

# Licensing Sub-Committee

## 20 March 2023



**Time and venue:**

**2.00 pm in the Ditchling and Telscombe Rooms - Southover House, Southover Road, Lewes, BN7 1AB**

**Membership:**

**Councillors Sam Adeniji, Roy Clay and Linda Wallraven.**

**Quorum: 3**

*Published: Friday, 10 March 2023*

## Agenda

- 1 Election of chair of the sub-committee for this meeting**
- 2 Apologies for absence/declaration of substitute members**
- 3 Declarations of interest**

Disclosure by councillors of personal interests in matters on the agenda, the nature of any interest and whether the councillor regards the interest as prejudicial under the terms of the Code of Conduct.
- 4 Application for a new Premises Licence, The Salts Café, The Salts Recreation Ground, Seaford, BN25 1DR (Pages 3 - 64)**

## Information for the public

**Accessibility:**

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# Information for Councillors

## Disclosure of interests:

Members should declare their interest in a matter at the beginning of the meeting.

In the case of a disclosable pecuniary interest (DPI), if the interest is not registered (nor the subject of a pending notification) details of the nature of the interest must be reported to the meeting by the member and subsequently notified in writing to the Monitoring Officer within 28 days.

If a member has a DPI or other prejudicial interest he/she must leave the room when the matter is being considered (unless he/she has obtained a dispensation).

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# Agenda Item 4

<b>Report to:</b>	<b>Licensing Sub-Committee</b>
<b>Date:</b>	<b>20 March 2023</b>
<b>Title:</b>	<b>Application for a new Premises Licence, The Salts Café, The Salts Recreation Ground, Seaford, BN25 1DR</b>
<b>Report of:</b>	<b>Director of Service Delivery</b>
<b>Ward(s):</b>	<b>Seaford Central</b>
<b>Purpose of report:</b>	<b>To consider representations made against the new Premises Licence application under the Licensing Act 2003 and make a decision on the application.</b>
<b>Officer recommendation(s):</b>	<b>To consider representations made against the new Premises Licence application under the Licensing Act 2003 and make a decision on the application.</b>
<b>Reasons for recommendations:</b>	<b>Relevant representations made within consultation period</b>
<b>Contact Officer(s):</b>	<b>Name: Jade Marshall Post title: Specialist Advisor - Licensing E-mail: jade.marshall@lewes-eastbourne.gov.uk Telephone number: 07984552275</b>

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## **1 Introduction**

- 1.1 Lewes District Council received an application for a new Premises Licence under the Licensing Act 2003 for The Salts Café, The Salts Recreation Ground, Seaford, BN25 1DR from Papachinos Limited (**Appendix 1**).
- 1.2 The applicant also submitted a site plan for the café with the licensable area outlined in red. (**Appendix 2**).
- 1.3 The Salts Café is on the south of The Salts recreational ground off Marine Parade. Next to the café is the children's playground. The recreational ground is between a residential area on two sides, the railway line to the north and open to the road and seafront on the south side.
- 1.4 The nearby Rugby and Cricket clubs hold a Club Premises Certificate each however this does not cover these premises or licensable activities.

## **2 The Application**

- 2.1 An application for the grant of a new premises licence under the Licensing Act 2003 for the following licensable activities:

## 2.2 **Sale by Retail of Alcohol (On and Off the Premises)**

Monday to Sunday 09:00hrs until 00:00hrs

## 2.3 **Recorded Music (Indoors only)**

Monday to Sunday 09:00hrs until 23:00hrs

## 2.4 **Late Night Refreshment (Indoor and Outdoors)**

Monday to Sunday 23:00hrs until 00:00hrs

## 2.5 **Opening Hours**

Monday to Sunday 09:00hrs until 00:00hrs

## 3 **Licensing Objectives**

- 3.1 When applying for a new premises licence under the Licensing Act 2003, the applicant is required to describe any steps they intend to take to promote the four Licensing Objectives as defined by the Licensing Act 2003. The Operating Schedule detailing these steps can be seen in the application form. This is included at **(Appendix 1)**

## 4 **Consultation Process**

- 4.1 The Licensing Act 2003 requires applicants to advertise both on the premises and in a local newspaper in order to inform the public of the application. The application details are also advertised on the council's website. Several "Responsible Authorities" have also been consulted as part of the process. There was a consultation period of 28 days, from 23<sup>rd</sup> January 2023 to the 20<sup>th</sup> February 2023, for representations to be made. The applicant conformed with all the requirements as laid out within The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005.

It is acknowledged there within these representations there are complaints in regards to the positioning of the public notice. However, these were checked by Jade Marshall, Licensing Officer who can confirm that the notices were positioned at all sides of the premises as well as on a lamppost on Marine Parade.

- 4.2 During the consultation period no representations were made by the responsible authorities however, Sussex Police agreed conditions with the applicant. This also included the removal of 'Off Sales'. **(Appendix 3)**
- 4.3 During the consultation period a number of representations were submitted by members of the public as laid out below.
- 4.4 5 Individual Representations **(Appendix 4)**.

4.5 1 representation (template letter) received from 20 members of the public (**Appendix 5**), and effectively the same representation supported by a petition signed by 68 people. (**Appendix 6**).

4.6 Members are asked to note that not all the information provided within these representations is valid within the Licensing Act 2003.

## **5 The Decision Making Process - The Licensing Objectives**

5.1 In their decision making, the Licensing Sub-Committee must act to promote the four Licensing Objectives. All carry equal weight as part of the process. The Licensing Objectives are:

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

5.2 A representation is a 'relevant representation' if it is about the likely effect of the grant of the licence on the promotion of the licensing objectives. The objector must establish that such a consequence is a likely effect of a grant (i.e. more probable than not)

## **6 Lewes District Council's Statement of Licensing Policy & Section 182 Guidance**

6.1 Copies of the Council's Statement of Licensing Policy have previously been circulated to Members. A copy is also retained in the Members' Room.

