

APPENDIX E



REC 12/08/2009  
CON 09/09/2009.

A

Public Safety 2009/01640/LAPRE  
Bartholomew House LO-JW.  
Bartholomew Square  
Brighton BN1 1JP

Valid ✓ PN

Judith Macho  
Assistant Director Public Safety  
Bartholomew House  
Bartholomew Square  
Brighton BN1 1JP

Brighton & Hove City Council  
19 AUG 2009  
Health, Safety & Licensing

Date: 18<sup>th</sup> August 2009  
Our Ref: 2009/09022/EPLIC/EH  
Your Ref:  
Phone: (01273) 292248  
Fax: (01273) 292196  
e-mail: Scott.castle@brighton-hove.gov.uk

Dear Judith

**New Premises Application "The Green Door Store",  
Lower Goods Yard, Brighton Railway Station, Brighton, BN1 4FQ  
Licensing Act 2003**

I write further to the above application which was received by the department on 12<sup>th</sup> August 2009. The application seeks to regenerate an area of former storage under the railway arches at Brighton Station for a licensed use as a bar and entertainment venue.

I have examined the application form and the steps to promote the four licensing objectives, and supporting documents. I am making my representation concerning the prevention of public nuisance.

**Insufficient information on preventing public nuisance**

**Section P – d) The prevention of public nuisance**

The application is seeking 24 hour operation for a number of licensable activities, however I am very concerned that for a number of the activities these are proposed as being both inside and outside. For example, live music, recorded music, performances of dance, making music, and late night refreshment are all described as having outdoor uses. Reference to the plan submitted with the application (titled drawing number TWO at 1:50) shows 3 separate outside seating areas to the East of the premises, yet the operating schedule does not make any reference as to how public nuisance will be minimised or controlled, aside from posters and a management check of noise. Additionally the statement within P(d) about accessibility to the patio area is somewhat confusing

Whilst I am relatively satisfied that noise and music played inside can and may be contained, it is the potential external entertainment which concerns me and the hours which this may occur. The area is immediately adjacent Trafalgar Square complex with 5 major buildings. Of these buildings, 4 are commercial office uses, however Lancaster House, does contain residential dwellings named Villiers Court which I estimate to be 74metres south East of the premises footprint. Residential properties are also located at approximately 185 metres

Director of Environment: Jenny Rowlands



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A CONT.

due North. With the location of the buildings and the proposal, I am satisfied that with the reflective nature of the hard-standings and buildings that sound has the ability to easily travel from the site.

I am also interested to learn what is proposed in terms of late night refreshment outdoors.

I would strongly recommend that further information is required to allow me to make my assessment of the application. This would include as follows:

1. How the patio area is proposed to be used and managed including hours of use and any door staffing arrangements where necessary or appropriate.
2. Details of how smoking areas will be managed and allocated as the application does not make any reference to such activities.
3. Whether the patio area is proposed to have any external licensable activities

Without such information being provided I am minded to consider a 00:00 to 10:00 curfew for any external licensable activities outside of the premises to protect residential amenity.

I remain available to discuss my comments. Please note that I am on leave from Monday 24<sup>th</sup> August to Monday 7<sup>th</sup> September 2009 inclusive. My line manager Annie Sparks is fully appraised of the situation and happy to answer any queries in my absence.

Yours sincerely



**Scott Castle**  
**Environmental Health Officer**

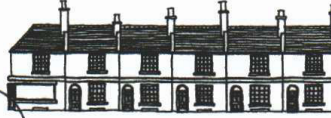
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LO-JW.

**NORTH LAINE**  
COMMUNITY ASSOCIATION



PCD  
PPN ✓

REP B

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



Dear Sir/Madam

**1445/3/2009/01640/LAPREN – GinGin Group – The Green Door Store  
Lower Goods Yard, Brighton Station, Trafalgar Street**

We object to the above application on the grounds of:

- Prevention of crime and disorder
- Public safety
- Prevention of public nuisance
- Prevention of children from harm

The North Laine is classed as a Special Stress Area, and we feel that the opening of the above premises, which are adjacent to the North Laine Conservation Area, for 24 hours every day would exacerbate the problems that the area suffers from. Since the introduction of flexible opening hours in 2003, residents have had to put up with increased levels of noise from drinkers and increased levels of anti-social behaviour and vandalism.

