




**Brighton & Hove  
City Council**

# Licensing Panel

(Licensing Act 2003 Functions)

Title:	<b>Licensing Panel (Licensing Act 2003 Functions)</b>
Date:	<b>21 September 2018</b>
Time:	<b>10.00am</b>
Venue	<b>Hove Town Hall, Room G90 - Hove Town Hall</b>
Members:	<b>Councillors:</b> O'Quinn, Page and Marsh
Contact:	<b>Tom McColgan</b> Democratic Services Officer 01273 290569 tom.mccolgan@brighton-hove.gov.uk

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AGENDA

35 TO APPOINT A CHAIR FOR THE MEETING

WELCOME & INTRODUCTIONS

36 PROCEDURAL BUSINESS

(a) **Declaration of Substitutes:** Where Councillors are unable to attend a meeting, a substitute Member from the Licensing Committee may attend, speak and vote in their place for that meeting.

(b) **Declarations of Interest:**

- (a) Disclosable pecuniary interests;
- (b) Any other interests required to be registered under the local code;
- (c) Any other general interest as a result of which a decision on the matter might reasonably be regarded as affecting you or a partner more than a majority of other people or businesses in the ward/s affected by the decision.

In each case, you need to declare

- (i) the item on the agenda the interest relates to;
- (ii) the nature of the interest; and
- (iii) whether it is a disclosable pecuniary interest or some other interest.

If unsure, Members should seek advice from the committee lawyer or administrator preferably before the meeting.

(c) **Exclusion of Press and Public:** To consider whether, in view of the nature of the business to be transacted, or the nature of the proceedings, the press and public should be excluded from the meeting when any of the following items are under consideration.

**NOTE:** Any item appearing in Part Two of the Agenda states in its heading the category under which the information disclosed in the report is exempt from disclosure and therefore not available to the public.

*A list and description of the exempt categories is available for public inspection at Brighton and Hove Town Halls.*

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Contact Officer: Mark Savage-Brookes Tel: 01273 292 100  
Ward Affected: St Peter's & North Laine

**NOTES:** *Applicants, Agents, Representatives from Statutory Authorities and Other Interested Parties are kindly requested to wait outside before the beginning of the hearing until called in together by the clerk.*

*There may be more than one item on this agenda, and as such the item you are interested in may not be heard until later in the day. However, the Chair reserves the right to alter the running order of the agenda at the start of the meeting without prior notice.*

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Date of Publication - Thursday, 13 September 2018



# Licensing Panel (Licensing Act 2003 Functions)

**Agenda Item 37**  
Brighton & Hove City Council

<b>Subject:</b>	<b>Application for a New Premises Licence under the Licensing Act 2003</b>		
<b>Premises:</b>	<b>Soul Deli Brighton Ground And Sixth Floors Mocatta House Trafalgar Place Brighton BN1 4DU</b>		
<b>Applicant:</b>	<b>NSK Foods Ltd</b>		
<b>Date of Meeting:</b>	<b>21 September 2018</b>		
<b>Report of:</b>	<b>Director of Neighbourhoods Communities &amp; Housing</b>		
<b>Contact Officer:</b>	<b>Name:</b>	<b>Mark Savage-Brookes</b>	<b>Tel: (01273) 292100</b>
	<b>Email:</b>	<b>Mark.savage-brookes@brighton-hove.gov.uk</b>	
<b>Ward(s) affected:</b>	<b>St. Peter's And North Laine</b>		

## FOR GENERAL RELEASE

### 1. PURPOSE OF REPORT AND POLICY CONTEXT

- 1.1 To determine an application for a New Premises Licence under the Licensing Act 2003 for Soul Deli Brighton.

### 2. RECOMMENDATIONS:

- 2.1 That the Panel determine an application for a New Premises Licence under the Licensing Act 2003 for Soul Deli Brighton.

### 3. CONTEXT/BACKGROUND INFORMATION & CONSULTATION

- 3.1 The application is for a New Premises Licence under the Licensing Act 2003. The applicant provided a description of the premises and proposed operation on their application form, which can be seen at Appendix A.
- 3.2 Part M (the Operating Schedule) of the application is detailed at Appendix B and the proposed plans for the licensed premises are attached at Appendix C.

### 3.3 Summary table of proposed activities

	<b>Proposed</b>
<b>M) Supply of Alcohol</b>	Every Day 07:00 to 23:00 On and off the premises
<b>O) Hours premises are open to public</b>	Every Day 07:00 to 23:30

3.4 Special Stress Area: The premises falls within the Special Stress Area. This area is deemed an area of special concern in terms of the levels of crime, disorder, and public nuisance experienced within them. (See Section 4, paragraphs 3.2 – 3.2.4)

#### **Representations received**

3.5 Details of the representations made are notified to applicants on receipt by the Licensing Authority using a pro-forma. A summary appears below:

3.6 Five representations were received. They were received from local residents, a Residents Association and a local Councillor.

3.7 Representations received had concerns relating to Prevention of Crime and Disorder and Prevention of Public Nuisance.

3.8 Following discussions between Sussex Police and the applicant an agreement was reached regarding conditions to be added to the operating schedule.

3.9 Full details of the representations and agreement are attached at Appendix D. A map of the location of the premises and showing those representations within the locality is at Appendix E. Please note that Responsible Authorities, Residents Associations and reps made from further afield are not shown on the map but can be seen at Appendix D.

## **4. COMMENTARY ON THE LICENSING POLICY**

4.1 The following extracts from Brighton & Hove City Council Statement of Licensing Policy are considered relevant to this application and **are numbered as they appear in the policy**:

### **1. Introduction**

**1.1** This Statement of Licensing Policy has been prepared in accordance with the provisions of the Licensing Act 2003 (the Act) and having regard to Guidance issued by the Home Office under Section 182 of the act. The licensing authority is Brighton & Hove City Council. The purpose of this statement is to promote the licensing objectives and set out a general approach to making licensing decisions. The discretion of the licensing authority in relation to applications under the act is only engaged if 'relevant representations' are made by other persons or responsible authorities. This policy will inform the approach to be taken when deciding

applications and imposing conditions when relevant representations are received. It is also intended as a guide for applicants as to what to include in their operating schedules, always recognising that if no representations are received, the application must be granted. The licensing authority must carry out its functions with a view to promoting the licensing objectives and this policy is framed around those objectives. Each application will be given individual consideration on its merit. The scope of this policy covers the following:

- Retail sales of alcohol;
- The supply of alcohol by or on behalf of a club, or to the order of, a member of the club;
- The provision of regulated entertainment;
- The provision of late night refreshment.

### **1.2 The licensing objectives are: -**

- (a) Prevention of crime and disorder;
- (b) Public safety;
- (c) Prevention of public nuisance;
- (d) Protection of children from harm.

