



Wednesday, 5 November 2014

LICENSING SUB-COMMITTEE

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

Thursday, 13 November 2014

commencing at **9.30 am**

The meeting will be held in the Meadfoot Room, Town Hall, Castle Circus,
Torquay, TQ1 3DR

Members of the Committee

Councillor Addis

Councillor Doggett

Councillor Stocks

Working for a healthy, prosperous and happy Bay

For information relating to this meeting or to request a copy in another format or language please contact:

Kay Heywood, Town Hall, Castle Circus, Torquay, TQ1 3DR
01803 207026

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.
5. **Licensing Act 2003 – An application for a Variation to a Premises Licence in respect of Hop n Grapes, Lower Union Lane, Torquay TQ2 5PR**
To consider an application for a Variation to a Premises Licence in respect of Hop n Grapes, Lower Union Lane, Torquay TQ2 5PR.

(Pages 1 - 76)



Briefing Report
No:

Public Agenda Item: **Yes**

Title: Licensing Act 2003 – An application for a Variation to a Premises Licence in respect of Hop n Grapes, Lower Union Lane, Torquay TQ2 5PR

Wards Affected: **Tormohun**

To: **Licensing Sub-Committee** On: **13th November 2014**

Contact Officer: **Mandy Guy**
Telephone: **01803 208025**
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 Variation to a Premises Licence. The Premises is situated in the Cumulative Impact Area.

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” and “The Prevention of Public Nuisance”.

1.4 The matter must be considered on its own merits having received details of the issues arising either at a hearing or by written Representations if all parties have agreed that a hearing is not necessary. Having regard to the Representations and issues arising, a decision must be made to take such steps as are necessary for the promotion of the licensing objectives. These are either:-
(a) to modify the conditions of the licence, or
(b) reject the application in whole or in part.

For this purpose, the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

1.5 Reasons for the decision must be given for inclusion in the appropriate Notices required to be served on the Interested Parties and Responsible Authorities at the determination of the matter.

2. Introduction

- 2.1 An application has been made under Section 34 of the Act for a Variation to a Premises Licence. Details of the application are shown in Appendix 1. Only the relevant pages of the application are shown.

A brief description of the proposed Variation is as follows:-

The Applicant wishes to extend the hours of all licensable activities already on their current premises licence and add the following licensable activities:- Boxing or Wrestling; Performance of Dance; and Late night Refreshment to the licence.

To add Boxing or Wrestling and Performance of Dance from 10.00am to 3.00am 7 days a week.

To add Late Night Refreshment on and off the premises from 11.00pm until 3.00am.

To extend the hours for Alcohol; Films; Indoor Sporting Events; Live Music; Recorded Music; anything similar to live/recorded music/performance of dance from 10.00am to 3.00am 7 days a week. The premise's is currently licensed for these activities from 10.00am until 11.00pm Monday to Saturday and noon until 10.30pm on Sunday to 10.00am to 3.00am 7 days a week.

(Please note the application form asks for 'anything similar to live/recorded music/ performance of dance from 10.00am until 3.03am on the Sunday. It is thought this may be an error as the application asks to close the premises at 3.00am)

Both Live and Recorded Music are on the licence for indoors only. The applicant has asked for them to be extended to indoors and outdoors.

To extend the opening hours from 10.00am until 3.00am 7 days a week. The current premise's licence permits the premises to be open from 10.00am until 11.20pm Monday to Saturday and from noon until 10:50pm on Sunday.

- 2.2 A copy of the current premises licence showing the licensable activities, timings and conditions is shown in Appendix 2.
- 2.3 Torbay Council as the Licensing Authority is satisfied that the Applicant has met the administrative requirements of Section 35(1) but is unable to issue the variation to the Premises Licence, as relevant Representations have been received from Responsible Authorities. The Licensing Authority is also satisfied that the Representations were received within the appropriate time-scale, have not been subsequently withdrawn and are not vexatious or frivolous.

We have received a Representation from the Police in relation to the Licensing Objective "The Prevention of Crime and Disorder". This is shown as Appendix 3.

We have received a Representation from Public Protection in relation to the Licensing Objective "The Prevention of Public Nuisance". This is shown as Appendix 4.

There have been no Representations received from any other Responsible Authority or any Interested Party.

- 2.4 The Authority is required to conduct a hearing by the provisions of Section 35(3) unless all parties agree that this is not necessary.
- 2.5 Appropriate Notices have been issued to all parties, as required by the Licensing Act 2003 (Hearing Regulations) 2005, including, where appropriate, details of the Representations and the procedure to be followed at the hearing.
- 2.6 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.
- 2.7 If the application is granted, a Right of Appeal to the Magistrates' Court is granted by Section 181 of the Act and, by Paragraph 4(2) of Schedule 5 to :-
 - (a) The applicant for the variation of the licence against any decision to modify the conditions
 - (b) Any person who made a relevant representation in relation to the application who desires to contend
 - (i) that any variation made ought not to have been made, or
 - (ii) that, when varying the licence, the Licensing Authority ought to have modified the conditions of the licence or ought to have modified them in a different way.
- 2.8 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.

Frances Hughes
Executive Head Community Safety

Appendices

Appendix 1	Relevant sections of the application form.
Appendix 2	Copy of the current Premises Licence.
Appendix 3	Representation from the Police.
Appendix 4	Representation from Public Protection.

Documents available in members' rooms

None

Background Papers:

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

The current Premises Licence for the above Premise.
Torbay Council Licensing Policy 2011.

FORM L



Application to vary a Premises Licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

IN/WE - HOP N GRAPES LTD
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number	P10125
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
HOP N GRAPES LOWER UNION LAND			
Post town	TORQUAY	Post code	TQ2 5PR

Telephone number at premises (if any)	01803 294309
Non-domestic rateable value of premises	£15,000

Part 2 – Applicant details

Daytime contact telephone number	01803 294309		
E-mail address (optional)			
Current postal address if different from premises address			
Post Town		Postcode	

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day Month Year

04 09 2014

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

PUBLIC HOUSE LATER OPENING HOURS.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick yes

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input checked="" type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input checked="" type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

~~Provision of entertainment facilities:~~

- | | | |
|--|---|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <i>De-regulated
No longer licensable
activities</i> | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K) | | <input type="checkbox"/> |

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

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10.00 24.00	24.00 03.00			
Tue	10.00 24.00	24.00 03.00	State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed	10.00 24.00	24.00 03.00			
Thur	10.00 24.00	24.00 03.00			
Fri	10.00 24.00	24.00 03.00			
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10.00 24.00	24.00 03.00			
Sun	10.00 24.00	24.00 03.00			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon	10.00	24.00	<p>State any seasonal variations for indoor sporting events (please read guidance note 4)</p> <p>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)</p>
	24.00	03.00	
Tue	10.00	24.00	
	24.00	03.00	
Wed	10.00	24.00	
	24.00	03.00	
Thur	10.00	24.00	
	24.00	03.00	
Fri	10.00	24.00	
	24.00	03.00	
Sat	10.00	24.00	
	24.00	03.00	
Sun	10.00	24.00	
	24.00	03.00	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	10-00	24-00		Please give further details here (please read guidance note 3)	
	24-00	03-00			
Tue	10-00	24-00			
	24-00	03-00			
Wed	10-00	24-00	State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
	24-00	03-00			
Thur	10-00	24-00			
	24-00	03-00			
Fri	10-00	24-00	Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
	24-00	03-00			
Sat	10-00	24-00			
	24-00	03-00			
Sun	10-00	24-00			
	24-00	03-00			

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10.00 24.00	24.00 03.00			
Tue	10.00 24.00	24.00 03.00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed	10.00 24.00	24.00 03.00			
Thur	10.00 24.00	24.00 03.00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	10.00 24.00	24.00 03.00			
Sat	10.00 24.00	24.00 03.00			
Sun	10.00 24.00	24.00 03.00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>		
Day	Start	Finish		Outdoors	<input type="checkbox"/>		
Mon	10.00	24.00	Please give further details here (please read guidance note 3)	Both	<input checked="" type="checkbox"/>		
	24.00	03.00					
Tue	10.00	24.00					
	24.00	03.00					
Wed	10.00	24.00		State any seasonal variations for the playing of recorded music (please read guidance note 4)			
	24.00	03.00					
Thur	10.00	24.00					
	24.00	03.00					
Fri	10.00	24.00			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
	24.00	03.00					
Sat	10.00	24.00					
	24.00	03.00					
Sun	10.00	24.00					
	24.00	03.00					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	10.00 24.00	24.00 03.00	Please give further details here (please read guidance note 3)		
Tue	10.00 24.00	24.00 03.00			
Wed	10.00 24.00	24.00 03.00	State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur	10.00 24.00	24.00 03.00			
Fri	10.00 24.00	24.00 03.00	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10.00 24.00	24.00 03.00			
Sun	10.00 24.00	24.00 03.00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon	16:00 24:00	24:00 03:00		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Tue	10:00 24:00	24:00 03:00	Please give further details here (please read guidance note 3)		
Wed	10:00 24:00	24:00 03:00			
Thur	10:00 24:00	24:00 03:00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri	10:00 24:00	24:00 03:00			
Sat	10:00 24:00	24:00 03:00	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun	10:00 24:00	24:00 03:03			

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish			
Mon	10-00	24-00	Please give further details here (please read guidance note 3)		
	24-00	03-00			
Tue	10-00	24-00			
	24-00	03-00			
Wed	10-00	24-00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
	24-00	03-00			
Thur	10-00	24-00			
	24-00	03-00			
Fri	10-00	24-00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
	24-00	03-00			
Sat	10-00	24-00			
	24-00	03-00			
Sun	10-00	24-00			
	24-00	03-00			
			Both	<input checked="" type="checkbox"/>	

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	10.00	24.00			
	24.00	03.00			
Tue	10.00	24.00			
	24.00	03.00			
Wed	10.00	24.00			
	24.00	03.00			
Thur	10.00	24.00			
	24.00	03.00			
Fri	10.00	24.00			
	24.00	03.00			
Sat	10.00	24.00			
	24.00	03.00			
Sun	10.00	24.00			
	24.00	03.00			
			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)	
Day	Start	Finish		
Mon	10.00	24.00		
	24.00	03.00		
Tue	10.00	24.00		
	24.00	03.00		
Wed	10.00	24.00		
	24.00	03.00		
Thur	10.00	24.00		Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
	24.00	03.00		
Fri	10.00	24.00		
	24.00	03.00		
Sat	10.00	24.00		
	24.00	03.00		
Sun	10.00	24.00		
	24.00	03.00		

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

CCTV = 23 cameras inside + out.
SIA Licensed Door Supervisors.
NIGHT NET RADIOS

b) The prevention of crime and disorder

CCTV with 14 days 23 cameras inside + out.
SIA Licensed Door Supervisors.
Sufficient number of Door Staff.
NIGHT NET RADIOS

c) Public safety

First Aid Boxes Available – Working with Trade Groups.
A Glass Collection Policy.
Employment of Security Industry Authority (SIA)
Strict entrance policies.
Free Drinking water available at all times.
ALL fire exits to be kept clear at all times.

d) The prevention of public nuisance

All windows + doors will be closed at
23:00 hours AND music level turned
down 23:00 hours.
Restrict the use of external areas after
10pm

e) The protection of children from harm

NOT Allowed on premises after 20:30pm.
Strict No ID – No Sale Policy
Challenge 21 Scheme.

