



## LICENSING (HEARING) SUB-COMMITTEE

Wednesday 10 July 2019 at 2.00 pm

Council Chamber - Epsom Town Hall

The members listed below are summoned to attend the Licensing (Hearing) Sub-Committee meeting, on the day and at the time and place stated, to consider the business set out in this agenda.

Councillor Rob Geleit (Chair)  
Councillor David Reeve

Councillor Humphrey Reynolds

Yours sincerely

Chief Executive

For further information, please contact Democratic Services, 01372 732122 or alternatively email [democraticservices@epsom-ewell.gov.uk](mailto:democraticservices@epsom-ewell.gov.uk)

### AGENDA

#### 1. DECLARATIONS OF INTEREST

Members are asked to disclose the existence and nature of any Disclosable Pecuniary Interests in respect of any item to be considered at the meeting.

#### 2. GRANT OF PREMISES LICENCE, EPSOM PICTURE HOUSE, 5 DERBY SQUARE, KT19 8AG (Pages 3 - 50)

The Panel is requested to determine an application for the grant of a Premises Licence application made under the Licensing Act 2003

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**GRANT OF PREMISES LICENCE, EPSOM PICTURE HOUSE, 5  
DERBY SQUARE, KT19 8AG**

<b>Head of Service/Contact:</b>	Rod Brown, Head of Housing & Community
<b>Annexes/Appendices (attached):</b>	Annex 1 – Application form and plan Annex 2 – Representation received from a former Town Ward Councillor Annex 3 – Representation received from a former Town Ward Councillor Annex 4 – Proposed conditions from the Applicant Annex 5 – Agreed conditions from Environmental Health and Surrey Police
<b>Other available papers (not attached):</b>	Statement of Licensing Policy Code of Conduct and practice in Licensing procedures and Hearings Guidance issued under Section 182 of the Licensing Act

**Report summary**

**The Panel is requested to determine an application for the grant of a Premises Licence application made under the Licensing Act 2003**

**Recommendation (s)**

- (1) The Panel is requested to determine whether or not the application should be granted.**

**1 Current Position**

- 1.1 An application has been submitted for the grant of a Premises Licence for the premises known as Epsom Picturehouse, 5 Derby Square, Epsom, Surrey. KT19 8AG.

- 1.2 A meeting between Surrey Police, Environmental Health, the Applicant and Licensing took place on 23 April 2019 and conditions were agreed. Annexe 4 and 5.
- 1.3 The Applicant offered to the Interested Parties a reduction in the sale of alcohol to 08.00 hours until 23.00 hours Sunday to Thursday, and 08.00 hours until midnight Friday and Saturday. This was not acceptable to the Interested Parties, so the original hours as per the application submitted stand.

## **2 Introduction**

- 2.1 The application is to allow the supply of alcohol; provision of plays; provision of films; provision of live and recorded music; provision of performances of dance; provision of anything of a similar description to live music, recorded music or performances of dance and late night refreshment. See Annexe 1.

## **3 Representations from Interested Parties**

- 3.1 Representations have been received from former Town Ward Councillors Mr Axelrod and Ms Wormington on the grounds of Crime and Disorder, Public Nuisance and Public Safety.

## **4 Representations from Responsible Authorities**

- 4.1 Surrey Police and Environmental Health have no representations as conditions have been agreed by all parties.
- 4.2 No other representations were received by any other Responsible Authority.

## **5 Policy Considerations**

- 5.1 The premises is located within the “red zone” defined within the Council’s Statement of Licensing Policy.

## **6 Equalities and Other Legal Implications**

- 6.1 Decisions on licensing matters engage issues of human rights, in particular, Article 1 of the First Protocol, the peaceful enjoyment of possessions, Article 6, the right to a fair hearing, and Article 8, respect for private and family life. However, interference with Convention rights is permitted where lawful and necessary in the interests of public safety, the prevention of disorder or crime, the protection of health and morals or for the protection of the rights and freedoms of others.
- 6.2 Due regard must also be had to the public sector equality duty enshrined in Section 149 of the Equality Act 2010.



**7 Conclusions**

**7.1** The Panel is requested to determine whether or not the application should be granted. In doing so, the Panel can:

- Grant the application as requested.
- Modify the conditions by altering or omitting or adding to them as necessary for the promotion of the Licensing Objectives.
- Reject the whole or part of the application, and
- take into account the Councils statement of licensing policy

**Ward(s) affected:** Town Ward;

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\* required information

## Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference	MCJ/MJM/86310.345	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

### Applicant Details

* First name	PICTUREHOUSE CINEMAS LTD	
* Family name	PICTUREHOUSE CINEMAS LTD	
* E-mail	mandy_mighty@gosschalks.co.uk	
Main telephone number		Include country code.
Other telephone number		

☐ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☒ Applying as a business or organisation, including as a sole trader  
☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

### Applicant Business

Is the applicant's business registered in the UK with Companies House? ☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number	02310403	
Business name	PICTUREHOUSE CINEMAS LTD	If the applicant's business is registered, use its registered name.
VAT number	GB 997336853	Put "none" if the applicant is not registered for VAT.
Legal status	Private Limited Company	

*Continued from previous page...*

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

☒ An agent that is a business or organisation, including a sole trader

A sole trader is a business owned by one person without any special legal structure.

☐ A private individual acting as an agent

**Agent Business**

Is your business registered in the UK with Companies House? ☐ Yes ☒ No

Note: completing the Applicant Business section is optional in this form.

