



NOTICE OF MEETING

LICENSING SUB-COMMITTEE

TUESDAY, 25 OCTOBER 2022 AT 3.00 PM

COUNCIL CHAMBER - THE GUILDHALL, PORTSMOUTH

Telephone enquiries to Karen Martin, Tel: 023 9284 1704
Email: Democratic@Portsmouthcc.gov.uk

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

Public health guidance for staff and the public due to Winter coughs, colds and viruses, including Covid-19

- Following the government announcement 'Living with Covid-19' made on 21 February and the end of universal free testing from 1st April, attendees are no longer required to undertake any asymptomatic/ lateral flow test within 48 hours of the meeting; however, we still encourage attendees to follow the public health precautions we have followed over the last two years to protect themselves and others including vaccination and taking a lateral flow test should they wish.
 - We strongly recommend that attendees should be double vaccinated and have received any boosters they are eligible for.
 - If unwell we encourage you not to attend the meeting but to stay at home. Updated government guidance from 1 April advises people with a respiratory infection, a high temperature and who feel unwell, to stay at home and avoid contact with other people, until they feel well enough to resume normal activities and they no longer have a high temperature. From 1 April, anyone with a positive Covid-19 test result is still being advised to follow this guidance for five days, which is the period when you are most infectious.
 - We encourage all attendees to wear a face covering while moving around crowded areas of the Guildhall.
 - Although not a legal requirement, attendees are strongly encouraged to keep a social distance and take opportunities to prevent the spread of infection by following the 'hands, face, space' and 'catch it, kill it, bin it' advice that protects us from coughs, colds and winter viruses, including Covid-19.
 - Hand sanitiser is provided at the entrance and throughout the Guildhall. All attendees are encouraged to make use of hand sanitiser on entry to the Guildhall.
 - Those not participating in the meeting and wish to view proceedings are encouraged to do so remotely via the livestream link.
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Committee Members: Councillors Scott Payter-Harris (Chair), George Madgwick (Vice Chair), Yinka Adeniran, Dave Ashmore, Kimberly Barrett, Stuart Brown, Tom Coles, Jason Fazackarley, Lewis Gosling, Ian Holder, Leo Madden, Asghar Shah, Benedict Swann, Linda Symes and Daniel Wemyss.

The panel today consists of : Councillors Stuart Brown, George Madgwick and Benedict Swann. The reserve member is Councillor Kimberley Barrett.

(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

Risk assessment: Council Chamber

- 1 Appointment of Chair**
- 2 Apologies**
- 3 Declarations of Members' Interest**
- 4 Licensing Act 2003 - Application for variation of a premises licence - Sherlock's Bar, 17 Clarendon Road, Southsea, PO5 2ED (Pages 3 - 98)**

Purpose

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

The matter has been referred to the committee for determination following representations from Richard Maidment Principal Regulatory Services Officer, residents. Further detail about the representations received is shown at paragraph 1 of the report.

The Licensing Sub-Committee is recommended to determine the 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.

Whilst every effort will be made to webcast this meeting, should technical or other difficulties occur, the meeting will continue without being webcast via the Council's website.

This meeting is webcast (videoed) and viewable at via the council's livestream account at [Portsmouth City Council on Livestream](#)

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Agenda Item 4

REPORT TO: LICENSING SUB-COMMITTEE

25th October 2022

REPORT BY: LICENSING MANAGER

REPORT AUTHOR: DEREK STONE

Licensing Act 2003 - Application for variation of a premises licence - Sherlocks Bar, 17 Clarendon Road, Southsea, PO5 2ED

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 Richard Maidment Principal Regulatory Services Officer, and fifteen local residents. Further detail about the representations received is shown at paragraph 4 below.

2. THE APPLICATION AND PROPOSED VARIED OPERATING SCHEDULE

The variation application has been submitted on behalf of Mr Richard Phillip Peckham and relates to premises known as Sherlocks Bar and situated at 17 Clarendon Road, Southsea, PO5 2ED.

The current authorisation authorises alcohol sales and opening hours as Sunday 09:00 until 23:00 and Monday to Saturday 08:00 until 23:00.

The applicant wishes to increase the sale of alcohol until 01:00 hours on Friday and Saturday and for the opening and closing hours to be increased to the same times

The applicant also seeks to include additional licensable activities to the licence as follows:

Live Music

Friday 19:00 to 21:00 and Sunday 14:00 to 16:00.

Recorded Music

Sunday 12:00 until 23:00.

Monday to Thursday 17:00 until 23:00.

Friday 17:00 until 01:00

Saturday 12:00 until 01:00.

Late Night Refreshment

Friday and Saturday 23:00 until 01:00.

The applicant has detailed in the operating schedule the steps intended to support and promote the licensing objectives which includes the restriction on persons drinking outside during these extended hours. These can be found in the redacted application form attached as **appendix A**.

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

This variation process *cannot be used* to extend a time limited licence or to vary substantially the premises to which it relates. Equally, there are separate and distinct provisions in the Act for minor variations, a change to the name or address of the licence holder and to specify and/or remove the Designated Premises Supervisor.

The applicant has confirmed, by way of amendment of the application, that the application is not seeking to make any start times for licensing activities or hours the premises are open later than existing.

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

Paragraph 8.42 *"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 8.43 *"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 8.44 *"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 8.47 *"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 8.50 *"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 issued by the Home Office

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.

Sherlocks Bar is located at the end of a small parade of shops, bars and eateries on either side of Clarendon Road running east from Palmerston Road precinct.

4. REPRESENTATIONS BY RESPONSIBLE AUTHORITIES AND OTHER PERSONS

Sixteen representations have been received against this application. One representation is from Regulatory Services, a responsible authority, and fifteen from local residents, objecting to the extended hours due to noise and anti-social behaviour at the premises. Five support representations have been received.

Copies of the redacted representations received are attached as **appendix C**.

The statutory guidance states:

***Paragraph 9.11** "Responsible authorities under the 2003 Act are automatically notified of all new applications. While all responsible authorities may make representations regarding applications for licences and club premises certificates and full variation applications, it is the responsibility of each responsible authority to determine when they have appropriate grounds to do so."*

***Paragraph 9.12** "Each responsible authority will be an expert in their respective field, and in some cases it is likely that a particular responsible authority will be the licensing authority's main source of advice in relation to a particular licensing objective. For example, the police have a key role in managing the night-time economy and should have good working relationships with those operating in their local area⁵. The police should usually therefore be the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder licensing objective. However, any responsible authority under the 2003 Act may make representations with regard to any of the licensing objectives if they have evidence to support such representations. Licensing authorities must therefore consider all relevant representations from responsible authorities carefully, even where the reason for a particular responsible authority's interest or expertise in the promotion of a particular objective may not be immediately apparent. However, it remains incumbent on all responsible authorities to ensure that their representations can withstand the scrutiny to which they would be subject at a hearing".*

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;
- Judgments 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;
- The representations, including supporting information, presented by all the parties; and
- The human rights of all the parties concerned to ensure both a fair and balanced hearing and to consider any public sector equality duty requiring public bodies to have due regard to the need to:
 - Eliminate unlawful discrimination, harassment, victimisation and any other conduct prohibited by the Act;
 - Advance equality of opportunity between people who share protected characteristic and people who do not share it; and
 - Foster good relations between people who share a protected characteristic and people who do not share it. The protected characteristics are as follows:
 - I) age, ii) disability, iii) gender reassignment, iv) pregnancy and maternity v) race - this includes ethnic or national origins, colour or nationality, vi) religion or belief - this includes lack of belief, vii) sex and viii) sexual orientation.

