

**Swindon Borough Council
Licensing Act 2003 – Licensing Panel**

NOTICE OF HEARING

Date of Hearing: Thursday, 10 April 2014

Place of Hearing: Committee Room 2, Civic Offices

Time of Hearing: 5.15 p.m.

Panel Members:

Conservative Councillors

Roderick Bluh

Michael Bray

Labour Councillors

Steve Wakefield

Committee Officer: Shaun Banks (Telephone 01793 463606)

Email: email: sbanks@swindon.gov.uk

Address: Swindon Borough Council, Civic Offices, Euclid Street, Swindon SN1 2JH

AGENDA

- 1. Appointment of Chair**
- 2. Apologies for Absence**
- 3. Minutes** (Pages 3 - 12)
To receive the minutes of the meeting held on 11th and 26th November 2013.
- 4. Declarations of Interest**
Members are reminded that at the start of the meeting they should declare any known interests in any matter to be considered, and also during the meeting if it becomes apparent that they have an interest in the matters being discussed.
- 5. Application to vary the Premises Licence in respect of the Punjab Grilled Chicken, 61 Bridge Street, Swindon, SN1 1BT together with a copy of each relevant representation made and supporting documents** (Pages 13 - 48)

Date of Despatch: 26 March 2014

Access Arrangements – The Venue is wheelchair accessible and an infrared receiver hearing system is provided. If you would wish to attend the meeting but have any special requirement to enable you to do so please contact the Committee Clerk above, as soon as possible prior to the date of the meeting.

If you would like to receive any of the pages contained in this agenda in a larger print size please contact the Committee Officer whose name appears on the first page of this agenda.

INFORMATION TO ACCOMPANY NOTICE OF HEARING

Action following receipt of Notice of Hearing:

A party shall give to the Licensing Panel within the period of time provided for in the following provisions of this regulation a notice (in the form attached) stating: -

- Whether he intends to attend or be represented at the hearing.
- Whether he considers a hearing to be unnecessary.
- In a case where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, the notice referred to in paragraph (1) shall contain a request for permission for such other person to appear at the hearing accompanied by details of the name of that person and a brief description of the point or points on which that person may be able to assist the authority in relation to the application, representations or notice of the party making the request.

The following notice periods apply:

No later than one working day in respect of:

- Cancellation of interim authority notice following police objection, or
- Counter notice following police objection to temporary event notice.

No later than two working days before the first day of hearing:

- Review of premises licence following closure order or review of premises licence following review notice;
- Determination of application for conversion of existing licence;
- Determination of application for conversion of existing club certificate; or
- Determination of application by holder of justices' licence for grant of personal licence.

In any other case, the party shall give the notice no later than five working days before the day or the first day on which the hearing is to be held.

Right of attendance, assistance and representation:

A party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified.

The hearing will take place in public. However the Licensing Panel may exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public. For these purposes a party and any person assisting or representing a party may be treated as a member of the public.

The Licensing Panel may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may:

- refuse to permit that person to return, or
- permit him to return only on such conditions as the authority may specify.

Any such person may, before the end of the hearing, submit to the authority in writing any information which they would have been entitled to give orally had they not been required to leave.

Representations and Supporting Information:

At the hearing a party shall be entitled to:

- Give further information as appropriate in response to a point upon which the Licensing Panel has given notice that clarification is required (Note – if clarification is required from any party this will have been indicated in the Notice of Hearing);
- If given permission by the Licensing Panel, question any other party; and
- Address the authority.
- Failure of Parties to attend the Hearing

If a party has informed the authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence.

If a party who has not so indicated fails to attend or be represented at a hearing the authority may: -

- Where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
- Hold the hearing in the party's absence.
- Where the authority holds the hearing in the absence of a party, the authority shall consider at the hearing the application, representations or notice made by that party.
- Where the authority adjourns the hearing to a specified date it must forthwith notify the parties of the date, time and place to which the hearing has been adjourned

Procedure:

A summary of the procedure that will normally be followed at the hearing is attached.

It should be noted that this is a general procedure intended to cover matters that will normally be applicable at all Hearings. However depending on the circumstances of each individual case, it is recognised that other issues may need to be considered as preliminary points at the hearing. These may include (but are not limited to): -

- Whether to proceed in the absence of a party;
- Whether to admit new documents or information submitted at the hearing;
- Whether it is in the public interest to exclude members of the public from the hearing or any part of it;

- Whether any party wished to withdraw representations previously submitted
- Whether to disregard any information given by a party or any person to whom permission to appear at the hearing is given by the authority which is not relevant to:
 - Their application, representations or notice (as applicable) or in the case of another person, the application representations or notice of the party requesting their appearance, and
 - The promotion of the licensing objectives

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Standard procedure for licensing committee or licensing panel hearings, where representations have been made

- 1) The general facts of the application will be put to the hearing by an officer of the Licensing Authority.**
- 2) Ward Members who wish to speak on behalf of constituents who have expressed opposition to the application or aspects of the application will be invited to speak. Written notification of those representations must be submitted within the required period of notice.**
- 3) Where individuals or organisations have given the required notice that they wish to make relevant representations, they will be invited one at a time to clarify and support (but not add to) their written submissions. Representations will be heard only from those who have submitted an objection in writing before the deadline given for comments. This restriction applies equally to Members and Officers of the Council.**
- 4) Members of the Licensing Committee (or Panel) may ask questions arising from each representation, as may any other Member of Swindon Borough Council who is present. The applicant will not be allowed to comment or reply at this stage but may ask those making representations to give a brief clarification of any point they have made.**
- 5) Ward Members who wish to speak on behalf of constituents who have expressed a positive case in favour of the application will be invited to speak. Written notification of the positive representation must have been submitted within the required period of notice.**