Is your business registered outside the UK? ☐ Yes ☒ No

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

*Continued from previous page...*

Your position in the business	<input type="text" value="LICENSING"/>	
Home country	<input type="text" value="United Kingdom"/>	The country where the headquarters of your business is located.
<b>Agent Business Address</b>		
Building number or name	<input type="text" value="61"/>	If you have one, this should be your official address - that is an address required of you by law for receiving communications.
Street	<input type="text" value="QUEENS GARDENS"/>	
District	<input type="text"/>	
City or town	<input type="text" value="HULL"/>	
County or administrative area	<input type="text"/>	
Postcode	<input type="text" value="HU1 3DZ"/>	
Country	<input type="text" value="United Kingdom"/>	

## Section 2 of 21

### PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

#### Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address
 ☐ OS map reference
 ☐ Description

#### Postal Address Of Premises

Building number or name	<input type="text" value="EPSOM PICTUREHOUSE"/>
Street	<input type="text" value="5 DERBY SQUARE"/>
District	<input type="text"/>
City or town	<input type="text" value="EPSOM"/>
County or administrative area	<input type="text" value="SURREY"/>
Postcode	<input type="text" value="KT19 8AG"/>
Country	<input type="text" value="United Kingdom"/>

#### Further Details

Telephone number	<input type="text"/>
Non-domestic rateable value of premises (£)	<input type="text"/>



**Section 3 of 21**

**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

**Confirm The Following**

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

**Section 4 of 21**

**NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

COMPANY

### Address

Building number or name	8TH FLOOR VANTAGE LONDON
Street	GREAT WEST ROAD
District	
City or town	BRENTFORD
County or administrative area	
Postcode	TW8 9AG
Country	United Kingdom

### Contact Details

E-mail	mandy_mighty@gosschalks.co.uk
Telephone number	
Other telephone number	
* Date of birth	<input type="text"/> / <input type="text"/> / <input type="text"/> dd mm yyyy
* Nationality	<input type="text"/>

Documents that demonstrate entitlement to work in the UK

Add another applicant

### Section 5 of 21

### OPERATING SCHEDULE

When do you want the premises licence to start?	<input type="text"/> / <input type="text"/> / <input type="text"/> dd mm yyyy
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If you wish the licence to be valid only for a limited period, when do you want it to end	<input type="text"/> / <input type="text"/> / <input type="text"/> dd mm yyyy
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Provide a general description of 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.

CINEMA WITH EXTERNAL AREA FOR CONSUMPTION OF ALCOHOL AS IDENTIFIED ON THE PLAN.

*Continued from previous page...*

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

## Section 6 of 21

### PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

☒ Yes ☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

Start

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Start

End

Will the performance of a play take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.



*Continued from previous page...*

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for performing plays

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the performance of a play at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

## Section 7 of 21

### PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

☒ Yes ☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

Start  End   
Start  End

Will the exhibition of films take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the exhibition of film

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

*Continued from previous page...*

Will you be providing indoor sporting events?

☐ Yes ☒ No

#### Section 9 of 21

#### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

#### Section 10 of 21

#### PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

☒ Yes ☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

##### TUESDAY

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##### WEDNESDAY

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##### THURSDAY

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##### FRIDAY

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##### SATURDAY

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Continued from previous page...

SUNDAY

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End

Will the performance of live music take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

## Section 11 of 21

### PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

☒ Yes ☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

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Continued from previous page...

WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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Will the playing of recorded music take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will you be providing performances of dance?

☒ Yes ☐ No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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Will the performance of dance take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not  
exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

State any seasonal variations for the performance of dance

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

### Section 13 of 21

#### PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

☒ Yes ☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

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WEDNESDAY

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THURSDAY

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FRIDAY

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Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

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Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Give a description of the type of entertainment that will be provided

Will this entertainment take place indoors or outdoors or both?

☒ Indoors      ☐ Outdoors      ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 14 of 21

LATE NIGHT REFRESHMENT



*Continued from previous page...*

Will you be providing late night refreshment?

☒ Yes ☐ No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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Will the provision of late night refreshment take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

*Continued from previous page...*

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

## Section 15 of 21

### SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

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WEDNESDAY

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THURSDAY

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FRIDAY

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End

Continued from previous page...

SATURDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the sale of alcohol be for consumption:

☐ On the premises
 ☐ Off the premises
 ☒ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

**Name**

First name

Family name

Date of birth  /  /   
dd mm yyyy

*Continued from previous page...*

**Enter the contact's address**

Building number or name	<input type="text" value="45"/>
Street	<input type="text" value="BROADWAY"/>
District	<input type="text"/>
City or town	<input type="text" value="CODSALL"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="WV8 2EL"/>
Country	<input type="text" value="United Kingdom"/>
Personal Licence number (if known)	<input type="text" value="PA1201"/>
Issuing licensing authority (if known)	<input type="text" value="SOUTH STAFFORDSHIRE COUNCIL"/>

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

**Section 16 of 21**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

AGE RESTRICTED FILMS

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.



Continued from previous page...

TUESDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

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Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

**Section 18 of 21**

**LICENSING OBJECTIVES**

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

*Continued from previous page...*

List here steps you will take to promote all four licensing objectives together.

LIST OF PROPOSED CONDITIONS ATTACHED.

b) The prevention of crime and disorder

LIST OF PROPOSED CONDITIONS ATTACHED.

c) Public safety

LIST OF PROPOSED CONDITIONS ATTACHED.

d) The prevention of public nuisance

LIST OF PROPOSED CONDITIONS ATTACHED.

e) The protection of children from harm

LIST OF PROPOSED CONDITIONS ATTACHED.

**Section 19 of 21**

**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

**Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

**Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.



*Continued from previous page...*

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.



*Continued from previous page...*

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

#### **Home Office online right to work checking service**

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

#### **Section 20 of 21**

#### **NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.



**Continued from previous page...**

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

**Section 21 of 21**

**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00\*

Band E - £125001 and over £635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

\* Fee amount (£)

315.00

**ATTACHMENTS**

**AUTHORITY POSTAL ADDRESS**

Continued from previous page...

### Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

### DECLARATION

\* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my

\* licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

☐ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

[Add another signatory](#)

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/epsom-and-ewell/apply-1> to upload this file and continue with your application.