6.2 Whilst each application will be considered on its merits, the Licensing Sub-Committee will act to promote the four licensing objectives and have due regard to:

- Lewes District Council's Statement of Licensing Policy 2022
- Section 182 Guidance issued by the Home Office.

6.3 Lewes District Council's Statement of Licensing Policy outlines the matters that the Authority will consider when determining matters under the Licensing Act 2003. An overview of the relevant part of the Licensing Policy as referred to in the representations appears below.

6.4 The Licensing Sub Committee will consider the potential for public nuisance, crime and disorder and/or danger to public safety associated with the style, characteristics and activities of the business involved and the rights of residents to peace and quiet. It will examine the potential steps which could be taken to reduce the risk of these matters particularly in areas of dense residential accommodation. It will consider restricting the hours of trading in cases where there are good grounds for believing that the licensing objectives would be undermined.

## **7 Representations**

7.1 A copy of the representations are included at **Appendix 4,5, and 6** however a summary appears below:

<p><b>‘Interested Parties’</b> <b>Twenty Five</b> representation and <b>One</b> petition have been received, the representatives have made comments relevant to the Prevention of Crime and Disorder, Public Safety, The Prevention of Public Nuisance and The Protection of Children from Harm.</p>
<p><b>Representations from Responsible Authorities</b></p> <p>The following summarises whether representations have been received from responsible authorities:</p> <ul style="list-style-type: none"><li>➤ <b>Sussex Police</b> – No representation. Agreed Conditions</li><li>➤ <b>Lewes District Council (Specialist Advisor) Environmental Health</b> – No representation</li><li>➤ <b>Lewes District Council (Specialist Advisor) Health and Safety</b> – No representation.</li><li>➤ <b>Lewes District Council (Specialist Advisor) Planning</b> – No representation.</li><li>➤ <b>Lewes District Council (Specialist Advisor) Licensing</b> – No representation</li><li>➤ <b>East Sussex Fire and Rescue Service</b> – No representation</li><li>➤ <b>Area Child Protection Team</b>– No representations</li><li>➤ <b>Trading Standards (East Sussex County Council)</b> – No representation.</li><li>➤ <b>Primary Care Trust</b>- No representation</li></ul>

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<p><b>Representations from Responsible Authorities</b></p> <p>The following summarises whether representations have been received from responsible authorities:</p> <ul style="list-style-type: none"><li>➤ <b>Sussex Police</b> – No representation. Agreed Conditions</li><li>➤ <b>Lewes District Council (Specialist Advisor) Environmental Health</b> – No representation</li><li>➤ <b>Lewes District Council (Specialist Advisor) Health and Safety</b> – No representation.</li><li>➤ <b>Lewes District Council (Specialist Advisor) Planning</b> – No representation.</li></ul>

- **Lewes District Council (Specialist Advisor) Licensing – No representation**
- **East Sussex Fire and Rescue Service – No representation**
- **Area Child Protection Team– No representations**
- **Trading Standards (East Sussex County Council) – No representation.**
- **Primary Care Trust- No representation**

Mediation was offered to the applicant however due to the volume and nature of the representations it was considered that any mediation would not be productive.

## **8 Options open to the Sub-Committee**

8.1 The Licensing Sub-Committee shall take the steps it considers appropriate for the promotion of the Licensing Objections and may:

- Grant the Licence in the same terms as it was applied for.
- Grant the Licence but modify the conditions as appropriate for the promotion of the licencing objectives.
- Grant the Licence but modify the hours of licensable activity as appropriate for the promotion of the licensing objectives.
- Reject the application.

8.2 The Sub-Committee is asked to note the procedures relating to this hearing which are contained in The Licensing Act 2003 (Hearing) Regulations 2005 (as amended).

8.3 In determining what, if any, conditions should be attached to a licence, these should only be imposed where it is considered appropriate and proportionate on a case-by-case basis. The applicant, any person or any Responsible Authorities may also suggest conditions to address concerns as a means to promote the Licensing Objectives. The Sub-Committee may not impose any condition unless its discretion has been exercised following receipt of a relevant representation and is satisfied that it is appropriate to promote one or more of the licensing objectives.

## **9 Financial appraisal**

9.1 The cost of delivering the licensing function is fully covered by the Licensing fees.

9.2 A decision made by the Sub Committee may be appealed by any party to the proceedings to a Magistrates' Court. Costs associated with this matter and incurred by any party, may in certain circumstances be awarded against the Council. The impact of these additional costs (if any) will therefore need to be met from within existing revenue budgets.

## **10. Legal Implications**

- 10.1 Under section 18 Licensing Act 2003 (as amended), following receipt of an application for a premises licence, if a relevant representation is received, unless all parties agree that a hearing is unnecessary, the Licensing Authority must hold a hearing. At the hearing the Sub Committee shall, having regard to the representations, take such steps as it considers appropriate for the promotion of the licensing objectives. The relevant options are outlined in para. 8.1 of this Report.
- 10.2 The Licensing Sub Committee should be mindful of the requirements and responsibilities placed upon them by other legislation, in addition to those contained within the Licensing Act 2003. These include, but are not limited to, having due regard to the relevant parts of the Equality Act 2010, the Human Rights Act 1998 and the Crime and Disorder Act 1998.
- 10.3 Under section 181 and Schedule 5 Licensing Act 2003 there is a right of appeal to the Magistrates' Court in respect of applications for new licences. This right of appeal is open both to the applicant and to any person who has made a relevant representation. The appeal application must be made within 21 days of the written notification of the Sub Committees decision to the appellant.
- 10.4 The Legal Section considered this Report on 7 March 2023 (IKEN-11839-LDC-MW)

## **11 Risk management implications**

- 11.1 There are no risks associated with the content of this report.

## **12 Equality analysis**

- 12.1 An Equality Analysis is not constructive in this instance.

## **13 Environmental sustainability implications**

- 13.1 There are no sustainability and/or carbon reduction implications associated with this report.