- 6) The applicant and / or their solicitor or representative will be invited to make representations in support of the application and also to respond to points made by those who have made representations on the application in writing or in person. No unreasonable limits will be placed on the right of the applicant to make their case and they may present plans or artists impressions etc. if they wish.**
- 7) Members of the Licensing Committee (or Panel) may ask questions arising from the applicant's submission, as may any other Member of Swindon Borough Council who is present.**
- 8) Those who have made representations will be allowed to ask the applicant to give a brief clarification of any point they have made and they will be permitted to ask questions of the applicant. They will not be permitted to restate or develop their original representations and must limit their comments to issues that arise directly from answers given by the applicant or the applicant's representative.**
- 9) Members of the Committee or Panel hearing the application will then discuss the application in private, accompanied only by non-partisan officers who are there in a support role.**
- 10) Should any person present act in a disruptive manner the Chair will first warn him or her about their conduct and then, if the Chair considers it appropriate, may require the person concerned to leave the meeting forthwith. Where a party to the hearing insists on wasting the time of the hearing by needlessly repeating points that have been well aired and clearly put by earlier speakers, their actions may be judged to be disruptive and they may be asked to leave. It is strongly recommended that any spoken representations from groups of people with common concerns are made through an agreed spokesperson.**

LICENSING PANEL

MONDAY, 11 NOVEMBER 2013

PRESENT:- Councillors Andrew Bennett, Michael Dickinson and Alan Bishop

An apology for absence was received from Councillor Vera Tomlinson.

18. Appointment of Chair

Resolved – That Councillor Michael Dickinson Chair this meeting of the Panel.

(Councillor Dickinson took the Chair.)

19. Minutes

Resolved – That the minutes of the meeting held on 9th and 18th October 2013, be confirmed and signed as a correct record.

20. Declarations of Interest

The Chair reminded Members of the need to declare any known interests in any matters to be considered at the meeting. No declarations were made.

21. Application to Vary the Premises Licence, Punjab Chicken, 61 Bridge Street, Swindon

The Panel considered (a) a report of the Council's Licensing Officer setting out details of an application to vary the Premises Licence held by the Punjab Chicken, 61 Bridge Street, Swindon, (b) a written submission supporting the application for variation received from Planning Concepts and Solutions Ltd on behalf of the Applicant, (c) an objection to the variation application received from Wiltshire Police, (d) additional written submission received from Wiltshire Police supporting their objection to the variation of the premises Licence held by Punjab Chicken, 61 Bridge Street, Swindon, (e) oral representations from Mrs Ephraim (Planning Concepts and Solutions Ltd) and Mr Chhabbi Singh (Applicant) in support of the application submitted, (f) oral representations received from Wiltshire Police in support of their objection, (g) questions from Members to the Premises licence Holder and Wiltshire Police, and (h) the Council's procedure for licensing hearings, Government Guidance and the Council's Licensing Policy.

Resolved – That after considering: -

1. The application for a Variation of the Premises Licence made by Mr Chhabbi Singh to extend the opening hours of the premises from 09:00 – 0300 to 09:00 to 05:00 daily and permitting Late night Refreshments from 23:00 to 05:00 daily.
2. Submissions made by Wiltshire Police opposing the application for a variation of the Premises Licence:

And taking into account: -

1. The Secretary of State's Guidance; and
2. The Licensing Authority Licensing Statement:

And having in mind the promotion of the Licensing Objectives in particular: -
i. The prevention of Crime and Disorder

(1) That the hours of operation for the Premises Licence held by Punjab Chicken, 61 Bridge Street, including Late Night Refreshments be amended accordingly:

Late Night Refreshment

Monday to Wednesday: 23:00 – 05:00
Thursday to Saturday: 23:00 – 03:00
Sunday: 23:00 – 05:00

Opening Hours

Monday to Wednesday: 23:00 – 05:00
Thursday to Saturday: 23:00 – 03:00
Sunday: 23:00 – 05:00

Reasons

(i) The Panel heard evidence from Wiltshire Police that premises were situated in the centre of an alcohol related “Hot Spot” of Anti-Social Behaviour and Crime and Disorder, in close proximity to a number of licensed premises and on a pedestrian red route.

(ii) The Panel heard evidence from Wiltshire Police that incidents within the Night Time Economy Area (which covered the location of the premises) had shown a recent increase which was impacting on the ability of the Police to fulfil their functions in attending to and preventing Crime and disorder within the locality in the peak period of Thursday to Saturday.

(iii) The Panel heard evidence from the Police that food outlets within the Night Time Economy area acted as congregation points slowing down the dispersal of patrons leaving pubs and clubs within the immediate vicinity and significantly increasing the potential of flash-points of trouble.

(iv) The Panel heard evidence from the Applicant that he had limited seating capacity in his establishment and the majority of patrons left the premises with their food. The Police evidence suggested that patrons congregated on the street outside the premises or within the immediate vicinity where they consumed the majority of this food.

(v) The Panel heard evidence from the Applicant that his target market was patrons leaving the licensed premises in the area and that he didn’t intend to offer a take away service during any extended hours. The Police view of this operating model was that this heightened the risk of Crime and Disorder.

(vi) The Panel granted extended hours of operation on Sunday to Wednesday as the Police evidence was based on issues relating to Thursday to Saturday evenings.

(vii) The Panel took into account the written submission by Planning Concepts and solutions Limited and in particular the points made regarding the location of the premises, dispersal of customers, noise issues, other businesses in the locality and measures taken by the Applicant to allay police concerns.

(viii) The Panel also took into account submissions by the Applicant regarding the operation of the premises and the history of hours of operation.

(2) That the following condition shall be applied to the revised Premises Licence:

A minimum of 1 door supervisor shall be deployed at the premises on Sunday following a Bank Holiday from 03:00 until the close of business. A record of the name, badge number and contact details of each door supervisor shall be recorded in a register at the start of each shift. The register shall be retained on the premises and made available for inspection by a police officer or authorised officer on request.

Reasons

(i) To assist the management in ensuring that the Licensing Objectives were not undermined.

(ii) To maintain order at the premises and the safety of patrons and to cater for an expected rise in patrons on Sundays following a Bank Holiday.