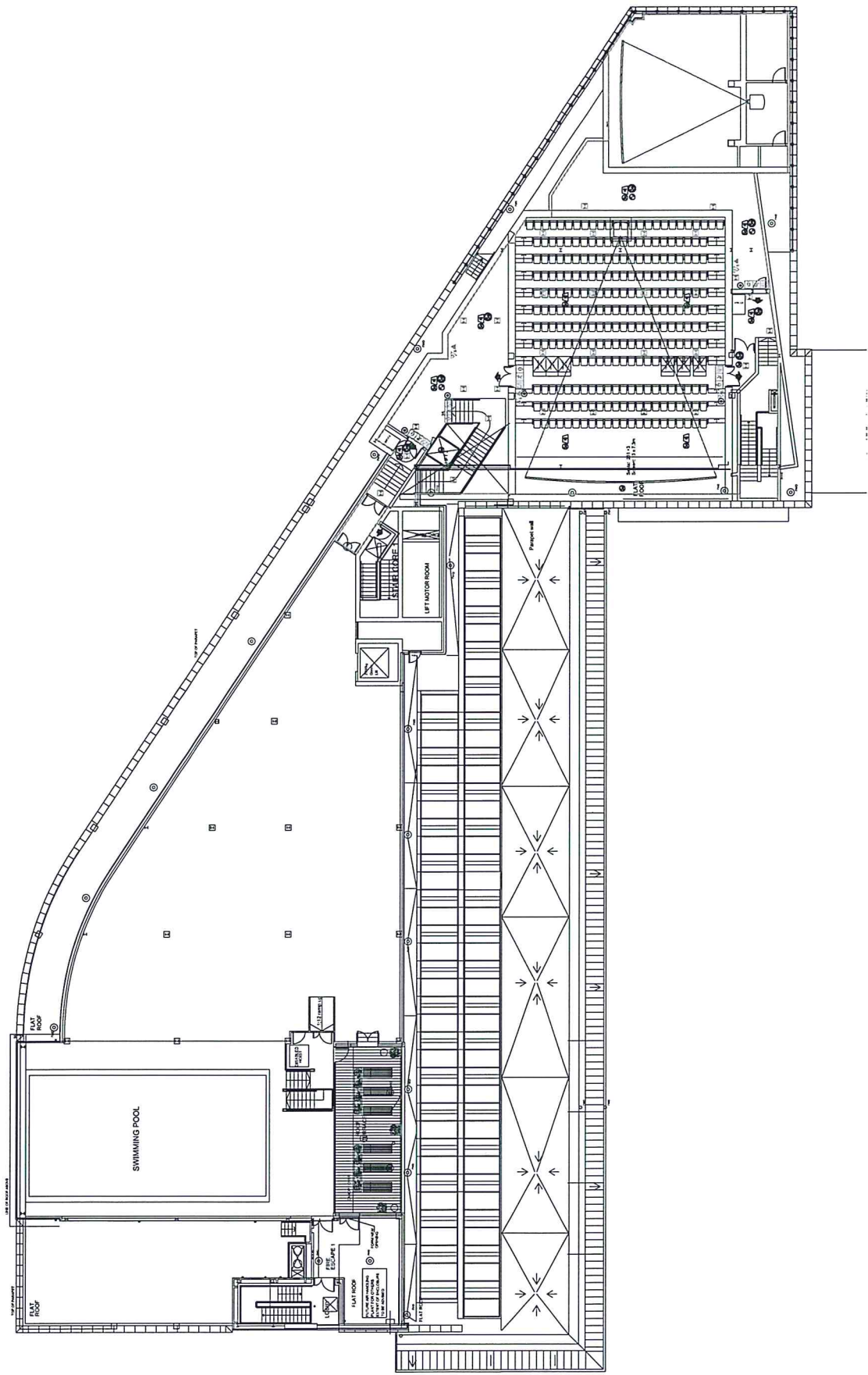
Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED**





