when reaching a decision on the application.

The interested parties addressed the Sub-Committee expressing their concerns regarding the application and the potential detrimental impact that it would have on the peace and tranquillity of the locality and on the enjoyment of those using the Fen Farm site which was adjacent to Cosways, and which the majority of seasonal occupants had chosen for its peaceful and rural nature. It was mentioned that noise nuisance from Cosways had increased in the past year. Mrs Mason commented that given the geography of the area noise travelled a considerable distance and she was already able to hear noise from Cosways. This point was reiterated by a number of those who spoke on the application and some specific examples were offered of occasions where noise had clearly been audible emanating from the premises or from people returning to their caravans after an event. Considerable mention was made of the close proximity of Cosways and Fen Farm and the lack of buffering between the two sites. It was noted by the Sub-Committee that a number of caravans on the adjacent Fen Farm site were located closer to the Clubhouse than those on Cosways. The Sub-Committee questioned the applicant about how they would manage any noise issues, disturbance and/or anti-social behaviour that occurred at the premises, to which the applicant responded that they were unsure.

Mr Chisnall addressed the Sub-Committee and circulated to the meeting a copy of an aerial view of the site showing the close proximity of Cosways and Fen Farm. He and his family spent a considerable period of time per year at Fen Farm and had made considerable investments in purchasing caravans to put on the site. He did not wish to see his and his families enjoyment of the site diminished by the proposed application but felt this would be

inevitable given the management practises and operation of Cosways that he had already witnessed. The applicant presented three letters demonstrating how site users would be dealt with in the event that they caused a nuisance although it was noted that the applicant had advised that these had been issued in relation to events at Waldegraves and not Cosways.

Mrs Lawford of Fen Farm Caravan and Camping Site addressed the Sub-Committee on the implications for her family's business in the event that the application was granted. It was the policy of Fen Farm to insist on quiet after 23.00 and also not to permit the use of powered equipment on the site after 12.00 on Sundays in order to preserve the peace and tranquillity of the site and they employed wardens to enforce these rules. In the event that the licence was granted their customers would be adversely affected and their business affected as residents would no longer wish to come to the site. It was again pointed out that the Clubhouse was closer to many of the Fen Farm caravans than its own on the Cosway site.

After these witnesses had given their evidence and been questioned, Mr. Anderson was asked what bearing he considered that Articles 1 and 8 of the First Protocol ECHR had on the application and its consideration. He responded that they did not add anything more or take matters further.

The Decision

RESOLVED to permit:-

- In the Clubhouse and the new field site, the sale of alcohol by retail on and off the premises for the following hours-

Mondays to Sundays inclusive from 09.00 to 23.00.

- In the shop area the sale by retail of alcohol on and off the premises for the following hours-

Mondays to Sundays inclusive from 09:00 to 20:00

- The exhibition of films, indoor sporting events, performance of live music, playing of recorded music, performance of dance, other music or dance entertainment, facilities for making music, facilities for dancing, other facilities for music and dance indoors and outdoors for the following hours-

Mondays to Sundays inclusive from 09.00 to 23.00.

Subject to the condition that outdoor events with live music, recorded music and facilities for making music to be limited to five events (which shall last no more than 24 hours and shall not be consecutive) per year, with the Police and Council Licensing Officers being given 21 days notice, in writing, of such an event.

Reasons for the determination

The Sub-Committee considered the guidance issued under section 182 of the Licensing Act 2003, as amended, and its own policy. In arriving at the decision the Sub-Committee considered each point very carefully. It noted the representations, arguments and evidence presented by all parties.

The Sub-Committee gave consideration to the representation of the Parish Council, the local residents, local business and to the seasonal occupants at Fen Farm Caravan Park. The Sub-Committee gave appropriate weight to the representations and in particular, in considering the representations made by seasonal occupants Fen Farm Caravan Park had regard to the requirements of the Act and to the length of occupancy at Fen Farm in an average year, giving the greatest weight to those representations made by individuals resident at the farm for the greater part of the season.

The Sub-Committee had regard to the physical characteristics and geography of the site and in particular the flat landscape and the implications of this for the transmission of sound, and also to the close proximity of the neighbouring caravan site at Fen Farm. The Sub-Committee found that there was evidence from interested parties to suggest that noise travelled across the sites and that the levels had increased since the current owners had acquired the Cosways site. The Sub-Committee also noted the comments of Environmental Control that it was unable to determine whether the Clubhouse was suitable for a late licence as there was no information available on the suitability of the building for entertainment purposes and that it would require a report from a competent person in regard to sound insulation against internally generated noise before comments could be made. The Sub-Committee noted that this had not been addressed by the applicants and that therefore on the balance of probability given the prefabricated design of the Clubhouse, noise levels would be likely to increase to nuisance proportions.

The Sub-Committee was mindful that it must make its decision on the evidence placed before it and therefore concluded that, notwithstanding the amendments to the application it was likely that there would be an increase in noise nuisance from the hours proposed and that to grant the application as applied for was not justified by the application as it had been made as it lacked detail regarding suitable measures to demonstrate that public nuisance would be prevented.

In relation to the sale of alcohol and the concerns raised in a number of the representations, members were mindful that the applicant gave no indication of how noise from late night revellers would be controlled. Again due to the prefabricated structure, the likelihood of outside drinking, anti-social behaviour and the lack of adequate control measures by the applicant it was felt that 23.00 was the limit for alcohol sales especially given the close proximity of Fen Farm to the Clubhouse.

4. Minutes

RESOLVED that the minutes of the meeting held on 24 June 2011 and 2 March 2012 were confirm as correct records.

5. Close of Meeting

The meeting closed at 15.00.

Chairman:



Licensing Committee – 1 June 2012	Agenda Item 5
Missoula	FOR GENERAL RELEASE

Premises	Missoula, 29-39 Head Street, Colchester, Essex CO1 1NH	Ward: Castle Stress Area: No Civica Ref: 076920 Author: Gary O'Shea
Application	<p>Application for the variation of a premises licence-</p> <p>To permit the supply of alcohol, late night refreshment and the provision of regulated entertainment (as follows) for extended hours-</p> <p>Exhibition of films Indoor sporting events Live music Recorded music Performance of dance Facilities of making music Facilities for dancing Other facilities for music and dance</p> <p>To extend the hours the premises are open to the public.</p> <p>To remove all conditions (save for mandatory conditions) from Annexes 3, 4, 5 and 6 of the premises licence and replace these with an amended Operating Schedule.</p>	Appendix 1
Street Plan		Appendix 2
Existing Licence and Conditions		Appendix 3
Responsible Authorities		Appendix 4
Essex Police	6	

Variation Application for a Premises Licence

To permit:-

- The supply of alcohol on and off the premises for the following hours-

Thursdays 10.00 to 03.00

- Late night refreshment indoors for the following hours-

Thursdays 10.00 to 03.00

- Provision of regulated entertainment and entertainment facilities as follows-

Exhibition of films, indoor sporting events, performance of live music, playing of recorded music, performances of dance, facilities for making music and facilities for dancing indoors the following hours-

Thursdays 10.00 to 03.00

- Hours the premises are open to the public (including any standard and non-standard timings) for the following hours-

Mondays to Wednesdays 09.00 to 01.30

Thursdays to Saturdays 09.00 to 03.30

Sundays 9.00 to 2.30

To remove all conditions (save for mandatory conditions) from Annexes 3, 4, 5 and 6 of the premises licence and replace these with an amended Operating Schedule (see Appendix 1).