### **1.3 Scope**

Licensing is about regulating licensable activities on licensed premises, by qualifying clubs and at temporary events. Any conditions attached to various authorisations will be focused on matters which are within the control of individual licensees and others with relevant authorisations; i.e. the premises and its vicinity. Each application will be given individual consideration on its merit. Nothing in this policy shall undermine the right of any individual to apply under the terms of the act for a variety of permissions and to have any such application considered on its individual merits. Similarly, nothing in this policy shall override the right of any person to make representations on an application or seek a review of a licence or certificate where provision has been made for them to do so in the act.

### **3.2 Special Stress Area**

The map below details the area of the Brighton city centre which borders the Cumulative Impact zone at 3.1.3 and which is deemed an area of special concern in terms of the levels of crime and disorder and public nuisance experienced within it. The area recommended for further monitoring and detailed guidance within the Special Policy comprise the following as pictured below delineated in purple:

## Cumulative Impact and Special Stress Area



The Special Stress Area - an area bounded by and including: the north side of Western Road, Brighton from its intersection with the west side of Holland Road northwards to its intersection with the north side of Lansdowne Road; eastwards to the junction with Furze Hill, along the north side Furze Hill to its end and then due east along Victoria Road to its junction with Montpelier Road (west side), north to where Montpelier Road joins Vernon Terrace then north to Seven Dials; north west along the west side of Dyke Road until the junction with the Old Shoreham Road, then East along the north side of Old Shoreham Road, north end of New England Road, across the north side of Preston Circus, eastwards along the north side of Viaduct Road, then at the junction with Ditchling Road, North East along the north side of Upper Lewes Road until the junction with Lewes Road; south along the Lewes Road to junction with Hartington Road, along the north side of Hartington Road until the junction with St. Helen's Road, south into May Road, eastwards until its junction with Freshfield Road, then south into Upper Bedford Street, into Bedford Street to the mean water mark south of Bedford Street, then due west until the mean water mark south of Lower Rock Gardens.

3.2.1 This Special Stress Area (SSA) is of concern to the licensing authority because of the relatively high levels of crime and disorder and nuisance experienced within it. The area will be kept under review.



- 3.2.2 New and varied applications for premises and club premises certificates within the SSA will not be subject to the presumption of refusal, but operators will be expected to pay special attention when drawing up their operating schedules and to make positive proposals to ensure that their operation will not add to the problems faced in these areas. Appendix A of the Statement of Licensing Policy, as seen on page 12 of this report, sets out a list of potential measures the licensing authority considers may be appropriate. These may be more or less appropriate depending upon the style of operation applied for.
- 3.2.3 On receipt of any application in the SSA, where a relevant representation has been made, the licensing authority will scrutinise the application carefully and will look at the measures proposed in the operating schedules and compare them to the measures set out in Appendix A, Licensing Best Practice Measures. Where discretion has been engaged, those applications which fall short may be refused or conditions applied to comply with policy measures.
- 3.2.4 The Licensing Authority will keep the Cumulative Impact Zone and Special Stress Area under review. Should the authority find that problems of crime and disorder or nuisance are not improving, or are worsening, the Special Policy will be reviewed.

### **3.3 The Matrix Approach**

#### **The Licensing Authority will support:**

- 3.3.1 Diversity of premises: ensures that there is a mix of the different types of licensed premises and attracts a more diverse range of customers from different age groups, different communities and with different attitudes to alcohol consumption. It gives potential for positively changing the ambience of the city or an area of it. This will have a positive effect in reducing people's fear of crime and in increasing the number of evening visitors to the city centre. The Community Safety Strategy recognises that too many single uses in a confined area and patrons turning out onto the streets at the same time may create opportunities for violent crime and public disorder and therefore supports: mixed use venues encouraging a wider age balance.
- 3.3.2 A "matrix" approach to licensing decisions has been adopted and is set out below. It provides a framework of what the licensing authority would like to see within its area and gives an indication of the likelihood of success or otherwise to investor and businesses making applications.

Matrix approach for licensing decisions in a Statement of Licensing Policy (times relates to licensable activities)

	<b>Cumulative Impact Area</b>	<b>Special Stress Area</b>	<b>Marina</b>	<b>Other Areas</b>
<b>Restaurant</b>	Yes (midnight)	Yes (midnight)	Yes	Yes (midnight)
<b>Café bar</b>	Yes (11.30)	Yes (midnight)	Yes	Yes (midnight)
<b>Late Night Takeaways</b>	No	Yes (midnight)	Yes	Yes (midnight)
<b>Night Club</b>	No	No	Yes	No
<b>Pub</b>	No	Yes (11pm)	Yes	Yes (midnight)
<b>Non-alcohol lead (e.g. Theatre)</b>	Yes (favourable)	Yes (favourable)	Yes	Yes (favourable)
<b>Off-licence</b>	No	No	Yes	Yes ( Up to 11pm but if in densely residential area may be earlier – see note 7 below)
<b>Members Club (club premises certificate)</b>	Yes (<100 capacity) (11pm)	Yes (<100 capacity) (11pm)	Yes	Yes

#### Notes on matrix

Subject to the following notes, the policy, as represented in the matrix, will be strictly adhered to

- 1) Each application will be considered on individual merit
- 2) Applications within the CIZ are subject to the special policy on cumulative impact at para 3.1, and those within the special stress area to the special stress policy considerations at para 3.2.
- 3) Departure from the matrix policy is expected only in exceptional circumstances
- 4) Exceptional circumstances will not include quality of management or size of venue except where explicitly stated in policy matrix.
- 5) Exceptional circumstances may include: consultation with and meeting requirements of responsible authorities, an appropriate corporate social

responsibility policy, community contribution to offset impact (such as financial contribution to infrastructure), community support, alcohol sale ancillary to business activity (demonstrable to responsible authorities and licensing authority, for instance by licence condition allowing authorised officers access to sales accounts).

- 6) The following licensing activities are encouraged and valued by the licensing authority: outdoor regulated entertainment, community based street parties, member's clubs, traditional pubs outside the city centre and non-alcohol led licensable activities, particularly within city centre.
- 7) Other Areas; consideration will be given to the nature of the area and location in relation to any application. In a residential area for example the concerns of local residents will be relevant when considering applications for off-licences, pubs or café bars, especially if there is evidence of anti-social behaviour, street drinking or underage drinking. Earlier closing times may be appropriate. Regard will be had to the Public Health Framework for assessing alcohol licensing and the Street Community and Drug Activity Profile. These documents are available on the following page of our website [www.brighton-hove.gov.uk/licensingact](http://www.brighton-hove.gov.uk/licensingact).
- 8) In an area where there are already several existing off-licences and where representations are received about negative cumulative impact on the licensing objectives of a further premises, the application may be refused on these grounds.
- 9) Outdoor events will be supported where arranged through the council's event planning process. Generally, regulated entertainment in the open air including tents and marquees should have a maximum closure hour of 2300. Earlier hours may be imposed in sensitive open spaces or near residential areas. The Licensing Authority will have regard to Noise Council guidance.

