

Objection (Police)
 Objection & Conditions (Noise Poll)

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

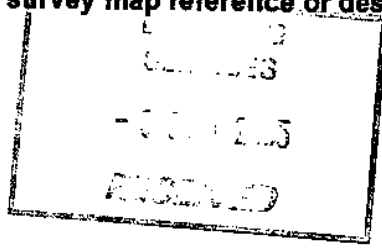
I/We ALION LTD

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description ALION LTD T/A KEBAB HOUSE 5 Queens Street				
Post town		Lymington	Post code	SO41 9NG



Telephone number at premises (if any)	01590 678488
Non-domestic rateable value of premises	£1175

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
 Please tick yes

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

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

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	

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

(B) OTHER APPLICANTS

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

Name ALION LTD
Address
Registered number (where applicable) 5286617
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
2	4	112005

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

Day	Month	Year

Please give a general description of the premises (please read guidance note 1)
Lock-up shop on Queens Street Lymington, one of the main roads leading to the Town Centre
Established takeaway with an A3 planning consent, enjoying local trade all year round.

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

0

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

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

Provision of regulated entertainment

Please tick yes

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

Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

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

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

In all cases complete boxes N, O and P

A

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

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Wed					
Thur			<u>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</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

C

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

D

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

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 type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			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)		
Sat					
Sun					

F

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

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"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon				
Tue				
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)	
Thur				
Fri			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				
Sun				

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</u></p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here (please read guidance note 3)</u></p>		
Wed					
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)</u></p>		
Fri					
Sat			<p><u>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)</u></p>		
Sun					

1

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

J

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

K

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

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 checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	23:00	05:00			
Tue	23:00	05:00			
			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Wed	23:00	05:00			
Thur	23:00	05:00			
			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri	23:00	05:00			
Sat	23:00	05:00			
Sun	23:00	05:00			

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 type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			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)		

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

Name	
Address	
Postcode	
Personal Licence number (if known)	
Issuing licensing authority (if known)	

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)
 None

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	11:00	05:00	<p><u>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</u> (please read guidance note 5)</p>
Tue	11:00	05:00	
Wed	11:00	05:00	
Thur	11:00	05:00	
Fri	11:00	05:00	
Sat	11:00	05:00	
Sun	11:00	05:00	

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

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

We would like to apply a responsible management approach to ensure that we understand the New Forest District Council's Licensing Policy and promote the four licensing objectives and also, the requirements and wishes of the responsible authorities are taken into consideration in all our operations. Due to the nature of our business we are constantly in touch with local residents and tourists and we always take their views and wishes to consideration.

b) The prevention of crime and disorder

We will ensure the Licensing Authority is kept well briefed on nature, location and type of premises crime is occurring in the area. We will encourage the Town Watch and similiar activities set up by the Council and other civil organistaions. We will refuse serving any customer whom we think is causing trouble and acting disorderly.

c) Public safety

We will always keep the premises safe and make sure that premises meet the necessary requirements. We will inform the authorities if there are any issues arise that effects the suitability of the premises.

d) The prevention of public nuisance

We will take necessary steps to deal with potential nuisance and anti social behaviour in and around the premises. We will ask our customers personally and by displaying notices to leave the premises quitely. We will always monitor the sound and noise levels in the premises. We will always have contract with a reputable contractor for our waste collection and encourage recycling. We will always ensure that in and around our premises kept tidy and clean.

e) The protection of children from harm

We will train all staff and make sure that they all receive information on the licensing laws relating to children. We will inform the police and the authorities if we suspect that children have been targeted by criminals.

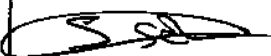
Please tick yes

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

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

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

Signature	 SALIH SEN
Date	
Capacity	Director

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Mr. Taflan Dikec (Agent)
NAKS
369 Charminster Road

Post town	Bournemouth	Post code	BH8 9QS
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Telephone number (if any)	07885 321682
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If you would prefer us to correspond with you by e-mail your e-mail address (optional)
taflan@naks.org.uk

Conditions

7/9

L...ne Sim

From: NAKS [taflan@naks.org.uk]
Sent: 26 October 2005 16:15
To: Mat Robinson
Cc: Licensing e-mail address
Subject: RE: Licence Application for the Kebab House and Charlies Fish and Chicken Bar, Queens Street Lymington.

Dear Mr Robinson,

Further to our telephone conversation regarding your comments on Premises Licence Applications for The Kebab House and Charlie's Fish & Chicken Bar in Lymington for the issue of public nuisance, I am pleased to confirm that my clients are happy to accept the conditions detailed below and add to their operating schedule.

- The licensee or nominated representative will receive and respond to complaints.
- The air conditioning system and the cooking extraction system will be switched off when not required.
- The air conditioning and cooking extraction system, when switched on, shall not be audible at the boundary of any noise sensitive premises
- The disposal of refuse into outdoor storage receptacles will not take place between 23:00 – 07:00.
- Arrangements will be put in place to ensure that waste collection contractors do not collect refuse between 19:00 – 07:00.
- Arrangements will be put in place to ensure that deliveries of consumables will not take place between the hours of 19:00 – 07:00.
- So as to minimise disturbance to local residents late at night staff will be given appropriate instructions and training to encourage customers to leave the premises quietly and not to loiter in the vicinity of the premises.
- At each exit point a prominent and clear notice will be displayed to the effect that customers should be considerate to local residents by leaving the premises and the area quietly

Please do not hesitate to contact me if there are any further comments

Kind regards

Taflan Dikeç

President

NATIONAL ASSOCIATION OF KEBAB SHOPS
369 Charminster Road
Bournemouth
Dorset BH8 9QS

t. + 44 (0) 1202 523723
f. + 44 (0) 1202 519911

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

From: Mat Robinson [mailto:Mat.Robinson@NFDC.gov.uk]
Sent: 26 October 2005 10:20

27/10/2005

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To: taflan@naks.org.uk

Subject: FW: Licence Application for the Kebab House and Charlies Fish and Chicken Bar, Queens Street Lymington.