Licensing Act 2003

Premises Licence

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LOCAL AUTHORITY



Torbay Council
Licensing & Public Protection
c/o Town Hall
Castle Circus
Torquay
TQ1 3DR

COPY

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Hop n Grapes

Lower Union Lane, Torquay, Devon, TQ2 5PR

Telephone 01803 296814

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- entertainment of a similar description to that falling within entertainment facilities for making music or dancing
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To	
B. Exhibition of films (Indoors)	Monday to Saturday	10:00am	11:00pm	
	Sunday	Noon	10:30pm	
	Good Friday	Noon	10:30pm	
	Christmas Day	Noon	3:00pm	
	Christmas Day	7:00pm	10:30pm	
	New Year's Eve	10:00am	11:00pm	Except on Sunday
	New Year's Eve	Noon	10:30pm	Sunday
	On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on following day.			
	C. Indoor sporting event	Monday to Saturday	10:00am	11:00pm
		Sunday	Noon	10:30pm
Good Friday		Noon	10:30pm	
Christmas Day		Noon	3:00pm	
Christmas Day		7:00pm	10:30pm	
New Year's Eve		10:00am	11:00pm	Except on Sunday
New Year's Eve		Noon	10:30pm	Sunday
On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted				

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To	
C. Indoor sporting event continued ...	hours on following day.			
E. Performance of live music (Indoors)	Monday to Saturday	10:00am	11:00pm	
	Sunday	Noon	10:30pm	
	Good Friday	Noon	10:30pm	
	Christmas Day	Noon	3:00pm	
	Christmas Day	7:00pm	10:30pm	
	New Year's Eve	10:00am	11:00pm	Except on Sunday
	New Year's Eve	Noon	10:30pm	Sunday
	On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on following day.			
F. Playing of recorded music (Indoors)	Monday to Saturday	10:00am	11:00pm	
	Sunday	Noon	10:30pm	
	Good Friday	Noon	10:30pm	
	Christmas Day	Noon	3:00pm	
	Christmas Day	7:00pm	10:30pm	
	New Year's Eve	10:00am	11:00pm	Except on Sunday
	New Year's Eve	Noon	10:30pm	Sunday
	On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on following day.			
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)	Monday to Saturday	10:00am	11:00pm	
	Sunday	Noon	10:30pm	
	Good Friday	Noon	10:30pm	
	Christmas Day	Noon	3:00pm	
	Christmas Day	7:00pm	10:30pm	
	New Year's Eve	10:00am	11:00pm	Except on Sunday
	New Year's Eve	Noon	10:30pm	Sunday
	On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on following day.			
I. Provision of facilities for making music (Indoors)	Monday to Saturday	10:00am	11:00pm	
	Sunday	Noon	10:30pm	
	Good Friday	Noon	10:30pm	
	Christmas Day	Noon	3:00pm	
	Christmas Day	7:00pm	10:30pm	
	New Year's Eve	10:00am	11:00pm	Except on Sunday
	New Year's Eve	Noon	10:30pm	Sunday
	On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on following day.			
J. Provision of facilities for dancing (Indoors)	Monday to Saturday	10:00am	11:00pm	
	Sunday	Noon	10:30pm	
	Good Friday	Noon	10:30pm	
	Christmas Day	Noon	3:00pm	
	Christmas Day	7:00pm	10:30pm	
	New Year's Eve	10:00am	11:00pm	Except on Sunday
	New Year's Eve	Noon	10:30pm	Sunday
	On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on following day.			
K. Provision of facilities for entertainment of a similar description to that falling within I or J (Indoors)	Monday to Saturday	10:00am	11:00pm	

Licensing Act 2003
Premises Licence

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THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
K. Provision of facilities for entertainment of a similar description to that falling within I or J (Indoors) continued ...			
	Sunday	Noon	10:30pm
	Good Friday	Noon	10:30pm
	Christmas Day	Noon	3:00pm
	Christmas Day	7:00pm	10:30pm
	New Year's Eve	10:00am	11:00pm Except on Sunday
	New Year's Eve	Noon	10:30pm Sunday
	On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on following day.		
M. The sale by retail of alcohol for consumption ON and OFF the premises			
	Monday to Saturday	10:00am	11:00pm
	Sunday	Noon	10:30pm
	Good Friday	Noon	10:30pm
	Christmas Day	Noon	3:00pm
	Christmas Day	7:00pm	10:30pm
	New Year's Eve	10:00am	11:00pm except on a Sunday
	New Year's Eve	Noon	10:30pm Sunday
	On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Saturday	10:00am	11:20pm
Sunday	Noon	10:50pm
Good Friday	Noon	10:50pm
Christmas Day	Noon	3:20pm
	7:00pm	10:50pm
New Year's Eve	10:00am	11:20pm except on a Sunday
	Noon	10:50pm Sunday
On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Hop n Grapes Ltd 145 - 157 St John Street, London, EC1V 4PW.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Hop n Grapes Ltd 09112865

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Gary MEWDELL The Hop and Grapes, Lower Union Lane, Torquay, Devon, TQ2 5PR



Licensing Act 2003

Premises Licence

125

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR
WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. 11-04877-LAPER

Issued by Bristol, City of



Steve Cox
Environmental Health Manager
18 August 2014



ANNEXES**ANNEXE 1****MANDATORY CONDITION: WHERE LICENCE AUTHORISES SUPPLY OF ALCOHOL**

- 1) No supply of alcohol may be made under the premises licence:-
 - (a) at a time where there is no designated premises supervisor in respect of the premises licence , or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his/her personal licence is suspended.
- 2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 3)
 - (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti social behaviour or to refer to the effects of drunkenness in any favourable manner.
- 4) The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
- 5) The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
- 6)
 - (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
 - (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

ANNEXES continued ...

- 7) The responsible person shall ensure that -
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -
- (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
- (b) customers are made aware of the availability of these measures.
- 8) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

ANNEXE 2

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

Restrictions transferred from the On Licence

The restrictions related to permitted hours do not prohibit:

- (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or club for the purpose of the trade or club.
- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there; or
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of alcohol so supplied, if the liquor is supplied at the expense of the employer or of the person carrying on or in charge of the business on the premises.

Credit Sales

Alcohol shall not be sold or supplied unless it is paid for before or at the time when it is sold or supplied, except alcohol sold or supplied:

- (a) with and for consumption at a meal supplied at the same time, consumed with the meal and paid for together

ANNEXES continued ...

with the meal;

- (b) for consumption by a person residing in the premises or his guest and paid for together with his accommodation;
- (c) to a canteen or mess.

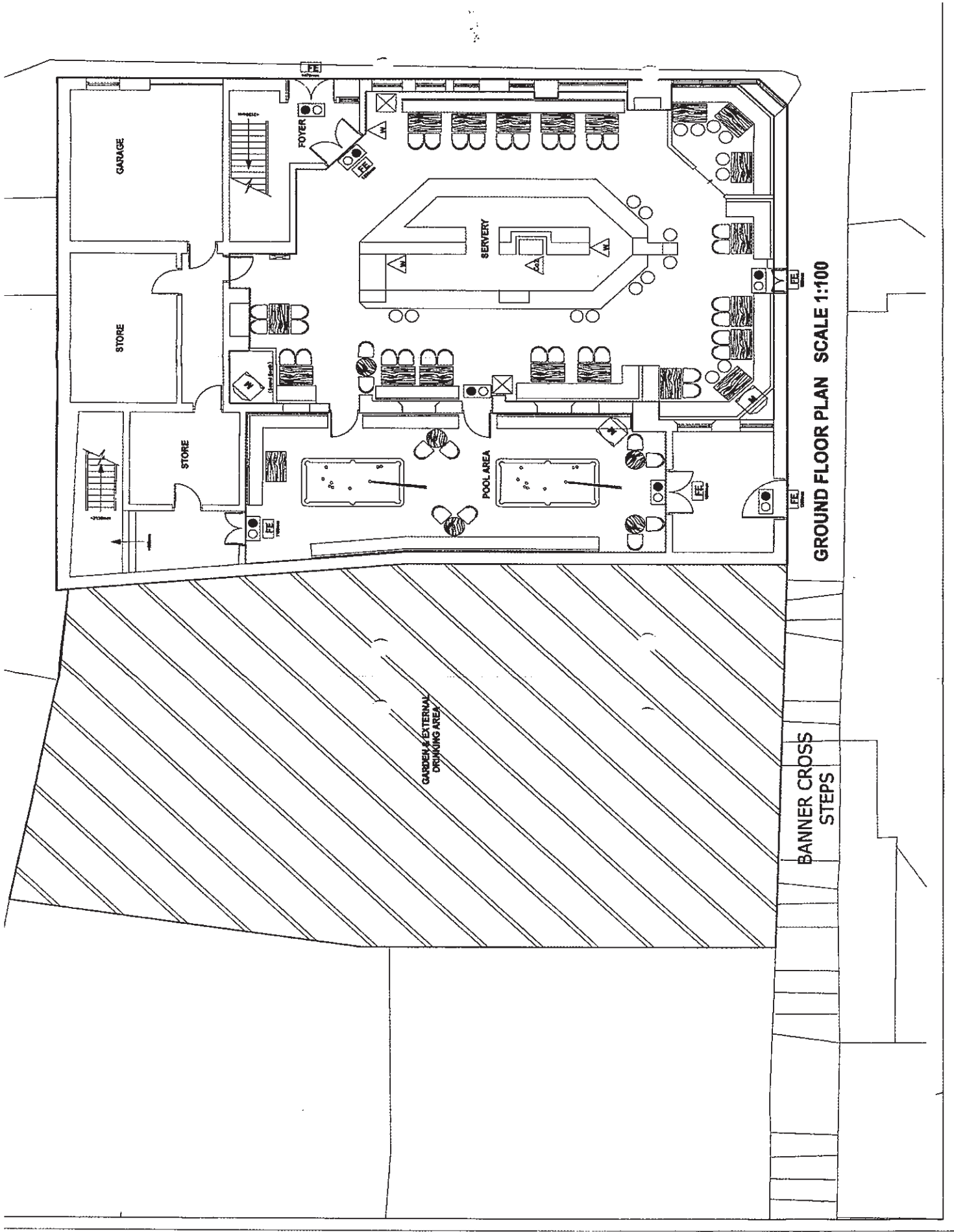
1. Noise or vibration shall not emanate from the premises such as to cause persons in the neighbourhood to be unreasonably disturbed. In general terms, noise from the premises should not be audible within any noise sensitive premises (e.g. dwelling) with windows open for normal ventilation especially after 11pm. This will be assessed from the boundary to the nearest residential properties, on all sides of the licensed premises. The criteria that will be applied are;
 - (i) Before 11pm - Noise emanating from the premises shall not be clearly distinguishable above other noise.
 - (ii) After 11pm - Noise emanating from the premises shall not be distinguishable above background levels of noise.
 - (iii) The local authority shall reserve the right in cases of tonal noise and where premises are attached to others (i.e. semi's and terraced properties), to make further assessments from within the residential property.
2. The volume of amplified sound used in connection with the entertainment provided shall at all times be under the control of the licensee/management and the controlling mechanism shall be operated from a part of the Premises not accessible to the public.
3. Prominently clear and legible notices shall be displayed at all exits requesting public respect the need of local residents and to leave the premises and the area quietly.
4. The placing of refuse such as bottles not between the hours of 8pm-10am.
5. Doors and windows shall be kept shut during entertainment.
6. Staff shall check prior to entertainment that windows/doors are shut.

ANNEXE 3**CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY**

None

ANNEXE 4**PLANS**

Copy attached to Licence.



