

NORWICH CITY COUNCIL

Report for Resolution

Report To Licensing sub-committee
2 April 2012

3

Report of Head of citywide services

Subject Licensing Act 2003:
Application to vary a Premises Licence -
The Hive and LCR Union House University of East Anglia
University Plain Norwich NR4 7TJ

Purpose

Members are asked, in accordance with the delegation of licensing functions contained in the Norwich City Council Statement of Licensing Policy (Licensing Act 2003), to consider the application to vary a Premises Licence in respect of The Hive and LCR Union House University of East Anglia University Plain Norwich NR4 7TJ following the receipt of Interested Party representations.

Recommendation

That members determine the application to vary a Premises Licence in respect of The Hive and LCR Union House University of East Anglia University Plain Norwich NR4 7TJ in accordance with the:

Licensing Act 2003;
Guidance issued under Section 182 of the Licensing Act 2003; and
Norwich City Council Statement of Licensing Policy.

Financial Consequences

The financial consequences for this report are nil.

Corporate Objective/Service Plan Priority

The report helps to achieve the service plan priority of protecting the interests of the public through the administration of the licensing function.

Contact Officer
Ian Streeter

Phone No 212439

Background Documents

The Licensing Act 2003
Guidance issued under Section 182 of the Licensing Act 2003
Norwich City Council Statement of Licensing Policy

1.0 The Application

- 1.1 The applicant is The Union of UEA Students Union House University of East Anglia Norwich NR4 7TJ.
- 1.2 The premises licence held in respect of the The Hive and LCR currently authorises the following licensable activities on the days and hours shown in the tables below:

Provision of films

Monday	10:00 – 02:00
Tuesday	10:00 – 02:00
Wednesday	10:00 – 02:00
Thursday	10:00 – 02:00
Friday	10:00 – 02:00
Saturday	10:00 – 02:00
Sunday	12:00 – 02:00

Live music

Monday	10:00 – 02:00
Tuesday	10:00 – 02:00
Wednesday	10:00 – 02:00
Thursday	10:00 – 02:00
Friday	10:00 – 02:00
Saturday	10:00 – 02:00
Sunday	10:00 – 02:00

Recorded music

Monday	10:00 – 02:00
Tuesday	10:00 – 02:00
Wednesday	10:00 – 02:00
Thursday	10:00 – 02:00
Friday	10:00 – 02:00
Saturday	10:00 – 02:00
Sunday	10:00 – 02:00

Performances of dance

Monday	10:00 – 02:00
Tuesday	10:00 – 02:00
Wednesday	10:00 – 02:00
Thursday	10:00 – 02:00
Friday	10:00 – 02:00
Saturday	10:00 – 02:00

Other entertainment similar to live & recorded music and dance

Monday	10:00 – 02:00
Tuesday	10:00 – 02:00
Wednesday	10:00 – 02:00
Thursday	10:00 – 02:00
Friday	10:00 – 02:00
Saturday	10:00 – 02:00
Sunday	10:00 – 02:00

Provision of music facilities

Monday	10:00 – 02:00
Tuesday	10:00 – 02:00
Wednesday	10:00 – 02:00
Thursday	10:00 – 02:00
Friday	10:00 – 02:00
Saturday	10:00 – 02:00

Provision of dance facilities

Monday	10:00 – 02:00
Tuesday	10:00 – 02:00
Wednesday	10:00 – 02:00
Thursday	10:00 – 02:00
Friday	10:00 – 02:00
Saturday	10:00 – 02:00
Sunday	10:00 – 02:00

Provision of entertainment facilities

Monday	10:00 – 02:00
Tuesday	10:00 – 02:00
Wednesday	10:00 – 02:00
Thursday	10:00 – 02:00
Friday	10:00 – 02:00
Saturday	10:00 – 02:00
Sunday	10:00 – 02:00

Late night refreshment

Monday	23:00 – 02:00
Tuesday	23:00 – 02:00
Wednesday	23:00 – 02:00
Thursday	23:00 – 02:00
Friday	23:00 – 02:00
Saturday	23:00 – 02:00

Sale by retail of alcohol

Monday	11:00 – 01:30
Tuesday	11:00 – 01:30
Wednesday	11:00 – 01:30
Thursday	11:00 – 01:30
Friday	11:00 – 01:30
Saturday	11:00 – 01:30
Sunday	12:00 – 01:30

- 1.3 In addition to the hours shown in the tables above, the premises licence in respect of The Hive and LCR is subject to the following non-standard timings:

Non-standard timings – for live music, recorded music, other entertainment similar to live & recorded music and dance, provision of facilities for dancing, provision of entertainment facilities and supply of alcohol – the licence may be extended until 04:00 for the Annual Freshers Ball in September and the Annual Graduation Ball in July. On 12 occasions per year the premises may operate until 04:00 by application to the Licensing Authority.

- 1.4 A copy of the premises licence summary is attached to the report as Appendix A.
- 1.5 The applicant is seeking to increase the current 12 occasions per year that The Hive and LCR may operate until 04:00 to 30 occasions per year. A covering letter from the applicant explaining this is attached at Appendix B.
- 1.6 Following discussions with Norfolk Constabulary the applicant has agreed to add the following condition to the existing operating schedule:
- Police and Licensing Authority will be notified in writing 28 days prior to any event operating under the extension of hours (as per in accordance with the current premises licence).

A copy of the police's correspondence in respect of this matter is attached at Appendix C.

2. Relevant Representations

- 2.1 The responses from the Responsible Authorities are as follows:

- Police – No representations.
- Environmental Services – No representations.
- Fire Officer – No representations.
- Planning Officer – No representations.

- Area Child Protection Committee – No representations.
 - Trading Standards – No representations.
- 2.2 Interested Party representations objecting to the application have been received with concerns primarily relating to the licensing objectives of the prevention of crime and disorder, public safety and the prevention of public nuisance. Copies of the representations are attached to the report at Appendix D.
- 2.4 A site plan showing the interested party addresses in relation to the application premises will be available at your meeting.

3.0 Norwich City Council Statement of Licensing Policy

- 3.1 Attached at Appendix E are the elements of the City Council's local Licensing Policy which are considered to have a bearing upon the application.

4.0 National Guidance (issued under section 182 of the Licensing Act 2003)

- 4.1 Attached at Appendix F are the elements of the National Guidance issued by the Secretary of State that are considered to have a bearing upon the application.

5.0 Summary

- 5.1 The Sub-Committee is obliged to determine this application with a view to promoting the licensing objectives which are:
- the prevention of crime and disorder;
public safety;
the prevention of public nuisance;
the protection of children from harm.
- 5.2 In making its decision, the Sub-Committee is also obliged to have regard to guidance issued under Section 182 of the Licensing Act 2003 (National Guidance) and the Council's own local licensing policy. The Sub-Committee must also have regard to all of the representations made and the evidence it hears.
- 5.3 The Sub-Committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:
- Grant the application as asked;
 - Modify the conditions of the licence by altering or omitting or adding to them;
 - Reject the whole or part of the application

- 5.4 The Sub-Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.
- 5.5 The representations received from the Interested Parties appear to relate to issues that fall under the licensing objectives of the prevention of crime and disorder, public safety and the prevention of public nuisance. The Sub-Committee is directed to paragraphs 20, 22 and 24 of the local licensing policy at Appendix E which contain examples of factors that impact on the three licensing objectives that the applicant could consider when addressing these issues. These paragraphs also contains examples of control measures that may be taken into account in operating schedules having regard to the type of premises and/or the licensable activities.
- 5.6 Insofar as the issue of licensing hours is concerned, the Sub-Committee is directed to paragraph 13.41 of the national guidance, which states that licensing hours should not inhibit the development of evening and night-time local economies, and that providing consumers with a greater choice and flexibility is an important consideration. However, this should always be carefully balanced against the duty to promote the four licensing objectives and the rights of local residents to peace and quiet. The Sub-Committee is also directed to paragraph 30.7 of the local licensing policy, authorising the restriction of licensing hours, where the licensing authority believes, on the basis of representations, that to not do so would exacerbate public nuisance.

The Committee must decide whether there is a strong enough case for the restriction of licensing hours, based on the representations made, to promote the licensing objectives.

- 5.7 The Sub-Committee is also reminded of the contents of appendix 4 of the local licensing policy (not re-produced in this report) which contains pools of model conditions relating to the prevention of crime and disorder and the prevention of public nuisance.

APPENDIX A



NORWICH
City Council

Premises Licence Summary

Premises Licence Number

05/03002/PREMTR

Premises Details

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

Union Of UEA Students
University Of East Anglia
University Plain
Norwich
Norfolk
NR4 7TJ

Telephone number 01603 593272

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence.