I have to get a response back to licensing by this Friday. I understand from our previous correspondence that you were taking further instruction from your clients in light of the closing order. I haven't seen any correspondence with regards to the two premises in Lymington.

I will put in a formal objection on Friday should their not be changes to the operating schedule.

Mat Robinson

Senior Environmental Health Officer
Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA.

Tel: (023) 8028 5167, Fax: (023) 8028 5127, Minicom: (023) 8028 5416

e-mail: mat.robinson@nfdc.gov.uk, website: www.nfdc.gov.uk

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

From: Mat Robinson

Sent: 07 October 2005 11:25

To: 'taflan@naks.org.uk'

Subject: Licence Application for the Kebab House and Charlies Fish and Chicken Bar, Queens Street Lymington.

I have been asked to comment on your applications for the **Kebab House and Charlies Fish and Chicken Bar in Queens Street Lymington** with regards the issue of public nuisance. I noted that you are applying to operate both premises 7 nights a week until 5am. I am concerned that there is potential disturbance to local residents **unless** suitable controls are in place at the venue. May I refer you to Section C, the prevention of public nuisance, of the Licensing Policy 2003. (7th January 2005). A copy of this document is available at www.nfdc.gov.uk.

The Kebab House is the current subject of a closing order issued under the Local Government (Miscellaneous Provisions) Act 1982 on the 26th April 2002. This prohibits the use of the premises between the hours of Midnight and 5am Sunday to Thursday and 0015 hours to 0500 hours Saturday and Sundays. This order was applied for and issued following complaints of antisocial behaviour. On the 9th September this year we also received a complaint of continuing antisocial behaviour from customers causing problems in Queens Street which we are currently investigating.

I feel that the steps you have offered (in section Qd) to control public nuisance are inadequate for the nature of the activates that you are proposing especially in light of the previous problems we have had with the premises and as you are requesting to operate until the early hours of the morning when the background noise levels will fall and the chance of local residents being disturbed will increase.

I would like you to consider revising the applications to the hours as specified in the closing order and adding the following conditions to your operating schedules:

The licensee or nominated representative will receive and respond to complaints.

27/10/2005

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- *The air conditioning system and the cooking extraction system will be switched off when not required.*
- *The air conditioning and cooking extraction system, when switched on, shall not be audible at the boundary of any noise sensitive premises*

- *The disposal of refuse into outdoor storage receptacles will not take place between 23:00 – 07:00.*
- *Arrangements will be put in place to ensure that waste collection contractors do not collect refuse between 19:00 – 07:00.*

- *Arrangements will be put in place to ensure that deliveries of consumables will not take place between the hours of 19:00 – 07:00.*

- *So as to minimise disturbance to local residents late at night staff will be given appropriate instructions and training to encourage customers to leave the premises quietly and not to loiter in the vicinity of the premises.*

- *At each exit point a prominent and clear notice will be displayed to the effect that customers should be considerate to local residents by leaving the premises and the area quietly*

As the application stands at the moment I would consider putting in a formal objection as the application does not comply with our licensing policy.

Please contact me to discuss this matter.

Mat Robinson

Senior Environmental Health Officer
Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA.
Tel: (023) 8028 5167, Fax: (023) 8028 5127, Minicom: (023) 8028 5416
e-mail: mat.robinson@nfdc.gov.uk , website: www.nfdc.gov.uk

IMPORTANT - PRIVACY AND CONFIDENTIALITY NOTICE

The information in this electronic mail (e - mail) and any appendices to it All reasonable steps have been taken to ensure that this e - mail and its a It may contain confidential information. It is intended for the addressee . If you are not the addressee it must be kept strictly confidential and you . The view expressed in this electronic communication are the views of the wr It may contain information that is covered by legal professional or other p intended only for the personal attention of the named professional, firm or If you have received it in error please notify us at once by returning the The Council accepts no liability arising from unauthorised access to the in

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To:	All Responsible Authorities under the Licensing Act 2003
Our Ref:	AC\PREM\NEW\10-2005\719\Kebab House (Lymington)
Date:	17 Oct 2005
Application Type:	Premises - New Licence
Premise Details: (If Relevant)	Kebab House 5 Queens Street Lymington Hampshire SO41 9NG
Applicant Details:	Alion Ltd 5 Queens Street Lymington Hampshire SO41 9NG

LICENSING ACT 2003

CONSULTATION

I should be pleased if you will assess the application and, if after due consideration, you wish to make representation you must advise the Council of the details of that representation by no later than **03/11/2005**.

If we do not hear from you by that date we will assume you do not wish to offer a representation and continue with the licence application process.

Response:

Following the receipt of the e-mail detailed below, I do not wish to object to the following application.