In their report of stakeholder responses to the Health Impact Assessment of the Introduction of Flexible Hours in Brighton (April 2009), the Police reported that there had been 88 incidents of anti-social behaviour in the month preceding the Assessment. Allowing more and more outlets to sell alcohol will only exacerbate an already unacceptable situation for residents.

The North Laine Residents Association urges the committee to consider the evidence put to the Health Impact Assessment by local residents on the impact of the 2003 Act.

Yours faithfully

Sandy Crowhurst

North Laine Community Association, charity no 273989  
Licensing Coordinator, Roy Skam, 2 Windsor Street, tel 326415  
Environment Coordinator, Sandy Crowhurst, 41 Kensington Place BN1 4EJ tel 681089

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CON: 09/09/09.

Rep C.



2009/01640/LAPREN  
LO = JW.

PCD ✓  
PCH ✓

**HOVE POLICE STATION**

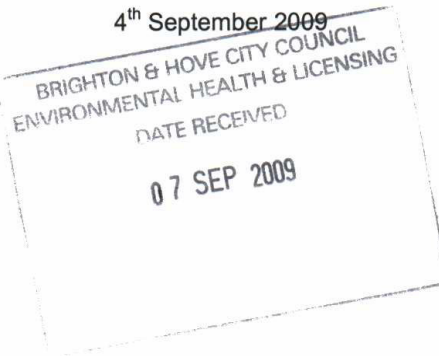
Brighton & Hove Licensing Unit  
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Tel: 01273 66 59 43  
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Email: david.bateup@sussex.pnn.police.uk

4<sup>th</sup> September 2009

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



Dear Sirs,

**Application for a new premises licence under the Licensing Act 2003 for The Green Door Store, Lower Goods Yard, Brighton Station, BN1 4FQ**

This is an application for a nightclub with a 24/7 licence in a difficult and challenging area that has a history of crime and disorder and late night alcohol related violent crime.

The police wish to make representations in respect of this application on the grounds of the prevention of crime and disorder and the protection of children from harm. The following conditions and rewording of conditions are requested.

**Prevention of crime and disorder**

Door supervisors.

SIA registered door supervisors must operate from the premises on Friday and Saturday nights from 20:00 hrs until close (or 06:00 hrs if open 24 hours). There will

## Rep C Cont'd.

be a minimum of two door supervisors, increasing by one door supervisor for every one hundred persons or part thereof from 201 persons and above.

On Friday and Saturday nights when a club night is in operation (DJs, dance music, live bands etc), a minimum of four door supervisors will operate from the premises from 21:00 hrs (two on the door and two 'floaters' inside) until close or 06:00 hrs the following morning.

On Sundays to Thursdays the provision of door staff will be on an internal risk assessment basis by the premises management. However if the premises stays open after 23:00 hrs, a minimum of two door supervisors will operate from the premises from 23:00 hrs until close (or 06:00 hrs if open after 24 hours).

The premises will carry out an internal risk assessment and will, where necessary, employ door supervisors on other nights of the week for bank holidays, New Year's Eve etc., as appropriate.

The premises will contract for the provision of a mobile support unit which will provide SIA qualified door supervisors on an emergency call out basis on a continuing basis 24 hours a day.

All door supervisors to be linked by radio. There will be clickers employed to monitor and control movement of patrons and ensure capacity limits are adhered to.

Door supervisors, ancillary provisions:

1. All personnel carrying out security (door supervisors) shall be licensed by the Security Industry Authority.
2. Records shall be maintained at the premises containing the full name, date of birth, and home address of every door supervisor.
3. On initial employment of the door supervisor, authentic proof of identity shall be obtained in the form of a passport, driver's licence or a birth certificate.
4. The record shall include all dates and times when a door supervisor is employed.
5. If staff are employed through an agency, the name and address of the agency must be included in the entry referring to the person employed by the agency.
6. Any such record must be in a form approved by the Licensing Authority. [In the event that no form is either issued or approved by the Licensing Authority, the management may draft their own form but this must contain all the information stipulated in this section].
7. The DPS (or in the absence of the DPS the person with delegated authority) will ensure door supervisors display their SIA badges at all times they are on duty.

