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SOUTHAMPTON CITY COUNCIL
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE
MINUTES OF THE MEETING HELD ON 12 MAY 2021

Present: Councillors Laurent, McEwing and Noon

51. **ELECTION OF CHAIR**

In accordance with S.14 (2) of the Licensing Act 2003 (Hearings) Regulations 2005, the hearing was held using video conferencing and the public were able to view a live stream of the proceedings using a web link published on the council website. This was in the interest of public safety given the isolation restrictions imposed by the Prime Minister as a result of the public health risks due to the Coronavirus or Covid-19. As a result, the Council offices were closed to the public and this licensing sub-committee was held remotely with parties to the hearing participating by way of conference call.

RESOLVED that Councillor McEwing be elected as Chair for the purposes of this meeting.

52. **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

RESOLVED that the Sub-Committee move into private session in order to receive legal advice when determining issues. Following that private session, at which time the matter would be determined, written confirmation of the decision of the Sub-Committee would be distributed to all parties to the hearing.

53. **NEW PREMISES APPLICATION - GORILLAS, 133 PORTSWOOD ROAD, SOUTHAMPTON SO17 2FX**

The Sub-Committee considered very carefully the application for a premises licence at Gorillas Technology Ltd, 133 Portswood Road, SOUTHAMPTON SO17 2FX. It gave due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted statement of Licensing Policy.

The Sub-Committee considered the representations, both written, and given orally at the hearing, by all parties. The Human Rights Act 1998, The Equality Act 2010 and The Crime and Disorder Act 1998 Section 17 were considered in making the decision.

The Applicant confirmed to the Sub-Committee that, following discussion with Police, the opening hours applied for were agreed as follows:

Supply by retail of alcohol:

Monday	0800 - 0000
Tuesday	0800 - 0000
Wednesday	0800 - 0000
Thursday	0800 - 0000

Friday 0800 - 0000
Saturday 0800 - 0000
Sunday 0800 – 0000

The Sub-Committee received legal advice that the legislation provides for a presumption of grant of a licence, unless the licensing objectives cannot be met by conditions.

The Sub-Committee heard from members of the public who objected to the application. In light of all the above the Sub-Committee:

RESOLVED that the licence be granted subject to the conditions agreed with Hampshire Constabulary.

Reasons

The Sub-Committee considered very carefully all the representations objecting to the application. It noted the strength of feeling and the concerns in respect of the licensing objectives that were raised. The Sub-Committee was unable to consider matters raised in representations that related to planning.

The Sub-Committee considered the fact that the premises was located in a residential area, and the impact it might have to residents in the location. Consideration was given to the representations made by the applicant and the type of premises they wished to run with regards to the range of alcohol and food items they wished to sell.

It noted the fact that Hampshire Constabulary had agreed conditions with the applicant and had not raised the need for a hearing. It was also noted in particular that there is to be no access into the premises by the public.

Having considered all of this, the decision was made to grant the application. Whilst the Sub-Committee was mindful of the concerns raised by the objectors regarding the problems concerning potential noise and disruption, the decision was made bearing in mind the type of business to be run from the premises. Accordingly, having listened carefully to the assurances by the applicant's solicitor, the Sub-Committee decided that the application met licensing policy and to grant the application.

This decision was on the basis that the Sub-Committee believed that the conditions agreed with Hampshire Constabulary would be sufficient to ensure the premises would adhere to the licensing objectives.

Residents and local businesses were reassured that where the grant of any application lead to an adverse impact upon the licensing objectives a review of the licence could be brought by them and appropriate steps taken at that time.

There is a right of appeal for all parties to the Magistrates' Court. Formal notification of the decision will set out that right in full.

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SOUTHAMPTON CITY COUNCIL
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE
MINUTES OF THE MEETING HELD ON 26 MAY 2021

Present: Councillors McEwing, Noon and G Galton

1. **ELECTION OF CHAIR**

RESOLVED that Councillor Galton be elected as Chair for the purposes of this meeting.

2. **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

RESOLVED that the Sub-Committee move into private session in order to receive legal advice when determining issues. The parties to the hearing, press and the public, unless otherwise excluded by the Licensing Act 2003 (Hearings) Regulations 2005, would be invited to return immediately following that private session at which time the matter would be determined and the decision of the Sub-Committee announced.

