



PCouncil Offices, Kiln Road,  
Thundersley, Benfleet,  
Essex SS7 1TF.  
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**David Marchant** LLB (Hons) BSc (Hons) CEng FICE FCMI  
**Chief Executive**

## **AGENDA**

<b>Committee:</b>	<b>LICENSING SUB-COMMITTEE</b>
<b>Date and Time:</b>	<b>Friday 19<sup>th</sup> August 2016 at 1.30pm</b>
<b>Venue:</b>	<b>Council Chamber</b>
<b>Membership:</b>	<b>Councillors E. Egan, Greig and Mumford</b>
<b>Officers attending:</b>	<b>Mel Harris - Head of Licensing &amp; Safer Communities Andrew Smith – Corporate Legal Adviser</b>
<b>Committee Enquiries:</b>	<b>John Riley, Ext. No. 2417</b>

### **PART I**

**(Business to be taken in public)**

- 1. Appointment of Chairman**
- 2. Procedure for the Sub-Committee (as attached)**
- 3. Temporary Event Notice under the Licensing Act 2003 made by the Bread and Cheese Public House, 520 London Road, Benfleet, Essex. SS7 1AA**
- 4. Decision**

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## **PROCEDURE FOR SUB-COMMITTEE**

### **1. Introductions**

- a. Chairman introduces Panel Members to the applicant.
- b. Chairman identifies officers and their roles.
- c. Applicant identifies themselves, any representative and any accompanying persons. They also identify who intends to present the case.
- d. Relevant Responsible Authorities identify themselves.
- e. Interested Parties identify themselves.

### **2. Case summary by Head of Licensing and Safer Communities** See agenda item No. 3

### **3. The Relevant Responsible Authority(s) Submission**

- a. The Relevant Responsible Authority(s) and any witnesses will submit to the Panel the reasons for the hearing in the case before them.
- b. Opportunity for the applicant or representative to question the relevant responsible authority(s) and witnesses on their submissions (note: this is an opportunity to ask questions arising from the submissions – not to make statements – an opportunity comes later when summing up).
- c. Opportunity for Panel Members to question the Relevant Responsible Authority(s) and witnesses on their submission.

### **4. Interested Parties Submission (if any)**

- a. Any interested parties will submit to the Panel the reasons for the hearing in the case before them.
- b. Opportunity for the applicant and the relevant responsible authority(s) to question the interested parties on their submissions.
- c. Opportunity for Panel Members to question the interested parties and witnesses on their submission.

### **5. The Applicant's Submission**

- a. The applicant or their representative will submit their case (to include consideration of any written representations). Witnesses may be called.

- b. Opportunity for relevant responsible authority, followed by interested parties (if any) to question the applicant and any witnesses on their submission(s).
- c. Opportunity for Panel to question the applicant and any of their witnesses on their submission(s).

**6. Questions from Panel**

Opportunity for any final questions from Panel to either side.

**7. Adjournment**

Proceedings will be adjourned while the Panel withdraw to consider its decision. During this time the Clerk will accompany the Panel to record the decision. The Committee may request the presence of the Legal Advisor to give them legal advice.

**8. Decision**

The Panel will reconvene and the Chairman will announce the decision, and:-

- 1. If approved, give details of any conditions attached to the licence (if any)
- 2. If refused, give the reasons for refusal
- 3. Inform the applicant of their rights of appeal

**9. Conclusion**

The Chairman will close the proceedings

**LICENSING SUB COMMITTEE**

**19<sup>th</sup> August 2016**

**Subject: Temporary Event Notice under the Licensing Act 2003 made by Bread and Cheese Public House, 520 London Road, Benfleet, Essex, SS7 1AA**

**Report of: Head of Licensing and Safer Communities – Melanie Harris**

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**1. Purpose of Report**

To consider a Temporary Event Notice for the Bread and Cheese Public House, 520 London Road, Benfleet, Essex, SS7 1AA.