## **14 Appendices**

- 14.1
- Appendix 1 - Application for a new premises licence under the Licensing Act 2003
  - Appendix 2- Application Plan submitted for Premises Licence Application.
  - Appendix 3- Police agreed conditions
  - Appendix 4- Individual representations made by members of the public
  - Appendix 5- Representation signed by 20 members of the public

## **15 Background papers**



15.1 The background papers used in compiling this report were as follows:

- Revised Guidance issued under section 182 of the Licensing Act 2003, dated December 2022
- Lewes District Council Licensing Statement 2022-2027
- Human Rights Act 1998
- Equality Act 2010
- Crime and Disorder Act 1998

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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  This is the unique reference for this application generated by the system.

Your reference  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

\* 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:

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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

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

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

Registration number

Business name

VAT number

Legal status

If your business is registered, use its registered name.  
Put "none" if you are not registered for VAT.

*Continued from previous page...*

Your position in the business

Home country

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**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

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)

**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...

PRIVATE LIMITED COMPANY

**Address**

Building number or name	GATEWAY CAFE
Street	PIDDINGHOE AVENUE
District	
City or town	PEACEHAVEN
County or administrative area	EAST SUSSEX
Postcode	BN10 8RH
Country	United Kingdom

**Contact Details**

E-mail	ADMIN@PAPS.CAFE
Telephone number	+447805386010
Other telephone number	
* Date of birth	15 / 10 / 1967 dd mm yyyy
* Nationality	BRITISH

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?	01 / 01 / 2023 dd mm yyyy
If you wish the licence to be valid only for a limited period, when do you want it to end	/ / dd mm yyyy

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.

THE SALTS CAFE IS SITUATED IN A RECREATION GROUND. IT HAS A COVERED TERRACE AND OUTSIDE SEATING AREA IMMEDIATELY OUTSIDE THE TERRACED AREA TO THE FRONT OF THE BUILDING BOTH OF WHICH WE WOULD LIKE TO INCLUDE IN THE LICENSE.

*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

**Section 7 of 21**

**PROVISION OF FILMS**

See guidance on regulated entertainment

Will you be providing films?

- Yes  No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

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

**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**

Continued from previous page...

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

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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.

MUSIC WILL BE PLAYED 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.

NO ADDITIONAL OR SEASONAL ACTIVITY



Continued from previous page...

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.

NO NON STANDARD TIMINGS REQUIRED

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will you be providing performances of dance?

- Yes                       No

**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

**Section 14 of 21**

**LATE NIGHT REFRESHMENT**

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

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

**Continued from previous page...**

FRIDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

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.

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

Continued from previous page...

### 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

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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.

NO SEASONAL VARIATIONS

**Continued from previous page...**

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.

NO NON STANDARD TIMINGS

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

**Enter the contact's address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

**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'.

Continued from previous page...

**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.

N/A

**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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

**Continued from previous page...**

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

NO SEASONAL VARIATIONS

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.

NO NON STANDARD TIMINGS

## 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)

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

We shall ensure that all times when the premises are open for any licensable activity, there are sufficient competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder. We shall ensure that all staff will undertake training in their responsibilities in relation to the sale of alcohol, particularly with regard to drunkenness and underage persons. Records will be kept of training and refresher training.

b) The prevention of crime and disorder

The premises is protected by a high definition CCTV system covering all public areas and entrances. The system operates 24hrs and records all activity in the building and outside the immediate vicinity. We operate a strict ant-drug policy.

c) Public safety

Appropriate fire safety procedures are in place including fire extinguishers, fire blanket, internally illuminated fire exit signs, numerous smoke detectors and emergency lighting (see enclosed plan for details of locations). All appliances are inspected annually.  
All emergency exits shall be kept free from obstruction at all times.

d) The prevention of public nuisance

All customers will be asked to leave quietly.  
Clear and legible notices will be prominently displayed to remind customers to leave quietly and have regard to our neighbours.

e) The protection of children from harm

Staff will be trained to ask persons who appear to be under the age of 25 for photographic ID such as proof of age cards, the Connexions Card and Citizen Card,

*Continued from previous page...*

photographic driving licence or passport, an official identity card issued by HM Forces or by an EU country, bearing the photograph and date of birth of bearer.  
All staff will be trained for under age sales prevention regularly.  
A register of refused sales shall be kept and maintained on the premises.

## Section 19 of 21

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

#### **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 £87000 £315.00

Band D - £87001 to £125000 £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 £125000 £900.00

Band E - £1250001 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 (£)