Existing Premises Licence

The existing premises licence permits a range of licensable activities throughout the week (see Appendix 3) but the applicant is only seeking to vary their licensable activities on Thursdays and to open the premises earlier everyday to be able to serve breakfasts. Only the hours which the applicant is seeking to vary are shown below-

- The supply of alcohol on and off the premises for the following hours-

Thursdays 10.00 to 01.00

- Late night refreshment indoors for the following hours-

Thursdays 10.00 to 01.00

- Provision of regulated entertainment and entertainment facilities as follows-

Exhibition of films, indoor sporting events, performance of live music, performances of dance, facilities for making music and facilities for dancing indoors the following hours-

Thursdays 10.00 to 01.00

Playing of recorded music for the following hours-

Thursdays 10.00 to 01.30

- Hours the premises are open to the public

Mondays to Thursdays 10.00 to 01.30

Fridays and Saturdays 10.00 to 03.30

Sundays 10.00 to 02.30

Policy Guidelines – Missoula

Colchester Borough Council's Statement of Licensing Policy

Assessing Applications

Boxed bold type refers to policy and to matters that the Licensing Authority would generally expect or encourage to see addressed in the applicant's operating schedule, where reasonable, proportionate or appropriate. Passages of text that are not in bold are provided to assist applicants to understand what the Licensing Authority is seeking to achieve to positively promote the four licensing objectives, the factors that influence the achievement of those objectives and the examples of best practice that could be implemented by the applicant to achieve that outcome.

Paragraph **3.8** of the Council's Statement of Licensing Policy recognises that "the new Licensing Act 2003 has brought with it great expectations and challenges, not least of which has been the extension of opening hours for licensed premises such as clubs, pubs, bars and takeaways".

The Policy goes on to add in paragraph **3.9** that "however, along with the great expectations and opportunities for business expansion, the Licensing Act has also brought with it the responsibilities of the four licensing objectives for all the stakeholders concerned in this venture".

Policy

Paragraph **3.10** of Colchester Borough Council's statement of Licensing Policy advises that:

The Licensing Authority wishes to work with the licensed trade to promote best practice, the responsible consumption of alcohol and the effective management of licensed premises. It will therefore consider sympathetically any applications for extended licensing hours from well-operated, well managed premises, whose operating schedules responsibly reflect how they are going to effectively promote the four licensing objectives.

Paragraph **3.11** of Colchester Borough Council's statement of Licensing Policy also advises that:

Premises that submit new applications, or applications to extend their opening hours, or vary their licensable activities whose operating schedules do not clearly demonstrate that they are well run, effectively managed and are responsibly operated in accordance with the four licensing objectives, should ordinarily expect such applications to be challenged by those responsible authorities as defined by the Act.

Prevention of Crime and Disorder

The Council's statement of Licensing Policy states under paragraph 5.12 that "the Council is committed to further improving the quality of life for the people living in the borough of Colchester by continuing to reduce crime and the fear of crime".

Policy

Paragraph 5.14 of the Policy states that:

Where relevant representations have been received, and in considering applications for review, the Licensing Authority will take into account the following factors:

- (i) Whether the premises has or will have a negative impact on levels of crime and disorder and anti-social behaviour, and whether the operating schedule reasonably and proportionately takes into account the likelihood of crime and disorder occurring as a result of the grant of the application. In deciding this, regard will be given by the Licensing Authority on the levels of crime and disorder in and around the venue, the proposals contained in the operating schedule; the level of compliance with conditions on existing licences; and the extent to which Essex Police's effective management checklist (see Appendix 18 of the Council's statement of Licensing Policy) has been taken into account. This provides a compressive list of best practice.**
- (ii) Whether the layout, lighting and fittings of the premises have been designed to minimise conflict and opportunities for crime and disorder and anti-social behaviour.**
- (iii) Whether the operating schedule includes management measures to prevent crime and disorder.**
- (iv) Whether the operating schedules for pubs and bars or for the provision of facilities for music and dancing have had regard to the number of people who may be admitted to the premises and the possibility of overcrowding increasing the likelihood of crime and disorder; the area set aside for drinking while standing at any time when any licensable activity is taking place and the measures set out in Appendix 18 of the Policy to help prevent crime and disorder and offences under the Licensing Act 2003. Other premises may have to have regard to these matters in exceptional circumstances.**

There has been one relevant representation received from Essex Police in regard to this licensing objective who believe that if this application were granted, it is likely to lead to an exacerbation of existing crime and disorder problems directly attributed to the premises.

Public Safety

Paragraph 5.17 of the Council's statement of Licensing Policy states that "the Licensing Authority is committed to ensuring as far as is reasonable or possible, that the safety of anyone visiting or working in licensed premises, passers by and those living in the immediate vicinity, is not compromised".

Policy

Paragraph 5.18 of the policy states that:

Where relevant representations have been received, and in considering applications for review, the Licensing Authority will take into account the following factors:

- (i) Where appropriate and satisfactory general and technical risk assessments, management procedures and certificates have been made available to the relevant responsible authority and to the Licensing Authority where it may be necessary to do so that demonstrate that the public will be safe within, and in the immediate vicinity of, the premises.
- (ii) Whether the premises already has a premises licence or club premises certificate that specifies the maximum number of people who can attend it or be present and, if not, whether a risk assessment has been undertaken by the responsible person in accordance with the Regulatory Reform (Fire Safety) Order 2005 which advises the maximum number of persons who may be present in various parts of the premises so that they can be evacuated from the premises safely in the event of an emergency.
- (iii) Whether there are procedures proposed to record and limit the number of persons on the premises with opportunities for 'pass outs' and re-admissions.
- (iv) Whether patrons can arrive at, and depart from, the premises safely.
- (v) Whether there may be local overcrowding in parts of the premises.
- (vi) Whether music and dance venues and performance venues will use equipment or special effects which may affect public safety (for example moving equipment, vehicles, pyrotechnics, strobe lights, smoke machines).
- (vii) Whether due account has been given to the measures outlined in 'Safer Clubbing', in applications for facilities for music and dance. The key areas identified are:
 - Prevention of overcrowding
 - Air conditioning and ventilation
 - Availability of drinking water
 - Further measures to combat overheating
 - Overall safety.
- (viii) Whether there are defined procedures and responsibilities for medical and other emergencies and for calling the emergency services.