3. **NEW PREMISES APPLICATION - GIN AND OLIVE, UNIT 5 THE ARTS COMPLEX, SOUTHAMPTON SO14 7DU**

The Sub-Committee considered the report of the Executive Director Communities, Culture and Homes for an application for grant of a premises licence in respect of Gin and Olive Unit 5 The Arts Complex 140 Above Bar Street Southampton SO14 7DU.

Representatives for Gin and Olive, Southampton City Council Licensing, Hampshire Constabulary, and residents of Guildhall Apartments were present and with the consent of the chair addressed the panel.

The applicant made a request for the hearing to be adjourned so that further evidence of the lease and planning consent for the property could be submitted to the hearing.

The Sub-Committee moved into private session in order to receive legal advice.

The Sub-Committee gave due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance, and the adopted statement of Licensing Policy. The Sub-Committee considered that matters regarding planning legislation could not be taken into consideration in a Licensing hearing and the applicant and objectors had already been provided with requisite time to submit additional evidence to the hearing.

RESOLVED that the hearing would not be adjourned to a future date.

The applicant's representative, Mr G Hopkins, declared that the applicant had decided to withdraw the application for grant of a premises licence in respect of Gin and Olive.

RESOLVED that the applicant had confirmed the withdrawal of the application for grant of a premises licence and the hearing would be closed.

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SOUTHAMPTON CITY COUNCIL
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE
MINUTES OF THE MEETING HELD ON 2 JUNE 2021

Present: Councillors G Galton, B Harris and Noon

4. **ELECTION OF CHAIR**

In accordance with S.14 (2) of the Licensing Act 2003 (Hearings) Regulations 2005, the hearing was held using video conferencing and the public were able to view a live stream of the proceedings using a web link published on the council website. This was in the interest of public safety given the isolation restrictions imposed by the Prime Minister as a result of the public health risks due to the Coronavirus or Covid-19. As a result, the Council offices were closed to the public and this licensing sub-committee was held remotely with parties to the hearing participating by way of conference call.

RESOLVED that Councillor Galton be elected as Chair for the purposes of this meeting.

5. **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

RESOLVED that the Sub-Committee move into private session in order to receive legal advice when determining issues. Following that private session, at which time the matter would be determined, written confirmation of the decision of the Sub-Committee would be distributed to all parties to the hearing.

6. **NEW PREMISES APPLICATION - PORTERS STEAKHOUSE, UNIT 2, HAVELOCK CHAMBERS, SOUTHAMPTON SO14 3BQ**

This hearing was held as a virtual meeting using Microsoft Teams and was streamed live online for the press and public to view via the Live Events platform.

The Sub-Committee considered very carefully the report of the Service Director – Communities, Culture and Homes. Representations by all the parties present at the hearing as well as written representations were also fully taken into consideration. The panel also viewed camera footage that was made available ahead of the hearing.

It gave due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted statement of Licensing Policy.

The Sub-Committee considered the representations, both written and given orally at the hearing by all parties. The Human Rights Act 1998, The Equality Act 2010 and The Crime and Disorder Act 1998 Section 17 were considered whilst making the decision.

Due regard was given to the provisions of the Licensing Act 2003, including the statutory licensing objectives, the statutory guidance and the City Council's adopted statement of licensing policy. Human rights legislation was borne in mind.

The Sub-Committee also took into account that neither Hampshire Constabulary nor any other Responsible Authorities had made representations to the Sub-Committee Hearing.

RESOLVED that having considered all of the above the Sub-Committee agreed to grant the licence in accordance with the application save that the terminal hour for the supply of alcohol will be 2300 every day; the premises would be closed to the public every day at that time. There would be an additional condition that the emergency exit only be used, other than in an emergency, by staff serving Council approved outdoor tables.

Reasons

The Sub-Committee heard from Nial Casey, Maria Gherda, and Diogo Cerqueira, who were local residents of Havelock Chambers. The Sub-Committee was also addressed by the applicant, Christopher Lawbuary.

The Sub-Committee noted that some of the objections were irrelevant to the licensing objectives such as cooking and other planning issues. Whilst some of the public nuisance issues were historic and related to other premises the Sub-Committee noted that some issues arose from these premises.