Verity Fletcher
26.10.05

E-mail from Mr Dikec:

Dear Miss Fletcher,

Further to our telephone conversation regarding public nuisance issue in Lyndhurst, I am pleased to confirm that my client Mr. Salih Cetin accepts your proposed conditions except the 3rd paragraph "***The air conditioning and cooking extraction system, when switched on, shall not be audible at the boundary of any noise sensitive premises***".

He is happy to add the following conditions to his operating schedule:

- ***The licensee or nominated representative will receive and respond to complaints within a reasonable period of time.***
- ***The air conditioning system and the cooking extraction system will be switched off when not required.***
- ***The disposal of refuse into outdoor storage receptacles will not take place***

between 23:00 – 07:00.

- *Arrangements will be put in place to ensure that waste collection contractors do not collect refuse between 19:00 – 07:00.*
- *Arrangements will be put in place to ensure that deliveries of consumables will not take place between the hours of 19:00 – 07:00.*
- *So as to minimise disturbance to local residents late at night staff will be given appropriate instructions and training to encourage customers to leave the premises quietly and not to loiter in the vicinity of the premises.*
- *At each exit point a prominent and clear notice will be displayed to the effect that customers should be considerate to local residents by leaving the premises and the area quietly*

I hope that it is a satisfactory conclusion and look forward to receiving a confirmation letter from you.

As soon as we check the New Milton Kebab House - Extraction System, I will inform you of my client's comments.

Kind regards

Taflan Dikeç

President

NATIONAL ASSOCIATION OF KEBAB SHOPS
369 Charminster Road
Bournemouth
Dorset BH8 9QS

t. + 44 (0) 1202 523723

f. + 44 (0) 1202 519911

objection

Licensing Memo

Premises: Kebab House, Lymington
From: Mat Robinson, Senior Environmental Health Officer.
Date: November 3, 2005

OBJECTION

The operators of the premises have agreed to add the following conditions to their licence, following discussions with this service:

- The licensee or nominated representative will receive and respond to complaints. The air conditioning system and the cooking extraction system will be switched off when not required.
- The air conditioning and cooking extraction system, when switched on, shall not be audible at the boundary of any noise sensitive premises
- The disposal of refuse into outdoor storage receptacles will not take place between 23:00 - 07:00.
- Arrangements will be put in place to ensure that waste collection contractors do not collect refuse between 19:00 - 07:00.
- Arrangements will be put in place to ensure that deliveries of consumables will not take place between the hours of 19:00 - 07:00.
- So as to minimise disturbance to local residents late at night staff will be given appropriate instructions and training to encourage customers to leave the premises quietly and not to loiter in the vicinity of the premises.
- At each exit point a prominent and clear notice will be displayed to the effect that customers should be considerate to local residents by leaving the premises and the area quietly

Whilst we welcome this change to their operating schedule, we remain concerned that there is potential for public nuisance from this premises operating in this residential area to the early hours of the morning.

Our concerns come from the fact that this premises was served with a Closing Order by this department, in April 2002. This order was served following an number of complaints about anti-social behaviour. The order prohibited the operation of this premises between 1200 and 0500 Sunday to Thursday and 0015 to 0500 Fridays and Saturdays.

I wish to formally object to this application on the grounds of public nuisance.

Mat Robinson
Senior Environmental Health Officer
Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA.
Tel: (023) 8028 5167, Fax: (023) 8028 5127, Minicom: (023) 8028 5416
e-mail: mat.robinson@nfdc.gov.uk, website: www.nfdc.gov.uk

M. Robinson

To: NAKS

Subject: RE: Licence Application for the Kebab House and Charlies Fish and Chicken Bar, Queens Street Lymington.

Thank you for confirmation on the addition of the conditions to your operating schedule.

I was expecting that in addition to these you would also be suggesting some movement on the hours that you are applying for. As I said in the initial e-mail a closing order was placed on the kebab house restricting the hours the premises could be open to specifically exclude the times that you are applying for i.e 1200 to 5am.

The conditions should mitigate some of the public nuisance issues but I remain concerned that their will be a public nuisance from these activities in the very early hours of the morning in spite of the conditions simply due to the very low background level and the close proximity of the residents. The premises in my opinion is not in a suitable location to be able to operate until in this location without a conflict between the businesses and the local residents during the early hours of the morning.

I strongly recommend that you reconsider the hours applied for. If you still wish to apply until 5am then I will make an objection to seek the views of the committee.

Mat Robinson

Senior Environmental Health Officer
Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA.
Tel: (023) 8028 5167, Fax: (023) 8028 5127, Minicom: (023) 8028 5416
e-mail: mat.robinson@nfdc.gov.uk, website: www.nfdc.gov.uk

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

From: NAKS [<mailto:taflan@naks.org.uk>]

Sent: 26 October 2005 16:15

To: Mat Robinson

Cc: Licensing e-mail address

Subject: RE: Licence Application for the Kebab House and Charlies Fish and Chicken Bar, Queens Street Lymington.

Dear Mr Robinson,

Further to our telephone conversation regarding your comments on Premises Licence Applications for The Kebab House and Charlie's Fish & Chicken Bar in Lymington for the issue of public nuisance, I am pleased to confirm that my clients are happy to accept the conditions detailed below and add to their operating schedule.