Essex Police's representation comments that they also believe this licensing objective will be undermined if the application is granted.

Prevention of Public Nuisance

Paragraph 5.21 of the Council's statement of Licensing Policy advises that "some licensed premises have the potential to have a significant negative impact on communities through the public nuisances that may arise from their operation. The Licensing Authority wishes to maintain and protect the amenity of residents and other businesses from the potential consequences of the operation of licensed premises that are not effectively or responsibly managed, whilst at the same time it recognises the

valuable cultural, social and business importance that the vast majority of licensed premises provide to local communities”.

Paragraph **5.22** of the Council’s statement of Licensing Policy goes on to advise that “the Licensing Authority therefore intends to interpret ‘public nuisance’ in its widest sense and takes it to include such issues as noise, disturbance, light, odour, litter and alcohol related anti-social behaviour, where these matters impact on people living, working or otherwise engaged in normal activity in the immediate vicinity of the licensed premises”.

Policy

Paragraph **5.23** of the Policy states that:

Where relevant representations have been received, and in considering applications for review, the Licensing Authority will take into account the following factors:

- (i) The potential for nuisance associated with the style, characteristics and activities for the proposed licensable activities to be carried on at the premises, and the potential steps that could be taken to reduce the risk of nuisance occurring. This particularly may apply where residents live in the immediate vicinity of the premises;**
- (ii) Whether operating schedules contain adequate measures to prevent noise and vibration, either air-borne or structure-borne, and which are generated from within the premises or outside it, causing disturbance to people in the immediate vicinity of the premises. Regard will be given to disturbance of people whether at home or at work or otherwise staying in or visiting that area. Stricter conditions on noise control will be imposed in areas that have denser residential accommodation or residents living in the immediate vicinity of the premises.**

Essex Police’s representation comments that they also believe this licensing objective will be undermined if the application is granted.

Additional Policy Guidance – Public Nuisance

The Council’s statement of Licensing Policy goes on to give the following policy advice in relation to the promotion of the Prevention of Public Nuisance licensing objective

Paragraph **5.27** of the Policy states that:

The Licensing Authority encourages applicants to set out in their operating schedules the steps taken or proposed to be taken to deal with the potential for public nuisance arising from the operations of the premises.

Paragraph **5.28** of the Policy states that:

When addressing the issue of prevention of public nuisance, where it is reasonable, proportionate and necessary to do so, the applicant should demonstrate that those factors that may impact on the likelihood of public nuisance have been considered.

These may include:

- The location of the premises and proximity to residential and other**

noise sensitive premises, such as hospitals, hospices and places of worship.

- The hours of opening between 11.00pm and 7.00am.
- The nature of activities to be provided, including whether those activities are of a temporary or permanent nature and whether they are to be held inside or outside the premises.
- The design and layout of the premises; particularly the presence of noise limiting features.
- The provision of toilet facilities on the premises.
- The safe capacity of the premises.
- The availability of public transport or taxis.
- A wind down period between the end of the licensable activities and closure of the premises.
- The last admission time.

Protection of Children from Harm

Paragraph 5.32 of the Council's statement of Licensing Policy states that "the protection of children from harm is a most important issue. It is hoped that family friendly premises will thrive, but the risk of harm to children remains a paramount consideration when determining applications".

Paragraph 5.33 of the Policy states that "the general relaxation allowed by the Licensing Act gives accompanied children greater access to licensed premises and is a positive step, aimed at bringing about a social change in family-friendly leisure. Clearly this relaxation can place additional responsibilities upon licence holders. However, it is also recognised that parents and others accompanying children also have their own responsibilities in this regard".

Policy

Paragraph 5.34 of the Policy states that:

The Licensing Authority will rarely impose a complete ban on access to licensed premises for children. In exceptional circumstances and only where it is reasonable proportionate or necessary to do so to promote the licensing objective, conditions restricting access or excluding children completely may be considered necessary.

Paragraph 5.35 of the Policy states that:

The Licensing Authority will not impose conditions requiring that children be entitled to access to the premises. This is a matter for the sole discretion of the individual premises or club or person who is applying for a Temporary Event Notice.

There have been no relevant representations received from any of the relevant responsible authorities or any other interested party in regard to this licensing objective.

Additional Policy Guidance – General

The following additional policy guidance is taken from the Council's statement of Licensing Policy and is included in this report for the advice and information of the Licensing Sub-Committee, the applicant and for any other interested party concerned with this application.

Areas outside of the Stress Area Policy

Paragraph **3.103** of the Policy states that:

The absence of a stress area policy for a particular area does not prevent any responsible authority or interested party making representations on a new application for the grant or variation of a premises licence on the grounds that the premises will give rise to a negative cumulative impact on one or more of the licensing objectives. However where no relevant representations are received the application must be granted automatically.

Paragraph **3.104** of the Policy states that:

Applications outside of the Stress Area will be judged on their own individual merits, but the Licensing Authority may take into consideration the following:

- (i) Existing levels and concern about crime and disorder or public nuisance, and the impact that the proposed use will have on a locality.**
- (ii) The proximity of residential properties to the proposed use.**

Late Night Refreshment

Paragraphs **3.50** and **3.51** of the Council's statement of Licensing Policy state that "all premises selling hot food or drink for consumption either on or off the premises between the hours of 11.00pm and 5.00am will require a premises licence. The same requirement to hold a licence will also apply to burger/hot dog/fast food vans trading after 11.00pm and up to 5.00am the following day. There are limited exemptions in certain circumstances to such a requirement. These are explained in Appendix 5 of the Policy, along with the definition of what constitutes a licensable activity for the sale of hot food and hot drink between the hours of 11.00pm and 5.00am".