GROUND FLOOR PLAN SCALE 1:100

BANNER CROSS STEPS

GARDEN & EXTERNAL DRINKING AREA

GARAGE

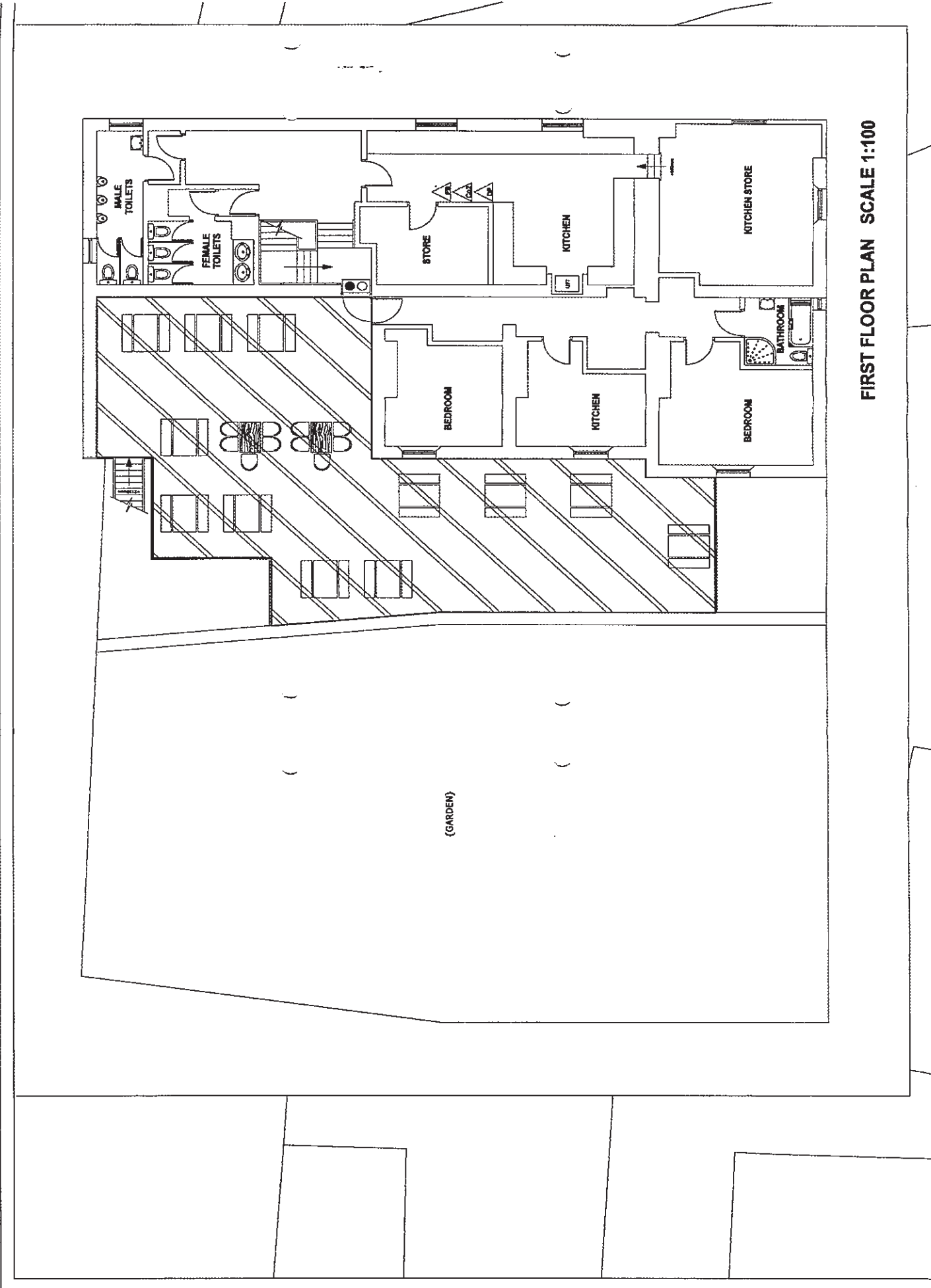
STORE

STORE

FOYER



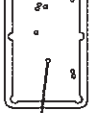












SERVERY

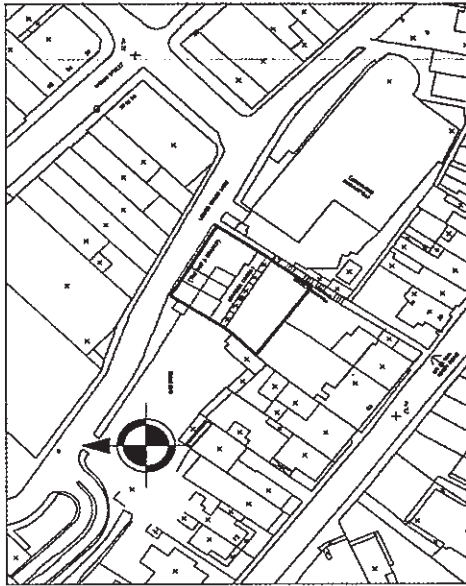
POOL AREA



FIRST FLOOR PLAN SCALE 1:100

**THE HOP & GRAPES,
Lower Union Road,
Torquay,
TQ2 5PR**

	T.V Monitor.
	Chair.
	Table.
	Pool Table.
	Bar Stool.
	AWP/ISWP Video and ATM.
	Dartboard.
	Projector & Screen.
	Illuminated EXIT Sign.
	Emergency Light.
	Break Glass Fire Alarm Call Point.
	Fire Alarm Siren
	Ionisation Smoke Detector.
	Heat Detector.
	AFFF Extinguisher - 6 litre capacity
	Co2 Extinguisher - 2kg capacity



LOCATION PLAN SCALE 1:1250

LOWER UNION LANE

This Drawing has been prepared for the purposes of accompanying 2003 Licensing Act applications for the areas of the premises illustrated. Site dimensions should be taken for other purposes.

litre capacity

Fire Blanket - 1.2m x 1.2m

Half hour fire resisting self-closing door & frame with combined intumescent fire & smoke seals.

Door to have "Fire Door - Keep Shut" notices to both sides unless otherwise indicated.

One hour fire resisting door & frame, combined intumescent fire & smoke seals.

Door to have "Fire Door - keep locked" notice to external face unless otherwise indicated.

Door fitted with Panic Bar & "PUSH BAR TO OPEN" Notice.

Fire Exit Door - Clear opening width.

Site Boundaries

E.D.A.

FE

E.g. 800mm

EXISTING FLOOR AREA	s.q.m
EDA - drinking area less entrance lobbies (internal).	212.95
Gross Floor Area - Everything less licensee's accommodation (internal)	367.4
Kitchen Floor Area	29.00
Dining Covers	153.3
External Drinking Areas	390.23



JEFF MASON DESIGN ASSOCIATES
HOTEL & LEISURE DESIGN CONSULTANTS

Shaftsbury House • Orchard Street
Bristol upon Trent • Staffs • DE14 3SJ • Tel: 01283 569547 Fax: 01283 510978

CLIENT
Scottish & Newcastle Pub Enterprises

PROJECT
THE HOP & GRAPES, Lower Union Road, Torquay, TQ2 5PR

DRAWING
Licensing Layout

SCALE	DRAWN	DATE	DRG. NO.	REV
1:100	JMD/AVL	28.04.05	2021/8CC3662	

All dimensions to be checked on site before work is commenced. Do not scale from this drawing. This drawing is copyright and must not be reproduced without consent.

Agenda Item 5

Appendix 3



Devon & Cornwall Police

Building safer communities together

Licensing Team
Torbay Council
C/O Torquay Town Hall
Castle Circus
TORQUAY
TQ1 3DR

Licensing Department East
Devon and Cornwall Constabulary
Force Headquarters
EXETER
EX2 7HQ

Telephone: 01803 218900

15 October 2014

Dear Sir/Madam

Hop n Grapes, Lower Union Lane, Torquay, Devon, TQ2 5PR

I refer to an application for the Variation of a Premises Licence in respect of the above named premises, submitted by the applicant, Hop n Grapes Ltd.

For your information, the Hop n Grapes currently has the benefit of Premises Licence Number PL0125 issued by Torbay Council.

The premises are located within the Torbay Council Special Saturation Policy (Cumulative Impact Area) which has been identified as being subject to high levels of crime and disorder and alcohol related crime and it is also situated within the Torquay Designated Public Place Order. The premise has a capacity of 200 persons.

The Torbay Council Special Saturation Policy indicates that in the 3 year period prior to the publication of the Licensing Statement of Principles 2011, there had been a decrease in crime and disorder within parts of the CIA. The Hop n Grapes is situated in the top half of the CIA and research carried out by Mrs Smart in relation to 4 roads identified as being in close proximity of this premise indicates that since 2011 crime has continued to decrease in this area. This is a trend that the police wish to continue. In addition, your policy states "This is a welcome but managed trend which the Licensing Authority expects to continue by adhering to the current CIA". It is the opinion of the police that granting a licence for the sale of alcohol until 3.00 am daily at this premise will impact on the licensing objectives and add to the problems of crime and disorder and/or public nuisance in the area.

licensingeast@devonandcornwall.pnn.police.uk



The Torbay Council Licensing Statement of Principles 2011 Special Saturation Policy states that where a relevant representation is received in respect of an application for the variation of an existing premises licence, this would normally be refused, where it is anticipated that the application will add to the problems of crime and disorder or/and public nuisance in the area, unless the applicant can demonstrate within their operating schedule, that there will be no negative cumulative impact on one or more of the Licensing Objectives. The police consider that the applicant has not given sufficient consideration to the Licensing Statement of Principles 2011 and Special Saturation Policy as the proposed operating schedule is lacking in detail and in its current form is not enforceable. I now outline below a number of matters within the application that require further clarification.

1. The applicant has applied for boxing or wrestling entertainment between 1000 hrs and 0300 hrs daily. I do not consider the layout of the premises is suitable to hold such events, for example where will the ring be erected? Is there sufficient height within the building to accommodate this? The operating schedule does not include any information in relation to these events.
2. The applicant has applied for various forms of entertainment outdoors until 3.00 hrs daily however the operating schedule states "Restrict the use of external areas after 10 pm". It is therefore unclear what the applicant's intentions are in respect of this but the likelihood of public nuisance complaints from residents to the police and your Environmental Protection Team is extremely high should entertainment be provided in any external area at 0300 hrs on a daily basis.
3. The applicant has applied for late night refreshment until 0300 hrs daily. Is food being offered at the premises and if so until what time? If the premises are purely wet-led this could have an impact on the levels of drunkenness and the operating schedule contains no information on how the premises will deal with drunkenness or inappropriate behaviour.
4. The applicant has applied for the sale of alcohol until 0300 hrs daily, with the premises also closing at 0300 hrs daily. Therefore there is no drinking up period as is recommended within your policy and no indication within the operating schedule of how the premise will manage this.
5. The applicant proposes to have SIA licensed door stewards in sufficient numbers. What exactly does this mean? How many stewards will they have and when, or does this mean that they will be present at all times the premise is open?

6. The application indicates that CCTV will be installed with 23 cameras inside and out for 14 days. What exactly does this mean? When will the CCTV operate? What standard of images will the CCTV provide? Will the police have access to footage when required? If the police are not satisfied with the quality of footage or location of cameras will the Premises Licence Holder/DPS be prepared to make adjustments etc?
7. The operating schedule states "Night net radios" but does not indicate that the premise will actively participate in the scheme.
8. In respect of the Protection of Children from Harm, the application states "not allowed on premises after 20.30 pm". What exactly does this mean? Who will not be allowed on the premise after 20.30 pm, children (ie under 16) or under 18's?
9. In respect of the advice contained within Section 3 of your policy, it appears that the applicant has not considered this section as there has been no consultation with the police concerning this application and many of the important measures contained within this section aimed at promoting the licensing objective the Prevention of Crime and Disorder have not been included in the operating schedule.

