

**Minutes of the Meeting of the LICENSING HEARING PANEL held at 11.40am  
on 25 April 2016**

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**PRESENT -**

Councillor Rob Geleit (Chairman); Councillors Clive Smitheram and Jean Steer

Applicant: Poppleston Allen (solicitors on behalf of the applicant); Andy Palfreyman (Area Manager, Stonegate Pub Company Ltd); Chris Maltman (Manager, Slug and Lettuce, Epsom);

Objectors: Councillor Tony Axelrod; Councillor Neil Dallen, Councillor Tella Wormington and Ms. R Truslove

Officers present: Louise Mathie (Solicitor), Angela Slaughter (Licensing Officer), Nicholas Tapping (Licensing Officer) and Fiona Cotter (Democratic Services Manager)

**1 DECLARATIONS OF INTEREST**

No declarations of interest were made.

**2 APPLICATION FOR THE VARIATION OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003 - SLUG AND LETTUCE, 10 THE DERBY SQUARE, EPSOM, SURREY. KT19 8AG**

The Panel was requested to determine whether or not to permit a variation to the premises licence for the premises known as the Slug and Lettuce, 10 Derby Square, Epsom, Surrey KT19 8AG.

Five representations objecting to the application on the grounds of public nuisance had been received. No representations had been made by responsible authorities. However, the Local Planning Authority stated that planning permission for these premises as set out under 06/01091/FUL was to restrict the hours of opening to 0800 to midnight on Fridays and Saturdays and 0800 to 0200 on Christmas Eve and New Year's Eve.

Solicitors acting on behalf of the applicants provided the Panel with a verbal submission in support of evidence circulated to Panel members on 20 April. An informal meeting had been held with Ward councillors and attempts had been made to engage with those who had made representations. The Panel, the three Town Ward councillors and a resident of Oaks Square who had made representations on the application asked the solicitors acting on behalf of the applicant and representatives of the premises a number of questions.

Ward Councillors Tony Axelrod (also a resident of Hudson House) and Tella Wormington and local resident Ms. Truslove provided the Panel with a verbal summary of their representations. This included information relating to crime and disorder in the town centre and public noise nuisance experienced by residents of Oaks Square and Hudson House Station Approach, Epsom. Councillor Neil Dallen verbally provided the Panel with a list of suggested amendments/additions to the proposed conditions of the licence designed to abate noise nuisance and address concerns around public nuisance.

Following these representations, the Panel provided the solicitors on behalf of the applicant the opportunity to provide a closing summary of their representations.

Following consideration of the written and verbal representations made, the Panel **RESOLVED** that the Premises Licence should be varied as follows:

To remove all conditions at Annex 2 on the premises licence and to replace these with an updated operating schedule as detailed in the application submitted to the licensing authority:

Hours premises are open to the public

To extend the start time for opening hours and films to start from 07:00 Monday to Sunday (including standard and non-standard timings as set out in the application) to allow for breakfast opening.

Terminal Hour

To extend the terminal hour for opening times to 01:30 the following day on Fridays and Saturdays

Provision of regulated entertainment

To extend the terminal hour for regulated entertainment in the form of films, indoor sporting events, live music, recorded music, performance of dance to 01.00 the following day on Fridays and Saturdays

To add non-standard timings for notable days as detailed in the application submitted to the Licensing Authority

Provision of late night refreshment

To extend the terminal hour for the provision of late night refreshment to 01.00 the following day on Fridays and Saturdays

Sale by retail of alcohol

To extend the terminal hour for the sale of alcohol to 01.00 the following day on Fridays and Saturdays

In approving the variation to the Premises Licence the Panel stressed the need for the Licensee to be mindful of the additional steps they intended to undertake to promote the four licensing objectives, in particular that:

- a) CCTV installed on the premises should be maintained together with suitable recording equipment with effective and extensive coverage of the licensed area (in particular the external licensed area). The system should be maintained in good working order and should be operational at all times. The system should incorporate a method of recording the date and time of the recording. Images should be of evidential quality and capture images of all persons entering the premises through the public doors to identification standards, images would be retained for 31 days, being made available to Officers of the Police, Trading Standards and the Licensing Authority at any time or within 24 hours upon request, in line with the Data Protection Act; and
- b) When the premises were open and trading for the sale of alcohol beyond midnight, after 23:00 hours a member of staff should regularly carry out proactive monitoring of noise levels in the locality in order to detect excess noise emissions and on discovering any excessive noise should take immediate action to reduce that noise. Such noise might originate from regulated entertainment or customers of the premises inside or immediately outside the venue

*The meeting began at 11.40 am and ended at 2.02 pm. The meeting was adjourned between 1.22pm and 2.00pm in order for the Panel to consider its recommendations*

COUNCILLOR ROB GELEIT (CHAIRMAN)