### **3.5 Off licences**

- 3.5.1 In recent years there has been a noticeable shift towards more people buying alcohol from shops and drinking at home before going out prior to going into premises such as pubs and clubs. The council is concerned that alcohol loading from off-licence sales is a significant problem in the city and adversely affects the licensing objectives as it gives rise to problems of drunkenness, disorderly behaviour and a higher risk of alcohol sales to children. Representations from the police, local residents and the director of public health at licensing panel hearings have testified to these problems and Information published in the Public Health Framework for assessing alcohol licensing presents a ward by ward analysis of crime and disorder and health data which is relevant in this respect.
- 3.5.2 The special policy on cumulative impact and the special stress areas apply to off-licences as explained in the matrix approach at 3.3. But in general where applications are made for new premises or variations to existing licences, and where the police or others make representations against the grant of a further licence for off sales, the council will give specific consideration to restricting the number, type, and the hours of premises selling alcohol exclusively for consumption off the premises. Decisions will be grounded in the Public Health Framework for assessing alcohol licensing. The council will want to be assured that the operating schedule of premises, and their overall management, training and levels of staffing, are appropriate to ensure that the licensing objectives are promoted in what may be challenging circumstances. Retail outlets and stores

where the provision of fresh produce is the principle product sold maybe considered more favourably.

3.5.3 The Licensing Authority encourage off licences to join the Council led “Sensible on Strength” scheme to reduce the availability of cheap super strength beers and ciders. Off licences voluntarily sign up not to sell cheap super-strength beers and ciders over 6% ABV and operate good practice measures (see 3.5.4), for which they receive an accreditation as a responsible retailer.

3.5.4 Areas of best practice that may be included in an Operating Schedule include;

- the installation of a digital CCTV system by liaison with, and to a standard approved by Sussex Police
- Challenge 25 policy
- Refusals system
- Documented staff training including underage sales, drunkenness and proxy sales
- Voluntary restriction of high strength alcohol - operating schedules may be used to limit high ABV beers and ciders
- BCRP membership (or other accredited scheme)
- No sale of single cans
- Displays should not be located at the entrance/exit points or near checks out

## **4 Prevention of Crime and Disorder**

4.1.1 The following details and measures are intended to address the need for the prevention of crime and disorder which may be associated with licensed premises and certificated club premises. Conditions attached to licences and certificates will, as far as possible, reflect local crime reduction strategies.

4.1.2 The licensing authority acknowledges that training and good management play a key part in preventing alcohol and drug related crime. The authority expects that all licensees of on-licensed premises attend training programmes which will raise their awareness of the issues relating to drugs and violence in licensed premises, and that suitable training be extended to all bar staff and door supervisors so that drug dealers and users will be deterred from using licensed premises for illegal purposes and that incidents of violence in licensed premises will be reduced. Licensees are also encouraged to attend training programmes to help identify children at risk and issues of basic child protection. It is the duty of the designated premises supervisor (DPS) to train staff on induction concerning conditions on their premises licence.

4.1.3 It is expected that the DPS will spend a significant amount of time on the premises. When not on the premises it will be essential that the DPS is contactable, particularly should problems arise with the premises and that staff are authorised by the DPS.

4.1.4 The location of violent attacks, anti-social behaviour and hate crime or related incidents may be used to justify closing times.

### **4.3 Care, control and supervision of premises**

- 4.3.1 The Licensing authority supports the Business Crime Reduction Partnership and other approved schemes. Where appropriate, premises licence holders should be members of the BCRP for the deterrence to violent crime that such membership provides. The BCRP NightSafe radio scheme is normally expected as an operational requirement for city centre bars, clubs and pubs and is an example of good practice in achieving the aim of reducing crime and disorder and improving public safety. Well managed pub-watch schemes provide information exchange between the premises licence holders and responsible authorities that reduce and deter violent crime and disorder. The council will support a responsible licensing scheme.
- 4.3.2 The effective management and supervision of a venue is a key factor in reducing crime and disorder, both within it and outside. The police will consider the applicants, objecting to the application where appropriate. The police may suggest crime prevention measures in relation to, for example, the internal layout of the premises, closed-circuit television, help points, lighting and security staff. The police may ask for conditions which support such measures to be imposed when licensing applications are granted, eg type of licence, capacity, operating hours' restrictions.
- 4.3.3 Following the grant of a licence, the management and supervision of the premises, in so far as it might impact on crime and disorder, will continue to be monitored. Particular attention will be paid to any licensed premises where there is evidence of criminal activity or any association with racist or homophobic crime. The licensing authority will keep itself well briefed on the nature, location and type of premises where alcohol related violence and disorder are occurring so it can take full account of the facts and avoid exacerbating problems as required by the Community Safety Strategy. Where licensed premises are found to cause nuisance or be associated with disorder or unreasonable disturbance, the review process may be invoked, and powers of revocation or the imposition of conditions may be considered. Conditions may include use of closed-circuit television, licensed door supervisors and earlier closing times. Such action to restrict the operation may be taken for trial periods to allow businesses an opportunity to remedy existing disorder, nuisance or disturbance.
- 4.3.4 This policy recognises the use of registered Door Supervisors All Door Supervisors will be licensed by the Security Industries Authority. Mobile security units and similar systems are in use by some premises operators as a means of providing security cover at very short notice at premises which may not normally require a permanent security presence. The Licensing Strategy Group has sought to define the standards and operating guidance for such mobile units, which will be in need of regular review. This policy endorses the use of units following such guidance and standards in appropriate circumstances. A copy can be found on the licensing pages of the council's website.
- 4.3.5 The development of codes of practice and general operating standards for security companies is encouraged for local businesses; premises operators are urged to ensure that security services, when engaged, are provided by suitably

qualified businesses operating to recognised standards and who should be working towards SIA accreditation.

4.3.6 Enforcement will be achieved by the enforcement policy appended (Appendix B).

## **6 Prevention of Public Nuisance**

6.1 The following details and measures are intended to address the need for the prevention of public nuisance which may be associated with licensed premises and certificated club premises.

6.1.1 In determining applications for new and varied licences, regard will be had to the location of premises, the type and construction of the building and the likelihood of nuisance and disturbance to the amenity of nearby residents by reason of noise from within the premises, as a result of people entering or leaving the premises or from individuals or groups of customers gathered outside (e.g. in order to smoke).

6.1.5 In determining applications for new licences or extensions in hours or terminal hours of licensed premises, regard will be had to late night public transport availability and location of taxi ranks to aid dispersal of customers.

6.1.6 Reasonable controls are available to all premises operators to minimise the impact of noise from customers outside. The council's Environmental Health Department has issued guidance on a number of steps that can be taken in this respect which are endorsed by this policy (see 6.2 below).

6.2.2 Licensed premises should normally display prominent, legible signs at exits reminding customers to leave in a quiet, peaceful, orderly manner.

