



NOTICE OF MEETING

LICENSING SUB-COMMITTEE

MONDAY, 29 JANUARY 2018 AT 10AM

THE EXECUTIVE MEETING ROOM - THIRD FLOOR, THE GUILDHALL

Telephone enquiries to Jane Di Dino 023 9283 4060

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If any member of the public wishing to attend the meeting has access requirements, please notify the contact named above.

Committee Members Councillors Lee Mason (Chair), Hannah Hockaday (Vice Chair), Dave Ashmore, David Fuller, Colin Galloway, Paul Godier, Scott Harris, Ian Lyon, Leo Madden, Stephen Morgan, Gemma New, Steve Pitt, David Tompkins and Gerald Vernon-Jackson.

The panel today consists of: Lee Mason, Colin Galloway and Gerald Vernon-Jackson CBE
The reserve member is Councillor Ashmore

(NB This agenda should be retained for future reference with the minutes of this meeting.)

Please note that the agenda, minutes and non-exempt reports are available to view online on the Portsmouth City Council website: www.portsmouth.gov.uk

Licensing Sub Committee meetings are digitally recorded.

A G E N D A

- 1 Appointment of Chair.**
- 2 Declarations of Members' Interests.**
- 3 Licensing Act 2003 - Application for variation of a premises licence - Huis, 62 Elm Grove, Southsea PO5 1JG (Pages 3 - 100)**

Purpose

The purpose of this report is for the committee to consider an application for the variation of a premises licence pursuant to section 35 of the Licensing Act 2003 ("the Act"). The matter has been referred to the committee for determination following receipt of relevant representations from four local residents.

The committee is asked to determine this matter.

Members of the public are now permitted to use both audio visual recording devices and social media during this meeting, on the understanding that it neither disrupts the meeting or records

those stating explicitly that they do not wish to be recorded. Guidance on the use of devices at meetings open to the public is available on the Council's website and posters on the wall of the meeting's venue.

Agenda Item 3

REPORT TO: LICENSING SUB-COMMITTEE 29 th JANUARY 2018

REPORT BY: LICENSING MANAGER

REPORT AUTHOR: DEREK STONE

Licensing Act 2003 - Application for variation of a premises licence - Huis, 62 Elm Grove, Southsea, PO5 1JG

1. PURPOSE OF REPORT

The purpose of this report is for the committee to consider an application for the variation of a premises licence pursuant to section 35 of the Licensing Act 2003 ("the Act").

The matter has been referred to the committee for determination following receipt of relevant representations from four local residents (appendix C)

2. THE APPLICATION

The variation application has been submitted by Mr Simon Docker on behalf of Huis, Southsea Limited. Mr Docker is the designated premises supervisor and owner of Huis, situated at 62 Elm Grove, Southsea.

The proposed licensable activities and changes to the current authorisation are to extend trading and opening hours plus existing licensable activities as below:

Playing of recorded music :

Sunday 10:00 until 01:30 currently 12:00 until 00:00.

Monday to Thursday 12:00 until 01:00 currently 12:00 until 00:00.

Friday 12:00 until 03:00 currently 12:00 until 02:00.

Saturday 10:00 until 03:00 currently 12:00 until 02:00.

Late night refreshment

Sunday 23:00 until 01:30 currently 23:00 until 00:00.

Monday to Thursday 23:00 until 01:00 currently 23:00 until 00:00.

Friday and Saturday 23:00 until 03:00 currently 23:00 until 02:00.

Supply of alcohol both on and off the premises

Sunday 10:00 until 01:30 currently 12:00 until 00:00.

Monday to Thursday 12:00 until 01:00 currently 12:00 until 00:00.

Friday 12:00 until 03:00 currently 12:00 until 02:00.

Saturday 10:00 until 03:00 currently 12:00 until 02:00.

Hours premises open to the public

Sunday 10:00 until 01:30 currently 12:00 until 00:00.

Monday to Thursday 12:00 until 01:00 currently 12:00 until 00:00

Friday 12:00 until 03:00 currently 12:00 until 02:00

Saturday 10:00 until 03:00 currently 12:00 until 02:00

Non standard timings apply to New year's eve until 03:00

The applicant has detailed in the operating schedule the steps intended to support and promote the licensing objectives. These can be found in the redacted application form attached as **appendix A**.

The current licence is attached as **appendix B**.

The updated statutory guidance¹ gives general advice about the steps to promote the licensing objectives as follows:

Paragraph 8.39 *"Applicants are, in particular, expected to obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives, that they understand:*

the layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate; any risk posed to the local area by the applicants' proposed licensable activities; and any local initiatives (for example, local crime reduction initiatives or voluntary schemes including local taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks."

Paragraph 8.40 *"Applicants are expected to include positive proposals in their application on how they will manage any potential risks. Where specific policies apply in the area (for example, a cumulative impact policy), applicants are also expected to demonstrate an understanding of how the policy impacts on their application; any measures they will take to mitigate the impact; and why they consider the application should be an exception to the policy."*

Paragraph 8.41 *"It is expected that enquiries about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises with close proximity to residential premises should consider what effect this will have on their smoking, noise management and dispersal policies to ensure the promotion of the public nuisance objective. Applicants must consider all factors which may be relevant to the promotion of the licensing objectives, and where there are no known concerns, acknowledge this in their application."*

Paragraph 8.44 *"Applicants are expected to provide licensing authorities with sufficient information in this section to determine the extent to which their proposed steps are appropriate to promote the licensing objectives in the local area. Applications must not be based on providing a set of standard conditions to promote the licensing objectives and applicants are expected to make it clear why the steps they are proposing are appropriate for the premises."*

Paragraph 8.47 *"Where a premises licence holder wishes to amend the licence, the 2003 Act in most cases permits an application to vary to be made rather than requiring an application for a new premises licence. The process to be followed will depend on the nature of the variation and its potential impact on the licensing objectives. Applications to vary can be made electronically via GOV.UK or by means of the licensing authority's own electronic facility following the procedures set out in Chapter 8 above."*

¹ Revised Statutory Guidance April 2017

3. BACKGROUND INFORMATION

The provisions relating to the variation of a premises licence are contained within part 3 of the Licensing Act 2003 and associated statutory regulations.

Public notice has been given by way of press notice, a premises notice and local ward councillors have been notified of the application. There are no germane grounds for the committee to reject the application for non-compliance with the prescribed advertising requirements.

Huis is a small restaurant/bar with a capacity of 60 people located on the corner of Elm Grove and Woodpath.

Huis was granted a premises licence on the 22nd September 2014 following an application from the Travelling Flem Limited. This application received four representations from local residents three of whom subsequently withdrew their representations following engagement with Mr Docker and the introduction of agreed conditions which were attached to the licence. With one remaining representation that was not withdrawn from Mrs Victoria House, the matter was referred to a licensing sub-committee for determination. At **appendix D** is the notice of decision for this hearing and the minutes.

On the 12th August 2015 a Licensing Sub-Committee hearing was held following the applicant submitting a variation to the premises licence. This was to extend the hours of trading, supply of alcohol, late night refreshment and recorded music on a Friday and Saturday night by one hour plus the introduction of off sales. This application followed the premises operating on temporary event notices for a four week period extending the operating hours without incident. At this time the premises voluntarily introduced SIA door staff. A condition was agreed between the applicant and Environmental Health department for a condition to be added to the premises licence that all doors are to remain closed (other than for access or egress) whilst regulated entertainment is being provided. The hearing was necessary as six local residents made representations regarding the potential for street noise and general nuisance that this application might generate. Two of these were Mrs Victoria House and Mrs June Turner. Again the representations were generally about street noise and not specifically related to Huis. At **appendix E** is the notice of decision for this hearing and the minutes.

4. REPRESENTATIONS BY OTHER PERSONS

There are no representations from any of the responsible authorities. The applicant has agreed with the Police to have a condition added to the premises licence that SIA door staff will be employed from 23:59 until 03:00 on a Friday and Saturday in support of the licensing objectives

Relevant representations have been received from Mrs V House and Mr S House, Mrs J Turner and Mr J Mansfield. These representations are in relation to noise, general public nuisance and crime and disorder from persons who use Woodpath as a thoroughfare that disturbs residents. Copies of the redacted representations received are attached as **appendix C**.