Other Entertainment falling within Act
Films
Late Night Refreshment
Live Music
Performances of Dance
Provision of Dance Facilities
Provision of Music Facilities
Provision of Entertainment Facilities
Sale by Retail of Alcohol
Recorded Music
Private Entertainment as defined under section 2 of the Private Places of Entertainment (Licensing) Act 1967

The times the licence authorises the carrying out of licensable activities

The Pub – Union House

Films	Monday to Saturday	11:00 - 01:30
Films	Sunday	12:00 - 01:30
Live Music	Monday to Saturday	11:00 - 01:30
Live Music	Sunday	12:00 - 01:30
Recorded Music	Monday to Saturday	11:00 - 01:30
Recorded Music	Sunday	12:00 - 01:30
Other Entertainment falling within Act	Monday to Saturday	11:00 - 01:30
Other Entertainment falling within Act	Sunday	12:00 - 01:30
Provision of Music Facilities	Monday to Saturday	11:00 - 01:30
Provision of Music Facilities	Sunday	12:00 - 01:30
Provision of Dance Facilities	Monday to Saturday	11:00 - 01:30
Provision of Dance Facilities	Sunday	12:00 - 01:30
Provision of Entertainment Facilities	Monday to Saturday	11:00 - 01:30
Provision of Entertainment Facilities	Sunday	12:00 - 01:30

Late Night Refreshment	Every Day	23:00 - 01:30
Late Night Refreshment	New Years Eve to New Years Day	23:00 - 05:00
Sale by Retail of Alcohol	Monday to Saturday	11:00 - 01:30
Sale by Retail of Alcohol	Sunday	12:00 - 01:30
Sale by Retail of Alcohol	New Years Eve to New Years Day	

The Hive and LCR – Union House

Films	Monday to Saturday	10:00 - 02:00
Films	Sunday	12:00 - 02:00
Live Music	Every Day	10:00 - 02:00
Recorded Music	Every Day	10:00 - 02:00
Performances of Dance	Monday to Saturday	10:00 - 02:00
Other Entertainment falling within Act	Every Day	10:00 - 02:00
Provision of Music Facilities	Monday to Saturday	10:00 - 02:00
Provision of Dance Facilities	Every Day	10:00 - 02:00
Provision of Entertainment Facilities	Every Day	10:00 - 02:00
Late Night Refreshment	Monday to Saturday	23:00 - 02:00
Late Night Refreshment	New Years Eve to New Years Day	23:00 - 05:00
Sale by Retail of Alcohol	Monday to Saturday	11:00 - 01:30
Sale by Retail of Alcohol	Sunday	12:00 - 01:30
Sale by Retail of Alcohol	New Years Eve to New Years Day	

Non Standard Timings – for Live Music, Recorded Music, Other Entertainment falling within Act, Provision of Facilities for Dancing, Provision of Entertainment Facilities and Supply of Alcohol – the licence may be extended until 04:00 for the Annual Fresher's Ball in September and the Annual Graduation Ball in July. On 12 occasions per year the premises may operate until 04:00 by application to the Licensing Authority.

Graduate Students Club – 1st Floor Union House

Live Music	Monday to Thursday	10:30 - 23:00
Live Music	Friday and Saturday	10:30 - 00:00
Live Music	Sunday	12:00 - 14:00
Live Music	Sunday	17:00 - 22:30
Recorded Music	Monday to Thursday	10:30 - 23:00
Recorded Music	Friday and Saturday	10:30 - 00:00
Recorded Music	Sunday	12:00 - 14:00
Recorded Music	Sunday	17:00 - 22:30
Provision of Music Facilities	Monday to Thursday	10:30 - 23:00
Provision of Music Facilities	Friday and Saturday	10:30 - 00:00
Provision of Music Facilities	Sunday	12:00 - 14:00
Provision of Music Facilities	Sunday	17:00 - 22:30
Sale by Retail of Alcohol	Monday to Thursday	10:30 - 23:00
Sale by Retail of Alcohol	Friday and Saturday	10:30 - 00:00
Sale by Retail of Alcohol	Sunday	12:00 - 14:00
Sale by Retail of Alcohol	Sunday	17:00 - 22:30

Union Food Outlet

Sale by Retail of Alcohol	Monday to Saturday	08:00 - 23:00
Sale by Retail of Alcohol	Sunday and Good Friday	10:00 - 22:30
Sale by Retail of Alcohol	Christmas Day	12:00 - 15:00
Sale by Retail of Alcohol	Christmas Day	19:00 - 22:30

Lecture Theatres 1 and 2 – UEA Main Campus

Films	Every Day	08:00 - 01:00
Live Music	Every Day	08:00 - 01:00
Other Entertainment falling within Act	Every Day	08:00 - 01:00
Provision of Music Facilities	Every Day	08:00 - 01:00

The opening hours of the premises**The Pub – Union House**

Monday – Saturday 08:00 – 01:30
Sunday 09:00 – 01:30

The Hive and LCR – Union House

Everyday 08:00 – 02:00
Opening hours may be extended to 04:00 for the Annual Freshers Ball in September and the Annual Graduate Ball in July.

Graduate Student Club – 1st Floor Union House

Monday – Thursday 08:00 – 23:00
Friday – Saturday 08:00 – 00:00
Sunday 09:00 – 22:30

Union Food Outlet

Monday – Saturday 08:00 – 23:00
Sunday 10:00 – 22:30

Lecture Theatres 1 and 2 – UEA Main Campus

Everyday 08:00 – 01:00

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

Alcohol is supplied for consumption both on and off the Premise

Name, (registered) address of holder of premises licence

The Union Of UEA Students
Union House
University Of East Anglia
Norwich
NR4 7TJ

Registered number of holder, for example company number, charity number (where applicable)**Name, designated premises supervisor where the premises licence authorises for the supply of alcohol**

Mr Nicholas Paul Rayns

State whether access to the premises by children is restricted or prohibited

APPENDIX B

Mr Ian Streeter
Public Protection (Licensing)
Citywide Services
Norwich City Council
City Hall
St Peters Street
Norwich
NR3 1NH

21 DEC 2011



20th December 2011

Students' Union Services
(East Anglia) Ltd.

Union House
University of East Anglia
Norwich NR4 7TJ

Telephone: [REDACTED]
Fax: [REDACTED]

www.stu.uea.ac.uk

Dear Mr Streeter,

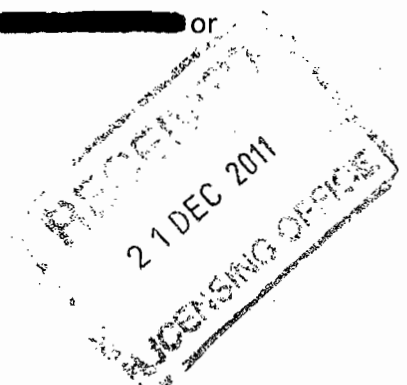
Please find attached a completed application to vary our Premises Licence. The extent of the variation we are seeking is to increase the 12 occasions a year that we can extend our trading period to 30 occasions per year. We have a bias towards the majority of our trading being within the academic year which is essentially September through to July. We are not seeking to vary any part of our established trading pattern, other than to run our student club nights on Saturday nights an hour later. Although we have asked for the ability and flexibility to run to 4am which is the current provision on our licence, we anticipate that in the vast majority of cases we will close at 3am and stop serving alcohol at 2.30am.

I am conscience that the only impact that I can foresee that these changes might have is that it will put dispersing patrons in our neighbourhood environment later at night. We have run some of these late club nights under our existing licence provision (12 occasions pa) and our experience is that if anything the dispersion of the patrons at the end of the night is actually quieter because they leave over an extended period rather than altogether at 2am. This means that a larger crowd does not congregate and the noise levels are notably less. We are also active participants of the shhhhh/hush campaigns both of which are aimed at minimising the impact of noise late at night.

I hope I have completed the attached form correctly but if there is any other information you require please do not hesitate to contact me on [REDACTED] or [REDACTED] or [REDACTED] (my home tel no).

Yours sincerely,

Nick Rayns
Ents & Bars Manager





NORFOLK
CONSTABULARY

Our Priority is You

Mr Ian Streeter
Licensing Manager
St Peters Street
Norwich
NR2 1NH

Date: 9th February 2012
Dear Mr Streeter

The Licensing Team

Bethel Street Police Station
Norwich
Norfolk
NR2 1NN

Tel: 01603 276020

Fax: 01603 276025

Email: licensingteam@norfolk.pnn.police.uk

www.norfolk.police.uk

Non-Emergency Tel: 0845 456 4567

Application to vary premises licence for University of East Anglia, Norwich

I can confirm that we have received an application to vary the premises licence for University of East Anglia to vary the premises licence to allow an extension to the number of times the premises can open 0400 hrs to 30 occasions a year.