## **8 Integration of Strategies**

8.1 The licensing authority shall secure the proper integration of this policy with local crime prevention, planning policy, transport, tourism and cultural strategies by:-

- Liaising and consulting with the Sussex Police, Community Safety Forum, Sustainability Commission representatives and following the guidance in community safety and crime and disorder strategy
- Liaising and consulting with Public and Alcohol Programme Board
- Liaising and consulting with the East Sussex Fire & Rescue Service
- Liaising and consulting with the Local Strategic Partnership, Safety Advisory Group (Emergency Planning) and Equalities and Social Justice Consultation Forum
- Liaising and consulting with the Planning authority
- Liaising and consulting with the Highways authority
- Liaising and consulting with local business and business associations. Having regard to any future documents issued relating to the Private Security Industry Act 2001, for example liaison or information sharing protocols
- Liaising and consulting with the Trading Standards Team, for example with regard to test purchasing codes of practice

8.2 In line with statutory requirements and the Council's Inclusion Policy, the Licensing Authority shall have due regard to the need to eliminate unlawful discrimination, and to promote equality of opportunity and positive relations between persons of diverse backgrounds, for example communities of interest such as: lesbian, gay, bisexual and transgender people; disabled people; racial and ethnic groups; religious and faith groups.

8.3 This policy supports the aims of the tourism strategy, recognising the benefits for the tourism economy of creating a safer and more attractive city centre and improving competitiveness with other European cities. The Licensing Committee should receive any reports relevant to the needs of the local tourist economy and the cultural strategy for the area to ensure that it considers these matters.

8.4 The Licensing Committee should receive relevant information relating to the employment situation of the area and the need for new investment and employment where appropriate.

8.5 Specific conditions may be attached to premises licences to reflect local crime prevention strategies. Such conditions may include the use of closed circuit television cameras, use of the NightSafe radio system or accredited scheme, the provision and use of shatterproof drinking receptacles, drugs and weapons search policy, the use of registered door supervisors, specialised lighting requirements, hours of opening. Certificates issued to club premises shall reflect local crime prevention strategies and may include any or all of the requirements listed above.

8.6 The licensing authority will have regard to the need to disperse people quickly and safely from the city centre to avoid concentrations which may produce disorder and disturbance.

#### **APPENDIX A of Statement of Licensing Policy – Licensing Best Practice Measures**

Best Practice Measures to be included for consideration, in particular in SSA:

Matters that would normally be expected in operating schedules:

- the adoption of a policy (e.g. Challenge 25) with acceptable proof of id as per existing Statement of Licensing Policy
- all off sales to be made in sealed containers for consumption away from the premises
- a smoking policy which includes an assessment of noise and litter created by premises users
- the use of plastic or polycarbonate drinking vessels and containers, especially in outside areas or after specified hours
- a policy in relation to searching customers and for drugs, weapons, seized or lost and found property
- use of a refusals book for registering attempts to buy alcohol by under-age persons or refusals to those intoxicated
- the installation of a digital CCTV system by liaison with, and to a standard approved by, Sussex Police
- policies for dispersal of customers which may include signage regarding taxi services' telephone numbers and advice to respect neighbours and minimize noise

Items to which positive consideration would be given:

- membership of Business Crime Reduction Partnership, Pubwatch, Neighbourhood Watch or similar schemes
- use of 'NightSafe' radio system or similar accredited scheme
- regular training and reminders for staff in respect of licensing legislation, policies and procedures; records of which should be properly recorded and available for inspection
- records of regular checks of all parts of the premises in relation to drug use
- systems in place to ensure details of barred clients are exchanged with other operators
- giving an agreed minimum notice of special events (screening of major sports events, birthday parties, adult entertainment, etc.) to relevant authorities and use of appropriate additional measures at such events

Recommend best practice for both on and off premises

- Staff must be aware of the risk of the problem of proxy sales and offer assistance to responsible authorities to deter offences
- Signage on premises should set out legal duties
- Voluntary restriction of high strength alcohol – operating schedules may be used to limit high ABV beers and ciders
- Staff training – in addition to personal licence holders training, staff must be adequately trained for duties
- Challenge 25 would be the norm, particularly in the off licence trade



- Signage – proxy sale – deterrence

## **5. FINANCIAL & OTHER IMPLICATIONS:**

### Financial Implications:

- 5.1 The Licensing Act 2003 provides for fees to be payable to the licensing authority in respect of the discharge of their functions. The fee levels are set centrally at a level to allow licensing authorities to fully recover the costs of administration, inspection and enforcement of the regime.

*Finance Officer Consulted Michael Bentley*

*Date: 03/09/18*

### Legal Implications:

- 5.2 The licensing authority must act to promote the four licensing objectives which are:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

The licensing authority must have regard to its statement of licensing policy and the guidance issued by the Secretary of State in carrying out its functions.

*Lawyer Consulted: Rebecca Sidell*

*Date: 03/09/18*

### Equalities Implications:

- 5.3 Diversity is valued and strong, safe communities are vital to future prosperity. Licensing policy aims to protect children from harm including sale and supply of alcohol to children.

### Sustainability Implications:

- 5.4 Licensing policy aims to prevent public nuisance and develop culture of live music, dancing and theatre.

## **SUPPORTING DOCUMENTATION**

### **Appendices:**

1. Appendix A – Description of the premises and operation
2. Appendix B – Part M (the Operating Schedule) of the application
3. Appendix C – Proposed plan of premises
5. Appendix D – Representations and agreement
6. Appendix E – Map of area

### **Documents in Members' Rooms**

Brighton & Hove City Council, Licensing Act 2003: Statement of Licensing Policy 2016 as amended 24th March 2016.

Home Office, Revised Guidance issued under section 182 of the Licensing Act 2003, April 2018.

Public Health Framework for assessing Alcohol Licensing. Annual Report – Ward. 3rd edition. Public Health Intelligence. October 2017

### **Background Documents**

Brighton & Hove City Council, Licensing Act 2003: Statement of Licensing Policy 2016 as amended 24th March 2016.

## **APPENDIX A**

### **Please give a general description of the premises (please read guidance note 1)**

The applicant NSK Foods Limited is a company which operates within various complexes providing the provision of food and catering services to those persons working within the office complex or frequenting the same. NSK Foods Limited operate under the brand of Soul Deli and provide high quality refectory food and drinks in this instance occupying the refectory on the ground floor along with a roof top terrace hospitality area at Mocatta House. The premises is operated by Spaces a sub division of the Regus Property Group.

In view of the nature of the building access is restricted to persons entering on the permission of the reception staff or on the presentation of security pass cards and third parties without pass cards are recorded. The majority of members of staff and persons frequenting the premises have the benefit of identity cards issued by the management company.

The applicant is an experienced operator in providing catering services and application is made for the area within their control to be licensed so as to facilitate the supply of alcohol. The office accommodation is available 24 hours per day however the hours sought to enable the sale of alcohol are 07:00 hours to 23:00 hours. It should however be noted that the principal period of operation will be between 08:00 and 20:00 hours. The additional hours for either early morning or later at night will only be used occasionally and predominantly to facilitate events hosted on behalf of occupants of the office accommodation. This is in the form of launch events, corporate entertainment or celebratory events for staff. In most cases alcohol will be ancillary to the provision of food.

