

NORWICH CITY COUNCIL

Report for Resolution

Report To Licensing Sub-Committee

27 August 2009

Report of Head of Legal & Democratic Services

Subject Licensing Act 2003:
Application for the Variation of a Premises Licence -
Redbar 18 Bedford Street Norwich NR2 1AG

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 Redbar 18 Bedford Street Norwich NR2 1AG following the receipt of a Interested Party objections.

Recommendation

That Members determine the application to vary a Premises Licence in respect of Redbar 18 Bedford Street Norwich NR2 1AG 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 Officers
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 Deborah Oades 49 London Road Ipswich IP1 2HF.
- 1.2 The premises currently hold a premises licence, the summary of which is attached to the report as Appendix A.
- 1.3 The conditions attached to the current premises licence are attached as Appendix B.
- 1.4 This variation application seeks to:
- Add the provision of regulated entertainment in respect of :
 - The exhibition of films (indoors only) between the hours of 11:00 and 05:00.
 - Vary the existing regulated entertainment as follows:
 - Live music – to extend the provision of live music to all three floors (currently restricted to the cellar floor) and to amend the hours as shown:

	Existing hours	Proposed hours
Sunday	12:00 – 23:30	12:00 – 01:00
Monday	19:00 – 23:30	12:00 – 01:00
Tuesday	19:00 – 23:30	12:00 – 01:00
Wednesday	19:00 – 23:30	12:00 – 01:00
Thursday	19:00 – 01:30	12:00 – 01:00
Friday	19:00 – 01:30	12:00 – 01:00
Saturday	19:00 – 01:30	12:00 – 01:00

Non-standard timings (current):

On a Sunday before a Bank Holiday until 01:30

On New Years Eve until 04:30

Non-standard timings (proposed):

On a Sunday before a Bank Holiday Monday 03:30

Christmas Eve and New Years Eve 03:30

- Recorded music – to amend the hours as shown:

	Existing hours	Proposed hours
Sunday	07:00 – 00:00	11:00 – 05:00
Monday	07:00 – 00:00	11:00 – 05:00
Tuesday	07:00 – 00:00	11:00 – 05:00
Wednesday	07:00 – 00:00	11:00 – 05:00
Thursday	07:00 – 02:00	11:00 – 05:00
Friday	07:00 – 02:00	11:00 – 05:00
Saturday	07:00 – 02:00	11:00 – 05:00

- Performances of dance – to amend the hours as shown:

	Existing hours	Proposed hours
Sunday	19:00 – 23:30	12:00 – 05:00
Monday	19:00 – 23:30	12:00 – 05:00
Tuesday	19:00 – 23:30	12:00 – 05:00
Wednesday	19:00 – 23:30	12:00 – 05:00
Thursday	19:00 – 01:30	12:00 – 05:00
Friday	19:00 – 01:30	12:00 – 05:00
Saturday	19:00 – 01:30	12:00 – 05:00

- Anything of a similar description to live music, recorded music or performances of dance – to amend the hours as shown:

	Existing hours	Proposed hours
Sunday	19:00 – 23:30	12:00 – 05:00
Monday	19:00 – 23:30	12:00 – 05:00
Tuesday	19:00 – 23:30	12:00 – 05:00
Wednesday	19:00 – 23:30	12:00 – 05:00
Thursday	19:00 – 01:30	12:00 – 05:00
Friday	19:00 – 01:30	12:00 – 05:00
Saturday	19:00 – 01:30	12:00 – 05:00

- Provision of facilities for dancing – to amend the hours as shown:

	Existing hours	Proposed hours
Sunday	12:00 – 23:30	12:00 – 05:00
Monday	19:00 – 23:30	12:00 – 05:00
Tuesday	19:00 – 23:30	12:00 – 05:00
Wednesday	19:00 – 23:30	12:00 – 05:00
Thursday	19:00 – 01:30	12:00 – 05:00
Friday	19:00 – 01:30	12:00 – 05:00
Saturday	19:00 – 01:30	12:00 – 05:00

- Vary the hours for the sale by retail of alcohol as shown:

	Existing hours	Proposed hours
Sunday	12:00 – 23:30	11:00 – 05:00
Monday	10:30 – 23:30	11:00 – 05:00
Tuesday	10:30 – 23:30	11:00 – 05:00
Wednesday	10:30 – 23:30	11:00 – 05:00
Thursday	10:30 – 01:30	11:00 – 05:00
Friday	10:30 – 01:30	11:00 – 05:00
Saturday	10:30 – 01:30	11:00 – 05:00

- Vary the hours the premises are open to the public as shown:

