

# Licensing Act Sub Committee



*St Edmundsbury*  
BOROUGH COUNCIL

<b>Title:</b>	<b>Agenda</b>
<b>Date:</b>	<b>Thursday 17 September 2015</b>
<b>Time:</b>	<b>2.00 pm</b>
<b>Venue:</b>	<b>Room GFR13 West Suffolk House</b> Western Way Bury St Edmunds
	(The Sub-Committee will withdraw to the Mayor's Parlour to consider the decision on the application in private session)
<b>Full Members (3):</b>	Terry Buckle Bob Cockle Frank Warby
<b>Substitutes:</b>	John Burns
<b>The membership of this Sub-Committee is drawn from Members of the full Licensing Committee and needs not to be politically balanced.</b>	
<b>Interests – Declaration and Restriction on Participation:</b>	Members are reminded of their responsibility to declare any disclosable pecuniary interest not entered in the Authority's register or local non pecuniary interest which they have in any item of business on the agenda (subject to the exception for sensitive information) and to leave the meeting prior to discussion and voting on an item in which they have a disclosable pecuniary interest.
<b>Quorum:</b>	Three Members
<b>Committee administrator:</b>	<b>David Long</b> Committee Administrator & SEBC Scrutiny Support <b>Tel:</b> 01284 757120 <b>Email:</b> <a href="mailto:david.long@westsuffolk.gov.uk">david.long@westsuffolk.gov.uk</a>

# Agenda

*Page No*

## Procedural Matters

**1. Election of Chairman**

**2. Substitute**

The Member who is substituting for another Member should so indicate together with the name of the relevant absent Member.

**3. Apologies for Absence**

**4. The attached Hearing Procedure will be adopted in considering the undermentioned item:**

**1 - 2**

### Part 1 - Public

**5. Application for new Premises' Licence - Déjà Vu Sandwich Bar Café Ltd, 6/8 Queen's Street, Haverhill**

**3 - 38**

Report No. **LSC/SE/15/006**

## Licensing: Procedures at Hearings

1. The Chairman will introduce Members of the Committee and Officers present and ask all parties to identify themselves to the Hearing.
2. The Chairman will outline the procedure to be followed and:-
  - (a) check that all parties have received copies of relevant representations;
  - (b) ask all parties whether they wish to amend or withdraw their application or representation;
  - (c) ask the Licensing officer whether any party has submitted additional supporting information (only if all parties agree shall the material be distributed to the Sub-Committee);
  - (d) if the Licensing Officer reports any requests for a witness to appear, decide whether to allow the witness to speak and ask whether there are any further declarations of interest;
  - (e) agree how much time each person will need to present their case; and
  - (f) the Sub-Committee will determine whether the Substitute Member is required to hear the application.
3. The Licensing Officer will present the Statement of Facts.
4. The Chairman will invite Members and other parties to the hearing to ask questions of the Licensing Officer about the Statement of Facts.
5. The Chairman will invite the Applicant or representative to present their case and respond to questions from Members, Officers and other parties to the hearing.
6. The Chairman will invite those that have made objections or relevant representations to present their case and respond to questions from Members, Officers and all the other parties.
7. The Chairman will invite all parties to sum up their case and to confirm they are satisfied that they have said all they wish to say. (Nb the applicant should sum up last).
8. Members and Officers may ask any final questions and the Chairman will then give all parties an opportunity to respond on those points (Nb the last word should be from the Applicant).
9. The Sub-Committee, accompanied by the legal advisor and Committee Administrator will retire to determine the application.
10. The Chairman or legal advisor will announce the decision together with the reasons for it and will also outline rights of appeal.

### General Notes:

- (i) The hearing may be adjourned at any time at the discretion of the Members.
- (ii) Members may amend the procedure at any time if they consider it to be in the public interest or in the interest of a fair hearing.
- (iii) Members may exclude any person from the hearing if it appears to them to be in the public interest to do so or if that person is being disruptive.
- (iv) No parties will be allowed to cross examine unless Members agree that the procedure should be altered.
- (v) Any advice given in private session will be reported to all parties to the hearing.