I would also draw your attention to what I believe is an error within Table H of the application on page 11, when in respect of Sunday, the applicant has requested the terminal hour for this activity to be 0303 hrs.

In respect of the current management of the premises, Mr Gary Mewdell has held the position of DPS since 10 July 2012, and since that time there have been several incidents at the premise. Details of these are shown on the attached table and Form L10's. Police have had concerns re the provision of CCTV, intelligence re drugs/stolen property, after hours drinking and drunkenness. Should this application be granted the police are concerned that the levels of crime and disorder at this premises will increase, as is the case with the majority of licensed premises that sell alcohol and close in the early hours of the morning.

In conclusion, the police object to this application on the grounds that the granting of it will impact on the existing levels of crime and disorder and public nuisance both at the premises and in the area and, as the applicant has not demonstrated within the operating schedule that the granting of this application will not impact on any of the licensing objectives as is required by your Special Saturation Policy, the police respectfully request that the Licensing Authority refuse the application.

In order to assist at the hearing, please find attached:

- Form L10's in relation to incidents at the Hop n Grapes since July 2012, together with some work control documents completed by Mrs Smart
- Statement of PC Lee Collings, Town Centre Neighbourhood Beat Manager
- Table showing recorded crimes at the Hop n Grapes
- Map showing the location of pubs and clubs within the CIA
- Table detailing the closing times of pubs and clubs within the CIA
- Sheet showing the crimes levels in respect of the upper half of the CIA.

Should you require any further information, please do not hesitate to contact Julie Smart on 01803 218900.

Yours faithfully

A handwritten signature in black ink, appearing to be 'G Mayhew', with a horizontal line extending to the right.

Superintendent G Mayhew
LPA Commander



Alcohol / Licensing Information Form

File No.:		Computer URN:		Minute No.:	
-----------	--	---------------	--	-------------	--

To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type:	<input type="checkbox"/> Visit	<input checked="" type="checkbox"/> Incident	<input type="checkbox"/> Other Off-duty incident	Date: 20/10/12	Time: 1728hrs
OIS Ref.:			Crime No.:		
Name of premises (where applicable):	Hop N Grapes				
Address:	Lower Union Lane, Torquay				

Brief summary / action taken:

Designated Premises Supervisor (DPS) on the premises? Yes No

Name of DPS (or person in charge if no DPS):

Helpful Unhelpful Obstructive Other:

Whilst off-duty the reporting officer witnessed a violent altercation break out in the street directly in front of the main entrance to Hop n Grapes Public House. It involved at least two white males fighting, one of whom was using a dog chain/leash as a weapon. Both males were shouting and swearing loudly in the street. From the officer's restricted viewpoint it appeared that the fight had spilled out from the pub and that a number of people were stood in the pub doorway watching.

A short while later the officer walked past the premises and two known nominals were engaged in conversation with a male stood just outside the doorway of the Hop n Grapes, on the street/pavement, who was smoking and drinking a pint of lager.

The fight was reported by 999 call - STORM CAD 680 20/10/12 refers.

Submitted by: Name: James Stock

Force No.: 15597

Signed: JS

Date: 22/10/12

Time: 1100hrs

Officers present at inspection:

N/A

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No
2. Any public order inside / outside premises? Yes No
3. Any evidence of drugs found inside / outside premises? Yes No
4. Any drinks promotions in operation at time of visit? Yes No
5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No
Incident captured? Yes No
Image quality? Good Poor Other:
Working at time of visit? Yes No
Staff able to download? Yes No
2. Door staff on duty? Yes No If Yes, number: None seen
SIA licensed? Yes No Licence displayed? Yes No
3. Do the premises look overcrowded? Yes No
4. Method of checking the customer numbers:
5. Radio system in use? Yes No
6. Tables / glasses kept tidy? Yes No
7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No
2. Any smokers standing outside of premises? Yes No
3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No
2. What proof of age policy is operated in the premises?
3. How is this publicised?
4. Do staff appear trained in proof of age? Yes No

Any other information:



Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
-----------	---------------	-------------

To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input checked="" type="checkbox"/> Visit <input type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 16/11/12 Time: 1300
OIS Ref.:	Crime No.:
Name of premises (where applicable): Hop and Grapes	
Address: Temperence Street, Torquay	
Brief summary / action taken:	
Designated Premises Supervisor (DPS) on the premises? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Name of DPS (or person in charge if no DPS):	
<input type="checkbox"/> Helpful <input type="checkbox"/> Unhelpful <input type="checkbox"/> Obstructive <input type="checkbox"/> Other:	
Non uniformed officers visited the pub at approx 1300 in the afternoon. this was in response to intelligence that the pub was used to handle stolen goods. the visit was carried out under operations Ambassador and Brixton. Although quiet there was a small group of people in the pub near to the entrance. Associates of nominlas were seen to eneter during our time there but no criminality seen. However there were a number of handwritten signs around the pub, presumably by the DPS, stating that drug use or supply would not be tolerated in any part of the pub. there was one even in the male toilets which read: "IF I FIND OUT WHO IS DOING STUFF IN MY TOILETS I WILL CALL THE POLICE!", and went on to say that staff would be checking both male and female toilets. This indicated to me that there had been a problem with use/supply previously but it was in the officers opinion that the DPS had tackled the issue in a positive and robust way.	
Submitted by: Name: PC Derwin Aiton	Force No.: 16011
Signed:	Date: 04/12/12 Time: 1600
Officers present at inspection:	
6011 Aiton 5842 Sweatman	

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No
2. Any public order inside / outside premises? Yes No
3. Any evidence of drugs found inside / outside premises? Yes No
4. Any drinks promotions in operation at time of visit? Yes No
5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No Working at time of visit? Yes No
Incident captured? Yes No Staff able to download? Yes No
Image quality? Good Poor Other:
2. Door staff on duty? Yes No If Yes, number:
SIA licensed? Yes No Licence displayed? Yes No
3. Do the premises look overcrowded? Yes No
4. Method of checking the customer numbers:
5. Radio system in use? Yes No
6. Tables / glasses kept tidy? Yes No
7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No
2. Any smokers standing outside of premises? Yes No
3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No
2. What proof of age policy is operated in the premises?
3. How is this publicised?
4. Do staff appear trained in proof of age? Yes No

Any other information:

File No.:		Computer URN:		Minute No.:	
-----------	--	---------------	--	-------------	--

To be completed for any incident or for information on any licensed premises. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Name of premises: Hop and Grapes		
Address: Lower Union Lane Torquay		
Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 28/02/13 Time: 0045	
OIS Ref.: 9	Crime No.:	
Brief summary / action taken (if not recorded elsewhere):		
Domestic assault had taken place in the premises. We attended to id witnesses and possibly view cctv. They were clearly open and serving after hours, approx 12 customers with full drinks, people smoking outside the front door etc. Several very drunk customers stumbling about. DPS Gary Newdell unable to work cctv.		
Submitted by: Name: dave thomas	Force No.: 6400	
Signed:	Date: 28/02/13	Time: 0500
Action taken by Licensing Unit:		
Licensing officer:		
Forwarded to Daily Tasking:		

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Officers present at inspection:

6400

Administration:

1. Designated Premises Supervisor (DPS) on the premises? Yes No
Name of DPS (or person in charge if no DPS): Gary Newdell
 Helpful Unhelpful Obstructive Other:
2. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
3. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No
2. Any public order inside / outside premises? Yes No
3. Any evidence of drugs found inside / outside premises? Yes No
4. Any drinks promotions in operation at time of visit? Yes No
5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No Working at time of visit? Yes No
Incident captured? Yes No Staff able to download? Yes No
Image quality? Good Poor Other:
2. Door staff on duty? Yes No If Yes, number: 2
SIA licensed? Yes No Licence displayed? Yes No
3. Do the premises look overcrowded? Yes No
4. Method of checking the customer numbers:
5. Radio system in use? Yes No
6. Tables / glasses kept tidy? Yes No
7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No
2. Any smokers standing outside of premises? Yes No
3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No
2. What proof of age policy is operated in the premises?
3. How is this publicised?
4. Do staff appear trained in proof of age? Yes No



Force Licensing Team

 This Site: Force Licensing Tea



Force Licensing Team > Licensing Items > Hop n Grapes Torquay

Licensing Items: Hop n Grapes Torquay

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Item Type	L10
Prem Name	Hop n Grapes Torquay
Date Rec'd	28/02/2013
Date Due	
Event Start Date	
Event End Date	
Submitting Officer	THOMAS Dave 16400
Applicant Surname	
Applicant First Name	
Prem Street	Lower union Lane
Prem District	
Prem Town	Torquay
Prem County	Devon
Prem Postcode	
Premises risk rating	Low
Hub Location	EAST - Exeter
Logic outcome	Fail
Licensing Office	Torbay
Allocated To	Julie SMART
Item Report Summary	Domestic assault - attended to obtain CCTV. Clearly open and serving after hours.
Comments	<p>DART Robin 54544 (09/09/2014 11:41): edit address adding area.</p> <p>SMART Julie 50403 (15/04/2013 12:02): 1145 15/04/13 - Telephoned Gary Mewdell and discussed incident. He could not remember it at all. I told him that the police had attended the premises and seen approx 12 people still drinking and that he had been unable to work the CCTV. He stated he still couldn't recall the incident. He stated that he doesn't do after hours drinking, but sometimes staff stay on after the premises are closed and have a drink whilst they bottle up and clean. I warned him re after hours drinking and levels of drunkenness.</p> <p>I asked Gary what the position is with regards to him being DPS at the Hop n Grapes as Jock McIndoe from Plymouth had phoned me a couple of weeks ago as he was taking a premises on in Plymouth. He stated he is DPS at the Plymouth premises but only as a temporary measure and is hoping to come off that licence soon. He told me that there had been a stabbing incident a few doors away from that premises over the weekend and police had requested CCTV. He has given them this and said that both parties had been drinking in there prior to the incident. I told him that should I see an increase in issues at the Hop n Grapes, I may request that he comes off one licence to</p>

ensure he can provide adequate supervision. He told me that he drives to Plymouth every day to ensure that that premises is visited and when he is down there his wife, Tracey, is responsible for the Hop n Grapes and she has a Personal Licence. Will bear this in mind should further problems arise at the Hop n Grapes.

SMART Julie 50403 (02/04/2013 12:36):

02/04/13 - Telephone number for premises as detailed on Premises Licence is unobtainable. Phoned Premises Licence Holders Stars Pubs and Bars Ltd, 0131 528 1000, who informed me that premises are currently being managed by LT Management Services, their contact being Gary with a mobile number of 07445 997687 - this is likely to be Gary Mewdell, the DPS.

Rang Gary's mobile and left message requesting he contacts me.

SMART Julie 50403 (26/03/2013 16:08):

FT/13/1216 refers. CCTV has now been provided. No further useful information contained within crime, although it does state that offender had been "drinking all day. He'd been drinking lager until [REDACTED] started buying Bacardi while they were in the Hop n Grapes".

WOODLEY Linda 56742 (28/02/2013 09:41):

Visit tasked

Status	COMPLETE
LA Time Taken	5
LO Time Taken	45
Item Briefed	
Representation/Objection	No
Hearing	No
Attachments	hop n grape.doc

Version: 5.0

Created at 28/02/2013 09:41 by WOODLEY Linda 56742

Last modified at 09/09/2014 11:41 by DART Robin 54544

File No.:		Computer URN:		Minute No.:	
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To be completed for any incident or for information on any licensed premises. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Name of premises: Hop n Grapes
Address: Lower Union Lane, Torquay

Report type: Visit Incident Other Date: 09/05/13 Time: 1600
 OIS Ref.: no log Crime No.: FT/13/2810

Brief summary / action taken (if not recorded elsewhere):
 A MOP stopped me whilst on foot patrol and said that a female had been assaulted inside the pub. I went inside the pub. I was informed by a member of staff what had happened and the DPS let me view the CCTV straight away.
 The staff and the DPS Garry Mewdell were very helpful.

