

ANNEXE 2 – COPIES OF
REPRESENTATIONS RECEIVED

From: Ruth Truslove (*email address redacted*)
Sent: 14 March 2016 07:09
To: Licensing
Subject: Slug and Lettuce Licence Variation

Dear Sir / Madam,

I am writing to you as I have been advised, as a resident of Oaks Square, that the Slug and Lettuce have requested changes to their licence to increase their opening hours from 10am to 7am each day and until 1.30am Friday, Saturday and "notable days".

As stated I am a resident of Oaks Square and live in the block that sits directly above Slug and Lettuce. Most weekends there will be loud music played until midnight, at which point the pub then closes. The impact of this is that I am disturbed by music noise every Friday / Saturday night that I am home, I was aware of this when I bought the property so have not complained, however, as the commercial premises are directly below residential there needs to be a limit to the music, and 1.30am each weekend and any notable days will be a constant and upsetting disturbance which I object to.

In addition to the noise, the entrance to my block is located on the side of the pub and there is litter left in the entrance alcove on a regular basis. If the pub is allowed to stay open later, then I expect that they plan to increase the number of patrons that frequent the pub which would mean a potential increase in litter. The entrance to the flat also has a buzzer directly to my flat, I have been woken late at night by intoxicated people pushing the buzzers and then running away.

I would also like to state that I was advised of this application on Wednesday 9th March, and have only been given until 15th March to make an objection so I have been unable to make any records or logs of noise / litter. However, some research I have done has shown that in January there were 26 incidents of crime in the Ebisham Centre (<https://www.police.uk/surrey/EPCE/crime/>), with the following breakdown:

- 11 anti social behaviour
- 1 bicycle theft
- 1 criminal damage and arson
- 2 other theft
- 4 public order
- 1 vehicle crime
- 6 violence and sexual offences

Given the above, I would therefore hypothesize that to increase the time alcohol is served at this premise from 10am to 12am, to 7am to 1am (an increase in 4 hours), the level of crime and disturbance would only increase. The basis for this opposition is that granting the changes to the licence for these premises will not promote the licensing objectives, particularly the prevention of crime, disorder and antisocial behaviour.

The letter also states that the premises are requesting removal of all conditions at Annex 2 on the premise. No details on this annex have been provided to be able to review the information, and as I work in London 5 days a week, it has not been possible to visit Town Hall and request this information.

In summary, I **vehemently object** to any extension or changes to their licence. My details are:

(Address and telephone number redacted)

Please can you keep me informed of any decision or if you would like me to provide any further information.

Kind Regards

(signature redacted)

Ruth Truslove
12th March, 2016

From: Tony Axelrod
Sent: 14 March 2016 10:07
To: Nicholas Tapping
Cc: Angela Slaughter
Subject: Representations re application to vary the premises Licence re Slug and Lettuce 10 The Derby Square, Epsom (the premises)

Dear Mr Tapping,

I wish to make representations in respect of the application relating to the premises, to extend the terminal hour for the sale of alcohol and regulated entertainment, to extend the terminal hour for opening times, to extend the start time for opening hours and films and the addition of non-standard timings, all as detailed in an application dated the 16th February 2016. It is my submission that no changes should be made to the hours of operation as permitted by the current licence.

I am an Epsom and Ewell Borough Councillor representing Epsom Town Ward and live in Hudson House on the corner of Waterloo Road and Station Approach, which comprises 111 residential flats over 6 floors. Both Station Approach and Waterloo Road are in close proximity to the premises. I therefore make these representations in my capacity both as a Borough Councillor and as a resident directly affected. I am also the chairman of the management company responsible for Hudson House and as such come into regular contact with residents living the block, which provides homes for professionals, key workers, young families and the elderly. I receive many complaints as to public noise nuisance, when people are either leaving the premises, or migrating from the premises to the Boogie Lounge and/or Elements, the late clubs within the town.

Grounds of Prevention of crime and disorder

I also receive complaints and am personally very concerned as to the high levels of crime and disorder in the town in the early mornings, particularly over weekends and when the late night clubs in the town centre are operating.

Epsom town is a small market town, which is predominantly residential and has a high incidence of crime and disorder, much of which is alcohol related. Incidents include, fighting, shouting, swearing, criminal damage and urinating in public areas. Many incidents take place in the early hours of the morning during times of migration and dispersal. As an example I would draw attention to the cases recently reported in the local press, which are typical:-

During the early hours of the morning of Saturday the 9th January a man was arrested on suspicion of causing grievous bodily harm and actual bodily harm. A 21-year-old Epsom woman was found with injuries, as were two 22-year-old men from Redhill after an assault in Victoria Place near the East Street junction at 1.25am. The woman was taken to Epsom Hospital for serious wounds to her lip, as were the men for facial bruising and minor head injuries. The police officer involved is quoted as saying "This appears to be a vicious attack on a group who had been approached by the suspect in the High Street and then accompanied him to a local bar which turned out to be closed."

On Sunday the 10th January at approximately 2.14am a taxi driver who had stopped his taxi near to the rank at the clock tower was assaulted by 3 men. A police officer involved is quoted saying "This was a nasty and senseless attack where a man who was simply trying to do his job has been subjected to a vicious attack. He has understandably been left extremely shocked and distressed by what must have been a terrifying experience and this sort of appalling behaviour will not be tolerated."

In the early hours of Sunday 6th March one person was hospitalised with facial and head injuries after a 'violent attack' by two men outside Elements night club.

In addition in the early hours of Saturday the 12th March I had cause to call the police to attend a violent assault in Waterloo Road.

With regard to criminal damage, but a few examples are the windows of Duddle and the Co-Op on the corners of Station Approach/Waterloo road and 68 High Street near to the junction of Waterloo road have been recently smashed. In the early hours of Sunday 6th March, the seat of the bus shelter in Waterloo Road was damaged.