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# Licensing Act Sub-Committee



*St Edmundsbury*  
BOROUGH COUNCIL

<b>Title of Report:</b>	<b>Application for New Premises Licence – Déjà Vu Sandwich Bar Café Ltd</b>	
<b>Report No:</b>	<b>LSC/SE/15/006</b>	
<b>Decisions plan reference:</b>		
<b>Report to and date/s:</b>	<b>Licensing Act Sub-Committee</b>	17 September 2015
<b>Portfolio holder:</b>	Cllr Alaric Pugh Portfolio Holder for Planning and Growth <b>Tel:</b> 07930 460899 <b>Email:</b> alaric.pugh@stedsbc.gov.uk	
<b>Lead officer:</b>	Tom Wright Business Regulation and Licensing Manager <b>Tel:</b> 01638 719223 <b>Email:</b> tom.wright@westsuffolk.gov.uk	
<b>Purpose of report:</b>	To consider an application for a new Premises' Licence for Déjà Vu, 6/8 Queens Street, Haverhill.  Three 'Other Persons' have submitted objections which have been accepted and the Sub-Committee are, therefore, required to determine the application.	

<b>Recommendation:</b>	<p>The Sub-Committee is requested to determine the application having regard to the four Licensing Objectives, Statement of Licensing Policy, the representations attached to this report, any further relevant information presented to the Sub-Committee on the day of the hearing, and having regard to the above, take any of the steps set out below provided they are proportionate and appropriate for the promotion of the four Licensing Objectives:</p> <p>The steps may be:</p> <p>(a) Grant the licence as applied for, or</p> <p>(b) Grant the licence, subject to such conditions as are consistent with the operating schedule accompanying the application, modified to such extent as the authority considers necessary for the promotion of the Licensing Objectives, or</p> <p>(c) Reject the whole or part of the application.</p>
<b>Key Decision:</b>	No, it is not a Key Decision - <input checked="" type="checkbox"/>
<b>Consultation:</b>	The applicant is required to place a notice on the premises; and advertise the application in a locally circulating newspaper/periodical. The Licensing Authority advertises the application on the Council website. The application met the statutory requirements.
<b>Alternative option(s):</b>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>Implications:</b>	
Are there any <b>financial</b> implications? If yes, please give details	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> •
Are there any <b>staffing</b> implications? If yes, please give details	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> •
Are there any <b>ICT</b> implications? If yes, please give details	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> •
Are there any <b>legal and/or policy</b> implications? If yes, please give details	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> • See No 2.1 below
Are there any <b>equality</b> implications? If yes, please give details	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> •
<b>Risk/opportunity assessment:</b>	<i>(potential hazards or opportunities affecting corporate, service or project objectives)</i>

Risk area	Inherent level of risk (before controls)	Controls	Residual risk (after controls)
Any decision reached which is not in accordance with the Act and any regulations made under the Act may be considered ultra vires and could be subject to an application for Judicial Review.	High	The Sub-Committee, in determining the application, should have regard to its statement of licensing policy and any guidance issued under section 182 of the Licensing Act 2003, but may depart from these where reasons are given.	Low
<b>Ward(s) affected:</b>		Haverhill North	
<b>Background papers:</b> <i>(all background papers are to be published on the website and a link included)</i>		Licensing Act 2003  S.182 Guidance <a href="http://www.gov.uk/government/publications/revised-guidance-issued-under-section-182-of-the-licensing-act-2003">www.gov.uk/government/publications/revised-guidance-issued-under-section-182-of-the-licensing-act-2003</a>  St Edmundsbury Borough Council Statement of Licensing Policy	
<b>Documents attached:</b>		<i>(Please list any appendices.)</i> Appendix 1 – Application Appendix 2 – Basic Location Plan Appendix 3 – Accepted Representations	

## **1. Key issues and reasons for recommendation**

### **1.1 Key Issues**

1.1.1 An application has been received for a new premises licence for Déjà Vu Sandwich Bar Café Ltd, 6/8 Queen's Street, Haverhill. A copy of the application is attached as **Appendix 1**.

1.1.2 The application seeks the supply of alcohol for consumption on and off the premises:

Mondays-Sundays 10.00 to 23.00

Opening hours are:

Mondays-Sundays 07.00 to 23.30

A basic location plan is attached as **Appendix 2**.

1.1.3 The four Licensing Objectives of the Licensing Act 2003 are set out below. Any representations for consideration must relate to one or more of these objectives:

- Prevention of Crime and Disorder
- Public Safety
- Prevention of Nuisance
- Protection of Children from Harm

### **1.1.4 Relevant Representations**

(a) The application has to be advertised, both at the premises and in a local newspaper. Details are also available on the Council's website.

(b) Three accepted representations have been received and are attached as **Appendix 3**.

### **1.1.5 Matters for consideration**

(a) Section 17 of the Crime and Disorder Act 1998 imposes a duty on each local authority to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent crime and disorder in, its area.