The Police acknowledge that complaints have been received by Police from local residents relating to noise and anti-social behaviour from those attending and leaving the LCR. One of the local Police priorities in recent years has been to reduce noise, nuisance and ASB within the vicinity of the UEA and local officers have attended local residents meetings (SNAP) where issues have been raised.

Many of the complaints received are linked to noise and nuisance when patrons have left the site which could be argued to be out of the control of the management of the UEA (reference 2.39 of the Section 182 guidance of the Licensing Act 2003)

I am aware after liaising with the applicant, that the reason behind this application is to extend the serving time for only half an hour on most nights although the application does not reflect this and this variation could potentially double the current allowance of extensions.

The current premises licence already authorises the premises to open until 0400 hrs on 12 occasions per year by application to the Licensing Authority. The Police have never been formally notified of these extensions and request that the following condition is added to the Premises licence:

- **Police and Licensing Authority will be notified in writing 28 days prior to any event operating under the extension of hours (as per in accordance with the current Premises Licence)**

With this condition added to the Premises Licence, the Police have no objections.

Work has and will continue to be carried out with the management at the UEA to assist with dispersal of the patrons.

Yours faithfully,

Michelle Bartram
Licensing Officer

Norwich City Council Licensing Authority
Licensing Act 2003

13 JAN 2012



Statement of support or objection to
an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	Sidney / Marianne / Hayleigh Hurn
Postal address	NR4 7LN
Email address	
Contact telephone number	

Name of the premises you wish to support or object to	UNION OF UEA STUDENTS
Address of the premises you wish to support or object to.	UEA Plain, Norwich, Norfolk NR4 7TJ

Your support or objection must relate to one of the four Licensing Objectives (see note 2)

Licensing Objective	Please set out your support or objections below. Please use separate sheets if necessary
To prevent crime and disorder	Prevent disorder by drunken people/students who think it's fine to vandalise property
Public safety	the violent behavior of drunken people/students leaving the UEA.
To prevent public nuisance	To prevent public nuisance the noise they make and the fact that obscene behavior for example using the back of our garage as a loo.
To protect children from harm	would you like your grandchildren to witness obscene, violent and drunken people on your street / property

Please suggest any conditions which would alleviate your concerns.	escorting them out of the area/police presence.
--	---

Signed:

Date: 8/1/2012

Please see notes on reverse

Norwich



138 Bluebell Road,

Norwich,

Norfolk. NR4 7LQ

12-01-12

Dear Sir.

Re application for variance of
Premises licence at the VEA.

Medical opinion at the present
time is that young people are
damaging their health by excessive
drinking.

You wish to extend opening hours
to 04.00 hrs on 30+2 occasions.
This would mean almost once a
week the students would have
opportunity to drink almost all

night.

How would they study next day?
What increase in student loans to
fund it?

The whole project seems to me to
be totally irresponsible.

Yours Sincerely

(MRS RACHEL PINNOCK)

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	MRS M. DAVIES
Postal address	233 THE AVEWULES NR4 7DW
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UEA STUDENTS UNIVERSITY PLAIN NR4 7TJ
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	Too many hours for problems to occur (Not enough police)
Public safety	Taxis driving too fast to a from UEA at all hours.
To prevent public nuisance	Unruly behaviour, urinating on cars, bottles & cans on verge and in garden shouting & screaming until early hours. Continuous Taxis
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	Shut Bar at Midnight as in line with most Rules.
Signed: _____	Date: 6-7/2/2012

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	MRS B. COLK
Postal address 255	The Avenues NORWICH
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UEA STUDENTS THE UEA UNIVERSITY PLAIN NR4 7TJ
Your support or objection must refer to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	
Public safety	
To prevent public nuisance	Coming home from UEA. very drunk Noise at night & early hours of morning
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	
Signed:	Date: 7.2.12

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	MRS C. ADAM
Postal address	223 THE AVENUES NORWICH
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UEA STUDENTS. U.E.A. NR4 7TS
Your support or objection must relate to one of the four licensing objectives (see note 2).	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	
Public safety	
To prevent public nuisance	NOISE AND DAMAGE TO CAR'S BY DRUNKEN STUDENTS.
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	
Signed:	Date: 5-2-2012

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	M ^s PATRICIA RAMSBOTTOM
Postal address	245, The Avenues Norwich NR4 7DW
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UEA STUDENTS UEA. UNIVERSITY PLAIN NR4 7TJ.
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	DAMAGE TO CARS URINATING UP CARS & TREES IN THE STREET. TAXIS SPEEDING UP AND DOWN AVENUES FOR SEVERAL HOURS TO & FROM UEA.
Public safety	BROKEN BOTTLES GLASSES & CANS LEFT IN THE STREETS. DAMAGE TO HEDGES & FENCES.
To prevent public nuisance	DRUNKEN STUDENTS ON THE STREETS FROM 10.30PM ONWARDS SCREAMING SHOOTING SWERING.
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	STOP DRINKING ON THE STREETS.
Signed:	Date: 5. 2. 2012

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	COMMUNITY OF UEA. RESIDENTIAL AREA. MR + MRS D CLOUTING
Postal address	156, THE AVENUES. NORWICH, NR4 7DR.
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	STUDENTS UNION UNION OF UEA STUDENTS. UEA. University Plain NR4 7TJ.
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	After 12-00AM. Have been urinating against our car, and others. It has been reported to police. Wheelie bins being trashed about on verge. And fights against the cars.
Public safety	We get speeding taxis at all hours to and from the U.E.A. Glasses and bottles thrown on street and gardens. And broken ones.
To prevent public nuisance	A.S.B. Drunken students from 9:00pm onwards. Shouting and screaming foul language. I'm partly deaf and they will wake me up.
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	We don't need later opening hours. More respect for the residents.
Signed:	Date: 6-2-12.

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	COMMUNITY OF RESIDENTS WITHIN UNIVERSITY WARD. MR PA HARWOOD + MRS K HARWOOD
Postal address	158. THE AVENUES. NORWICH. NR4 7DR.
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UEA STUDENTS. UEA University Plain NR4 7TS.
You must print or type your name and address in full. If you are a company, please give the full name and address of the company.	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	THERE ARE TOO MANY DRUNKEN STUDENTS ON OUR STREETS ALREADY LAST TERM WE HAD DISTURBANCE UNTIL 5AM. SOME MORNINGS.
Public safety	(SPEEDING) MOSTLY TAXIS GOING TO AND FROM UEA. BROKEN GLASSES BOTTLES AND LITTER LEFT ON VERGES & GRASSES
To prevent public nuisance	ANTI SOCIAL BEHAVIOUR CAUSED BY TOO MUCH ALCOHOL (SCREAMING, SHOUTING, SWAGGING, AGGRESSIVE BEHAVIOUR, BINS TIPPED OVER, FENCES, HEDGES DAMAGED - CONSTANTLY BEING WOKEN UP.
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	WE DON'T HAVE ENOUGH POLICING PATROL OUR AREA. BEHAVIOUR IS THE SAME AS TOWN'S LEAVE NIGHT CLUBS WE DON'T WANT IT IN OUR AREAS
Signed:	Date: 6-2-12

RECEIVED
16 FEB 2012

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	RESIDENTS ON THE AVENUES UNIVERSITY WARD
Postal address	187 THE AVENUES NORWICH NR4 7DN
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UEA STUDENTS UEA UNIVERSITY PLAIN NR4 7TJ
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	
Public safety	
To prevent public nuisance	WE SUFFER LATE NIGHT NOISE & ANTI SOCIAL BEHAVIOUR FROM STUDENTS, WITH LATE NIGHT EXTENDED LICENSING HOURS THIS WILL INCREASE
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	
Signed:	Date: 6/2/2012



Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	N. NOBBS
Postal address	208 BLUEBELL RD
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION of UEA STUDENTS UEA NR4 7TJ
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	We have recurrent problems with people leaving the bars etc on the campus causing damage to property + vehicles.
Public safety	
To prevent public nuisance	
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	
Signed:	Date: 8/2/2012

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	S. NOBBS
Postal address	218 BLUEBELL RD
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UEA STUDENTS UEA. NR4 7TS.
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	
Public safety	
To prevent public nuisance	No regard thought is given to the residents by some of the people leaving the UEA. They are causing too much noise & often have disrespectful behaviour
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	<div style="text-align: right;"> 10 FEB 2012 </div>
Signed:	Date: 8.2.2012

