

Appendix C

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18th March 2022

The Licensing Technical Support Officers
Environmental Health, Brighton & Hove City Council
Bartholomew House, Bartholomew Square
Brighton, East Sussex
BN1 1JP

CH CON ENDS 24.03.22 VALID PCD & PCH (A)

Dear Corinne Hardcastle,

**RE: APPLICATION FOR A NEW PREMISES LICENCE: JUNGLE RUMBLE ADVENTURE GOLF ROOF
TERRACE, 286 MADEIRA DRIVE, BRIGHTON, BN2 1PS UNDER THE LICENSING ACT 2003.
1445/3/2022/00638/LAPREN.**

I write on behalf of the Chief Officer of Police for Sussex to raise a representation against the above premises licence application on the grounds of the prevention of crime and disorder and protection of children from harm. We also refer to the January 2022 Brighton & Hove Public Health Framework for Assessing Alcohol Licensing report.

This is an application for a new premises licence located at 286 Madeira Drive, Brighton. Currently the location holds a premises licence which we understand will be varied to remove the current roof terrace area should this licence application be granted.

This application seeks the following licensable activities and operating hours:

Supply of alcohol – on sales

Monday – Sunday 11:00-22:00

Hours open to the public

Monday – Sunday 11:00-22:30

The location of the premises is situated along the seafront between Brighton Palace Pier and Brighton Marina. Jungle Rumble and the surrounding area has several aspects to it.

- A café offering a selection of hot and cold food and drinks including alcoholic with all seating being within an outdoors setting.
- Crazy golf course.
- Halfway station for the Volks Electric railway.
- Large children's playground.

We also understand and as shown on the submitted plans a walkway to, a new proposed high wire course installation. Jungle Rumble in Brighton is part of a larger group which has additional locations in London, Bristol and Glasgow.

Sussex Police are concerned that by granting this licence the premises will move away from being a café style operation where alcohol is not the primary focus to more of a beach bar operation. This is further evidenced when following a licensing inspection on 27th August 2021, the current Designated Premises Supervisor advised us that they have planning permission to extend the roof terrace and they plan to install a cocktail bar as he is a trained mixologist.

On the current licence alcohol is permitted but restricted to wines, beer and ciders. We are proposing this same condition is included within this application as we feel this goes some way to ensure the area does stay more family focused and not attract more of a high-spirited environment. By not including this condition there would be no restriction on which alcoholic products can be sold for consumption on the premises including spirits sold as stand-alone drinks as well as mixed as cocktails, products that have a high alcohol content. From looking at the submitted plans, the area to be licensed will seat up to 100 people where the current roof terrace accommodates 70. Within the plan there is a proposed "Bar".

When looking through the Jungle Rumble website, along with advertising cocktails at their other venues, they market themselves as a destination for groups amongst others, stag and hen dos and birthday parties of all ages. Groups that would normally attract a higher amount of alcohol consumption. Although these types of groups may already be attending the Brighton venue, when increasing the type of alcoholic products available, we believe this could increase numbers and have them stay in the area drinking for longer. This will change the local dynamics and the risks associated with drinking especially on a beach location. Due to the location being next to a large children's play area and families attracted to crazy golf, this could also expose children to a more adult type environment whose behavior might not be suitable for that audience type.

Along the seafront police and other agencies experience several incidents linked to alcohol consumption. This includes people becoming vulnerable due to their intoxication level and at times becoming victims of crime as well as people causing issues due to drinking too much such as becoming drunk and disorderly.

The location of the premises being on the beach adds additional risks. After drinking, people's judgment is not as sharp as they would be when sober. This is evidenced by Beach Patrol who are a local charity that patrols the beach throughout the weekends between the Brighton Place and West Piers. Each week we receive reports of incidents and interactions they have had with people that are either in the water or about to go in while intoxicated as well as dealing and providing safe guarding assistance to vulnerable individuals. We appreciate this venue is not open late in to the evening

however due to them marketing to groups, these groups are more likely to carry on their day/evening and head to other venues once Jungle Rumble is closed.

On reviewing the 2022 Public Health Framework for assessing alcohol licensing, Queens Park of which this premises are located, is ranked 3rd out of 21 wards for police recorded alcohol related incidents.

Earlier we mentioned a licensing inspection which we conducted on 27th August 2021. This inspection resulted in a breach being issued to the premises due to non-compliance on several licence conditions. A further check

was conducted on 23rd September 2021 of which CCTV and training conditions where still not being complied with.

We have attached our proposed conditions and these where sent to the applicant's agent on 28th February 2022 however at the time of submitting this representation we have had no correspondence back from them. If there was an agreement to these, we would not be submitting this representation against the application. The conditions we are proposing assist in promoting the licensing objectives as it would limit the risk of the venue operating as a beach bar. A number of these are already included within the original application.

Taking in to account our comments and the Public Health framework report, Sussex Police are unable to support this application without the attached conditions being attached. Due to this we are submitting this

representation so that it can be put before a licensing panel for their consideration.

Yours sincerely,

Inspector Michelle Palmer-Harris

Licensing – Brighton & Hove Division

Sussex Police

Sussex Police Proposed Conditions.

Jungle Rumble Adventure Golf Roof Terrace

General:

1. Authorised staff employed by Sussex Police in the role of licensing officer shall have the right of access to the licensed premises during hours of operation for the purpose of inspection of the premises and premises records in order to ensure the promotion of the licensing objectives.
2. Only wines, beer and cider shall be sold.
3. The sale of intoxicating liquor and other beverages shall be by waiter/waitress service for consumption by persons seated at tables and there will be no vertical drinking.
4. Substantial food shall be available at all times that alcohol is offered for sale on these premises.
5. Alcohol is ancillary to other hot and cold non-alcoholic beverages available on the premises.
6. Food menus will be clearly displayed within the venue.
7. No beer, lager, cider or perry with an ABV over 6% or above shall be sold at the premises save that this shall not apply to premium beer, lager, cider or perry with an ABV over 6% or above such as craft or speciality brands or brands produced by a micro-brewery, or brands produced to commemorate a national or local event.

Additional conditions as agreed with another Agency or included within the original application.

Prevention of crime and disorder:

8. (a) 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.
(b) The CCTV cameras and recording equipment must be of sufficient quality to work in all lighting levels inside the premises at all times.
(c) CCTV footage will be stored for a minimum of 31 days
(d) The management will give full and immediate cooperation and technical assistance to the Police in the event that CCTV footage is required for the prevention and detection of suspected or alleged crime.
(e) The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy.
(f) Subject to GDPR guidance and legislation, the management of the premises will 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.

(g) Any breakdown or system failure will be notified to the police immediately & remedied as soon as practicable.

(h) 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.

9. (a) 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.
(b) The logbook 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.
(c) 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.
10. Alcohol will only be sold or dispensed into soft plastics or polycarbonate type glasses and in non-glass unsealed containers such as cans.
11. A notice will be displayed advising all customers that they are required to be seated on the Rood Terrace at all times they are consuming either food or drink.

Additional conditions as agreed with another Agency or included within the original application.

Public Safety:

Additional conditions as agreed with another Agency or included within the original application.

Prevention of public nuisance:

12. Music within the premises will be set at a level to be considered by any reasonable person as background music.

Additional conditions as agreed with another Agency or included within the original application.

Protection of children from harm:

13. (a) 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(b) 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.
(c) 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.

14. 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, biometric residence permit cards 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.
15. Signage advertising the "Challenge 25" policy will be displayed in prominent locations in the premises.

Additional conditions as agreed with another Agency or included within the original application.