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 issued by the Home Office

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 and should be allowed sufficient time to do so, within reasonable and practicable limits".

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,

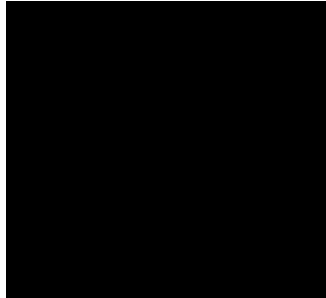
He may appeal against the decision.

7. APPENDICES

- A.** Copy of the redacted application for the variation of the premises licence together with a schedule of proposed changes to the licence conditions if necessary

- B. Copy of the current premises licence
- C. Copies of the redacted relevant representations received
- D. Miscellaneous correspondence from planning, photographs of premises and information regarding events held at premises.

THE COMMITTEE IS REQUESTED TO DETERMINE THE VARIATION APPLICATION



For Licensing Manager
And on behalf of Head of Service

APPENDIX A

[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 Richard Peckham

(Insert name(s) of applicant)

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

Premises licence number

20/02080/LAPREM

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description
17 Clarendon Road, Southsea.

Post town	Portsmouth	Postcode	PO5 2ED
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Telephone number at premises (if any)	██████████
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Non-domestic rateable value of premises	██████████
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Part 2 – Applicant details

Daytime contact telephone number	██████████
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E-mail address (optional)	██████████
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Current postal address if different from premises address	
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Post town		Postcode	
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Part 3 - Variation

Please tick as appropriate

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

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

Sherlocks Bar currently has a closing time of 11.00pm each night.

I would like to extend the hours of the bar on Friday and Saturday night to 1.00am

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) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | Y |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>		
Mon					
Tue			<u>State any seasonal variations for performing plays (please read guidance note 4)</u>		
Wed					
Thur			<u>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)</u>		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films 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 exhibition of films</u> (please read guidance note 4)		
Wed					
Thur			<u>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</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

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			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
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)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	Y
				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 the performance of live music (please read guidance note 4)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	19.00	21.00			
Sat					
Sun	14.00	16.00			

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	Y
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	17.00	23.00	Please give further details here (please read guidance note 3)		
Tue	17.00	23.00			
Wed	17.00	23.00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	17.00	23.00			
Fri	17.00	01.00	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	12.00	01.00			
Sun	12.00	23.00			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
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	Please give further details here (please read guidance note 3)		
Mon	12.00	23.00			
Tue	12.00	23.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Wed	12.00	23.00			
Thur	12.00	23.00	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 (please read guidance note 5)		
Fri	12.00	01.00			
Sat	12.00	01.00			
Sun	12.00	23.00			

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	Y
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	12.00	23.00			
Tue	12.00	23.00			
Wed	12.00	23.00			
Thur	12.00	23.00			
Fri	12.00	01.00			
Sat	12.00	01.00			
Sun	12.00	23.00	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)		

K

<p>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).</p>

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)	
Day	Start	Finish		
Mon	12.00	23.00		
Tue	12.00	23.00		
Wed	12.00	23.00		
Thur	12.00	23.00		<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)
Fri	12.00	01.00		
Sat	12.00	01.00		
Sun	12.00	23.00		

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

Only the change of opening times for Friday and Saturday evening

Please tick as appropriate

- I have enclosed the premises licence Y
- 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)

Front door will be closed
No obvious drunk people will be allowed entry
Senior member of staff will be stationed at the front door
Music/Sound will be kept to an acceptable level
No drinking outside during these extended hours

b) The prevention of crime and disorder

No drinking outside during these extended hours. I, or a senior member of our staff, will be stationed at the front door during these extended opening hours and they will hold a personal licence.

c) Public safety

Music/Sound will be kept to an acceptable level with the closing of the front door during this time.

d) The prevention of public nuisance

Front door will be closed during this time. No Drinking outside from 23.00 to 01.00.

e) The protection of children from harm

No children will be allowed in the premises during the proposed extension hours

Checklist:

Please tick to indicate agreement

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

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT, 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	Richard Peckham
Date	6 th July 2022
Capacity	Owner

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	Deborah Moorhead
Date	6 th July 2022
Capacity	Owner

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)			
Richard Peckham [REDACTED]			
Post town	[REDACTED]	Post code	[REDACTED]
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: Sherlocks Bar 17 Clarendon Road Southsea PO5 2ED	Map Ref (E) : 464424 Map Ref (N): 98739 UPRN: 001775014353
---	---

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

The times the licence authorises the carrying out of licensable activities

▶ Sale by retail of alcohol

Sunday	09:00 until 23:00
Monday to Saturday	08:00 until 23:00

The opening hours of the premises

▶ Sunday 09:00 until 23:00
▶ Monday to Saturday 08:00 until 23:00

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

Alcohol is supplied for consumption both **on** and **off** the premises

Part 2

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

Name: Mr Richard Phillip Peckham

Address:



Telephone:

Email:

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

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

Name: Mr Richard Phillip Peckham

Address:

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:

Issuing Authority: Portsmouth City Council

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

Date Licence granted: 14 July 2017

Date last amended: 19 June 2020

Type: Transfer



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

Portsmouth City Council will process your personal information in accordance with data protection law. The personal details provided by you will be used for licensing service purposes. Your details will be held on a database and where the law allows, may be shared with other departments within the council to update details they hold about you. The council may also be required to disclose personal information to third parties (such as Police, Department for Work and Pensions or for the National Fraud Initiative) for the purposes of preventing or detecting crime or apprehending or prosecuting offenders.

For further information about how the Council collects and uses personal information please visit our website: <https://www.portsmouth.gov.uk/ext/the-council/data-protection-privacy-notice>

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 CCTV

The CCTV system must be fully operational whilst the venue is open to the non -resident public. The recording equipment shall be stored and operated in a secure environment with limited access.

The system shall be regularly maintained and serviced.

The system clock shall be checked regularly for accuracy taking account of GMT and BST.

Digital systems shall have sufficient storage capacity for 31 days good quality pictures.

The images produced will be date and time stamped.

At all times that the premises is open for trade, a person shall be on site that is able to work the CCTV system and provide a copy of any footage to the Police or officers of the Licensing Authority on request.

CCTV shall cover the full licensable area including the entrance to the premises.

02 All staff involved in the sale of alcohol must receive comprehensive training in relation to the sale of alcohol. No member of staff shall be permitted to sell alcohol until such time as they have successfully completed this training. Training shall cover:

- Sale of alcohol to persons under 18
- Challenge 25 and acceptable forms of Identification
- Signs of Drunkenness
- Refusal register and when/how to use
- The Licensing Objectives

This training shall be documented and records kept on the premises. Police and the Licensing Authority shall have access to an individuals training records upon request.

03 Any person appearing to those engaged in selling or supplying alcohol to be under 25 and who is attempting to buy alcohol will be required to produce satisfactory photographic identification as proof of age. Acceptable ID shall be as per the latest Home Office guidance. Challenge 25 signage shall be visible to customers attending the bar.

04 A refusals register in paper or digital format shall be kept and maintained at the premises. The register shall be made available for inspection upon request by an authorised officer of the Police or local authority.