Paragraphs **3.52** and **3.53** of the Policy state that "the Licensing Authority is concerned that premises offering hot food and drink between the hours of 11.00pm and 5.00am, either for consumption on or off the premises, often attract large groups of customers seeking refreshment after the pubs, clubs, bars or nightclubs have closed. Many of these customers may have consumed alcohol excessively before seeking this refreshment. The combination of the effects of alcohol combined with the congregation of large groups of people both in and around these premises can and often does lead to violence and disorder, or to unacceptable levels of noise and disturbance for local residents. Police and residents have both expressed concerns over the levels of alcohol related violence, anti-social behaviour, noise and disturbance that emanates from or around the vicinity of fast food takeaways".

Paragraph **3.54** of the Council's statement of Licensing Policy states that "the consumption of food outside take-aways and mobile fast food vans also often results in unacceptably high levels of food waste and litter being deposited onto the street. This can occur to such an extent that it is the cause of public nuisance and cost to residents and the Council in litter and food being removed and cleaned from these pavements and roads".

Paragraph 3.55 of the Policy states that:

The Licensing Authority will therefore seriously consider any relevant representations made by the Police, responsible authorities or any other interested party such as local residents, to limit the opening hours of fast food take-away premises or any other action that is reasonable and proportionate in relation to the level of the complaint made. This would apply either in the area identified as a cumulative impact or stress area, or anywhere else in the Borough where it can be reasonably established that the late opening hours of such an establishment are attracting or leading to violence, crime and disorder, anti-social behaviour or noise and disturbance to the detriment of the living and working conditions of local persons.

Paragraph 3.56 of the Policy states that:

Where relevant representations have been made, the licensing authority will where necessary impose conditions on the licence, such as a limitation on opening hours or other measures, in order to promote the licensing objectives of the prevention of nuisance or crime and disorder.

Paragraph 3.57 of the Policy states that:

Such measures may include for example the employment of SIA registered door staff for the prevention of crime and disorder, digital CCTV cameras and litter picking around the immediate vicinity of the premises. This list is not exhaustive and other measures may be requested by the Police, responsible authorities or local residents for example.

Diversity of Premises

Paragraph 3.86 of the Council's statement of Licensing Policy states that "Colchester's STAND (Strategy to Tackle All Night-time Disorder) initiative highlighted that too many single-use premises in a confined area, combined with patrons turning out of licensed premises all at the same time, create the potential for alcohol related violence, crime, disorder, anti-social behaviour, noise and disturbance. It therefore recommended a mixed use of venues, providing a variety of entertainment for a wide-ranging age group across a wide choice of opening hours".

Paragraph 3.87 of the Policy states that:

The Licensing Authority believes that genuine diversity would provide buoyancy against changing markets and trends and attract a more diverse range of customers from different age groups who have different interests and attitudes toward the consumption of alcohol. It would also provide the potential for positively changing the ambience of Colchester Town Centre, which in turn may have a positive effect on reducing the fear that residents and visitors alike have of crime and disorder in the town centre, especially in the evenings or late at night.

Paragraph 3.88 of the Policy states that:

It is also to be hoped that such a positive outcome would lead to an increase in the number, age and diversity of visitors to Colchester in the early evening and also late at night, which in turn may have a beneficial effect on reducing alcohol related crime and disorder and therefore also benefit the overall evening and night-time economy scene in Colchester town centre as a whole.

Human Rights Implications

A Licence is to be regarded as the property of the applicant; however their right to the use of that property must be balanced against all other public interests or representations in this matter that the Licensing Sub-Committee may wish to consider reasonable and proportionate in relation to the application that has been submitted and also the representations that have been received against it.

In making their decision as to whether to grant this application, Members of the Licensing Sub-Committee should in particular consider Article 1 of the First Protocol of the Human Rights Act 1998, that individuals are entitled to the peaceful enjoyment of their property and also Article 8 that everyone has the right to respect for his private and family life, his home and his correspondence.

Crime and Disorder Implications

Section 17 of the Crime and Disorder Act 1998 imposes a duty on local authorities when exercising any of their functions to have due regard to the likely effect of the exercise of those functions on, and the need to do all it possibly can to prevent, crime and disorder in its area.

The Guidance issued by the Secretary of State for Culture, Media and Sport under the Licensing Act 2003 underlines the importance of the provisions of Section 17 when considering applications for premises licences under the new licensing legislation and in particular if a local authority is considering having a policy regarding the issue of new licences in areas where there may have been concerns about crime and disorder issues put forward by local residents and or the Police and the Council are considering the cumulative effect of the number of licences in existence in a designated area.

Colchester Borough Council

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

We Stonegate Pub Company Limited

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 004456
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Missoula 29-39 Head Street			
Post town	Colchester	Post code	CO1 1NH

Telephone number at premises (if any)	01206 561865
Non-domestic rateable value of premises	£0.00£127,500

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	Porter Tun House 500 Capability Green		
Post Town	Luton	Postcode	LU1 3LS

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

1. To extend all licensable activities on Thursdays until 03:00 hours.
2. To extend the opening hours of the premises (including any standard and non standard timings) to 09:00 on Monday to Sunday, in order to serve breakfast.
3. To remove all conditions, save for the mandatory conditions, and replace with a new Operating Schedule in an attempt to tidy up the licence conditions

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

N/A

Part 4 Operating Schedule

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

Provision of regulated entertainment

Please tick yes

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

Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

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

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	No Change		Please give further details here (please read guidance note 3) Amplified music video, sport, entertainment programs and any entertainment of a like kind (nothing of an adult nature)		
Tue	No Change				
Wed	No Change		State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur	No change	03:00			
Fri	No Change		Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	No Change				
Sun	No Change				

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3) The playing of indoor pub games, eg skittles, pool, snooker and darts
Day	Start	Finish	
Mon	No Change		<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue	No Change		
Wed	No Change		
Thur	No Change	03:00	<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5) No change to existing permissions
Fri	No Change		
Sat	No Change		
Sun	No Change		

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	
Tue				
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)	
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Fri				
Sat				
Sun				

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	No Change		Please give further details here (please read guidance note 3) Music may be via artists singing, karaoke, DJ and other of a similar nature		
Tue	No Change				
Wed	No Change		State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	No Change	03:00			
Fri	No Change		Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	No Change				
Sun	No Change				

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	No Change		Please give further details here (please read guidance note 3) Amplified music played through an in house sound system		
Tue	No Change				
Wed	No Change		State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	No Change	03:30			
Fri	No Change		Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	No Change				
Sun	No Change				

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	No Change		Please give further details here (please read guidance note 3) Dancing by staff throughout the premises		
Tue	No Change				
Wed	No Change		State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur	No Change	03:00			
Fri	No Change		Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	No Change				
Sun	No Change		No change to existing permissions		