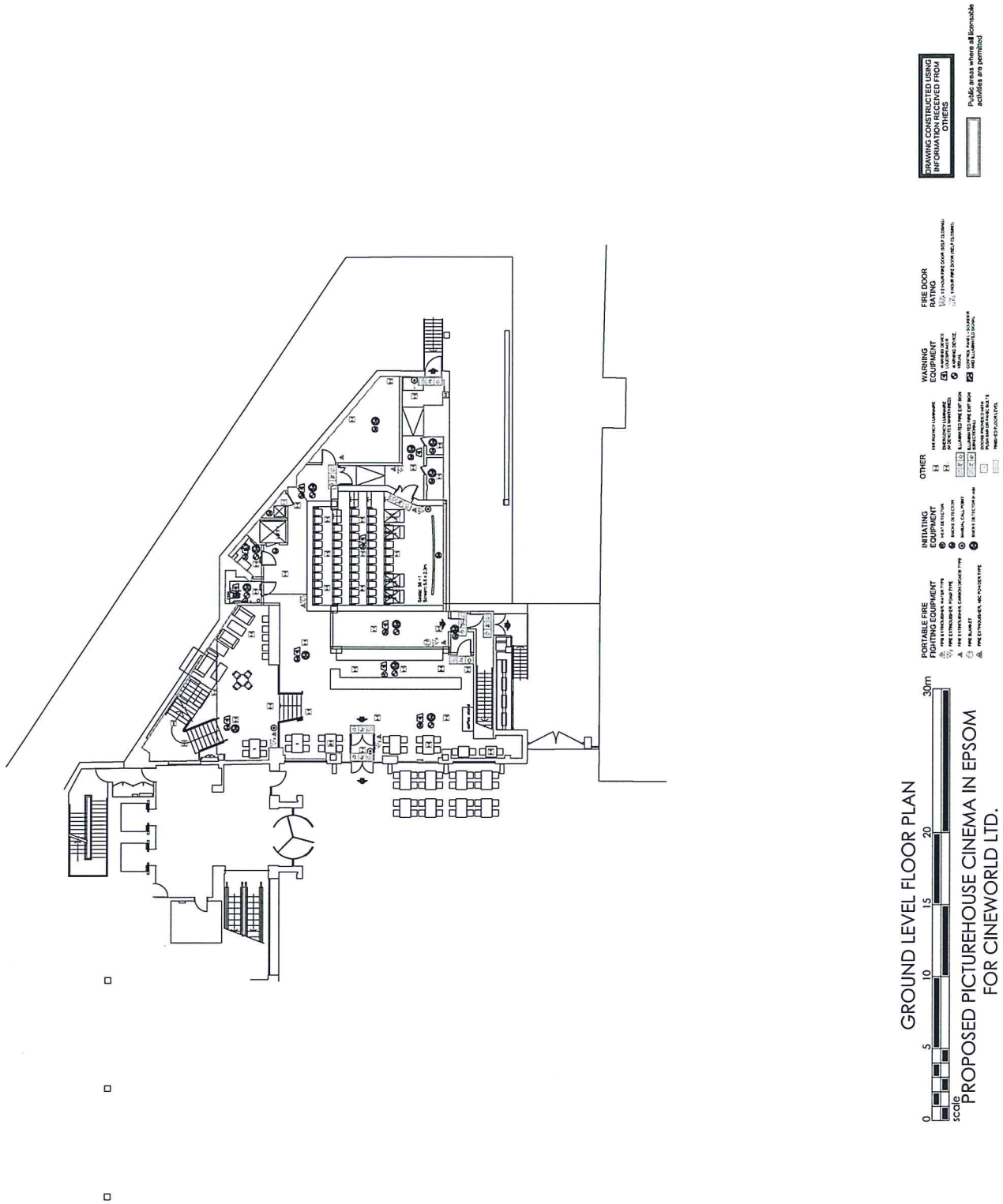


Public areas where all reasonable  
provisions are permitted

WARNING EQUIPMENT  
FIRE DOOR  
RATING  
OTHER  
INITIATING  
EQUIPMENT  
PORTABLE FIRE  
FIGHTING EQUIPMENT

THIRD FLOOR LEVEL PLAN  
0 5 10 15 20 30m  
scale  
PROPOSED PICTUREHOUSE CINEMA IN EPSOM  
FOR CINEWORLD LTD.







**Representations re licensing application made by Picturehouse Cinemas Limited for a Premises Licence re 5 Derby Square Epsom described in Agenda Item 2 Cinema with external area for the consumption of alcohol (the premises) Annex 2**

I wish to make representations in respect of the licensing application relating to the premises. Application is made for the provision of plays, films, live music, recorded music, performances of dance and similar activities 7 days a week from the hour of 00:00 to 24:00 and for the supply of alcohol 7 days a week from 11:00 to 02:00, with late night refreshment 7 days a week from 23:00 to 05:00. It is further stated that the hours the premises will be open to the public will be from 00.00 to 24:00.

Notwithstanding that seemingly the primary use of the premises will be as a cinema, nevertheless it is proposed that the premises will be used for the sale of alcohol to the public. In addition the application if granted would permit uses that would not be usually associated with a cinema and on a 24 hour basis. It is my submission that such application and such hours of operation for the premises at its location would be contrary to the licensing objectives.

I am an Epsom and Ewell Borough Councillor and have lived in Hudson House on Station Approach since its construction in 2008, being a block containing 111 residential flats located directly opposite The Oaks Square and 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.

Epsom town is a small market town, which is now predominantly residential, particularly in and around the location of the premises. Within recent years development of well in excess of 250 residential flats has taken place, including Hudson House, Jubilee House, a hotel in Station Approach, with many new flats constructed above the shops in the High street. All such flats are in close proximity to and on the immediate dispersal route from the premises. The residential flats forming the east boundary of Hudson House effectively creates a square with The Oaks Square, where late night noise nuisance and disturbance resonates. There are 3 residential flats in Derby Square where the premises is located and some 39 flats in the Oaks Square, which immediately adjoins.

It is also the case that demands for future housing development and targets imposed by central government for Epsom and Ewell Borough, namely the construction of 579 dwellings per year over the next 15 years, will inevitably result in even more residential flats being developed in Epsom town centre in even higher densities.

### **Grounds of Prevention of crime and disorder**

The town has a high incidence of crime, disorder and anti-social behaviour, much of which is alcohol related. Incidents include, fighting, shouting, swearing, drug dealing, criminal damage and urinating in public areas. Many incidents take place in the early hours of the morning, particularly during times of migration and dispersal, particularly on Friday and Saturday nights when two late night clubs are in operation. The situation was of such concern that a licensing cumulative impact policy was introduced in an effort to prevent the incidents of crime getting worse.

The reported figures for crime in the immediate vicinity of the premises continue to show a high level, particularly related to offences of violence, criminal damage and anti-social behaviour. I produce 4 crime maps taken from the Police.UK web site for the months of November 2018 to February 2019 and being the latest available. As can be seen in November 2018 there were reported 43 anti-social behaviour offences, 13 criminal damage and 37 violence and sexual offences. In December



2018 the figures reported were 45 anti-social behaviour offences, 11 criminal damage and 43 violence and sexual offences. In January 2019 the figures reported were 45 anti-social behaviour offences, 7 criminal damage and 37 violence and sexual offences and in February 2019 the figures reported were 37 anti-social behaviour offences, 13 criminal damage and 41 violence and sexual offences.