05 A notice will be displayed requesting customers to leave the premises and area quietly.

-- END --

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

-- END --



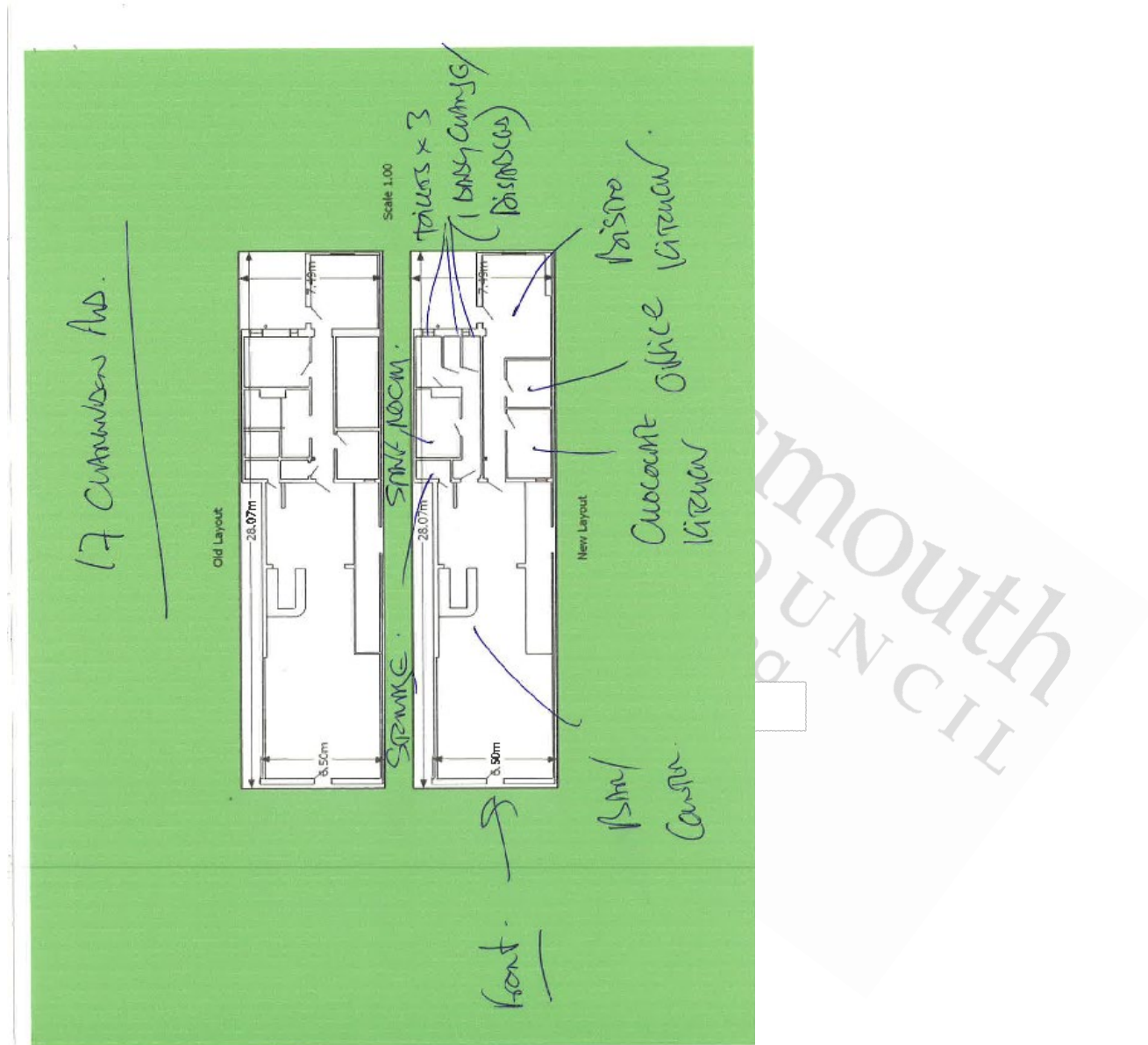
Portsmouth
CITY COUNCIL
Licensing



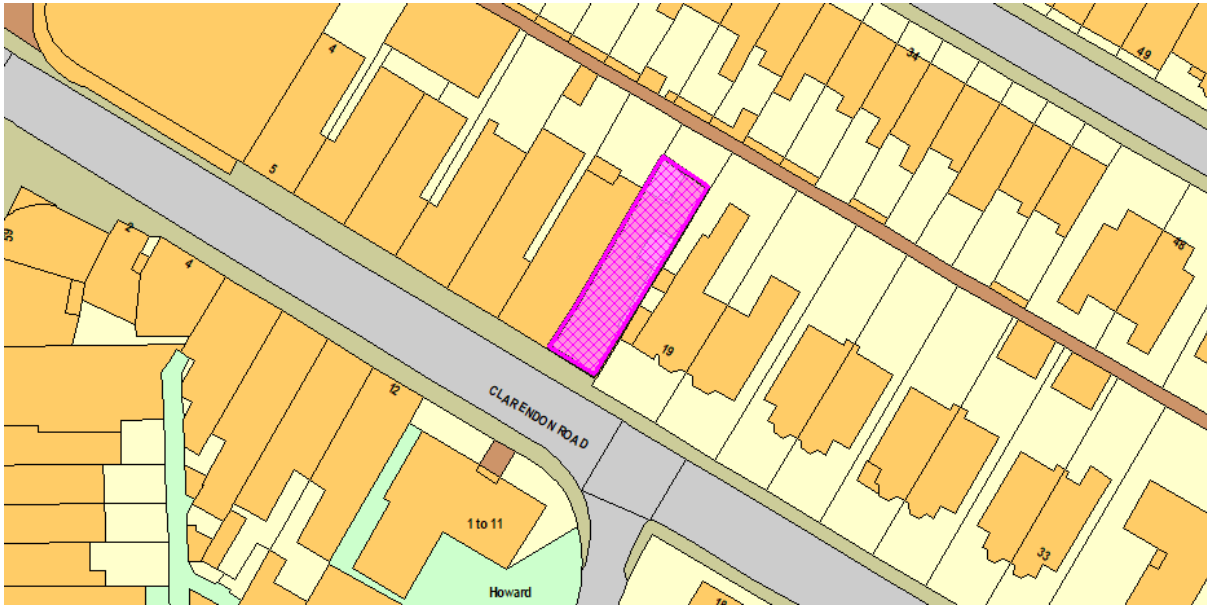
Annex 4 – Premises and location plan

Premises Plan(s)

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



Location Plan: 17 Clarendon Road 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

From: Anthony Froggatt
Sent: 02 August 2022 15:34
To: Licensing Shared Email
Subject: Sherlock's Bar
Importance: High

To the Licensing Manager:

Dear Sir,

I wish to object to the application from Sherlock's Bar, 17 Clarendon Road, Southsea PO5 2ED for a late night extension to its licence for Friday and Saturday nights.

I live close by at 36 Stanley Street, and think that this will lead to an unacceptable level of noise into the early hours, both from the customers, who regularly become very intoxicated and raucous, but also from the loud music that is played. The rear of the premises is adjacent to the rear of properties in Stanley Street and Clarendon Road, and this extension poses a very anti-social element into the privacy of local residents.

Yours sincerely

James Anthony Froggatt

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APPENDIX C

From: Harry Humble

Sent: 05 August 2022 17:28

To: Licensing Shared Email

Cc: Robson, Debra

Subject: 17 Clarendon Road proposal

Good afternoon,

I would like to voice an opinion that Sherlocks (17 Clarendon Road) should not be allowed to increase their licence times. I live close to the property and feel that it would disproportionately effect the neighbours. They already stay open later than their stated closing time of 2300 so I know they do not consider their neighbours.

