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Local Policing Support Team

13th December 2018

Licensing department
Eastbourne Borough Council
Grove Road

Dear Mrs Ball,

RE: APPLICATION FOR VARIATION AT BOLTONS, 4 BOLTON ROAD, EASTBOURNE BN21 3JX, UNDER THE LICENSING ACT 2003. LICENCE 1320/051355.

I write on behalf of the Chief Officer of Police for Sussex to raise a representation against the grant of the above application on the grounds that it will undermine the Licensing Objectives of the prevention of crime and disorder, the prevention of public nuisance and public safety.

This is a proposed licence variation in an area of Eastbourne which is subject to a Special Policy adopted by Eastbourne Borough Council (EBC). The premises lies within the Cumulative Impact Zone (as defined in the EBC statement of Licensing Policy) and seeks to amend the licence by removing a number of existing Premises Licence conditions.

Paragraph 8.1 of Eastbourne Borough Councils statement of Licensing Policy 2014-2019 states; **The impact of the number, type and density of licensed premises in a given area may lead to problems of noise, nuisance, crime and disorder outside of, or a distance from licensed premises. Cumulative Impact is defined as the “potential impact upon the Licensing Objectives of a significant number of licensed premises concentrated in an area,” and is a proper matter for consideration by the Licensing Authority.**

In the application the applicant describes themselves as a bar that plays music and serves alcoholic drinks until 0130am.

Under all Licensing Objectives on their current licence it states; **‘to create a good quality restaurant and bar for a mature person to enjoy substantial food and alcoholic drinks in a social engagement with entertainment.’**

On 13th November 2018 Sussex Police met with the DPS Ibis Gul and the manager Omar Yoldas to discuss our concerns about the significant increase of incidents in and within the vicinity of the premises. We had concerns that the premises was not being managed effectively and that they were failing to promote the four licensing objectives. We spoke about how they were not operating in accordance with their licence which they were very much aware of. The meeting was left that they needed to operate in accordance with their licence until such a time a variation was submitted and agreed.

Paragraph 14.40 of the Secretary of State’s Guidance to the Licensing Act 2003 (April 2018) provides:

‘In publishing a CIA a licensing authority is setting down a strong statement of intent about its approach to considering applications for the grant or variation of premises licences or club premises certificates in the area described... Applications in areas covered by a CIA should therefore give consideration to potential cumulative impact issues when setting out the steps that will be taken to promote the licensing objectives’

The applicant has not referred to the Cumulative Impact Zone or the EBC statement of Licensing in their application. They have not offered any additional conditions that would help mitigate any potential risk in a busy part of Eastbourne or provided any assurances of how the premises will promote the licensing objectives.

They wish to remove the conditions to supply food/late night refreshments, Café/Bar in the outside garden area and the seating condition. The removal of these conditions will make them a vertical drinking establishment similar to a night club. The premises has already been trading as though they are already a vertical drinking establishment which is a breach of their premises licence and we have seen an increase in Crime and Disorder. This does not give Sussex Police confidence that the venue will be well run or in accordance with their other licensing conditions.

Therefore, Sussex Police are not satisfied that this premises will promote the four licensing objectives and believe that the granting of this variation will have a further negative Cumulative impact.

Consequently, Sussex Police invite the Licensing Authority to seriously consider refusing this application.

Yours sincerely,



Insp Di Lewis
Licensing & Response Inspector
Local Policing Support Team
Sussex Police

Please address all future correspondence to Licensing Officer Kirstie Rolfe, Bexhill Police Station, Terminus Road, Bexhill TN39 3NR email; kirstie.j.rolfe@sussex.pnn.police.uk