The reported figures for crime within a radius of 1 mile of Epsom town centre via Police.uk for November 2015 shows there were 80 incidents related to Anti-Social behaviour, 20 related to public order and 58 related to violence or of a sexual nature. For December 2015 there were 79 incidents related to Anti-Social behaviour, 21 related to public order and 75 related to violence or of a sexual nature. For January 2016 there were 74 incidents related to Anti-Social behaviour, 20 related to public order and 67 related to violence or of a sexual nature. I produce a copy of the relevant crime maps showing these statistics and the very high concentration of such incidents in Epsom town centre.

Most Epsom residents would be under the impression that incidents of crime and disorder in Sutton, would be far greater than Epsom. However for November 2015 and within a mile radius of Sutton town centre there were 56 incidents relating to Anti-Social behaviour, 19 related to public order and 69 related to violence or of a sexual nature. For December 2015 there were 70 incidents relating to Anti-Social behaviour, 13 related to public order and 86 related to violence or of a sexual nature. For January 2016 there were 72 incidents relating to Anti-Social behaviour, 19 related to public order and 82 related to violence or of a sexual nature. I again produce a copy of the relevant crime maps showing these statistics.

I am not in a position to establish that any of these incidents in Epsom town are directly associated to the premises, however it is my understanding that Surrey Police do not as a matter of routine record the licensed premises visited by those involved in crime and disorder and Incidents of criminal damage, leave no name and address. I would however submit that the above statistics and incidents graphically evidence a serious crime and disorder problem within Epsom town centre. Extending the terminal licensing hours for the premises will do nothing to address or improve this, rather it will encourage more people to attend the premises adding to the numbers of those in the town migrating from it on to the nearby clubs, or dispersing, which will only serve to exacerbate a serious problem that the cumulative impact policy is in place to address.

It is my understanding that Surrey Police in common with other police authorities have limited and reducing resources and their ability to police and patrol Epsom town centre in the early hours of the morning and over weekends has been curtailed. I have personally seen a very marked reduction in police patrols both on foot and in vehicles in the town over the past 6 months, during the early hours over weekends. I also understand the change in custody suite provision has contributed to taking officers away from patrol duties, whenever persons are arrested. The reduced physical presence of police officers in the town centre at these times is a serious concern to myself, my fellow Ward Councillors and town centre residents and one that has been raised with the Borough Commander.

Grounds of prevention of public nuisance

The premises is in close proximity to the 39 residential flats in The Oaks Square, of which the premises forms part and to Hudson House. Residential flats as part of The Oaks Square are also located immediately above the premises. At premises closing times and when Boogie Lounge and Elements are open, customers of the premises use The Oaks Square either to gain access to such clubs, or to visit the takeaway restaurant in Waterloo Road, or to pick up taxis or private hire vehicles in Waterloo Road. Public noise nuisance, crime and anti-social behaviour are commonplace at these times in these areas, to the disturbance of residents. At present the last time of admittance to such clubs is at 1am and so if the application were granted, residents would be faced with constant public noise nuisance from midnight through to 3.45am when the clubs have completely dispersed. This situation would be both disproportionate and unreasonable to the many residents that live in near proximity to the premises. There are no public transport facilities in Epsom post 12.30am and so the only means of travel is either via taxi, private hire vehicles or on foot.

With regard to operational noise, the sound system within the premises is set to such a level that it can be readily heard within the Derby Square and as you approach it from The Oaks Square. It is submitted that the fact that the premises has a glass frontage, does little to prevent noise emissions. As an example I produce a video clip taken outside the premises on Friday the 26th February 2016 at 11.25pm.

Epsom and Ewell Licensing Policy

Reference is made at 1.2 to visual appearance, quality of life, safer and stronger communities and managing resources under the corporate plan. An improved sense of safety and security for all town centre users at all times of the day and night and a reduction in anti-social behaviour.

I would submit that Epsom town centre has become residential in character, with the following blocks of flats being located in near proximity to the premises, or on dispersal routes out of the town:-

The Oaks Square – Waterloo Road - 39 flats.

Hudson House – Station Approach and Waterloo Road - 111 flats.

Jubilee House – Station Approach and Waterloo Road, located opposite Hudson House, providing 117 residential flats and a 64 bedroom hotel.

Chelsea Court – The Parade - 14 flats being on one of dispersal routes from the town.

The Old Court House - located next to Chelsea Court - providing 46 residential flats being on one of dispersal routes from the town.

Capitol Square – Church Street and backing on to the Town Hall -152 flats being on one of dispersal routes from the town.

Greenwood Court – The Parade – 35 flats being on one of the dispersal routes from the premises.

Wellington Court – Waterloo Road – 32 flats for the over 55's being on one of the dispersal routes.

Because of the concerns expressed by residents as to the effect of crime and disorder and public nuisance, the policy was amended to introduce zoning, with the premises falling within the red zone. It is submitted that if the application were granted the applicant would not comply with all the relevant criteria, but the extended hours would clearly add to the cumulative impact for the area.

Town Planning

The fact that the premises forms part of a residential block of flats and the consequent need for consideration of residents is evidenced by the current planning permission granted for the premises. This limits the hours of opening between 0800 to 2300 hours Sunday to Thursday and 0800 to midnight on Fridays and Saturdays and 0800 to 0200 on Christmas and New Year's Eve. This permission was granted on 1st February 2007 and the reason for the limitations were given as "in the interest of residential amenities in the locality". Since that time Hudson House, Jubilee House and the Travel Lodge hotel have been constructed and occupied, to add considerably to the residential nature in the immediate vicinity of the premises. This application is therefore in clear contravention of the Epsom and Ewell Licensing Policy 8.1, as no planning application was made at the time of time of submission of this application, let alone obtained.