(b) If the Licensing Authority decides that this application should be refused, it will need to show that to grant the licence would:

- undermine the promotion of the Licensing Objectives; and
- that appropriate conditions would be ineffective in preventing the problems involved.

If the Licensing Authority cannot show the above, the application



should be granted.

- (c) In making their decision, Members are advised to consider the Licensing Act 2003, the Guidance on the Act and the Council's Statement of Licensing Policy.

#### 1.1.6 **Other options considered**

No other relevant options were available.

## **2. Additional supporting information**

### **2.1 Legal and policy implications**

2.1.1 The Sub-Committee may take any of the steps set out below, provided they are proportionate and appropriate for the promotion of the licensing objectives:

- (a) Grant the licence as applied for, or
- (b) Grant the licence, subject to such conditions as are consistent with the operating schedule accompanying the application, modified to such extent as the authority considers necessary for the promotion of the Licencing Objectives, or
- (c) Reject the whole or part of the application.

A condition is modified where it is altered or omitted or any new condition is added.

2.1.2 Each application should be considered on its own merits, having regard to the Council's Statement of Licensing Policy and the guidance issued under Section 182 of the Licensing Act 2003.

2.1.3 The decision may be appealed, by the applicant or any other party to the hearing, within 21 days of written notification of the determination made by the Sub-Committee. The Sub-Committee should state in reaching its determination those matters which it considered relevant, those matters which it did not consider as they were irrelevant, and its reasons for the decision.

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[Insert name and address of relevant licensing authority and its reference number (optional)]

**Application for a premises licence to be granted under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

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

We DEJA-VU SANDWICH BAR CAFÉ LTD

*(Insert name(s) of applicant)*

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description DÉJÀ VU, 6/8 QUEENS STREET, HAVERHILL, SUFFOLK. CB9 9EF			
Post town	HAVERHILL	Postcode	CB9 9EF

Telephone number at premises (if any)	01440 707171
Non-domestic rateable value of premises	£17,250 BAND B

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals \* please complete section (A)
- b) a person other than an individual \*

- i. as a limited company  please complete section (B)
- ii. as a partnership  please complete section (B)
- iii. as an unincorporated association or  please complete section (B)
- iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)
- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or   
 a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS (fill in as applicable)**

Mr	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over			Please tick yes		
Current postal address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					

<b>E-mail address (optional)</b>	
--------------------------------------	--

**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

**(B) OTHER APPLICANTS**

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

Name DEJA-VU SANDWICH BAR CAFÉ LTD
Address 8 QUEEN STREET, HAVERHILL, SUFFOLK, CB9 9EF
Registered number (where applicable) 04627541
Description of applicant (for example, partnership, company, unincorporated association etc.) COMPANY
Telephone number (if any) 01440 707171
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
24	08	2015

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY
1	1	1

Please give a general description of the premises (please read guidance note 1)  
 DÉJÀ VU IS LOCATED IN AN ENLARGED PREMISES CONSISTING OF TWO JOINED TOGETHER GROUND FLOOR RETAIL UNITS AT 6/8 QUEEN STREET. THE BUSINESS IS LOCATED IN A ROW OF TERRACED SHOPS WITH FLATS OR OFFICES ABOVE. THE PREMISES ABOVE DÉJÀ VU ARE USED AS OFFICES BY THE BUSINESS OWNER.

THE PREMISES CONSISTS OF A CUSTOMER SEATING & DINING AREA (CURRENTLY 40 COVERS) TO THE FRONT WITH A SERVERY, FOOD PREPARATION AREA, KITCHEN AND CUSTOMER TOILETS TO THE REAR. THERE IS A SEATING AREA IMMEDIATELY OUTSIDE THE FRONT ON THE TERRACE OF THE PREMISES AND A FURTHER OUTSIDE SEATING AREA GRANTED A HIGHWAYS LICENCE BY THE COUNCIL FROM 10.00 TO 16.00 DAILY ON THE ROAD OUTSIDE THE FRONT OF THE PREMISES. (THE OUTSIDE AREAS CURRENTLY COMPRISE 24 COVERS).

DÉJÀ VU WILL OPERATE AS A CAFÉ BAR WITH A FULL CAFÉ SERVICE THROUGHOUT THE DAY UNTIL 17.00 & A LIMITED FOOD OFFER FROM 17.00 TO 22.30. ALCOHOL WILL BE AVAILABLE FROM 10.00 DAILY BUT THE EARLIER OPENING HOURS ARE SOUGHT TO ALLOW FOR THE BREAKFAST TRADE. CAFÉ BAR CONDITIONS ARE OFFERED WHEREBY ALCOHOL MAY ONLY BE SERVED TO CUSTOMERS SEATED AT A TABLE WITH ALL SERVICE BY WAITING STAFF ONLY.