	Existing hours	Proposed hours
Sunday	07:00 – 00:00	11:00 – 05:30
Monday	07:00 – 00:00	11:00 – 05:30
Tuesday	07:00 – 00:00	11:00 – 05:30
Wednesday	07:00 – 00:00	11:00 – 05:30
Thursday	07:00 – 02:00	11:00 – 05:30
Friday	07:00 – 02:00	11:00 – 05:30
Saturday	07:00 – 02:00	11:00 – 05:30

- 1.5 The additional steps intended to promote the four licensing objectives as a result of the proposed variation are attached as Appendix C to the report. In addition, the application states that if any adult entertainment were to be offered, including striptease and nudity, this will be confined to the cellar bar to ensure any members of the public walking past eg families with young children will not be exposed to it.
- 1.6 Following consultation with the council's Pollution and Enforcement Section the applicant has agreed to the following conditions being attached to the licence:
- Amplified live music will be restricted to the cellar floor unless controlled through the in house amplification and speaker system only.
 - Music and other amplified sound will be inaudible at 10 metres from the façade of the building and at the nearest noise sensitive premises.

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 Six Interested Party responses have been received, five of which object to the application (see Appendix D) and one of which supports the application (see Appendix E). The objections relates mainly to the licensing objectives of crime and disorder and the prevention of public nuisance.

- 2.3 A site map of the area identifying the application premises is attached as Appendix F. A more detailed map of the area detailing the Interested Parties residences will be available at your meeting.

3.0 Norwich City Council Statement of Licensing Policy

- 3.1 Attached at Appendix G 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 H 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; or
- 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 and the prevention of public nuisance. The Sub-Committee is directed to paragraphs 21 and 25 of the local licensing policy at Appendix H which contain examples of factors that impact on the licensing objectives of

the prevention of crime and disorder and the prevention of public nuisance 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 31.7 (a) 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 Appendices 2 and 4 of the local licensing policy (not re-produced in this report) that contain pools of model conditions relating to the prevention of crime and disorder and the prevention of public nuisance.



Premises Licence Summary

Premises Licence Number

09/01208/PREMTR

Premises Details

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

18 Bedford Street
Norwich
Norfolk
NR2 1AG

Telephone number

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence.

Other Entertainment falling within Act
Late Night Refreshment
Live Music
Performances of Dance
Provision of Dance 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

Other Entertainment falling within Act

Sunday	12:00 - 23:30
Monday to Wednesday	19:00 - 23:30
Thursday to Saturday	19:00 - 01:30

Non Standard Timings

On a Sunday before a Bank Holiday, until 01:30
On New Years Eve until 04:30

Late Night Refreshment

Sunday	23:00 - 23:30
Monday to Wednesday	23:00 - 23:30
Thursday to Saturday	23:00 - 01:30

Non Standard Timings

On a Sunday before a Bank Holiday, until 01:30
On New Years Eve until 04:30

Live Music

Sunday	12:00 - 23:30
Monday to Wednesday	19:00 - 23:30
Thursday to Saturday	19:00 - 01:30

Non Standard Timings

On a Sunday before a Bank Holiday, until 01:30
On New Years Eve until 04:30

Performances of Dance

Sunday	19:00 - 23:30
Monday to Wednesday	19:00 - 23:30
Thursday to Saturday	19:00 - 01:30

Non Standard Timings

On a Sunday before a Bank Holiday, until 01:30
On New Years Eve until 04:30

Provision of Dance Facilities

Sunday	12:00 - 23:30
Monday to Wednesday	19:00 - 23:30
Thursday to Saturday	19:00 - 01:30

Non Standard Timings

On a Sunday before a Bank Holiday, until 01:30
On New Years Eve until 04:30

Sale by Retail of Alcohol

Sunday	12:00 - 23:30
Monday to Wednesday	10:30 - 23:30
Thursday to Saturday	10:30 - 01:30

Non Standard Timings

On a Sunday before a Bank Holiday, until 01:30
On New Years Eve until 04:30

Recorded Music

Sunday	07:00 - 00:00
Monday to Wednesday	07:00 - 00:00
Thursday to Saturday	07:00 - 02:00

Non Standard Timings

On a Sunday before a Bank Holiday, until 01:30
On New Years Eve until 05:00

The opening hours of the premises

Monday	07:00 - 00:00
Tuesday	07:00 - 00:00
Wednesday	07:00 - 00:00
Thursday	07:00 - 02:00
Friday	07:00 - 02:00
Saturday	07:00 - 02:00
Sunday	07:00 - 00:00

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

Alcohol is supplied for consumption on the Premise

Name, (registered) address of holder of premises licence

Miss Deborah Oades
49 London Road
Ipswich
Suffolk
IP1 2HF

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**

Miss Deborah Oades

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

No persons under the age of 18 will be on the premises after 21:00 unless already seated at a table in the restaurant.