Sherlock is the last shop on the Palmerston/Clarendon Road area and is in direct proximity to numerous residential buildings. Accepting that people moved near a pub so they should appreciate some noise is one thing, but having them increase their timings is another.

In summary I do not feel the new license times would be beneficial to the area.

(PS. on numerous occasions Sherlocks have set their outside seating directly in front of our door and restricted access to our property. Therefore I doubt they have any consideration for neighbours.)

Regards,

Harry

Tenant 17a Clarendon Road.

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APPENDIX C

From: sarah barrett [REDACTED]
Sent: 08 August 2022 08:40
To: Licensing Shared Email [REDACTED]
Cc: Robson, Debra [REDACTED] Andy Cook [REDACTED]
Subject: Sherlock's Bar - Licence variation objection

To the licensing application committee.

Re: Sherlock's Bar, 17 Clarendon Road, Southsea – Application for licence variation to increase opening hours for sale of alcohol and playing of pre-recorded music on Friday & Saturday evening from 11pm (current) to 1am

I am resident at 21 Clarendon Road Southsea and thoroughly object to this application for licence variation for the following reasons:

Noise – The primary issue is noise coming from Sherlock's from live and recorded music, karaoke and live music singalongs. In addition, their rowdy drunken, profane customers, fuelled by cheap drink promotions, both sitting outside the bar and when leaving at closing time, the noise extending for some time past 11pm and at times resulting in arguments, physical violence and altercations between their customers in the street outside. The noise emanating from Sherlock's Bar can be heard from all rooms in my house and my back garden; serene & tranquil Sunday afternoons on the lawn reading a book or just relaxing are not possible when all that can be heard are dreadful renditions of Elvis' songs or some other crooner belting out an equally terrible set of songs.

The thought that this kind of disruptive noise and behaviour might be allowed to take place up until and after 1am is completely intolerable to me. The impact of this situation to 11pm already causes me stress and anxiety, disrupts sleep and means I am tired and irritable at work. I cannot have my windows open in the summer, which recently during the hottest ever spell of unprecedented temperatures has been incredibly stifling. It is not evident that Sherlock's proprietors or staff actively take responsibility for their own customers' behaviours at closing time, there doesn't seem to be any calming influence from them or shepherding - fired-up, blotto customers are discharged onto the pavement and the bar door is shut behind them.

I attach a small selection of recordings of the music and noise from customers.

Pavement obstruction - The bar premises has a very small area out front for outside tables and chairs, which are squeezed on to sit within the boundary of this area. Which is fine until they are in use by customers, at which point chairs, the people using them and standing customers expand onto the pavement itself, causing obstruction and issues for pedestrians, especially those with mobility issues (my mother being one such person). Mr Peckham also allows this outside drinking to continue right up until the current closing time, unlike responsible bars in and around Palmerston Road, who clear drinkers from outside areas by 9pm. In addition, the outside gutter area is also littered with cigarette butts which never seem to be cleaned up.

The proprietors have never asked me how their establishment makes me feel or consulted with me about the noise, only on raising a formal complaint to the council in the summer of last year (21/01972/ENI) did Mr Peckham make a commitment to me and Richard Maidment to better manage his bar and the noise from music and his customers' behaviours. Unfortunately, at the start of the warm weather again this year, the previous commitment made seemed to have dissolved and I found myself needing to complain once more about the same old problems and having my right to live a peaceful life in my own home taken away from me.

And now once again, I find myself needing to spend more of my time formally raising objections about Sherlock's, making audio recordings & videos and a diary of the issues and sending them to the council. Even just today, I had to send a picture of the way the application poster has been placed in the window, obscuring the email address to which representations are to be made - I can't help feeling this has been done on purpose to complicate the process. It is difficult to see that the current proprietors act responsibly and sensitively with regard to their neighbours, which can be evidence by all of the above. I have been a licensee holder myself in the past and so I fully understand the value of being a good citizen & neighbour and controlling noise and customers is paramount to an establishment operating harmoniously with residents.

I understand that I live adjacent to a partially urbanised, commercial area but would like to say I have absolutely no issues with any other of the establishments nearby. It seems clear that this bar would be better located in the Osbourne/Palmerston area, where all the other similar bars are situated rather than abutting a highly residential area where neighbours are negatively affected.

Your faithfully,

Sarah Barrett

APPENDIX C



Alec Davies [REDACTED]
Flat 1
Howard Lodge
Clarendon Road
Southsea

To whom it may concern regarding Sherlock's Bar application to increase their hours to 1am Fri & Sat nights.

I strongly object to this application, due to the noise from music and the customers. The current licencing hours are bad enough and increasing them can only mean more problems for me and the neighbours. I can't sleep, I am often woken up by the drunken people from Sherlocks outside on their tables and leaving when the place closes. It has been awful for so long and I suppose I have just put up with things until now. In fact, I have had to move my bedroom to the back of my flat to try and avoid the noise from that bar which I shouldn't need to have done but it was the only way I could try and get some peace.

They do not even make their customers come into the bar at a reasonable time, unlike other bars in Palmerston and around who don't allow customers to drink outside after 9pm.

The thought of even later hours fills me with dread and in fact I would like to suggest they close earlier, not later.

Yours sincerely,

[REDACTED]

Alec Davies

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APPENDIX C

From: Stefan Gutu
Sent: 31 July 2022 11:45
To: Licensing Shared Email ; Robson, Debra
Subject: Hello

Hi my name is Stefan Gutu and I live with Grapa Vasilica and our 2 month old daughter at 19A Clarendon Rd. Southsea PO52ED. We are located directly next door to Sherlock's Bar they are at number 17 Clarendon. I'm writing to you hoping some measures will be taken regarding this bar. They have very loud music until late hours(2-3am), the customers sit outside the bar on the sidewalk and are loud at late hours. A few weeks ago someone was urinating inside my property. There has been a fight 3 weeks ago and I'm scared to go out there at night to be honest. There are 2 more restaurants across the street but they close earlier and there are no problems. We please ask you to consider our issue and perhaps Sherlock's bar could close earlier, keep their music down and not have people outside being loud and reckless outside. Thank you

Sent from my iPhone

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APPENDIX C

From: David Sutton

Sent: 01 August 2022 15:17

To: Licensing Shared Email

Subject: Extension to Sherlocks Bar Licensing Hours

It has come to my attention that Sherlock's Bar, located at 17 Clarendon Road, has applied for an extension of its licensing hours. I understand they would like to extend their Friday and Saturday hours to 01:00 am.

This would be totally inappropriate for the following reasons;

- Sherlocks bar already has live music that can be heard in residential accommodation in Clarendon Road and the south side of Stanley Street until late in the evenings. Due to its location within a residential area, any extension to its licensing hours would have a significant detrimental effect on local residents' evening quiet time and sleep time.
- The night club zone has for several years been confined to Palmerstone Road (South). This makes policing easier and keeps the noise to a single location. Any extension to this area would set a dangerous precedent. The Lounge Bar in Palmerston Road North was granted a restricted license for these very reasons.
- Due to the limited space in the bar there is a danger of large numbers drifting onto the street again increasing the noise for local residents.

We strongly object to any extension of Sherlocks Licensing hours.