100.00

**ATTACHMENTS**

**AUTHORITY POSTAL ADDRESS**


**DECLARATION**

[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

\* Capacity

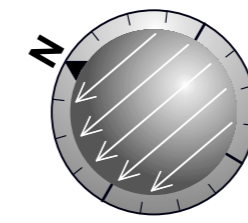
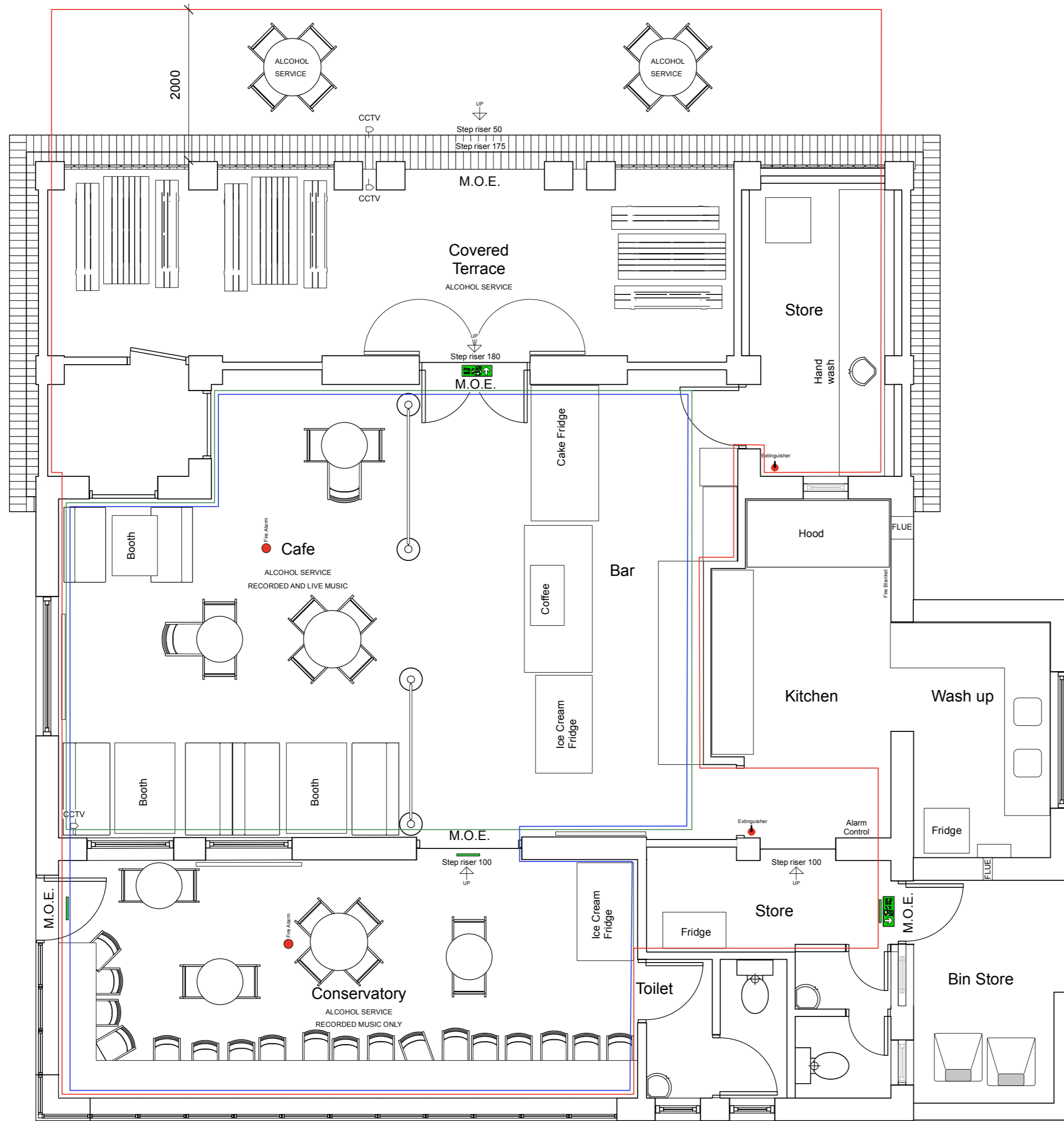
Date (dd/mm/yyyy)

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

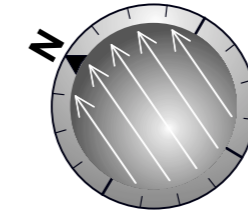
1. Save this form to your computer by clicking file/save as...
  2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/lewes/apply-1> to upload this file and continue with your application.
- Don't forget to make sure you have all your supporting documentation to hand.

**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**

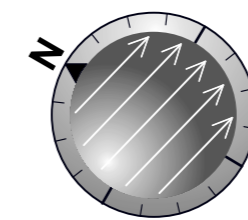
**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT 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**



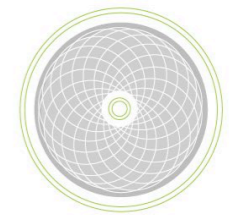
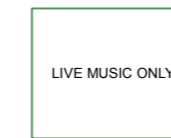
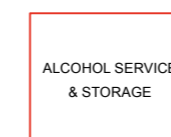
9:00 AM  
Seaford  
June 20



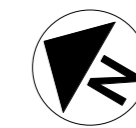
1:00 PM  
Seaford  
June 20



6:00 PM  
Seaford  
June 20

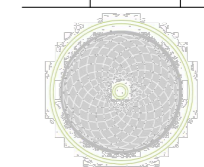


PERMATECTURE



Revisions

No.	Date	Desc



Tel: 07745 377728  
Email: jason@permatecture.co.uk

Permatecture Ltd.  
12a Marlborough Place  
Brighton  
BN1 1WN

CAD FILE: Papachinos.vwx

DWG No.: P 100

DATE: 14/01/2023

DRAWN BY: Jason Fendick  
BSc (Hons) ICIOB

Planning

The Salts Cafe  
Salts Recreation Ground  
Seaford  
BN25 1DR

1 The Salts Cafe - General Arrangement Plan  
Scale: 1:50 @ A2

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Dear Jade,

That is correct, as per the reasons/rational below and as discussed between us and Nicola to which you can see she has agreed with

Kind regards

**Ben Deacon**

**Sussex Police Licensing Officer for Hastings & Rother District**

Neighbourhood Policing Team

Battle Police Station | East Sussex

**Telephone: 01273 404535 Followed by ext:565202**

**Mobile:07776117094**

[EastSussex.Licensing@sussex.police.uk](mailto:EastSussex.Licensing@sussex.police.uk)

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**From:** Jade Marshall <[Jade.Marshall@lewes-eastbourne.gov.uk](mailto:Jade.Marshall@lewes-eastbourne.gov.uk)>

**Sent:** Friday, 3 March 2023, 16:11

**To:** [Benjamin.Deacon@sussex.police.uk](mailto:Benjamin.Deacon@sussex.police.uk) <[Benjamin.Deacon@sussex.police.uk](mailto:Benjamin.Deacon@sussex.police.uk)>; [admin@paps.cafe](mailto:admin@paps.cafe) <[admin@paps.cafe](mailto:admin@paps.cafe)>

**Subject:** RE: Sussex Police- Sea salts Cafe

**Warning:** This email was sent from outside the organisation. Please use caution when clicking links or opening attachments if you do not recognise the sender or you are not expecting the email. Suspicious emails can be reported to the SOC ([SOC@surrey.police.uk](mailto:SOC@surrey.police.uk))

Good afternoon,

Looking at the below agreed conditions please could I confirm that you have both agreed that off sales are to be withdrawn from the application.