Officer advice:

Since 2015 the venue has operated using temporary event notices (TEN's) to extend the permitted hours. During 2016 three Ten's were applied for for 3 individual days. In 2017 nine Ten's were applied for using twenty one days in total.

5. POLICY AND STATUTORY CONSIDERATIONS

When determining the variation application, the committee must have regard to:

- Promotion of the licensing objectives which are;
 - Prevention of crime and disorder
 - Public safety
 - Prevention of public nuisance
 - Protection of children from harm
- The Licensing Act 2003;
- The adopted Statement of Licensing Policy;
- Judgements of the High Court, (your legal adviser will give you guidance should this become necessary);
- The current statutory guidance² issued by the Home Secretary in accordance with section 182 of the Act; and
- The representations, including supporting information, presented by all the parties.

Statement of Licensing Policy

The Statement of Licensing Policy lays down a general approach to the determination of licensing applications and any such application will be considered on its individual merits. Equally, any person permitted by the Act to make relevant representations to the Committee will have those representations considered on their individual merit.

The Committee should consider the fundamental principles set out in its policy, particularly paragraphs 4.7 and 4.8 which are reproduced below:

- 4.7** *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. In cases of dispute, the question will ultimately be decided by the courts. In addressing this matter, the Licensing Authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public living, working or engaged in normal activity in the area concerned.*
- 4.8** *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 and, therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned. Nonetheless, it is a key aspect of such control and licensing law will always be part of the overall approach to the management of the evening and night-time economy in town and city centres.*

The Committee should also have regard to paragraphs 7.1 to 7.5 in relation to such circumstances where it may be appropriate to consider the imposition of conditions on a premises licence.

² Revised statutory guidance April 2017

Statutory Guidance

The updated statutory guidance issued by the Home Secretary in accordance with section 182 of the Act refers to the consideration of applications for the grant or variation of premises licences in Chapter 9.

Members may wish to consider the following extracts from the statutory guidance when determining this application:

Paragraph 9.37 *"As a matter of practice, licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation."*

Paragraph 9.42 *"Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be."*

Paragraph 9.43 *"The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve."*

Paragraph 9.44 *"Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination."*

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

the crime prevention licensing objective conditions may be included that are aimed at preventing illegal working in licensed premises. This provision also applies to minor variations."

Paragraph 10.9 *"It is possible that in some cases no additional conditions will be appropriate to promote the licensing objectives."*

Paragraph 10.13 *"The Government acknowledges that different licensing strategies may be appropriate for the promotion of the licensing objectives in different areas. The 2003 Act gives the licensing authority power to make decisions about the hours during which premises can conduct licensable activities as part of the implementation of its licensing policy statement. Licensing authorities are best placed to make decisions about appropriate opening hours in their areas based on their local knowledge and in consultation with responsible authorities. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application."*

Paragraph 10.14 *"Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested."*

Members are reminded about the review provisions contained in chapter 11 of the guidance and, in particular:

Paragraph 11.1 *"The proceedings set out in the 2003 Act for reviewing premises licences and club premises certificates represent a key protection for the community where problems associated with the licensing objectives occur after the grant or variation of a premises licence or club premises certificate."*

Paragraph 11.2 *"At any stage, following the grant of a premises licence or club premises certificate, a responsible authority, or any other person, may ask the licensing authority to review the licence or certificate because of a matter arising at the premises in connection with any of the four licensing objectives."*

Determination of an application

Where an application to vary a premises licence has been made in accordance with section 34 of the Act and where relevant representations have been made, the licensing authority must hold a hearing to consider them, unless the applicant, each person who has made representations and the licensing authority agree that a hearing is unnecessary.

After having regard to the representations, the Committee may take such steps, if any, as it considers appropriate for the promotion of the licensing objectives which are:

- To modify the conditions of the licence
- To reject the whole or part of the application

And for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

In discharging its duty in accordance with the above, the Committee may vary a premises licence so that it has effect subject to different conditions in respect of:

- different parts of the premises concerned;
- different licensable activities.

Members are reminded of their obligation to give reasons for any decision(s) reached by further reference from the statutory guidance as follows:

Paragraph 13.10 *"It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal. It is particularly important that reasons should also address the extent to which the decision has been made with regard to the licensing authority's statement of policy and this Guidance. Reasons should be promulgated to all the parties of any process which might give rise to an appeal under the terms of the 2003 Act."*

A copy of the Statement of Licensing Policy, current statutory guidance and the Act has been supplied to each of the Members' Rooms and further copies will be available for reference at the hearing.

6. APPEALS

Schedule 5, part 1, of the Act sets out the appeal provisions in relation to the determination of an application to vary a premises licence.

Where the Licensing Authority rejects (in whole or in part) an application, the applicant may appeal against the decision to the Magistrates' Court.

Should the committee grant (in whole or in part) an application, the applicant may appeal against any decision to modify the conditions of the licence.

Where a person who made relevant representations in relation to the application contends that:

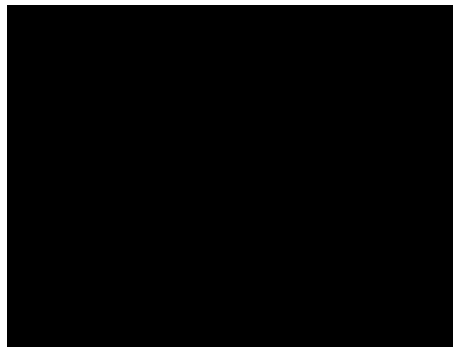
- a) that any variation made ought not to have been made, or
- b) that, on varying the licence, the Licensing Authority ought not to have modified the conditions of the licence, or ought to have modified them in a different way, under section 4(a) of that section,

He may appeal against the decision.

7. APPENDICES

- A.** Copy of the redacted application for the variation of the premises licence.
- B.** Copy of the current premises licence
- C.** Copies of the redacted relevant representations received
- D.** Copy of decision notice and minutes of Licensing Sub-Committee hearing for application to grant premises licence held on 22nd September 2014.
- E.** Copy of decision notice and minutes of the Licensing Sub-Committee hearing for the variation of premises licence 12th August 2015
- F.** Copy of e mail to Mrs House from Simon Docker.
- G.** Additional information from Simon Docker regarding representations received together with pictures of three internal signs and two pictures showing rear of premises.
- H.** Copy of links mentioned in appendix G

THE COMMITTEE IS REQUESTED TO DETERMINE THE VARIATION APPLICATION



For Licensing Manager
And on behalf of Head of Service

Appendix A

17/04392/LAPREM
reps by 3/1/18.

[Insert name and address of relevant licensing authority and its reference number (optional).]

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We SIMON DOCKER OF HUIS SOUTHSEA LTD
(Insert name(s) of applicant) (FORMERLY THE TRAVELLING FLEM LTD)
being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number	15/03530/LAPREM
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
HUIS 62 ELM GROVE SOUTHSEA			
Post town	PORTSMOUTH	Postcode	PO5 1J9
Telephone number at premises (if any)	02392 176465		
Non-domestic rateable value of premises	[REDACTED]		

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address			
Post town		Postcode	

Part 3 - Variation

Please tick as appropriate

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

Yes

No

If not, from what date do you want the variation to take effect?

DD		MM		YYYY			

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

We want to add an hour's later trading ~~&~~
each night & serve alcohol during breakfast
service.

~~&~~ One hour and a half Sunday

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

Part 4 Operating Schedule

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

Provision of regulated entertainment

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

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

E

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

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	2200 0100 1200	0100 0100	DJ playing background music NUE as current licence		
Tue	2200 0100 1200	0100 0100			
Wed	1200	0100	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	1200	0100			
Fri	1200	0300	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	1000	0300			
Sun	1000	0100	01:30		

2

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	2300	0100	<u>Please give further details here</u> (please read guidance note 3) Late night bar snacks NTE as current licence		
Tue	2300	0100			
Wed	2300	0100	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	2300	0100			
Fri	2300	0300	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	2300	0300			
Sun	2300	0130			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) NYE as usual / not in case					
Mon	1200	0100						
Tue	1200	0100						
Wed	1200	0100						
Thur	1200	0100				Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	1200	0300						
Sat	1000	0300						
Sun	1000	0130						

K

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

None.