THE FULL MENU WILL BE AVAILABLE UNTIL 17.00 & FROM 17.00 UNTIL 22.30 SHARING PLATTERS WILL BE AVAILABLE FOR CUSTOMERS. (DÉJÀ VU INTEND TO ONLY SELL A LIMITED RANGE OF ALCOHOL IE. BOTTLED / CANNED BEER, LAGER AND CIDER AND A SMALL RANGE OF WINES & SPIRITS. THEY DO NOT INTEND TO SELL DRAFT BEER OR ALCOPOPS, OR HIGH STRENGTH BEER, CIDER OR LAGER ABOVE 6.5% ABV.) OFF SALES WILL ONLY BE SUPPLIES IN SEALED CONTAINERS.

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

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

a) plays (if ticking yes, fill in box A)

b) films (if ticking yes, fill in box B)

- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)  
(if ticking yes, fill in box H)



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

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

X

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				<b><u>Please give further details here</u></b> (please read guidance note 3)	
Tue					
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sat					
Sun					

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 4)		
Thur					
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sun					

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
<b>Wed</b>			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Thur					
<b>Fri</b>			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sat					
Sun					

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b>Please give further details here</b> (please read guidance note 3)		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 4)		
Fri					
Sat			<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sun					



**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	
				Outdoors	<input type="checkbox"/>
				Both	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)		
Thur					
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sun					

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	X			
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4) NONE					
Mon	10.00	23.00						
Tue	10.00	23.00						
Wed	10.00	23.00						
Thur	10.00	23.00						
Fri	10.00	23.00						
Sat	10.00	23.00						
Sun	10.00	23.00						
						<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5) NONE		

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

<b>Name</b> CHARALAMBOS ZACHARIOU	
<b>Address</b> WORLINGTON HALL HOUSE, MILDENHALL ROAD, WORLINGTON, BURY ST EDMUNDS, SUFFOLK. IP28 8RY	
<b>Postcode</b>	IP28 8RY
<b>Personal licence number (if known)</b> PA05052	
<b>Issuing licensing authority (if known)</b> WEST SUFFOLK FOR ST EDMUNDSBURY BC	

K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).**  
**NONE**

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4) NONE
Day	Start	Finish	<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5) NONE
Mon	07.00	23.30	
Tue	07.00	23.30	
Wed	07.00	23.30	
Thur	07.00	23.30	
Fri	07.00	23.30	
Sat	07.00	23.30	
Sun	07.00	23.30	

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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)**

WE WILL OPERATE OUR BUSINESS IN A RESPONSIBLE MANNER AND ACTIVELY PROMOTE THE LICENSING OBJECTIVES AT ALL TIMES.