David Sutton & Lynda Fisher

32 Stanley Street

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APPENDIX C

From: Cathy de Wavrin
Sent: 17 August 2022 14:40
To: Licensing Shared Email
Subject: RE: Sherlock's Bar Late License Application

To whom it may concern,

I am a resident on Clarendon Road opposite Sherlock's Bar located at 17 Clarendon Road, PO5 2ED. I am aware that Sherlocks have applied for a late license which would allow them to stay open on Friday and Saturdays until 1am and I am writing to oppose this. I have set out my reasons for doing so as follows:

Sherlocks' designated smoking and outdoor area are outside the front of the establishment, meaning all residents nearby are subjected to noise that is frequently coming from this area. The later in the evening, the noisier and more disruptive it gets as more alcohol is consumed. This will only worsen if their license is extended until 1am.

During the summer months this has been particularly noisy, and in times of extreme heat we have had to close our windows to save our sanity at the cost of our comfort. We should not be forced to do this in our own home.

Additionally, I am aware Sherlocks' current license means they must close at 11pm. On numerous occasions this has not been the case and Sherlocks has remained open until much later times, hosting a number of very disruptive and belligerent patrons that can be heard even if we exercise every measure to negate the noise such as closing the windows, using headphones etc. If their license was to be extended to 1am, who is to say they would not stay open until much later meaning residents must sacrifice their legal right to enjoy a quiet and peaceful environment.

Thirdly, [REDACTED], the noise inflicted by Sherlock's Bar can be particularly upsetting and if they are permitted to stay open until later, I fear [REDACTED] [REDACTED] I may be forced to move to a different residence at a great cost to myself. I know this may seem extreme but this is the extent of which Sherlock's Bar can be disruptive and it worries me to no end that this could be allowed to continue even later into the night.

I implore you to read mine and other residents' impassioned pleas for this license application to be rejected, for the sake of the whole street's sanity. We already have to deal with drunks coming from Palmerston Road and this is just going to push us all too far. Most people down the street already have a negative view of Sherlocks and this will only make it worse.

Thank you for taking the time to read my lengthy email, and please contact me if anything needs to be discussed further.

Kind Regards,

Cathy de Wavrin
Flat 7
20 Clarendon Road
Southsea
PO5 2EE

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APPENDIX C

From: Joshua Kingswood
Sent: 17 August 2022 13:58
To: Licensing Shared Email
Subject: Sherlock's Bar - Late Hours

Good afternoon,

I am Joshua Kingswood, a resident on Clarendon Road, opposite Sherlocks's bar (17 Clarendon Rd, Southsea, Portsmouth, Southsea PO5 2ED).

I understand that the bar has applied for a late license and am writing to protest this. As someone who is employed full-time, my rigid sleep schedule is vital for maintaining my performance at work and my mental health.

Sherlock's Bar's patrons are frequently loud and belligerent, often during weeknights or Sunday nights. If a late license were to be permitted, both myself, and other residents in my building will not be able to sleep at all.

I hope you take into consideration the number of residents surrounding the bar and assess the noise and commotion that is often seen and heard from its patrons.

Thank you very much for your time,

Joshua Kingswood
Flat 7,
20 Clarendon Rd,
Southsea.
PO52EE

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APPENDIX C

Sabah Suleiman

Flat 1/ Howard Lodge, Clarendon Road, Southsea

[REDACTED]

31 July 22



To the licencing department,

I wish to raise objection about Sherlock's Bar who want to increase their open hours to 1am in the morning on Friday and Saturday nights.

My flat is directly opposite the bar and the noise already affects me very badly – I cannot sleep due to the music and most of all the customers who sit outside and are drunk and shouting and I cannot open my windows or use my balcony either at night.

I do not think this type of bar should be in this area, which is made up of people's homes. This bar should be in Palmerston Road, not where it is now. No other restaurants nearby are a problem, it is just the Sherlock's Bar. They do not seem to have any idea about how their bar makes me feel & I haven't known how to complain about them before now.

Thanks for the chance to say something about this.

[REDACTED]

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APPENDIX C

Andy Cook
Garden Flat
21 Clarendon Road
Southsea
PO5 2ED
17/08/22

Dear Sir/Madam

Re: Sherlock's Bar – Late licence application

I am writing to register my objection to the late license variation application submitted by Sherlock's Bar at 17 Clarendon Road, Southsea and am grateful for the opportunity to express my concerns about this application.

Firstly, I would like to highlight that this establishment is immediately adjacent to a high density of residential properties whose occupants are already suffering significant distress from the inconsiderate and anti-social behaviour of the customers and the bar's proprietors.

My major objections relate to noise levels and behaviours of the customers of the bar:

- Raucous, loud and drunk customers sitting outside the front of the bar until 11.00pm, this is a particular issue on Sunday nights.
- Loud and drunk customers leaving the bar after it closes at 11pm, arguing or fighting in the street after closing time.
- Music and singing so loud that it is audible inside our house despite the doors to Sherlock's bar being closed and our windows being closed.
- Large numbers of customers congregating outside the bar obstructing the pavement and littering.

I have previously written directly to the proprietor, expressing my concerns and have asked that noise levels are modified. I have also made formal complaints about the noise levels emanating from Sherlock's Bar to Richard Maidment (complaints 21/01972/ENI & 22/01681/ENI).

I am particularly affected by the noise levels from customers using the outside area at the front of Sherlock's Bar which is wholly unsuitable for the purpose for which it is being used.

The frontage of Sherlock's Bar consists of a very narrow, roughly 1m wide strip, which is being advertised and used as a 'terrace'. Realistically, this strip could seat around 6-8 people plus furniture and still stay within the boundary of the property. The proprietor has chairs,

benches and tables, which could seat around 12-14 customers. This space is used as a beer garden throughout the day and night, is over-crowded with furniture and then with large groups of customers, the numbers of whom exceed both the number of seats provided and the boundaries of the property. This means they spill over onto the footpath, obstructing the public pavement area. The noise generated by these groups of customers is very often loud and raucous and goes on until past 11pm.

The atmosphere in Sherlock's Bar at weekends is one of loud live music or karaoke, fuelled by happy hour cheap drink promotions. The combination of alcohol and singing creates a party atmosphere which inevitably leads to loud, disturbing and sometimes aggressive behaviour spilling onto the outside space and into the road.

This is not an accident; it is an active marketing ploy designed to attract a certain kind of customer towards Sherlock's Bar. I have attached sample screen shots from Sherlock's Bar's social media, which clearly demonstrate this type of promotion which is out of context for the neighbourhood in which the bar is situated.

Unfortunately, customers do not appear to be managed or moderated in any way by the Proprietor or his staff. There do not seem to be any controls on the number of people using the outside space and there is no evidence to suggest customers are asked to consider the local residents and monitor their behaviour or noise levels; in fact, the noise levels we experience on a very frequent basis is evidence that suggests the contrary.

I understand that I live in an urban area and naturally I expect some external noise but my sleep, and therefore well-being, is being severely impacted by the noise levels from this establishment. I have to get up at 5.30am every morning in order to run my own business, which is now suffering as a result of this disruption. It also means I cannot enjoy a peaceful weekend in my garden or even inside my house without hearing this constant disturbance.

I would also like to say that I have no issues with any of the other establishments on Clarendon Road, all of whom seem to be able to conduct their businesses without negatively impacting the lives of local residents. It seems abundantly clear that Sherlock's Bar is not an establishment being run as an amenity in sympathy with its surroundings.