Kind regards,

Jade

**Jade Marshall**

Specialist Advisor Regulatory Services (Licensing)

Lewes & Eastbourne Borough Councils

Tel: 07984552275

Email: [Jade.Marshall@lewes-eastbourne.gov.uk](mailto:Jade.Marshall@lewes-eastbourne.gov.uk)

Web: [www.lewes-eastbourne.gov.uk](http://www.lewes-eastbourne.gov.uk)

**From:** [Benjamin.Deacon@sussex.police.uk](mailto:Benjamin.Deacon@sussex.police.uk) <[Benjamin.Deacon@sussex.police.uk](mailto:Benjamin.Deacon@sussex.police.uk)>

**Sent:** 26 January 2023 09:16

**To:** [admin@paps.cafe](mailto:admin@paps.cafe)

**Subject:** RE: Sussex Police- Sea salts Cafe

Hi Nicola,

Thank you for your speedy response and agreement, I will get this sent over to the council ASAP.

Kind regards

Ben

**Ben Deacon**

**Sussex Police Licensing Officer for Hastings & Rother District**

Neighbourhood Policing Team

Battle Police Station | East Sussex

**Telephone:** 01273 404535 **Followed by ext:**565202

**Mobile:**07776117094

[EastSussex.Licensing@sussex.police.uk](mailto:EastSussex.Licensing@sussex.police.uk)



**Sussex Police**

**From:** Papachinos Admin & Finance <[admin@paps.cafe](mailto:admin@paps.cafe)>

**Sent:** 25 January 2023 15:08

**To:** Deacon, Ben 31195 <[Benjamin.Deacon@sussex.police.uk](mailto:Benjamin.Deacon@sussex.police.uk)>

**Subject:** RE: Sussex Police- Sea salts Cafe

**\*\*External Email- Think before you click. If you do not trust the sender, do not click on any links or open any attachments. Further information can be found [here](#).\*\***

Hi Ben,

Thank you for your insightful update. Our business model is primarily operating as a community café so the recommendations and additional conditions you make will not be difficult to implement or cause the business any undue problems. I can therefore confirm that we are more than happy to adopt all the recommendations and updated conditions you have outlined below including the request that we ensure that sales of alcohol are only permitted as outlined and specified on our floor plan and that alcohol will be as per a Café Bar condition.

Many thanks again,  
Nicola



**From:** [Benjamin.Deacon@sussex.police.uk](mailto:Benjamin.Deacon@sussex.police.uk)

**Sent:** 25 January 2023 14:35

**To:** [admin@paps.cafe](mailto:admin@paps.cafe)

**Subject:** RE: Sussex Police- Sea salts Cafe

**Importance:** High

Hi Nicola,

Thank you for the update.. that has helped us understand your business model more, so now that we understand it a little more due to the information you have now provided, we would now be able to look at adding the additional conditions to ensure that you continue to promote the licensing objectives.

**Outside Areas**

- a) Any empty glasses or bottles will be immediately cleared from the outdoor seating by staff and management
- b) Any broken glass from the premises will be immediately cleared and cleaned up by the staff of 'SALT CAFE'
- c) No open vessels shall be allowed off the premises.

**SIA:**

Numbers:

All pre-booked events shall be risk assessed by the Designated Premises Supervisor and a minimum of two SIA registered door staff shall be on duty on any occasion where the risk assessment shows it to be necessary. The door staff shall be on duty from 30 minutes prior to the start of the event until 30 minutes afterwards.

There will be a written Dispersal Policy in place as agreed with Sussex Police to prevent groups gathering, engaging in altercations and persons remaining in the vicinity of the premises.

However the concerns we do have are people being allowed to walk away with unfinished alcoholic beverages or being able to walk in to your premises and order an alcoholic beverage and then walking off with it- the issue with this is that it also means you are removing yourself from a Café Bar condition and actually becoming more of an off licence condition.

Allowing the public to walk off with unfinished alcoholic drinks or purchasing alcohol from your premises within a Public recreation ground with also the concept of being able to roam freely within a park or watching sports whilst consuming alcohol from either a glass bottle or a glass can increase the potential for Crime & Disorder within that area and would go against the licensing objective namely the prevention of Crime & Disorder.

The other affect that this could have in allowing people to walk off is that if bottles or glasses were broken or strewn across the recreational grounds or park than this has further potential to go against the other objectives namely public nuisance which refers to such things like litter, pollution, noise etc, and also permitting people to take alcohol to such sporting events can also border on to the realms of going against Protection of Children from Harm, particularly if people become intoxicated whilst at a child sporting event or even the local park, which we note is also local to your premises.

Allowing them to do this means your not in control of the environment and if incidences did occur resulting in it being established the alcohol was purchased from your premises than it could have an impact on your licence and could be subject to a review, therefore please can we ask that you review this and reconsider that alcohol is only permitted on your premises that you have outlined and specified on your floor plan and that alcohol will be as per Café Bar condition.

Kind regards

Ben

**Ben Deacon**

**Sussex Police Licensing Officer for Hastings & Rother District**

Neighbourhood Policing Team

Battle Police Station | East Sussex

**Telephone:** [01273 404535](tel:01273404535) **Followed by ext:**565202

**Mobile:**07776117094

[EastSussex.Licensing@sussex.police.uk](mailto:EastSussex.Licensing@sussex.police.uk)



**Sussex Police**

**From:** Papachinos Admin & Finance <[admin@paps.cafe](mailto:admin@paps.cafe)>

**Sent:** 25 January 2023 12:42

**To:** Deacon, Ben 31195 <[Benjamin.Deacon@sussex.police.uk](mailto:Benjamin.Deacon@sussex.police.uk)>

**Subject:** RE: Sussex Police- Sea salts Cafe

**\*\*External Email- Think before you click. If you do not trust the sender, do not click on any links or open any attachments. Further information can be found [here](#).\*\***

Dear Ben,

Thank you for your email. I can confirm that we are happy with the conditions set out and the outlined procedures will be entered into our business operating policies.