**b) The prevention of crime and disorder**

- 1) THE PREMISES WILL OPERATE STRICTLY AS A CAFÉ BAR. (A FOOD OFFER WILL BE AVAILABLE THROUGHOUT THE MAJORITY OF THE PERMITTED HOURS.)
- 2) ALCOHOL MAY ONLY BE SOLD TO CUSTOMERS SEATED AT A TABLE WITH ALL ORDERS FOR AND SERVICE OF ALCOHOL BY WAITING STAFF ONLY. THIS CONDITION APPLIES BOTH WITHIN THE PREMISES AND THE OUTSIDE SEATING AREAS.
- 3) NO ORDERS FOR ALCOHOL MAY BE TAKEN AT THE COUNTER / SERVERY AND NO VERTICAL CONSUMPTION OF ALCOHOL WILL BE PERMITTED WITHIN THE PREMISES OR OUTSIDE SEATING AREAS.
- 4) NO OPEN CONTAINERS OF ALCOHOL WILL BE SUPPLIED FOR CONSUMPTION OFF THE PREMISES OR OUTSIDE SEATING AREAS.
- 5) THE OUTSIDE SEATING AREA LOCATED ON THE PUBLIC HIGHWAY & LICENSED UNDER THE HIGHWAYS LICENCE MAY ONLY BE USED WITHIN THE PERMITTED HOURS APPROVED UNDER THE HIGHWAYS LICENCE. CUSTOMERS SHALL BE REQUESTED TO LEAVE THIS AREA 10 MINUTES BEFORE THE PERMITTED HIGHWAYS LICENCE HOURS END AND THE AREA SHALL BE CLEARED OF FURNITURE BY THE END OF THOSE HOURS.
- 6) THE OUTSIDE TERRACE AREA TO THE IMMEDIATE FRONT OF THE CAFÉ SHALL CLOSE AT 21.00, FURNITURE SHALL BE REMOVED AND CUSTOMERS ASKED TO GO INSIDE THE PREMISES AT THAT TIME.
- 7) NOTICES EXPLAINING THE REQUIREMENTS OF CONDITIONS 1) TO 5) WILL BE DISPLAYED ON THE OUTSIDE AREAS, BY THE ENTRY DOOR AND AT THE POINT OF SALE.
- 8) NO DRAFT BEER, LAGERS OR CIDER, ALCOPOPS (OR SIMILAR) WILL BE SOLD.
- 9) NO BEERS, LAGERS OR CIDERS ABOVE 6.5% ABV WILL BE SOLD.
- 10) A CCTV SYSTEM COVERING THE INTERIOR & EXTERIOR OF THE SHOP INCLUDING THE OUTSIDE SEATING AREAS WILL BE INSTALLED AND SHALL BE KEPT OPERATIONAL AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC. IT SHALL BE CAPABLE OF TAKING / RECORDING EVIDENTIAL QUALITY IMAGES IN ANY LIGHT, OF TAKING A HEAD & SHOULDERS SHOT OF ALL PERSONS ENTERING THE PREMISES AND BE CAPABLE OF STORING IMAGES FOR A MINIMUM OF 31 DAYS.
- 11) AT LEAST ONE MEMBER OF STAFF TRAINED TO OPERATE THE CCTV SYSTEM & DOWNLOAD IMAGES SHALL BE ON DUTY AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC. HARD COPIES OF DOWNLOADED IMAGES SHALL BE PROVIDED TO THE POLICE AS SOON AS POSSIBLE AND IN ANY CASE WITHIN 24 HOURS OF THE REQUEST.
- 12) NOTICES ADVISING CUSTOMERS THAT CCTV AND CHALLENGE 25 ARE IN OPERATION SHALL BE PROMINENTLY DISPLAYED BY THE ENTRY DOOR, SERVERY AND ON THE OUTSIDE SEATING AREAS.
- 13) ALL FRONT OF HOUSE STAFF SHALL BE TRAINED TO OPERATE THE CCTV SYSTEM AND TO DOWNLOAD IMAGES FOR THE POLICE OR AUTHORISED COUNCIL OFFICERS ON REQUEST AND DETAILS OF THE TRAINING RECORDED IN WRITING.
- 14) ALL STAFF WILL RECEIVE APPROPRIATE TRAINING FOR THEIR ROLE AND IN THE LICENSING ACT ON INDUCTION & AND REFRESHER TRAINING EVERY SIX MONTHS. WRITTEN TRAINING RECORDS WILL BE KEPT FOR ALL STAFF. (SEE SECTION E FOR

FURTHER DETAILS).

15) STAFF WILL ENSURE ALL USED BOTTLES, GLASSES, CROCKERY & CUTLERY ARE REGULARLY REMOVED FROM THE OUTSIDE TABLES.

16) AN INCIDENT BOOK SHALL BE KEPT AT THE PREMISES, AND MADE AVAILABLE TO THE POLICE OR AUTHORISED COUNCIL OFFICERS, WHICH WILL RECORD THE FOLLOWING:

- A) ALL CRIMES REPORTED,
- B) LOST PROPERTY,
- C) ALL EJECTIONS OF CUSTOMERS,
- D) ANY COMPLAINTS RECEIVED,
- E) ANY INCIDENTS OF DISORDER,
- F) ANY SEIZURE OF DRUGS OR OFFENSIVE WEARONS,
- G) ANY FAULTS IN THE CCTV,
- H) ANY REFUSAL IN THE SALE OF ALCOHOL.
- I) ANY VISIT BY A RELEVANT AUTHORITY OR EMERGENCY SERVICE

**c) Public safety**

A FIRE RISK ASSESSMENT & EMERGENCY PLAN WILL BE PREPARED AND REGULARLY REVIEWED. ALL STAFF WILL RECEIVE APPROPRIATE FIRE SAFETY TRAINING AND DETAILS WILL BE RECORDED IN THE TRAINING RECORDS.