Agenda Item 2  
Annex 2

I would submit that the above statistics graphically evidence a serious crime and disorder problem within Epsom town centre and the introduction of the premises with the permissions it is seeking will serve to make a serious problem much worse. The applicants in their application say that the cumulative impact policy does not make reference to cinemas being within the red zone, but that in any event it does not believe that the grant of the licence will contribute adversely to the area in view of the ancillary nature of the alcohol sales.

I would submit that such contention is not sustainable. The lack of reference to a cinema seeking to operate in the town on the basis of such an application that has been submitted is not an issue. What is of relevance is that there would be no restriction on alcohol sales to members of the public. Within Epsom Town there are presently no licensed premises selling alcohol to the public post 12 midnight Sunday to Thursday and with 2 public houses operating to 1am and 2 late night clubs operating to 2am and 3am respectively on Friday and Saturday. These 2 pubs and clubs do not form any part of Epsom Square and have strict licensing conditions relating to door staff being in place among other conditions. It is submitted that it would clearly be the case if this application were granted that the Cinema would exacerbate what is already a serious problem re crime and anti-social behaviour.

In addition to the above, the concerns that have been reported re crime and anti-social behaviour in Epsom Square itself where the premises are located, have resulted in a Joint Action Group being convened over the past months. This brings together representatives of Epsom and Ewell Borough Council, Surrey Police and those responsible for the management of Epsom Square, looking into practical ways to improve the situation. This effort is ongoing.

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 severely curtailed, to a point where these now do not take place. 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 and public safety**

If this application was granted such opening hours and licences being sought would adversely affect the interests and amenity of the many residents living nearby and directly affected. Customers of the cinema will inevitably use The Oaks Square to disperse into the Waterloo Road either to visit the cab office therein, meet a taxi, or pick one up at the rank in Station Approach, or on Friday and Saturday nights move on to other late night licensed premises in Waterloo Road, or Spread Eagle Walk. 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 4.am 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.

Agenda Item 2  
Annex 2

Any public transport out of Epsom town effectively ends at 00.15 and most services finish before that time.

### **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. At 1.4 reference is made to 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.

### **Town Planning**

The fact that the premises forms part of a development containing a residential block of flats and the consequent need for consideration of amenity 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. These opening hours are observed by the bars in Epsom Square.

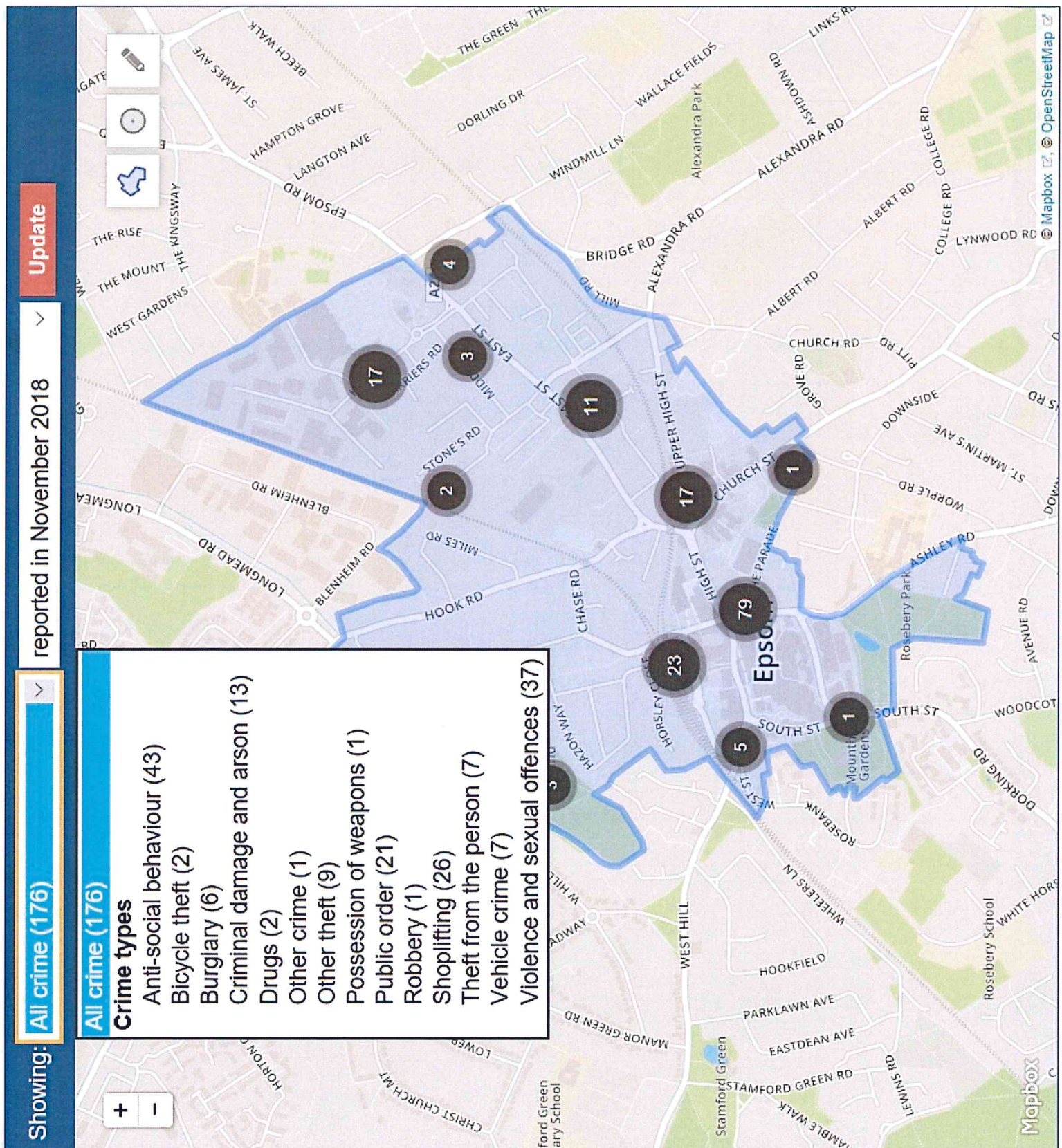
### **Conclusion**

A cinema complex within Epsom Square would be a welcome addition to the town, however the opening hours being sought and the licensable activities being applied for run contrary to the licensing objectives. It is submitted that the cinema would be able to successfully operate with opening hours from 08:00 to 23:00 Sunday to Thursday and from 08:00 to 00:00 (midnight) Fridays and Saturdays and that all licensable activities should be limited to those specific hours. This would leave the applicant in a position to apply for TENS for special events as need arises.