Please tick as appropriate

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

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

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

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 and e) (please read guidance note 9)

Continue to operate a refusal of service & log of incidents, work closely with police & pubwatch
Employ security during busy periods (Fri & Sat night)
Ensure no over serving
Operate a Challenge 25 policy

b) The prevention of crime and disorder

Refuse known trouble makers & anyone too drunk or influenced by drugs.

c) Public safety

Employ security, Friday & Saturday nights
First Aid kit
Not over serve & ask unruly customers to leave, work with police

d) The prevention of public nuisance

Ask customers to leave quietly
Reduce risk of noise escaping

e) The protection of children from harm

Operate Challenge 25 policy
Understanding of Licensing Laws with staff

Checklist:

Please tick to indicate agreement

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

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 10)

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

Signature	[REDACTED]
Date	06/12/2017
Capacity	OWNER / LICENSEE.

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

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

SIMON DOCKERT, HAUS
62 Elm Grove
Southsea

Post town	PORTSMOUTH	Post code	PO1 1JG
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

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

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



Portsmouth
CITY COUNCIL

PREMISES LICENCE

Licensing Act 2003

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description

Address:	Huis 62 Elm Grove Southsea PO5 1JG	Map Ref (E) :	464413
		Map Ref (N):	99330
		UPRN:	001775024620

Telephone

Where the licence is time limited the dates

This licence is **NOT** time limited

Licensable activities authorised by the licence

- ▶ Sale by retail of alcohol
- ▶ Late night refreshment
- ▶ Playing of recorded music

The times the licence authorises the carrying out of licensable activities

- | | |
|-----------------------------|-------------------|
| ▶ Sale by retail of alcohol | |
| Friday and Saturday | 12:00 until 02:00 |
| Sunday to Thursday | 12:00 until 00:00 |
| ▶ Playing of recorded music | |
| Friday and Saturday | 12:00 until 02:00 |
| Sunday to Thursday | 12:00 until 00:00 |
| ▶ Late night refreshment | |
| Friday and Saturday | 23:00 until 02:00 |
| Sunday to Thursday | 23:00 until 00:00 |

Non standard timing - Sale by retail of alcohol

New Year's Eve until 03:00 this also applies to the hour of closing

Non standard timing - Playing of recorded music

New Year's Eve until 03:00

Non standard timing - Late night refreshment

New Year's Eve until 03:00

The opening hours of the premises

- ▶ Sunday to Thursday 12:00 until 00:00
- ▶ Friday and Saturday 12:00 until 02:00

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

Alcohol is supplied for consumption **on** the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Name: Huis Southsea Limited

Address: 102 Albert Road
Southsea
PO5 2SN

Telephone:

Email:

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

09961928

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Name: Mr Simon Docker

Address: [REDACTED]
[REDACTED]
[REDACTED]

Telephone:

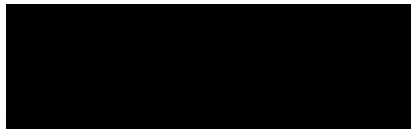
Email:

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

Personal Licence No: [REDACTED]
[REDACTED]

Granted by Portsmouth City Council, as licensing authority pursuant to the Licensing Act 2003 as amended and regulations made thereunder

Date Licence granted: 22 September 2014
Date last amended: 6 December 2017
Type: Transfer



Signed on behalf of the Head of Service
(Authorised Officer)

Portsmouth City Council is committed to complying with the Freedom of Information Act 2000 (FOIA) which applies to all recorded information that it holds or is held on its behalf. Information that is provided to or held by the City Council will be processed and disclosed strictly in accordance with the FOIA, the Data Protection Act 1998 or other appropriate legislation.

This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also share this information with other bodies responsible for auditing or administering public funds for these purposes. For further information go to www.portsmouth.gov.uk and search for 'National Fraud Initiative'.

Annex 1 – Mandatory Conditions

01 No supply of alcohol may be made under the 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/her personal licence is suspended.

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

03 (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises:

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:

- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

04 The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

05 (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:

- (a) a holographic mark, or
- (b) an ultraviolet feature.

06 The responsible person must ensure that:

(a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- (i) beer or cider: 1/2 pint;
- (ii) gin, rum, vodka or whisky: 25ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

07 (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

(2) For the purposes of the condition set out in paragraph 1

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula -

$$P = D + (D \times V)$$

where -

(i) P is the permitted price,

(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "valued added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

(3) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

(4) (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

-- END --

Annex 2 – Conditions consistent with the operating schedule

01 A recording CCTV system will be installed and fully operational at all times.
The recording equipment will be stored and operated in a secure environment with limited access, to avoid damage, theft, unauthorised viewing and maintain the integrity of the system.
A record will be kept of any access made to information held on the system.
The system will be maintained and serviced at least once every 12 months
The system clock will be checked regularly for accuracy taking account of GMT and BST.
The CCTV system will have sufficient storage capacity for 31 days evidential quality pictures.
There will be coverage of the main entrance to the premises.

Access

Police and authorised Officers of Portsmouth City Council shall have access to data from the systems quickly and easily and therefore provision will be made for someone to have access to the secure area and also be able to operate the equipment and to supply footage in a format which can be easily viewed by police.
The venue shall provide Police with a copy of CCTV within six hours of a verbal request being made by Police Officers or PCSOS.
All operators will receive training from the installer when equipment is installed and this training will be cascaded down to new members of staff.
An operator's manual will be available to assist in replaying and exporting data (particularly important with digital systems).
The premises licence will not come into effect until the CCTV System has been approved by the Police Licensing Department responsible for the area.
The CCTV must remain satisfactory to police and subject to police approval in order to remain operating under this premises licence.

02 The licence holder shall ensure that all members of staff are informed of the objectives of the Licensing Act 2003 and the statutory requirements in order to ensure compliance with all relevant provisions of the Act.

03 The DPS or their representative will play an active part in a local 'pubwatch' scheme.

04 The licence holder must ensure that all staff selling alcohol have received adequate training, which must incorporate a process of assessment and refresher training to an recognised national standard on the law with regard to age restricted sales and that this has been properly documented and training records kept.

05 No staff will be allowed to sell alcohol prior to receiving the aforementioned training.

06 Any person appearing to those engaged in selling or supplying alcohol to be under the age of 25 and who is attempting to buy alcohol will be required to produce satisfactory photographic identification as proof of age. Acceptable ID shall be a Valid UK Passport, Valid UK Photocard, Driving Licence or PASS approved ID.

07 Any incidences of, refusals of service, crime or antisocial behaviour will be recorded in a log book. The Police will have access to this logbook when requested.

08 Prominent, clear and legible notices shall be displayed at all exits requesting that the public respect the needs of local residents and leave the premise and its general area quietly.

09 The smoking area shall be sited on Elm Grove and not Woodpath.

10 Bottle bins shall not be emptied between the hours of 21:30 and 08:00.

11 The premises licence holder will encourage taxis picking up from the premises do so on Elm Grove and not Woodpath.

12 The premises licence holder shall ensure that a sufficient number of rubbish bins are provided so as to accommodate the quantity of waste generated by the premises.

13 Any Rubbish bins provided at the premises, including at the rear of the property, are to be kept covered and secured. The rear of the property shall be maintained so as to prevent the storage of loose rubbish and refuse.