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing								
			Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)		<table border="1"> <tr> <td>Indoors</td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Outdoors</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Both</td> <td><input type="checkbox"/></td> </tr> </table>	Indoors	<input checked="" type="checkbox"/>	Outdoors	<input type="checkbox"/>	Both	<input type="checkbox"/>
Indoors	<input checked="" type="checkbox"/>										
Outdoors	<input type="checkbox"/>										
Both	<input type="checkbox"/>										
Day	Start	Finish	Please give further details here (please read guidance note 3) From time to time the following facilities may be provided at the premises; in house sound/music system, musical instruments, video or tv screens								
Mon	No Change										
Tue	No Change										
Wed	No Change		State any seasonal variations for the provision of facilities for making music (please read guidance note 4)								
Thur	No Change	03:00									
Fri	No Change										
Sat	No Change		Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read guidance note 5)								
Sun	No Change		No change to existing permissions								

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)		<table border="1"> <tr> <td>Indoors</td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Outdoors</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Both</td> <td><input type="checkbox"/></td> </tr> </table>	Indoors	<input checked="" type="checkbox"/>	Outdoors	<input type="checkbox"/>	Both	<input type="checkbox"/>
Indoors	<input checked="" type="checkbox"/>										
Outdoors	<input type="checkbox"/>										
Both	<input type="checkbox"/>										
Day	Start	Finish	Please give a description of the facilities for dancing you will be providing								
Mon	No Change		Please give further details here (please read guidance note 3) Provision of permanent or temporary dance floor								
Tue	No Change										
Wed	No Change										
Thur	No Change	03:00	State any seasonal variations for providing dancing facilities (please read guidance note 4)								
Fri	No Change										
Sat	No Change										
Sun	No Change		Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list (please read guidance note 5)								
	No Change		No change to existing permissions								

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>	
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>	
Mon	No Change		<u>Please give further details here</u> (please read guidance note 3) Hot food and drink provided as and when required including functions or events		
Tue	No Change				
Wed	No Change		<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	No Change	03:00			
Fri	No Change		<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	No Change		No change to existing permissions		
Sun	No Change				

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	No Change				
Tue	No Change				
Wed	No Change				
Thur	No Change	03:00			
Fri	No Change				
Sat	No Change				
Sun	No Change				
			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
			No change to existing permissions		

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)					
Day	Start	Finish						
Mon	09:00	No Change						
Tue	09:00	No Change						
Wed	09:00	No Change						
Thur	09:00	03:30						
Fri	09:00	No Change						
Sat	09:00	No Change						
Sun	09:00	No Change						
						Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)		
						No change to existing permissions		

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

To remove all conditions under Annex 3, Annex 4, Annex 5 and Annex 6 and replace with those set out below.

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence
N/A

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

In light of this variation relevant conditions have been listed below.

The pub manager will actively participate in and support the local Pubwatch scheme where such scheme is in existence.

b) The prevention of crime and disorder

1. A digital CCTV system is installed at the premises and will be maintained in good working order. All images will be retained for 31 days and made available to the Police Licensing Officer upon request.
2. Where available, toughened drinking glasses to be used at all times the premises are open to the public.
3. The requirement for door supervisors to be risk assessed.

c) Public safety

N/A

d) The prevention of public nuisance

1. All doors and windows save for access and egress will be kept closed beyond 22:00hrs.
2. Reasonable steps will be taken to recognise the needs of local residents and/ or businesses and to encourage customers to leave the premises quietly.
3. Disposal of waste (including bottles) by the premises into the rear bin stores adjacent to residential properties must not occur between 21:00hrs and 09:00hrs.

e) The protection of children from harm

- | |
|---|
| <p>1. The premises shall at all times operate a Challenge 21 policy to prevent any customers who attempt to purchase alcohol and who appear to the staff member to be under the age of 21 years from making such a purchase without first having provided identification. Only a valid British driving licence showing a photograph of the person, a valid passport or proof of age card shall the PASS hologram are to be accepted as identification.</p> <p>2. Notices advertising the Challenge 21 policy shall be displayed in a prominent position in the premises</p> |
|---|

Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	<i>Permesin Aziz</i>
Date	29 March 2012
Capacity	Poppleston Allen – Solicitors for & on behalf of the applicant

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

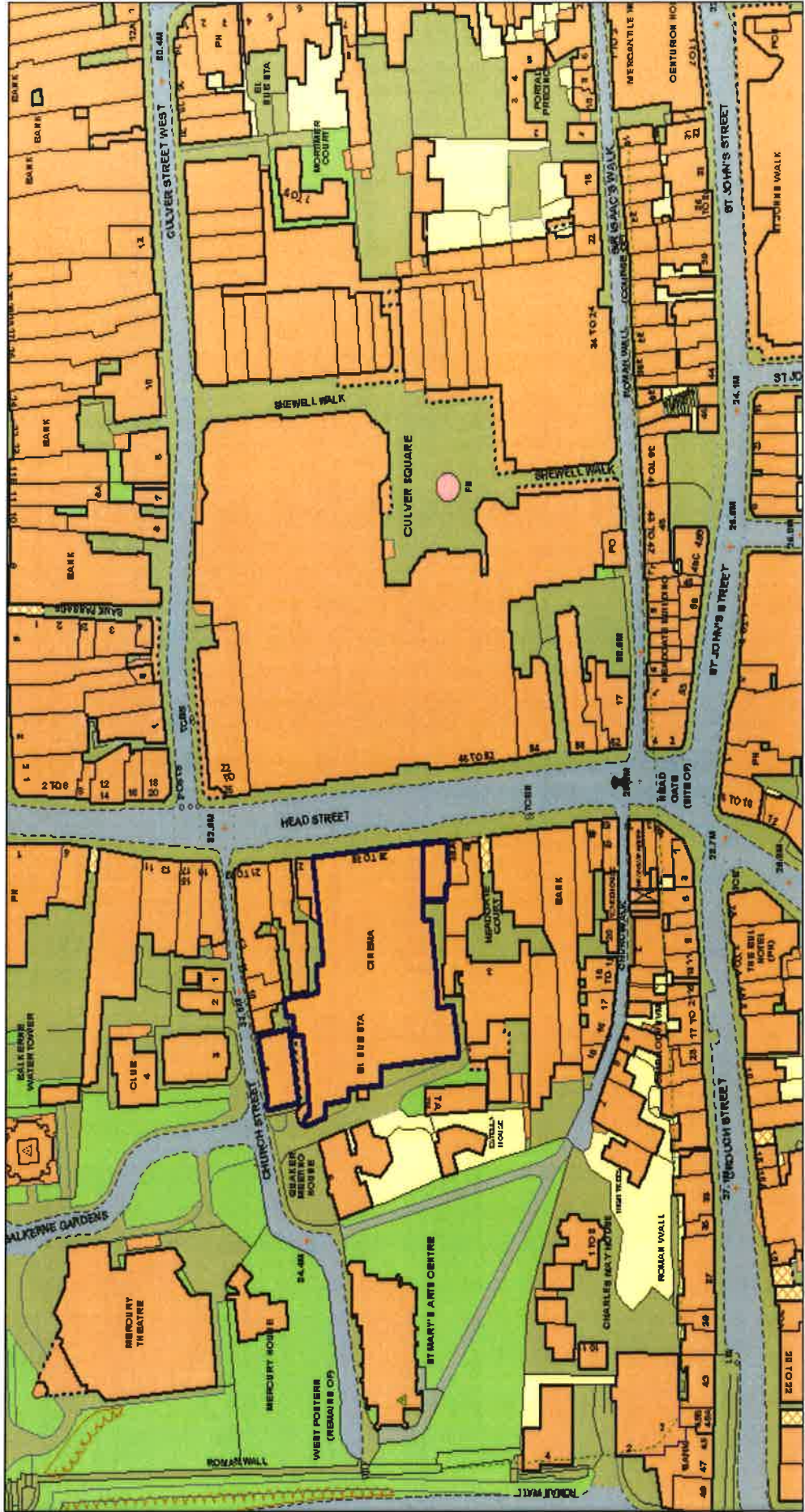
Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)			
Michelle Peach Poppleston Allen Solicitors 37 Stoney Street The Lace Market			
Post town	Nottingham	Post code	NG1 1LS
Telephone number (if any)	0115 953 8509		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			
m.peach@popall.co.uk			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please 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.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please 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, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Premises Location Plan