**d) The prevention of public nuisance**

- 1) A NOTICE SHALL BE PROMINENTLY DISPLAYED AT THE EXIT DOOR ADVISING CUSTOMERS TO RESPECT RESIDENTS & LEAVE QUIETLY, NOT TO LOITER OUTSIDE THE RESTAURANT & TO DISPOSE OF RUBBISH AND CIGARETTE BUTTS RESPONSIBLY.
- 2) NOTICES WILL BE DISPLAYED BY THE EXIT DOOR AND ON THE OUTSIDE SEATING AREAS ADVISING CUSTOMERS THAT NO OPEN CONTAINERS OF ALCOHOL OR GLASS CONTAINERS MAY BE REMOVED FROM THE PREMISES OR OUTSIDE SEATING AREAS AT ANY TIME.
- 3) THE SHOP FRONT & OUTSIDE AREAS OF THE PREMISES SHALL BE KEPT TIDY AT ALL TIMES AND BE SWEEPED AT CLOSE.
- 4) NO DELIVERIES WILL BE RECEIVED OR RUBBISH INCLUDING BOTTLES OR GLASS REMOVED FROM THE PREMISES BETWEEN 21.00 & 07.00.
- 5) ALL DOORS AND WINDOWS SHALL BE CLOSED WHEN MUSIC IS PLAYED WITHIN THE PREMISES.
- 6) NO MUSIC WILL BE PLAYED OUTSIDE THE PREMISES.
- 7) A PHONE NUMBER FOR LOCAL RESIDENTS OR BUSINESSES TO CONTACT WITH ANY CONCERNS OR COMPLAINTS SHALL BE DISPLAYED AT THE PREMISES OR PROVIDED TO THEM ON REQUEST. ANY COMPLAINTS AND THE OUTCOME WILL BE RECORDED IN THE INCIDENT BOOK.

**e) The protection of children from harm**

- 1) THE CHALLENGE 25 PROOF OF AGE POLICY WILL BE OPERATED AND ONLY A PHOTOGRAPHIC DRIVING LICENCE, A VALID PASSPORT, HM FORCES PHOTOGRAPHIC IDENTITY DOCUMENTS OR PROOF OF AGE CARDS WITH THE BEARER'S PHOTOGRAPH & THE PASS LOGO / HOLOGRAM ON IT WILL BE ACCEPTED AS PROOF OF AGE. A WRITTEN REFUSALS RECORD WILL BE KEPT AS PART OF THE INCIDENT BOOK AND MADE AVAILABLE TO POLICE OR AUTHORISED COUNCIL OFFICERS ON REQUEST.
- 2) NOTICES WILL BE PROMINENTLY DISPLAYED AT THE ENTRY DOORS, ON THE OUTSIDE TERRACE / SEATING AREAS AND AT THE POINT OF SALE STATING THAT CCTV & CHALLENGE 25 ARE IN OPERATION AND ALSO STATING THE PROVISIONS OF THE LICENSING ACT REGARDING UNDERAGE AND PROXY SALES.
- 3) ALL STAFF WILL BE TRAINED FOR THEIR ROLE AND IN THE PROVISIONS OF THE LICENSING ACT ON INDUCTION AND AT REGULAR INTERVALS OF SIX MONTHS THEREAFTER. TRAINING WILL INCLUDE IDENTIFYING PERSONS UNDER 25, MAKING A CHALLENGE, ACCEPTABLE PROOF OF AGE, MAKING AND RECORDING A REFUSAL AVOIDING CONFLICT AND RESPONSIBLE ALCOHOL RETAILING, WRITTEN TRAINING RECORDS WILL BE KEPT AND MADE AVAILABLE TO POLICE OR COUNCIL OFFICERS ON REQUEST.
- 4) A TILL PROMPT WILL BE DISPLAYED BY THE TILL TO REMIND STAFF TO CHECK PROOF OF AGE WHERE APPROPRIATE (UNLESS AN EPOS TILL SYSTEM IS IN USE).
- 5) NO UNACCOMPANIED CHILDREN UNDER 16 WILL BE ALLOWED ON THE PREMISES AFTER 20.00.
- 6) STAFF WILL MONITOR THE OUTSIDE SEATING AREAS AT ALL TIMES THEY ARE IN USE BOTH PHYSICALLY AND BY USE OF THE CCTV TO ENSURE PERSONS UNDER 18 DO NOT CONSUME ALCOHOL.