The Chair reminded both parties that they had the right of appeal to the Magistrates Court against the determination of the Panel and that any such appeal must be commenced within 21 days of the determination being sent to both parties.

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LICENSING PANEL

TUESDAY, 26 NOVEMBER 2013

PRESENT:- Councillors Abdul Amin, John Ballman and Alan Bishop.

22. Appointment of Chair

Resolved – That Councillor Alan Bishop Chair this meeting of the Panel.
(Councillor Bishop took the Chair.)

23. Declarations of Interest

The Chair reminded Members of the need to declare any known interests in any matters to be considered at the meeting. No declarations were made.

24. Application to vary the Premises Licence in respect of the Lydiard Park, Swindon, SN5 3PA

The Panel considered (a) a report of the Council's Licensing Officer setting out details of an application for a variation to the Premises Licence held by Lydiard Park, Swindon, (b) written representations from local residents against the grant of the variation, (c) additional representations (emails) by objectors, maps and photographs tabled at the meeting, (d) oral submissions by Hilary Coates, Maria Blackmore and John Bennett (parish council representatives and local residents) against the grant of the variation of the Premises Licence, (e) submissions received in support of the application received from Stuart Webb (Lydiard Park Manager), Ian Surtees (Commercial Manager Leisure, Swindon Borough Council), and Tim Stevens (Best Parties Ever) in support of the application, (f) questions from Members to the applicants and objectors and answers received, and (g) the Council's procedure for licensing hearings, the Secretary of State's Guidance and the Council's Licensing Policy.

Resolved - After considering: -

1. The application for a variation to the Premises Licence made by the Licensee; and
2. Representations and material put forward on behalf of the Objectors;

And taking into account: -

1. The Secretary of State's Guidance; and
2. The Licensing Authority Licensing Statement:

And having in mind the promotion of the Licensing Objectives in particular: -

- i. The prevention of public nuisance

That subject to the conditions set out the following licensable activities be approved and the Premises Licence held by The Lydiard Park, Swindon, be varied accordingly, subject to the conditions set out in this decision.

Sale by retail of Alcohol

Monday to Sunday 09:00 – 01:00

Films, Plays and Performance of Dance

Monday to Sunday 09:00 – 00:00

Live Music and Recorded Music

Monday to Sunday 09:00 – 01:00

Late Night Refreshment

Monday to Sunday 09:00 – 01:00

Condition

(1) Licensable activities shall be permitted until 1am between 19th November and 22nd December annually, and that for the period 23rd December to 18th November the existing licensable hours and conditions shall remain in force.

Reasons

(i) To define the scope of the varied licensable activities and to protect the amenities of local residents.

(ii) That the varied licensable activities approved were subject to conditions offered by the applicant and it was determined that approval of such hours for a limited period subject to those could be conditions would ensure minimal impact on the amenities of local residents.

(iii) The Panel heard evidence as to the experience of the promoter in running similar events around the Country which had not reported any problems and noted that references had been sought as to the conduct of events in other Licensing areas.

(iv) The Panel noted that during this period potential noise nuisance would be reduced by the likelihood that local properties would not have windows and doors open during the extended licensing period of 00:00 to 01:00.

Condition

(2) The additional hour until 1am shall be in operation for no more than 16 event days per annum.

Reasons

(i) To define the scope of the varied licensable activities and to protect the amenities of local residents.

(ii) The limit on the number of days on which licensable activities could be held was offered by the applicant as the maximum numbers of days that when events would be held on in any given year, and the Panel determined that this would assist in ensuring minimal impact on the amenities of local residents.

Condition

(3) That all permitted licensable activities granted under this permission shall be held in the area marked on the map, tabled at the meeting, as the Events Field.

Reasons

(i) To define the scope of the varied licensable activities and to protect the amenities of local residents by way of ensuring that the conditions approved by the Licensing Panel were effective and tailored to a specific area of the site covered by the Premises Licence.

(ii) That the definition of the area where the proposed event could be held meant that neighbouring properties were at least 600 metres from the event and in the case of Lydiard Millicent approximately 900 metres in distance which with conditions would limit any noise impact on neighbouring properties.

Condition

(4) All amplified music shall be played through a noise limiting device by the Licensing Authority. All amplified music shall be played through the said limiter at all times.

Reasons

(i) To reduce the risk any noise levels escaping from the marquees and/or any other approved structure and help prevent potential noise nuisance to neighbouring properties.

Condition

(5) The limiter shall be set at a level agreed by the Licensing Authority, or such persons as authorised by the Licensing Authority, after 8:00 pm on the night preceding the first event and shall not be increased without the written permission of the Licensing Authority.

Reasons

(i) To ensure noise levels within the marquees and/or any other approved structure are set at an appropriate level and to help prevent potential noise nuisance to neighbouring properties.

(ii) To reduce the risk of changes in atmospheric conditions that might lead to an increase in sound omissions from the event causing a nuisance to neighbouring properties.

Condition

(6) That the Event Organiser shall monitor noise levels in up to 5 key locations, including Lydiard Millicent during the period of Licensable activities, and at least one test will be held during the period 00:00 to 01:00 during the first three events. A written record of the location, time, assessment of the noise levels and any remedial action required shall be kept in writing and made available to the Licensing Authority upon request. Should noise from the events be audible to the Events Manager following a report from a local resident or parish council the Events Manager shall assess the likelihood of disturbance to neighbouring properties and, if necessary, reduce the sound levels at the event. A copy of any reports to the Events Manager and actions undertaken shall be put in writing and made available to the Licensing Authority upon request. The Events Manager shall be deemed as the responsible person for dealing with complaints and taking appropriate action to reduce noise levels as necessary. Following the first three events should no remedial actions be necessary to reduce sound levels the monitoring of noise levels shall be undertaken once per night.

Reasons

- (i) To ensure noise levels within the marquees and/or any other approved structure are set at an appropriate level and to help prevent potential noise nuisance to neighbouring properties.
- (ii) A condition on noise monitoring was proposed by the applicant and the Licensing Panel and amendments to the submitted proposal to take into account the concerns of local residents.