The Sub-Committee listened to the concerns of the local residents regarding issues of noise, and with this in mind to address the licensing objective of prevention of public nuisance, decided to limit the opening hours of the premises and the hours for sale of alcohol and other licensable activities.

The additional condition relating to the emergency exit would also address concerns around the licensing objective of public nuisance as raised by the residents.

There is a right of appeal for any party to the Magistrates' Court. All parties will receive written notification of the decision with reasons which will set out that right in full.

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SOUTHAMPTON CITY COUNCIL
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE
MINUTES OF THE MEETING HELD ON 9 JUNE 2021

Present: Councillors G Galton, B Harris and Noon

7. **ELECTION OF CHAIR**

In accordance with S.14 (2) of the Licensing Act 2003 (Hearings) Regulations 2005, the hearing was held using video conferencing and the public were able to view a live stream of the proceedings using a web link published on the council website. This was in the interest of public safety given the isolation restrictions imposed by the Prime Minister as a result of the public health risks due to the Coronavirus or Covid-19. As a result, the Council offices were closed to the public and this licensing sub-committee was held remotely with parties to the hearing participating by way of conference call.

RESOLVED that Councillor Galton be elected as Chair for the purposes of this meeting.

8. **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

RESOLVED that the Sub-Committee move into private session in order to receive legal advice when determining issues. Following that private session, at which time the matter would be determined, written confirmation of the decision of the Sub-Committee would be distributed to all parties to the hearing.

9. **APPLICATION FOR NEW PREMISES LICENCE - LITTLE ALEX RESTAURANT, 100C ST MARY STREET, SOUTHAMPTON SO14 1PE**

This hearing was held as a virtual meeting using Microsoft Teams and was streamed live online for the press and public to view via the Live Events platform.

The Sub-Committee considered very carefully the report of the Service Director – Communities, Culture and Homes. Representations by all parties present at the hearing, as well as written representations, were fully taken into consideration. The Sub-Committee had also viewed camera footage that was made available ahead of the hearing.

It gave due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted statement of Licensing Policy. The Human Rights Act 1998, The Equality Act 2010 and The Crime and Disorder Act 1998 Section 17 were considered whilst making the decision.

The Sub-Committee also took into account that Hampshire Constabulary, Trading Standards and Environmental Health - Licensing had agreed conditions with the applicant prior to the hearing and that no other Responsible Authorities had made representations to the Sub-Committee.

RESOLVED that having considered all of the above the Sub-Committee agreed to grant the licence in accordance with the conditions agreed with Hampshire Constabulary, Trading Standards and Environmental Health – Licensing.

Reasons

The Sub-Committee noted the representation received by the local resident and that the appropriate Responsible Authorities had been in contact with the applicant, and had imposed conditions on the license, which were agreed by the applicant.

The Sub-Committee noted the applicant's representation that alcohol was to be provided as an ancillary to the service of food. The Sub-Committee was satisfied that the premises would be closed to new customers at 2300 daily but allow existing customers until midnight to finish their meal and drinks.

The Sub-Committee further noted that the applicant confirmed that training will be implemented and completed for all staff members prior to commencement of trading.

There is a right of appeal for any party to the Magistrates' Court. All parties will receive written notification of the decision with reasons which will set out that right in full.

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SOUTHAMPTON CITY COUNCIL
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE
MINUTES OF THE MEETING HELD ON 16 JUNE 2021

Present: Councillors G Galton, Leggett and Noon

10. **ELECTION OF CHAIR**

In accordance with S.14 (2) of the Licensing Act 2003 (Hearings) Regulations 2005, the hearing was held using video conferencing and the public were able to view a live stream of the proceedings using a web link published on the council website. This was in the interest of public safety given the isolation restrictions imposed by the Prime Minister as a result of the public health risks due to the Coronavirus or Covid-19. As a result, the Council offices were closed to the public and this licensing sub-committee was held remotely with parties to the hearing participating by way of conference call.

RESOLVED that Councillor Galton be elected as Chair for the purposes of this meeting.

11. **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

RESOLVED that the Sub-Committee move into private session in order to receive legal advice when determining issues. Following that private session, at which time the matter would be determined, written confirmation of the decision of the Sub-Committee would be distributed to all parties to the hearing.