- **The licensee or nominated representative will receive and respond to complaints.**
- **The air conditioning system and the cooking extraction system will be switched off when not required.**
- **The air conditioning and cooking extraction system, when switched on, shall not be audible at the boundary of any noise sensitive premises**

27

- The disposal of refuse into outdoor storage receptacles will not take place between 23:00 – 07:00.
- Arrangements will be put in place to ensure that waste collection contractors do not collect refuse between 19:00 – 07:00.
- Arrangements will be put in place to ensure that deliveries of consumables will not take place between the hours of 19:00 – 07:00.
- So as to minimise disturbance to local residents late at night staff will be given appropriate instructions and training to encourage customers to leave the premises quietly and not to loiter in the vicinity of the premises.
- At each exit point a prominent and clear notice will be displayed to the effect that customers should be considerate to local residents by leaving the premises and the area quietly

Please do not hesitate to contact me if there are any further comments

Kind regards

Taflan Dikeç

President

NATIONAL ASSOCIATION OF KEBAB SHOPS
369 Charminster Road
Bournemouth
Dorset BH8 9QS

t. + 44 (0) 1202 523723

f. + 44 (0) 1202 519911

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

From: Mat Robinson [mailto:Mat.Robinson@NFDC.gov.uk]

Sent: 26 October 2005 10:20

To: taflan@naks.org.uk

Subject: FW: Licence Application for the Kebab House and Charlies Fish and Chicken Bar, Queens Street Lymington.

I have to get a response back to licensing by this Friday. I understand from our previous correspondence that you were taking further instruction from your clients in light of the closing order. I haven't seen any correspondence with regards to the two premises in Lymington.

I will put in a formal objection on Friday should their not be changes to the operating schedule.

Mat Robinson

Senior Environmental Health Officer

Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA.

Tel: (023) 8028 5167, Fax: (023) 8028 5127, Minicom: (023) 8028 5416

e-mail: mat.robinson@nfdc.gov.uk, website: www.nfdc.gov.uk

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28/10/2005

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

From: Mat Robinson
Sent: 07 October 2005 11:25
To: 'taflan@naks.org.uk'
Subject: Licence Application for the Kebab House and Charlies Fish and Chicken Bar, Queens Street Lymington.

I have been asked to comment on your applications for the Kebab House and Charlies Fish and Chicken Bar in Queens Street Lymington with regards the issue of public nuisance. I noted that you are applying to operate both premises 7 nights a week until 5am. I am concerned that there is potential disturbance to local residents unless suitable controls are in place at the venue. May I refer you to Section C, the prevention of public nuisance, of the Licensing Policy 2003. (7th January 2005). A copy of this document is available at www.nfdc.gov.uk.

The Kebab House is the current subject of a closing order issued under the Local Government (Miscellaneous Provisions) Act 1982 on the 26th April 2002. This prohibits the use of the premises between the hours of Midnight and 5am Sunday to Thursday and 0015 hours to 0500 hours Saturday and Sundays. This order was applied for and issued following complaints of antisocial behaviour. On the 9th September this year we also received a complaint of continuing antisocial behaviour from customers causing problems in Queens Street which we are currently investigating.

I feel that the steps you have offered (in section Qd) to control public nuisance are inadequate for the nature of the activities that you are proposing especially in light of the previous problems we have had with the premises and as you are requesting to operate until the early hours of the morning when the background noise levels will fall and the chance of local residents being disturbed will increase.

I would like you to consider revising the applications to the hours as specified in the closing order and adding the following conditions to your operating schedules:

- *The licensee or nominated representative will receive and respond to complaints.*
- *The air conditioning system and the cooking extraction system will be switched off when not required.*
- *The air conditioning and cooking extraction system, when switched on, shall not be audible at the boundary of any noise sensitive premises*

- *The disposal of refuse into outdoor storage receptacles will not take place between 23:00 – 07:00.*
- *Arrangements will be put in place to ensure that waste collection contractors do not collect refuse between 19:00 – 07:00.*

- *Arrangements will be put in place to ensure that deliveries of consumables will not take place between the hours of 19:00 – 07:00.*

- *So as to minimise disturbance to local residents late at night staff will be given appropriate instructions and training to encourage customers to leave the premises quietly and not to loiter in the vicinity of the premises.*

- *At each exit point a prominent and clear notice will be displayed to the effect that customers should be considerate to local residents by leaving the premises and the area quietly*

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As the application stands at the moment I would consider putting in a formal objection as the application does not comply with our licensing policy.

Please contact me to discuss this matter.

Mat Robinson

Senior Environmental Health Officer
Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA.
Tel: (023) 8028 5167, Fax: (023) 8028 5127, Minicom: (023) 8028 5416
e-mail: mat.robinson@nfdc.gov.uk , website: www.nfdc.gov.uk

IMPORTANT - PRIVACY AND CONFIDENTIALITY NOTICE

The information in this electronic mail (e - mail) and any appendices
All reasonable steps have been taken to ensure that this e - mail and
It may contain confidential information. It is intended for the addre
If you are not the addressee it must be kept strictly confidential and
The view expressed in this electronic communication are the views of t
It may contain information that is covered by legal professional or ot
intended only for the personal attention of the named professional, fi
If you have received it in error please notify us at once by returning
The Council accepts no liability arising from unauthorised access to t

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anti-virus service working around the clock, around the globe, visit:
<http://www.star.net.uk>



FORM FOR REPRESENTATIONS FROM HAMPSHIRE CONSTABULARY

Before completing this form please read the guidance notes on page 3.