With regard to additional non-standard timings for notable days, I would submit that under the circumstances these should be dealt with via TENs, rather than a template addition to days under the licence.

With regard to the extended start time to 07.00 Monday to Sunday and extension for the showing of films, I would submit that given the nature of the residential area in which the premises is located this is unreasonable and disproportionate, for reasons of public nuisance and disturbance.

Finally it is submitted that the cases referred to by the applicant do not establish case law or binding authority on the Committee, with reference to this application. It

is submitted that the Committee must determine this application under the licensing objectives based on the facts and circumstances, the application of relevant policies, the location of the premises and the nature of Epsom town centre.

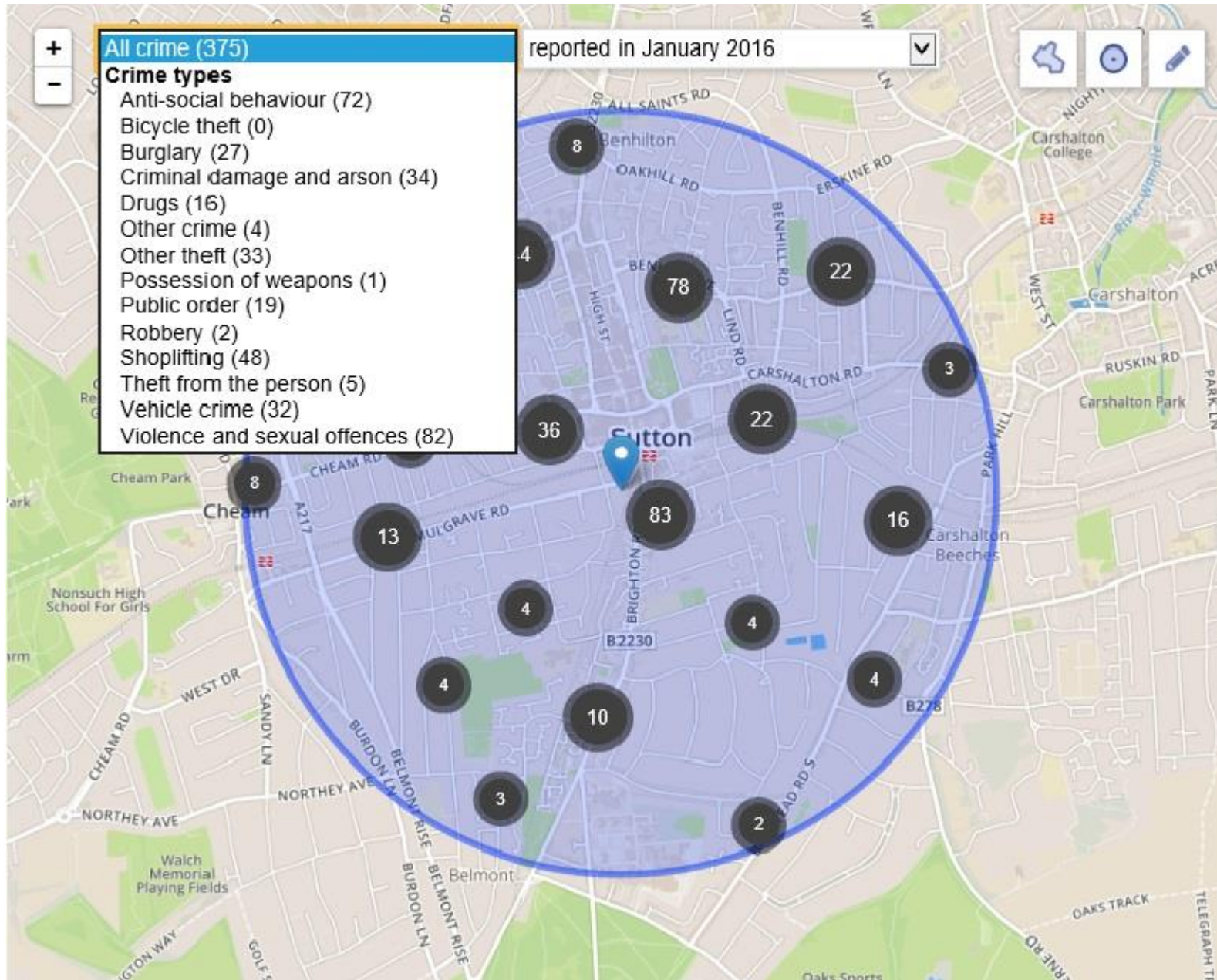
TONY AXELROD

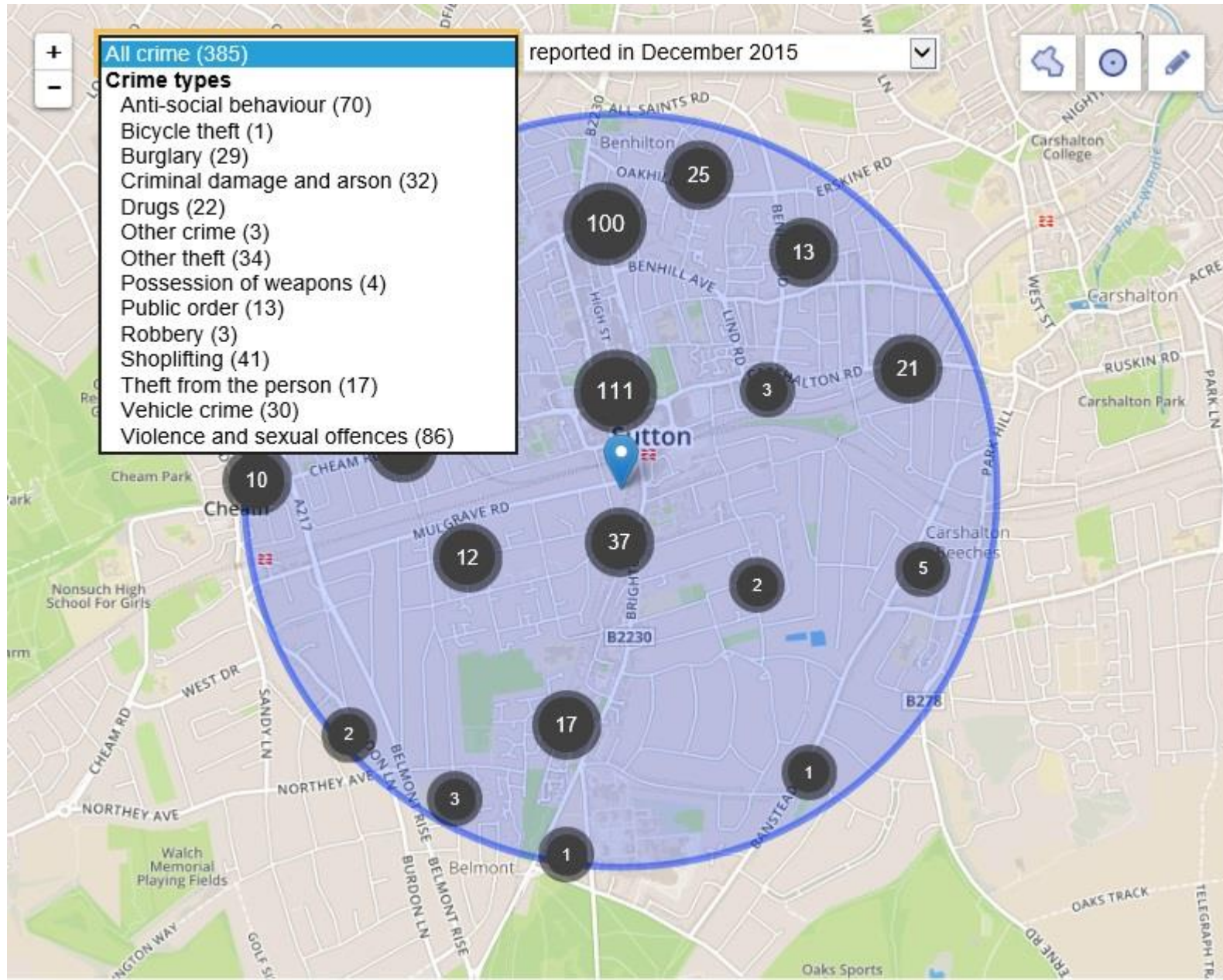
Epsom and Ewell Borough Councillor

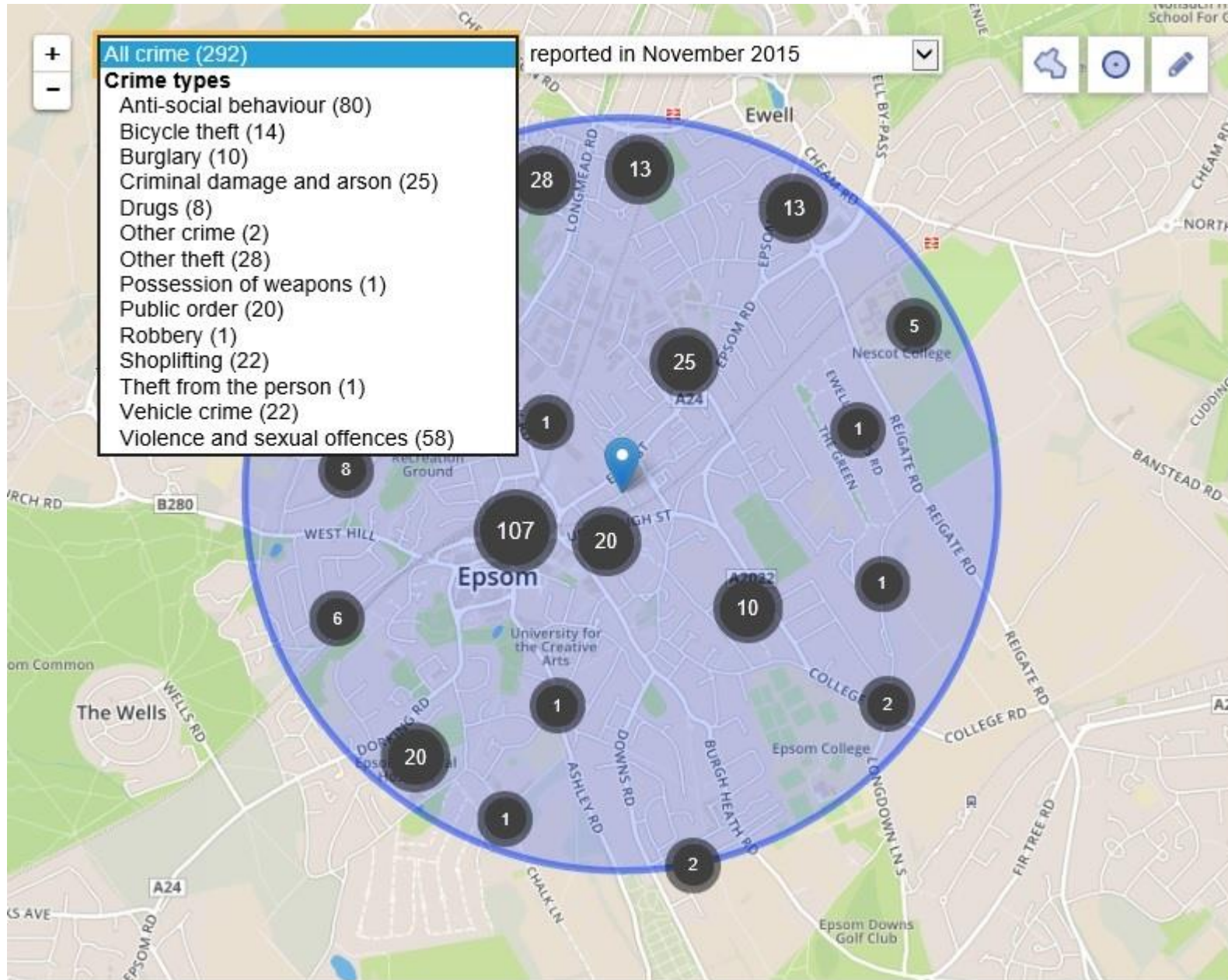
Residents Association - Town Ward

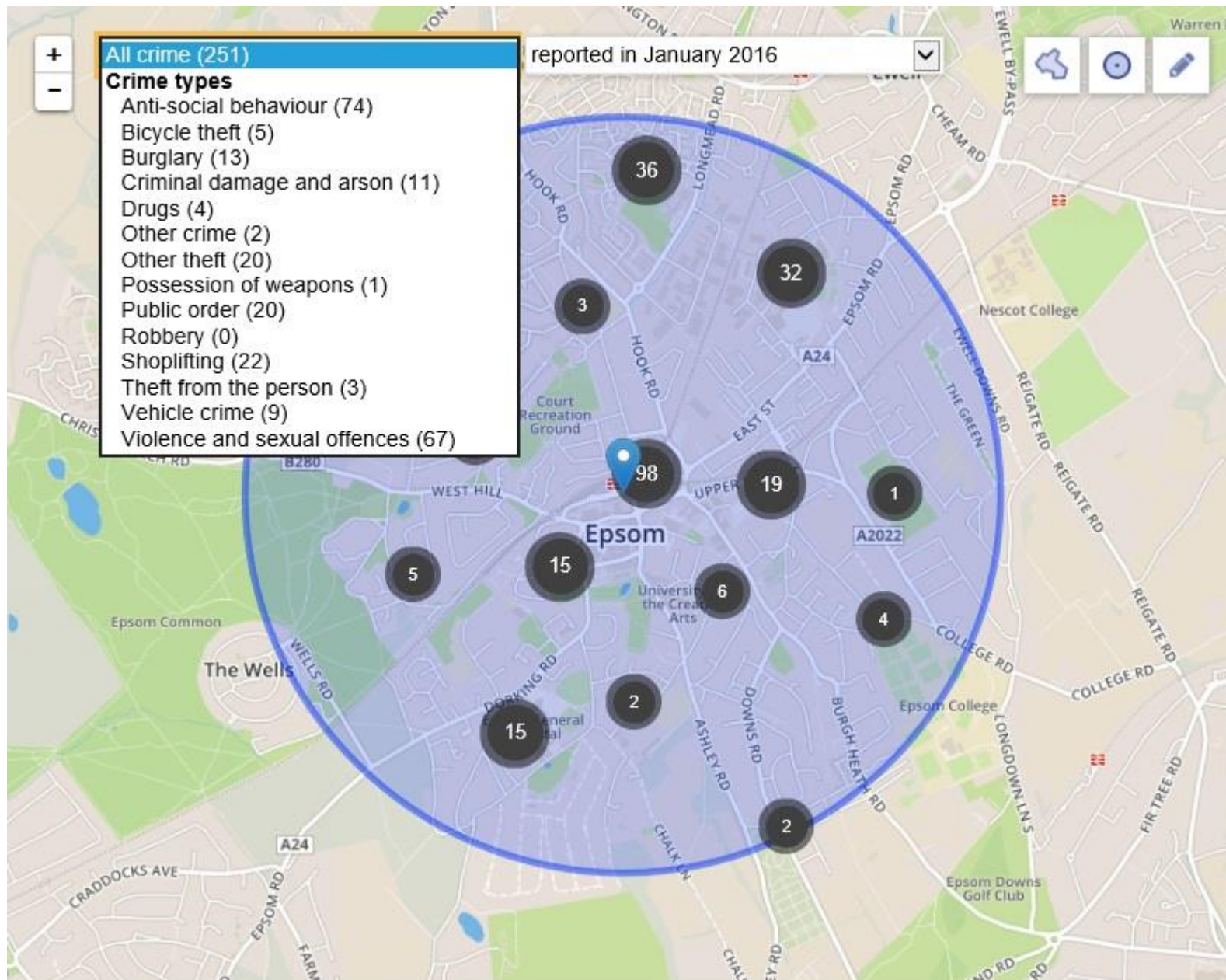
EMAIL [Tony Axelrod](mailto:Tony.Axelrod@epsom.gov.uk)