Children will not be allowed access to the cellar bar unless for a private function which does not include adult entertainment.

APPENDIX B

Annex 1 – Mandatory conditions

1 No supply of alcohol may be made under a premises licence -

(a) at a time when there is no designated premises supervisor in respect of the premises licence, or

(b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

2 Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

3 Where, at specified times one or more individuals must be at the premises to carry out a security activity each such individual must be licensed by the Security Industry Authority.

4 The following are not prohibited:

a) During the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;

b) Consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;

c) The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;

d) The sale of alcohol to a trader or club for the purposes of the trade or club;

e) The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;

f) The taking of alcohol from the premises by a person residing there; or

g) The supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or

h) The supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

Annex 2 – Conditions consistent with the Operating Schedule

- 1 **General - all four licensing objectives**
- 2 All staff will be trained in their responsibilities in respect of the four licensing objectives, the exclusion of drunken or disorderly persons and preventing sales of alcohol to young people under the age of 18.
- 3 A record will be made of staff training showing who was trained, when and by whom and the subjects covered. This record will be available to police or officers of the licensing authority on reasonable request.
- 4 Training and personal development will be a key feature of the business with particular regard to the licensing objectives. These will also include first aid, fire fighting, conflict resolution and people management.
- 5 The directors will promote awareness campaigns and become involved in local and national industry forums to promote the objectives of the licensing authorities.
- 6 **The Prevention of Crime and Disorder**
- 7 Staff will refuse service and exclude from the premises any person who appears to be under the influence of any controlled drug or who is suspected to be engaged in the control of drugs. A sign will be displayed to this effect.
- 8 All bars, including the Cellar Bar, will be continually staffed during operational periods.
- 9 Clearing empty bottles and glasses will be a high priority. Staff will prevent the removal of open containers of alcohol and glasses from the premises.
- 10 The premises licence holder or his/her representative will attend a minimum of four meetings in any year of the Norwich City Centre Licensing Forum.
- 11 A CCTV system covering the main public areas of the venue and the entrances/exits will be installed in the interests of the prevention of crime and disorder and the protection of customers and staff. The system will be capable to recording images for a minimum of 28 days and copies of images will be made available to police and officers of the licensing authority of reasonable request.
- 12 When the premises is open later than midnight, at least one SIA registered door supervisor will be employed from midnight until close. This door supervisor will be employed from midnight until close. This door supervisor will sign on and off duty in an incident.
- 13 An incident book will be kept and all significant incidents will be recorded - this book will be available for inspection by the police or officers of the licensing authority on request.
- 14 **Public Safety**
- 15 Staff training will include communication with people with disabilities.
- 16 There will be a strict adherence to management policies and number management of clients on each floor with cross checks between door staff and floor managers will be carried out at regular intervals of no longer than 1.5 hours.
- 17 When in use, the cellar bar entrance will be manned by trained staff to control numbers.
- 18 **The Prevention of Public Nuisance**
- 19 Doors and windows will be closed after 22:00 when regulated entertainment is being provided.
- 20 Efforts will be made to make customers exiting the premises be quiet and respect local residents. Signage will be displayed to this effect.
- 21 Glass and bottle bins will not be emptied between the hours of 21:00 and 07:00
- 22 Volume levels will be monitored, specifically after midnight.
- 23 Signage will be displayed at the entrance and points of sale advising that proof of age may be requested. Staff will be vetted and trained with particular emphasis on the protection of children.
- 24 Staff will be directed and trained to challenge persons who appear to be under the age of 21 to provide documentary proof of age including passport, driving licence. If no valid ID is provided then the customer will not be served.
- 25 No persons under the age of 18 will be on the premises after 21:00 unless already seated at a table in the restaurant.
- 26 **The Protection of Children From Harm**
- 27 Live music and live entertainment events will be restricted to the cellar floor and amplification will be through the in-house system only.
- 28 Children will not be allowed access to the cellar bar unless for a private function which does not include adult entertainment.
- 29 Entrance to the premises will be restricted from 1.5 hours prior to closure.

APPENDIX C

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

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

The business is employing experienced professionals who have track records in the understanding and delivery of the primary objectives.

All staff will be trained as to their responsibilities in respect of the four licensing objectives, the exclusion of drunken or disorderly persons and preventing sales of alcohol to anyone who appears under 25 years of age and cannot prove it.