If you are completing this form by hand please write legibly inside the boxes in black ink and stay within the box provided.

Once completed please send your representation form to your local Inspector for consideration by the Police licensing objection panel.

You must keep a copy of the completed form for police records.

Hampshire Constabulary wish to make a representation(s)

regarding the granting of the Premises Licence issued under the Licensing Act 2003, for the premises described in Part 1 below.

Part 1 – Premises or Club Premises Details

Postal address of premises or club premises

**THE KEBAB SHOP
5 QUEENS STREET
LYMINGTON
HAMPSHIRE.**

Post town LYMINGTON.

Post code SO41 9AD.

Name of premises licence holder or club holding club premises certificate (if known)

Part 2 – Police Details

Hampshire Constabulary are a responsible authority

Name and address

**Hampshire Constabulary
Lymington Police Station
Southampton Road
Lymington.**

This application to object relates to the following licensing objective(s)

Please tick one or more boxes ✓

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

Please state the ground(s) for representation (please read guidance note 1)

The Kebab shop at 5 QUEENS STREET Lymington have applied for a new premises licence that would allow the premises to trade as a late night refreshment house from 2300 until 0500 seven days a week with their total scope for sales being from 1100 until 0500. My concerns in respect of this application fall under 2 of the 4 licensing objectives as detailed below:

The Prevention of Crime & Disorder.

The current closing time for this premises is 2400 seven days a week. For the area surrounding QUEEN STREET, the most commonly reported incidents are public order incidents; these represent 39% of all calls to the police. These incidents are concentrated between the hours of 2100 – 0159 on all days of the week, with a slight increase at weekends. **It is the reduction of these incidents that would contribute most to tackling anti-social behaviour and associated crime and disorder in the locality of QUEEN STREET.** As a direct result of the known anti-social behaviour and associated crime and disorder that occurs outside these premises police regularly target this area for increased foot patrols on a Friday and Saturday night between the hours of 2330 and 0015. Once the premises has closed the dispersal of the crowd is generally rapid. I believe that should this application be granted then the incidents of anti-social behaviour and associated crime and disorder could increase dramatically for the following reasons:

The dispersal of the crowd from the area will be much less rapid and could feasibly continue until 0500 or later, giving a much higher probability of crime & disorder taking place.

This and the adjacent premises would be the only outlet in the whole area to stay open until 0500 and thus attract many persons from much further a field than Lymington, giving a much higher probability of crime and disorder taking place.

The section of society that will be utilising these premises at this time of night will generally fall into the 17 to 25 year old age group. They will be either in drink or drunk and as such the probability that they will be involved in crime as either an instigator or an aggrieved increases sharply compared to other sections of society. An increase in the opening hours of this premises which will significantly prolong the amount of time these people are on the streets with the associated aggravating factors will have a detrimental effect on the prevention of crime and disorder objective.

The Prevention of Public Nuisance.

The police receive regular letters from the various residents of QUEENS STREET that live in close proximity to these premises. The letters list many issues that the writers request the police to deal with including the use of obscene language, shouting and unruly behaviour, urinating and vomiting both in the streets and against resident's windows. The activities of the persons that frequent the premises generally disrupt the resident's peace and quiet in the early hours of the morning. Further to this I have noted that due to the narrow pavement directly outside the premises the crowd often congregate in the road causing danger to both themselves and other road users. I believe that should this application be granted then the incidents of public nuisance and subsequent further erosion of the quality of life for the residents of QUEENS STREET could increase dramatically for the following reasons.

The dispersal of the crowd from the area will be much less rapid and could feasibly continue until 0500 or later, giving a much higher probability of crime & disorder taking place.

This and the adjacent premises would be the only outlet in the whole area to stay open until 0500 and thus attract many persons from much further a field than Lymington, giving a much higher probability of crime and disorder taking place.

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE [AMOUNT], UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS REPRESENTATION

Part 3 – Signatures (please read guidance note 3)

Signature of Police Licensing Officer

Signature...Paul HOWLETT. PS.1630.....

Date..... 13th October 2005.....

NOTES FOR GUIDANCE

1. The ground(s) for representation must be based on one of the licensing objectives.
2. Please list any additional information or details, for example dates of problems which are included in the grounds for representation if available.
3. The representation form must be signed.

FROM	RECEIVED
MRS C W B B	SECRET
FLAT 12 Roundhouse Court	11 OCT 2015
St Thomas Street	1306177
Lymington SO41 9LY	

To

NFD Council,

I do most definitely
oppose the new application to
extend the hours - I get disturbed
most Friday/Saturday Nights
with the noise when they come
out from the pubs, shouting the
odds which means I can't sleep -
I can see more trouble being
caused by permission being given
to them and more damage being done.