**CCTV** – condition as offered on page 19 of the application.

The premises will offer a free cloakroom facility to customers.

## Rep. C. Cont'd.

### **Public Safety**

Shatterproof drinking receptacles and plastic bottles (plastic, toughened or glasses that disintegrate into tiny pieces with no sharp edges when broken) will be used throughout the premises each day from 23:00 hrs. From 23:00 hrs no glass whatsoever (whether drinking receptacles or bottles) will be accessible or served in the public areas of the premises. This condition will also apply to private parties and functions.

### **Protection of children from harm**

Proof of age condition – as per the condition offered on page 20 of the application.....The premises will adopt a challenge 25 policy.

No children under 18 will be permitted inside the premises after 22:00 hrs.

Under 16s are permitted in the premises up until 22:00 hrs if accompanied by an adult. A maximum of four under 16s can be accompanied by each responsible adult over 18. The premises will ensure that no under 18s are served or supplied with alcohol either directly or by proxy purchase.

No under 18 discos or events aimed predominantly at the under 18s market will be held at the premises unless the following conditions are met:

Conditions required for under 18s events:

1. All under 18s nights must be formally notified to the Police Licensing Unit at John Street Police Station at least 28 days in advance.
2. The entire venue for the evening will be alcohol free and dedicated to the under 18s disco. Having one room or floor set aside for an underage disco, whilst having other rooms or floors open for adults and serving alcohol is not acceptable.
3. SIA registered Door Staff to be employed for this event. This should be a ratio of 1 door person to every 50 children. This should include at least one male and one female member of door staff on the front door.
4. No persons over the age of 17 should be allowed into the venue unless a member of staff.
5. All prior marketing (internet, flyers, posters or radio etc) should make it clear in prominent writing what the permitted age of attendees is (both minimum and maximum ages permitted), and that persons under the age of 12 (for example) and 18 or over will not be granted entry. The permissible ages permitted should also be prominently printed on tickets. This will help to protect you as a responsible licensee against complaints etc. Any agent or promoter that sells tickets for your event over the phone should also be instructed to state on every sale the age range permitted before the ticket(s) are sold.
6. On entrance every person should be searched, this includes their person as well as any bags carried and hand held metal detectors is suggested for quick searches for metal objects such as knives.

Rep C. Cont'd.

7. Persons entering should have proof of age, this is to reduce the likelihood of over 18s gaining entry (again this requirement should be clearly stated on tickets etc).
8. As a result of the above all aerosols, marker pens, alcohol and any item that could be used a weapon should be confiscated. It is also recommended that cigarettes be taken off persons of all ages as well as lighters and chewing gum.
9. Staff should be vigilant as to the arrival and departure of youths attending the event and must be aware of any undesirable persons loitering in the direct vicinity.
10. Staff should encourage the young persons entrance into the premises there for to reduce the loitering of the youths directly outside the venue and in the direct area.
11. Youths should not leave the premises, once entered, unless this is to go home. This is to reduce and control the level of Anti Social Behaviour outside the venue as well as protecting the child to outside elements.
12. No alcohol should be served or available inside the venue. Youths should be monitored, on entrance, to ensure no alcohol has been consumed.
13. Any person/s refused entry for alcohol reasons should be assisted in the best possible way to ensure their safety.
14. There should be AT ALL TIMES, throughout the event, be a qualified first aider on sight who is available straight away no matter what other duties they may have. It is suggested that consideration be given to have St Johns Ambulance or Red Cross in attendance during this event.
15. Inside the venue door staff should be located throughout the venue, that is open to the youths and should be constantly monitoring the youths for any drink or drug related incidents as well as any other criminal activity.
16. Storage facilities should be considered for the youths bags and coats so to reduce the chance for theft.
17. As a professional courtesy, the venue should make local businesses, i.e. off licenses and shops, aware of the evening. This will help them tackle any issues relating to youths purchasing alcohol or loitering.

Yours faithfully,



David Bateup  
Licensing Officer  
Licensing Unit  
Brighton Police Station

cc: Mr Doug Simmonds for the applicant