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	RESIDENT IN UNIVERSITY AREA.
Postal address	189 The Avenues Norwich
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UKA STUDENTS UNIVERSITY PLAIN NR4 7TJ.
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	
Public safety	
To prevent public nuisance	Extended Licensing will continue to encourage speeding Taxi's throughout the night & we will have to endure anti social behaviour for a longer period of time from students making there way to & fro from campus
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	
Signed:	Date: 7/2/2012

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	RESIDENTS ON AVENUES UNIVERSITY WARD
Postal address	146 THE AVENUES NORWICH NR4 7DR.
Email address	/
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UEA STUDENTS UEA. UNIVERSITY PLAIN NR4 7TS.
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	Born in my late eighties having lived on the Avenues since these houses were built. many
Public safety	of the houses are now student accommodation, we the residents really do not want drunken
To prevent public nuisance	drug induced rowdy behaviour until dawn, making licensing hours longer can only increase
To protect children from harm	anti social behaviour. This is the Avenues not part of the UEA campus. Alcohol etc
Please suggest any conditions which would alleviate your concerns	will lead to public safety nuisance which nobody wants
Signed:	Date: 6. 2. 12

TUE FEB 2012

LICENSING OFFICE

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	COOPER E J & V. RESIDENTS IN UNIVERSITY AREA.
Postal address	148, THE AVENUES NORWICH NR4 7DR.
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UEA STUDENTS UEA. UNIVERSITY OF EAST ANGLIA UNIVERSITY PLAIN NR4 7TJ.
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	
Public safety	
To prevent public nuisance	Having the media, Health Services advising against access alcohol especially in the young. By having longer licensing hours will only actuate drunken anti social behaviour which then incorporates public safety preventing crime and protecting children
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	
Signed:	Date: S. 2. 12

10 FEB 2012

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	J KIRBY
Postal address	207 THE AVENUES NORWICH NR4 7DN
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UEA STUDENTS UNIVERSITY PLAIN NR4 7TJ
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	Damage to cars fences hedges. Cars & bottles broken glass etc for us to clean up Bins overturned Speeding Taxi's throughout the night.
Public safety	Taxi's Speeding. Broken bottles & Glass left on verges & foot path etc
To prevent public nuisance	Students are coming and going to the UEA Drink until early hours Since September it has been much worse. We are woken up all hours until (3 am)
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	Stop drinking on Streets to prevent damage to cars & property We don't need longer drinking hours
Signed:	Date: 8-2-12.

10 FEB 2012

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	MRS JEAN MORRIS
Postal address	104 THE AVENUES NORWICH
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	UNION OF UEA STUDENTS UNIVERSITY PLAIN NR4 7 TJ
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	We have enough problems now students living in the community. We have now become a part of UEA. We have our own community.
Public safety	This does not include drunken students from UEA. Speeding Taxi's until all hours. Sleepless nights (noisy unruly students)
To prevent public nuisance	We don't have enough police officers now to deal with ASS. (Drunken Students)
To protect children from harm	Broken Bottles left in Streets
Please suggest any conditions which would alleviate your concerns	STOP UEA having longer opening times
Signed:	Date: 12-2-2012

Miller, Lydia

From: NICOLA WARD
Sent: 18 January 2012 14:17
To: Licensing
Subject: Licensing

<https://www.norwich.gov.uk/Environment/EnvironmentalHealth/Licensing/Pages/Licensing-PremisesLicenceApplicationsReceivedLicensingAct2003.aspx>

For some reason I could not log onto the following link - but wish to inform you of my OBJECTIONS to the request by the UEA to increase their operating hours as per the following.

Noise/Disturbance to the local community

Access - to and from on the Earlham road

General nuisance - rubbish and mess left in residents gardens

Living in the NR5 area we are able to hear noise from the park and from the Norfolk show. Recently the Norfolk show had an event (18th December) which had a similar licence and music could clearly be heard until 03.30 in the morning. In additions we have disturbances from Earlham park as we sit between the two areas. I clearly object to music from both sides of the estate it's just not good enough to say 30 occasions (as with holidays in between) we are looking at the possibility of one event a week during term time, that with the show ground means we could have two functions often in one evening. The UEA and council needs to look at the overall picture and what other events are going on in the area and I feel that this increase in the amount of events is clearly unreasonable. We sit in an area between these two institutions - and clearly feel that this is detrimental to our health. Nothing has been mentioned as to where these are to be held, and to whether any "inside" area is soundproofed to accommodate this.

also object to this on the grounds of access as when the UEA hold any functions there is problems with parking and traffic congestion. We only have to look at open days when the Bluebell and Earlham road are blocked, and there needs to be good access to the hospital at all times.

Where are people going park if there is a function in the evening or does the UEA intend to tell people to use the local community roads as parking spots? Please note that there is already a notice (posted by the UEA) on the Bluebell road bus stop advising openly to new students that the area is a residential area and asks them to be considerate.

have elderly parents who live in the NR4 area. It is clear that the NR4 area and more recently NR5 is becoming student accommodation areas and many of the houses which were family homes now house 4-5 students and it has had a major impact on the local community. The amount of rubbish being left at the "cut" between Wycliffe road and Bluebell road (and my parents garden) is becoming ridiculous and any increase in late night traffic will only increase this. Several times we have had to remind students that they do live in a residential area, note the necessity of the UEA to also do this!

feel that the local residents have been very accommodating to the UEA and students - and it is time that the UEA have some consideration to the local community - and the impact the students have on them - and help to build relations with the local community and not alienate them.

RECEIVED
11 JAN 2012
LICENSING OFFICE

Norwich City Council Licensing Authority
Licensing Act 2003

Original Document
11 JAN 2012
Post Box

Statement of support or objection to
an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	Simon Joseph
Postal address	234 One bell rd NR4 7LW
Email address	
Contact telephone number	

Name of the premises you wish to support or object to	UGA Students Union Norwich NR4 7JG
Address of the premises you wish to support or object to.	University plain

Your support or objection must relate to one of the four Licensing Objectives (see note 2)

Licensing Objective	Please set out your support or objections below. Please use separate sheets if necessary
To prevent crime and disorder	Students and users of facilities are extremely noisy leaving premises they throw bottles in the street which break
Public safety	
To prevent public nuisance	the people leaving premises are extremely noisy + inconsiderate I am often woken up by them
To protect children from harm	potentially encourage under age drinking

Please suggest any conditions which would alleviate your concerns.	Decrease number of hours that open to 04 to 4 am
--	--

Signed:

Date:

7/1/12

Please see notes on reverse

NORWICH
City Council

Your name/organisation name/name of body you represent (see note 1)	W P Jones
Postal address	108 George Borrow Road, Norwich NR4 7HU
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	Objection - UEA students union

Your support or objection must relate to one of the four licensing objectives (see note 2)

Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	I object to this licensing application on the grounds it could lead to more people on the streets late night early morning resulting in property/vehicle damage in the surrounding area
Public safety	
To prevent public nuisance	I object to this licensing application on the grounds that it will result in increased noise from this music venue, which is already a nuisance in this area.
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	I am also of the opinion that the students union have tried to fasttrack this application by notifying the council during the xmas period when council business was suspended during the holiday period.

Signed:

Date: 11.1.2012

Your name/organisation name/name of body you represent (see note 1)	MARY PARKE
Postal address	231 THE AVENUES NORWICH NR4 7DW
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	STUDENTS UNION UNION HOUSE, UNIVERSITY OF EAST ANGLIA ,NORWICH NR4 7TJ
Your support or objection must relate to one of the four licensing objectives (see note 2).	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	We have just experienced a term of noisy drunken students since September 2011.I have had to call the police on several occasions when they have been urinating up against cars smashing glasses and bottles climbing over cars upturning rubbish bins pushing each other into hedges and fences etc.
Public safety	
To prevent public nuisance	They are noisy,drunk and out of control.It is no joke being woken up at all hours by their behavior.We donot have the policing to keep this under control and I have spoken to the police, Students Union, Dean of Students and our local councillor trying to solve the problems the community are already experiencing
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	Donot allow longer opening times.The Community have had enough already.
Signed:	Date: 12.01.2012

Notes

1. In order for you to be able to support or object to an application for a premises licence you must live, work or represent a body that is in the vicinity of the premises.