Yours Sincerely
Mrs C Webb

1931
ESTD

E. G. DUNFORD LTD.

BUILDING CONTRACTORS • PROPERTY DEVELOPMENT

Tel: Lymington (01590) 676710

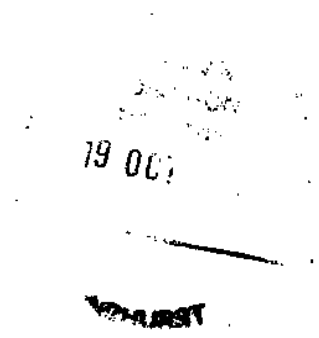
Fax: (01590) 677201

Email: sales@dunfordconstruction.co.uk

Lynwood Court • Priestlands Place • Lymington • Hants • SO41 9GA

October 17th 2005

The Residents and Businesses
The Roundhouse Development
St Thomas Street
Lymington
Hampshire



To whom it may concern

Re: The Kebab House and Charlie's Chicken Bar

It has come to our attention that the Kebab Shop and Charlie's Fish and Chicken Bar have applied for a license to extend their opening hours from 23.00hrs to 05.00am.

Many local public houses have now extended their licensing hours under the license reforms, for example the Thomas Tripp has had permission granted to stay open until 1.30am, and if the above takeaways were to be allowed to stay open until 5.00am needless to say this could have the potential to increase youths congregating in the street outside the above takeaway's causing noise and disturbance until the early hours of the morning.

The extension to the opening hours won't just affect the residents it could also affect the businesses within the Roundhouse. Congregating youths who have had too much alcohol have the potential to damage property as well as to urinate and vomit over the shop fronts, all of which we have unfortunately experienced in the past.

There are no powers for the Council to refuse a licence but a time restriction can be imposed to ensure that residents are not unreasonably disturbed by noise. May I therefore suggest we unite as a community and object to this application, writing individually to the New Forest District Council as soon as possible to lodge our complaints.

Yours faithfully
E G DUNFORD LTD

RP P J Dunford
Director



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October 24 2005

Licensing Department
NFDC
Appletree Court
Lyndhurst
Hampshire

Dear Sirs

Re: Kebab Shop & Charlie's Chicken and Fish Bar – Queen Street, Lymington

We are writing regarding the application by the Kebab Shop and Charlie's Chicken and Fish Bar in Queen Street, Lymington to extend their license from 23.00 hours to 05.00 hours.

As owners of the Roundhouse Court Development we strongly object to this license extension for a number of reasons. Firstly we have already had to spend a great deal of money putting in gates to all access points of the development to stop the youths from congregating in the Courtyard area and causing a disturbance keeping the residents awake until the very early hours of the morning. They would also urinate, vomit and throw food around creating an appalling mess, which we had to pay to be cleared. Although these gates are now a deterrent we still have a problem with them trying to break in. They damage the gates and the keypads, which we have to pay to put right. With more alcohol in their system and the opportunity to purchase food at a later hour we can only see this situation getting worse.

Secondly our residents should be able to enjoy a good nights sleep without being woken by the noise pollution which exists outside the above two establishments between the hours of 11pm and 12am on a Friday and Saturday night. If the level of noise is unacceptable now what on earth will it be like if the license is granted and it continues until 5am? These residents should be able to enjoy a peaceful home environment. They should not have to worry about the unacceptable levels of noise on a weekend night nor be concerned about walking to their homes when these youths are around.

Finally our shop owners and their staff should not have to come to work on a Saturday, Sunday or Monday morning in trepidation at what they might find. Not only are the properties used to urinate against, but also vomit is found in doorways, and on steps. Food remnants are also smeared across windows, doors and through letterboxes, all of which cost time and money to clear. Unfortunately it doesn't stop at this nuisance behaviour, the violent conduct, which frequently breaks out between the youths, results in broken windows and more serious damage to the properties. It was only recently one shopkeeper got called out in the early hours as a female had pushed a male through the window of his shop.

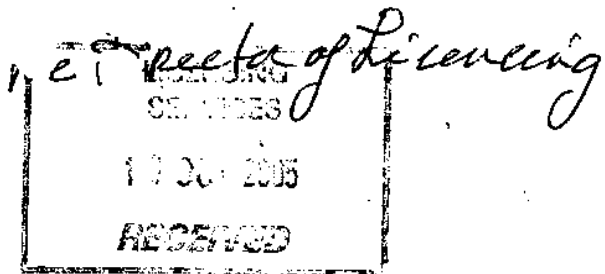
We understand you are have no powers to refuse a licence but that you are able to impose a time restriction so that residents are not unreasonably disturbed by noise, surely if the closing time was kept as it is the youths would come out of the pubs now they have later licenses and disburse more immediately as there would be no point in congregating outside a closed kebab shop. The residents would no longer be disturbed by the unacceptable behaviour on their doorsteps and the police would not need to have such a strong presence in the area, wasting their time.

For the aforementioned reasons we strenuously object to this licence extension application and would ask that you put the residents and shopkeepers first and refuse the licence application.

Yours faithfully
E G DUNFORD LTD

P J Dunford
Chairman

Cc Roundhouse Court Residents and Businesses



Julie's Antiques
4 Queen St
Lymington
18 October 05

Dear Sir, Re Kebab's staying open till 5 AM
6 days a week

I don't have a computer so I am writing to you.
I see the Notice on the Kebab's door & I write
to OBJECT MOST STRONGLY NOT to grant the
Kebab shops permission to remain open till
5am - 6 days a week. BFD enough that they
can open till Midnight, & not one, but 2
"take away" shops on a one way system!