A record will be made of staff training showing who was trained, when and by whom and the subjects covered. This record will be made available to police officers or officers of the licensing authority upon request

We will develop a working partnership with all responsible authorities including the local police force to develop policies and systems which meet the demands of the Licence policy

Training and personal development will be a key feature of the business with particular regard to the licensing objectives. These will include firefighting, people management and safe conflict resolution.

The management and directors will promote awareness campaigns and become involved in local and national industry forums to promote the objectives of the licensing authorities.

The building already has a very efficient CCTV system installed, which not only covers the building but also surrounding areas. It has already been made use of to apprehend suspects who have committed crimes in other establishments outside the business normal operating hours.

b) The prevention of crime and disorder

Staff will refuse service and exclude from the premises any person who appears to be under the influence of any controlled drug or who is suspected to be engaged in the control of drugs. A sign will be displayed to this effect. If anyone is found in the possession of illegal drugs in the building whether for personal use or intent to supply, the police will discreetly be informed and the persons involved will be banned from the building for life.

All bars including the cellar bar will be continually staffed during operational periods

Clearing empty glasses and bottles is a high priority. The removal of bottles, glasses and any form of open alcohol container is strictly forbidden and the utmost will be done by staff and security to prevent this from happening.

A working relationship with the local police force

Intense and correct staff training

The premises licence holder and/or his/her representative will attend a minimum of four meetings in any year of the Norwich city centre licensing forum.

c) Public safety

When the premises is open later than midnight, at least one SIA registered doorman will be employed from 22:00 until close. Records will be kept on site showing records of when the doorstaff have been on duty

An incident book will be kept and all significant incidents will be recorded, this book will be available for inspection by police or other licensing officers on request

Strict adherence to management policies and number management of clients on each floor, cross checks between door staff and management will be carried out at regular intervals.

Best practice policies with regard to fire safety and full working partnership with the local fire brigade.

Close working partnerships with taxi firms and transport providers to provide a door to door policy. There will be business cards of local taxi firms made available to all customers and all members of staff will be happy to arrange taxi's for customers when asked.

d) The prevention of public nuisance

All doors and windows will be closed after 22:00 when regulated entertainment is being provided.

Glass and bottle bins will not be emptied between the hours of 21:00 & 07:00.

Efforts will be made to make customers exiting the building be quiet and respect local residents, signage will be put up to help promote this.

Volume levels will be monitored, especially after midnight.

Live music and recorded music will be available on all three floors. The stairs will act as an acoustic lobby, a strict policy on the use of in house amplification systems will be adhered to, or should performers use their own equipment, sound levels will be maintained at a level which is appropriate for the floor and the surrounding environment.

A strict door opening and closing policy will be enforced by the door staff.

Entrance to the building will be rescripted one hour before last orders are called.

e) The protection of children from harm

Staff will be directed and trained to challenge persons who appear to be under the age of 25 to provide documentary proof of age. The only forms of identification they will be accepting will be a valid driving licence or a current passport.

The door staff have been advised of this policy and have also agreed to adhere to it.

Signage at the entrance and the point of sale will be displayed advising that proof of age may be required if they appear under 25. Staff will be trained with particular emphasis of protection of children.

No one under the age of 18 will be allowed access to the cellar bar unless for a private function that does not include adult entertainment.

Clients wishing to organise private functions will provide the management with a full guest list

Ref. 09/0714/PRMTR
APPENDIX D

Norwich City Council Licensing Authority
Licensing Act 2003

Organisational Development
31 JUL 2009
Post Room

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

Origin	Content
8 JUL 2009	

Your name/organisation name/name of body you represent (see note 1)	La Belle Angèle by Aurora Designs
Postal address	
Email address	
Contact telephone number	
Name of the premises you wish to support or object to	18 BEDFORD STREET, NORWICH
Address of the premises you wish to support or object to.	as above

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	<p>Our prime concern is that opening such long hours and in particular being open after the clubs have closed provides a facility for extended drinking that leads potentially to an increase in crime/disorder decrease in public safety and increase in public nuisance.</p> <p>The impact on us as an independent retailer is more broken glass to clear up and dealing with damage to premises (windows etc) and the decrement to the environment caused by vomit and urine.</p> <p>— No comment.</p>
Public safety	
To prevent public nuisance	
To protect children from harm	

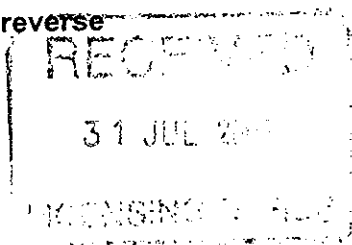
Please suggest any conditions which would alleviate your concerns.