**2. Background**

- 2.1 Temporary events are small scale events of which licensable activities form part, that are allowed to take place without the need for a premises licence or club premises certificate. The event organiser (who must be over 18 years) has to notify the Licensing Authority, by giving a "temporary event notice" (TEN).

There are certain limitations imposed on this system. These include:

- No more than 499 people (including staff/organisers) attending at any one time.
- An individual is limited to giving 5 TENs in a calendar year, unless they are a personal licence holder for the sale of alcohol, in which case they can give 50.
- A limit of 12 temporary event notices may be given in respect of any particular premises in a calendar year.
- An event may last for no more than 96 hours.
- The maximum aggregate duration of the periods covered by temporary event notices at any individual premises of 15 days.

Temporary Event Notices can also be used to extend entertainment activities or hours of operation as is the case here. A premises with a Premises Licence may extend the hours or scope of their operation by the use of Temporary Event Notices. Up to 12 events per year can be held under this provision at a particular premises. These events may last for up to 168 hours provided less than 500 people are accommodated and provided the total number of days used for these events does not exceed 21 per year.

## 2.2 Police and Environmental Health Intervention

Under Home Office Revised Guidance (March 2015), the system of permitted temporary activities gives police and Environmental Health Authorities (EHAs) the opportunity to consider whether they should object to a TEN on the basis of any of the licensing objectives.

If the police or EHA believe that allowing the premises to be used in accordance with the TEN will undermine the licensing objectives, they must give the premises user and the licensing authority an objection notice. The objection notice must be given within the period of three working days following the day on which they received the TEN.

Where a standard TEN was given the licensing authority must consider the objection at a hearing. At the hearing, the police, EHA and the premises user may make representations to the licensing authority. Following the hearing, the licensing authority may decide to impose conditions which already apply to an existing premises licence or club premises certificate at the venue, or prevent the event going ahead.

Such cases might arise because of concerns about the scale, location, timing of the event or concerns about public nuisance. However, in most cases, where for example, alcohol is supplied away from licensed premises at a temporary bar under the control of a personal licence holder, (such as at weddings with a cash bar or small social or sporting events) this should not usually give rise to the use of these powers.

The police or the EHA (as relevant persons) may contact the premises user to discuss their objections and try to come to an agreement which will allow the proposed licensable activities to proceed. The Ten can be modified for example by changing the details or parts of the premises that are to be used for the event.

The 2003 Act provides that only the licensing authority can impose conditions to a TEN from the existing conditions on the premises licence or club premises certificate at the venue. The licensing authority can only do so:

- if the police or the EHA have objected to the TEN;
- if that objection has not been withdrawn;
- if there is a licence or certificate in relation to at least a part of the premises in respect of which the TEN is given;
- and if the licensing authority considers it appropriate for the promotion of the licensing objectives to impose one or more conditions.

This decision is one for the licensing authority alone, regardless of the premises user's views or willingness to accept conditions. The conditions must be notified to the premises user on the form prescribed by regulations.

Section 105 of the 2003 Act is clear that a licensing authority must hold a hearing to consider any objections from the police or EHA unless all the parties agree that a hearing is not necessary. If the parties agree that a hearing is not necessary and the

licensing authority decides not to give a counter notice on the basis of the objection, it may impose existing conditions on the TEN.

### **3. Premises Licence**

The premises is located on London Road, Bread and Cheese Hill, with a garden to south side of the premises. The premises has a licence under the Licensing Act 2003 which permits the sale of alcohol, provision of late night refreshment and the provision of regulated entertainment inside of the premises.

A copy of the Premises Licence is attached at Appendix 1 of the report.

### **4. Temporary Event Notice**

The Temporary Event Notice was received on 3 August 2016 and the date of closure for representations was three working days after the application was received which was 8 August 2016.