Licence Application Reference: 004456
Premises Name & Address: Missoula 29-39 Head Street Colchester
Date Produced: 10 May 2012

MAP NOT TO SCALE

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Colchester Borough Council



COLCHESTER

Premises Licence

Granted under the Licensing Act 2003 s18

Colchester Borough Council
Licensing Team
Rowan House
33 Sheepen Road
Colchester CO3 3WG

Premises licence number: 004456

PART 1 - PREMISES DETAILS	
Missoula 29-39 Head Street Colchester	
Post town: Colchester	Post code: CO1 1AA
Telephone number at premises: 01206 561865	

Date Licence Granted: 22 September 2005

Regulated Activities authorised by this licence:	
Performance of Plays	
Film Exhibitions	Licensed
Indoor Sporting Events	Licensed
Boxing or Wrestling Entertainment	
Performance of Live Music	Licensed
Playing of Recorded Music	Licensed
Performance of Dance	Licensed
Other Music or Dance Entertainment (see Schedule)	
Facilities for Making Music	Licensed
Facilities for Dancing	Licensed
Other Facilities for Music & Dance	
Late Night Refreshment	Licensed
Sale by Retail of Alcohol	Licensed

The times the licence authorises the carrying out of licensable activities:		
a) The sale by retail of alcohol :-		
Monday	10.00 to 01.00	
Tuesday	10.00 to 01.00	
Wednesday	10.00 to 01.00	
Thursday	10.00 to 01.00	
Friday	10.00 to 03.00	
Saturday	10.00 to 03.00	
Sunday	10.00 to 02.00	
Seasonal Variations		
Non-Standard Times	<p>1 additional hour for New Years Day, Easter Sunday and Easter Monday, Bank Holiday Monday, 1 March (St Davids).</p> <p>2 additional hours for Bank Holiday Sundays, 17 March (St Patricks), Halloween, Christmas Eve, Boxing Day, 27 December, 28 December, New Years Eve.</p> <p>New Years Eve and New Years Day - the period between the standard finish time of the authorised period starting on New Years Eve and the standard start time on New Years Day.</p>	
Further Details		
b) The provision of regulated entertainment and entertainment facilities: –		
	Performance of Plays	Exhibition of Films
Monday		10.00 to 01.00
Tuesday		10.00 to 01.00
Wednesday		10.00 to 01.00
Thursday		10.00 to 01.00
Friday		10.00 to 03.00
Saturday		10.00 to 03.00
Sunday		10.00 to 02.00
Seasonal Variations		
Non-Standard Times		<p>1 additional hour for New Years Day, Easter Sunday and Easter Monday, Bank Holiday Monday, 1 March (St Davids).</p> <p>2 additional hours for Bank Holiday Sundays, 17 March (St Patricks), Halloween, Christmas Eve, Boxing Day, 27 December, 28 December, New Years Eve.</p> <p>New Years Eve and New Years Day - the period between the standard finish time of the authorised period starting on New Years Eve and the standard start time on New Years Day.</p>
	Indoor Sporting Events	Boxing or Wrestling Entertainment
Monday	10.00 to 01.00	
Tuesday	10.00 to 01.00	
Wednesday	10.00 to 01.00	
Thursday	10.00 to 01.00	
Friday	10.00 to 03.00	
Saturday	10.00 to 03.00	

Sunday	10.00 to 02.00	
Seasonal Variations		
Non-Standard Times	<p>1 additional hour for New Years Day, Easter Sunday and Easter Monday, Bank Holiday Monday, 1 March (St Davids).</p> <p>2 additional hours for Bank Holiday Sundays, 17 March (St Patricks), Halloween, Christmas Eve, Boxing Day, 27 December, 28 December, New Years Eve.</p> <p>New Years Eve and New Years Day - the period between the standard finish time of the authorised period starting on New Years Eve and the standard start time on New Years Day.</p>	
	Performance of Live Music	Playing of Recorded Music
Monday	10.00 to 01.00	10.00 to 01.30
Tuesday	10.00 to 01.00	10.00 to 01.30
Wednesday	10.00 to 01.00	10.00 to 01.30
Thursday	10.00 to 01.00	10.00 to 01.30
Friday	10.00 to 03.00	10.00 to 03.30
Saturday	10.00 to 03.00	10.00 to 03.30
Sunday	10.00 to 02.00	10.00 to 02.30
Seasonal Variations		