12. **APPLICATION FOR NEW PREMISES LICENCE - QUAYSIDE, UNIT 3, AZERA, CAPSTAN ROAD SOUTHAMPTON SO19 9UR**

The hearing was held as a virtual meeting using Microsoft Teams and was streamed live online for the press and public to view via the Live Events platform.

The Sub-Committee considered very carefully the report of the Service Director – Communities, Culture and Homes. Representations by all the parties present at the hearing as well as written representations were also fully taken into consideration.

It gave due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted statement of Licensing Policy.

The Human Rights Act 1998, The Equality Act 2010 and The Crime and Disorder Act 1998 Section 17 were considered whilst making the decision.

The Sub-Committee considered the representations, both written and given orally at the hearing, by all parties.

The Sub-Committee also took into account that neither Hampshire Constabulary nor any other Responsible Authorities had made representations to the Sub-Committee Hearing.

RESOLVED that having considered all of the above the Sub-Committee agreed to grant the licence in accordance with the application.

Reasons

The Sub-Committee was provided with legal advice that the legislation provides for a presumption of grant of a licence, unless the Licensing objectives cannot be met by conditions.

The Sub-Committee heard from local resident Sabine Venier of Azera Capstan Road. The Sub-Committee was also addressed by the applicant's representative, Mr Leo Charalambides.

The Sub-Committee considered very carefully the representation made objecting to the application. It noted the strength of feeling and the concerns in respect of the licensing objectives that were raised. However, the Sub-Committee accepted that the concerns related more to a private than public nuisance. Further, that Environmental Health had been satisfied with the application as it stood. It was also noted that the concerns were at this stage speculative.

The Sub Committee noted that Hampshire Constabulary and the applicant had agreed the conditions of the license as set out in the application.

Weighing up all of the above, the Sub-Committee did not consider it appropriate or proportionate to refuse the application at that time on the basis of the evidence presented. The Sub-Committee concluded that it would be appropriate and proportionate to grant the licence subject to the agreed conditions.

The Sub-Committee recognised and shared the concerns relating to later opening hours but did not at the time have evidence or power to change those hours.

Residents were reassured that where the grant of any application leads to an adverse impact upon the licensing objectives a review of the licence could be brought by them and appropriate steps taken at that time.

There is a right of appeal for any party to the Magistrates' Court. All parties will receive written notification of the decision with reasons which will set out that right in full.

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SOUTHAMPTON CITY COUNCIL
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE
MINUTES OF THE MEETING HELD ON 22 JUNE 2021

Present: Councillors Laurent, McEwing and Streets

13. **ELECTION OF CHAIR**

In accordance with S.14 (2) of the Licensing Act 2003 (Hearings) Regulations 2005, the hearing was held using video conferencing and the public were able to view a live stream of the proceedings using a web link published on the council website. This was in the interest of public safety given the isolation restrictions imposed by the Prime Minister as a result of the public health risks due to the Coronavirus or Covid-19. As a result, the Council offices were closed to the public and this licensing sub-committee was held remotely with parties to the hearing participating by way of conference call.

RESOLVED that Councillor Streets be elected as Chair for the purposes of this meeting.

14. **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

RESOLVED that the Sub-Committee move into private session in order to receive legal advice when determining issues. Following that private session, at which time the matter would be determined, written confirmation of the decision of the Sub-Committee would be distributed to all parties to the hearing.

15. **APPLICATION FOR NEW APPLICATION - RITAS, 48-49 OXFORD STREET, SOUTHAMPTON SO14 3DP**

This hearing was held as a virtual meeting using Microsoft Teams and was streamed live online for the press and public to view via the Live Events platform.

The Sub-Committee has considered very carefully the report of the Service Director – Communities, Culture and Homes. Representations by all the parties present at the hearing as well as written representations were also fully taken into consideration.

It gave due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted statement of Licensing Policy.

The Sub-Committee considered the representations, both written and given orally today, by all parties. The Human Rights Act 1998, The Equality Act 2010 and The Crime and Disorder Act 1998 Section 17 were considered whilst making the decision.

The Sub-Committee took into account the fact that Hampshire Constabulary had agreed conditions prior to the meeting and that no representations were made by any other Responsible Authorities.