Condition

(7) The event organisers shall send a letter to all residents on the nearest five roads to the event and this letter shall include details of the days and timings of each event together with the contact details, in the form of the name and mobile telephone number of the Event Manager for contact should any noise disturbance occur. In the event of any calls from neighbouring properties or the adjoining parish council the Events Manager shall assess the likelihood of disturbance to neighbouring properties, and if necessary reduce the sound levels at the event. The mobile telephone of the Events Manager shall remain switched on during all entertainments authorised by the varied premises licence. A copy of any reports to the Events Manager and actions undertaken shall be put in writing and made available to the Licensing Authority upon request.

Reasons

- (i) To ensure noise levels within the marquees and/or any other approved structure are set at an appropriate level and to help prevent potential noise nuisance to neighbouring properties.
- (ii) A condition on noise monitoring was proposed by the applicant and the Licensing Panel and amendments to the submitted proposal were made to take into account the concerns of local residents.

Condition

(8) The events manager shall ensure that the speaker orientation ensures that the output is directed onto the dance floor to prevent noise breakout to the outside of the hard-sided structure. Furthermore, no bass amplification shall be permitted during the events authorised by the premises licence.

Reasons

(i) To ensure noise levels within the marquees and/or any other approved structure are of an appropriate nature and to help prevent potential noise nuisance to neighbouring properties.

(ii) A condition on preventing bass amplifiers was proposed by the applicant and the Licensing Panel determined that this condition would help prevent noise emanating from the event which might give rise to noise nuisance.

Condition

(9) All cars, or vehicles accessing the site in relation to the event, shall after the commencement of activities, use the two car parks at Lydiard Park.

Reasons

(i) To prevent potential noise nuisance to neighbouring properties arising from people arising or leaving the event through private transport or by way of taxis or other hired vehicles.

(ii) To ensure that patrons attending events did not cause nuisance to neighbouring streets and to facilitate people leaving the venue by accessing their transport from the car park.

Condition

(10) All access to the site related to licensable activities after 7:00pm shall be via the Hook Street entrance.

Reasons

(i) To prevent noise nuisance to neighbouring properties arising from people arising or leaving the event through private transport or by way of taxis or other hired vehicles.

Condition

(11) All event activities shall be held in marquees and/or other suitable enclosures approved in writing by the Licensing Authority.

Reasons

(i) To ensure noise levels within the marquees and/or any other approved structure

are set at an appropriate level and to help prevent potential noise nuisance to neighbouring properties.

(ii) To ensure all activities are within approved structures in order that any noise arising is retained on site.

The Chair reminded all parties that they had the right of appeal to the Magistrates Court against the determination of the Panel and that any such appeal must be commenced within 21 days of the determination being sent to them.

**Application to vary the Premises Licence in respect of the Punjab
Grilled Chicken, 61 Bridge Street, Swindon, SN1 1BT**

Licensing Panel

Date:

Author: Licensing Officer

Wards Affected: Central

Purpose

- To consider the representation received in response to an application to vary the premises licence issued in respect of Punjab Grilled Chicken, 61 Bridge Street, Swindon, SN1 1BT

Recommendation

The Licensing Committee is asked to determine the application, in light of the representation received from Wiltshire Police,. The options available to the Committee are:

- To grant the application in its current form with conditions consistent with the operating schedule;
- To grant the application but to modify the conditions by amending, omitting or attaching new conditions; or
- To reject the application in whole or in part.

1. Reasons

- 1.1 The Licensing Panel has a statutory duty to undertake the functions of the Licensing Authority, where these have been delegated by the Licensing Committee.

2. Detail

- 2.1 An application to vary the premises licence issued in respect of Punjab Grilled Chicken, 61 Bridge Street, Swindon has been received from Mr Chhabbi Singh.
- 2.2 A copy of the application is attached as **Appendix A**.
- 2.3 The application seeks to extend the existing hours authorised by the licence for the provision of late night refreshment and the opening hours of the premises. The additional hours are as follows:

Late Night Refreshment

Thursday to Saturday inclusive 03:00 – 04:00

Opening Hours

Monday to Sunday 03:00 – 04:00

Further information on the subject of this report can be obtained from Kathryn Ashton on 01793 466113 or e-mail kashton@swindon.gov.uk.

Application to vary the Premises Licence in respect of the Punjab Grilled Chicken, 61 Bridge Street, Swindon, SN1 1BT

Licensing Panel

Date:

2.4 The applicant considers that no additional steps are necessary to ensure the promotion of the licensing objectives if the application is granted.

2.5 A representation was received from Wiltshire Police who consider that the granting of the application would undermine the prevention of crime & disorder licensing objective. A copy of this representation is attached as **Appendix B**. No representations were received from any other responsible authority or any other persons.

2.6 The existing premises licence was granted to Mr Singh on 12 July 2013. The initial licence authorised:

Late Night Refreshment

Monday to Sunday 23:00 – 03:00

Opening Hours

Monday to Sunday 09:00 – 03:00

2.7 The licence was granted following the withdrawal of a representation by Wiltshire Police, which resulted from Mr Singh agreeing to reduce the terminal hour for the provision of late night refreshment from 04:00 to 03:00 and offering additional conditions.

2.8 An application to vary the Premises licence was received in December 2013 and following representations from Wiltshire Police was considered and determined by the Licensing Sub Committee on 11th November 2013. A copy of the representation received in respect of the application in November 2013 is attached as **Appendix C**. The Premises Licence currently authorises:

Late Night Refreshment

Sunday to Wednesday 23.00 – 05:00

Thursday to Saturday 23.00 -- 03.00

Opening Hours

Sunday to Wednesday 09:00 – 05:00

Thursday to Saturday 09.00 – 03.00

2.8 The existing premises licence is attached to the report as **Appendix D**.

2.9 There have been four temporary event notices given in respect of the premises which have authorised provision of late night refreshment until 4am on the following dates:

Friday 20th – Sunday 22nd December 2013

Saturday 28th – Sunday 29th December 2013

Thursday 9th – Saturday 11th January 2014

Thursday 16th – Saturday 18th January 2014

Further information on the subject of this report can be obtained from Kathryn Ashton on 01793 466113 or e-mail kashton@swindon.gov.uk.