I can also confirm that the premises has adequate CCTV coverage of the internal and external public areas as well as clear coverage of the entry/exit points. We operate other similar venues and key staff have been trained in the operation of the system.

Regarding the other points you raised:

- Your application states that you plan to be open till midnight, is that correct? If so, what's your business plan? Are you doing events/venue hire or plan to just be open till midnight

Although we do not currently plan to operate the regular café business until midnight we would like the option to offer the venue for hire for occasional events/functions and club gatherings etc.

- Your application also states that your looking at the consumption of alcohol being on and off site- please can you confirm what is the plan with consumption off site and what are the type of products that you are looking at selling for people to take off site

The venue has outdoor seating and although these areas have been included in the license as having licensable activity carried out it is possible some customers may remove unfinished items from the premises. The café is in a park location with sports and other recreational events regularly taking place. Off sales would be limited to beers, wines and other light refreshments being purchased for people using the recreation ground areas. We do not intend selling bottles of wine or spirits as off sales especially not unopened bottles.

Please do let me know if you require any more information or if I can be of any further assistance.

Kind regards,  
Nicola Papanicolaou  
Managing Director  
Papachinos

**From:** [Benjamin.Deacon@sussex.police.uk](mailto:Benjamin.Deacon@sussex.police.uk)

**Sent:** 25 January 2023 11:53

**To:** [admin@paps.cafe](mailto:admin@paps.cafe)

**Subject:** Sussex Police- Sea salts Cafe

**Importance:** High

Dear team,

I'm one of the police licensing officers, and in the absence of my colleague (Phil Joseph) that covers your area, I have been asked to review your application.

Upon the reviewing of premises applications, We (Sussex Police) normally look at adding conditions to the licences, so that they are taking in to account the 4 licensing objectives of the Licensing Act 2003- In going forward on looking at your application I have the following questions and conditions that will need to be considered.

- Your application states that you plan to be open till midnight, is that correct? If so, what's your business plan? Are you doing events/venue hire or plan to just be open till midnight
- Your application also states that your looking at the consumption of alcohol being on and off site- please can you confirm what is the plan with consumption off site and what are the type of products that you are looking at selling for people to take off site

With regards to the conditions and from the information I know of so far from your application, we would be looking at the following conditions, until we have an update ref the above question we can look at adding further relevant conditions to the nature of your premises/business:

**CCTV:**

- a. Digital CCTV and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV System (PSDB Publication Number 09/05), operated and maintained throughout the premises internally and externally to cover all public areas, including the entrance to the premises. The system shall be on and recording at all times the premises licence is in operation.
- b. The CCTV cameras and recording equipment must be of sufficient quality to work in all lighting levels inside the premises at all times and also where applicable sufficient quality to work externally .
- c. CCTV footage will be stored for a minimum of 31 days.
- d. The management will give full and immediate cooperation and technical assistance to the Police in the event that CCTV footage is required for the prevention and detection of suspected or alleged crime.
- e. The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy.
- f. Subject to GDPR guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk (or other electronic portable device acceptable to Sussex Police) for the police without difficulty or delay and without charge to Sussex Police.
- g. Any breakdown or system failure will be notified to the police immediately & remedied as soon as is practicable.
- h. In the event of the CCTV system hard drive being seized as evidence as part of a criminal investigation by Sussex Police or for any other reason, the premises will be expected to install a replacement hard drive or a temporary replacement drive as soon as practicable.

**Training/Authorisation:**

- a. The Premises Licence Holder shall ensure that all staff members engaged, or to be engaged, in selling alcohol at the premises shall receive the following induction training and awareness of Safety Initiatives. This training will take place prior to the selling of such products: \*The lawful selling of age restricted products \*Refusing the sale of alcohol to a person who is drunk \* An awareness and understanding about 'Ask Angela' & Safe Space.
- b. Further verbal reinforcement/refresher training covering the above will be carried out thereafter at intervals not to exceed 8 weeks, with the date and time of the verbal reinforcement/refresher training documented.
- c. All such training undertaken by staff members shall be fully documented and recorded and signed by both the employee and the DPS. All training records shall be kept on the premises and made available to Sussex Police, officers of the local authority and officers from the Trading Standards team upon request.
- d. A list of staff members who are authorised to sell alcohol on the premises shall be kept. This shall be endorsed by the DPS with the date such authorisation commences.

### **Challenge 25:**

- a. The premises will operate an **age verification** policy set at a minimum of 25 years (e.g. "Challenge 25") whereby any person attempting to buy alcohol who appears to be under the specified age e.g. 25 will be asked for photographic ID to prove their age. The recommended forms of ID that will be accepted are passports, official Photographic Identity Cards issued by EU states bearing a hologram or ultraviolet feature, driving licences with a photograph, photographic military ID or proof of age cards bearing the 'PASS' mark hologram.
- b. Signage advertising the age verification or 'Challenge 25' policy will be displayed in prominent locations in the premises.

### **Incident/Refusal Log:**

- a. An incident/refusal log will be maintained by the premises showing a detailed note of incidents that occur in the premises. The log will be inspected and signed off by the DPS (or a person with delegated authority) at least intervals of no more than four (4) weeks.
- b. The log book should be kept on the premises and be available for inspection at all times the premises are open by authorised officers of the Licensing Authority or the police. An incident will be defined as being one which involves an allegation of a criminal offence.
- c. Feedback shall be given to staff to ensure these are used on each occasion that a refusal or incident occurs at the premises.
- d. Any refusals made for alcohol service e.g. underage, will also be recorded (either in electronic or written form) and feedback given to staff as relevant. The log will be kept at the premises for a minimum of twenty four (24) months.