RESOLVED that having considered all of the above the Sub-Committee granted the licence in accordance with the application, save for the following:

- that Live music would be reduced from seven days per week to four days per week, those being Thursday, Friday, Saturday and Sunday plus Bank Holidays with a terminal hour of 2300.
- Recorded music would continue to be seven days a week but with a terminal hour of 2330.

Reasons

The Sub-Committee heard from the applicant Mr Jephcote, and residents Mr Stevie Timberlake, and Mr and Mrs Currer.

The Sub-Committee listened to the concerns of the local residents regarding issues of noise and with this in mind limited the hours of live music and recorded music hours as noted above.

The Sub-Committee noted that the applicant agreed to display signage at the doors of the premises visible as customers leave relating to being respectful of local residents.

The applicant stated that any outside smoking area is not included in the licence application and that signage would be visible to customers to remind them not to take alcohol or glassware out of the premises.

There is a right of appeal for any party to the Magistrates' Court. All parties will receive written notification of the decision with reasons which will set out that right in full.

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SOUTHAMPTON CITY COUNCIL
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE
MINUTES OF THE MEETING HELD ON 23 JUNE 2021

Present: Councillors G Galton, B Harris and McEwing

16. **ELECTION OF CHAIR**

In accordance with S.14 (2) of the Licensing Act 2003 (Hearings) Regulations 2005, the hearing was held using video conferencing and the public were able to view a live stream of the proceedings using a web link published on the council website. This was in the interest of public safety given the isolation restrictions imposed by the Prime Minister as a result of the public health risks due to the Coronavirus or Covid-19. As a result, the Council offices were closed to the public and this licensing sub-committee was held remotely with parties to the hearing participating by way of conference call.

RESOLVED that Councillor Galton be elected as Chair for the purposes of this meeting.

17. **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

RESOLVED that the Sub-Committee move into private session in order to receive legal advice when determining issues. Following that private session, at which time the matter would be determined, written confirmation of the decision of the Sub-Committee would be distributed to all parties to the hearing.

18. **APPLICATION FOR VARIATION TO A PREMISES LICENCE - SOUTHAMPTON INT BOAT SHOW, HERBERT WALKER AVENUE, SOUTHAMPTON**

This hearing was held as a virtual meeting using Microsoft Teams and was streamed live online for the press and public to view via the Live Events platform.

The Sub-Committee considered very carefully the application for variation of the premises licence at Southampton International Boat Show

Herbert Walker Avenue, Western Docks Southampton both in the written report presented to it by the Service Director – Communities, Culture and Homes, and by those who attended the hearing having made a representation.

It gave due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted statement of Licensing Policy. The Human Rights Act 1998, the Crime and Disorder Act 1998 and the Equality Act 2010 were borne in mind whilst making the decision.

The Sub-Committee noted that one representation objecting to the application was made by a local resident and that there were no representations from any of the Responsible Authorities.

RESOLVED that in light of all the above, the Sub-Committee determined to grant the variation to the premises licence.

Reasons

The Sub-Committee heard from Lesley Robinson and David Rogers on behalf of the applicant. The Sub-Committee carefully considered the written objection and heard from the objector, George McIntosh who had made the representation.

Generally, the objector was concerned that granting the variation would lead to an increase in the negative impact of the event on residents of the local area. Accordingly, the Sub-Committee had to determine to what extent, if at all, the proposed variation would lead to additional issues.

The Sub-Committee noted that neither the police nor any Responsible Authority had made any representation on this application and considered that there was not any evidence of significant weight concerning intrusive activities. The Sub-Committee heard of the measures the applicants would have in place to address these concerns.

The Sub-Committee noted that the applicant confirmed that the closing times for licensable activities were much earlier than set out on the license. The latest being 2130.

The Sub-Committee was pleased to receive confirmation that no alcohol or cans or bottles were to be taken off site and measures were in place to ensure this.

The Sub-Committee noted that the event had been planned under the current Covid restrictions, which allowed for a maximum of four thousand visitors per day.

There is a general right to review a premises licence, which can be brought by residents or responsible authorities. In the event that the premises causes issues of concern the licence, in its entirety, can be considered at that stage where the evidence supports it.

There is a right of appeal for all parties to the Magistrates' Court. Formal notification of the decision will set out that right in full.