Continue with the previous license condition that 24x7 CCTV be used and recorded including the camera facing down Bridewell Alley

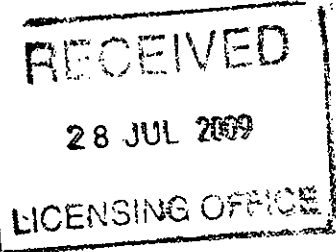
Signed:

Date: 27 July 2009

Please see notes on reverse



Norwich City Council Licensing Authority
Licensing Act 2003



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

Your name/organisation name/name of body you represent (see note 1)	CHADS LTD.
Postal address	
Email address	
Contact telephone number	

Name of the premises you wish to support or object to	- BAR / RESTAURANT 18 BEDFORD ST NORWICH
Address of the premises you wish to support or object to.	WE WISH TO OBJECT.

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	OUR CONCERNS ARE DRUNKEN PEOPLE CAUSING DAMAGE TO OUR SHOP - I.E. BROKEN/SMASHED WINDOWS, (THIS HAS ALREADY HAPPENED TO CHADS WITHIN THE LAST 12 MONTHS)
Public safety	
To prevent public nuisance	OUR CONCERNS ARE, VOMITING & URINATING OUTSIDE/ON CHADS, ALSO BROKEN GLASSES & BOTTLES IN THE STREET SURROUNDING CHADS. ON SAT JULY 11th 2009 18 BEDFORD ST (RED) HAD A PROMOTION IN THE AFTERNOON WHICH CAUSED A PUBLIC NUISANCE AND INTIMIDATING BEHAVIOUR, AND VERY
To protect children from harm	LOUD MUSIC 3-5 PM SAT PM.

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

Signed:

Date:

27th July 2009.

Please see notes on reverse

20 JUL 2009

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

Your name/organisation name/name of body you represent (see note 1)	- CULT CLOTHING
Postal address	
Email address	
Contact telephone number	

Name of the premises you wish to support or object to	Reds
Address of the premises you wish to support or object to.	18 Bedford Street, Norwich, NR2 1AG

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

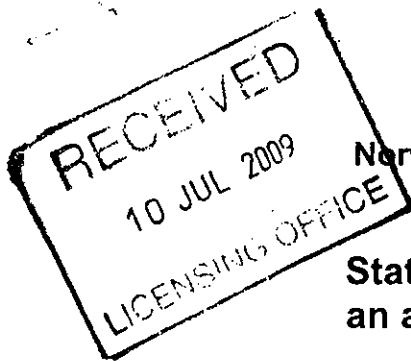
Licensing Objective	Please set out your support or objections below. Please use separate sheets if necessary
To prevent crime and disorder	I strongly object to the above obtaining a late licence. We have had many occasions where drunk people have smashed our windows, costing my company up to £2000 for a new one!
Public safety	There is already an insufficient number of security cameras in the surrounding area, most businesses have suffered broken windows & robberies. I fear this will only increase with the proposed late licence.
To prevent public nuisance	Again, with no CCTV around Reds or any of the local business' this will only encourage the binge-drinking & anti-social behaviour.
To protect children from harm	I regularly pick up empty cans, bottles & sweep up broken glass on Swan Lane, a late licence for Reds will only increase this, making the Norwich lanes a less desirable area for families & children to shop in.

Please suggest any conditions which would alleviate your concerns.	<u>NO LATE LICENCE!!</u>
--	--------------------------

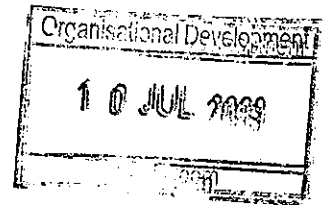
Signed:

Date: 17th July 2009.

Please see notes on reverse



Norwich City Council Licensing Authority
Licensing Act 2003



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

Your name/organisation name/name of body you represent (see note 1)	
Postal address	
Email address	
Contact telephone number	

Name of the premises you wish to support or object to	18 BEDFORD ST.
Address of the premises you wish to support or object to.	18 BEDFORD ST NORWICH NR2 1AG

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	THIS AREA HAS VERY POOR STREET LIGHTING.
To prevent public nuisance	THERE ARE RESIDENTIAL FLATS ABOVE MANY OF THE SHOPS, SO THE NOISE MADE WOULD CAUSE A RESIDENTIAL DISTURBANCE.
To protect children from harm	—

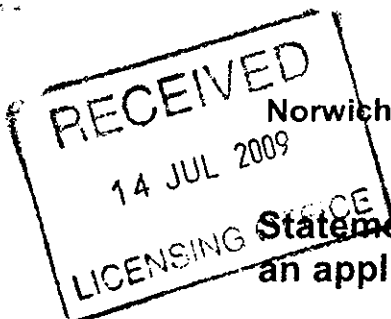
Please suggest any conditions which would alleviate your concerns.	better lighting, policing, doormen, street cleaners.
--	--

Signed:*

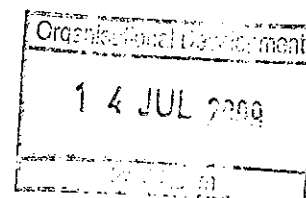
Date: 9.7.09.