14 All doors are to remain closed, other than for access or egress, whilst regulated entertainment is being provided.

-- END --

Annex 3 – Conditions attached after a hearing by the licensing authority

-- END --



Portsmouth
CITY COUNCIL
Licensing

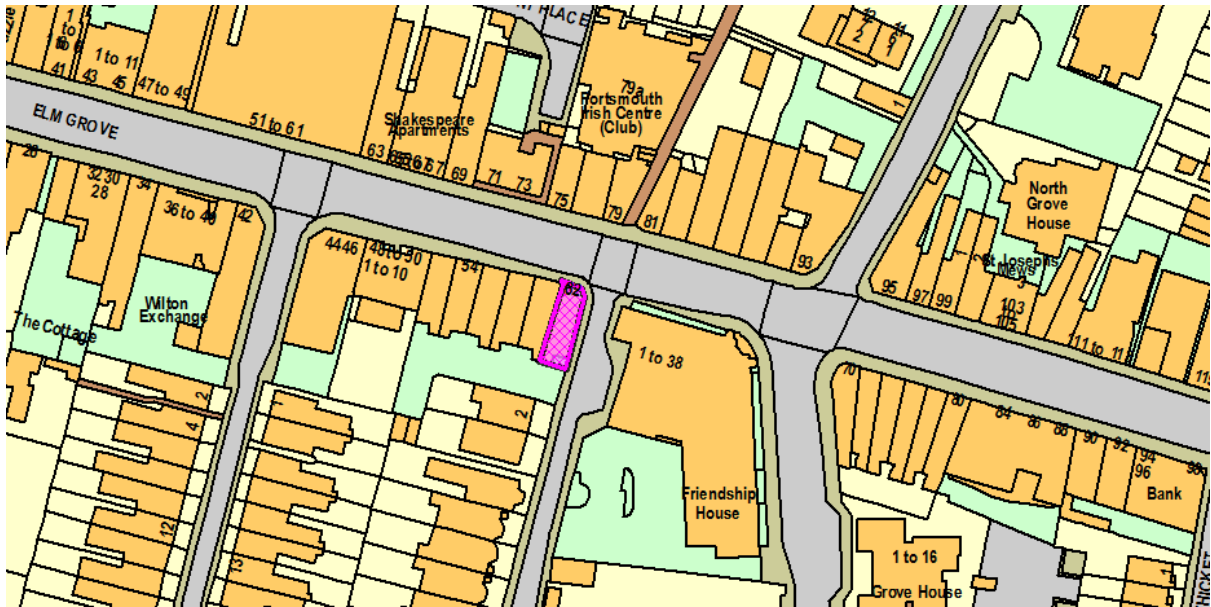
Annex 4 – Premises and location plan

Premises Plan(s)

These will either be shown below or attached as a separate part of the premises licence authorisation.



Location Plan: 62 Elm Grove Southsea



REPRODUCED FROM THE ORDNANCE SURVEY MAPPING WITH PERMISSION OF THE CONTROLLER OF HER MAJESTY'S STATIONERY OFFICE © CROWN COPYRIGHT. UNAUTHORISED REPRODUCTION INFRINGES CROWN COPYRIGHT AND MAY LEAD TO PROSECUTION OR CIVIL PROCEEDINGS. LICENCE AGREEMENT NUMBER LA100019671- PORTSMOUTH CITY COUNCIL

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Appendix C

10 Woodpath
Southsea
Hampshire
PO5 3DX

Your Reference: 17/04392/LAPREM

As a resident of Woodpath, I am writing to register my objections to the proposed variation /extension of the licence for Huis in Elm Grove, Southsea.

I note that the variation 'adds an hour's later trading each night & serve alcohol during breakfast service and one and a half hour Sunday'. As I understand the proposal allows for opening till 3 am at the weekend.

I believe that level of public nuisance will increase. The incidence of having to sweep up broken bottles and glasses has increased,. Drinkers have been seen urinating in the area of the bin store for Friendship House, and even in driveways along Woodpath. The empty bottles are often taken early in the morning between 5-6 am causing noise pollution at an inappropriate time.

Car parking is an issue in the area. Whilst taxis dropping off at Huis is not a big problem, it simply exacerbates around the problem of where the fast food outlets opposite persistently and flagrantly ignore the yellow lines at all times.

Drug dealing now frequently occurs in the area, as currently attested by local Police website. It should also be noted that in October 2017, a serious stabbing took place in the early hours of the night.

I accept that Huis provides door security and there are in-house procedures are in place for dealing with trouble makers. Huis now has shutters fitted following, I understand, a number of break-ins. This indicates that the applicant has concerns about trading in the area. However these measures protect the applicant's sole interests, but do not address concerns that the locals who have to endure any potential crime/disorder, anti-social behaviour and public nuisance.

Huis, according to it's website, boasts an extensive range of Belgian and continental beers. The majority (84%) of the beers are over 7% BV , some are even 10-11.3% BV. This has concerns for levels of intoxication at 3 am in the morning in what is still a largely residential area. The application indicates 'serving alcohol during breakfast service' and i have concerns that this is a slow creep to a licence all through the night.

HUIS is one of five licensed premises, public houses or bars, along Elm Grove. The licensee currently enjoys commercial advantages over the other establishments, in so far as his license permits him to close an hour or more later than the others, such as Rosie's Wine Bar, and Deco, The Honest Politician and the One Eyed Dog. I fear that granting such an extension will set a precedent to extending their licences, too.

As a resident within close proximity of the applicant's premises, I can see no added value to the community of permitting the selling of alcohol till 3am.

SJ House

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Appendix C

Stone, Derek

From: Licensing Shared Email
Sent: 27 December 2017 15:13
To: Robson, Debra
Subject: FW: 17/04392/LAPREM

From: House, Victoria
Sent: 27 December 2017 15:10
To: Licensing Shared Email
Cc: Victoria house [REDACTED]
Subject: 17/04392/LAPREM

Good afternoon,

I am writing to register my objection for the following application, 17/04392/LAPREM Huis, Elm Grove, Southsea.

The basis for this opposition is that granting an extension for these premises will not promote the licensing objectives, particularly the prevention of disorder and antisocial behaviour.

The premises are already open long enough within an area which is already heavily populated with licensed premises that crime, disorder and public nuisance have already reached a problem.

I have to endure the noise of customers leaving late at night.

The anti-social behaviour of customers who have had too much to drink.

Increased traffic late at night due to taxis coming down Woodpath when picking up passengers as there is nowhere to stop on Elm Grove.

This is a residential area and my quality of life will not be enhanced by these extended opening hours.

Mrs Victoria House
10 Woodpath
Southsea
PO5 3DX
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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Appendix C

Stone, Derek

From: Licensing Shared Email
Sent: 02 January 2018 08:20
To: Robson, Debra; Stone, Derek
Subject: FW: Variance Application - 17/04392/LAPREM

FYI

Hazel

From: James Mansfield
Sent: 01 January 2018 10:01
To: Licensing Shared Email
Subject: Variance Application - 17/04392/LAPREM

Dear Sir or Madam,

I am writing to submit an objection to the licence variance application 17/04392/LAPREM for Huis, address 82 Elm Grove. As notified outside the establishment, and on the Portsmouth council website, I believe this application is for an extension of recorded music and late-night refreshment until 0300 on Fridays and Saturdays, and 0130 Sundays.

I wish to object to this application on the grounds of public nuisance and prevention of crime and disorder. We are now regularly disturbed by people leaving the establishment and walking down Woodpath. Granting this application would mean that these disturbances would happen at even later hours. Also, the late-night licence is not in keeping with surrounding traders, and will encourage the location to become a destination for drinking in a residential area with no comparable late establishments.

Since we moved to Woodpath in 2014, we have noticed a significant increase in anti-social behaviour, most of it in the immediate vicinity of the premises. I now regularly see people urinating in the street, drinking in public across from Huis and the alley way behind the premises has become a common location for drug and homeless activity. All such behaviour is known to the police and whilst this cannot be attributed to Huis, extending the establishment hours will increase the alcohol-related activity in a residential location already experiencing growing amounts of such anti-social behaviour.

As Woodpath is a residential street with several young families, I would urge the committee not to grant this application.

Yours faithfully,

James Mansfield

Appendix C

Stone, Derek

From: Licensing Shared Email
Sent: 02 January 2018 12:21
To: Robson, Debra
Subject: FW: Objection
Attachments: DSC_0092.JPG; ATT00001.htm; DSC_0093.JPG; ATT00002.htm; DSC_0101.JPG; ATT00003.htm; DSC_0103.JPG; ATT00004.htm; DSC_0104.JPG; ATT00005.htm; Licencing objection.docx; ATT00006.htm

Debs

For indexing please

R

From: Janne Turner [REDACTED]
Sent: 01 January 2018 17:52
To: Licensing Shared Email
Subject: Fwd: Objection

Hi
Please find attached the document and supporting images outlining my objection to the application for increased licensed opening hours for Huis Bar in Elm Grove.

Mrs JL Turner

Sent from my iPad

Begin forwarded message:

[REDACTED]

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Appendix C

Mrs Turner

2, Woodpath

Southsea

Hants

PO5 3DX

Licensing Department

Portsmouth City Council

Re: Proposed Extension to License (Huis Bar)

I am writing to object to the application made by Huis bar in Elm Grove, Southsea to extend their licensed opening hours. My objection is based on the impact this would have to the residential area in which I live through further noise and traffic disruption, as well as the inability of the owner to maintain a clean and safe environment. I believe the business is run more as a bar than a restaurant or bistro now.