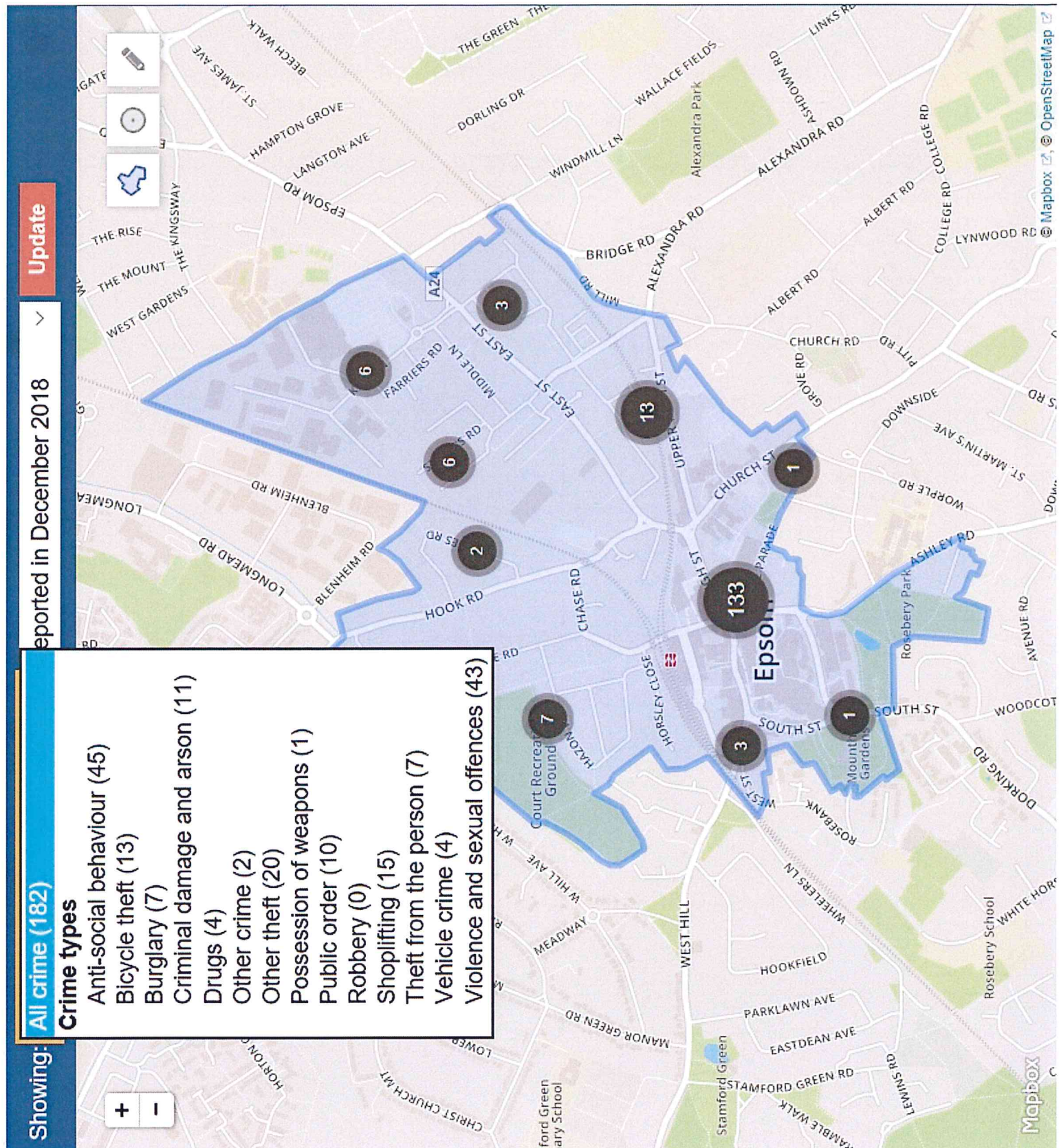
**Tony Axelrod**

**Epsom and Ewell Borough Councillor – Town Ward**

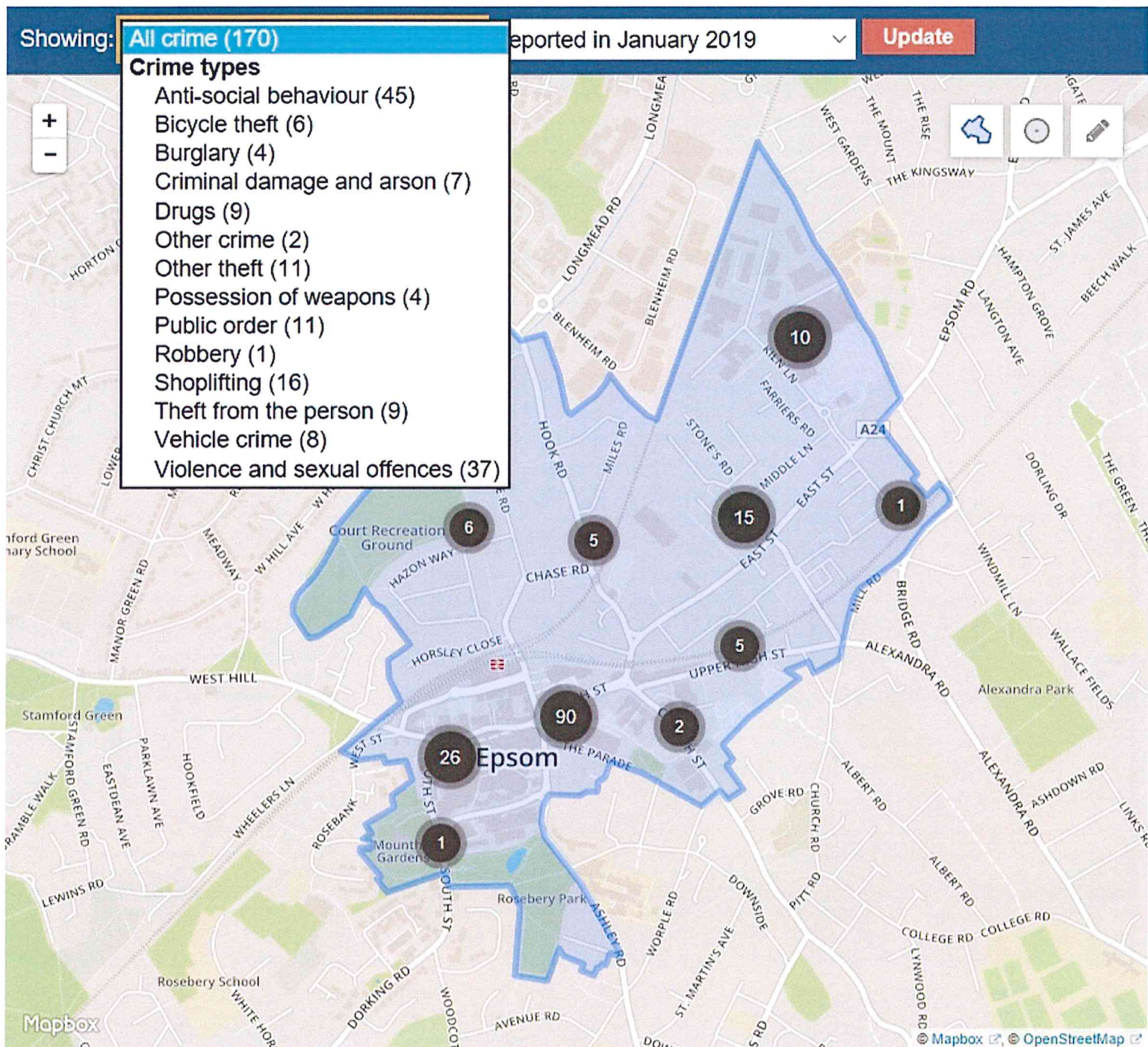




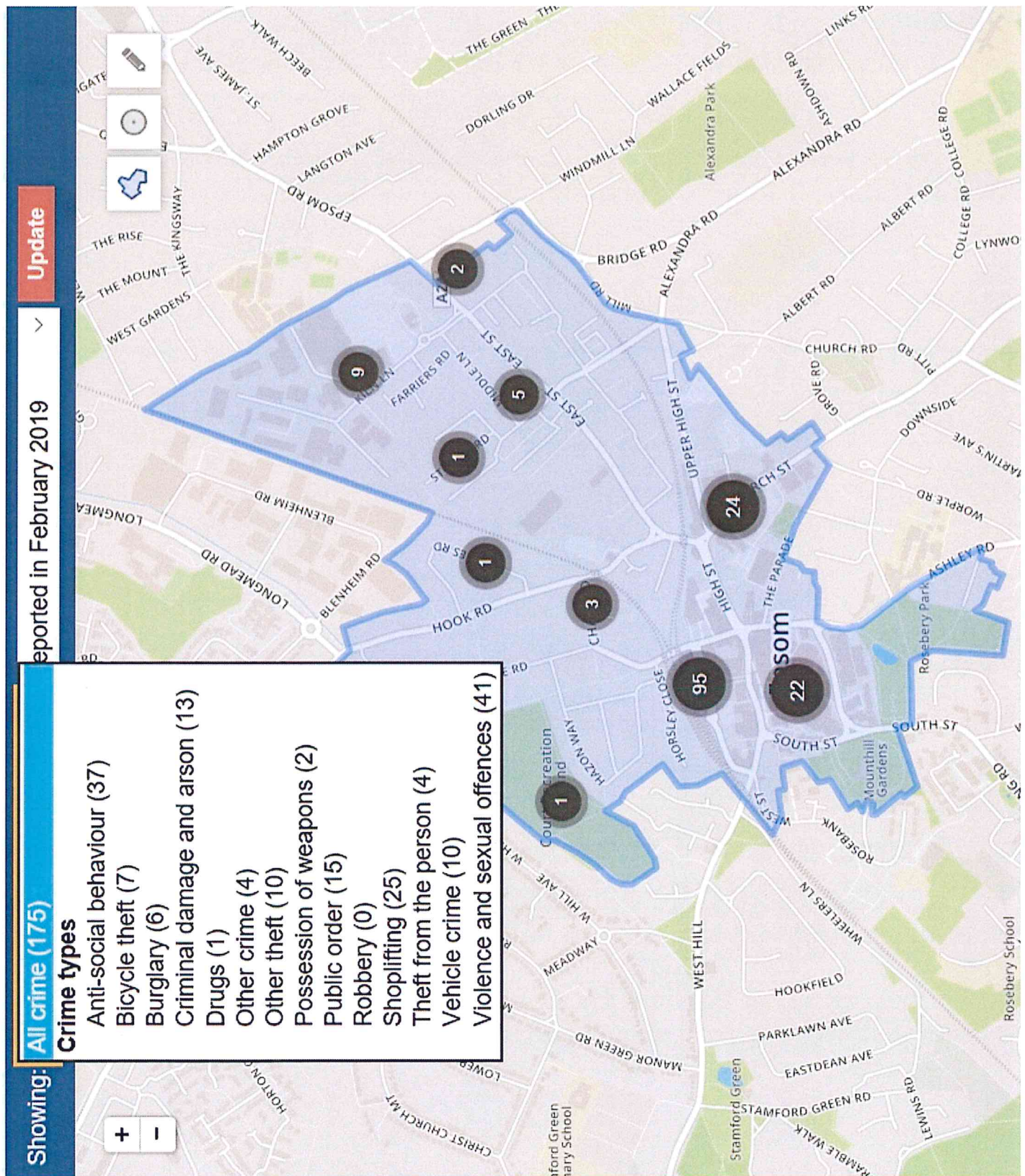












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Agenda Item 2  
Annex 3

**Representations re licensing application made by Picture house Cinema Limited for a Premises Licence re 5 Derby Square Epsom described as a Cinema with external area for the consumption of alcohol (the premises)**

I am an Epsom and Ewell Borough Councillor and a resident of Town Ward. I therefore make these representations in my capacity both as a Borough Councillor and as a resident.

**Prevention of crime and disorder**

Permitting a licence for 24 hour operations and sale of alcohol to 2:00am provides the opportunity to attract customers to continue drinking once other venues have closed, extending the hours and opportunities for drinking with the associated ASB issues – even if such sales are ancillary to the main businesses of the cinema premises.

To permit extended hours would also set a precedent which other premises with louder disruptive operations and clientele could rightly take note of, and apply to follow.

These surely contravene the purpose of the Licensing cumulative impact policy?

**Grounds of prevention of public nuisance and public safety and Town Planning**

There are good reasons that the Planning restrictions to operational hours in Epsom Square were introduced, given that it is a residential area, and increasingly so. These reasons apply equally to the granting of licenses for late night opening, supply of alcohol and late night refreshments. This is not a suitable or sustainable location for 24 hour operation, late night sale of alcohol, refreshments or entertainment.

Additionally public transport out of Epsom town effectively ends at 00.15 and most services finish before that time. There is already a dispersal problem causing late night disturbance which this will exacerbate.

The current hours of operation in Epsom Square (to 2300 hours Sunday to Thursday and midnight on Fridays and Saturdays) are already a burden for the residents, leading to people only staying in the locality for short periods. We need the town centre to be sustainable for the large numbers of residents and families are already trying to live there but for the future residents and families who will make the town centre their home as it is further developed to meet our housing needs.