Please see notes on reverse

contd. Everyday we have to clean up outside the shop. fag ends, beer cans, we also have problems with our doorway, people using it as a toilet or being sick in it. This all happens overnight.



Norwich City Council Licensing Authority
Licensing Act 2003



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

Your name/organisation name/name of body you represent (see note 1)	HEROES FITNESS STORES
Postal address	
Email address	
Contact telephone number	

Name of the premises you wish to support or object to	18 BEDFORD STREET
Address of the premises you wish to support or object to.	18 BEDFORD STREET, NORWICH NR2 1AG

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 HAD PROBLEMS BEING DOWN BEDFORD ALLEY, BROKEN WINDOWS, SIDE IN DOORWAYS ETC.
Public safety	IT WILL NOT BE SAFE WITH DRUNKEN PEOPLE ABOUT AT ALL HOURS
To prevent public nuisance	THE PUBLIC SHOULD NOT HAVE TO PUT UP WITH NOISE OR DRUNKS THAT EARLY IN THE MORNING
To protect children from harm	

Please suggest any conditions which would alleviate your concerns.	NO CONDITIONS CAN ALLEVIATE MY CONCERNS AS IF OUR WINDOWS KEEPS BEING BROKEN THEN WE WILL NOT BE ABLE TO GET IT INSURED AND WE WILL HAVE TO CLOSE SHOP
--	--

Signed:

Date: 10-7-09.

Please see notes on reverse

PLEASE SEE EXTRA SHEET ENCLOSED

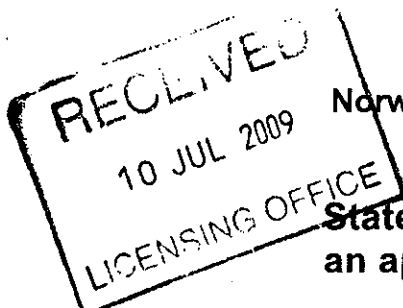
Objections

~~18~~ 18 Bedford
Street

I AM CONCERNED THAT WINDOWS WILL
BE BROKEN AGAIN DOWN BRIDGWELL ALLEY
AND EVERY MONDAY MORNING ALL US SHOP
OWNERS AND WORKERS WILL BE CLEANING
UP SICK AND URINE OUTSIDE OUR DOORWAYS,
THIS HAPPENED WHEN CAFE DIA WAS AT
18 BEDFORD STREET AND WHEN THEY CLOSED
THIS ALL STOPPED. WE CAN NOT PROTECT
OUR SHOP WINDOWS AS MOST OF OUR SHOPS
ARE LISTED BUILDINGS, IF THE LICENSE
IS ALLOWED AND THIS HAPPENS AGAIN,
PEOPLE WILL HAVE TO ANSWER TO IT
AND I WILL MAKE SURE PETITIONS
ARE SIGNED.

10-7-09.

APPENDIX E



Norwich City Council Licensing Authority
Licensing Act 2003

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

Your name/organisation name/name of body you represent (see note 1)	BRAVISSIMO, NORWICH STORE
Postal address	
Email address	
Contact telephone number	

Name of the premises you wish to support or object to	18 Bedford St, NR2 1AG.
Address of the premises you wish to support or object to.	18 Bedford St, NR2 1AG.

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	NA . In support of this application we believe this license will have no negative effect.
Public safety	No negative effect.
To prevent public nuisance	This area is not very residential mainly shops hence we cannot foresee any public nuisance.
To protect children from harm	NA.

Please suggest any conditions which would alleviate your concerns.	We have no concerns about this application.
--	---

Signed:

Date:

9/7/9.

