

Wednesday, 10 June 2020

LICENSING SUB-COMMITTEE

A meeting of **Licensing Sub-Committee** will be held on

Thursday, 18 June 2020

commencing at **9.30 am**

The meeting will be held remotely via Zoom (the links to the meeting are set out below)

<https://us02web.zoom.us/j/89556904174?pwd=aFdobFlpc0g2aU95azBsS2hLdnA5UT09>

Meeting ID: 895 5690 4174

Password: 645501

One tap mobile

+442034815237,,89556904174#,,1#,645501# United Kingdom

+442034815240,,89556904174#,,1#,645501# United Kingdom

Dial by your location

+44 203 481 5237 United Kingdom

+44 203 481 5240 United Kingdom

Meeting ID: 895 5690 4174

Password: 645501

Members of the Committee

Councillor Atiya-Alla

Councillor Ellery

Councillor Foster

A prosperous and healthy Torbay

Download this agenda via the free modern.gov app on your [iPad](#), [Android Device](#) or [Blackberry Playbook](#). For information relating to this meeting or to request a copy in another format or language please contact:

Lisa Antrobus, Town Hall, Castle Circus, Torquay, TQ1 3DR

Email: governance.support@torbay.gov.uk - www.torbay.gov.uk

LICENSING SUB-COMMITTEE AGENDA

1. **Election of Chairman/woman**

To elect a Chairman/woman for the meeting.

2. **Apologies**

To receive apologies for absence, including notifications of any changes to the membership of the Committee.

3. **Declarations of interests**

(a) To receive declarations of non pecuniary interests in respect of items on this agenda

For reference: Having declared their non pecuniary interest members may remain in the meeting and speak and, vote on the matter in question. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

(b) To receive declarations of disclosable pecuniary interests in respect of items on this agenda

For reference: Where a Member has a disclosable pecuniary interest he/she must leave the meeting during consideration of the item. However, the Member may remain in the meeting to make representations, answer questions or give evidence if the public have a right to do so, but having done so the Member must then immediately leave the meeting, may not vote and must not improperly seek to influence the outcome of the matter. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

(Please Note: If Members and Officers wish to seek advice on any potential interests they may have, they should contact Governance Support or Legal Services prior to the meeting.)

4. **Urgent items**

To consider any other items that the Chairman decides are urgent.

Instructions for the press and public for joining the meeting

If you are using an iPad you will need to install Zoom which can be found in the App Store. You do not need to register for an account just install the software. You only need to install the software once. For other devices you should just be taken direct to the meeting.

5. **Broadsands Beach Kiosk, Broadsands Beach, Paignton**

To consider an application for a Premises Licence in respect of Broadsands Beach Kiosk, Broadsands Beach, Paignton.

(Pages 4 - 21)

Joining a Meeting

Click on the link provided on the agenda above and follow the instructions on screen. If you are using a telephone, dial the Zoom number provided above and follow the instructions. (**Note:** if you are using a landline the call will cost up to 13p per minute and from a mobile between 3p and 55p if the number is not covered by your inclusive minutes.)

You will be placed in a waiting room, when the meeting starts the meeting Host will admit you. Please note if there are technical issues this might not be at the start time given on the agenda.

Upon entry you will be muted and your video switched off so that only the meeting participants can be seen. When you join the meeting the Host will unmute your microphone, ask you to confirm your name and update your name as either public or press. Select gallery view if you want see all the participants.

If you have joined the meeting via telephone, your telephone number will appear on screen and will be displayed for all to see until the Host has confirmed your name and then they will rename your telephone number to either public or press.

Speaking at a Meeting

If you are registered to speak at the meeting and when it is your turn to address the Meeting, the Chairman will invite you to speak giving the Host the instruction to unmute your microphone and switch your video on (where appropriate) therefore please pause for a couple of seconds to ensure your microphone is on.

Upon the conclusion of your speech/time limit, the Host will mute your microphone and turn off your video.

Meeting Etiquette for Registered Speakers - things to consider when speaking at public meetings on video

- Background – the meeting is public and people will be able to see what is behind you therefore consider what you will have on display behind you.
- Camera angle – sit front on, upright with the device in front of you.
- Who else is in the room – make sure you are in a position where nobody will enter the camera shot who doesn't want to appear in the public meeting.
- Background noise – try where possible to minimise background noise.
- Aim to join the meeting 15 minutes before it is due to start.