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

CORPORATE RESOURCES

16 JAN 2012

POST ROOM

Your name/organisation name/name of body you represent (see note 1)	LLLLL ANITA AND MICHAEL HILL.
Postal address	LLLLL 1, THE GARDENS, EARLHAM PARK, EARLHAM ROAD, NORWICH. NR4 7TG.
Email address	LLLLL
Contact telephone number	LLLLL
Address of the premises you wish to support or object to	LLLLL UNION OF UEA STUDENTS UEA NORWICH.
<i>Your support or objection must relate to one of the four licensing objectives (see note 2)</i>	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	LLLLL
Public safety	LLLLL
To prevent public nuisance	LLLLL STRONG OBJECTION. PLEASE SEE ATTACHED SHEET.
To protect children from harm	LLLLL
Please suggest any conditions which would alleviate your concerns	LLLLL POLICE ESCORT OR BUS FROM UEA TO THE VILLAGE. HOUSE BRITISH STUDENTS ON CAMPUS.

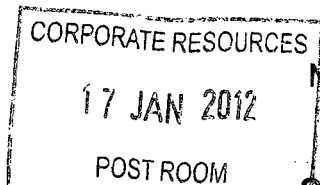
Anita & Michael Hill
1, The Gardens,
Earlham Park
Norwich
NR4 7TQ.

As you can see from our address, we live at the end of University Drive, directly on the route from UEA to the Village. Every week we have roudy students shouting, singing, swearing directly under our bedroom window until about 2.30 am. This happens Tuesday nights, Thursday Friday and Saturday nights.

As well as being kept awake for half the night we have broken wine, vodka, beer etc bottles thrown into our garden. I'm not even going to bother mentioning the plastic rubbish. Our garden is even used as a toilet from time to time if you can imagine that. Vomiting over the gate is a popular passtime.

The police seem to be unwilling/unable to do anything about it. I have been told it's "student culture" - God help us all!

If this is extended to 30+ nights at 4.00am, that will equate to at least one a week. Our life is unbearable as it is. Please, please don't make it worse.



Norwich City Council Licensing Authority
Licensing Act 2003

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17 JAN 2012

Statement of support or objection to
an application for a premises licence

LICENSING OF 2003

Your name/organisation name/name of body you represent (see note 1)	MR BARRY SPRAGGE
Postal address	520 EARLHAM ROAD NORWICH NR4 7HR
Email address	
Contact telephone number	

Name of the premises you wish to support or object to	UNION OF UEA STUDENTS
Address of the premises you wish to support or object to.	UEA UNIVERSITY PLAIN NORWICH NR4 7TJ

Your support or objection must relate to one of the four Licensing Objectives (see note 2)

Licensing Objective	Please set out your support or objections below. Please use separate sheets if necessary
To prevent crime and disorder	I OBJECT TO INCREASE IN CRIME AND DISORDER CAUSED BY DRUNKEN STUDENTS JANDALISING LOCAL AREA.
Public safety	
To prevent public nuisance	I OBJECT TO BEING WOKEN UP MORE OFTEN THAN I ALREADY AM, BY EXCESSIVE SHOUTING SINGING AND DISTURBANCE CAUSED BY MISBEHAVIOUR AND THOUGHTLESSNESS OF DRUNKEN STUDENTS
To protect children from harm	

Please suggest any conditions which would alleviate your concerns.	BANNING SALE OF ALCOHOL AT EVENTS !!!
--	---------------------------------------

Signed:

Date:

16/1/12

Please see notes on reverse

17 JAN 2012

Norwich City Council Licensing Authority
Licensing Act 2003

CORPORATE RESOURCES
17 JAN 2012
POST ROOM

Statement of support or objection to
an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	MR & MRS. R + J. COGMAN RESIDENTS
Postal address	254 BLUEBEL RD NORWICH NR4 7LW.
Email address	
Contact telephone number	

Name of the premises you wish to support or object to	UEA UNION OF STUDENTS
Address of the premises you wish to support or object to.	UNIVERSITY OF EAST ANGLIA NR4 7TJ.

Your support or objection must relate to one of the four Licensing Objectives (see note 2)

Licensing Objective	Please set out your support or objections below. Please use separate sheets if necessary
To prevent crime and disorder	We object - see attached sheet.
Public safety	
To prevent public nuisance	
To protect children from harm	

Please suggest any conditions which would alleviate your concerns.	
--	--

Signed:

Date:

13/01/12

Please see notes on reverse

UEA STUDENTS UNION

Application for Variation of Premises
License [your Ref: 12/00003/PRMTR]

OBJECTION

Does the UEA Students Union wish to establish a 'nightclub' culture in the area? As residents we are very concerned - we already experience indiscriminate vandalism and noise as a result of the existing late night/early morning license and an increase to 30 occasions a year would only make these problems worse. - i.e. radio aerial stolen from our car, damage to our garden wall, rubbish thrown into our garden. We strongly oppose this application.

Mr + Mrs. R. Cogman
254 Bluebell Rd
Norwich
NR4 7LW.

Your name/organisation name/name of body you represent (see note 1)	James Anderson
Postal address	29 Friends Road, Norwich NR5 8HN
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	licensing application Union of UEA Students, UEA, University Plain, NR4 7TJ University Variation 21/12/2011 18/01/2012
Only support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	Attracting potentially drunken and disorderly people to the area late at night on more occasions surely can only add to the chances of crime, noisem, and general disorder.
Public safety	As above.
To prevent public nuisance	I wish to prevent the noise of students and other attenders of these late night events from disturbing local residents. This would apply I believe especially to those in Friends Road, of which I am one. Students already stroll up and down there at all hours to the 24 hour Tesco store, talking loudly, calling to each other, dropping litter and sometimes bottles. Late night licences could only acerbate this. This apart from noise from the events themselves.
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	
Signed:	Date: 16 th January 2012

Notes

1. In order for you to be able to support or object to an application for a premises licence you must live, work or represent a body that is in the vicinity of the premises.

Your name/organisation name/name of body you represent (see note 1)	Mr D BEIER
Postal address	37 Wakefield Road Norwich NR5 8JE
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	Union of UEA Students, UEA, University Plain, NR4 7TJ

Your support or objection must relate to one of the four licensing objectives (see note 2).

Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	
Public safety	
To prevent public nuisance	<p>As a resident of Wakefield Rd (at the corner with Friends Rd) I object very strongly to this application. - As more and more students have moved into rented accommodation in our area, we have already had much experience of students creating a disturbance late at night when returning from events. This often causes severe disruption to the sleep of residents. The possibility of even more disturbances at night would be very difficult to cope with.</p> <p>May I add the following point: from conversations with students at UEA - I am a lecturer there - I have learned that they themselves very often complain about their house mates coming home very late and disturbing their sleep. This can be a serious problem, especially at coursework and exam time. It affects results and can cause severe stress.</p>
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	

Signed:		Date:	17/01/2012
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Your name/organisation name/name of body you represent (see note 1)	Anthony J Ward <i>HomeWatch Boat 31</i>
Postal address	38 Wycliffe Road Norwich NR4 7DX
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	Union of Students University of East Anglia University Plain NR4 7 TI University Variation 21/12/2011, 18/01/2012
Licensing objective Please set out your support or objections below. Please use separate sheets if necessary.	
To prevent crime and disorder	These events encourage litter, Urinating in local gardens is also a problem. RECEIVED 23 JAN 2012
Public safety	LICENSING OFFICE
To prevent public nuisance	Late night events constitute noise nuisance particularly to worker needing to sleep.
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	limit events to 12, midnight.
Signed:	Date: 18.01.2012

Notes

1. In order for you to be able to support or object to an application for a premises licence you must live, work or represent a body that is in the vicinity of the premises.



Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	C Hart
Postal address	8 Mottram Close Norwich NR5 8HL
Email address	
Contact telephone number	
Address of the premises you wish to support or object to	Union of UEA Students NR4 7TI
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	Drug taking at UEA events is widely known (e.g. Pams house), drunkenness etc.
Public safety	
To prevent public nuisance	Noise from UEA's parties can easily be heard in our residential street, I object to 18 extensions being added to their licence as this is a public nuisance, they already have 12 extensions until 4am. Surely once a month is enough?
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	
Signed:	Date: 21/01/2012

Norwich City Council Licensing Authority Licensing Act 2003



NORWICH
City Council

Statement of support or objection to an application for a premises licence

Your name/organisation name/name of body you represent (see note 1)	RESIDENTS ON THE AVENUES UNIVERSITY WARD.
Postal address	193 THE AVENUES NORWICH.
Email address	ALL LOW CASE
Contact telephone number	
Address of the premises you wish to support or <u>object to</u>	U.E.A UNION OF UEA STUDENTS UNIVERSITY PLAIN NR4 7TS.
Your support or objection must relate to one of the four licensing objectives (see note 2)	
Licensing objective	Please set out your support or objections below. Please use separate sheets if necessary.
To prevent crime and disorder	STOPPING DAMAGE TO PROPERTY AND NOISE AFTER MIDNIGHT I.E JUMPING ON CARS / THROWING ITEMS AT HOUSES I.E. CANS, BOTTLES.
Public safety	RIDING BIKES WITHOUT LIGHTS AND AUDIBLE ALARMS ON ROAD AND CYCLE PATH.
To prevent public nuisance	GENERAL BEHAVIOUR AFTER 11 30 PM.
To protect children from harm	
Please suggest any conditions which would alleviate your concerns	GENERAL BEHAVIOUR
Signed:	Date: 8/2/2012

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10 FEB 2012
LICENSING OFFICE

APPENDIX E

Local Policy considerations

1.0 Introduction

1.4 The 2003 Act requires the Council to carry out its various licensing functions so as to promote the four licensing objectives. These are:

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

1.5 The 2003 Act also requires that the Council publishes a 'Statement of Licensing Policy' that sets out the policies the Council will generally apply to promote the Licensing Objectives when making decisions on applications made under the Act.