Access to the building and to the facility by third parties is anticipated to be limited and always under the supervision or bequest of an existing tenant. Use on Saturdays and Sundays is expected to be rare. Open access to the site by general members of the public is prohibited.

It is anticipated that this limited Licence will predominantly to be utilised for business purposes and should not adversely affect the four licensing objectives and the operating statement has been completed on this basis.

The area to be licensed is illustrated by drawings

- Ground Floor plan number P3723W/M being the location of the refectory area and deli and being the principal area for the provision of Soul Deli operation
- Roof top area plan number P3723W/L this area is used during the course of the day as a break out area and relaxation zone for those persons working within the offices. The area is sought to be licensed so as to facilitate events hosted by tenant occupiers of the office block and/or office staff who wish to socialise at the end of the working day. It is possible that this area may be used from time to time as a space to host events.

Additional floors of the premises are occupied by the Management Company. These are dedicated to the provision of office space, meeting rooms and supporting facilities and are not sought to be licensed.

The premises is situated within the stress area designated under the Brighton City Council Statement of Licensing Policy being situated at the end of the Laines however. However it is just outside of the cumulative impact area and the premises is a commercial office block and from the exterior there will be no indication as to the existence of Soul Deli or the availability of alcohol. The premises cannot become part of any drinking circuit due to the restricted access. The premises has a limited catchment relating to those persons who work within the premises or are specifically invited to enter the premises. Screening and vetting of all attendees will take place as a matter of course, the reception area having the benefit of being manned whilst ever the office block is open. The premises itself has the benefit of CCTV which is controlled by the Management Company Spaces.

The core hours of operation fall within those hours contained within the hours matrix of the Brighton Statement of Licensing Policy. The hours will rarely be used for licensable activities to the terminal hour.

Although the application is sought to be one which will not impact upon the four licensing objectives consultation has been undertaken with Sussex Police and a number of conditions are proposed at part M so as to promote the licensing objectives of prevention of crime and disorder and so as to avoid any abuse of the use of the building by any future operators.

In relation to the licensing objective prevention of public nuisance it is acknowledged that residential accommodation exists in proximity to the location. The office block is constructed to modern standards and noise nuisance by virtue of break out noise from the deli area will be attenuated by the fabric of the building.

The premises will generally not operate after 20:00 hours.

The roof terrace on the 6<sup>th</sup> Floor is an open area but significantly higher than those surrounding premises. During times of operation there will still be high levels of background noise. The occupancy and nature of operation of the premises is such that it is unlikely that all persons will disperse simultaneously and dispersal noise will be managed by virtue of the presence of security staff within the reception area.

Conditions are proposed at Section M to support the four licensing objectives.



## APPENDIX B

### M

Describe the steps you intend to take to promote the four licensing objectives:

#### a) General – all four licensing objectives (b,c,d,e) (please read guidance note 10)

The application is for a Premises Licence to provide catering facilities within an office space operated by Regus under their sister company Spaces by a third party NSK Foods Limited. The facility has supervised access being used predominantly by those tenants of the office and their invitees. The provision of alcohol is ancillary to the refectory operation which currently exists and occasionally will be provided to the 6<sup>th</sup> floor roof terrace which is predominantly used as a relaxation and break out area for office staff. The Licence is sought to provide additional diversity within the food offer currently provided and to support corporate events occurring within the building and at the request of the office tenants. It is not anticipated that the licensing objectives will be adversely affected.

The above is provided by way of explanation and is not intended to be converted to conditions. Conditions are offered in respect of the general operation of the premises as follows:

1. The sale of intoxicating liquor on the ground floor shall be for consumption by persons seated at tables and there will be no vertical drinking.
2. When the bar/function area on the sixth floor is not manned by a member of staff all alcohol will be removed from sale and stored in the main deli on the ground floor.
3. Access to the premises will be restricted to members only who are in possession of a key fob or similar access device and their invited guests. All guests attending functions at the premises where alcohol will be served must be signed in and a record kept.

#### b) The prevention of crime and disorder

The applicant has undertaken a risk assessment in connection with the operation of the Licence in conjunction with the nature and style of the location and the following conditions are tendered:

1. There will be no overt advertising of the Licence facilities outside of the premises.
2. Off sales are restricted to other unlicensed parts of the building or those persons who work within the building.
3. The premises will operate Challenge 25.
4. Staff will have the benefit of induction training and refresher training, such training to be recorded and available to the Police or Officer of the Licensing Authority upon request.
5. Digital CCTV and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV System (PSDB Publication Number 09/05), operated and maintained throughout the premises internally and externally to cover all public areas, including the entrance to the premises. The system shall be on and recording at all times the premises licence is in operation.
  - The CCTV cameras and recording equipment must be of sufficient quality to work in all lighting levels inside the premises at all times.
  - CCTV footage will be stored for a minimum of 31 days
  - The DPS or Premises Licence Holder will facilitate full and immediate cooperation and technical assistance to the Police on liaison with Spaces Management staff to secure the release of CCTV footage as required for the prevention and detection of suspected or alleged crime.
  - The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy and regular requests will be made of Spaces to check that the system is recording time accurately.
  - Subject to Data Protection guidance and legislation, the DPS and/or Premises Licence Holder will request that the management of Spaces to ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk (or other electronic portable device acceptable to Sussex Police) for the police without difficulty or delay and without charge to Sussex Police.
  - Any breakdown or system failure will be notified to the police immediately & remedied as soon as practicable.
  - In the event of the CCTV system hard drive being seized as evidence as part of a criminal investigation by Sussex Police or for any other reason, the premises will be expected to install a replacement hard drive or a temporary replacement drive as soon as practicable.
6. An incident log will be maintained by the premises showing a detailed note of incidents that occur in the premises. The log will be inspected and signed off by the DPS (or a person with delegated authority) at least once a week. The log book should be kept on the premises and be available for inspection at all times the premises are open by authorised officers of the Licensing Authority or the police. An incident will be defined as being one which involves an allegation of a criminal offence. Any refusals made for alcohol service e.g. underage, will also be recorded (either in electronic or written form) and feedback given to staff as relevant. The log will be kept for a minimum of twenty four (24) months.

**c) Public safety**

No further risks have been identified which need to be addressed.

**d) The prevention of public nuisance**

1. Notices will be displayed at the exit of the premises requesting customers to leave quietly and respect local residents.

**e) The protection of children from harm**

1. The premises will operate a "Challenge 25" policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age. The recommended forms of ID that will be accepted are passports, official Photographic Identity Cards issued by EU states bearing a hologram or ultraviolet feature, driving licences with a photograph, photographic military ID or proof of age cards bearing the 'PASS' mark hologram. The list of recommended forms of ID may be amended or revised with the prior written agreement of Sussex Police, the Licensing Authority and Trading Standards without the need to amend the licence or conditions attaching to it.