Submitted by: Name: Claire Healey Force No.: 12810
 Signed: C Healey Date: 09/05/13 Time: 1720

Action taken by Licensing Unit:

Licensing officer:
 Forwarded to Daily Tasking:

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Officers present at inspection:

2810 HEALEY

Administration:

1. Designated Premises Supervisor (DPS) on the premises? Yes No
Name of DPS (or person in charge if no DPS):
 Helpful Unhelpful Obstructive Other:
2. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
3. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No
2. Any public order inside / outside premises? Yes No
3. Any evidence of drugs found inside / outside premises? Yes No
4. Any drinks promotions in operation at time of visit? Yes No
5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No Working at time of visit? Yes No
Incident captured? Yes No Staff able to download? Yes No
Image quality? Good Poor Other:
2. Door staff on duty? Yes No If Yes, number:
SIA licensed? Yes No Licence displayed? Yes No
3. Do the premises look overcrowded? Yes No
4. Method of checking the customer numbers:
5. Radio system in use? Yes No
6. Tables / glasses kept tidy? Yes No
7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No
2. Any smokers standing outside of premises? Yes No
3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No
2. What proof of age policy is operated in the premises? ID to be shown
3. How is this publicised? unknown
4. Do staff appear trained in proof of age? Yes No


Force Licensing Team

 This Site: Force Licensing Tea



Force Licensing Team > Licensing Items > Hop n Grapes Torquay

Licensing Items: Hop n Grapes Torquay

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Item Type	L10
Prem Name	Hop n Grapes Torquay
Date Rec'd	10/05/2013
Date Due	
Event Start Date	09/05/2013 16:00
Event End Date	
Submitting Officer	HEALEY Claire 12810
Applicant Surname	
Applicant First Name	
Prem Street	Lower Union Land
Prem District	
Prem Town	Torquay
Prem County	Devon
Prem Postcode	TQ2 5PR
Premises risk rating	Low
Hub Location	EAST - Exeter
Logic outcome	Fail
Licensing Office	Torbay
Allocated To	Julie SMART
Item Report Summary	A MOP said that a female had been assaulted inside the pub. Inside the pub informed what had happened and the DPS let me view the CCTV straight away. The staff and the DPS Garry Mewdell were very helpful
Comments	<p>DART Robin 54544 (09/09/2014 11:42): edit address adding area.</p> <p>SMART Julie 50403 (08/10/2013 13:50): Name changed to assist future searches</p> <p>SMART Julie 50403 (23/07/2013 10:47): FT/13/2810 viewed. CCTV now obtained and shows incident. Premises not required to have CCTV as a condition of the licence. I therefore do not propose to take any further action with regards to the time taken to provide CCTV on this occasion, however should further incident occur where there appears to be issues with obtaining CCTV footage I will raise matter with DPS, Gary Mewdell, and ask him to ensure that he can provide footage as quickly as possible.</p> <p>SMART Julie 50403 (13/06/2013 11:56): 13/06/13 - FT/13/2810 viewed. CCTV issue still on-going but OIC has stated in crime free text that he is to seize USB stick from Gary Mewdell and give him a replacement.</p> <p>SMART Julie 50403 (21/05/2013 14:34):</p>

21/05/13 - FT/13/2810 viewed. CID having issues obtaining CCTV but are liaising with VPU and IT re how to get this from the system.
SMART Julie 50403 (14/05/2013 12:57):
FT/13/2810 viewed. CCTV of incident being prepared. Will leave this item open until it has been provided.

WOODLEY Linda 56742 (10/05/2013 15:51):

Visit tasked	NO
Status	COMPLETE
LA Time Taken	5
LO Time Taken	20
Item Briefed	
Representation/Objection	No
Hearing	No
Attachments	hop n grape.doc

Version: 7.0

Created at 10/05/2013 15:51 by WOODLEY Linda 56742

Last modified at 09/09/2014 11:42 by DART Robin 54544

File No.:		Computer URN:		Minute No.:	
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To be completed for any incident or for information on any licensed premises. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Name of premises: HOP N GRAPES	
Address: LOWER UNION LANE TORQUAY	
Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 23/11/13 Time: 2100
OIS Ref.: 580 25/11/13	Crime No.: FT/13/8093
Brief summary / action taken (if not recorded elsewhere): ABOVE CRIME RELATES TO AN ALLEGED DOMESTIC ASSAULT AT THE BAR	
Submitted by: Name: HAWORTH	Force No.: 1463
Signed: ELECTRONIC	Date: 25/11/13 Time: 1940
Action taken by Licensing Unit:	
Licensing officer:	
Forwarded to Daily Tasking:	

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Officers present at inspection:

NOT INSPECTED

Administration:

1. Designated Premises Supervisor (DPS) on the premises? Yes No
Name of DPS (or person in charge if no DPS):
 Helpful Unhelpful Obstructive Other:
2. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
3. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No
2. Any public order inside / outside premises? Yes No
3. Any evidence of drugs found inside / outside premises? Yes No
4. Any drinks promotions in operation at time of visit? Yes No
5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No
Incident captured? Yes No
Image quality? Good Poor Other:
Working at time of visit? Yes No
Staff able to download? Yes No
2. Door staff on duty? Yes No If Yes, number:
SIA licensed? Yes No
Licence displayed? Yes No
3. Do the premises look overcrowded? Yes No
4. Method of checking the customer numbers:
5. Radio system in use? Yes No
6. Tables / glasses kept tidy? Yes No
7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No
2. Any smokers standing outside of premises? Yes No
3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No
2. What proof of age policy is operated in the premises?
3. How is this publicised?
4. Do staff appear trained in proof of age? Yes No


Force Licensing Team

 This Site: Force Licensing Tea



Force Licensing Team > Licensing Items > Hop n Grapes Torquay

Licensing Items: Hop n Grapes Torquay

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Item Type	L10
Prem Name	Hop n Grapes Torquay
Date Rec'd	25/11/2013
Date Due	
Event Start Date	23/11/2013 21:00
Event End Date	
Submitting Officer	HAWORTH Mike 11463
Applicant Surname	
Applicant First Name	
Prem Street	Lower Union Lane
Prem District	
Prem Town	Torquay
Prem County	Devon
Prem Postcode	
Premises risk rating	Low
Hub Location	EAST - Exeter
Logic outcome	Fail
Licensing Office	Torbay
Allocated To	Julie SMART
Item Report Summary	DOMESTIC - OIS REF 580 25/11/13 and crime no FT/13/8093 refer
Comments	<p>DART Robin 54544 (09/09/2014 11:27): edit address adding area.</p> <p>SMART Julie 50403 (11/12/2013 14:50): 11/12/13 1400 hrs - Attended premises. On approach approx 5-6 people stood outside smoking, which felt quite intimidating, and I could hear one of the males say "She's looks like an official". On entering premises there were about 8 people in bar and a female bar maid approached me, she had been stood outside smoking when I entered. Requested to speak to Gary but she said he was not available. Discussed L10 with her and fact that apparently there had been an issue with CCTV. I asked her if this was now working and she replied that she didn't know. I explained that CCTV is not a condition of the premises licence but as there is a system in place it should be working at all times and the police expect to receive footage when requested. Asked female to ensure she informed Gary of my visit and to check with him that CCTV is operating correctly. When speaking to this barmaid I did not feel that she was interested in my discussion with her and did not feel reassured by her attitude.</p> <p>No further action required.</p> <p>SMART Julie 50403 (03/12/2013 09:46):</p>

03/12/13 - FT/13/8093 viewed. Relates to a domestic type ABH between 2100 and 2200 on Saturday 23/11/13 where male pushed female aggrieved to front of body which caused her to fall over and bang her head. She lost consciousness for a short time. Offender then dragged off by others at location. Aggrieved then taken to private area of pub for her own safety. Officer attended premises and spoke to Gary Mewdell (DPS) who said his CCTV had recently stopped working and that he had replaced the hard drive on the Sunday following this incident so no footage is available. Statements of witness and victim do not corroborate events. Both male and female had been drinking all day and were heavily intoxicated, with aggrieved being more so than offender. Premises does not have a late licence and therefore there is no requirement for premises to have CCTV.

Premises to be visited.

EDGECOMBE Kim 50017 (26/11/2013 12:46):

Visit tasked	NO
Status	COMPLETE
LA Time Taken	4
LO Time Taken	45
Item Briefed	
Representation/Objection	No
Hearing	No
Attachments	HOPNGRAPES 231113 L10.docx

Version: 4.0

Created at 26/11/2013 12:46 by EDGECOMBE Kim 50017

Last modified at 09/09/2014 11:27 by DART Robin 54544

File No.:	Computer URN:	Minute No.:
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To be completed for any incident or for information on any licensed premises. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Name of premises: The Hop and Grapes	
Address: Lower Union Lane, TORQUAY	
Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 04/07/14 Time: 2020HRS
OIS Ref.: 829 04/07/14 & 847 04/07/14	Crime No.: CR/087055/14

Brief summary / action taken (if not recorded elsewhere):

On Friday night 04/07/14 at approx 2000hrs Police were called to a report of a large fight outside Vodafone on Union St in Torquay. On arrival Police spoke with the victims a male and female victims of an unprovoked attack. The male suffering a deep cut to his forehead and several other cuts along with a dislocated shoulder. The female was later taken to hospital after suffering bleeding from her crotch. The offenders were described by the victims and several other witnesses stood by. The area was busy with interbational students and mebers of the public all distressed by what they had witnessed. The suspects were stopped by PCSO's seen exiting the Hop and Grapes pub. The suspects were aggressive, clearly drunk, and were susequently arrested by officers. When being arrested several drinkers from the Hop and Grapes came out to watch the incident jeering on the arrested suspects. One female became obstructive towards Police walking out of the pub towards officers some 20 yards out of the pub and on to the street. The female described as portly build, with short blonde hair approached one Police officer asking what we were doing. She was told we could not give her information at this time and was asked to go back in to the pub. She failed to take this officers advice and then approached another Police officer who was trying to control one of the aggressive suspects. The officer clearly trying to control the male was approached by the female. The female asked again why the males had bene arrested. At this point she stated that she was the land lady and that these were reular punters and she wanted to know why they had been arrested. When she was told that Officers could not tell her she became obstructive and abusive to the Police Officer. Continued on attached sheet.....