TORBAY COUNCIL

Briefing Report No:

Public Agenda Item: **Yes**

Title: Licensing Act 2003 – An application for a Premises Licence in respect of Broadsands Beach Kiosk, Broadsands Beach, Paignton TQ4 6HL

Wards Affected: **Churston with Galmpton**

To: **Licensing Sub Committee**

18th June 2020

Contact Officer: **Mandy Guy**

☎ Telephone: **01803 208124**

✉ E.mail: **Licensing@torbay.gov.uk**

1. Key points and Summary

- 1.1 To consider and determine an application, in respect of the Premise detailed above, for a new Premises Licence.
- 1.2 The application relates to all the Corporate Priorities within the Community Plan.
- 1.3 The matters raised relate to the Licensing Objectives “The Prevention of Crime and Disorder”, “Public safety”, “The Prevention of Public Nuisance”, and “The Protection of Children from Harm”.
- 1.4 The matter must be considered on its merits having received details of the issues arising either at a hearing or by written Representation if all parties have agreed that a hearing is not necessary. A decision must be made, having considered the Representations, either:-
 - (a) to grant the licence subject to
 - (i) such conditions as are consistent with the submitted operating Schedule modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and
 - (ii) any condition which must under Section 19, 20 or 21 be included in the licence;

(Such conditions may differ in respect of different parts of the Premises and/or different activities).
 - (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - (c) to refuse to specify a person in the licence as the Premises Supervisor;
 - (d) to reject the application.

forward thinking, people orientated, adaptable - always with integrity.

- 1.5 Reasons for the decision must be given for inclusion in the appropriate Notices required to be served on the Applicant and Interested Party following the determination of the matter.

2. Introduction

- 2.1 An application has been made under Section 17 of the Act for a Premises Licence to permit licensable activities at the Premise detailed above. Details of the relevant pages of the application are shown in Appendix 1.

A brief description of the application, as follows:-

The Supply of Alcohol on and off the premises from 11.00 until 21:00 7 days a week from 1st March to 31st October.

Between the 1st November and 28th February the Supply of Alcohol will be from 11:00 until 17.00 7 days a week.

To be open to the public from 9:30 until 21:30 seven days a week from 1st March to 31st October.

Between the 1st November and 28th February the premises will be open to the public from 9:00 until 17:30 seven days a week.

The Applicants have given the following description of the premises:-

“Take-away kiosk located at the southern end of the promenade at Broadsands, close to the car park. The premises has level access from the promenade. Gazebo situated to the west side of the kiosk will provide customer seating, as will the concrete apron to the north and east. In addition, an area to the south of the kiosk shown on the site plan as ‘grassed seating area’ will also provide customer seating. There is no access in to the kiosk by the general public, nor is there a kitchen. Total maximum seating capacity is 88.”

- 2.2 The Council as the Licensing Authority is satisfied that the Applicant has met the administrative requirements of Section 17(5) but is unable to issue the Licence, as relevant Representations have been received. The Licensing Authority is also satisfied that the Representations have been received within the appropriate time scale, have not been subsequently withdrawn and are not vexatious or frivolous.

We have received two Representations. One is from the Marine Leisure and Beach Services Manager for Tor Bay Harbour Authority and the other is from a Member of the Public. They are in relation to the Licensing Objectives “The Prevention of Crime and Disorder”, “Public safety”, “The Prevention of Public Nuisance” and “The Protection of Children from Harm”. These are shown as Appendix 2.

There have been no other Representations received.

- 2.3 The Authority is required to conduct a hearing by the provisions of Section 18(3) unless all parties agree that this is not necessary.
- 2.4 Appropriate Notices have been issued to all parties, as required by the Licensing Act 2003 (Hearing Regulations) 2005, including, where appropriate, details of the Representation and the procedure to be followed at the hearing.

- 2.5 If the application is refused, in whole or in part, a Right of Appeal to the Magistrates' Court is granted by Section 181 of the Act and, by Paragraph 1 of Schedule 5, to the Applicant.
- 2.6 If the application is granted, a Right of Appeal to the Magistrates' Court is granted by Section 181 of the Act and, by Paragraph 2(1) of Schedule 5 to :-
- (a) The holder of the licence against any decision
 - (i) to impose conditions on the licence, or
 - (ii) to take any step to exclude a licensable activity or refuse to specify a person as Premises Supervisor.
 - (b) Any person who made a relevant Representation who desires to contend
 - (i) that the licence ought not to have been granted, or
 - (ii) that, on granting the licence, the Licensing Authority ought to have imposed different or additional conditions, or taken any step to exclude a licensable activity or refuse to specify person as Premises Supervisor.
- 2.7 Following such Appeal, the Magistrates' Court may:-
- (a) dismiss the appeal,
 - (b) substitute for the decision appealed against any other decision which could have been made by the Licensing Authority, or
 - (c) remit the case to the Licensing Authority to dispose of it in accordance with the direction of the Court,
- and may make such order as to costs as it thinks fit.