(a) 2.0 Consultation and Links to other Policies and Strategies

2.7 So far as possible, the Council will avoid duplication with other regulatory regimes, and will not to use its powers under the Licensing Act 2003 to achieve outcomes that can be achieved by other legislation and other enforcement agencies. As an example, the council will not seek to impose fire safety conditions that may duplicate any requirements or prohibitions that could be imposed under the Regulatory Reform (Fire Safety) Order 2005.

3.0 Applications for Licences

3.2 Applicants must address the four licensing objectives in their operational plan. The operating plan must have regard to the nature of the area where the premises are situated, the type of premises, the licensable activities to be provided, operational procedures and the needs of the local community. The operating schedule must demonstrate how the premises will be "good neighbours" both to residents and to other venues and businesses.

3.3 Applicants must provide evidence that suitable and sufficient measures, as detailed in their operating schedule, will be implemented and maintained, relevant to the individual style, location and characteristics of their premises and activities. They must also indicate if additional measures will be taken on an occasional or specific basis, such as when a special event or promotion is planned, which is, for example, likely to attract larger audiences.

4.0 Representations

- 4.1 “Responsible Authorities” (see Appendix 7) will be asked to consider all applications and to make representations to the Council, if they relate to the promotion of the four licensing objectives and particularly in respect of applications which, might be regarded as contentious. Representations must be evidentially based and the organisation should attend any hearing when the application is being considered. Representations can be made in opposition to, or in support of, an application.
- 4.2 The Council will consider all representations from any “Interested Party” (see Appendix 7), or their representative, which should preferably be evidentially based and supported by attendance at any hearing at which the application is being considered.
- 4.3 A representation, will only be accepted by the Council if it is ‘relevant’, ie it must relate to the likely effect of granting the licence on the promotion of at least one of the four licensing objectives. Representation’s, that are regarded as being frivolous or vexatious, will not be considered, and in the case of a review of a licence, any representation which is regarded as repetitious, will also not be considered. A decision as to whether a representation is frivolous, vexatious or repetitive will be made by an officer of the Council.
- 5.0 Conditions attaching to Licences
- 5.1 Where relevant representations are made, the Council will make objective judgments as to whether conditions may need to be attached to the premises licence to secure achievement of the licensing objectives. Any conditions arising as a result of representations will primarily focus on the direct impact of the activities taking place at licensed premises, on those attending the premises, and members of the public living, working or engaged in normal activity in the area concerned, and will cover matters that are within the control of individual licensees.
- 5.2 All applications will be considered on an individual basis and any condition attached to such a licence, will be tailored to each individual premises, in order to avoid the imposition of disproportionate or burdensome conditions on those premises. Therefore, mandatory conditions, will only be imposed where they are necessary for the promotion of the licensing objectives.
- 8.0 The Impact of Licensed Premises
- 8.1 When considering whether any licensed activity should be permitted, and a relevant representation has been received, the likelihood of it causing unacceptable adverse impact will be assessed by taking into account relevant matters including:
- the type of use, the number of customers likely to attend the premises and the type of customers at the time of the application;
 - the proposed hours of operation;

- the level of public transport accessibility for customers either arriving or leaving the premises and the likely means of public or private transport that will be used by the customers;
- the means of access to the premises including the location of customer entrances and exits;
- the provision of toilet facilities;
- the frequency of the licensable activity.

With any adverse impact it may be possible to take steps to mitigate or prevent the impact and if such measures are reliable an activity may be licensed.

13.0 Management of Licensed Premises

- 13.1 Within the operating schedule for premises from which alcohol will be sold, with the exception of qualifying community premises, a premises supervisor must be designated (designated premises supervisor) and such person must be in possession of a current personal licence. The licensing authority will normally expect the designated premises supervisor [DPS] to have been given the day to day responsibility for running the premises by the premises licence holder and, as such, would normally be present on the licensed premises on a regular basis. In addition to the DPS holding a personal licence, the licensing authority would strongly encourage the DPS to undergo additional training and to have experience commensurate with the nature and style of entertainment provided and the capacity of the premises.
- 13.2 The act does not require a DPS or any other personal licence holder to be present on the premises at all times when alcohol is sold. However, the DPS and the premises licence holder remain responsible for the premises at all times and have a duty to comply with the terms of the licensing act and any conditions, including the matters set out in the premises' operating schedule, in order to promote the licensing objectives. To that end, the licensing authority will be mindful of the guidance issued by the secretary of state, which recommends that a personal licence holder/DPS gives specific written authorisations to those individuals they are authorising to retail alcohol. Although written authorisation is not a requirement of the act and the designated premises supervisor/personal licence holder remain ultimately responsible for ensuring compliance with the act and licensing conditions, this action could assist in demonstrating due diligence should any issues arise with regard to enforcement.

The licensing authority will therefore expect that where the personal licence holder/DPS does not have the premises under their immediate day to day control, written authorisations will be issued to staff acting on their behalf, such authorisations being made available for inspection by a responsible Officer of the licensing authority or the police upon request.

LICENSING OBJECTIVES

20.0 Objective - Prevention of Crime and Disorder

20.1 Section 17 of the Crime and Disorder Act 1998 introduced a wide range of measures for preventing crime and disorder and imposed a duty on the City Council, and others, to consider crime and disorder reduction in the exercise of all their duties. The Licensing Act 2003 reinforces this duty for local authorities.

20.2 The promotion of the licensing objective, to prevent crime and disorder, places a responsibility on licence holders to become key partners in achieving this objective. Applicants will be expected to demonstrate in their operating schedule that suitable and sufficient measures have been identified and will be implemented and maintained to reduce or prevent crime and disorder on and in the vicinity of their premises, relevant to the individual style and characteristics of their premises and the licensable activities at those premises.

20.3 When addressing the issue of crime and disorder, the applicant should demonstrate that all those factors that impact on crime and disorder have been considered. These include:

- Underage drinking
- Drunkenness on premises
- Public drunkenness
- Keeping Illegal activity like drug taking and dealing, offensive weapons and sales of contraband or stolen goods away from the premises.
- Preventing disorderly and potentially violent behaviour on and outside the premises.
- Reducing Anti-social behaviour and Disorder inside and outside the premises
- Litter
- Unauthorised advertising
- Protecting people and property from theft, vandalism and assault
- Guard against glasses and bottles being used as weapons or causing accidents.

20.4 The following examples of control measures are given to assist applicants who may need to take account of them in their operating schedule, having regard to their particular type of premises and/or licensable activities:

- Effective and responsible management of premises;
- Training and supervision of staff;
- Employ sufficient numbers of staff to keep numbers down of people awaiting service;
- Provide sufficient seating for customers;
- Patrols of staff around the premises;
- Ensure sufficient lighting and visibility, removing obstructions if necessary, to discourage illegal activity;

Introduce an entry policy – making people aware of it – and apply it consistently and fairly;
 Implement a search policy to prevent drugs, offensive weapons etc being brought onto the premises;
 Implement effective management of entrance queues – incorporating barriers if necessary;
 Adoption of best practice guidance e.g. Safer Clubbing, the National Alcohol Harm Reduction Strategy Toolkit, Minor Sales Major Consequences, Clubbing against Racism and other voluntary codes of practice, including those relating to drinks promotions e.g. The Point of Sale Promotions published by the British Beer and Pub Association (BBPA), Security in Design published by BBPA and Drugs and Pubs, published by BBPA;
 Acceptance of accredited 'proof of age' cards e.g. Portman proof of age cards, Citizencard, Connexions Card and/or 'new type' driving licences with photographs, or passports;
 Provision of effective CCTV in and around premises;
 Employment of Security Industry Authority licensed door staff to manage the door and minimize disorder;
 Ensure glasses are collected on an on going basis, make regular inspections for broken glass and clear up;
 Provision of toughened or plastic drinking vessels and bottles;
 Provision of 'bottle bins' inside the premises and near exits;
 Provision of secure, deposit boxes for confiscated items i.e. Operation Enterprise Drug and Weapon Amnesty Safe's;
 Information displayed for staff and customers on Drug Awareness including the 'spiking' of drinks with drugs;
 Provision of litterbins and other security measures, such as lighting, outside premises;
 Membership of local 'Pubwatch' schemes or similar accreditation schemes or organizations ie Operation Enterprise;
 Responsible advertising;
 Distribution of promotional leaflets, posters etc;
 Drug Seizure Kits (available from Norfolk Police Operation Enterprise);
 Member of the 'NiteLink' radio scheme;
 Working in partnership with the SOS Bus scheme;
 Ban known offenders and share information with other licensed premises in the area;
 Implement a dispersal policy;
 Introduce a 'closed door' policy, with attendance prohibited for new customers 2-3 hours before licensable activities finish;