Application to vary the Premises Licence in respect of the Punjab Grilled Chicken, 61 Bridge Street, Swindon, SN1 1BT

Licensing Panel

Date:

There were no objections to the temporary event notices on these occasions.

- 2.10 The Panel is requested to consider the application to vary the premises licence on its merits, having regard to the Swindon Borough Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State under section 182 of the Licensing Act 2003.
- 2.11 Having regard to the information put forward by the applicant and the representation made by the responsible authority, the Sub-Committee must take such steps (if any) that it considers appropriate for the promotion of the licensing objectives. The steps, as set out in section 35(4) of the Licensing Act 2003 are:
- To modify the conditions of the licence, whether by alteration or omission or by the addition of new conditions; or
 - To reject the application in whole or in part.
- 2.12 The hearing itself can be deferred to a specified date (or dates) where it is considered to be necessary for the authority's consideration of any representation or notice made by a party - The Licensing Act 2003 (Hearings) Regulations 2005;
- 2.13 The determination of the application must be made within the period of five working days beginning with the day (or the last day) on which the hearing is held - The Licensing Act 2003 (Hearings) Regulations 2005
- 2.14 The powers described in 2.12 and 2.13 above should only be exercised where it is exceptionally necessary.

3. Alternative Options

- 3.1 None.

4 Implications, Diversity Impact Assessment and Risk Management

Financial and Procurement Implications

- 4.1 There are no direct financial implications arising from the report. In the case of a successful appeal against a Council decision, the Council could become liable for costs if the decision was found to be irrational.

Legal and Human Rights Implications

- 4.2 A declaration has been made by the Secretary of State, that the Licensing Act is compliant with the Human Rights Act. None of the relevant Articles of the Human Rights Act has absolute sway over the others. Article 8 deals with a right to undisturbed home life; Article 10 gives the right to free expression, including the right to entertain; Article 1 of the Protocol says that licences are 'possessions',

Further information on the subject of this report can be obtained from Kathryn Ashton on 01793 466113 or e-mail kashton@swindon.gov.uk.

Application to vary the Premises Licence in respect of the Punjab Grilled Chicken, 61 Bridge Street, Swindon, SN1 1BT

Licensing Panel

Date: _____

which the holder has a right to enjoy. Common sense has to be used, in balancing each of these against the other.

All Other Implications (including Staff, Sustainability, Health, Rural, Crime and Disorder)

4.3 This report relates to the requirements of Licensing legislation

Links to Corporate Plans and Policies (in particular to Swindon 2010 Promises)

4.4 The determination of the application will be made in accordance with set legal principles. The exercise of licensing powers by the Panel relates particularly to the LAA outcome of reducing crime and the fear of crime.

Diversity Impact Assessment

4.5 There is no DIA prepared in conjunction with this report

Risk Management

4.6 There is a theoretical risk of civil action against the Licensing Authority if it is found not to have exercised due diligence in licensing matters. There is also the risk of judicial review if the Policy is found not to comply with the requirements of the Licensing Act 2003 and associated legislation, regulations and guidance.

5 Consultees

5.1 The Board Director Finance, Revenues, Benefits and Property (Section 151 Officer) and Director of Law and Democratic Services (Monitoring Officer) are consulted in respect of all reports.

6 Background Papers

6.1 Licensing Act 2003

6.2 Swindon Borough Council's Statement of Licensing Policy

6.3 Amended Guidance Issued Under Section 182 of the Licensing Act 2003 (*October 2012*)

7 Appendices

Appendix A Application to vary Premises Licence

Appendix B Representation received from Wiltshire Police March 2014

Appendix C Copy of the representation from Wiltshire Police in respect of previous variation application December 2013

Appendix D Copy of the current Premises Licence

Further information on the subject of this report can be obtained from Kathryn Ashton on 01793 466113 or e-mail kashton@swindon.gov.uk.

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.

I/We CHHABBI SINGH

(Insert name(s) of applicant)

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

Premises licence number

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

61 BRIDGE STREET

Post town

SWINDON

Postcode

SN1 1BT

Telephone number at premises (if any)

07579112226

Non-domestic rateable value of premises

£

Part 2 – Applicant details

Daytime contact
telephone number

07579112226

E-mail address (optional)

chhabbi26@msn.com

Current postal address if different
from premises address

Same

Post town

Postcode

Part 3 - Variation

Please tick as appropriate

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

☒ Yes

☐ No

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

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

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

(Please see guidance note 1) ☐ Yes

☐ No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

Late night takeaway Pizza Kebab Shop

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

A

| | | | | | |
|--|-------|--------|---|--|-----------------------------------|
| Plays Standard days and timings (please read guidance note 7) | | | <u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | | Indoors <input type="checkbox"/> |
| | | | | | Outdoors <input type="checkbox"/> |
| | | | | | Both <input type="checkbox"/> |
| Day | Start | Finish | <u>Please give further details here</u> (please read guidance note 4) | | |
| Mon | | | | | |
| Tue | | | | | |
| Wed | | | <u>State any seasonal variations for performing plays</u> (please read guidance note 5) | | |
| Thur | | | | | |
| Fri | | | | | |
| Sat | | | <u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6) | | |
| Sun | | | | | |
| | | | | | |

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

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

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

☒

Supply of alcohol (if ticking yes, fill in box J)

☐

In all cases complete boxes K, L and M

B

| | | | | | |
|--|-------|--------|---|----------|--------------------------|
| Films Standard days and timings (please read guidance note 7) | | | Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | Please give further details here (please read guidance note 4) | | |
| Mon | | | | | |
| Tue | | | | | |
| Wed | | | State any seasonal variations for the exhibition of films (please read guidance note 5) | | |
| Thur | | | | | |
| Fri | | | | | |
| Sat | | | Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6) | | |
| Sun | | | | | |