Please see notes on reverse

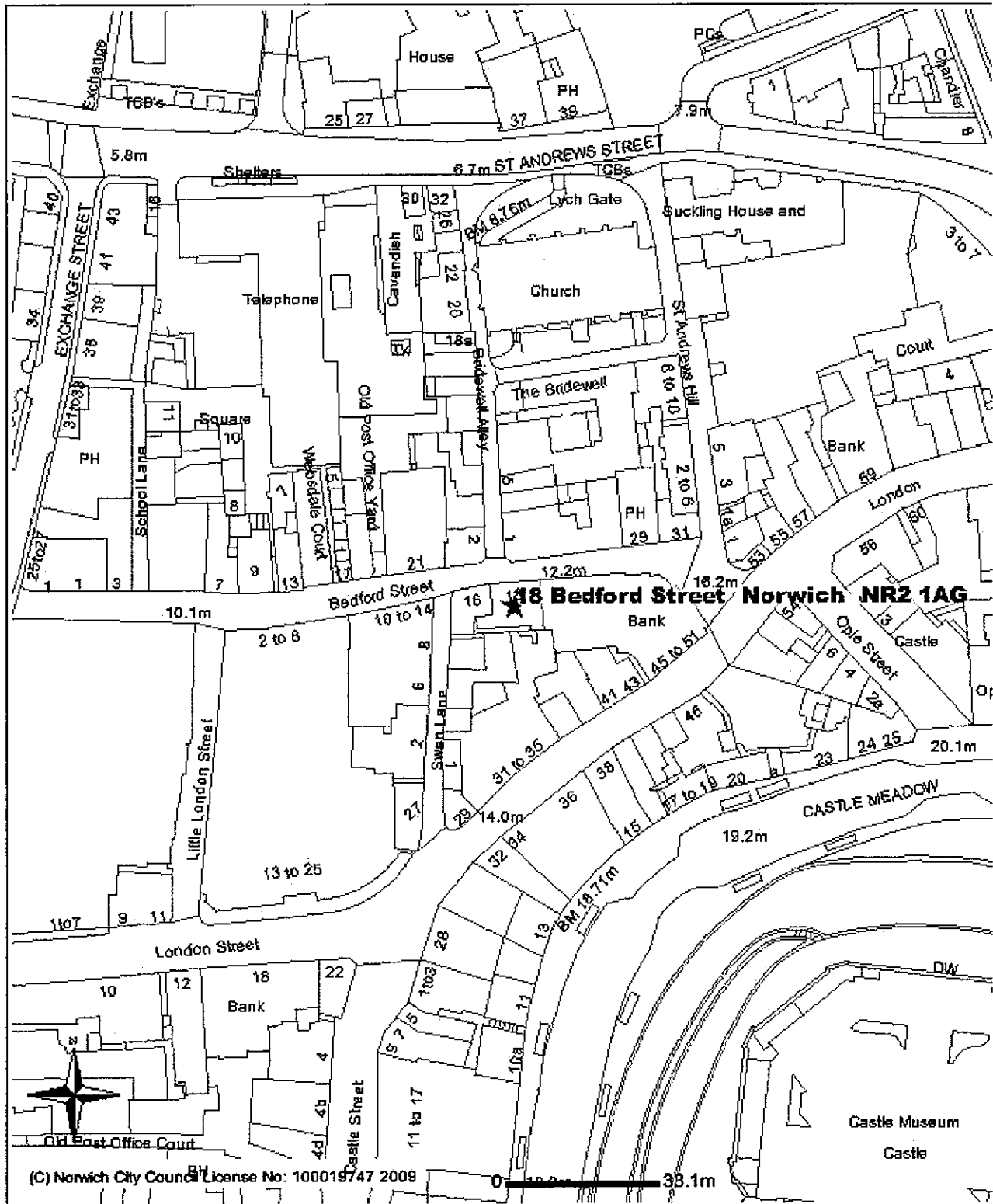
APPENDIX F



NORWICH
City Council

Norwich City Council
City Hall Norwich
NR2 1NH
Tel: 01603 212212
info@norwich.gov.uk

Redbar 18 Bedford Street Norwich



(C) Norwich City Council License No: 100019747 2009

Scale: 1:1250

Reproduced from the Ordnance Survey mapping with the permission of the Controller of Her Majesty's Stationery Office (c) Crown Copyright. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings. Norwich City Council. License 100019747 2007.

APPENDIX G

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.

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.

3.5 The Council will not accept any application that is incomplete or fails to satisfy the requirements of the Act or the regulations. Incomplete applications will be returned with an explanation of why it is incomplete.

4.0 Representations

- 4.1 "Responsible Authorities" 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.
- 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', in that it must relate to the likely effect of granting the licence on the promotion of at least one of the four licensing objectives. Representations, which 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

i)

- 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 level of likely car parking demand on principal roads and surrounding residential streets and its effect on local residents, in comparison with the existing situation, and the effect on residential parking and emergency access;
- 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 A Premises Supervisor must be specified in the Operating Schedule for a premises, in which alcohol will be sold ('Designated Premises Supervisor' DPS). The DPS will have responsibility for running the premises on a daily basis. They should normally be present on the licensed premises on a regular basis. In addition to the DPS holding a personal licence, they should either undergo additional training, or to be able to demonstrate they have the experience commensurate with the size, capacity, nature and style of the premises and licensable activities to be provided.