The current owner of this business has steadily increased the opening hours and this has led to a number of issues; customers smoke on the pavement and road outside and drop cigarette butts in large numbers. They also block the pavements and the door staff (when employed) do not encourage them to move. Taxis picking up customers often pull up on the pavement and block the road, Woodpath is a one-way road but taxis often reverse back onto Elm Grove rather than follow the one way signs and this, again, causes disruption on Elm Grove and outside of my property in Woodpath. There has been an increase in noise as crowds gather outside after closing time.

Customers have begun to urinate in the driveway next to my home and also on the adjacent corner (where there is an entrance to Friendship House). The smell of urine is often strong and it's both embarrassing and frightening to find men urinating when I am walking to my car which is parked in the drive at the rear of the restaurant and adjacent to my own property. The door staff do not 'police' the area around the bar – they stand in the doorway and open the door for customers entering and leaving the building.

The music and noise prevent and disrupt my sleep so I am unable to open windows at the front of the property. I have tried to discuss this with the owner of the business but he is obviously disinterested. Increased, or later opening hours, will add to this disruption. The owner has been asked to ensure that the kitchen door is closed at a given time but he has stopped adhering to this.

My greatest concern is the dirty and unsafe manner in which this business manages waste at the rear of the restaurant that is so close to my home. (I attach photographs taken over a period of time in November and December 2017 to support this). The barrels and other large plastic bottles filled with various liquids are left, along with food packaging and, on occasion food waste, at the rear of the property and this has attracted vermin (foxes and rats). The attached photos show how barrels and plastic bottles containing a waste product are left unmarked and in an open area. On at least two occasions I have been woken by groups of men rolling the barrels across the road but have been too concerned for my own safety to intervene. I believe there should be a barrel store but the restaurant clearly lacks the space to safely store barrels as its bins are also left outside of a secure area and are unlocked. There is also a car parked on the hard standing and this has made using my drive more hazardous as the large waste bins are unsecured and can be pushed across the driveway.

I have had to remove the large polystyrene crates used to pack fish or seafood from the driveway as they have blown out of the bin.

I really hope that this application will be refused as I believe it is unfair to grant a licence to a business that is so close to so many homes and that has already caused concern and disruption. I have lived in this property for 30 years and have real concerns about how this proposed extension to 3 A.M would impact my life. Any extension will lead to an increase in footfall and the issues outlined in my objection will be exacerbated, I believe, as customers who are already intoxicated will come to this after others are closed.

Appendix C



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YOUR MOVE
FOR SALE
02392 820701
your-move.co.uk

Appendix C

No P
Cars
Clan
Release

Appendix C

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General Waste
VEOLIA
ENVIRONMENTAL
SERVICES
0845 6060 460

VEOLIA
0845 6060 460

No Parking
Cars Will Be
Clamped
Release fee: £50

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Appendix C



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Appendix C



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LICENSING SUB-COMMITTEE

MINUTES OF A MEETING of the Licensing Sub-committee held on Monday, 22 September 2014 at 9.30 am in the executive meeting room, floor 3 of the Guildhall, Portsmouth

Present

Councillors Hannah Hockaday (in the Chair)
Julie Swan
Eleanor Scott

1. **Appointment of Chair.**
Councillor Hannah Hockaday was appointed Chair.
2. **Declarations of Interest.**
No interests were declared.
3. **Licensing Act 2003 – Application for variation of a premises licence for Hampshire Boulevard Hampshire Terrace PO1 2QN**
The Licensing Manager informed the committee that the applicant had withdrawn their application.
4. **Licensing Act 2003 – Application for the grant of a premises licence for The Travelling Flem, 62 Elm Grove Southsea Portsmouth PO5 1JG**
Simon Docker, the applicant was in attendance.

The Licensing Manager introduced her report and informed the committee that:

- The applicant had withdrawn his application for a licence to play recorded music and the Public Protection Department had consequently withdrawn its objection to the application.
- The applicant had liaised with the four other persons who had raised objections and three of them had subsequently withdrawn their objections subject to the conditions agreed with the applicant. A list of these had been submitted to the committee.

The Legal Advisor asked the committee to note that:

- Any conditions relating to activities that are not licensable would be excluded from that list.
- The one remaining representation does not provide evidence linked directly to the premises that one or more of the Licensing Objectives would be undermined by the granting of this licence.
- As this premises is not in an area of special policy or a Cumulative Impact Area and there is no evidence that the granting of the licence would undermine the granting of the premises, the Licensing Act assumes that the committee would grant the licence unless there is premises specific evidence

In response to a question from the committee, the Licensing Manager explained that the application had requested a licence for the provision of background recorded music but when the applicant learnt that this was not licensable, it was withdrawn.

Mr Docker included the following points in his representation:

- From 1997 until 2012 he ran satellite TV retail stores then he opened the Pie and Vinyl with his friend.
- He has a lot of support from people who run pubs in the area.
- The premises would be a Flemish/ Belgian restaurant.
- Woodpath is not really a shortcut to anywhere; he therefore did not see that there would be more people using it.
- The premises would not cause an increase in traffic along this road.
- Suggested conditions for inclusion on the licence would deal with waste, including locked bins. As he does not plan to offer take away food, he does not know what litter increased litter there could be.
- Other conditions include having an allocated smoking area on Elm Grove only, not emptying of bottle bins between 21:30 and 08:00 hours, a notice being displayed reminding customers that it is a residential area and requesting they keep quiet on leaving the premises and that any taxis picking up from the premises do so on Elm Grove, not Woodpath.
- Planning permission was refused because of an issue with the sign. An application has been resubmitted.

The Legal Advisor explained that the concerns raised in the representation regarding the possible transfer of the licence at a future date and parking on yellow lines were not matters that the Licensing committee could lawfully take into consideration; parking is a planning consideration and the application before the committee must be judged on its own merits.

In response to a question from the committee, Mr Docker explained that there would be three menus: all day; evening and a smorgasbord. Food would be served until one hour prior to closing time. Alcohol would be served until the time the licence extends.

The Legal Advisor explained that there is no legal requirement for a drinking-up time between the time when alcohol is no longer served and closing time.

DECISION

Licensing Act 2003 - The application for the grant of a premises licence for the Travelling Flem, 62 Elm Grove, Southsea PO4 1JG was granted subject to the conditions agreed and proposed.

REASONS

The committee carefully considered the application before it, including the written representation.

The area is not an area of cumulative impact or one of special policy and as such the evidence must be premises specific and fact-based. Fears and concerns are not sufficient evidence in themselves.

The meeting concluded at 10:15am.

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Portsmouth
CITY COUNCIL

NOTIFICATION OF DECISION

Licensing Act 2003 - Licensing Sub-Committee

PORTSMOUTH CITY COUNCIL as licensing authority in accordance with the Licensing Act 2003 ("the act") and regulations made thereunder, hereby give notice pursuant to section 23 of the act to:

Name: **The Travelling Flem Ltd**

Address:



Status: **Applicant**

That a hearing was held on: **22 September 2014**

To consider an application for the **GRANT of a premises licence** made in accordance with Section 17 of the Act. The details of the applicant and premises are:

Name of Applicant: **The Travelling Flem Ltd**
Premises and address: **Travelling Flem
62 Elm Grove
Southsea
PO5 1JG**

Decision of The Licensing Authority:

In determining and considering the application pursuant to section 18 of the act, the Committee had regard to:

- The Licensing Act 2003
- The promotion of the licensing objectives
- The council's adopted statement of licensing policy for the time being in force
- The statutory guidance issued by the Secretary of State for the time being in force
- Any relevant case law
- The representations (including supporting information) presented by all the parties

PORTSMOUTH CITY COUNCIL, Licensing Service,
Civic Offices, Guildhall Square, Portsmouth, PO1 2AL

Telephone (023 9283 4607/023 9283 4830) • Fax (023 9283 4811) • Email: Licensing@portsmouthcc.gov.uk

Decision:

Grant with conditions

Reasons For Decision:

The committee carefully considered the application before it, including the written representation.

The area is not an area of cumulative impact or one of special policy and as such the evidence must be premises specific and fact-based. Fears and concerns are not sufficient evidence in themselves.