<p>Non-Standard Times</p>	<p>1 additional hour for New Years Day, Easter Sunday and Easter Monday, Bank Holiday Monday, 1 March (St Davids).</p> <p>2 additional hours for Bank Holiday Sundays, 17 March (St Patricks), Halloween, Christmas Eve, Boxing Day, 27 December, 28 December, New Years Eve.</p> <p>New Years Eve and New Years Day - the period between the standard finish time of the authorised period starting on New Years Eve and the standard start time on New Years Day.</p>	<p>1 additional hour for New Years Day, Easter Sunday and Easter Monday, Bank Holiday Monday, 1 March (St Davids).</p> <p>2 additional hours for Bank Holiday Sundays, 17 March (St Patricks), Halloween, Christmas Eve, Boxing Day, 27 December, 28 December, New Years Eve.</p> <p>New Years Eve and New Years Day - the period between the standard finish time of the authorised period starting on New Years Eve and the standard start time on New Years Day.</p>
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	Performance of Dance	Other Music or Dance Entertainment
Monday	10.00 to 01.00	
Tuesday	10.00 to 01.00	
Wednesday	10.00 to 01.00	
Thursday	10.00 to 01.00	
Friday	10.00 to 03.00	
Saturday	10.00 to 03.00	
Sunday	10.00 to 02.00	
Seasonal Variations		
Non-Standard Times	<p>1 additional hour for New Years Day, Easter Sunday and Easter Monday, Bank Holiday Monday, 1 March (St Davids).</p> <p>2 additional hours for Bank Holiday Sundays, 17 March (St Patricks), Halloween, Christmas Eve, Boxing Day, 27 December, 28 December, New Years Eve.</p> <p>New Years Eve and New Years Day - the period between the standard finish time of the authorised period starting on New Years Eve and the standard start time on New Years Day.</p>	
	Facilities for Making Music	Facilities for Dancing
Monday	10.00 to 01.00	10.00 to 01.00
Tuesday	10.00 to 01.00	10.00 to 01.00
Wednesday	10.00 to 01.00	10.00 to 01.00
Thursday	10.00 to 01.00	10.00 to 01.00
Friday	10.00 to 03.00	10.00 to 03.00
Saturday	10.00 to 03.00	10.00 to 03.00
Sunday	10.00 to 02.00	10.00 to 02.00
Seasonal Variations		
Non-Standard Times	<p>1 additional hour for New Years Day, Easter Sunday and Easter Monday, Bank Holiday Monday, 1 March (St Davids).</p> <p>2 additional hours for Bank Holiday Sundays, 17 March (St Patricks), Halloween, Christmas Eve, Boxing Day, 27 December, 28 December, New Years Eve.</p> <p>New Years Eve and New Years Day - the period between the standard finish time of the authorised period starting on New Years Eve and the standard start time on New Years Day.</p>	<p>1 additional hour for New Years Day, Easter Sunday and Easter Monday, Bank Holiday Monday, 1 March (St Davids).</p> <p>2 additional hours for Bank Holiday Sundays, 17 March (St Patricks), Halloween, Christmas Eve, Boxing Day, 27 December, 28 December, New Years Eve.</p> <p>New Years Eve and New Years Day - the period between the standard finish time of the authorised period starting on New Years Eve and the standard start time on New Years Day.</p>

	Other Facilities for Music & Dance	Late Night Refreshment
Monday		10.00 to 01.00
Tuesday		10.00 to 01.00
Wednesday		10.00 to 01.00
Thursday		10.00 to 01.00
Friday		10.00 to 03.00
Saturday		10.00 to 03.00
Sunday		10.00 to 02.00
Seasonal Variations		
Non-Standard Times		<p>1 additional hour for New Years Day, Easter Sunday and Easter Monday, Bank Holiday Monday, 1 March (St Davids).</p> <p>2 additional hours for Bank Holiday Sundays, 17 March (St Patricks), Halloween, Christmas Eve, Boxing Day, 27 December, 28 December, New Years Eve.</p> <p>New Years Eve and New Years Day - the period between the standard finish time of the authorised period starting on New Years Eve and the standard start time on New Years Day.</p>

The Opening Hours of the Premises	
Monday	10.00 to 01.30
Tuesday	10.00 to 01.30
Wednesday	10.00 to 01.30
Thursday	10.00 to 01.30
Friday	10.00 to 03.30
Saturday	10.00 to 03.30
Sunday	10.00 to 02.30
Seasonal Variations	
Non-Standard Times	<p>1 additional hour for New Years Day, Easter Sunday and Easter Monday, Bank Holiday Monday, 1 March (St Davids).</p> <p>2 additional hours for Bank Holiday Sundays, 17 March (St Patricks), Halloween, Christmas Eve, Boxing Day, 27 December, 28 December, New Years Eve.</p> <p>New Years Eve and New Years Day - the period between the standard finish time of the authorised period starting on New Years Eve and the standard start time on New Years Day.</p>

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

Alcohol may be served ON the premises
 Alcohol may be served OFF the premises

PART 2	
Name, (registered) address, telephone number and e-mail (where relevant) of holder(s) of premises licence	
Licence Holder 1	Licence Holder 2
Stonegate Pub Company Ltd One Stanhope Gate London W1K 1AF Tel: E-mail:	Tel: E-mail:

Registered number of holder; for example, company number, charity number (where applicable): FC029833

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol: Ms Tracy Page 19 Turbine Road Colchester CO1 5ZU Tel:

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol: 008259 Barkun and Dagenham



Simon Harvey
Licensing Manager

Date of issue
14 November 2010

Annex 1 – Mandatory Conditions

Alcohol

1. No sale/supply of alcohol shall be made when there is no Designated Premises Supervisor in respect of the Premises Licence.

2. No sale/supply of alcohol shall be made when the Designated Premises Supervisor does not hold a Personal Licence or when his/her Personal Licence is suspended.

3. Every sale/supply of alcohol under the Premises Licence shall be made, or authorised by a person who holds a Personal Licence.

Door Supervision

Where a premises licence includes a condition that at specified times one or more individuals must be present at the premises to carry out a security activity, they must be licensed by the Security Industry Authority

Exhibition of Films

1. Any exhibition of films must be screened in accordance with the category issued by the British Board of Film Classification (BBFC) certification.

2. Admission of persons under the age of 18 shall be restricted in accordance with any recommendation made by the above film classification body and any guidance issued under the Licensing Authority's Statement of Licensing Policy

Annex 2 – Embedded Restrictions

Annex 3 – Conditions Carried Forward on Conversion

The maximum number of persons allowed to be present on the premises is 600 in accordance with approved drawing plan no. 0136/44 Rev.E.

High quality CCTV system with cameras covering the whole of the premises, including the male and female toilets, in order to deter drug dealing, assaults and other incidents in accordance with Colchester Crime and Disorder Strategy and Section 17 of the Crime and Disorder Act 1998. (The CCTV system is already in place.)

Video Tapes to be kept for 31 days.

Toughened drinking glasses to be used at all times the premises is open.