I am the person who has had 4 windows broken
in since the kebabs opened 4 years ago -
each time costing me £300 a pane & they have
records of this at the Police Station & Council ^{offices}.
The Council also gave them permission to erect
a cold storage shed between their shops "Sushi
Bar" - which they cunningly planned to buy out -
(which they have succeeded)!! & now they want to
stay open till 5 am then - majority of people
are asleep - except for the JOBS to
vandalize my shop while they eat at
the front of my shop door & leave litter in
my letter box, which I have sealed up for
good. Will the Kebab shops or you the
Licensing Authority's PAY for my windows
when they are broken in the future??

I am a retired lady of 73 trying to run
a business for my livelihood & I've had to

pay out £1,200 for the Kebabs shop
customers breaking my windows. 11,000
shop windows have been broken!

Hylington used to be a nice town
10 years ago when I opened my
shop but the arrival of the GREEDY
Kebabs - I hardly sleep nights
frustrated when I'm supposed to
pay out of my small income!

But
I hope having read my points
stated in this letter I know the
POLICE are going to object, as well
as all the people LIVING in Queen
St but I reiterate that my shop
is the TARGET because the YOB
saw around my shop being next door
to them.

I have also had to call out the Environ-
mental Health to stop the "KEBAB HAZE"
for "BLARING NOISE" coming out that
we could hear from the road! AND
someone should come out one day &
inspect the STATE of the pavements!
They are covered in grease - 4 years old!
of late "chicken bones"!!

I also have the annoyance of their Van's
delivery vans & their PRIVATE CARS parked
right across my shop windows, depriving
me of seeing to "parking cars" that
need the ware & return to purchase.

shop owner

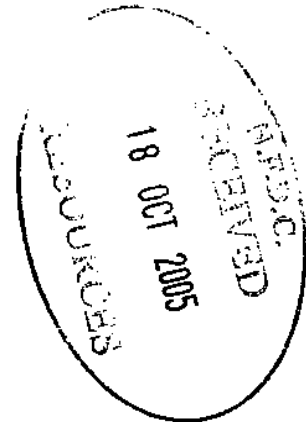
(R.S.V.P)

MRS Julie GEERLINGS

IF YOU UNDERSTAND WHAT IT MEANS! 38

**2 Roundhouse Court
St Thomas Street
Lymington
Hampshire SO41 9LY**

**Tel: (01590) 679 799
Mobile: 0772 463 2047
Email: jeashby@yahoo.com**



17th October 2005

New Forest District Council
Town Hall, Avenue Road
Lymington
Hampshire SO41 9ZG

Dear Sirs,

RE: THE KEBAB HOUSE and CHARLIE'S CHICKEN BAR

It has today come to my attention that the above-captioned two establishments in Queen Street, Lymington, have applied to you for a licence to extend their opening hours from 2300 hrs to 0500 hrs, the following day.

As a council tax payer, I object most strenuously to the said application. Contrariwise, I would urge you to REDUCE the opening hours of both establishments such that they are obliged to cease trading at 2200 hrs or earlier.

As you should be aware, both establishments are an attractive nuisance to the congregations of (predominantly) young people who roam the streets of Lymington late in the evening, particularly on Friday and Saturday evenings. Such people are invariably intoxicated, either due to the consumption of excess alcohol or other substances, and their behavioural patterns are nothing short of deplorable. Such behaviour includes, but is not necessarily limited to, urinating and vomiting in the streets and over private property; physical damage to both public and private property; and the physical assault and intimidation of fellow human beings. In addition, the general level of noise pollution which exists in Queen Street between the hours of 2230 and 2400 on most Friday and Saturday evenings is totally unacceptable. **The reason that such congregations take place in Queen Street at the aforesaid times can, without doubt, be directly attributed to the above-captioned two establishments being open for business.**

In my view, the Council has an unfettered obligation to its constituent taxpayers to do everything within its powers to provide taxpayers with a safe and peaceful environment. Similarly, the police authorities have an obligation to enforce the existing laws concerning unruly behaviour, undue noise and affray; drunkenness; and the like. For this reason, I am formally copying this letter to the Hampshire Constabulary in the hope that they will likewise urge you to deny the subject application.

Yours faithfully,



Julian E. Ashby

Cc Hampshire Constabulary



THE HEARING CENTRE



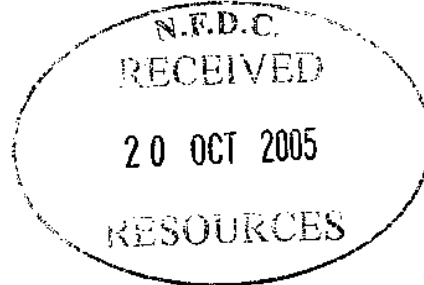
27 Queen Street Lymington Hampshire SO41 9NG

Tel: 01590 670606

Fax: 01590 689228

www.hearingcentre.co.uk

New Forest District Council
Town Hall, Avenue Road
Lymington
Hants
SO41 9LY



19.10.05

Dear Sir

RE: THE KEBAB HOUSE AND CHARLIE'S CHICKEN BAR

I understand that the above businesses have applied to extend their opening hours from 11.00pm to 5.00am.

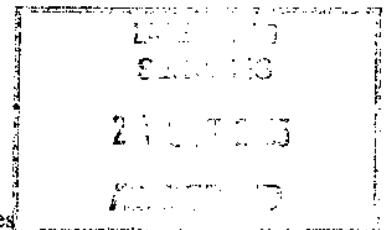
Queen Street after 11.00pm becomes an area filled with intoxicated youths, noise and litter. We have had to clear up vomit from windows and rubbish before we open. There have been a number of fights that have resulted injuries and prosecutions.