Steve Cox
Environmental Health Manager (Commercial)

Appendices

Appendix 1 Details of the application.

Appendix 2 Two Representations received against the application.

Documents available in Members' rooms

None

Background Papers:

The following documents/files were used to compile this report:

Torbay Council Licensing Policy 2016-2021.



Torbay
Application for a premises licence
Licensing Act 2003

For help contact
<https://forms.torbay.gov.uk/ContactLicenseTrading>
Telephone: 01803 208025

* required information

Form errors

Some data entered into this form is invalid. Please resolve before continuing.

Section 1 of 21

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

System reference

Not Currently In Use

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

Your reference

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

You must enter a valid e-mail address

* E-mail

You must enter a telephone number

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.

Is your business registered outside the UK? Yes No

Continued from previous page...

Business name	<input type="text" value="Broadsands Beach Kiosk"/>	If your business is registered, use its registered name.
VAT number	<input type="text" value="320637430"/>	Put "none" if you are not registered for VAT.
Legal status	<input type="text" value="Partnership"/>	
Your position in the business	<input type="text" value="Partner"/>	
Home country	<input type="text" value="United Kingdom"/>	The country where the headquarters of your business is located.
Business Address		If you have one, this should be your official address - that is an address required of you by law for receiving communications.
Building number or name	<input type="text" value="Broadsands Beach Kiosk"/>	
Street	<input type="text" value="Broadsands Beach"/>	
District	<input type="text"/>	
City or town	<input type="text" value="Paignton"/>	
County or administrative area	<input type="text" value="Devon"/>	
Postcode	<input type="text" value="TQ4 6HL"/>	
Country	<input type="text" value="United Kingdom"/>	

Section 2 of 21

PREMISES DETAILS

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

Premises Address

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

Address OS map reference Description

Postal Address Of Premises

Building number or name	<input type="text" value="Broadsands Beach Kiosk"/>
Street	<input type="text" value="Broadsands Beach"/>
District	<input type="text"/>
City or town	<input type="text" value="Paignton"/>
County or administrative area	<input type="text" value="Devon"/>
Postcode	<input type="text" value="TQ4 6HL"/>
Country	<input type="text" value="United Kingdom"/>

Continued from previous page...

Further Details

You must enter a telephone number

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.

Continued from previous page...

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

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

Partnership

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

You must enter a valid e-mail address

E-mail

You must enter a telephone number

Telephone number

Other telephone number

* Date of birth Invalid date entered

/ /
dd mm yyyy

* Nationality

Documents that demonstrate entitlement to work in the UK

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...

Partnership

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

You must enter a telephone number

Telephone number

Other telephone number

Date of birth
 / /
dd mm yyyy

Nationality

Documents that demonstrate entitlement to work in the UK

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
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.

Take-away kiosk located at the southern end of the premises at Broadlands, close to the car park. The premises has level

Continued from previous page...

access from the promenade. Gazebo situated to the West side of the kiosk will provide customer seating, as will the concrete apron to the North and the East. In addition, an area to the South of the kiosk, shown on the site plan as 'grassed seating area' will also provide customer seating. There is no access in to the kiosk by the general public, nor is there a kitchen. Total maximum seating capacity is 88.

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

Section 12 of 21

Continued from previous page...

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

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="21:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="21:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

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

State any seasonal variations

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

The days and hours listed above are for seasonal openings. That is the 1st March to 31st October. Off season timings, that is the 1st November to 28th February, will be 11:00 to 17:00.

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.

None.

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

Name

First name

Family name

Date of birth
 / /
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name	*****
Street	*****
District	
City or town	*****
County or administrative area	Devon
Postcode	*****
Country	United Kingdom
Personal Licence number (if known)	*****
Issuing licensing authority (if known)	Torbay

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

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

Reference number for consent form (if known)

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

Section 16 of 21

ADULT ENTERTAINMENT

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

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

None.

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

Continued from previous page...

TUESDAY

Start 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

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

The days and times listed above are seasonal openings. That is the 1st March to 31st October. Off season timings, that is 1st November to 28th February, will be 09.30 to 17:30.

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.

None.