C

| | | | |
|---|-------|--------|---|
| Indoor sporting events Standard days and timings (please read guidance note 7) | | | <u>Please give further details</u> (please read guidance note 4) |
| Day | Start | Finish | |
| Mon | | | |
| | | | |
| Tue | | | <u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5) |
| Wed | | | |
| Thur | | | <u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6) |
| Fri | | | |
| Sat | | | |
| Sun | | | |

D

| | | | | | | |
|---|-------|--------|---|--|----------|--------------------------|
| Boxing or wrestling entertainments Standard days and timings (please read guidance note 7) | | | Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3) | | Indoors | <input type="checkbox"/> |
| | | | | | Outdoors | <input type="checkbox"/> |
| Day | Start | Finish | | | Both | <input type="checkbox"/> |
| Mon | | | Please give further details here (please read guidance note 4) | | | |
| | | | | | | |
| Tue | | | | | | |
| | | | | | | |
| Wed | | | State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5) | | | |
| | | | | | | |
| Thur | | | | | | |
| | | | | | | |
| Fri | | | Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6) | | | |
| | | | | | | |
| Sat | | | | | | |
| Sun | | | | | | |
| | | | | | | |

E

| | | | | |
|---|-------|--------|---|--------------------------|
| Live music Standard days and timings (please read guidance note 7) | | | Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3) | |
| | | | Indoors | <input type="checkbox"/> |
| | | | Outdoors | <input type="checkbox"/> |
| | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | Please give further details here (please read guidance note 4) | |
| Mon | | | | |
| Tue | | | | |
| Wed | | | | |
| Thur | | | State any seasonal variations for the performance of live music (please read guidance note 5) | |
| Fri | | | | |
| Sat | | | | |
| Sun | | | | |
| | | | Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6) | |

F

| | | | | | |
|---|-------|--------|--|--|-----------------------------------|
| Recorded music Standard days and timings (please read guidance note 7) | | | <u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | | Indoors <input type="checkbox"/> |
| | | | | | Outdoors <input type="checkbox"/> |
| Day | Start | Finish | Both <input type="checkbox"/> | | |
| Mon | | | <u>Please give further details here</u> (please read guidance note 4) | | |
| Tue | | | | | |
| Wed | | | <u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5) | | |
| Thur | | | | | |
| Fri | | | <u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6) | | |
| Sat | | | | | |
| Sun | | | | | |

G

| | | | | | | |
|--|-------|--------|--|--|----------|--------------------------|
| Performances of dance Standard days and timings (please read guidance note 7) | | | Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3) | | Indoors | <input type="checkbox"/> |
| | | | | | Outdoors | <input type="checkbox"/> |
| Day | Start | Finish | | | Both | <input type="checkbox"/> |
| Mon | | | Please give further details here (please read guidance note 4) | | | |
| | | | | | | |
| Tue | | | | | | |
| | | | | | | |
| Wed | | | State any seasonal variations for the performance of dance (please read guidance note 5) | | | |
| | | | | | | |
| Thur | | | | | | |
| | | | | | | |
| Fri | | | Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6) | | | |
| | | | | | | |
| Sat | | | | | | |
| Sun | | | | | | |
| | | | | | | |

H

| | | | | |
|---|-------|--------|---|-----------------------------------|
| Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7) | | | Please give a description of the type of entertainment you will be providing | |
| Day | Start | Finish | <u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | Indoors <input type="checkbox"/> |
| Mon | | | | Outdoors <input type="checkbox"/> |
| | | | | Both <input type="checkbox"/> |
| Tue | | | <u>Please give further details here</u> (please read guidance note 4) | |
| Wed | | | | |
| | | | | |
| Thur | | | <u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5) | |
| Fri | | | | |
| | | | | |
| Sat | | | <u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6) | |
| | | | | |
| Sun | | | | |

I

| | | | | | | |
|---|-------|--------|--|--|----------|-------------------------------------|
| Late night refreshment Standard days and timings (please read guidance note 7) | | | Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3) | | Indoors | <input type="checkbox"/> |
| | | | | | Outdoors | <input type="checkbox"/> |
| | | | | | Both | <input checked="" type="checkbox"/> |
| Day | Start | Finish | Please give further details here (please read guidance note 4) | | | |
| Mon | | | | | | |
| Tue | | | | | | |
| Wed | | | State any seasonal variations for the provision of late night refreshment (please read guidance note 5) | | | |
| Thur | | | Easter Sund Good Fri / Sat until 5am Christmas Eve / NYE until 5am. | | | |
| Fri | | | Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6) | | | |
| | 03-00 | 04-00 | | | | |
| Sat | | | | | | |
| | 03-00 | 04-00 | | | | |
| Sun | | | | | | |

J

| | | | | |
|--|-------|--------|--|---|
| Supply of alcohol Standard days and timings (please read guidance note 7) | | | Will the supply of alcohol be for consumption – <u>please tick</u> (please read guidance note 8) | On the premises <input type="checkbox"/> |
| | | | | Off the premises <input type="checkbox"/> |
| Day | Start | Finish | Both <input type="checkbox"/> | |
| Mon | ----- | ----- | <u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5) | |
| Tue | ----- | ----- | | |
| Wed | ----- | ----- | | |
| Thur | ----- | ----- | <u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 6) | |
| Fri | ----- | ----- | | |
| Sat | ----- | ----- | | |
| Sun | ----- | ----- | | |

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

L

| | | | |
|--|-------|--------|---|
| Hours premises are open to the public Standard days and timings (please read guidance note 7) | | | State any seasonal variations (please read guidance note 5) |
| Day | Start | Finish | |
| Mon | | | |
| Tue | | | |
| Wed | | | |
| Thur | | | |
| Fri | | | |
| Sat | | | |
| Sun | | | Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6) |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