2. Signage advertising the 'Challenge 25' policy will be displayed in prominent locations in the premises.

3. The Premises Licence Holder shall ensure that all staff members engaged or to be engaged, in selling alcohol at the premises shall receive the following induction training. This training will take place prior to the selling of such products:

\*The lawful selling of age restricted products

\*Refusing the sale of alcohol to a person who is drunk

Further verbal reinforcement/refresher training covering the above will be carried out thereafter at intervals not to exceed 8 weeks, with the date and time of the verbal reinforcement/refresher training documented.

All such training undertaken by staff members shall be fully documented and recorded. All training records shall be made available to Sussex Police, officers of the local authority and officers from the Trading Standards team upon request.

4. No children under the age of 18 will be allowed on the premises unless accompanied by, and under the control of, an adult.









## **APPENDIX D**

### **REPRESENTATIONS**

From: Lizzie Deane

Sent: 16 August 2018 17:27

To: EHL Safety

Cc: Louisa Greenbaum Pete West

Subject: 1445/3/2018/04699/LAPREN -Mocatta House

#### **MSB CON ENDS 24.08.18 VALID PCD (A)**

Dear Licensing team,

I write in support of local residents who are objecting to this application. A previous, almost identical application, has already been refused by a Licensing Panel, and I would ask that it be refused again.

The proposed application lies at the heart of St Peter's and North Laine ward, and is within the Special Stress Area (SSA) immediately adjacent to the Cumulative Impact Zone (CIZ) that includes the North Laine.

Local residents have suffered, and continue to suffer, excessive levels of alcohol induced crime and public disorder. The area has an already existing high concentration of alcohol outlets, which has a direct effect on crime levels and antisocial behaviour.

Granting this licence application will do nothing to promote the council's Licensing Objectives, and I ask that it be refused.

Yours sincerely,

Lizzie Deane

Cllr Lizzie Deane

Green Party member for St Peter's and North Laine Ward

Member of: Licensing Committee (party spokes)

Environment, Transport and Sustainability Committee

Health Overview and Scrutiny Committee

East Sussex Fire and Rescue Authority

Chair of West Hill Action Team

Trustee of The Brighton Fund

Peter Crowhurst]  
**Sent:** 16 August 2018 13:21  
**To:** EHL Safety  
**Cc:** Lizzie Deane 'Roy Skam' 'Sandy Crowhurst'  
**Subject:** 1445/3/2018/04699/LAPREN -Mocatta House

41 Kensington Place  
Brighton  
BN1 4EJ

16 August 2016

Licensing Department  
Brighton & Hove City Council  
Bartholomew House  
Bartholomew Square  
Brighton BN1 1JP

**MSB CON ENDS 24.08.18 VALID PCD & PNN (B)**

Dear Sir/Madam

**1445/3/2018/04699/LAPREN Ground & 6th Floors Mocatta House Trafalgar Place**

Sale of alcohol on and of premises 7am – 11pm every day

I write as a local resident to raise a representation in respect of the grant of the above new application on the grounds of the prevention of crime and disorder, the prevention of public nuisance and the protection of children from harm with reference to the Brighton & Hove City Council Statement of Licensing Policy.

The proposed site is within the Brighton & Hove City Council Special Stress Area (SSA) and adjacent to the Cumulative Impact Zone (CIZ). This special policy was set up because the Licensing Authority determined that the concentration of licensed premises and the subsequent numbers of people drawn into the city centre was causing exceptional problems of crime and disorder and public nuisance. The CIZ was expanded in 2011 to include North Laine, which is adjacent to the premises.

The proposed site lies in The electoral ward of St Peter's and North Laine which according to the Public Health Framework for Assessing Alcohol Licensing, 2016, is ranked the worst out of 21 wards for criminal damage, the worst for Police recorded alcohol related incidents and the worst for increasing risk or higher risk drinking.

The proposed site lies just off Trafalgar St which already has thirteen licensed premises and is already an area of concern to local residents because of the incidence of anti-social behaviour, largely caused by the dispersal of drinkers late at night. I myself have reported a number of incidents relating to the dispersal of drinkers in Trafalgar Street in recent years. The location of a night club close to the proposed site will inevitably exacerbate problems of late night dispersal.

This application does not fit into the matrix approach to licensing. Moreover there are no details as to what would constitute membership, the numbers involved, or how large the licensed space is. I also do not understand the reference to 'Section M'.

In the application it states that the licence is '*limited*'. A licence asking for premises to be licensed from 7am to 11pm is in no way limited. It goes on to state that the licence is to be used ***predominantly for business purposes***. What other purposes is the licence intended for? The application also states that the licence '*should not*' affect the licensing objectives. Clearly the applicant is not sure whether the licensing objectives will be affected or not, in which case the application should be refused.

Applicants for new licences in the SSA are expected to make positive proposals to ensure their operation will not add to problems faced in the area (see 3.2.2 of the SoLP). Given the number of licensed premises in the area and the level of anti-social behaviour already prevalent, this application will more than likely add to the problems faced by residents living in North Laine.

Appendix A of the SoLP sets out a list of potential measures the licensing authority considers may be appropriate for the operating schedule. These may be more or less appropriate depending upon the style of operation applied for. I can see few if any of the measures proposed in the operating schedule listed in the application

The Government's Alcohol Strategy, March 2012, made it quite clear in section 3.7 that there is a clear link between the number of licensed premises in an area and levels of public nuisance. Every single licence granted, irrespective of the merits of the application, increases the levels of alcohol related crime and disorder, public nuisance and harm to children. Every additional licence granted therefore has an incremental impact upon levels of crime and disorder and public nuisance. Granting this licence will have a negative impact on levels of crime and disorder, public nuisance and harm to children in the area.

The Local Insight profile for St Peter's & North Laine, 2016 analyses Health and well-being. It shows that 37.6% of the Ward's residents consume at least twice the daily recommended amount of alcohol in a single drinking session (defined as binge drinking) compared to 25.3% in Brighton & Hove and 20% in England. Granting this application would do nothing to improve these figures.

An aim of the Special Policy is to reduce the availability of alcohol. The proliferation of workplace alcohol licences will do nothing to reduce the availability of alcohol and the problems of public nuisance.

I urge the Licensing Panel to consider the impact that more and more licensed premises in the North Laine area will have on the quality of life of its residents and refuse this application.

Yours faithfully

*PJCrowhurst*

## MSB CON ENDS 24.08.18 VALID PCD & PNN (C)

21 Pelham Square  
Brighton, BN1 4ET

16 August 2018

Licensing Department  
Brighton & Hove City Council  
Bartholomew House  
Bartholomew Square  
Brighton BN1 1JP

Dear Sir/Madam

**1445/3/2018/04699/LAPREN Ground & 6th Floors Mocatta House Trafalgar Place**  
**Sale of alcohol On and Off Premises 7am – 11.30pm every day.**

I wish to object to the above application, especially on the grounds of prevention of crime and disorder and prevention of public nuisance.