Finally, I would like to formally request Sherlock's Bar's application for a late license is rejected and further, given the historic complaints made, that Sherlock's Bar's current license and its conditions are reviewed. I also respectfully request that the outside space is closed after 9pm, with customers unable to drink or congregate outside the premises after this time, which is the case for other licensed premises in residential areas.

Yours Faithfully

Andy Cook

APPENDIX C

To: Robson, Debra

Cc: sarah barrett

Subject: Re: FW: Sherlocks Bar, 17 Clarendon Road - Variation of Premises Licence

Hi Debra

Thank you for the reply, this is really helpful and yes I did receive your previous email from 3rd September.

It makes sense to me now that the letters are sent to him so he can (potentially) decide to withdraw the application... I hope he listens to his neighbours!

We are away until 3rd October so I'm relieved to learn that the Hearing won't be taking place this month and I'll look forward to reading the report once it has been compiled.

Thanks again for your response and apologies for bothering you with questions about this matter, we are obviously anxious to take part in an open and honest consultation.

Best Regards

Andy

On Fri, 16 Sept 2022 at 09:52, Robson, Debra

Hi Andy

Thank you for your email. Firstly I sent the email below to all those that made representations on September 2022. Can you confirm if you received this?

Representations can be sent to the licence holder before the representations by date has expired. The extended reps by date has actually gone against him as there are more representations, not in support of the application, that are still coming in. Also the licence holder may look at the representations and withdraw the application hence us sending them during the application period.

Once the representations by date has expired, which is tomorrow, a date will be arranged for the Hearing, my colleague will then prepare the report and all representations whether against or in support will be included in the report. You will be invited to the Hearing and can see the report which includes all the representations, whether against or support. The meeting will not be this month so don't worry about missing it.

Regards

Debbie Robson

Licensing

Dear Debra and Richard

I thought I'd drop you a quick message to raise a couple of additional points with respect to Sherlock's Bar late license application.

On Friday night (9th Sept) around 10pm, as is usual, there were a group of customers sitting outside Sherlock's Bar and onto the pavement. As previously described this is an all too regular occurrence, and the major reason we oppose their late licence application, however this group were shouting and behaving in a particularly loud and obnoxious manner, causing me to go outside to see what was happening and potentially capture some video footage (because we have been asked to collect evidence to support both our objection to the noise and also this application) and with a view to calling the Night Noise team. In addition, this group of customers were playing their own music from some kind of device or speaker, adding to the usual noise levels we have described.

As I walked past Sherlock's on the pavement, I was confronted by Mr Peckham who started to question loudly and aggressively what I was doing. He then went on to argue that he had 'read my letter', and that it was, verbatim, "all a load of sh*t". He then triumphantly announced he had 'letters of support from local people'. All of this was in front of his customers who heard everything, provoking them to verbally abuse and shout at me as well.

I would like to add this unsettling incident to my original objection given it is another clear example showing Mr Peckham fails to manage his customers, that he has little regard for local residents' feelings and concerns, and as a result is derelict in his duty as a responsible licensee.

In addition, and as you may expect, this unpleasant event has provoked other thoughts and questions:

1. Mr Peckham appears to have had access to the letters of objection ahead of the closing date of his application. This is concerning, as potentially he has been able to mobilise support in direct response to what we and others have written and over an extended period, due the extra time his application is taking. Instinctively, this doesn't feel fair and wondered if you had a view on this & what the normal process is?
2. Ahead of the hearing on this matter, are we and others who have objected, able to see all letters, objecting or indeed those of support that Mr Peckham says he has submitted? Intuitively, it feels fair that all parties should see all statements. I'm unfamiliar with the process so can you help me understand a little better how the hearing works please?

As Sarah & I will be significantly impacted by the outcome of this application, naturally we wish to participate in the hearing. Do you know as yet when it is likely to be held so we can make sure we are available. Incidentally, we are away for a few days towards the end of the month, what would happen if the hearing were arranged whilst we are out of the country?

I look forward to your reply and I have copied Richard Maidment to this email for visibility and continuity.

Best Regards,

Andy Cook

From: Robson, Debra

Sent: 03 September 2022 17:42

Subject: Sherlocks Bar, 17 Clarendon Road - Variation of Premises Licence

Good afternoon

I am writing to advise you that due to an administration error with advertising the variation application in the local paper, not the fault of the licence holder, the representation by date has now been extended to 16 September 2022.

Due to representations being received, the application will be referred to a Hearing to be determined. The date will not be arranged until after the expiry date. You will then be emailed the Notice of Hearing.

Regards

Debbie Robson

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APPENDIX C

From: ROBERT

Sent: 24 August 2022 23:58

To: Licensing Shared Email

Subject: Sherlock's Bar extension to Licensing hours

To the Licensing Manager, Licensing Service,

I believe that SHERLOCK'S BAR'S (of Clarendon Road) owner has applied for a late license on Friday and Saturday nights. As I live in Clarendon Road where I find the noise level on these days is such that I can hear the music and singing competing with my television viewing with my double-glazed windows closed until about 11.45pm, as the punters return home, so I cannot envisage an extension to the licensing. The problem is partly caused by Sherlock's doors being left open with the amplified live music being heard to those punters outside as well as inside the premises. When the customers of this business return home they are very loud probably because of their drink consumption.

Therefore I am against the extended licencing application.

Yours Truly

Robert Younghusband

27 Clarendon Road, Southsea, Portsmouth, PO5 2ED

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APPENDIX C

Comments summary

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 25/08/2022 12:39 PM from Mr Robert Miller.

Application Summary

Address: 17 Clarendon Road Southsea PO5 2ED

Proposal: Premises Licence

Customer Details

Name: Mr Robert Miller

Email:

Address: 25 Clarendon Road, Southsea PO5 2ED

Comments Details

Commenter
Type: Neighbour

Stance: Customer made comments neither objecting to or supporting the Licensing Application

Reasons for
comment:

Comments: 25/08/2022 12:39 PM As a neighbour to this establishment we object to this late license application.
This establishment is singular in Clarendon Road for anti social behaviour and in particular noise, both from within the building and in the area outside. This occurs routinely, during the day and late into the evening.
The fact that this problem persists, as it has done over many months, seems to evidence that there has been little or no attempt by management to make the appropriate interventions.
The noise is intrusive on our property when we are in the back garden and also inside the house. We have young children who are disturbed at night time, particularly from customers standing outside the establishment and when leaving. We therefore have a very strong wish for this disturbance not to be allowed to continue unabated even later into the night.
For these reasons we request that the application for a late license in rejected.