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

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

☐
☐

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

Not received from SBC.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

AS PER EXISTING LICENCE.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Part 5 – Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

| | |
|-----------|---------------|
| Signature | Chhabbi Singh |
| Date | 09-01-2014 |
| Capacity | OWNER |

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

| | |
|-----------|--|
| Signature | |
| Date | |
| Capacity | |

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)

| | | | |
|--|-------------|-----------|---------|
| 29 BEATRICE STREET SN2 1BB MR: CHHABBI SINGH | | | |
| Post town | SWINDON | Post code | SN2 1BB |
| Telephone number (if any) | 07579112226 | | |
| If you would prefer us to correspond with you by e-mail, your e-mail address (optional) Chhabbi26@msn-co.uk | | | |

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

| | | |
|----|----------|----------|
| 1 | 10/10/10 | 10/10/10 |
| 2 | 10/10/10 | 10/10/10 |
| 3 | 10/10/10 | 10/10/10 |
| 4 | 10/10/10 | 10/10/10 |
| 5 | 10/10/10 | 10/10/10 |
| 6 | 10/10/10 | 10/10/10 |
| 7 | 10/10/10 | 10/10/10 |
| 8 | 10/10/10 | 10/10/10 |
| 9 | 10/10/10 | 10/10/10 |
| 10 | 10/10/10 | 10/10/10 |

10/10/10 10/10/10 10/10/10 10/10/10 10/10/10 10/10/10 10/10/10 10/10/10 10/10/10 10/10/10

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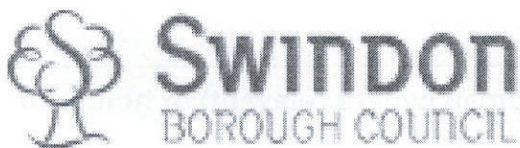
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Licensing Authority
5th Floor, Wat Tyler West
Beckhampton Street
Swindon
SN1 2JG
Tel: 01793 466113
licensing@swindon.gov.uk

Premises Licence Schedule 12 - Part A

(THIS PART OF THE LICENCE MUST BE KEPT AT THE PREMISES AT ALL TIMES AND PRODUCED
UPON REQUEST OF AN AUTHORISED OFFICER)

| | |
|--------------------------------|-----------------|
| Premises Licence Number | 881130438LAPVPE |
|--------------------------------|-----------------|

Part 1 – Premises Details

| |
|---|
| Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code Punjab Grilled Chicken 61 Bridge Street Swindon SN1 1BT |
| Telephone number 01793 611 775 |

| |
|--|
| Where the licence is time limited the dates Not Applicable |
|--|

| |
|--|
| Licensable activities authorised by the licence Late Night Refreshment |
|--|

| |
|---|
| Times the licence authorises the carrying out of licensable activities Late Night Refreshment Monday to Sunday 23:00 - 03:00 |
|---|

| |
|--|
| The opening hours of the premises Monday to Sunday 09:00 - 03:00 |
|--|

| |
|--|
| Where the licence authorises supplies of alcohol whether these are on and / or off supplies Not Applicable |
|--|

Part 2

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

Mr Chhabbi Singh
Flat
260 Ferndale Road
Swindon
SN2 1HB

Telephone Number - 01793 611 775

Email Address - chhabbi26@msn.com

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

Not Applicable

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

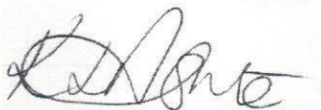
None

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Not Applicable

This Premises Licence is issued by Swindon Borough Council as Licensing Authority under Part 3 of the Licensing Act 2003 and regulations made thereunder.

Dated this 16th September 2013



Kathryn Ashton
Licensing Manager

Mandatory Conditions

None

Conditions consistent with the Operating Schedule

1. Late night refreshment may be provided to customers in the premises and also by way of a delivery service.
2. No adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children, regardless of whether children are on the premises or not, shall be provided in the premises.
3. All crime and disorder shall be reported to the police.
4. A minimum of 1 door supervisor shall be deployed at the premises on Friday and Saturday from 23:00hrs until close of the premises, and on a risk assessed basis at any other time. A record of the name, badge number and contact details of each door supervisor should be recorded in a register at the start of each shift. The register shall be retained on the premises and made available for inspection by a police constable or authorised officer on request.
5. CCTV equipment which is fit for purpose and which covers the entrance to the premises and all trading areas shall be provided and maintained in working condition and operational at all times that the premises are open for business. All recordings shall be retained for a minimum of 28 days and shall be provided to a police constable or authorised officer on request. There shall be a person on the premises who is able to download CCTV footage at all times that the premises is trading. Notices shall be prominently displayed in the premises to advise customers that CCTV is in operation.
6. To prevent incidents of crime and disorder, the operator of the premises and their staff shall participate in the local night safe radio scheme.
7. Only cardboard boxes shall be used for food delivery.
8. Fire exit signs shall be on display to clearly identify the exit routes from the premises.
9. Notices shall be prominently displayed in the premises to request that customers leave the premises and surrounding area quietly.
10. No children shall be allowed in the premises after 22:00 on any day.

Conditions attached after a hearing by the Licensing Authority

None

Plans

See attached (Reference Number P/881130186)



Swindon Police Station Gablecross

Shrivenham Road
South Marston
Swindon
Wiltshire SN3 4RB
Telephone: 101
Ext: 760417
Direct Dial: 01793 507874
Facsimile: 01793 507892
DX: 132780

Mr C Singh,
Flat
260 Ferndale Road,
Swindon,
SN2 1HB

Date 13th February 2014

Dear Mr Singh,

APPLICATION TO VARY A PREMISES LICENCE FOR 61 BRIDGE STREET, SWINDON

Thank you for your application to vary a premises licence which was received on the 13th February 2013.

A premises licence was granted in June 2013 and we agreed a closing time for your premises of 0300hours along with some conditions. In September you then applied for a variation to extend your hours to 0400hours after you were witnessed breaching your permitted hours. That variation was objected to on the grounds of crime and disorder and this current variation is going to have to have the same response as those other applications you have made.