Mocatta Place (in Trafalgar Place) is located on the north side of Trafalgar Street, adjoining the North Laine Cumulative Impact Area (CIA). I myself live just off Trafalgar Street and can state that the area already suffers from a lot of anti-social behaviour and street drinking.

There are already many drinking establishments and pubs in this area to which office workers can go if they cannot live without alcoholic beverage. Why do they need to be supplied with alcohol in their work environment? And all day too, since the applicant wishes to supply alcohol starting at 7am! This whole assumption that alcohol is essential to life in the UK, wherever one may be – even at work – needs to be challenged. The knock-on effect in terms of vandalism and other anti-social behaviour, health and consequent pressure on our health services etc needs to be considered. Also surely office workers need a clear and not an inebriated head in order to do their work efficiently? Some joined-up thinking is long overdue!


I particularly cannot understand why the applicant wishes to sell alcohol *off* the premises as well as on. Are they wishing to open an off licence within Mocatta House? There is already an off licence a few yards away on the south side of Trafalgar Street plus several convenience stores in the vicinity that sell alcohol in the evenings. It is unacceptable for a CIA to have yet another outlet for selling alcohol in the immediate area.

There are already problems in this area with inebriated people dispersing in the evenings, as they behave in an anti-social way, shouting and generally behaving badly and seemingly unaware of the disturbance they are causing to local residents.

I am advised that this application does not fit into the licensing matrix, but if granted I believe it would add to the existing Cumulative Impact, which has already been recognised by the licensing authority and which is particularly bad around the Trafalgar Street area. Surely the principle of the CIA should be maintained? I am also concerned that the granting of this application would create a precedent that would then be followed by other similar applications, which would be difficult to treat differently. Would all office buildings then become licensed drinking establishments?

Another recent and similar application from a different applicant was recently refused by yourselves. I hope that you will also refuse this one.

Yours faithfully



J Fuller

Licensing Department  
Brighton & Hove City Council  
Bartholomew House  
Bartholomew Square  
Brighton BN1 1JP

20 August 2018

**MSB CON ENDS 24.08.18 VALID PCD & PNN (D)**

Dear Sir/Madam

**1445/3/2018/04699/LAPREN Ground & 6th Floors Mocatta House Trafalgar Place  
Sale of alcohol On and Off Premises 7am – 11.30pm every day.**

The Association is objecting to this application on the grounds of Prevention of Crime and Disorder, Prevention of Public Nuisance, and the Protection of Children from Harm.

Trafalgar Place offices (which includes Mocatta House) adjoin the North Laine Cumulative Impact Area (CIA), an area that is particularly challenging with high incidents of anti-social behaviour, crime and disorder and street drinking. The sale of alcohol On and Off the premises would be unacceptable from these offices.

As pointed out in our letter of objection to a previous application dated 11 September 2017 our concerns remain the same. It is still not clear about the numbers of people involved or details of the capacity of the ground and 6<sup>th</sup> floor areas, or other floor areas within the building, and if it is for members only or all the workers in Mocatta House. We believe there would be a problem with dispersal as workers would vacate the premises onto Trafalgar Street, which is a CIA with 13 licensed premises, two of which are 24hrs.

We question why an alcohol licence is necessary in a place of work from 7am to 11.30pm.

This new application does not fit into the licensing matrix and if granted would add to the problems within the SSA, an area of concern to the licensing authority due to the relatively high levels of crime and disorder and nuisance experienced within it (see 3.2.1 of the SoLP).

Trafalgar Street, and the streets leading from it, is particularly busy late at night as it is the main street leading to and from Queens Road at the top, and London Road at the bottom.

Since the introduction of flexible opening hours in 2003 North Laine residents have had to put up with increased levels of noise from drinkers during the day and late at night, plus increased levels of anti-social behaviour and vandalism.

The location of the 24-hr night club close to the proposed site will inevitably exacerbate problems of late night dispersal.

Granting this application may well set a precedent which will make it more difficult to refuse other applications from offices. We therefore request that you refuse this application.

Yours faithfully

Sandy Crowhurst and Roy Skam  
(Joint Coordinators, NLCA Licensing)

From: Jonathan Bromberg

Sent: 19 August 2018 13:08

To: EHL Safety

Subject: Licence - 1445/3/2018/04699/LAPREN - Objection

Importance: High

**MSB CON ENDS 24.08.18 VALID PCD & PNN (E)**

Sirs,

My name is Jonathan Bromberg. I live at. My home is very close to the intersection of Whitecross Street and Trafalgar Street and both of our main bedrooms overlook this intersection and receive noise from drunk people 24/7. North Laine is an area where people live.

I am writing to object to the above application.

The details on the application state:

"It is anticipated that this limited Licence will predominantly be utilised for business purposes and should not adversely affect the four licencing objectives and the operating statement has been completed on this basis."

It is not for the applicant to determine whether the four licencing objectives are adversely affected. The applicant's statement is merely blithe assertion. The applicant is not the council. It is for the council to determine whether the four licencing objectives are adversely affected.

The area is saturated with licenced premises. In the last 24 hours I have been chased up Trafalgar Street by a drunk person in the middle of the day from the moment I opened my front door, trying to sell me cigarettes who screamed a four letter expletive at me beginning with c when I refused to buy any, and because of the aggression I had to return to my home and wait for him to leave the area before leaving my home to do the things I needed to do, and yesterday afternoon we had an empty beer bottle thrown at the house, the shards of glass from which represented a health and safety hazard to other members of the community who were using the busy pedestrian thoroughfare of Whitecross Street on a Saturday. This is a description of a typical 24 hour period. The ASB flows from out of control alcohol abuse.

The rights of local residents to peaceably go about their lives, and get a good night's sleep, need to be balanced against the needs of people who want to smash beer bottles against my house, the results of which are a health and safety hazard to people in the area who are here to shop or live. If the applicant wants to bleat about how his proposed licence is in the commercial interests of the area, perhaps a factor for consideration might be how many people who were were leaving the car park in Whitecross Street yesterday afternoon to shop who saw the drunken bottle smashing in the middle of a shopping Saturday will be influenced to take their children somewhere else to shop next time.

Three lodgers, all in their 20s and 30s, all of whom enjoy a drink and are not short of places to go for one, have moved out of my home one after another in the last year owing only to late night noise. This late night noise is generated mainly by people walking down Trafalgar Street from premises further up.

There is absolutely no need to grant another licence for what I note is for "Alcohol consumed: Both on and off the premises 07:00:00 - 23:00:00 Every Day". Our quality of life as local residents, who have lived here for more than a decade, which is deteriorating daily, needs to be fairly balanced against the commercial interests of people making profit out of alcohol sales, and further, our health and safety is seriously compromised by the fact that the police presence is reduced to zero, and getting help for an incident such as yesterday's one with a smashed bottle in the middle of the day, as persons who want to do this now know they can do so with impunity, is wholly impossible. As residents our lives are intolerable as we have to deal with the street drinking ourselves.