Kind regards

APPENDIX C

Comments for Licensing Application 22/02415/LAPREM

Application Summary

Application Number: 22/02415/LAPREM

Address: 17 Clarendon Road Southsea PO5 2ED

Proposal: Premises Licence

Case Officer: Ms Debra Robson

Customer Details

Name: Mr Ross Lucas-Young

Address: Flat 3, 11 Clarendon Road, Southsea PO5 2ED

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:01/09/2022 7:41 PM We wish to register our objection to this proposal to extend the licensing hours of Friday & Saturday nights to 0100am, we as local residents aged 60 & 66 respectively living just 3 doors away and have been suffering from unacceptable levels of noise from cliental drinking in these premises. Returning of an evening there customers are smoking and blocking the pavement who congregate out side the front. The noise of an evening in this road is becoming unbearable particularly from this establishment which seems to be poorly managed, neither the premises owners or police alike mange the problems. How they propose to keep customers within these premises in the early hours seems highly unlikely given there terrible track record thus far. The owners have never made any attempt to controls the problems

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APPENDIX C

Comments for Licensing Application 22/02415/LAPREM

Application Summary

Application Number: 22/02415/LAPREM

Address: 17 Clarendon Road Southsea PO5 2ED

Proposal: Premises Licence

Case Officer: Ms Debra Robson

Customer Details

Name: Mrs Zena Lucas-Young

Address: 11 Clarendon Road, Southsea PO5 2ED

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:01/09/2022 7:47 PM We wish to register our objection to this proposal to extend the licensing hours of Friday & Saturday nights to 0100am, we as local residents aged 60 & 66 respectively living just 3 doors away and have been suffering from unacceptable levels of noise from cliental drinking in these premises. Returning of an evening there customers are smoking and blocking the pavement who congregate out side the front. The noise of an evening in this road is becoming unbearable particularly from this establishment which seems to be poorly managed, neither the premises owners or police alike manage the problems. How they propose to keep customers within these premises in the early hours seems highly unlikely given there terrible track record thus far. The owners have never made any attempt to controls the existing problems

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APPENDIX C

Dear Sir/Madam,

Application Summary

Address: 17 Clarendon Road Southsea PO5 2ED

Proposal: Premises Licence

Case Officer: Ms Debra Robson

Customer Details

Name: Mr Robert Pennicott

Email:

Address: 13a Clarendon Road, Southsea PO5 2ED

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comments: 16/09/2022 12:43 PM Dear sir

Ref Sherlock's bar. 17 Clarendon road Southsea. Po52ed

We write to express our grave concerns regarding the application to extend the opening times of the above premises.

Currently the bar should ONLY serve alcohol and play music until 11pm but even this creates a great deal of noise and disturbance way beyond this time, people singing and shouting, slamming of car doors and cars screeching off down the road. Using our front door as a public toilet and leaving cans and bottles at our door, treating our front entrance as a their smoking area, stubbing cigarettes out on the wall and leaving all the cigarette ends and empty packs.

This is a residential area with private dwellings above and all around the bar, many with young children, to have the opening hours extended till the early hours of the morning would be intolerable.

It is already difficult to walk past the bar on the pavement as it is often blocked with people drinking and singing, as my partner is registered disabled it can be very intimidating just trying to enter our home.

My partner and I get up at 5am for work and need a good nights sleep which would be impossible if the opening hours were to be extended with the noise and disruption until the early hours of the morning.

We feel it would be a very bad idea to extend the opening hours considering the disruption it will cause to the local residence.

Kind regards

APPENDIX C

From: Maidment, Richard
Sent: 25 August 2022 16:21
To: Licensing Shared Email
Subject: Sherlocks Bar 17 Clarendon Road 22/02415/LAPREM

Further to the above application to extend the opening hours of the venue and provide entertainment in the form of recorded music until 01:00hrs Friday and Saturday I wish to make representations to promote the prevention of public nuisance.

We already receive complaints regarding loud music breaking out of the premises and also rowdy behaviour of customers drinking and smoking outside the premises as well as at the end of the night when they leave.

The premises are located right at the beginning of the residential area of Clarendon Road and directly opposite a 4 storey block of dwellings overlooking the entrance, therefore it is potentially a sensitive location.

The front facade of the building is entirely glazed offering very little in the way of attenuation particularly to lower frequency bass noise and there is no lobby on the entrance, therefore noise will break out of the premises each time the door is opened.

To prevent public nuisance the applicant has offered to keep the door closed and there will be no drinking outside during this period, however the door will still be opened by customers entering and leaving the premises and they will also loiter outside to smoke.

To protect public amenity the opening hours were restricted by Planning Services to 08:00 - 23:00hrs. Therefore I feel the premises licence should reflect the timings of the planning permission.

regards

Richard Maidment
Principal Regulatory Services Officer

Regulatory Services
Portsmouth City Council
Civic Offices
Guildhall Square
Portsmouth
PO1 2AL

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1918 CLARENDON ROAD

SOUTHSEA

PORTRIMOUTH

POST 2ED.

TEL: [REDACTED]

EMAIL: [REDACTED]

5th / SEPTEMBER 22

DEAR RICHARD + DEBBIE,

THIS A LETTER OF FULL SUPPORT FOR YOU GUYS!

AS YOUR CLOSEST NEIGHBOUR I DO NOT HAVE ANY
ISSUES WITH NOISE IN YOUR BAR, HAVING MET
YOU BOTH, YOU WERE VERY COURTEOUS AND
FRIENDLY AND GREAT BAR STAFF.

MY PROPERTY IS NEXT DOOR TO YOU, IF I CANT
HEAR ANY NOISE, THEN I FIND IT HARD TO

BELIEVE PEOPLE COMPLAINING ABOUT HIGH LEVELS
OF NOISE, FURTHER DOWN THE ROAD!

I PERSONALLY THINK THAT ITS A CASE, THERE'S A BAR
IN THIS ROAD, AND SOME RESIDENTS TAKE OFFENCE
OF A BAR IN THEIR ROAD!!

IF YOU NEED A WITNESS AND SUPPORT I WILL GLADLY
BACK YOU,

YOURS SINCERELY

[REDACTED]
SHAUN JONES

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APPENDIX C

From: hakan og
Sent: 17 September 2022 13:25
To: info@sherlocks
Subject: Agora Restaurant

Good Afternoon,

I am writing to you as the manager and owner of Agora Restaurant in Southsea, PO5 4ED.

I would like to provide my views on Sherlocks Bar staying open till later for entertainment purposes for their customers with their music/live performances etc.

This is something I would be content with as Sherlock's bar is a successful business that attracts many new and old customers to the street we are located on. This not only attracts more business to the area, but it allows us to have an increase in new customers who visit my business.

Sherlock Bar is a successful business with a very high rating from customers because of the lively entertainment they provide. I am happy and support their wishes to continue this form of entertainment with loud, lively music as it is what makes their business special.

As their neighbors, we give them our full support.

Yours Sincerely,

Mr. Hakan Og.

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To whom it may concern,

My name is Rebecca Simmons and I am founder of Spark Community Space a registered charity in Portsmouth (1191751). This letter is to say how thankful we are to the Debbie and Richard owners of Sherlock's Bar Clarendon Road Southsea.

They have been great encouragers of our Charity, allowing us to have their beautiful venue for us to start our Coffee and Cake space. They gave it to us rent free and without any barriers so that we could be run on a donation basis, so that all people could feel valued, and find self worth.

The venue is exceptionally well loved , and gave us a great start to see how we would be received and sound in the City - without their kindness and generosity to us we would not have been able to help so many people find confidence to get out of their homes. We are forever grateful that both of them love their community to give us the start we needed without hesitation.

We now have the great start we needed as a charity to carry on in our New Forever Home - but without Debbie and Richard we still would not have got off the starting line. This is more than a pub, its part of the community and a friendly welcoming space for all ages.

Yours truly

Mrs R Simmons
Founder Spark Community Space

Email: [REDACTED]

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APPENDIX C

From: info@santyago

Sent: 16 September 2022 18:53

To: info@sherlocks

Subject: supporting local businesses

To Who it may concern

I am writing with regards to Sherlock's bar on Clarendon road in Southsea. Since this bar has opened it has brought nothing but A great community vibe and More business to other local independent shops, restaurants & bars which over the last few years has been no easy feat for any of us. I have heard they have applied to extend their licence to 1am, being the general manager of Sant Yago for the last 5 years and working in Southsea in this industry for 16 years. I do not see any other outcome for this later licence than being positive. Especially as many bars just around the corner and up the road have licences till 3am and beyond.