22. Objective – public safety

- 22.1 The safety of any person visiting or working in licensed premises must not be compromised. **Applicants are expected to demonstrate in their operating schedule that suitable and sufficient measures have been identified and will be implemented and maintained to ensure public safety, relevant to the individual style and characteristics of their premises and the licensable activities for which the licence is being sought.**

- 22.2 Applicants must ensure that they carry out their responsibilities under the Regulatory Reform (Fire Safety) Order 2005 and liaise with the Norfolk Fire and Rescue Service where necessary. Further information is available from <http://www.norfolkfireservice.gov.uk/firesafetyinbusinesspremises.html>
- 22.3 Also when addressing the issue of public safety, an applicant must demonstrate that they have considered other public safety issues. These include:
- the age, design and layout of the premises
 - the nature of the licensable activities to be provided, in particular the sale or supply of alcohol and/or the provision of music and dancing and including whether those activities are of a temporary or permanent nature
 - the hours of operation (differentiating the hours of opening from the hours when licensable activities are provided, if different)
 - customer profile (eg age, disability)
 - the use of special effects such as lasers, pyrotechnics, smoke machines, foam machines, etc
 - the safety of electrically powered equipment brought onto their premises
 - having public liability insurance.
- 22.4 The following examples of control measures are given to assist applicants who may need to take account of them in their operating schedule, having regard to their particular type of premises and/or activities:
- suitable and sufficient risk assessments
 - effective and responsible management of premises
 - provision of a sufficient number of people employed or engaged to secure the safety of the premises and patrons
 - effective management of number of patrons within different parts of the premises
 - determine sensible occupancy limits according to the nature of the premises and activities being carried out
 - impose occupancy limits rigorously, employing registered doorstaff as necessary. In order to manage occupancy effectively, consider automated systems like electronic door counters
 - appropriate instruction, training and supervision of those employed or engaged to secure the safety of the premises and patrons
 - adoption of best practice guidance (eg Guide to Fire Precautions in Existing Places of Entertainment and Like Premises (further advice can be obtained from the Norfolk
 - Fire Service on 01603 810351 www.norfolkfireservice.gov.uk The Event Safety Guide, Safety in Pubs published by the BBPA)
 - provision of effective CCTV in and around premises
 - provision of toughened or plastic drinking vessels
 - implementation of crowd management measures
 - the provision of suitable electrical cut outs for use with electrical appliances which are brought onto the premises (such as amplifiers, microphones etc). Such cut-outs should be of a residual current device

with a rated tripping current of 30ma in 30 milliseconds (applicants should have regard to HSE Publication INDG 24 7 Electrical safety for entertainers)

- proof of regular testing (and certification where appropriate) of procedures, appliances, systems etc. pertinent to safety.

24.0 Objective - Prevention of Public Nuisance

24.1 Licensed premises can potentially have a significantly adverse impact on communities through public nuisances that arise from their operation. The amenity of residents and occupiers of other businesses should be maintained and protected from the potential consequence of the operation of licensed premises, whilst recognising the valuable cultural, social and business importance that such premises provide.

24.2 Public nuisance will be interpreted in its widest sense, and will take it to include such issues as noise, light, odour, litter and antisocial behaviour, where these matters impact on those living, working or otherwise engaged in normal activity in an area.

24.3 Applicants should be aware that stricter conditions, including controls on licensing hours for all or some licensable activities will be applied, where licensed premises are in residential areas or where their activities may impact on residents or other business premises, and where relevant representations have been received. Conversely, premises for which it can be demonstrated have effective measures to prevent public nuisance, may be suitable for longer opening hours.

24.4 The council will normally permit the hours during which alcohol is sold to match the normal trading hours during which other sales take place, unless there are exceptional reasons such as disturbance or disorder attributable to the location and/or the premises, and relevant representations have been made.

24.5 The council believe that the impact a licensed premises can have on a neighbourhood is significantly influenced by the times when those licensed premises are open, and the times when licensable activities are taking place. Consequently, the council has adopted a policy on hours of trading, (section E) and in so doing, has given full consideration to the secretary of state's guidance on hours of trading.

24.6 Applicants will be expected to demonstrate in their operating schedule that suitable and sufficient measures have been identified and will be implemented and maintained to prevent public nuisance, relevant to the individual style and characteristics of their premises and events. For example, the increasing business requirement for licence holders to provide live or recorded music in premises where this has not previously been the case is especially pertinent, and should be fully assessed on the application.

24.7 When addressing the issue of prevention of public nuisance, the applicant must demonstrate that those factors that impact on the likelihood of public nuisance have been considered. These may include:

- the location of premises and proximity to residential and other noise sensitive premises, such as hospitals, hospices, care homes and places of worship
- the hours of opening, particularly between 11pm and 7am
- 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 premises
- the design and layout of premises and in particular the presence of noise limiting features
- the occupancy capacity of the premises
- the availability of public transport
- wind down period between the end of the licensable activities and closure of the premises
- last admission time
- preventing litter and refuse becoming an eyesore
- consideration of local residents that they are not upset by loud or persistent noise or by excessive light
- preventing cars attending an event or premises from causing a noise nuisance and congestion, and from taking up local people's parking spaces
- avoid early morning or late night refuse collections
- avoiding emptying bins into skips, especially if they contain glass, either late at night or early in the morning
- customers eating, drinking or smoking in open air areas (for example beer gardens/forecourts and other open areas adjacent to the premises).

24.8 The following examples of control measures are given to assist applicants who may need to take account of them in their operating schedule, having regard to their particular type of premises and/or activities:

- Effective and responsible management of premises.
- Appropriate instruction, training and supervision of those employed or engaged to prevent incidents of public nuisance, eg to ensure customers leave quietly.
- Fit prominent signs requesting that customers respect local residents and leave quietly.
- Control of operating hours for all or parts (eg garden areas) of premises, including such matters as deliveries ie not too early in the morning.
- Adoption of best practice guidance (eg Good Practice Guide on the Control of Noise from Pubs and Clubs, produced by Institute of Acoustics, Licensed Property: Noise, published by BBPA).
- Installation of soundproofing, air conditioning, acoustic lobbies and sound limitation devices.
- Management of people, including staff, and traffic (and resulting queues) arriving and leaving premises.
- Liaison with public transport providers.
- Siting of external lighting, including security lighting.
- Management arrangements for collection and disposal of waste, empty bottles etc.
- Effective ventilation systems to prevent the emission of unwanted odours.
- Take away packaging to include the name and address of the premises on it.

- Capacity levels for fast food outlets.
- Introduce a chill out area with coffee and mellow music where customers can settle before leaving.
- Introduce a closed door policy, with attendance prohibited for new customers 2 to 3 hours before licensable activities finish.

To address issues arising from customers smoking, eating and drinking in outdoor areas and on the highway outside the premises could include signage asking customers to keep noise to a minimum when using outdoor areas; restrictions on the numbers of customers permitted in certain outside areas and/or at certain times; and use of door-staff and employees to monitor possible public nuisance issues.

SECTION E - Hours of Trading

- 30.7 Consideration will always be given to an applicant's individual case and if the matter of trading hours has been raised in a representation, the council will take into account any proposals the applicant has to minimise the risk of nuisance or disorder being caused or exacerbated by customers departing from the premises. It is however, unlikely that statements such as the premises being well-managed, or that the applicant is of good character or that the style of the premises is intended and likely to attract a discerning clientele, will alone be sufficient to demonstrate that restrictions on hours of trading should not be applied.

APPENDIX F

National Guidance (issued under section 182 of the Licensing Act 2003)

CRIME AND DISORDER

2.1 The steps any licence holder or club might take to prevent crime and disorder are as varied as the premises or clubs where licensable activities may be carried on. Licensing authorities should therefore look to the police as the main source of advice on these matters.