I have a visual impairment and am registered as partially sighted. On a daily basis I am now having to deal with drunk people without the aid of a properly funded police service. My lodger confessed to being worried about me the other day when I went outside to tackle and move along a drunk person who was stubbing out cigarettes on our freshly painted wooden bay windows in the middle of the day.

The area is already saturated with licenced premises and under your own policies as I understand them, you cannot grant this licence. So don't.

Regards,

Jonathan Bromberg

## **AGREEMENT**

**From:** Mark Savage-Brookes  
**Sent:** 16 August 2018 10:17  
**To:** EHL Safety  
**Cc:** Dean Love  
**Subject:** RE: Soul Deli, Brighton (protect)

Hi EHL,

This is a valid agreement. Thank you.

Kind regards,

**Mark Savage-Brookes** BSc (Hons)

**Licensing Officer**

Environmental Health & Licensing

Brighton & Hove City Council

**From:** Claire.Abdelkader  
**Sent:** 14 August 2018 15:38  
**To:** EHL Safety ; Mark Savage-Brookes  
**Cc:** Mark.ThorogoodHannah.Staplehurst  
**Subject:** FW: Soul Deli, Brighton

**Soul Deli, Spaces, Mocatta House, Trafalgar House, Brighton – New Application**

**Application No: 1445/3/2018/04699/LAPREN**

Dear Mark,

Sussex Police have no representations to make against the grant of the new licence for Soul Deli, Spaces, with the agreement the amended condition relating to off sales being applied to any newly granted licence:

- Off sales are restricted to other unlicensed parts of the building, not including any outside space.

Acceptance on behalf of the applicant is below.

Sussex Police believe this restriction will ensure that no alcohol will leave the building and that a café bar set up with an event space will be managed within the building. The timings fall within the matrix for the Special Stress Area and Sussex Police believe any exceptional circumstances have been met as they have offered comprehensive conditions restricting the sale of alcohol to members of the building and their signed in guests only which will be monitored by a counter service as well as steps to mitigate crime and disorder.

Many thanks.

Kind regards,



Claire

**Mrs Claire Abdelkader**  
Police Licensing Officer

**Brighton & Hove Licensing Unit**

**From:** Sue McCourt] **On Behalf Of** Michelle Hazlewood CBII

**Sent:** 07 August 2018 14:21

**To:** Brighton Licensing

**Cc:** [ehlsafety](#)

**Subject:** Soul Deli, Brighton

For the attention of Claire.

Dear Claire

Further to your email in connection with the application for Soul Deli at Spaces I have spoken with my client and he is more than happy to accept your revised wording in connection with off sales which is as follows:

“Off sales are restricted to other unlicensed parts of the building, not including any outside space”.

I have copied in the Licensing Authority so that they are aware of the amendment to the application.

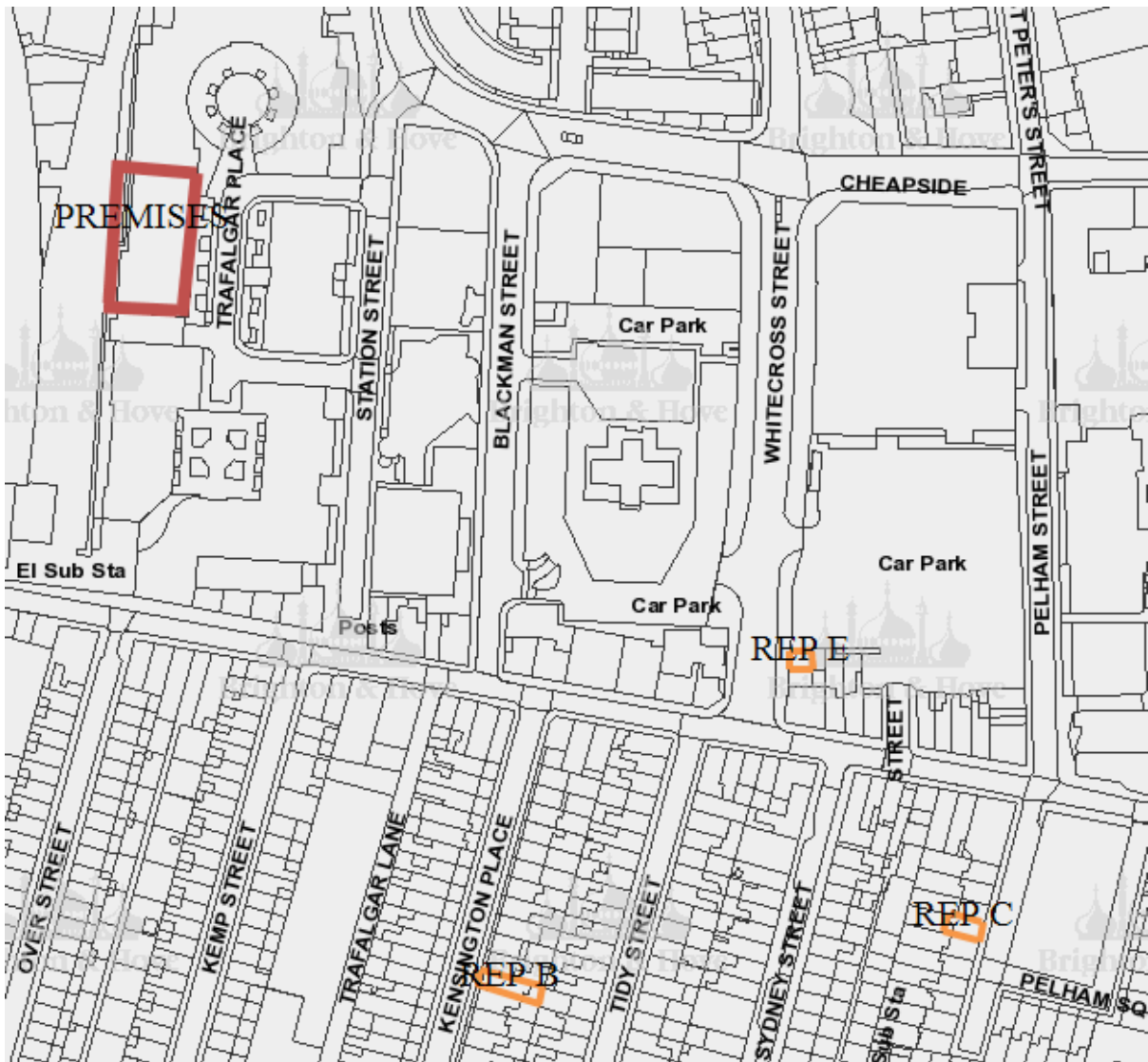
Yours sincerely

**Michelle Hazlewood**

Partner  
Sent by Sue McCourt



**APPENDIX E**





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