**Checklist:**

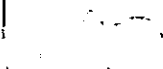
**Please tick to indicate agreement**

- I have made or enclosed payment of the fee. X
- I have enclosed the plan of the premises. X
- I have sent copies of this application and the plan to responsible authorities and others where applicable. X
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. X
- I understand that I must now advertise my application. X
- I understand that if I do not comply with the above requirements my application will be rejected. X

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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.**

**Part 4 – Signatures** (please read guidance note 10)

**Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11).  
If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	21/7/2015

Capacity	AUTHORISED LICENSING CONSULTANTS
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For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) GT LICENSING CONSULTANTS, 55 CODENHAM GREEN, BASILDON, ESSEX. SS16 5DT			
Post town	<b>BASILDON</b>	Postcode	<b>SS16 5DT</b>
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

**Notes for Guidance**

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please 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.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please 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 or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

**Consent of individual to being specified as premises supervisor**

MR CHARALAMBOS ZACHARIOU

.....  
*[full name of prospective premises supervisor]*

of

WORLINGTON HALL HOUSE,  
MILDENHALL ROAD,  
WORLINGTON,  
BURY ST EDMUNDS,  
SUFFOLK,  
IP28 8RY

.....  
*[home address of prospective premises supervisor]*

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

A NEW PREMISES LICENCE

.....  
*[type of application]*

by

DEJA VU SANDWICH BAR CAFÉ LTD

.....  
*[name of applicant]*

relating to a premises licence

PA05090

.....  
*[number of existing licence, if any]*

for

DÉJÀ VU,  
6/8 QUEENS STREET,  
HAVERHILL,  
SUFFOLK,  
CB9 9EF

.....  
*[name and address of premises to which the application relates]*



and any premises licence to be granted or varied in respect of this application made by

DEJA VU SANDWICH BAR CAFÉ LTD

-----  
*[name of applicant]*

concerning the supply of alcohol at

DÉJÀ VU,  
6 / 8 QUEENS STREET,  
HAVERHILL,  
SUFFOLK.  
CB9 9EF

-----  
*[name and address of premises to which application relates]*

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

PA05052

-----  
*[insert personal licence number, if any]*

Personal licence issuing authority

ST EDMUNDSBURY BOROUGH COUNCIL

-----  
*[insert name and address and telephone number of personal licence issuing authority, if any]*

Signed

Name (please print)

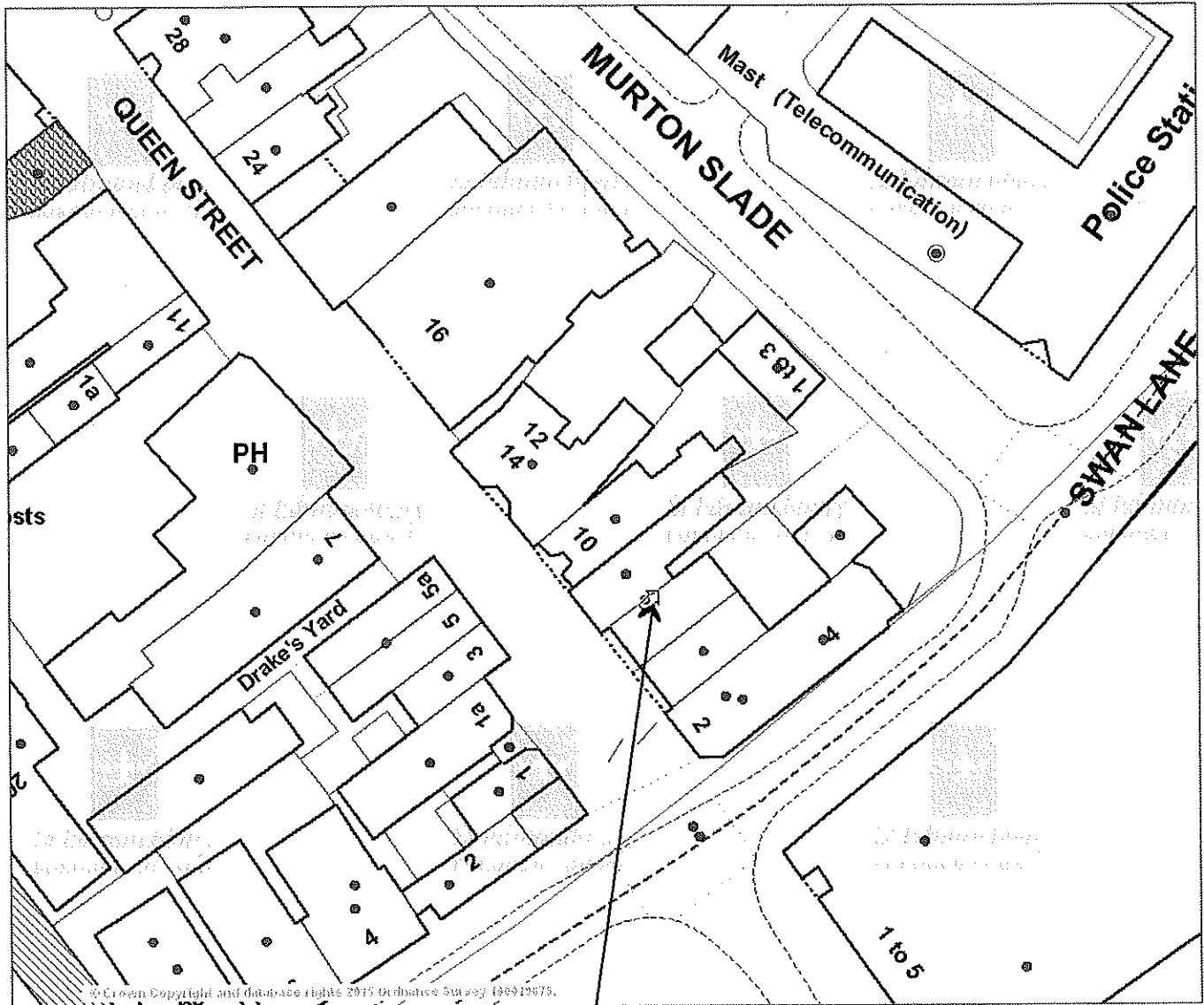
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MR CHARALAMBOS ZACHARIOU  
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Date