### **Operating as a Café Bar:**

- a. Alcohol shall only be supplied by waiter/waitress service to people seated at tables.
- b. Food shall be available at all times when the premises is open and trading. The primary use of the premises shall be as a café, not be that of a bar and any promotions and advertising will refer to it as such.

Once you have reviewed the above conditions, please can I ask that you reply to the email stating that your happy so far with the conditions set out, please could we have a response before and no later than the 1<sup>st</sup> Feb 2023.

Please do not hesitate to contact me, if there is any issues or concerns.

Kind regards

Ben

**Ben Deacon**

**Sussex Police Licensing Officer for Hastings & Rother District**

Neighbourhood Policing Team

Battle Police Station | East Sussex  
**Telephone:** [01273 404535](tel:01273404535) **Followed by ext:**565202  
**Mobile:**07776117094  
[EastSussex.Licensing@sussex.police.uk](mailto:EastSussex.Licensing@sussex.police.uk)



You can report crime and incidents online at

<https://www.sussex.police.uk/report-online>

We want to know your views - see what's new and give us your feedback and suggestions at [www.sussex.police.uk](http://www.sussex.police.uk)

If you have received this message in error, please contact the sender as soon as possible - you may not copy it, or make use of any information contained in it for any purpose, or disclose its contents to any other person. Messages sent and received by Sussex Police are not private and may be the subject of monitoring.

**From:** Geoff Rutland <[Geoff.Rutland@lewes.gov.uk](mailto:Geoff.Rutland@lewes.gov.uk)>  
**Sent:** 31 January 2023 08:51  
**To:** licensing <[licensing@lewes-eastbourne.gov.uk](mailto:licensing@lewes-eastbourne.gov.uk)>  
**Subject:** Application for Alcohol Licence at the Salts Cafe by Papachinos Ltd

Dear Sirs

I would like to register my objections to this Licence Application on the following grounds:

**Public Nuisance:** The Salts is a park surrounded by houses; late night noise reverberates around the park & disturbs the residents – Being allowed to play music until midnight will be a significant nuisance & disturbance to hundreds of residents.

**Prevention of Crime & Disorder:** There has been an ongoing problem with late night underage drinking / partying in the park for years, especially in the summer months. Having Licenced Premises in the park will only make this worse

**Public Safety:** This park was designed as a recreational facility for the town & is used for youth football, cricket, rugby & tennis. It also features a Skatepark and is next to a children's play area. These facilities are used by young families all the time. It is not a suitable location to have alcohol served from 9am until midnight.

I respectfully request that this licence be refused.

Whilst writing I would also like to complain that the 'Public Notice' by the applicant was placed around the back of the building, in an obscure manner, making it difficult for members of the public to see it.

Yours Sincerely

Councillor Geoff Rutland

**From:**

**Sent:** 01 February 2023 08:45

**To:** licensing <[licensing@lewes-eastbourne.gov.uk](mailto:licensing@lewes-eastbourne.gov.uk)>

**Subject:** Fw: Application for an Alcohol and Music Licence at the Salts Cafe by Papachinos Ltd

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Application for an Alcohol and Music Licence has been made at the Salts Cafe by Papachinos Ltd.

Dear Sir / madam

I understand an Application for an Alcohol and Music Licence has been made at the Salts Cafe by Papachinos Ltd

I would like to object to this Licence Application on the following grounds:

**Public Nuisance:**

The Salts is a park surrounded by houses; late night noise reverberates around the park & disturbs the residents.

Being allowed to play music until midnight will be a significant nuisance & disturbance to hundreds of residents.

**Prevention of Crime & Disorder:**

There has been an ongoing problem with late night underage drinking / partying in the park for years, especially in the summer months.

Having Licenced Premises in the park will only make this worse.

**Public Safety:**

This park was designed as a recreational facility for the town & is used for youth football, cricket, rugby & tennis.

It also features a Skatepark and is next to a children's play area.

These facilities are used by young families all the time.

It is not a suitable location to have alcohol served from 9am until midnight.

I respectfully request that this licence be refused.

Whilst writing, I would also like to complain that the 'Public Notice' by the applicant was placed around the back of the building, in an obscure manner, making it difficult for members of the public to see it.

Your sincerely,



-----Original Message-----

From:

Sent: 20 February 2023 08:35

To: licensing <[licensing@lewes-eastbourne.gov.uk](mailto:licensing@lewes-eastbourne.gov.uk)>

Subject: Application for alcohol license at the Salts Cafe by Papachinos

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Sirs

I would like to object to the licence application on the following grounds

Public nuisance

The salts is a park and being allowed to play music and merrymaking possibly up to midnight would be a mistake. The salts and the cafe are in a hollow and because of this the noise reverberates around.

Prevention of crime and disorder

The salts has always had a problem with late night drinking and noise especially after venues in Seaford closed at night. This problem has been much better since the late night venues have closed down in Seaford, having another licensed premises especially in the park will not help the situation.

Public safety

The park is designed for families to enjoy sport and relaxation. At night the lighting around this area is very poor.

The Salts cafe is right next to a children's play area which has been well maintained by the council over the years but I know as a property owner overlooking this area it is always a magnet for drunks late at night.

Prevention of children harm

I have witnessed on many occasions your local park cleaners having to clear up bottles and broken glass from the the play area.

The Salts cafe should stay as a non licensed premises.

I respectfully request that this license application be refused.

Yours faithfully

Lewes District Council Licensing Section  
Southover House  
Southover Road  
Lewes  
East Sussex  
BN7 1AB

30/01/2023

Dear Sir/Madam

**Re: License objection Papachinos Ltd Salts Café**

I would like to raise a strong objection to the application of an alcohol, music and late licence application for the Papachino salts cafe in Seaford.