13.2 There must be proper management arrangements in place in all licensed premises, whether or not alcohol is sold or not, which will ensure there is an appropriate number of responsible, trained/instructed persons at the premises to provide the proper management of the premises, the activities taking place and compliance with all statutory responsibilities and the terms and conditions of the premises licence.

LICENSING OBJECTIVES

21.0 Objective - Prevention of Crime and Disorder

21.1 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.

21.2 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.

- 21.3 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.

- 21.4 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

25.0 Objective - Prevention of Public Nuisance

- 25.3 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.
- 25.7 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 23.00 and 07.00
 - 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

25.8 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, e.g. 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 (e.g. garden areas) of premises, including such matters as deliveries i.e not too early in the morning
- Adoption of best practice guidance (e.g. 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 2-3 hours before licensable activities finish.

The policy options which will be applied to applications for premises licences where the sale or supply of alcohol for consumption on the premises is proposed, are as follows:

- a) **The Council will consider restricting the hours if it believes, on the basis of representations made, that not doing so would lead to or exacerbate problems of crime, disorder or public nuisance.**
- b) Where no relevant representations are received from either a responsible body or an interested party, the application will be granted in accordance with the terms of the operating schedule.
- c) Where relevant representations are received from either a responsible body or an interested party, and those representations relate to the hours of trading then subject to (a) above, the Council will consider restricting the hours in relation to any of the licensable activities for which a licence is being sought, provided it is considered necessary to do so in order to promote one or more of the licensing objectives which may not be achieved without such restrictions. The Council may impose different restrictions on hours for different licensable activities and for different days of the week.

APPENDIX H

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

Interested Parties

8.8 Local councillors play an important role in their local communities. They can make representations in writing and at a hearing on behalf of an interested party such as a resident or local business if specifically requested to do so. They can also make representations as an interested party in their own right if they live, or are involved in a business, in the vicinity of the premises in question.

8.9 However, local councillors are subject to the Local Authorities (Model Code of Conduct) Order 2007 which restricts their involvement in matters, and participation in meetings to discuss matters, in which they have a 'prejudicial' interest (i.e. an interest that a member of the public would reasonably regard as so significant that it is likely to prejudice the member's judgement of the public interest). However, the latest version of the Code, which came into force on 3 May 2007, has relaxed the rules on prejudicial interest. In terms of licensing, this has the effect of allowing councillors with a prejudicial interest in an application to attend relevant meetings to make representations, answer questions or give evidence, provided that the public are also allowed to attend for the same purpose, whether under the licensing legislation or otherwise and as long as they withdraw from the meeting immediately afterwards. It must be emphasised that councillors have a duty to act in the interests of all of their constituents. Their role as a community advocate must therefore be balanced with their ability to represent specific interests.

8.10 The Code applies to any council member whether or not they are a member of the licensing committee. A member of a licensing committee, representing others or acting in their own right, would need to consider carefully at a committee meeting whether they had a prejudicial interest in any matter affecting the licence of the premises in question which would require them to withdraw from the meeting when that matter is considered. In addition, a member with a prejudicial interest in a matter should not seek to influence improperly a decision on the licence in any other way.

8.11 In addition, councillors who are not themselves interested parties or representing interesting parties may wish to be kept informed of licensing related matters within the area, such as applications and reviews. The Act does not prevent licensing authorities from providing this information to councillors, for instance by way of regular updates, as long as it is done in a neutral way that could not be seen as 'soliciting' representations. It should be remembered that the 'licensing authority' in most cases is the full council, including all ward councillors, and each is therefore entitled to information required to inform that role.

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."

The Scope of the Licensing Act 2003

- 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."

Licensing Law and the Control of Anti-Social Behaviour

- 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."

Licensing Hours

Extended Opening Hours

- 13.40 "...flexible licensing hours for the sale of alcohol can help to ensure that the concentrations of customers leaving premises simultaneously are avoided. This can help to reduce the friction at late night fast food outlets, taxi ranks and other sources of transport which lead to disorder and disturbance."
- 13.41 "...the Government wants to ensure that licensing hours should not inhibit the development of thriving and safe evening and night-time economies."

Consideration for Residents

- 13.41 "...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."
- 9.4 "...it is for the licensing authority to decide in the first instance whether or not representations are relevant. This may involve determining whether they have been made by an interested party and whether or not, for example, an individual making a representation resides or is involved in business "in the vicinity" of the premises concerned."

- 9.5 "...licensing authorities should consider whether the individuals residence or business is likely to be directly affected by disorder and disturbance occurring or potentially occurring on those premises or immediately outside the premises."