Appeal Provisions:

In accordance with the provisions of Schedule 5 of the Act, appeal provisions exist in respect of applications made to the Licensing Authority. Those provisions are outlined as follows:

The applicant:

Where the Licensing Authority rejects an application for a premises licence, the applicant may appeal against the decision - *Part 1, paragraph 1(a) of the Act*.

Where the Licensing Authority grants a premises licence, the holder of the licence may appeal against any decision:

- to impose conditions on the licence; or
- to take any step to exclude a licensable activity or refuse to specify a person as premises supervisor - *Part 1, paragraph 2(2) of the Act*.

A person who made relevant representations:

Where a person who made relevant representations in relation to the application desires to contend:

- that the licence ought not to have been granted, or
- that, on granting the licence, the Licensing Authority ought to have imposed different or additional conditions, or should have excluded any of the licensable activities to which the application relates or to refuse to specify a person in the licence as the premises supervisor

he may appeal against the decision – *Part 1, paragraph 2(3) of the Act*.

Note: The applicant for the licence is to be the respondent in addition to the Licensing Authority in relation to any appeal lodged by a person(s) who made relevant representations.

General Provisions About Appeals:

An appeal must be made to the Magistrates' court for the petty sessions area in which the premises concerned are situated.

An appeal must be commenced by notice of appeal given by the appellant to the designated officer for the Magistrates' court within the period of 21 days beginning with the day on which the appellant was notified by the Licensing Authority of the decision appealed against.¹

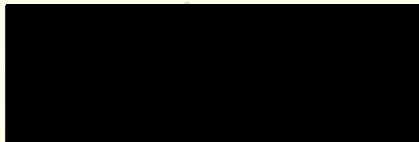
Action that may be taken by the Magistrates' Court:

On an appeal against a decision of the Licensing Authority, a Magistrates' court may:

- dismiss the appeal;
- substitute for the decision appealed against, any other decision which could have been made by the Licensing Authority; or
- remit the case to the Licensing Authority to dispose of it in accordance with the direction of the court,

and may make such order as to costs as it thinks fit.

Date of Notice: **24 September 2014**



Signed on behalf of the Head of Service
(Authorised Officer)

¹ The period of 21 days will commence from the date on which written notice is given, or in the case of electronic transmission, when the text is received.

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Portsmouth CITY COUNCIL

NOTIFICATION OF DECISION

Licensing Act 2003 - Licensing Sub-Committee

PORTSMOUTH CITY COUNCIL as licensing authority in accordance with the Licensing Act 2003 ("the act") and regulations made thereunder, hereby give notice pursuant to section 36 of the act to:

Name: **The Travelling Flem Ltd**

Address:



Status: **Applicant**

That a hearing was held on: **12 August 2015**

To consider an application for the **VARIATION of a premises licence** made in accordance with Section 34 of the Act. The details of the applicant and premises are:

Name of Applicant: **The Travelling Flem Ltd**

Premises and address: **HUIS
62 Elm Grove
Southsea
PO5 1JG**

Decision of The Licensing Authority:

In determining and considering the application pursuant to section 35 of the act, the Committee had regard to:

- The Licensing Act 2003
- The promotion of the licensing objectives
- The council's adopted statement of licensing policy for the time being in force
- The statutory guidance issued by the Secretary of State for the time being in force
- Any relevant case law
- The representations (including supporting information) presented by all the parties

Decision:

Grant with conditions.

All doors are to remain closed (other than for access or egress) whilst regulated entertainment is being provided.

Reasons For Decision:

The committee carefully considered the application before it for a variation to an existing premises licence and the written representations.

Whilst the committee noted the objectors' concerns and fears in relation to principally two of the statutory licensing objectives, they being prevention of public nuisance and potentially the prevention of crime and disorder, the committee heard no direct evidence that the grant of a variation would cause any of the licensing objectives to be undermined.

The committee noted that none of the relevant responsible authorities made objections the variation application.

The premises is not in an area of special policy or cumulative impact and there is no evidence that the variation sought would be inconsistent with the Licensing Act 2003, statutory guidance or the applicable policy considerations. It was also noted that the Act assumes a grant of an application in the absence of finding of relevant premises specific evidence to rebut this presumption.

Fears and concerns are not sufficient to deny the application. This said the committee recognised that it would be appropriate to enhance the current conditions attached to the current licence to include: All doors are to remain closed (other than for access or egress) whilst regulated entertainment is being provided.

The committee considered that the imposition of the appropriate condition and the general power of review under the Licensing Act 2003 coupled with the current licence conditions as already in place are consistent in promoting the licensing objectives.

Appeal Provisions:

In accordance with the provisions of Schedule 5 of the Act, appeal provisions exist in respect of applications made to the Licensing Authority. Those provisions are outlined as follows:

The applicant:

Where the Licensing Authority rejects (in whole or in part) an application to vary a premises licence, the applicant may appeal against the decision - *Part 1, paragraph 1(b) of the Act*.

Where the Licensing Authority grants (in whole or part) an application to vary a premises licence, the applicant may appeal against any decision:

to modify the conditions of the licence - *Part 1, paragraph 4(2) of the Act*.

A person who made relevant representations:

Where a person who made relevant representations in relation to the application desires to contend:

- a) that any variation ought not to have been made, or
- b) that, when varying the licence, the Licensing Authority ought not to have modified the conditions of the licence, or ought to have modified them in a different way,

he may appeal against the decision – *Part 1, paragraph 4(3) of the Act.*

Note: The applicant for the licence is to be the respondent in addition to the Licensing Authority in relation to any appeal lodged by a person(s) who made relevant representations.

General Provisions About Appeals:

An appeal must be made to the Magistrates' court for the petty sessions area in which the premises concerned are situated.

An appeal must be commenced by notice of appeal given by the appellant to the designated officer for the Magistrates' court within the period of 21 days beginning with the day on which the appellant was notified by the Licensing Authority of the decision appealed against.¹

Action that may be taken by the Magistrates' Court:

On an appeal against a decision of the Licensing Authority, a Magistrates' court may:

- dismiss the appeal;
- substitute for the decision appealed against, any other decision which could have been made by the Licensing Authority; or
- remit the case to the Licensing Authority to dispose of it in accordance with the direction of the court,

and may make such order as to costs as it thinks fit.

Date of Notice: **13 August 2015**



Signed on behalf of the Head of Service
(Authorised Officer)

¹ The period of 21 days will commence from the date on which written notice is given, or in the case of electronic transmission, when the text is received.

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Appendix E

LICENSING SUB-COMMITTEE

MINUTES OF A MEETING of the Licensing Sub-committee held on Wednesday, 12 August 2015 at 9.30 am in the Guildhall, Portsmouth

Present

Councillors Jennie Brent
Stephen Hastings
Phil Smith

72. Appointment of Chair

Councillor Phil Smith was appointed Chair.

73. Declaration of Members' Interests

No interests were declared.

74. Licensing Act 2003 - Application for the variation of a premises licence at HUIS, 62 Elm Grove, Southsea, PO5 1JG

In attendance.

- Simon Docker, owner of Travelling Flem Ltd and DPS.
- Justine Leitarte, Weekend Manager.

The Principal Licensing Officer introduced the report and added that three of the people who submitted written representations indicated that they were not planning to attend the hearing. The other three did not reply.

In response to questions, he clarified the following points:

- No representations had been made before the hearing was published.
- It is for the committee to decide how much weight to put on these representations.
- Elm Grove is in a busy area. All the side roads lead to other areas of the city. Many people use Woodpath as a shortcut.
- There is no evidence of any problems linked to this premises.

Mr Docker included the following points in his representation:

- The premises had been open for four month and on eight Friday and Saturday nights he opened until 02:00. He received no complaints from the police or Environmental Health.
- Parking is not a consideration for the licensing committee.
- Most clients exit onto Elm Grove.
- They do not serve people who are intoxicated.
- It is not a takeaway therefore there would be no litter.
- They have a nice client base; there is rarely any swearing or shouting.
- He made two attempts to contact the resident at 10 Woodpath regarding the original application. When he spoke to her she said that she had no objections but did not withdraw her representation.
- A mobile number is given to local residents in case of problems.
- A sign on the wall asks clients to order taxis from Elm Grove and not Woodpath (a copy was circulated to the committee).