Wiltshire Police still have a number of concerns around late night refreshment premises remaining open late within the town centre and this remains the same since your first application. We deal on a weekly basis with the fallout from late night refreshment premises and this is due to the town centre area you operate in. The level of alcohol related crime has again recently risen and we are trying to reduce the levels of public space violence that is occurring. This cannot be achieved by allowing your premises to remain open later within this area.

Due to the current issues experienced in Swindon Town Centre Wiltshire Police make representations against this variation. The licensing objective of the prevention of crime and disorder will not be achieved by extending the closing time of your premises to 0400hours.

If you have any queries regarding the above please do not hesitate to contact me on 01793 507874. I will also send a copy of this letter to the Licensing officer at Swindon Borough Council.

Yours sincerely,

Siân Kalyinka
Police Licensing Officer



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Swindon Police Station Gablecross

Shrivenham Road
South Marston
Swindon
Wiltshire SN3 4RB
Telephone: 101
Ext: 760417
Direct Dial: 01793 507874
Facsimile: 01793 507892
DX: 132780

Mr C Singh,
Flat
260 Ferndale Road,
Swindon,
SN2 1HB

Date 20th September 2013

Dear Mr Singh,

APPLICATION TO VARY A PREMISES LICENCE FOR 61 BRIDGE STREET, SWINDON

Thank you for your application to vary a premises licence which was received on the 16th September 2013.

A premises licence was recently granted in June 2013 and we agreed a closing time for your premises of 0300hours along with some conditions. This was to ensure that you as a premises licence holder would be able to meet the licensing objectives and to ensure the premises would not have an impact on crime and disorder in the area.

Wiltshire Police have concerns around late night refreshment premises remaining open late within the town centre and this remains the same since your first application. There is concern over alcohol related violence and recently there has been a 30% increase in anti social behaviour within the town centre area particularly on Friday and Saturdays after 00.00hours. The late night refreshment premises in the town centre prevent people from dispersing and we often see incidents of disorder occurring due to this.

Despite having a licence until 0300hours recently granted you have been witnessed trading past the terminal hour which is a criminal offence for which you have received a warning.

Due to the current issues experienced in Swindon Town Centre Wiltshire Police make representations against this variation. The licensing objective of the prevention of crime and disorder will not be achieved by extending the closing time of your premises to 0600hours.

If you have any queries regarding the above please do not hesitate to contact me on 01793 507874. I will also send a copy of this letter to the Licensing officer at Swindon Borough Council.

Yours sincerely,

Siân Kalyinka
Police Licensing Officer



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Licensing Authority
5th Floor, Wat Tyler West
Beckhampton Street
Swindon
SN1 2JG
Tel: 01793 466113
licensing@swindon.gov.uk

Premises Licence

Schedule 12 - Part A

(THIS PART OF THE LICENCE MUST BE KEPT AT THE PREMISES AT ALL TIMES AND PRODUCED
UPON REQUEST OF AN AUTHORISED OFFICER)

| | |
|--------------------------------|---------------|
| Premises Licence Number | 881130439LAPV |
|--------------------------------|---------------|

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

Punjab Grilled Chicken
61 Bridge Street
Swindon
SN1 1BT

Telephone number 01793 611 775

Where the licence is time limited the dates

Not Applicable

Licensable activities authorised by the licence

Late Night Refreshment

Times the licence authorises the carrying out of licensable activities

Late Night Refreshment

Sunday to Wednesday 23:00 - 05:00

Thursday to Saturday 23:00 - 03:00

The opening hours of the premises

Sunday to Wednesday 09:00 - 05:00
Thursday to Saturday 09:00 - 03:00

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

Not Applicable

Part 2

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

Mr Chhabbi Singh
Flat
260 Ferndale Road
Swindon
SN2 1HB

Telephone 01793 611 775

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

Not Applicable

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

None

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Not Applicable

This Premises Licence is issued by Swindon Borough Council as Licensing Authority under Part 3 of the Licensing Act 2003 and regulations made thereunder.

Dated this 11th November 2013



Kathryn Ashton
Licensing Manager

Mandatory Conditions

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each individual must
 - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of that Act.

Conditions consistent with the Operating Schedule

2. Late night refreshment may be provided to customers in the premises and also by way of a delivery service.
3. No adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children, regardless of whether children are on the premises or not, shall be provided in the premises.
4. All crime and disorder shall be reported to the police.
5. A minimum of 1 door supervisor shall be deployed at the premises on Friday and Saturday from 23:00hrs until close of the premises, and on a risk assessed basis at any other time. A record of the name, badge number and contact details of each door supervisor should be recorded in a register at the start of each shift. The register shall be retained on the premises and made available for inspection by a police constable or authorised officer on request.
6. CCTV equipment which is fit for purpose and which covers the entrance to the premises and all trading areas shall be provided and maintained in working condition and operational at all times that the premises are open for business. All recordings shall be retained for a minimum of 28 days and shall be provided to a police constable or authorised officer on request. There shall be a person on the premises who is able to download CCTV footage at all times that the premises is trading. Notices shall be prominently displayed in the premises to advise customers that CCTV is in operation.
7. To prevent incidents of crime and disorder, the operator of the premises and their staff shall participate in the local night safe radio scheme.
8. Only cardboard boxes shall be used for food delivery.
9. Fire exit signs shall be on display to clearly identify the exit routes from the premises.
10. Notices shall be prominently displayed in the premises to request that customers leave the premises and surrounding area quietly.

11. No children shall be allowed in the premises after 22:00 on any day.

Conditions attached after a hearing by the Licensing Authority

12. A minimum of 1 door supervisor shall be deployed at the premises on Sunday following a Bank Holiday from 03:00 until the close of business. A record of the name, badge number and contact details of each door supervisor shall be recorded in a register at the start of each shift. The register shall be retained on the premises and made available for inspection by a police officer or authorised officer on request.

Plans

See attached (Reference number P/881130186)

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