Granting this application would contravene Licensing Policy by reducing the sense of safety and security for all town centre users at all times of the day and night, and is likely to lead to an increase in anti-social behaviour at hours which are very hard to monitor or control. Our residents will suffer and nothing will be done to help them.

**Conclusion**

I welcome the proposal for a cinema and associated activities, but these need to be appropriate for the location. The hours of operation applied for are inappropriate and not sustainable. They will damage the overall night-time economy, and the well-being of the many residents and families who already live in the town centre, but also the many more planned in the future. The two are simply not compatible and in my view are contrary to the licensing objectives.

Sustainable hours of operation would be to adhere to those currently in operation in Epsom Square.

**Tella Wormington**

**Epsom and Ewell Borough Councillor – Town Ward**

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**EPSOM PICTUREHOUSE, 5 DERBY SQUARE, EPSOM, SURREY KT19 8AG**

The applicant is aware that the premises are within the Councils Licensing Red Zone area. The policy does not however make reference to cinemas within this area. In any event the applicant does not believe that the grant of the licence will contribute adversely to the area in view of the ancillary nature of the alcohol sales.

**PROPOSED CONDITIONS**

1. The premises shall install and maintain a CCTV system. All entry and points of sale areas will be covered by cameras, and the images shall enable frontal identification of every person entering in any light condition. The system shall continually record whilst the premises is open for licensable activities and during all times when staff and customers remain on the premises. All recordings shall be stored for a minimum period of 28 days with date and time stamping. Recordings shall be made available to a Police Officer or an authorised officer of the licensing authority upon request throughout the preceding 28-day period, providing that such requests are in connection with the prevention or detection of crime.