- Door staff ask customers to leave quietly late at night.
- One noise complaint at 22:55 and was rectified within 15 minutes.
- The kitchen closes at 21:30 and the back door is shut at 23:00.
- No bottles are put into crates after 23:00.
- Deliveries are during the day.
- He arranged for a noisy fan belonging to a nearby shop to be decommissioned.
- A fence was put up to contain the storage area. The vermin are under very good control.
- It has capacity for 60 customers; most of whom are diners.
- Staff ask clients not to smoke on Woodpath.
- He carries out regular walks around the premises to check outside noise levels.
- He would accept a condition regarding limiting off sales to the day time if the committee felt that it was necessary.

In response to questions, he added that:

- An off sales licence was requested to allow flexibility if customers wanted to buy another bottle of wine or beer after the meal to take home.
- If necessary, staff would approach customers outside and ask them not to smoke on Woodpath.
- As he understands it, a licence would be required for recorded music.
- Door staff are now on duty from 21:30 until 02:30am as he did not want the bar staff alone.
- He attends fortnightly Pubwatch meetings where information is shared regarding known troublemakers.
- He is considering signing to the Portsmouth Safeguarding Group in Elm Grove which also shares information.
- He reviews CCTV footage when necessary.
- A refusals log is kept.

In summing up, Mr Docker added that he would accept a condition on the licence to prohibit entry half an hour prior to closing if the committee were to deem it necessary.

DECISION

Licensing Act 2003 - The application for variation of a premises licence Huis, 62 Elm Grove, Portsmouth PO5 1JG was granted with following condition: All doors are to remain closed (other than for access or egress) whilst regulated entertainment is being provided.

REASONS

The committee carefully considered the application before it for a variation to an existing premises licence and the written representations.

Whilst the committee noted the objectors' concerns and fears in relation to principally two of the statutory licensing objectives, they being prevention of public nuisance and potentially the prevention of crime and disorder, the committee heard no direct evidence that the grant of a variation would cause any of the licensing objectives to be undermined.

The committee noted that none of the relevant responsible authorities made objections the variation application.

The premises is not in an area of special policy or cumulative impact and there is no evidence that the variation sought would be inconsistent with the Licensing Act 2003, statutory guidance or the applicable policy considerations. It was also noted that the Act assumes a grant of an application in the absence of finding of relevant premises specific evidence to rebut this presumption.

Fears and concerns are not sufficient to deny the application. This said the committee recognised that it would be appropriate to enhance the current conditions attached to the current licence to include: All doors are to remain closed (other than for access or egress) whilst regulated entertainment is being provided.

The committee considered that the imposition of the appropriate condition and the general power of review under the Licensing Act 2003 coupled with the current licence conditions as already in place are consistent in promoting the licensing objectives.

The meeting concluded at 10:30am.

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Appendix F

Stone, Derek

From: Robson, Debra
Sent: 29 December 2017 16:01
To: Robson, Debra
Subject: FW: Huis rep

From: Simon Docker [REDACTED]
Sent: 29 December 2017 15:55
To: Robson, Debra
Subject: Fwd: Huis rep

I replied but maybe derek will have better luck. The traffic isn't a licensing objective and again I don't think the anti social or noise is particularly us. She's never made a complaint to the council in nearly 3 years. I'd argue vexatious but obviously fighting my side there!

Sent from my iPhone

Begin forwarded message:

From: Simon Docker [REDACTED]
Date: 29 December 2017 at 15:36:10 GMT
To: [vhouse](#) [REDACTED]
Cc: Derek Stone [REDACTED]
Subject: Huis rep

Dear Victoria,

Thank you for your email.

I am sorry if you feel your quality of life is being upset by antisocial behaviour but I do feel this isn't particularly coming from our venue.

We rarely have queues of taxis outside, I've never seen a case where there's not been an open road in front of the venue. In fact there are double yellow lines in front of the venue preventing this.

We are an extremely quiet venue in regards to Anti Social Behaviour and operate to high standards to ensure neighbours can coexist peacefully.

In nearly 3 years of trading we've received
0 complaints made to environmental health
1 daytime police call outs due to anti social behaviour

Surely this will demonstrate how hard we try. I understand your husband enjoys the venue and hasn't complained to me so wasn't aware of any issues.

Would it be ok for me to pop by for a chat with you both at the weekend? As this is the only objection stopping our new trading.

Kind regards

Simon HUIS

Sent from my iPhone

Appendix G

INTRO

I'm more than happy to address resident issues. I would like to first though state that residents have my mobile number day and night, and I've not been made aware of any issues whilst in operation, apart from around 6 months ago where Ms Turner at 2 Woodpath came to complain about noise, which was when we'd actually closed, and the noise was coming from a convertible sports car playing bass heavy music outside the adjacent ice cream café Scoops. All other addresses who have made complaints also regularly use the venue late at night, and have never complained directly to me. I would also like to add since launch there are 0 environmental health complaints and only 1 ever complaint to the police to do with antisocial behaviour, which was reported by myself - trying to deal with a customer with mental health issues at around 5pm on a Tuesday.

I'd also like to add that from the 29th September – 23rd October we operated under a Temporary License until 3am without any incidents or complaints. Therefore “testing the water” on impact.

2 WOODPATH, MS TURNER

Smokers are instructed through a sign to smoke on Elm Grove, both staff and security make sure customers are made aware of this. We also now clean up the pavement area in the rare instance a cigarette butt is dropped.

We do not have masses of people standing outside, due to our size as a small 30 seater venue.

I've compared my estimate to the number of taxis with staff who manage busier weekend shifts, we have worked out around 6 taxis per night come to the venue. The taxis apps which most people use and the address in which the taxi companies hold is for 62 Elm Grove, not Woodpath. In nearly 3 years we have never witnessed a jam caused by customers ordering taxis.

I do not believe enough taxis arrive at our venue to cause residents an issue.

The commuter noise she reports could be linked to multiple venues including large wedding parties at the Irish Club opposite. The majority of our customers leave via Elm Grove.

Referencing urinating. We tend to attract well behaved customers, as we are more of a continental style venue. We rarely have toilet queues and don't stop customers using toilets during shut down. We are sorry if this ever happened, but we don't believe we attract this clientèle who would be disrespectful.

Concerning noise, we have invested £3000 in sound insulation, and keep back doors shut after 11pm, even though this was never a condition of our license. I regularly as a 37 year old with good hearing, along with my staff do a walk around after midnight to make sure no music or general noise is escaping. The alley is almost mute with noise, which is surprising. We have a large block of flats closer than the rep at number 2, who have never made a complaint.

Regarding the kitchen door not being shut, this is around 11pm when chefs are tidying up, but I've made moves to make sure they keep the door closed after 11pm.

The photographs provided by Ms Turner I'm sorry to say are quite misleading. They show in the main rubbish by the Polish shop next door. Knowing the history with the shop she refuses to talk to them, to quote her “they don't speak English”. I accept that over Christmas there was a backlog of kegs since our suppliers in Belgium shut down for 2 weeks over the holidays. Due to heavy winds and being closed on Christmas Day, the rubbish from next door seems to have blown over, along

with a few kegs. The polystyrene fish containers she mentions do not belong to us, but the shop next door's fish stock. I attach photos to show the condition of our back yard during a random council inspection on 4/1/2018.

The containers are sealed cooking oil due for weekly collection by our wine supplier.

Concerning rolling of barrels. I apologise if someone has done this. However, we account for all our barrels since we pay a deposit on them, and would notice if any were missing, which we haven't.

Our bin has a lock which prevents movement. The small car is parked on our land and doesn't block access. If either of these things were happening there are many apartments that also need access who would have also complained to me and the council.

Most other venues close before 1am, including a large student pub at 12.30, so any impact would have already been experienced during our current trading. To which as stated there's been no complaint made connected to my venue to the council or police.

I've never refused to speak to Ms Turner.

Where I've not already answered on Ms Turner's complaint, I'll reply to additional issues raised in Representations.

MS HOUSE, 10 WOODPATH

Our only contact with Ms House is when she objects to our license, which has happened 3 times on initial opening in 2014, increase to 2am in August 2015 and on this application. We've received 0 complaints from her directly nor has she contacted any authority about disruption. I have tried to discuss issues with her and she's ignored each attempt.