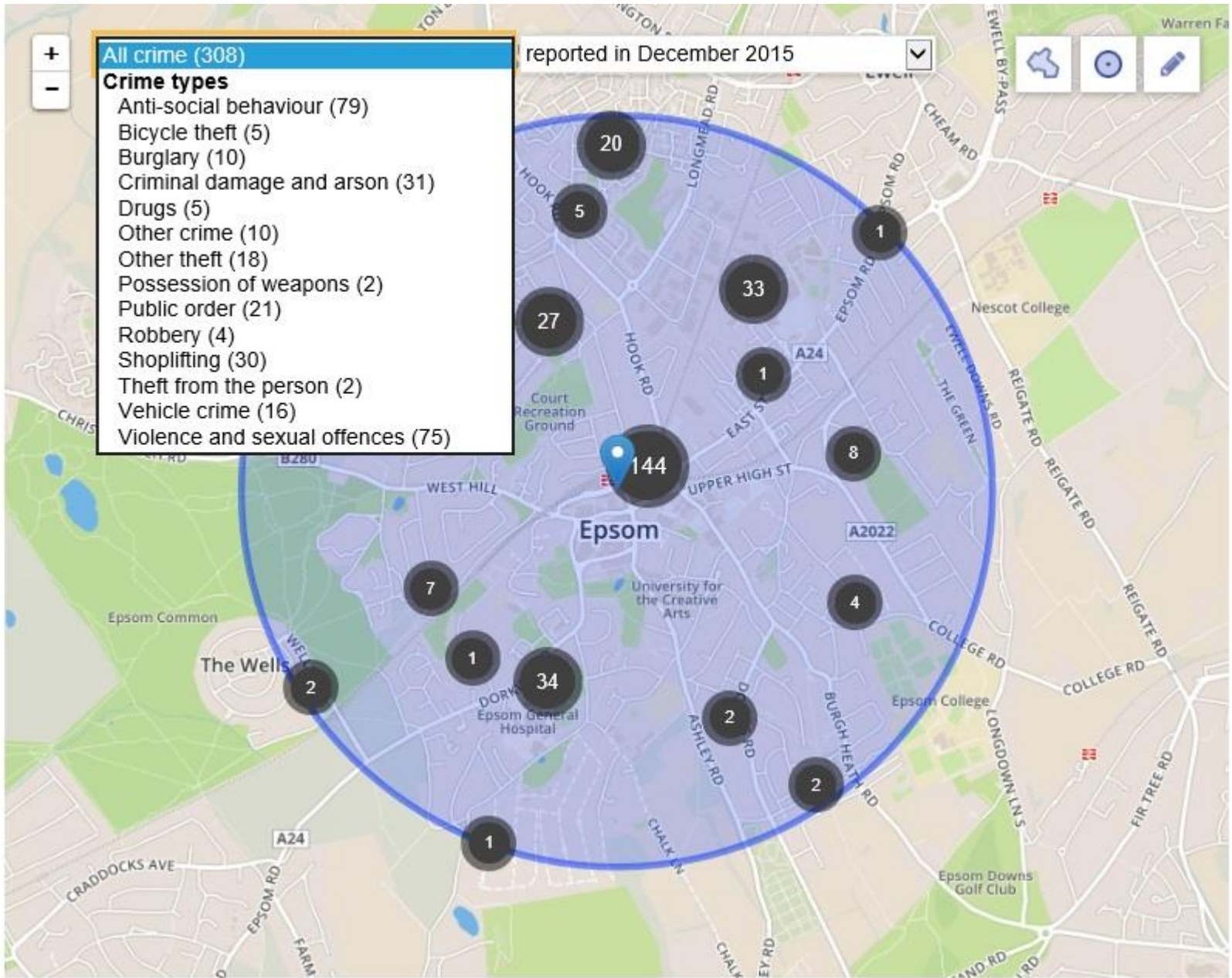
TEL 07986 947974

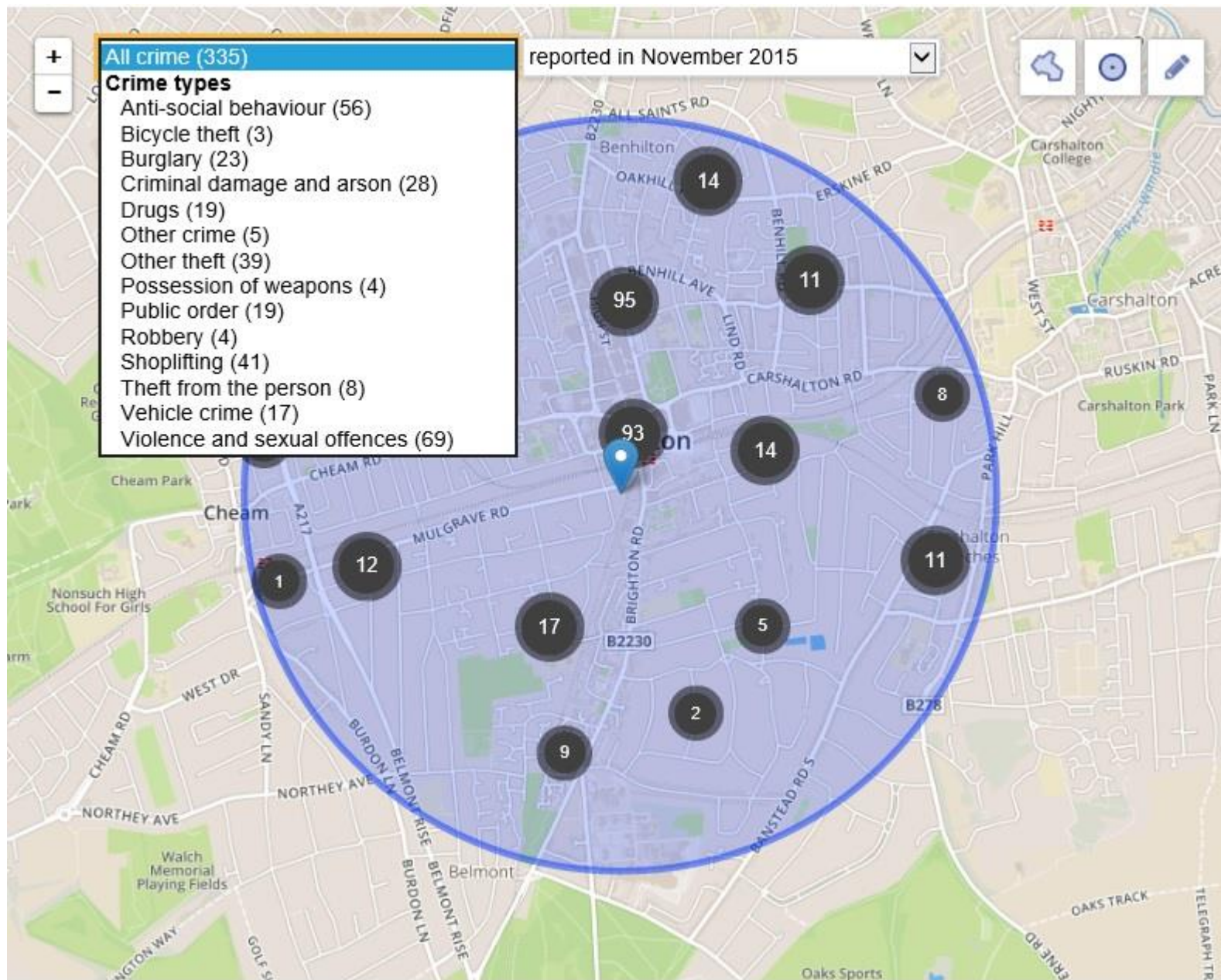












From: Neil Dallen
Sent: 14 March 2016 12:23
To: Nicholas Tapping
Cc: Tony Axelrod
Subject: Slug and Lettuce application for variation of conditions - objection

Slug and Lettuce license application for a variation of their licence

I would like to object to the license application for a variation of their licence at the Slug and Lettuce on the following grounds.

In general the addition of special days and events is unacceptable in the licence as that is what Temporary Event Notifications should be used for.

I would also like to speak at the sub committee hearing if I am available.

Prevention of Crime and Disorder

There is already a high number of drink related crimes as reported in the online Surrey Police figures.

The times were set for good reasons and nothing has changed.

Any extension of hours will add to the problems in the Town Centre.

There is no public transport after 01.00hrs so customers will add to the noise, disturbance and antisocial behaviour in the town centre.

There is already too many people on the streets in the early hours of the morning who have had too much to drink as shown by the recent reported problems.

If they are in a licensed premises it is the premises staff responsibility to ensure that their behaviour is acceptable.

If they are in the street it is the Police responsibility and there are insufficient police available to meet the need at the present time and police presence is forecast to reduce rather than increase in the future due to lack of funding.

Public safety

For the same reasons as above, public safety is an issue.

Prevention of Public Nuisance

Town Centre residents generally accept that there will be some noise and disturbance but there are limits.

Later closing times will mean that noisy revellers are increasing the disturbance to town centre residents.

Currently there is frequently excessive noise in Ebbisham Square late in the evening. As just one example I have a recording on my phone at 11.40 on Friday 4th March which I would like to submit as evidence.

A later time extends the amount of time that residents have to put up with noisy revellers in the street.

As Councillor I continually get complaints from town centre residents about the noise.

There are now a large number of flats that are affected, well over 500 individual units and this is in addition to the town centre houses that are affected.

The Slug and Lettuce is in the centre of a residential area as well as being in the town centre and this must be taken into account.

In addition to Oaks Square that is a part of the Ebbisham Square complex there is, in very close proximity of the Slug and Lettuce, the following flats with rough numbers of units in each and this is in addition to a number of conversions that have recently taken place above the shops in the High Street

Capitol Square – 160 flats

Hudson House – 111 flats

Central Walk – 64 flats