Submitted by: Name: PC COLLINGS	Force No.: 12671
Signed: PC COLLINGS	Date: 05/07/2014 Time: 0335hrs

Action taken by Licensing Unit:

Licensing officer:
Forwarded to Daily Tasking:

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Officers present at inspection:

Administration:

1. Designated Premises Supervisor (DPS) on the premises? Yes No
Name of DPS (or person in charge if no DPS):
 Helpful Unhelpful Obstructive Other:
2. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
3. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No
2. Any public order inside / outside premises? Yes No
3. Any evidence of drugs found inside / outside premises? Yes No
4. Any drinks promotions in operation at time of visit? Yes No
5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No Working at time of visit? Yes No
Incident captured? Yes No Staff able to download? Yes No
Image quality? Good Poor Other:
2. Door staff on duty? Yes No If Yes, number:
SIA licensed? Yes No Licence displayed? Yes No
3. Do the premises look overcrowded? Yes No
4. Method of checking the customer numbers:
5. Radio system in use? Yes No
6. Tables / glasses kept tidy? Yes No
7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No
2. Any smokers standing outside of premises? Yes No
3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No
2. What proof of age policy is operated in the premises?
3. How is this publicised?
4. Do staff appear trained in proof of age? Yes No

On Friday night 04/07/14 at approx 2000hrs Police were called to a report of a large fight outside Vodafone on Union St in Torquay. On arrival Police spoke with the victims a male and female, victims of an unprovoked attack. The male suffering a deep cut to his forehead and several other cuts along with a dislocated shoulder. The female was later taken to hospital after suffering bleeding from her crotch. The offenders were described by the victims and several other witnesses stood by. The area was busy with international students and members of the public all distressed by what they had witnessed. The suspects were stopped by PCSO's seen exiting the Hop and Grapes pub. The suspects were aggressive, clearly drunk, and were subsequently arrested by officers. When being arrested several drinkers from the Hop and Grapes came out to watch the incident jeering on the arrested suspects. One female became obstructive towards Police walking out of the pub towards officers some 20 yards out of the pub and on to the street. The female described as portly build, white female, with short blonde hair approached one Police officer asking what we were doing. She was told we could not give her information at this time and was asked to go back in to the pub. She failed to take this officers advice and then approached another Police officer who was trying to control one of the aggressive suspects. The officer clearly trying to control the male was approached by the female. The female asked again why the males had been arrested. At this point she stated that she was the land lady and that these were regular punters and she wanted to know why they had been arrested. When she was told that Officers could not tell her she became obstructive and abusive to the Police Officer. She began to raise her voice and cause a scene that would be considered a public order offence at any other time had the Officers not been dealing with a serious assault with two suspects in custody. The males had been involved in an assault close to the pub, It is unknown if the doorstaff saw the assault but these males were allowed to enter the pub shortly after the assault had taken place. The licensee during this incident was very unprofessional, and was obstructing Police investigating a serious assault. Her behaviour was completely unacceptable.


Force Licensing Team

 This Site: Force Licensing Tea

Force Licensing Team > Licensing Items > Hop n Grapes Torquay

Licensing Items: Hop n Grapes Torquay

 New Item |
 Edit Item |
 Delete Item |
 Workflows |
 Alert Me |
 Version History

Item Type	L10
Prem Name	Hop n Grapes Torquay
Date Rec'd	07/07/2014
Date Due	
Event Start Date	04/07/2014 20:20
Event End Date	
Submitting Officer	COLLINGS Lee 12671
Applicant Surname	
Applicant First Name	
Prem Street	Lower Union Lane
Prem District	
Prem Town	Torquay
Prem County	Devon
Prem Postcode	
Premises risk rating	
Hub Location	EAST - Exeter
Logic outcome	Fail
Licensing Office	Torbay
Allocated To	Julie SMART
Item Report Summary	Ois ref: 829 & 847 4/7/14 CR 08705514 Disorder outside Vodaphone Union Street suspects seen exiting Hop and Grapes
Comments	<p>SMART Julie 50403 (29/09/2014 09:56): Item re-opened as premises have applied for a variation to allow them to sell alcohol until 3.00 am daily. Also received information from Emma Kendrick that Gary's partner is not co-operating with police in providing a statement. Crime to be viewed to establish further information.</p> <p>DART Robin 54544 (09/09/2014 11:44): edit address adding area.</p> <p>SMART Julie 50403 (07/08/2014 14:30): 07/08/14 1000 - Attended premises with Sgt Norsworthy and met with Gary Mewdell. Read out content of L10, Mr Mewdell stated that female described is his partner, Tracey Swift. He stated he didn't know much about the incident and particularly not about Ms Swift's attitude but he will discuss this with her and inform her that it was inappropriate. Discussed issue of drunkenness of individuals, he disputed that they were drunk and had door staff on duty. Advised him that police are expert witnesses as identified drunks and therefore they were drunk. He will discuss with his bar staff and ensure they do not serve even if allowed in premises by door stewards. Asked him to</p>

ensure stewards regularly walk around premises and eject where necessary. Mr Mewdell stated incident occurred down the road from his premises but it was pointed out that they were in there immediately prior to the incident and therefore a link has been established. Asked Mr Mewdell to ensure that CCTV is provided to police and he stated he had burnt it off and it was upstairs awaiting collection, advised him that he should get it and I will ensure it is passed to CID. He then went up and got it for me. Advised him that CID wish to speak to his partner about what she witnessed and obtain witness statement from her, he said she is working today and I said that I would pass his mobile number to CID for them to make contact.

CCTV and Gary's mobile number handed to CID on return to office, however Emma Kendrick was not available so disk was placed in an envelope marked for her attention.

Discussion re his other premises in Plymouth, The Junction, he no longer has this premises and stated it was really hard work and not worth the effort.

Mr Mewdell asked for some drugs posters so I will ensure that he gets some.

No further action required.

SMART Julie 50403 (07/07/2014 10:48):

Re-allocated to myself.

BAKEWELL Denise 56564 (07/07/2014 09:44):

Visit tasked	NO
Status	In Progress
LA Time Taken	5
LO Time Taken	60
Item Briefed	
Representation/Objection	No
Hearing	No
Attachments	Form L10 hopandgrapes main.doc hop and grapes 2.doc

Version: 5.0

Created at 07/07/2014 09:44 by BAKEWELL Denise 56564

Last modified at 29/09/2014 09:56 by SMART Julie 50403



Alcohol / Licensing Information Form

File No.:	Computer URN:	Minute No.:
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To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 12/09/14 Time: 2210
OIS Ref.:	Crime No.:
Name of premises (where applicable):	
Address: HOP N GRAPES, TORQUAY	
Brief summary / action taken:	
Designated Premises Supervisor (DPS) on the premises? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Name of DPS (or person in charge if no DPS):	
<input type="checkbox"/> Helpful <input type="checkbox"/> Unhelpful <input type="checkbox"/> Obstructive Other:	
CALLED TO AN INCIDENT WHERE A MALE HAD BEEN ASKED TO LEAVE THE PUB AND WAS BEING VERBALLY AGGRESSIVE TOWARDS SECURITY STAFF AND TRYING TO GET BACK IN THE PUB, OFFENDER GIVEN A SEC 27 DIRECTION TO LEAVE	
Submitted by: Name: MURPHY	Force No.: 3993
Signed: S MURPHY	Date: 15/09/14 Time: 1013
Officers present at inspection:	

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No
2. Any public order inside / outside premises? Yes No
3. Any evidence of drugs found inside / outside premises? Yes No
4. Any drinks promotions in operation at time of visit? Yes No
5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No Working at time of visit? Yes No
Incident captured? Yes No Staff able to download? Yes No
Image quality? Good Poor Other:
2. Door staff on duty? Yes No If Yes, number: 2
SIA licensed? Yes No Licence displayed? Yes No
3. Do the premises look overcrowded? Yes No
4. Method of checking the customer numbers:
5. Radio system in use? Yes No
6. Tables / glasses kept tidy? Yes No
7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No
2. Any smokers standing outside of premises? Yes No
3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No
2. What proof of age policy is operated in the premises?
3. How is this publicised?
4. Do staff appear trained in proof of age? Yes No

Any other information:

File No.:	Computer URN:	Minute No.:
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To be completed for any incident or for information on any licensed premises. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Name of premises: HOP & GRAPES	
Address: LOWER UNION LANE, TORQUAY	
Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input type="checkbox"/> Other	Date: 27/09/2014 Time: 2119
OIS Ref.: Storm ref. 968 -27/09/2014	Crime No.: CR/110077/14

Brief summary / action taken (if not recorded elsewhere):

Police were called to a report of a collapsed person overdosed on Cocaine and alcohol, with others causing a disturbance in the background. The call to Police was made by Ambulance Control. On arrival the collapsed person was being seen by an ambulance crew while many persons milled around the doorway and pavement on to the road. There was a 'charity evening' on at the time and the D.P.S. and other staff were in fancy dress, indistinguishable from the crowd which appeared to have no formal control being imposed upon it. Persons were arguing and being hostile, clearly already very intoxicated, but not then being prevented from re-entering, or asked to leave or ushered away from the doorway. the scenario caused a disturbance/delay for a large number of other members of the public, including vehicles including a Coach that had just loaded persons from a nearby venue and could not then get through due to the Ambulance and other emergency vehicles, and some of the crowd.

One male from the crowd was arrested for 'Drunk and Disorderly' behaviour. He was vomiting after his detention.

D.P.S. that night gave his details as Gary MEWDELL [REDACTED]

Submitted by: Name: PC COPPING	Force No.: 16669
Signed: MJC	Date: 14/10/2014 Time: 1555

Action taken by Licensing Unit:

Licensing officer:
Forwarded to Daily Tasking:

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Officers present at inspection:

Administration:

1. Designated Premises Supervisor (DPS) on the premises? Yes No
Name of DPS (or person in charge if no DPS):
 Helpful Unhelpful Obstructive Other:
2. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
3. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No
2. Any public order inside / outside premises? Yes No
3. Any evidence of drugs found inside / outside premises? Yes No
4. Any drinks promotions in operation at time of visit? Yes No
5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No Working at time of visit? Yes No
Incident captured? Yes No Staff able to download? Yes No
Image quality? Good Poor Other:
2. Door staff on duty? Yes No If Yes, number:
SIA licensed? Yes No Licence displayed? Yes No
3. Do the premises look overcrowded? Yes No
4. Method of checking the customer numbers:
5. Radio system in use? Yes No
6. Tables / glasses kept tidy? Yes No
7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No
2. Any smokers standing outside of premises? Yes No
3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No
2. What proof of age policy is operated in the premises?
3. How is this publicised?
4. Do staff appear trained in proof of age? Yes No


Force Licensing Team

 This Site: Force Licensing Tea



Force Licensing Team > Licensing Items > Hop and Grapes Torquay

Licensing Items: Hop and Grapes Torquay

 | | | | |

Item Type	L10
Prem Name	Hop and Grapes Torquay
Date Rec'd	15/10/2014
Date Due	
Event Start Date	27/09/2014 21:20
Event End Date	
Submitting Officer	COPPING Michael 16669
Applicant Surname	
Applicant First Name	
Prem Street	Lower Union Lane
Prem District	
Prem Town	Torquay
Prem County	Devon
Prem Postcode	
Premises risk rating	
Hub Location	EAST - Exeter
Logic outcome	Fail
Licensing Office	Torbay
Allocated To	Julie SMART
Item Report Summary	Storm Ref 968 Crime No CR/11077/14 Report of a collapsed person over dosed on Cocaine and alcohol.
Comments	SMART Julie 50403 (16/10/2014 09:50): 16/10/14 0930 hrs - Telephone call received from Gary Mewdell. Read out content of L10 and discussed incident. Gary said that the male came in and appeared ok but went outside and collapsed. Ambulance was called and then police turned up which he said wasn't necessary and led to further problems. Gary said two females started arguing and door stewards refused entry to 2 persons. I informed Gary that the report I have does not reflect that and clearly indicates that very intoxicated persons were allowed back into the premises. Gary disputed this. I told Gary that one male had been arrested for being drunk and disorderly and whilst in custody was vomiting. Gary said that the police should not have arrested this male as in his opinion it was unwarranted and I advised Gary that if the police arrive at an incident and there is an argumentative and hostile crowd with persons clearly heavily intoxicated they have to deal with that situation in whatever way they see fit. Gary then stated that the premises will be having a fancy dress halloween evening and I advised him to make sure he monitors the levels of drunkenness.