This is a quiet peaceful location used by families, children and dog walkers by day and is a tranquil place at night with dog walkers, skateboarders, tennis court users and star gazers. It is a dedicated sports field for cricket, rugby and football with lots of children and adult training camps as well as dog training schools. It is also the base for Seaford Rugby and Cricket clubs in addition to the lifeguard station. I'm sure there are other uses but those are the main ones I observe.

I have seen your policy and understand you want to protect the public and local residents from crime, anti-social behaviour and noise nuisance caused by irresponsible licensed premises. As there are no police in the town, they will not be able to effectively manage and police the night-time economy and take action against this premises if it starts to cause problems. This application for alcohol does not reflect the needs of this local community in and around the salts and I hope you reject this application as the most appropriate licensing strategy for this particular local area. There are already sufficient restaurants, bars, cafes, pubs and clubs in Seaford to adequately serve the needs of the 24,000 residents. I trust you will accept this objection as approving a licensing will detrimentally affect us.

I object on the grounds of:

1. Prevention of crime and disorder will not be handled with no police presence in the area. Remember the Trek. That was refused due to police being unable to manage the disorderly conduct of drunk people resulting in the serious life changing harm to someone, the damage to local property and even the MP got involved to stop the licence. As sales are to be supplied in and outside how can they guarantee care and control of the premises by effective management and supervision both within and outside the premises. This is a key factor in reducing crime and disorder and as the salts is such a vast area it would be

impossible to supervise. There are locked gates at all three entrances and in an emergency would prove difficult to access.

2. Prevention of public nuisance will not be possible as music noise is carried across the salts to what is currently peaceful quite area. People continually coming and going from the site, singing and shouting interfere with residents peaceful existence beginning either on park road, by Eversley court and Richmond Road and continuing on.

3. Public safety can be compromised with glasses, bottles discarded drug items and unknown other items bringing potential harm to families, children and animals using the fields and playground. The space is too small and users will be outside. They will also be in the playground and I won't be able to take my grandchildren there anymore for fear of finding glass in the sand pit, used condoms, drug paraphernalia, it will make our quiet existence intolerable.

4. Protection of children from harm can't be guaranteed if drinking is allowed. There is already a bar at the cricket and rugby club with limited opening for game match days which must be sufficient for the salts. Allowing all day alcohol sales both inside and takeouts mean children will be exposed to drunken behaviour at all hours. See my point 3 re playground.

I can find no reference to this application on the Councils website and I would in addition to my objection like to know where you have discharged your duties to notify the public on your website please?

As far as a display at the salts, the one notice is hidden at the back, please can you go back and display the notices prominently on the site including the playgrounds and at all site entrances too? Please let me know when you have done this so I can monitor it.

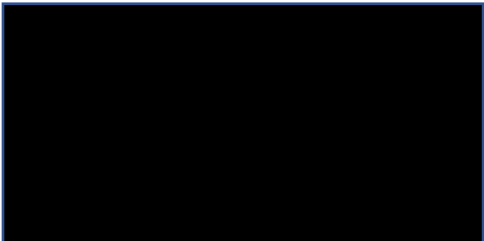
Please let me know when this meeting is going to be heard and how I can attend.

Yours faithfully



2. Prevention of public nuisance.

- Loud noise is amplified across the salts to what is currently a peaceful quiet area. As someone who lives directly opposite the salts cafe and skate park/tennis courts, I can confirm that the park acts as an amphitheatre to noise. Has anyone undertaken any kind of environmental study to see how this

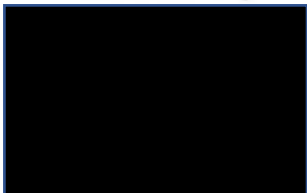




I am aware that the owner of the salts cafe has made several strong posts on social media regarding this application, and has support for the venture, but I do not believe any of the people that have given positive feedback live directly in line of the cafe and the effect it will have on its local residents both during the day and late into the night. They will pop in, use the facilities and make their way home. If you would consider a license to this company, on these requests, I would like to know that a full environmental study has been taken on the impact it will have on the local area and it has been guaranteed that there will be no deterioration in the excellent standard of living we all have living here. I do not believe it could pass such a study.

I am also aware that the owner seems to be saying he will be applying for this license and then operating a much more limited service than they will be applying for. Why not then, apply for what they intend to use it for? It can only be assumed, and as would make good business sense, that they fully intend to use the license and that it will be incredibly detrimental to all the properties surround the area.

Yours faithfully



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Lewes District Council Licensing Section  
Southover House  
Southover Road  
Lewes  
BN7 1AB

03/02/2023

Dear Sir/Madam

**Re: Licence objection Papachinos Ltd Salts Café**

I would like to raise a strong objection to the application of an alcohol, music and late licence application for the Papachino Salts cafe in Seaford.

This application for alcohol does not reflect the needs of this local community in and around the Salts. There are already sufficient licences in Seaford to adequately serve the needs of residents. I object on the grounds of:

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2. Prevention of public nuisance will not be possible as music noise is carried across the Salts to what is currently peaceful quite area. The enclosed space will force people outside and they will bring their own devices and play loud competing music which will mean disruption.. People continually coming and going from the site, singing and shouting will interfere with resident's peaceful existence.
3. Public safety can be compromised with glasses, bottles, discarded drug items bringing potential harm to families, children and animals using the fields and playground. There is a fear of finding glass in the sand pit, used condoms, drug paraphernalia, it will make our quiet existence intolerable.
4. Protection of children from harm can't be guaranteed if drinking is allowed. Allowing all day alcohol sales both inside and takeouts mean children may be exposed to drunken behaviour at all hours. See point 3 re playground.

Yours faithfully

Name: [REDACTED]

Address: [REDACTED]

Postcode: [REDACTED]

Email: [REDACTED]

Lewes District Council Licensing Section  
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Southover Road  
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Lewes District Council Licensing Section  
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03/02/2023

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