St. Andrews House – 16 flats

Chelsea Court – 9 flats

The Old Courthouse – 30 flats

Windsor Court – 16 flats

Protection of Children from harm

There are now a relatively large number of young children that live in the Town Centre and are already affected by unacceptable noise in the early hours of the morning. To add to that is completely unacceptable.

Conditions

If the sub committee decides to allow this change I would like to ask that consideration is given to the following conditions:

1. Noise meter fitted to the outside of the Slug and Lettuce building in both Ebbisham Square and Oaks Square to record noise in the immediate vicinity of the premises.
2. CCTV coverage of main areas around the outside of the premises that police can request as evidence in the event of incidents.
3. Reconsideration of a levy that will fund additional police presence between the hours of midnight and one hour after closing time.
4. That 'air lock' doors are fitted as a condition and must be kept closed after say 22.00hrs.

From: neildallen (*personal email address redacted*)

Sent: 15 March 2016 08:41

To: Angela Slaughter

Cc: Epsom TownTeamRA

Subject: Fwd: Slug and lettuce

Angela we received below. See date sent. Don't know if you were copied.
It does evidence noise and antisocial behaviour. This results in objecting on some of the four licencing objectives.

Regards

Neil

Sent from my Samsung device

----- Original message -----

From: scott nixon (*personal email address redacted*)

Date: 14/03/2016 19:23 (GMT+00:00)

To: EpsomTownTeamRA@gmail.com

Subject: Slug and lettuce

I oppose the application by the Slug and Lettuce for extended opening hours for the reasons below:

- 1) The music from the bar resonates throughout oaks square until 00.30 every Friday and Saturday i.e. poor sound insulation
- 2) constant screaming , swearing including this weekend when a group of 5 guys left the bar (witnessed by myself) and one guy screaming " come on , come on "

Oaks square resident

Sent from my iPhone

30 Victoria Place
Epsom
KT17 1BY

13-03-2016

Dear Mr Tapping,

Variation of Premises Licence re Slug and Lettuce 10 The Derby Square, Epsom (the premises) as detailed in an application dated the 16th February 2016

I am writing as I wish to make representations in respect of the above application to extend standard and non-standard opening and terminal times, and to increase the number of non-standard days.

I am an Epsom and Ewell Borough Councillor representing Epsom Town Ward and live in Town Ward at the address above.

I wish to make representations on the following grounds:

- Prevention of crime and disorder

I have included (Page 3 of this letter), a table of rates of crimes for Epsom and Ewell classified as: Antisocial behaviour, Public Order offences, and Violence/of a sexual nature. These are taken from the police reported figures for crime within each of the Epsom and Ewell areas on the Police.uk website, for the year February 2015 to January 2016 (i.e. the most recent figures available).