SMART Julie 50403 (15/10/2014 12:51):
Allocated to myself.
BAKEWELL Denise 56564 (15/10/2014 09:50):
BAKEWELL Denise 56564 (15/10/2014 09:46):
Fail- All L10s to LO
Email confirmation sent to officer

Visit tasked NO
Status COMPLETE
LA Time Taken 5
LO Time Taken 20
Item Briefed
Representation/Objection No
Hearing No
Attachments Hop and Grapes.doc

Version: 4.0

Created at 15/10/2014 09:46 by BAKEWELL Denise 56564

Last modified at 16/10/2014 09:50 by SMART Julie 50403

HOP N GRAPES, LOWER UNION LANE, TORQUAY

BACKGROUND INFORMATION:

On 24/11/05 Premises Licence No PL0125 was granted by Torbay Council in respect of the Hop n Grapes, Lower Union Lane, Torquay as a conversion application with grandfather rights.

On 10/07/12 the licence was transferred to Scottish and Newcastle Pub Co, with the DPS being varied to Mr Gary Mewdell.

On 23/11/12 Torbay Council received notification of the change of name of the Premises Licence Holder to Star Pubs and Bars Ltd.

On 14/08/14 the licence was transferred to Hop n Grapes Ltd, with the DPS still being Mr Gary Mewdell.

CRIMES FROM 10/07/12 TO 13/10/14

CR/066729/13	06/09/2013	19:00	06/09/2013	20:00	ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
CR/062581/13	27/02/2013	22:30	27/02/2013	23:00	COMMON ASSAULT
CR/063949/13	09/05/2013	15:30	09/05/2013	16:00	COMMON ASSAULT
CR/068412/13	23/11/2013	21:00	23/11/2013	22:00	ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
CR/125883/13	23/04/2013	13:00	23/04/2013	15:00	ROBBERY
CR/126003/13	30/05/2013	17:30	30/05/2013	17:45	ACT OF OUTRAGING PUBLIC DECENCY - COMMON LAW
CR/009323/14	13/02/2014	16:15	13/02/2014	16:30	ASSAULT A PERSON THEREBY OCCASIONING THEM ACTUAL BODILY HARM
CR/125850/13	24/03/2013	00:30	24/03/2013	00:34	THEFT - OTHER - INCLUDING THEFT BY FINDING
CR/113430/14	10/10/2014	04:15	10/10/2014	04:45	CRIMINAL DAMAGE TO PROPERTY VALUED UNDER £5000

Witness Statement

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN:

Four empty rectangular boxes for the URN number.

Statement of: Lee COLLINGS

Age if under 18 (if over insert "over 18"): Over 18

Occupation: Police Constable 2671

This statement (consisting of1..... Pages(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:

[Handwritten signature]

Date:

13/10/2014

I am Police Constable 2671 COLLINGS of the Devon and Cornwall Police currently stationed at Torquay Police Station. I write this statement in relation to the proposal from The Hop n Grapes to vary their licence to allow them to sell alcohol and stay open until 0300hrs every night of the week. I am currently the Neighbourhood Beat manager for Torquay town centre and have previously worked on a specialised team dedicated to Policing Torbay's night time economy for several years. In my opinion it is highly likely that if this application is granted the premises will impact on crime, disorder and public nuisance in the area. This year I have arrested two suspects who fled to the Hop n Grapes. One of the suspects stored a stolen bicycle inside the premises. The other male had consumed alcohol in the premises before assaulting a male causing GBH injuries. This male was arrested shortly after the incident after having returned to the Hop n Grapes. Having worked Policing the night time economy of Torquay for several years any incident that would potentially arise during the proposed extended hours would put a strain on Policing due to the location of the premises being situated some distance from the main 'late opening' licensed premises.

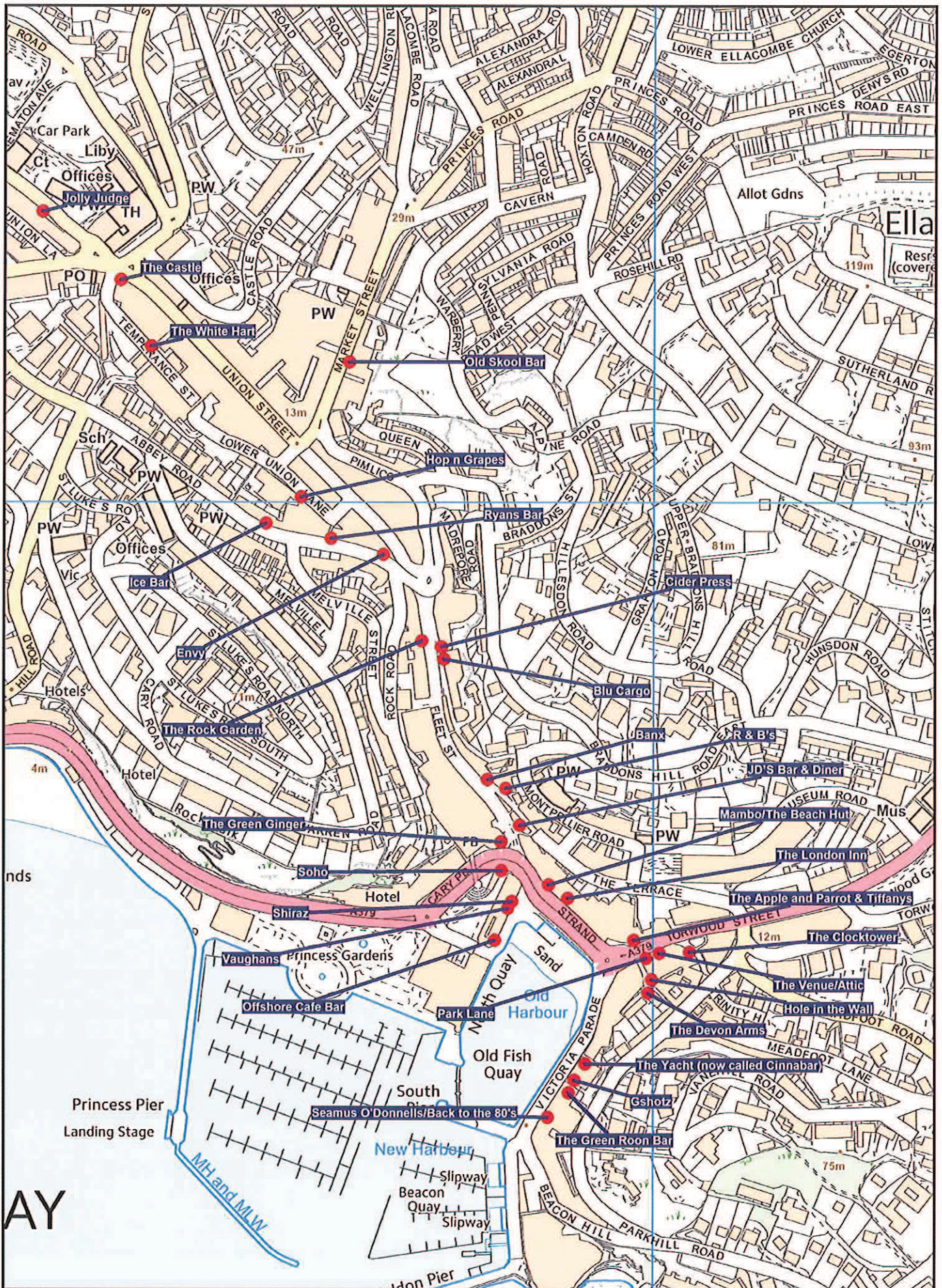
[Handwritten signature]

Signature:

[Handwritten signature]

Signature Witnessed by:

N/A



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Created by the Force Mapping Unit - Contact X22889 (01392 452889)



CLOSING TIMES FOR PUBS AND CLUBS IN THE TORQUAY CUMULATIVE IMPACT AREA

		MON	TUES	WED	THURS	FRI	SAT	SUN
1	Bohemia, 41 Torwood Street – Room Two - times shown (Room One – largest area – licensable activities until 2300 hrs daily)	0200	0200	0300	0300	0500	0500	0400
2	Clock Tower, 23 Torwood Street	0100	0100	0100	0100	0200	0200	0100
3	Venue, 10 Torwood Street	0300	0300	0300	0300	0300	0300	0300
4	Park Lane, 1 Torwood Street	0330	0330	0330	0330	0330	0400	0330
8	Hole In the Wall, 6 Park Lane	0030	0030	0030	0030	0030	0030	0030
9	Devon Arms, 8-10 Park Lane	0030	0030	0030	0030	0030	0030	0000
11	Cinnabar, 18-19 Victoria Parade	0130	0130	0130	0130	0330	0330	0130
12	TQ One (Gshotz), 22 Victoria Parade	0130	0130	0130	0130	0230	0230	0230
13	Green Room, 23-25 Victoria Parade	0330	0330	0330	0330	0330	0330	0330
15	Seamus O'Donnells, 28 Victoria Parade	0300	0300	0300	0300	0300	0300	0300
16	Apple and Parrot & Tiffanys, 17 The Strand	0330	0330	0330	0330	0330	0330	0330
17	London Inn, 15-16 The Strand	0200	0200	0200	0200	0300	0300	0200
18	Mambo and The Beach Hut, 8-9 The Strand	0330	0330	0330	0330	0330	0330	0330
20	Shiraz, 2 Vaughan Parade	0230	0230	0230	0230	0230	0230	0230
21	Vaughans, 3 Vaughan Parade	0100	0100	0100	0100	0200	0200	0200
22	Offshore Café Bar, 13 Vaughan Parade	0030	0030	0030	0030	0030	0030	0030
23	Soho, 1 Palk Street	0230	0230	0230	0230	0230	0230	0230
24	Green Ginger, Winter Gardens, Fleet Walk	0330	0330	0330	0330	0330	0330	0330
25	JD's Bar and Diner, 1 Fleet Street	0330	0330	0330	0330	0330	0330	0330
27	Banx, 6-8 Fleet Street	0030	0030	0030	0030	0130	0130	0130
28	R & B's, 12/14 The Terrace	0300	0300	0300	0300	0300	0300	0300
29	Rock Garden, 40-44 Swan Street, Torquay	2330	2330	2330	0230	0230	0230	2300
30	Blu Cargo, 8-9 Braddons Hill Road West	0030	0030	0030	0030	0200	0200	0030
31	Cider Press, 5-6 Braddons Hill Road West	0030	0030	0030	0030	0030	0030	0030
32	Envy, Old Town Hall	0030	0030	0030	0030	0030	0030	0030
33	Ryan's Bar, 25-27 Abbey Road	0030	0030	0030	0030	0030	0030	0030
34	Ice Bar, 37 Abbey Road, Torquay	0030	0030	0300	0300	0300	0300	0300
35	Hop n Grapes, Lower Union Lane	2320	2320	2320	2320	2320	2320	2250
36	White Hart, 48 Temperance Street	0030	0030	0030	0030	0030	0030	0030
37	Old Skools Cafe Bar, 18-20 Market Street	0030	0030	0030	0030	0030	0030	0030
38	Twiggys, 1 Pimilico	2320	2320	2320	2320	2320	2320	2250

Document Updated: 14/10/14

CLOSING TIMES FOR PUBS AND CLUBS IN THE TORQUAY CUMULATIVE IMPACT AREA

39	The Castle, 142-144 Union Street	0030	0030	0030	0130	0300	0300	0030
40	Jolly Judge, 168-170 Union Street	0030	0030	0030	0030	0030	0030	0030
41	Printers Elbow II, 268 Union Street	0030	0030	0030	0030	0030	0030	0030

CRIME DATA

The below table shows the total number of crimes recorded in respect of the years and locations specified.