2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show a Police Officer or an authorised officer of the licensing authority data or footage upon request.
3. The premises shall operate a two-way radio system to facilitate communication between staff and management.
4. Consumption of alcohol in the auditoria will only be permitted from plastic drinking vessels
5. The premises shall implement a "Challenge 25" policy whereby all customers who appear to be under 25 must produce photographic identification in the form of a passport, driving licence, military ID or Proof of Age Scheme (P.A.S.S) approved identification.
6. Clearly visible signage is to be displayed at the entrances and at points of sale indicating it is illegal to sell alcohol to people under the age of 18.
7. An incident log shall be kept at the premises for at least 12 months and made available on request to Police or an authorised officer of the licensing authority.
8. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the Police or an authorised officer of the licensing authority at all times whilst the premises is open.
9. In addition to any other training, the premises licence holder shall ensure staff are trained to prevent underage sales and to maintain the refusals book.
10. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
11. There shall be regular staff patrols of the screen areas.
12. No child under the age of 12 years (unless accompanied by an adult) shall be permitted access to films commencing after 20:00 hrs.
13. No child under the age of 15 years (unless accompanied by an adult) shall be permitted access to films commencing after 23:00 hrs.

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**Conditions agreed from Surrey Police**

1. No use of the outdoor seating area after 23.00 for the consumption of alcohol.
2. All outdoor furniture will be removed or stacked away after 23.00 from the outdoor seating area.

**Conditions agreed from Environmental Health**

1. All outdoor furniture will be removed or stacked away and secured/immobilised after 23.00 from the outdoor seating area.

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