Windows and doors to be closed by 22.00 to reduce noise levels from public entertainment.

Polite signs to be placed at all exits from the premises which encourage customers to be quiet on leaving the premises and the area surrounding the premises and which encourage them to respect the rights of residents living nearby to a peaceful and undisturbed night sleep.

To maintain and monitor an acceptable sound level control system for any music/entertainment, so as to avoid unreasonable disturbance to any residents in the immediate vicinity of the premises.

All conditions carried forward on conversion from the Essex Building Surveyors Association Model Conditions of Management for Places of Entertainment.

Annex 4 – Conditions Consistent with the Operating Schedule

Conditions Offered by Applicant in the Operating Schedule

The need for door supervisors be monitored by the company and in doing so any advice given by the Police be taken into account.

Text and/or radio pagers, where already in use will be used for any additional hours.

In line with the company Alcohol and Social Responsibility Policy there will be no promotions that encourage illegal, irresponsible or immoderate consumption.

Reasonable steps are taken to recognise the rights of local residents and to encourage customers to leave the premises quietly.

Managers are required to liaise with local neighbours as part of their duties and resolve any reasonable concerns in accordance with the company's Role in the Community Guidelines.

Staff are not allowed to be in sole supervision of children, it remains the responsibility of the accompanying adult at all times.

General - all objectives

Edwards is part of and operated by Michells & Butlers Group (MAB). MAB own and operate over 2000 separate managed businesses within the United Kingdom. Managers are employed by the company and operate under the direction and procedures of the company. We adopt a corporate approach to risk management across the whole estate. This ensures a consistent approach to the management of risk in each of our businesses through a range of policies, procedures and roles. This approach is fundamental to our operating principles and is integrated into the way we run our businesses.

We refer to the attached document, "Mitchells & Butler - A Guide to our Policies". This document, which does not form part of this operating schedule, demonstrates our total commitment to best practice policies, enforced and monitored at this site. It is not possible to submit such policies as potential conditions as they are obviously subject to other legislation, corporate responsibility considerations and market conditions, and are therefore liable to change from time to time.

This is a variation application that does not represent a fundamental change in the way in which this premises has already been trading under its existing licences and conditions. We are required in schedule1, part B2 to state 'any additional steps that you intend to take in order to promote the four licensing objectives if the proposed variation is granted'. We have carefully considered the risks and benefits associated with the additional hour(s) applied for and the conditions attached to our PEL adequately address all the licensing objectives save where additional steps are necessary which are indicated below.

We will continue to train our staff in the standards required by the relevant legislation and as required by company policy.

Our voluntary closure policy for the operation is 30 minutes after the approved closure time for the supply of alcohol.

Prevention of Crime & Disorder

The pub manager is required to actively participate in and support the local Pubwatch scheme (where active).

Existing CCTV system will continue to operate during the additional hours.

Public Safety

We already understand our obligations under existing Health and Safety legislation, take our responsibilities seriously and have extensive policies and practices in place to meet these obligations (see 'Guide to our Policies').

It is our opinion that the nature of the operation and proposed variation will not lead to any increase in risk of the public safety. The existing policies will simply be extended to cover the relatively small increase in opening hours. Our internal health and safety due diligence and incident reporting system will operate during the additional hour(s).

Prevention of Public Nuisance

The style and nature of the operation will not differ significantly from the existing trading operation during the extended hour(s). Indeed, the grant of the additional hour(s) will of itself promote the licensing objectives as stated at paragraph 3.29 of the Guidance, in allowing customers to emerge from premises at a more gradual rate.

Protection of Children

We recognise the importance of protecting children from harm and this is supported by:-

- Our commitment to health and safety in the operation and maintenance of the premises
- Our approach to managing the risk of under-age drinking

We will at all times observe the law and ensure that alcohol is not served to people who are under 18 years of age. The manager and staff are briefed in the importance of their responsibilities in ensuring customers are over 18. This site operates the companies own innovative scheme named 'Challenge 21' which requires staff to challenge anyone who does not look over 21+ to produce ID, Signage for this policy is in place at the site.

Annex 5 – Conditions Agreed with Responsible Authorities

No adult entertainment (paid for by the company of a nude physical nature) is permitted at the premises and no such entertainment knowingly organized by a customer shall be permitted.

Disposal of waste (including bottles) by the premises into the rear bin stores that are adjacent to residential properties must not occur between 21.00 to 09.00.

Drug Search Policy and Drugs safe.

Door staff when used, must be SIA registered.

No bottles or glasses to be taken off the premises excepting tables immediately outside the premises subject to waitress/waiter service only and /or where necessary a pavement licence is in force, issued by the local authority.

Licenseses to join Pub Watch and attend at least 3 meetings a year.

Challenge 21 Proof of Age scheme to be used.

Annex 6 – Conditions Attached after a Hearing by the Licensing Authority

In the absence of either the DPS, or Personal Licence Holder, at all times when operating, a specific oral or written statement must be given to an individual/manager/staff member present, being authorised to sell alcohol on behalf of the DPS or Personal Licence Holder.

Colchester Police Station
10 Southway
Colchester
Essex
CO3 3BU

Telephone: 0300 333 4444, ext 430185

Our ref: 2985/KS

Your ref:

17 April 2012

Licensing Section
Environmental and Protective Services
Colchester Borough Council
Rowan House
33 Sheepen Road
Colchester
Essex
CO3 3WG

Dear Sir or Madam

Licensing Act 2003

Premises: Missoula, 29-39 Head Street, Colchester, Essex, CO1 1NH

With reference to the Application for Variation of the Premises Licence received in respect of the above described premises under the Licensing Act 2003.

I wish to give you notice that it is the intention of Essex Police to formally object to this application. As part of the application the following proposed variations to the Premises Licence are being sought:-

1. The extension of all licensable activities on Thursdays until 0300 hours.
2. The removal of all conditions, save for the mandatory conditions, to be replaced with a new Operating Schedule.

The police have concerns that the above proposed variations to the Premises Licence will undermine one or more of the following licensing objectives:

- a) The prevention of crime and disorder
- b) Public safety
- c) The prevention of public nuisance

It is the belief of Essex Police that were this application to be granted it is likely to lead to an exacerbation of existing crime and disorder problems directly attributed to the premises.

I have sent a copy of this letter to Michelle Peach at Poppleston Allen Solicitors, who have submitted the application on behalf of Stonegate Pub Company Limited.

Yours faithfully

Ps 2985 Banks
Community Safety
Colchester District Policing Area

e-mail: licensing.committee@colchester.gov.uk
website: www.colchester.gov.uk