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SOUTHAMPTON CITY COUNCIL
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE
MINUTES OF THE MEETING HELD ON 28 JULY 2021

Present: Councillors G Galton, B Harris and McEwing

19. **ELECTION OF CHAIR**

In accordance with S.14 (2) of the Licensing Act 2003 (Hearings) Regulations 2005, the hearing was held using video conferencing and the public were able to view a live stream of the proceedings using a web link published on the council website. This was in the interest of public safety given the isolation restrictions imposed by the Prime Minister as a result of the public health risks due to the Coronavirus or Covid-19. As a result, the Council offices were closed to the public and this licensing sub-committee was held remotely with parties to the hearing participating by way of conference call.

RESOLVED that Councillor Galton be elected as Chair for the purposes of this meeting.

20. **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

RESOLVED that the Sub-Committee move into private session in order to receive legal advice when determining issues. Following that private session, at which time the matter would be determined, written confirmation of the decision of the Sub-Committee would be distributed to all parties to the hearing.

21. **APPLICATION FOR NEW PREMISES LICENCE - GIN AND OLIVE, 140 ABOVE BAR STREET, SOUTHAMPTON SO14 7DU**

The Sub-Committee considered very carefully the report of the Service Director – Communities, Culture and Homes. Representations by all the parties present at the hearing as well as written representations were also fully taken into consideration. The Sub-Committee received emails from responsible authorities, after the report had been submitted and those were taken into consideration.

The Sub-Committee considered the representations, both written and given orally by all parties. The Human Rights Act 1998, The Equality Act 2010 and The Crime and Disorder Act 1998 Section 17 were considered whilst making the decision.

Due regard was given to the provisions of the Licensing Act 2003, including the statutory licensing objectives, the statutory guidance and the City Council's adopted statement of licensing policy.

The Sub-Committee noted that the premises fell within the Cumulative Impact Zone and in accordance with the City Council's adopted statement of licensing policy there was an onus on the applicant to demonstrate, on a balance of probabilities, that the premises would not add to the cumulative impact.

The Sub-Committee also took into account that Hampshire Constabulary, Environmental Health and Licensing had agreed conditions be placed on the licence should it be granted.

The Sub-Committee noted that no other Responsible Authorities had made representations to the Hearing. Having considered all of the above the Sub-Committee:

RESOLVED to grant the licence in accordance with the application save the following conditions:

• Licensable activity would be as follows:

Sunday	10.00am - 11.30pm
Monday	10.00am - 11.30pm
Tuesday	10.00am - 11.30pm
Wednesday	10.00am - 11.30pm
Thursday	10.00am - 12.30am
Friday	10.00am - 01.30am
Saturday	10.00am - 01.30am

- The premises will close 30 minutes after licensable activity ends.
- The hours of operation of the premises, and this includes all licensable activity, shall not exceed the times set by the planning permission relevant to each part of the premises.
- Within a period of 3 calendar months from the first date of opening to paying customers any Designated Premises Supervisor (DPS) for the premises shall not be a DPS for any other premises at the same time.
- No emptying of bottles or glass outside between 21.00 and 09.00 hours
- The external doors and windows to be closed during live music performance, except for access and egress
- The sound level will be such that the level of music is not audible at nuisance level at the boundary of the nearest noise sensitive property at any time

Reasons

The Sub-Committee noted the representations received by the local residents and that the appropriate Responsible Authorities had been in contact with the applicant and had imposed conditions on the license, which were agreed by the applicant.

The Sub-Committee heard from local residents and were also addressed by the applicant, Mr Anthony Ferreira, PC Mark Hawley, Hampshire Constabulary, Phil Bates, Licensing Manager Southampton City Council.

The Sub-Committee noted that some of the objections were irrelevant to the licensing objectives such as planning issues. Whilst some of the public nuisance issues were related to other premises.

The Sub-Committee listened to the concerns of the local residents regarding issues of noise and anti-social behaviour. Local residents were reassured that following the grant of a license, should they experience any issues with noise or anti-social behaviour, they could request a review of the license.

The Sub-Committee noted the *Ask Angela* policy was to be in place and staff trained accordingly.

There is a right of appeal for any party to the Magistrates' Court. All parties will receive written notification of the decision with reasons which will set out that right in full.

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