These figures show that Epsom Town Centre has a high rate for these categories of crime and disorder compared to other areas in the borough (which include other local centres), having 42% (1165 incidents) of all Antisocial behaviour offences; 42% (190) of all Public Order offences; and 37.5% (613) of all crimes of Violence or of a sexual nature.

These categories of crime amount to a majority (55%) of all crime in the Town Centre area for that period. The time of day of these incidents is not documented on the Police.uk site, but it is my experience and understanding that analysis would show that the majority take place late at night, correlating with the dispersal from the late night drinking venues and clubs.

In this week alone there have been 3 major newsworthy late night public order incidents in the Town Centre: A GBH assault, an arson incident (1am) and an assault (between 3.15am and 5.30am) both outside one of the other late night licensed premises. The Police are appealing for witnesses, which is not surprising as there was no Police presence in the Town at these times which appears to be the current pattern

Please refer:

<http://www.surrey.police.uk/News/Witness-Appeals/All-witness-appeals/Article/12526/Appeal-for-witnesses-following-assault-outside-Elements-nightclub-in-Epsom>

<http://www.epsomguardian.co.uk/news/14336100. Violent attack sees one person hospitalised with head and facial injuries outside Epsom nightclub/>

<http://www.surrey.police.uk/News/News-Stories/Full-news-story/Article/12528/Appeal-for-information-following-suspicious-fire-at-Epsom-nightclub.>

It is my understanding that future Surrey Policing policy (being more reactive) and with resources (constrained) will mean that there will be a lower presence in Epsom town centre at the key times for the late night dispersals. This is a serious concern and relevant to their ability to deal with the type of public order and other disturbances noted above, arising from existing, let alone extended use of the licenses for the premises and other late night venues in the centre.

In addition, the Police.uk site notes (18 September, 2015) that consultation with the community identified Anti Social Behaviour as the key priority for policing in Epsom Town Centre. My serious concern is that granting an extension to the admission time of the premises will directly contribute to a worsening of the crime figures for the Town Centre, including Antisocial behaviour, when what we need is the converse – i.e. all parties working together to improve these figures and create an improved sense of safety and security in the Town Centre.

Grounds of prevention of public nuisance

The proposed extension of the terminal hour for sales of alcohol and refreshment (indoors and outside), live and recorded music and dancing 12am to 1am on standard days and until 2am on non-standard days (and the increased number of non-standard days), plus the further extension of the opening times for all these days will inevitably result in more activity of potential clientele at anti-social hours in what is a densely residential area, and is not justified.

The premises is in The Oaks Square, which includes 39 residential flats (some of which are directly above the premises) and is very close to Hudson House and Jubilee House (111 and 117 residential flats respectively, plus a 64 bedroom hotel).

Potential clientele are highly likely to have been drinking and are consequently inclined to loud and inconsiderate, creating a public nuisance for the neighbouring community – as they already do at the current closing time of 12.30 am (1.30am for non-standard days), and for a considerable time after as they disperse from the area. Town centre residents generally accept that there will be some noise and disturbance but there are limits - it is not reasonable for residents to have to endure noise nuisance up to 2 and 3am midweek and weekends. There needs to be a balance that everyone can live with, between the requests of late night drinking establishments and a reasonable standard of life for the neighbouring community, and these extensions of the business and opening times is not reasonable in this densely residential area, with its already poor record of public disturbance. This is not good for the reputation of the town or for the residents.

In previous representations regarding other late night licensed premises, the council has stated that while ensuring there is a thriving night-time economy, they want to make sure the town centre has "an improved sense of safety and security". It said: "To this end we are committed to ensuring that existing users and new development

are not antisocial but reinforce a family friendly atmosphere for all users of the area whatever the time of day or night.”

Granting of the request to extend the business and opening times, and to increase the number of non-standard days of the premises is a move contrary to these aims, and I firmly submit that no changes should be made to the hours of operation as permitted by the current licence, and any additional non-standard days should be dealt with via the Temporary Event Notice process. In addition the request for the early morning weekend 7am opening time (with showing of films) is unnecessary and will create unacceptable public nuisance and disturbance in this residential area.

Yours,

Tella Wormington
Epsom and Ewell Borough Councillor
Residents Association - Town Ward

Crime data taken from Police.UK for Epsom and Ewell in period February 2015 to Jan 2016
(I.e most recent annual figures available)

Crime Type	Epsom Central			E & E East			E & E North			E & E North West			E & E South			E & E West			Total
	No	% (in subarea)	% (in Epsom and Ewell)	No	% (in subarea)	% (in Epsom and Ewell)	No	% (in subarea)	% (in Epsom and Ewell)	No	% (in subarea)	% (in Epsom and Ewell)	No	% (in subarea)	% (in Epsom and Ewell)	No	% (in subarea)	% (in Epsom and Ewell)	No
Anti Social Behaviour	539	32.03	24.28	241	31.19	10.86	212	31.51	9.55	239	37.65	10.77	508	36.64	22.88	481	46.41	21.67	2220
Public Order	105	6.24	31.91	50	5.57	15.20	21	2.8	6.38	41	5.64	12.46	63	4.06	19.15	49	3.77	14.89	329
Violence and Sexual Rel	286	16.99	22.57	145	17.57	11.44	131	15.83	10.34	127	18.9	10.02	384	25.02	30.31	194	15.35	15.31	1267
Sub-Total	930	55.26	24.37	436	54.33	11.43	364	50.14	9.54	407	62.19	10.67	955	65.72	25.03	724	65.53	18.97	3816
Total of all Crime Types	1683		14.51	824		6.80	708		5.68	666		6.35	1415		14.90	1114		11.29	6410