The Notice is for the following provisions:

- Saturday 27<sup>th</sup> August to sell alcohol outside 12pm - 20.00 & live band playing in the garden 3-5pm
- Sunday 28<sup>th</sup> August to sell alcohol outside 12pm - 20.00
- Monday 29<sup>th</sup> August to sell alcohol outside 12pm – 20.00

A copy of the Notice is attached at Appendix 2 of the report

### **5 Representations received**

Section 100 of the Act states that the organiser of a Temporary Event must give the Authority notice of the proposed event. Section 104 of the Act states that a copy of the notice must also be provided to the Police and Environmental Health. No notification needs to be given to other authorities.

One representation was received 8<sup>th</sup> August 2016 from Environmental Health.

A copy of the email is attached at Appendix 3 of the report

### **6. Options**

The Sub-Committee is advised that it has the following options when determining this application.

- (i) Allow the licensable activities to go ahead
- (ii) Allow the licensable activities to go ahead and impose one or more of the existing licence conditions and/or new conditions on the TEN
- (iii) Decide the temporary event should not take place

**Recommendation**

**The decision of the Sub Committee is required following proper consideration of the application and any representations made to the Sub Committee.**

**Resolution Required.**

**Appendices**

Appendix 1 – Premises Licence

Appendix 2 - Temporary Event Notice

Appendix 3 – Representation email from Environmental Health

**Background Papers:**

Application file held by the Licensing Authority

Licensing Act 2003

Home Office Revised Guidance issued under section 182 of the Licensing Act

March 2015, p.37-38

[https://www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/418114/182-Guidance2015.pdf](https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/418114/182-Guidance2015.pdf)



LOCAL AUTHORITY



Regeneration & Neighbourhoods  
Licensing Department  
Castle Point Borough Council  
Council Offices, Kiln Road,  
Thundersley, Benfleet,  
Essex SS7 1TF  
Tel: 01268 882200

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

**BREAD AND CHEESE**

520 LONDON ROAD, BENFLEET, ESSEX, SS7 1AA.

Telephone 01268 795999

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- entertainment facilities for making music
- entertainment facilities for dancing
- entertainment of a similar description to that falling within entertainment facilities for making music or dancing
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
			BANK HOLIDAY SUNDAYS
F. Playing of recorded music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
			BANK HOLIDAY SUNDAYS
I. Provision of facilities for making music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight



## Premises Licence

## THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To	
I. Provision of facilities for making music (Indoors) continued ...	Christmas Eve	8:00pm	Midnight	
	Boxing Day	8:00pm	Midnight	
	New Years Eve	8:00pm	2:00am	
	Bank Holiday	8:00pm	11:00pm	BANK HOLIDAY SUNDAYS
J. Provision of facilities for dancing (Indoors)	Thursday	8:00pm	11:00pm	
	Friday and Saturday	11:00am	Midnight	
	Christmas Eve	8:00pm	Midnight	
	Boxing Day	8:00pm	Midnight	
	New Years Eve	8:00pm	2:00am	
	Bank Holiday	8:00pm	11:00pm	BANK HOLIDAY SUNDAYS
K. Provision of facilities for entertainment of a similar description to that falling within I or J (Indoors)	Thursday	8:00pm	11:00pm	
	Friday and Saturday	11:00am	Midnight	
	Christmas Eve	8:00pm	Midnight	
	Boxing Day	8:00pm	Midnight	
	New Years Eve	8:00pm	2:00am	
	Bank Holiday	8:00pm	11:00pm	BANK HOLIDAY SUNDAYS
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday to Thursday	11:00am	11:00pm	
	Friday and Saturday	11:00am	Midnight	
	Sunday	Noon	10:30pm	
	Christmas Eve	11:00am	Midnight	
	Boxing Day	11:00am	Midnight	
	New Years Eve	11:00am	3:00am	
	Bank Holiday	Noon	Midnight	BANK HOLIDAY SUNDAYS

## THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To	
Monday to Thursday	11:00am	11:30pm	
Friday and Saturday	11:00am	12:30am	
Sunday	Noon	11:00pm	
Bank Holiday	Noon	12:30am	BANK HOLIDAY SUNDAYS
Christmas Day	11:00am	12:30am	
Boxing Day	11:00am	12:30am	
New Years Eve	11:00am	3:30am	

## WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises



Licensing Act 2003  
**Premises Licence**

**CPBC/LU/366**

Part 2

NAME (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

SIMMONS LEISURE LTD  
36 EXFORD AVENUE, WESTCLIFF ON SEA, SS0 0EF.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

SIMMONS LEISURE LTD

9309173

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE  
AUTHORISES THE SUPPLY OF ALCOHOL

KATIE SIMMONS

296 THUNDERSLEY PARK ROAD, BENFLEET, ESSEX, SS7 1AH.

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR  
WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. CP/PL0774

Issued by Castle Point



**Premises Licence****ANNEXES****ANNEX 1 - MANDATORY CONDITIONS****MANDATORY LICENSING CONDITIONS**

**NO SALE 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 PERSONAL LICENCE IS SUSPENDED.**

**EVERY SUPPLY OF ALCOHOL UNDER THE PREMISES LICENCE MUST BE MADE OR AUTHORISED BY A PERSON WHO HOLDS A PERSONAL LICENCE.**

**MANDATORY LICENSING CONDITIONS**

**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**





## ANNEXES continued...

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).

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

3. (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.

4. 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: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml; and

(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.



## ANNEXES continued

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(a);

(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(b)



**ANNEXES continued**

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 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.

**ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE**

A 30 minute drinking up time on top of the last permitted sale of alcohol to allow customers to use the toilet facilities and disperse from the premises.

Locations of fire safety and other safety equipment subject to change in accordance with the requirements of the responsible authorities or following a risk assessment.

Any detail shown on the plan that is not required by the Licensing plans regulations is indicative only and subject to change at any time.

**PREVENTION OF CRIME AND DISORDER**

- The licensee shall ensure that an effective Closed Circuit Television (CCTV) surveillance system that records in real time covering licensable areas all exits/areas front forecourt grounds, and any areas where the public have access shall be maintained. Recording shall be retained for thirty days A member of staff will always be on duty that is able.
- A suitably worded sign of sufficient size and clarity shall be displayed at the point of entry to the premises, and in a suitable location at the point of sale, advising customers that CCTV is operating in the premises.
- The DPS shall be responsible for ensuring that staff complete challenge 25 training and training in relation to the licensing law including the sale of alcohol to people who are drunk before making any sales of alcohol.



## ANNEXES continued...

- Written records of staff training shall be retained on the premises and made available to the Police/Licensing Authority upon reasonable request.
- An incident book shall be retained on the premises to record all incidents. The book shall be made available to the Police/Licensing Authority upon reasonable request.
- A refusals book shall be retained behind each bar on the premises to record refusals of sales of alcohol. The book shall be made available to the Police/Licensing Authority upon reasonable request.
- The Licensee shall risk assess the need for door supervisors for any function they may hold including live bands
- The Car Park and rear garden area will be well lit at all times when licensable activities are taking place.
- The licensee shall within three months from the date of the grant create a scheme of written policies in agreement with police which will include:

- Dispersal Policy
- Drugs Policy to include regular toilet checks.
- Noise Policy

Any adjustments to these policies will need to be agreed by Essex Police.

**PUBLIC SAFETY**

Staff will be trained in all legislation relevant to their job role.

**PREVENTION OF PUBLIC NUISANCE**

Notices will be displayed asking customers to leave the premises quietly and respect neighbours.

Doors and windows will remain closed (except for access to and egress from the premises) after 22:00hrs during any regulated entertainment.

**PROTECTION OF CHILDREN FROM HARM**

Children will be accompanied by an adult.