I hope this email finds you well and the outcome of your decision is the right one for our community in Southsea and independent business in Portsmouth and around the country.

Kindest regards Austen
General Manager Sant Yago

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APPENDIX C

From: Peter

Sent: 17 September 2022 18:13

To: info@sherlocks

Subject: Great full thanks.

Dear Richard and Debbie.

I thought it fit and proper to send you both my great full thanks for providing myself, my family, friends and work colleagues a wonderful evening at Sherlocks Bar when I retired from Hampshire Constabulary. Soon after that evening I received many kind words of thanks and how much they enjoyed the venue and the professionalism of the host and their staff was second to none. My police family were particularly impressed with the order of which you both operated the bar and the consideration shown to the immediate residential area. I know that'll speak on behalf of many of your regulars who are thankful for all your hard work in making Sherlocks Bar a safe and enjoyable venue to visit. Once again thank you both.

Kind regards

Peter.

Sent from my iPhone

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APPENDIX C

From Cllr Steve Pitt

Hi Rocky,

I understand that Sherlock's has an application in to see extend their opening hours.

Richard and Debbie at Sherlock's have been absolutely key in helping the voluntary group Spark Community to grow and develop over the last two years, by providing their establishment free of charge every week to Becki and her team. Spark reconnect people who have become isolated from the community or lack the confidence needed to rebuild their lives, helping them to grow in confidence and self-esteem.

Clearly the Sherlock's team have the community values and investment that was once the very definition of a 'local' but is a far rarer commodity these days and should be applauded.

I hope their application to extend their hours is supported.

Many thanks,

Steve

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APPENDIX C

From: Ryder, Scott

Sent: 27 July 2022 12:07

To: Robson, Debra

Subject: 17/00347/FUL RE: Sherlocks, 17 Clarendon Road - 22/02415/LAPREM

Hi Debbie,

Please be aware that there is a planning condition on the existing planning permission relating to permitted hours of opening being restricted to 11pm. The applicant will have to undergo a variation of condition application in order to extend the opening hours of the bar on Friday and Saturday night as requested. Please find the decision notice attached. Class A3 use also may not be an appropriate use class use due to the nature of the property. I think the property is predominantly a bar and should technically be class A4.

3) The restaurant/cafe (Class A3) hereby permitted shall be closed to and vacated of customers between 23:00 and 08:00 Sunday to Friday and 23:00 to 09:00 Saturday to Sunday.

Kind regards,

Scott

Scott Ryder | Contaminated Land Technical Assistant

Regeneration Directorate | Planning & Economic Growth - Contaminated Land Portsmouth City Council | Civic Offices | Guildhall Square | Portsmouth | PO1 2AL

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Chocablock Limited
The Chocolate Lounge
323 Copnor Road
Portsmouth
Hampshire
PO3 5EG

On behalf of: Chocablock Limited FAO Mr Michael Collins

LOCATION:

17 Clarendon Road Southsea PO5 2ED

DESCRIPTION OF DEVELOPMENT:

Change of use to restaurant/cafe (Class A3)

In pursuance of powers under the above mentioned Acts the City Council, as Local Planning Authority, **GRANT PLANNING PERMISSION** for the development indicated above in accordance with the application, drawings and other particulars valid on 16 March 2017 **and subject also to compliance with the following conditions:-**

1) The development hereby permitted shall be begun before the expiration of 3 years from the date of this planning permission.

2) Unless agreed in writing by the Local Planning Authority, the permission hereby granted shall be carried out in accordance with the following approved drawings - Location Plan (1:1250), Site Plan (1:500) Floorplans.

3) The restaurant/cafe (Class A3) hereby permitted shall be closed to and vacated of customers between 23:00 and 08:00 Sunday to Friday and 23:00 to 09:00 Saturday to Sunday.

4)

(a) No cooking processes other than the preparation of hot beverages, chocolate baking, crepes or waffles; toasting of bread; or the heating of food in a microwave oven, or domestic cooking device shall be undertaken within Class A3 premises hereby permitted (unless a suitable kitchen extract ventilation system has been installed in accordance with a scheme submitted to and approved by the Local Planning Authority through a formal planning application); and,

(b) Prior to the commencement of any other cooking operation than those described in condition 4a) (as limited to preparation of hot beverages, chocolate baking, toasting of bread or heating of food in a microwave oven, domestic oven or domestic cooking device) details of the proposed external flue and kitchen extraction system to suppress and disperse odour and fumes emitted from cooking operations arising from this use shall be submitted to and approved in writing by the local planning authority; and such approved equipment shall thereafter be operated for as long as the Class A3 continues.

The reasons for the conditions are:-

- 1) To comply with Section 91 of the Town and Country Planning Act 1990.
- 2) To ensure the development is implemented in accordance with the permission granted.
- 3) In the interests of protecting residential amenity from excessive noise and disturbance in accordance with policy PCS23 of the Portsmouth Plan.
- 4) In the interests of visual amenity and to protect residential properties from excessive nuisance from cooking fumes/odour and noise disturbance in accordance with policy PCS23 of the Portsmouth Plan.

PRO-ACTIVITY STATEMENT

Notwithstanding that the City Council seeks to work positively and pro-actively with the applicant through the application process in accordance with the National Planning Policy Framework, in this instance the proposal was considered acceptable and did not therefore require any further engagement with the applicant.

City Development and Cultural Services
Civic Offices
Guildhall Square
Portsmouth PO1 2AU
Telephone (023) 9282 2251



Assistant Director of Culture & City Development
18 May 2017

planning@portsmouthcc.gov.uk
Web: www.portsmouth.gov.uk

TOWN AND COUNTRY PLANNING ACT 1990

NOTIFICATION TO BE SENT TO AN APPLICANT WHEN A LOCAL PLANNING AUTHORITY REFUSE PLANNING PERMISSION OR GRANT IT SUBJECT TO CONDITIONS

Appeals to the Secretary of State

- If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.
- If you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice.
- Appeals must be made using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 5000) or online at <https://acp.planninginspectorate.gov.uk>
- The Secretary of State can allow a longer period for giving notice of an appeal but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
- The Secretary of State need not consider an appeal if it seems to the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.

IT DOES NOT CONSTITUTE AN APPROVAL UNDER THE BUILDING REGULATIONS

You should also be advised that you may have obligations under the Party Wall Act 1996

THE APPLICANT IS RECOMMENDED TO KEEP THIS DOCUMENT WITH THE TITLE DEEDS OF THE PROPERTY

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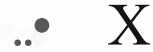


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Sherlocks Bar Southsea

42m • G



The weekend starts here

Open from midday, Sherlocks Bar, will be serving food ALL DAY and brilliant deals on ALL drinks from 5pm till 7pm.

There will be sun on our seated terrace ALL DAY and cool Air Con in the bar too.

Music from 7pm with the fabulous Lisa Marie followed by a Motown and Soul session from DJ PEX.



Home



Gaming



Feeds



Notifications



Menu





Sherlock's Bar
SOUTHSEA

3 FOR 2
ON ALL DRINKS
BETWEEN
5 AND 7

17 CLARENDON ROAD, SOUTHSEA, PO5 2ED



02392 861191



@SherlocksBarSouthsea

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