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5/5/2015  
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BASIC LOCATION PLAN



Premises location

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**Objection 1**

17 August 2015 16:56

Paul Farrant  
Ziess  
10 Queen Street  
Haverhill  
CB9 9EF

Dear Sir/Madam

**Re application for alcohol licence at 8-10 Queen Street Haverhill  
Suffolk CB9 9EF Deja Vu Sandwich Cafe Ltd**

I own Ziess which is located next to the proposed application and am also the landlord of the flat above the shop known as 2 Murton Slade, and also the flat at the rear of the premises known as 3 Murton Slade which is also adjacent to the proposed application.

I strongly object to this application being granted as the walls of the building are very thin and we can already hear talking, machines running, plates rattling and general noises during day time hours, if this was allowed to be open till late at night then it would impact on the quality of life for my tenants . My tenants are working people and need to go to bed at sensible hours and would find it very hard to do so with all this noise going on. This could affect my capacity to rent the flats out again if they decided to move out, thus causing me a large loss of earnings

I also think that serving alcohol to customers sitting outside in the street during the day can cause anti social behaviour, and I thought it was the council's policy to keep alcohol off the streets

I do not have a problem with alcohol being served inside the premises in a controlled manner up till 5 pm

Yours sincerely

Paul Farrant

## **Objection 2**

21 August 2015 16:53

### **Alcohol licence for Deja Vu Sandwich Cafe Ltd at 8 Queen Street Haverhill Suffolk CB9 9EF**

I am the tenant of no 3 Murton Slade of which my landlord is the owner of Ziess Paul Farrant. I strongly object to this application being granted to Deja Vu because there is a lot of noise at the moment of banging of plates machines being operated and loads of general noise coming from the property. I work all day and don't to come home knowing people are sitting inside or out of Deja Vu drinking alcohol and making loads of noise We have enough pubs in town that serve alcohol and I was on the understanding that the council policy was to keep alcohol of our streets.

Yours sincerely

Mr Battle

### **Objection 3**

23 August 2015 20:18

Ceylon Harty  
2 Murton Slade  
Haverhill  
Suffolk  
CB9 9DY

Dear Sir/Madam,

#### **Deja-Vu Sandwich Café Ltd alcohol license application**

I live at the above address which is adjacent to the proposed alcohol application premises.

I object to the application for an alcohol license at 8-10 Queen Street Haverhill by Deja-Vu Sandwich Café Ltd. This is because I can already hear noise from the premises during the day opening hours as the walls seem to be very thin and I think that it is selfish for them to apply for a night time license, up to 11pm, as I have to work and go to sleep at a reasonable time, generally 9:30.

The front of my flat overlooks onto Queen Street and the increase in noise from the premises from people drinking and spilling out onto the street will greatly affect my currently peaceful home.

I was led to believe that they were trying to keep alcohol off the streets during the day and people sitting outside drinking does not conform to these regulations.

Yours sincerely,

Ceylon Harty

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