Section 18 of 21

LICENSING OBJECTIVES

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

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

Continued from previous page...

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

All members of staff will be trained in all aspects of the sale of alcohol and in actively promoting a safe and sensible drinking environment.
Prominent signs will be displayed concerning the regulation of the sale and consumption of alcohol.

b) The prevention of crime and disorder

Drunken persons will not be served alcohol.
Anyone attempting to purchase alcohol for a drunken person, will not be served alcohol.
When leaving the premises, customers will be encouraged to do so in an orderly manner.
All entry/exit points will be locked and secured whilst the premises is closed.

c) Public safety

Alcohol for consumption on and off the premises will be served in its original container with a plastic glass. Reusable for on premises and disposable for off.
On premises alcohol must be consumed whilst sat at premises tables.
The member of staff serving, will determine from the customer if the alcohol is for consumption on or off the premises and provide the appropriate plastic glass accordingly along with instructions as to where it can be consumed.
Fire safety equipment is maintained in accordance with the manufacturers instructions and regular fire risk assessments are carried out.

d) The prevention of public nuisance

Anti-social and/or nuisance behaviour will not be tolerated.
Anyone suspected of anti-social or nuisance behaviour, will not be served alcohol and will be asked to leave the premises.
Police attendance will be requested, if necessary.
Adequate waste receptacles are provided for customers which are emptied when required and stored safely until disposal.

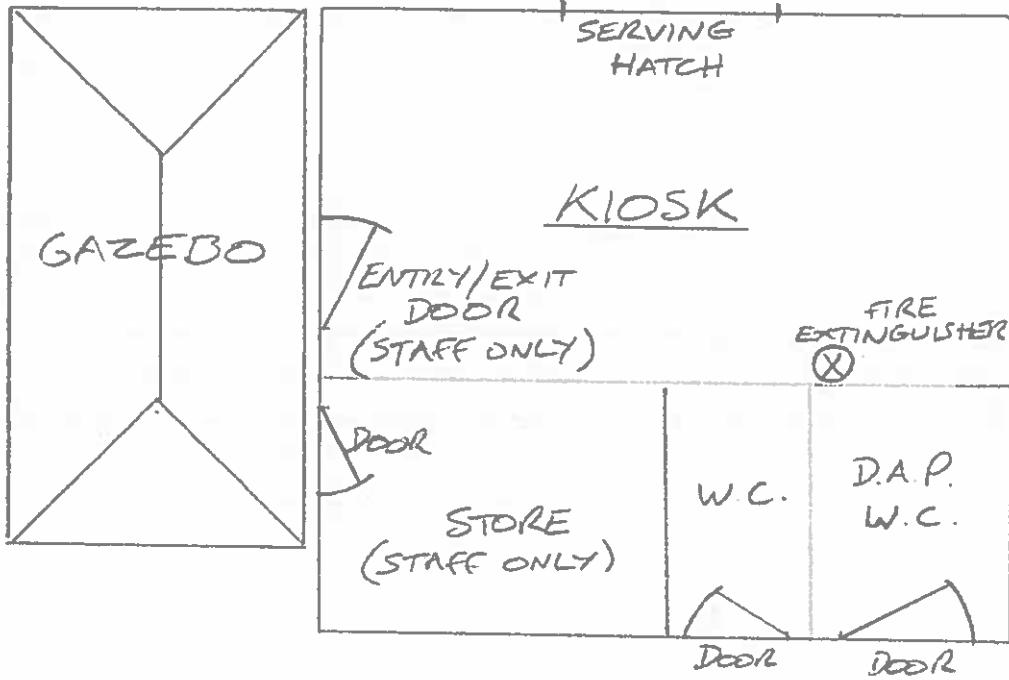
e) The protection of children from harm

Any person under the age of 18 will not be served alcohol.
Anyone attempting to buy alcohol for a person under 18, will not be served alcohol.
The premises shall operate a Challenge 25 policy and any individual who appears to be under the age of 25 will be required to produce an approved form of photographic ID as outlined within the Torbay Council's Licensing Statement of Principles.
If a person fails to provide sufficient proof of age, having been asked to do so, the person will not be served alcohol.
Any member of staff serving alcohol, must be at least 18 to do so.