MR HOUSE, 10 WOODPATH

Like Ms House, we've received 0 complaints, and this person regularly uses our venue in the last hour before closing at weekends, never expressing any issues.

Concerning broken bottles, we do not allow customers to leave with open bottles. We do offer a take out service, which is mainly used for gift packs. We sell around 3 bottles at night for take out. The customer would not have time to consume the beer in the space of 5 houses to dump/smash the bottles, most of which cost over £5.

The comment about throwing glass in the bins at 5 or 6am, our staff are not on the premises, and do not empty glass after 9.30pm as per our license. Viola who collect our bins come at around 8pm at night.

Regarding parking of cars linked to fast food shops, this doesn't relate to our venue.

Since our 5 break ins, we have been working closely with our local MP Stephen Morgan, Councillors and Marcus Cator at Portsmouth Police to take action on cleaning up the general area. I recently addressed this to Donna Jones in a Full Council meeting. When we arrived in 2014 drug dealing was a big issue in the telephone box near our venue. We've now almost eradicated the issue and have managed to get the council to install CCTV along Elm Grove for public safety and crime prevention. (SEE LINK - <https://www.portsmouth.co.uk/news/crime/businesses-fight-back-against-crime-with-cctv-and-whatsapp-1-8232327>)

The stabbing last year was completely unconnected to our venue. I find it disappointing that this has been linked to us in a Representation. The stabbing was at 4am on a Sunday, we closed then at 1am. This was connected with a drug gang from London. (SEE LINK - <https://www.portsmouth.co.uk/news/crime/two-men-attacked-in-southsea-stabbing-1-8175947>)

Regarding the strength of alcohol. From nearly 3 years of trading, any trouble tends to come from people who don't appreciate beer, and go for our lager at 4.2%. Customers who drink our higher percentage beer, appreciate the culture that comes with Belgian beer and do not abuse it.

Serving alcohol during breakfast is purely as a back up if someone wants a beer, the majority of customers don't request this and we'd like to serve alcohol incase of requests. We cannot creep into a 24 hour venue without an appropriate license, which we don't intend to apply for.

In nearly 3 years I've not seen any other venue in the road increase trading hours because of us. We are on good terms with all the bars in the area, and most of our late custom is bar workers coming after shift. Or indeed Mr House who comes in around 1am with his friends from the Wine Vaults and drinks our 11.3% porter

MR MANSFIELD, 8 WOODPATH

Mr Mansfield is a regular customer of ours too, and hasn't expressed any concerns with me directly. I did speak with him about his representation, and has said he can't definitely link the disturbance to us. They have children so I'd imagine the authorities would have received a complaint if it was us causing a problem.

We are more than willing to listen to feedback and where we are to blame adjust volumes, change where possible our operation.

Drinking in public by our customers isn't something we've seen, again we don't allow customers to consume their open purchases outside.

We too witness beggars drinking in the alleyway and behind Friendship House, sometimes behaving in an antisocial way, mainly during the day, but where possible we report it. We've also got the police to issue banning orders of persistent offenders. But these people are not our customers or linked to our venue.

I've also attached the signs regarding bottle sorting, the back door and notice for customers leaving.

A concern I've heard is what if someone else moves in and doesn't operate like we do. A license review would be put into place if a new occupant didn't respect the area. It should be noted, I've no plans to change from myself as operator of the venue.

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NG

Appendix G



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HUIS

BEER BOTTLE

SORTING

(LATEST TIME FOR SORTING IS 10PM, 9.30PM FOR THROWING IN GLASS BINS)

- Delirium, Kwak, Westmalle & Orval that need to go in their own crates.
- 25cl need to go into 25cl crates, like Jupillier Alcohol Free.
- 33cl go into 33cl.
- Stubbies like Chimay, Duvel, Bruegel, Gulden Draak go into the short stubbie cases (again can be mixed).
- Please fill up cases, and don't ignore semi-filled cases.
- Sheppy's, Paulaner and Meantime can be put into general glass waste

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**HUIS
DO NOT OPEN
THIS DOOR
ONCE DJ IS
PLAYING OR
AFTER 11PM
AT NIGHT**

**(KEEP ALL NOISE DOWN
WHEN ACCESSING LONG
WAY AROUND)**

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Appendix G



Our storage area

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YOUR MOVE
FOR SALE
-02392 820701
your-move.co.uk

60a

General Waste
VEOLIA
ENVIRONMENTAL
SERVICES
0845 6060 460

Neighbouring shop area

Page 31

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Appendix F

Stone, Derek

From: Robson, Debra
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Kind regards

Simon HUIS

Sent from my iPhone

Businesses fight back against crime with CCTV... and WhatsApp

Rosie's Vineyard in Elm Grove, Southsea, was previously targeted

BEN FISHWICK

Email

Published: 06:09Tuesday 07 November 2017

HAVE YOUR SAY

BUSINESSES hit by a crimewave of more than 160 burglaries committed in just a few months are hitting back – with a WhatsApp group.

Restaurants, shops and pubs have been targeted in Elm Grove, Albert Road and the wider Southsea area by thieves breaking in.

Now police and firms working together in the area have been praised for cracking down on the issue – with a sharp reduction in non-domestic burglaries reported in the area.

Businesses have clubbed together in a WhatsApp group run by Simon Docker, who has seen his business hit five times. He asked *The News* not to name the business over fears of further burglaries.

He said from a peak of three to four burglaries a week in March, the numbers have dropped to just three firms burgled last month.

Mr Docker, who recently made a deputation to the city council, said: 'It's gone right down, from 20 in March down to three committed in Southsea in October.'

‘We got to the stage with three or four a week, targeting small businesses, but even bigger places like Waitrose and charity shops.’

Businesses, ward councillors and police recently met, with a briefing from Superintendent Jason Kenny, police commander for Portsmouth, and Inspector Marcus Cator.

Portsmouth City Council has put in place temporary CCTV covering the area, but there have been calls for more to be installed.

Cllr Lee Hunt, Central Southsea ward member, said: ‘A lot of people have been shocked and upset and indeed quite frightened.’

‘A lot of credit has got to be given to Simon Docker. We as members of the council have got to keep the pressure up. They’ve reduced enormously but that’s no comfort to someone who does get broken into.’

‘We need businesses to look forward, they deserve protection.’

Around 40 to 50 suspects had carried out the burglaries, but not as a co-ordinated group, Cllr Hunt said police had told the meeting chaired by Portsmouth South MP Stephen Morgan.

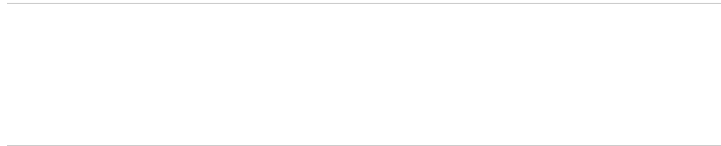
The businesses’ WhatsApp group allows them to share information quickly among themselves.

Cllr Donna Jones and Cllr Linda Symes have set up a Traders Support Group for traders to join.

Cllr Symes said: ‘We are urging businesses to get in contact with us to join the Traders Support Group including market traders.’

‘It’s only by working together we can ensure crime in Southsea is mitigated and those committing the crimes are brought to task.’

Appendix H



Two men attacked in Southsea stabbing



Three people have been arrested and two men rushed to hospital after a 'serious assault'.

It comes as police taped off an alleyway outside a popular ice cream parlour this morning.

0
comments



**HAVE
YOUR SAY**



Police in Belmont Street, Southsea, after an incident in Grove Road South, Southsea, on Sunday at around 4.30am.

Forensics officers were seen outside Scoops in Elm Grove, Southsea, at around 10.30am.

Hampshire police, who confirmed it was a stabbing attack, have now said two men were attacked in Grove Road South at 4.30am today.

Parts of nearby Belmont Street have also been taped off by police.

A 32-year-old man was taken to Southampton General Hospital and a 27-year-old man was taken to Queen Alexandra Hospital.



Police outside an alleyway next to Scoops, in Elm Grove, Southsea, Portsmouth.

The men, from Portsmouth, sustained serious but not life-threatening injuries.

A spokesman said a 19-year-old man and a 16-year-old boy, both from Redhill in Surrey, and a 33-year-old man from Heston in Middlesex were arrested.

They are in custody, he added.

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