2.4 The essential purpose of the licence or certificate in this context is to regulate behaviour on premises and access to them where this relates to licensable activities and the licensing objectives. Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff or agents, but can directly impact on the behaviour of customers on, or in the immediate vicinity of, the premises as they seek to enter or leave.

2.5 Licence conditions should not replicate licensing offences that are set out in the 2003 Act. For example, a condition that states that a licence holder shall not permit drunkenness and disorderly behaviour on his premises would be superfluous because this is already a criminal offence. A condition that states that a licence holder shall not permit the sale of controlled drugs on the premises would be similarly superfluous.

2.6 Conditions are best targeted on deterrence and preventing crime and disorder. For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television cameras both inside and immediately outside the premises can actively deter disorder, nuisance and anti-social behaviour and crime generally. Some licensees may wish to have cameras on their premises for the protection of their own staff and for the prevention of crime directed against the business itself or its customers. But any condition may require a broader approach, and it may be necessary to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.

2.7 Similarly, the provision of requirements for door supervision may be necessary to ensure that people who are drunk or drug dealers or carrying firearms do not enter the premises, reducing the potential for crime and disorder, and that the police are kept informed.

2.8 Text and radio pagers allow premises licence holders, designated premises supervisors and managers of premises and clubs to communicate instantly with the local police and facilitate a rapid response to any disorder which may be endangering the customers and staff on the premises. The Secretary of State recommends that text or radio pagers should be considered appropriate necessary

conditions for public houses, bars and nightclubs operating in city and town centre leisure areas with a high density of licensed premises.

2.9 Some conditions primarily focused on the prevention of crime and disorder will also promote other licensing objectives. For example, a condition requiring that all glasses used on the premises for the sale of alcoholic drinks should be made of plastic or toughened glass or not allowing bottles to pass across a bar may be necessary to prevent violence by denying assailants suitable weapons, but may also benefit public safety by minimising the injury done to victims when such assaults take place (for example, facial injuries resulting from broken glass).

2.10 A condition must also be capable of being met. For example, while beer glasses may be available in toughened glass, wine glasses may not. Licensing authorities should carefully consider conditions of this kind to ensure that they are not only necessary but both practical and achievable.

PUBLIC SAFETY

2.19 Licensing authorities and responsible authorities should note that the public safety objective is concerned with the physical safety of the people using the relevant premises and not with public health, which is dealt with in other legislation. There will of course be occasions when a public safety condition could incidentally benefit health, but it should not be the purpose of the condition as this would be ultra vires the 2003 Act. Accordingly, conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.

2.20 From 1 October 2006 the Regulatory Reform (Fire Safety) Order 2005 ('the Fire Safety Order') replaced previous fire safety legislation. As such any fire certificate issued under the Fire Precautions Act 1971 will have ceased to have effect. Licensing authorities should note that under article 43 of the Fire Safety Order any conditions imposed by the licensing authority that relate to any requirements or prohibitions that are or could be imposed by the Order automatically cease to have effect, without the need to vary the licence. This means that licensing authorities should not seek to impose fire safety conditions where the Order applies.

2.22 The Fire Safety Order applies in England and Wales. It covers 'general fire precautions' and other fire safety duties which are needed to protect 'relevant persons' in case of fire in and around 'most premises'. The Order requires fire precautions to be put in place 'where necessary' and to the extent that it is reasonable and practicable in the circumstances of the case.

2.23 Responsibility for complying with the Order rests with the 'responsible person', which may be the employer, or any other person or people who may have control of the premises. Each responsible person must carry out a fire risk assessment which must focus on the safety in case of fire for all 'relevant persons'. The fire risk assessment is intended to identify risks that can be removed or reduced and to decide the nature and extent of the general fire precautions that need to be taken including, where necessary, capacity limits.

2.24 The local fire and rescue authority will enforce the Order in most premises and have the power to inspect the premises to check the responsible person is complying

with their duties under the Order. They will look for evidence that the responsible person has carried out a suitable fire risk assessment and acted upon the significant findings of that assessment. If the enforcing authority is dissatisfied with the outcome of a fire risk assessment or the action taken, they may issue an enforcement notice that requires the responsible person to make certain improvements or, in extreme cases, issue a prohibition notice that restricts the use of all or part of the premises until improvements are made.

PUBLIC NUISANCE

2.32 The 2003 Act requires licensing authorities (following receipt of relevant representations) and responsible authorities, through representations, to make judgements about what constitutes public nuisance and what is necessary to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on impacts of the licensable activities at the specific premises on persons living and working (including doing business) in the vicinity that are disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.

2.33 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It is important to remember that the prevention of public nuisance could therefore include low-level nuisance perhaps affecting a few people living locally as well as major disturbance affecting the whole community. It may also include in appropriate circumstances the reduction of the living and working amenity and environment of interested parties (as defined in the 2003 Act) in the vicinity of licensed premises.

2.34 Conditions relating to noise nuisance will normally concern steps necessary to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time in the evening to more sophisticated measures like the installation of acoustic curtains or rubber speaker mounts. Any conditions necessary to promote the prevention of public nuisance should be tailored to the style and characteristics of the specific premises. Licensing authorities should be aware of the need to avoid unnecessary or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues.

2.35 As with all conditions, it will be clear that conditions relating to noise nuisance may not be necessary in certain circumstances where the provisions of the Environmental Protection Act 1990, the Noise Act 1996, or the Clean Neighbourhoods and Environment Act 2005 adequately protect those living in the vicinity of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be necessary.

2.36 Where applications have given rise to representations, any necessary and appropriate conditions should normally focus on the most sensitive periods. For example, music noise from premises usually occurs from midevening until either late evening or early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. In certain circumstances, conditions relating to noise in the immediate vicinity of the premises may also prove necessary to address any disturbance anticipated as customers enter and leave.

2.37 Measures to control light pollution will also require careful thought. Bright lighting outside premises considered necessary to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.

2.38 In the context of preventing public nuisance, it is again essential that conditions are focused on measures within the direct control of the licence holder or club. Conditions relating to public nuisance caused by the anti-social behaviour of customers once they are beyond the control of the licence holder, club or premises management cannot be justified and will not serve to promote the licensing objectives.

2.39 Beyond the vicinity of the premises, these are matters for personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area and to respect the rights of people living nearby to a peaceful night.

Proposed Conditions

10.7 The conditions that are necessary for the promotion of the licensing objectives should emerge initially from a prospective licensee's or certificate holder's risk assessment which applicants and clubs should carry out before making their application for a premises licence or club premises certificate. This would be translated into the steps recorded in the operating schedule or club operating schedule which must also set out the proposed hours of opening.

10.8 In order to minimise problems and the necessity for hearings, it would be sensible for applicants and clubs to consult with responsible authorities when schedules are being prepared. This would allow for proper liaison before representations prove necessary

Imposed Conditions

10.11 The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representations and it has been satisfied at a hearing of the necessity to impose conditions. It may then only impose conditions that are necessary to promote one or more of the four licensing objectives. Such conditions must also be expressed in unequivocal and unambiguous terms to avoid legal dispute.

10.12 It is perfectly possible that in certain cases, because the test is one of necessity, where there are other legislative provisions which are relevant and must be observed by the applicant, no additional conditions at all are needed to promote the licensing objectives.

Proportionality

10.13 The Act requires that licensing conditions should be tailored to the size, style, characteristics and activities taking place at the premises concerned. This rules out standardised conditions which ignore these individual aspects. It is important that conditions are proportionate and properly recognise significant differences between venues. For example, charities, community groups, voluntary groups, churches, schools and hospitals which host smaller events and festivals will not usually be pursuing these events commercially with a view to profit and will inevitably operate within limited resources.

Fundamental principles

13.16 "...licensing is about regulating licensable activities on licensed premises...and the conditions attached to various authorisations will be focused on matters which are within the control of individual licensees and others with relevant authorisations, i.e. the premises and its vicinity."

13.17 "...whether or not incidents can be regarded as being "in the vicinity" of licensed premises is a question of fact and will depend on the particular circumstances of the case."

13.18 "...licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises."

Standardised Conditions

13.20 "...statements of policy should make it clear that a key concept underscoring the 2003 Act is for conditions to be tailored to the specific premises concerned. This effectively rules out standardised conditions...However, it is acceptable for licensing authorities to draw attention in their statements of policy to pools of conditions which applicants and others may draw on as appropriate."

Licensing Hours

13.41 "...the Government wants to ensure that licensing hours should not inhibit the development of thriving and safe evening and night-time economies...providing consumers with greater choice and flexibility is an important consideration, but should always be balanced carefully against the duty to promote the four licensing objectives and the rights of local residents to peace and quiet."