	Union Street	Abbey Road	Lower Union Lane	Temperance Street	TOTAL
2004	979	389	35	24	1327
2005	853	197	26	18	1094
2006	746	182	41	21	990
2007	753	198	21	12	984
2008	740	217	17	11	985
2009	515	166	23	9	713
2010	443	141	27	9	620
2011	546	113	16	8	683
2012	535	92	19	4	650
2013	485	107	21	10	623
2014 (Up to 13/10/14)	297	120	15	12	444

The below table shows the number of the above crimes that actually occurred in the street.

	Union Street	Abbey Road	Lower Union Lane	Temperance Street	TOTAL
2004	240	67	7	14	328
2005	220	55	8	12	295
2006	181	45	11	11	248
2007	175	34	1	4	214
2008	188	53	4	8	253
2009	155	41	6	3	205
2010	92	29	10	4	135
2011	148	50	2	2	202
2012	136	23	9	3	171
2013	127	46	8	4	185
2014 (Up to 13/10/14)	75	41	6	6	128

The below table shows the number of crimes that occurred in the street between 0000 and 0600 hrs. (These figures do not include crimes which occurred overnight with a wide time frame, ie damage to vehicle between 1900 – 0600 hrs).

	Union Street	Abbey Road	Lower Union Lane	Temperance Street	TOTAL
2004	87	17	1	1	106
2005	73	13	3	0	89
2006	45	20	0	2	67
2007	61	14	0	1	106
2008	73	16	0	1	90
2009	39	13	0	0	50
2010	10	11	1	0	22
2011	16	12	0	1	29
2012	17	5	0	0	22
2013	18	13	0	1	32
2014 (Up to 13/10/14)	13	15	0	0	28

Memorandum

To:	From	: Community Safety
c.c	Contact	: Mr Karl Martin
c.c.	Ext	: 01803 208025
c.c	My Ref	: 1ZV SRU No:
.	Your Ref	:
For the attention of: Mandy Guy	Date	: 16 th October 2014

Subject: Premises– Licensing Act 2003

Premises Name & Address: Hop n Grapes, Lower Union, Torquay, Devon, TQ5 5PR

- a) I have no comments to make on the above application
- b) The application does not meet the following licensing objectives:
- i) Prevention of crime and disorder
 - ii) Protection of children from harm
 - iii) Public safety
 - iv) Prevention of public nuisance
1. I wish to object to the above named application as I do not believe the application promotes the licensing objective 'Prevention of Public Nuisance'.
2. The Hop 'n' Grapes public house is situated on lower lane, Torquay. The premises has a beer garden at the rear of the premises.
3. Residential accommodation on Abbey Road overlooks the rear of the premises and the beer garden. To the right is a BT exchange office, a car park to the left and the rear of commercial units at the front. Please see appendix 1.0
4. The applicant consulted with Licensing Officers before submission of the application and was advised to consult with all responsible authorities. The applicant has failed to consult as recommended:-

'In order to reduce the risk of relevant representations and the cost and delay of a contested hearing, applicants are strongly recommended to consult with the relevant Responsible Authority...'

Licensing Statement of Principles, Torbay Council, 2011, s3 p15

5. Torbay Councils Licensing Policy leans towards refusing an application beyond 11pm in a residential area unless remedial measures can be demonstrated:-

'There will be an assumption however that Licensed Premises in residential areas, or where there is proximity to residential properties, will only be allowed to undertake Licensable Activities until 11pm unless detailed consideration and mitigation measures have been proposed to address those concerns. A simple application with no supporting material can be expected to be refused, where relevant representations have been received.'

Licensing Statement of Principles, Torbay Council, 2011, p37-38

6. The Licensing Authority expects applicants to submit an operating schedule that properly addresses the impact their application may have on their neighbours or their surrounding communities, to ensure that each of the relevant licensing objectives are promoted. Notable s2.3(ii)(iii) guides applicant where the following applies:-

*(ii) Noise from patrons and regulated entertainment where premises are in close proximity to residential properties and have a later opening time;
(iii) Public Safety matters for higher risk activities and one-off events.*

Licensing Statement of Principles, Torbay Council, 2011, p13

7. The applicant has not convinced me the application has considered Torbay council Licensing Statement of Principles. This is evident by the lack of clarity in how the applicant is going to control noise nuisance arising from the proposed extension of hours and associated activities applied for. Specifically the applicant has failed to address the following points 8-17.
8. The applicant makes references to *'Restrict the use of external areas after 10pm'*. Restrict suggests access to external areas will be controlled or reduced but restrict does not imply prohibit. Further to this the applicant has failed to define the meaning of external areas. Does this statement refer to the beer garden and/or the road outside the front of the premises?

The suggestion that the *'external areas'* which will not be closed at 10:00pm but instead, *'restricted'* is not acceptable. Does the 10:00pm logic apply 7 days a week?

9. *'All windows and doors will be closed at 23:00...'*, a condition on the license already requires doors and windows to be closed during regulated entertainment. If this statement becomes a condition of the license, will regulated entertainment start at 11:00pm in order both conditions can be complied with or does the applicant wish to remove the existing doors and windows conditions?
10. *'...and music level turned down at 11:00pm'*. Turned down to what volume and who should be consulted to ensure the volume will not give rise to nuisance. How will the volume be turned down, by way of limiter or relying on management to be responsible and reliable to turn music down? How will the applicant assess the volume ensuring breakout does not occur and disturb nearby residents.
11. The applicant has applied for live music both indoors and out until 3:00am 7 days a week. This is not acceptable in a residential area. The applicant has not provided any supporting information or sought advice from noise consultants nor offered any effective conditions to control noise nuisance. The applicant has clearly not considered the criteria in appendix 4 of the Licensing statement of principles. No licensed premises or a temporary event notice has granted live music outside until 3:00am.

12. Regulated entertainment has been applied for by the applicant for the same times as live music. As in the case of live music I find this unacceptable and the applicant has not applied the criteria referred in point 11.
13. The applicant has requested late night refreshment, however offered no insight into what the applicant intends to provide. Are the residents expected to hear kitchen extractors operating until 3:00am 7 days a week? The operation schedule offers no conditions or controls to ensure noise nuisance associated with providing food and refreshment is not going to give rise to nuisance. Perhaps another oversight but if no food or no alcoholic refreshment will be offered the applicant has also not considered higher levels of drunkenness can result in increased noise levels.
14. The applicant in the operating schedule refers to 'SIA licensed door supervisors' and 'Sufficient numbers of door staff'. Does this mean some will be SIA trained and others not? Has the applicant considered how many will be required? A critical role of door supervisor is to help prevent and manage disorder in a premise not only to reduce crime and disorder but to help uphold the prevention of public nuisance licensing objective. If the 'external' area are to be restricted after 10:00pm will SIA staff be situated in the external areas to help facilitate the prevention of public nuisance?
15. The operating schedule refers to 'CCTV= 23 Cameras inside + out'. Where will these cameras be situated? Will there be cameras in the 'external areas' that are positioned to allow staff to easily view and assess if customers are behaving inappropriately? Will there be monitors in the bar for staff to easily view or out of sight. No consideration given by the impact on the role CCTV can play in the prevention of public nuisance.
16. The applicant has applied for Boxing until 3:00am 7 days away. Again it may be an oversight and the applicant does not intend events to take place as applied for. The applicant needs to clarify the nature of these boxing events. Where will the event be held? Will additional PA equipment be used and what pre-cautions will be taken to ensure nuisance does not occur? Has the applicant considered and had regard to professional bodies guidance and requirements?
17. The applicant has not offered a drinking up time. Are patrons at 3:00am expected to down drinks and all leave the premises in one go and impact on the noise environment or is it likely patrons will occupy the premises for another half an hour or more creating potential nuisance closer to 4am. Though there is no legal requirement for drinking up times the licensing policy clearly suggests applicants:-

'Demonstrate a responsible approach to alcohol sales by ending alcohol sales by a time specified in the application that is some time before the premises themselves are closed'

Licensing Statement of Principles, Torbay Council, 2011, s3.1 (v) p16

18. An interrogation of the authorities data base has identified the following noise complainants associated to this premises:-
 - a. June 2002 – complaint about noise emanating from the premises, resident lives in a flat on Abbey Road.
 - b. September 2005 – complaint about beer bottles being emptied at 6:00am, resident lives in a flat on Abbey Road.
 - c. June 2009 – complaint about noise from the beer garden, complainant lives in a flat on Abbey Road.

Conclusion

19. The application seeks to extend an existing premises licence, currently limited to 11:00pm, until 3:00am 7 days a week. The applicant has not demonstrated knowledge and understanding of their responsibility to ensure the proposed application will promote the Licensing objectives, especially the Prevention of Public Nuisance and Crime and disorder. In accordance I recommend the Licensing Sub-Committee give their due consideration to the following recommendations.

Recommendations

20. I respectfully request the Licensing Sub-Committee give their due consideration to the following recommendation:

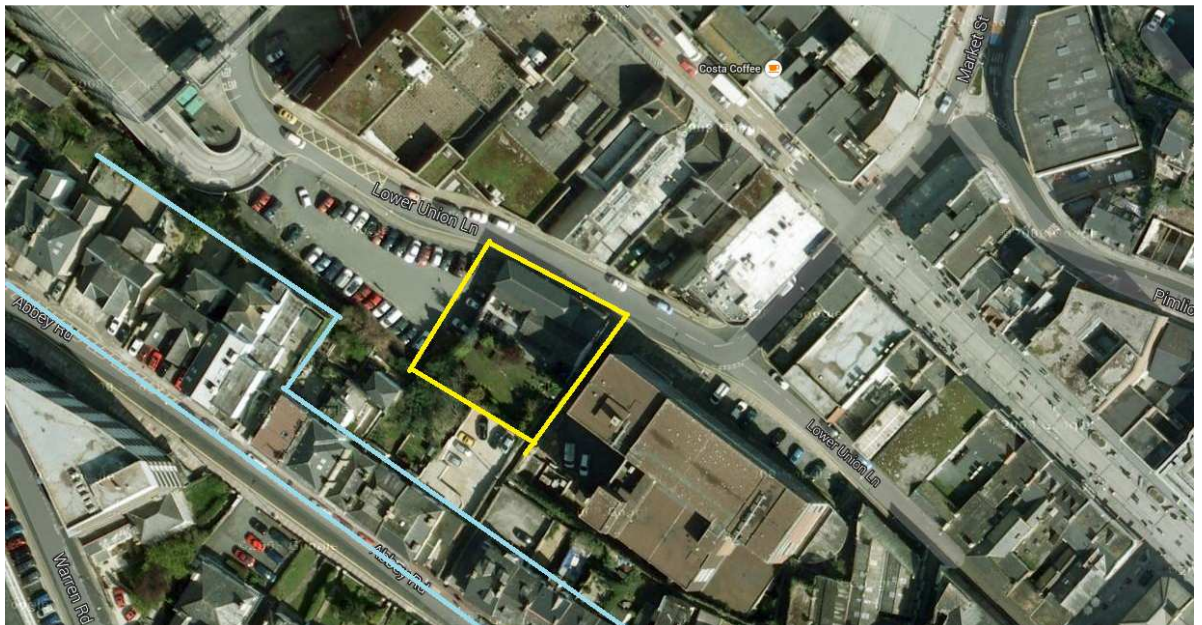
- a. *Refuse the application outright on the grounds the application does not promote the licensing objects.*

Appendices

21. Appendix 1.0 – Street view and Plan of the locality of Grape n Hopes.

Mr Karl Martin
Public Protection Officer

Appendix 1.0 – Maps and photographs of the Hop n Grapes.



Yellow- perimeter of the Hop n Grapes public House
Blue- area of mixed residential and commercial properties



Above – Looking North – Lower Union Lane

Below – Looking West, residential accommodation can be seen along Abbey Road.