The Challenge 25 scheme shall be adopted at the premises, whereby anyone who appears to be under the age of 25 shall be asked for identification to prove that they are over 18 years old. The only acceptable forms of ID are passports, UK photocard driving licences and "PASS" logo accredited proof of age cards.





**ANNEXES continued**

A 30 minute drinking up time on top of the last permitted sale of alcohol to allow customers to use the toilet facilities and disperse from the premises.

Locations of fire safety and other safety equipment subject to change in accordance with the requirements of the responsible authorities or following a risk assessment.

Any detail shown on the plan that is not required by the Licensing plans regulations is indicative only and subject to change at any time.

**ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY**

Conditions yet to be entered.

**Designated Licensing Officer**



## Premises Licence Summary

## LOCAL AUTHORITY



**Regeneration & Neighbourhoods  
Licensing Department**  
**Castle Point Borough Council**  
 Council Offices, Kiln Road,  
 Thundersley, Benfleet,  
 Essex SS7 1TF  
 Tel: 01268 882200

## Premises Details

## POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

**BREAD AND CHEESE**

520 LONDON ROAD, BENFLEET, ESSEX, SS7 1AA.

Telephone 01268 795999

## WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

## LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- entertainment facilities for making music
- entertainment facilities for dancing
- entertainment of a similar description to that falling within entertainment facilities for making music or dancing
- the sale by retail of alcohol

## THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
BANK HOLIDAY SUNDAYS			
F. Playing of recorded music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
BANK HOLIDAY SUNDAYS			
I. Provision of facilities for making music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight



## Premises Licence Summary

## THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued

Activity (and Area if applicable)	Description	Time From	Time To
I. Provision of facilities for making music (Indoors) continued ...	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
			BANK HOLIDAY SUNDAYS
J. Provision of facilities for dancing (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
			BANK HOLIDAY SUNDAYS
K. Provision of facilities for entertainment of a similar description to that falling within I or J (Indoors)	Thursday	8:00pm	11:00pm
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	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
			BANK HOLIDAY SUNDAYS
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday to Thursday	11:00am	11:00pm
	Friday and Saturday	11:00am	Midnight
	Sunday	Noon	10:30pm
	Christmas Eve	11:00am	Midnight
	Boxing Day	11:00am	Midnight
	New Years Eve	11:00am	3:00am
	Bank Holiday	Noon	Midnight
			BANK HOLIDAY SUNDAYS

## THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Thursday	11:00am	11:30pm
Friday and Saturday	11:00am	12:30am
Sunday	Noon	11:00pm
Bank Holiday	Noon	12:30am
Christmas Day	11:00am	12:30am
Boxing Day	11:00am	12:30am
New Years Eve	11:00am	3:30am
		BANK HOLIDAY SUNDAYS

## WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

## NAME (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

SIMMONS LEISURE LTD

36 EXFORD AVENUE, WESTCLIFF ON SEA, SS0 0EF.

## REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

SIMMONS LEISURE LTD

9309173



# Premises Licence Summary

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

KATIE SIMMONS

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

CHILDREN ARE NOT RESTRICTED OR PROHIBITED FROM ACCESS TO THE PREMISES

**Designated Licensing Officer**





### Temporary Event Notice

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

You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (please read notes)			
1. Your name			
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input checked="" type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname	Simmons		
Forenames	Kate		
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input checked="" type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname			
Forenames			
3. Your date of birth		Day 31	Month 10 Year 1989
4. Your place of birth		United Kingdom	
5. National Insurance Number		JN681691D	
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
520 London Road			
Post town Benfleet		Post code SS7 1AA	
7. Other contact details			
Telephone numbers	07979187558		
Daytime			
Evening (optional)			
Mobile (optional)			
Fax number (optional)			
E-Mail Address (if available)	katesimmons@breadandcheesepub.com		
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)			