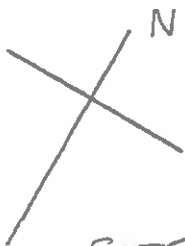
Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

PAVED EXTERNAL SEATING



GRASSED EXTERNAL SEATING



Please reply to:

TOR BAY HARBOUR AUTHORITY

Paignton Harbour Office

South Quay, Paignton Harbour

Paignton, TQ4 6DT

Telephone: 01803 208430

Email simon.pinder@torbay.gov.uk

Website: www.tor-bay-harbour.co.uk

Date: 04 June 2020

RE Application for premise license at Broadsands

Dear Sir/Madam,

I would like to raise some concerns I would have with an alcohol license being issued to the kiosk at the south of Broadsands promenade:

There is currently a café/bistro in the centre section of Broadsand that has a license to sell alcohol, but they tend to do this as part of a meal that is consumed on premises or within a walled outdoor section of the premises. My concern is that the kiosk would mainly be selling drinks to take away or be consumed in an open seating area at the rear of the premises. This I think could lead to groups of younger adults drinking, and it becoming a beach bar that may result in unruly behavior in an area that we have a number of beach hut customers. I appreciate that this is all conjecture but Broadsands is very much a family environment and has a relaxed and safe feeling that I would not want to lose.

My second concern would be the potential off sales which would add plastics into the environment and is something for which there are large campaigns to reduce, and especially at water front locations.

We have had issues with anti social behavior at Broadsands in the past and mainly in the early evening. I do therefore have a concern that this might increase or be made worse if a bar was operating in this location.

We have had no issues with the tenants of the kiosk and I am sure they would do all that they could to mitigate my concerns, but I am not convince that the kiosk is the right type of outlet for alcohol sales.

Your sincerely

Simon Pinder
Marine Leisure and Beach Services Manager



26.05.20

Reference: Broadsands Beach Kiosk premises license application.

License reference number: 057243

Dear Sir/Madam,

I wish to make a representation/objection to the above license application. I have not been able to access this on your website.

I think it wrong that Mr and Mrs [REDACTED] can make this application during a period of "Lockdown". The required notice that has to be displayed at the premises was not available to view. The Broadsands car parks were locked closed and the Government enforced stay at home order completely prevented the general public seeing the notice. Even with the easing of lockdown the message was still "stay at home" which many adhered to.

The newspaper notice was placed in a free local paper that is only delivered to some homes, but not all. My house does not receive it. The paper is not widely available to purchase.

The notice attached to the outside of the building had inaccuracies. It was not in the correct colour paper and stated the wrong date for representations to be made.

Public Safety and Protection of Children.

The Kiosk sells ice cream, soft drinks and snacks. These items are listed on its lease, the sale of alcohol is not listed. I have spoken to a senior officer of the Council who assured me that he would not be happy about the kiosk being licensed. The product range is very much aimed at children and young people. Although I accept adults will often accompany children there are still many children that go to the kiosk unaccompanied. As there is only one counter, this will become "the bar". Alcohol will be served at this bar. I would liken this application to putting a bar in a toy shop, or school playground so parents can buy and consume alcohol while collecting their children from school.

The front of the kiosk gets very busy and crowded at times. Lots of drinkers present a danger to children; getting crushed, drinks spilt on them or hearing foul language. This is compounded now with the amount of picnic tables in close proximity of the bar/counter, many of which could be filled with drinkers.

There is also a danger of glass bottles being dropped on the concrete floor and the broken glass being a danger to bare feet. Although it is suggested that drinks are served in plastic glasses, for off sales glass bottles (wine, beer etc.) can be sold so long as a plastic disposable beaker is supplied. On busy days, it would be impossible to clear every last fragment of glass from among the queue of customers.

There have been several break-ins at the kiosk in recent years. Once it has alcohol on the premises it is likely to be more attractive to the unlawful elements.

Prevention of Public Nuisance

Broadsands car parks do have a problem with antisocial behaviour. Namely "boy racer" driving their cars at speed, doing stunts and handbrake turns etc. This is a nuisance to the local residents and a danger to the public. The police are regularly called because of this. The main time frame that these individuals seem to congregate at Broadsands is between 5pm and 9.30pm before the gates are closed. There is also a problem with Travellers setting up camps on the car parks. The ward councillor Karen Kennedy is working hard to reduce both of these problems as they cause considerable upset to the local residents. Adding a license to the kiosk in the corner of the car parks is not likely to help resolve these matters, it will probably worsen them.

The beach already has a cafe/bistro that is licensed to sell alcohol, where quality local beer and cider, plus wine and spirits are sold. This venue does not appeal to the above mentioned as it does not sell "cheap can drinks"

I trust you will agree that the Kiosk is not suitable for the proposed license and will reject the application.

Yours Sincerely

[REDACTED]

[REDACTED]