3. The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please mark an "X" next to the licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol	<input checked="" type="checkbox"/>	
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>	
The provision of regulated entertainment	<input checked="" type="checkbox"/>	
The provision of late night refreshment	<input type="checkbox"/>	
Are you giving a late temporary event notice? (Please read note 7)	<input type="checkbox"/>	
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)		
Saturday 27 <sup>th</sup> , Sunday 28 <sup>th</sup> , Monday 29 <sup>th</sup> August 2016		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)		
Saturday 27 <sup>th</sup> August – to sell alcohol outside 12pm – 20:00 & Live band playing in garden 3-5pm. Sunday 28 <sup>th</sup> August – To sell alcohol outside 12pm – 20:00. Monday 29 <sup>th</sup> August – To sell alcohol outside 12pm – 20:00		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)	250	
If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please mark an "X" next to the appropriate box). (Please read note 11)	On the premises only	<input type="checkbox"/>
	Off the premises only	<input type="checkbox"/>
	Both	<input checked="" type="checkbox"/>


4. Personal licence holders (Please read note 12)		
Do you currently hold a valid personal licence? (Please mark an "X" in the box that applies to you)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.		
Issuing licensing authority	Castle Point	
Licence number	CP/PL0774	
Date of issue	12 DEC 2014	
Date of expiry	11 DEC 2024	

5. Previous temporary event notices you have given. (Please read note 13)



copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, send a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, send a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclose payment of the fee for the application	<input type="checkbox"/>
Sign the declaration in Section 9 below	<input checked="" type="checkbox"/>

<b>8. Condition. (Please read note 16)</b>
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

<b>9. Declarations. (Please read note 17)</b>	
The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence:	
(i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine not exceeding level 5 on the standard scale; and	
(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	02/08/2016
Name of Person signing	Kate Simmons

For completion by the licensing authority

<b>10. Acknowledgement. (Please read note 18)</b>	
I acknowledge receipt of this temporary event notice.	
Signature	On behalf of the licensing authority
Date	
Name of Officer signing	





**Melanie Harris**

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**From:** Janette Parker-East  
**Sent:** 08 August 2016 15:29  
**To:** Licensing Unit  
**Cc:** Simon Llewellyn; Scott Grant  
**Subject:** TEN for 19/08/16, TEN for 27-29/08/16 & TEN for 17/09/16 & - Bread & Cheese

Good Afternoon,

I would like to make representations on behalf of Environmental Health to these TENs.

Since air conditioning and acoustic glazing were fitted to the premises in April we had not had noise nuisance complaints reported following the indoor Soul Nights in April, May and June when the windows and doors were kept closed.

The current licence provides for windows and doors to be kept closed but the indoor event (Soul Night) in July the windows and doors were opened and we received complaints of noise nuisance following the event.

A TEN was given for the 23<sup>rd</sup> July which allowed the sale of alcohol in the garden and we subsequently received 5 separate complaints. In addition, all the complainants make reference to additional nuisance issues such as considerable increases in parked cars inconsiderately parked and late night revellers in the streets both making a noise and relieving themselves.

Although it is early days as far as the noise investigation is concerned I believe that the request made for these TENs for the sale of alcohol in the garden will result in further noise nuisance problems.

Since acoustic glazing, air conditioning and closed external doors and windows were required to remove the noise nuisance of the Soul Night which was indoors I cannot foresee any circumstances where allowing service of alcohol in an open garden and the resultant music (recorded, live or amplified) will not result in a noise nuisance to neighbouring properties.

Yours faithfully,

**Mrs J M Parker-East** BSc (Hons) MCIEH CEnvH, F.R.S.H  
Environmental Health Officer

YOUR VOTE MATTERS

MAKE SURE YOU'RE IN



Castle Point Borough Council | telephone: 01268 882308 | email: [jparker-east@castlepoint.gov.uk](mailto:jparker-east@castlepoint.gov.uk)  
| website: [www.castlepoint.gov.uk](http://www.castlepoint.gov.uk)

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