I feel that to extend the hours of the above premises will only make the situation worse.

Yours truly,

A handwritten signature in cursive script that reads "Helen Bowles".

Proprietors: Martyn Bowles FSHAA.RHAD. & Helen Bowles
Associate: Ken Fairley FSHAA.RHAD.



Helen Bowles

Licensing Services
New Forest District Council
Appletree Court
Lyndhurst
SO43 7PA

Mr BG Baker
26 B Queen St
Lymington
Hampshire
SO41 9NG

22 Oct 2005

Sir/Madam

**APLLICATION TO EXTENED LICENCE -THE KEBAB HOUSE AND CHARLIE'S
FISH AND CHICKEN BAR QUEEN STREET LYMINGTON**

1. As the owner and occupier of the residential property opposite The Kebab House, Queen St Lymington I wish to object in the strongest possible terms to any extension of a license for late night refreshment beyond the current timings. My objections are based on the following grounds:

a. Noise. The existing situation already attracts crowds (routinely of up to 70 people) to congregate in Queen Street between 2200 and 0100 producing high levels of noise. In addition increased traffic, in particular cars stopping outside the businesses, is also the source of considerable disturbance. Noise disturbance has increased noticeably since the opening of Charlie's Fish and Chicken Bar. **Any increase in the opening times of either of these two businesses will potentially extend significant noise pollution in a residential area until 0600.**

b. Environmental Impact. The two business already contribute to considerable amounts of litter that is not just confined to Queen Street. In addition the smell from the two premises is considerable. **Both the amount of litter and the smell had increased since the opening of Charlie's Fish and Chicken Bar and it must be assumed that both will increase as opening hours are extended.**

c. Public Disorder. Queen Street is already regarded by many as no-go zone between 2200 and 0100 with the two business acting as a magnet for drunk youths some of whom are the cause of anti-social behaviour or worse. The conditions that create such behaviour should be limited rather than extended. **Any extension to the opening hours of these two business will exacerbate a situation that is currently regulated in part by the two business closing promptly at midnight.**

2. I am happy to assist NFDC Licensing Services in any way to inform their decision making process and look forward to any further correspondence you may wish to have on the matter.

Yours faithfully

BG BAKER



Campaign to Protect
Rural England
HAMPSHIRE

NEW FOREST & SOUTHAMPTON DISTRICT GROUP

Brookley Farmhouse
Sway Road
Brockenhurst
Hampshire SO42 7RX
Tel: 01590 623935
Email: grahambaker@brookleyfarmhouse.wanadoo.co.uk

Licensing Services
New Forest District Council
Appletree Court
Lyndhurst
SO43 7PA

20 October 2005

Dear Sir,

APPLICATION FOR LICENCE TO EXTEND OPENING HOURS
THE KEBAB HOUSE AND CHARLIE'S FISH AND CHICKEN BAR
5 Queen St, Lymington, Hampshire, SO41 9NH

The CPRE objects to the application to extend opening hours to 5am. We make the following points:-

1. Several members living at the top of the Town has expressed concern about this application. The vast majority of people live structured lives that involve going to bed at 11pm and getting up for work at any time between 5 and 7 am. The intervening time is used for sleep. Their need, indeed their human right, for sleep should be paramount in decisions regarding extending licensing hours.
2. It must be common ground that the operation of any Kebab House is noisy and sometimes intimidating to local residents and passers by. Certainly this is true in the case of the Queen Street Kebab House. The nature of a take away, unlike a public house, makes limiting disturbance difficult. Customers wait for their food in the street rather than the shop, and eat it, or fight over it, while sitting on the kerb.
3. We note that the Thomas Tripp has gained an extension to 01.30. What is not clear at present is the extent to which this will be used and thus the extent to which local residents will be deprived of sleep, through noise disturbance.
4. The CPRE cannot accept the argument that the Kebab House should have an extension beyond the closing time of the neighbouring pub *because people like to eat after drinking*. The reasons for limiting the hours of a public house apply doubly to a take away.
5. CPRE suggest that the extension beyond midnight is refused and reviewed after 12 months when the pattern of activities associated with extending the hours of the Lymington pubs has been established.

Yours faithfully,


Graham Baker



26 Queen Street Lymington Hampshire SO41 9NG

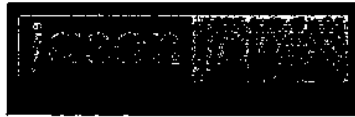
Tel: (01590) 671710

Dear Sir,

I wish to register my objection to the application for an extension of hours, by the Kebab House, & Charlie's Fish & Chicken Bar, from 23:00 hrs to 05:00 am.

I have been at these premises for eight years, & in that time since the Kebab House opened have had to contend with my salar windows being smeared with food, & had the pavement outside spattered with vomit, urine & discarded food.

As the licensed premises around Lymington increase their opening hours, the potential for even more problems



26 Queen Street Lymington Hampshire SO41 9NG

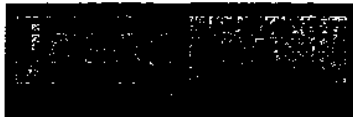
Tel: (01590) 671710

arising is huge.

The police are already aware of the Kebab Shop as an attraction for large groups of drunken youths, & the violence that usually occurs, on a fairly regular basis.

I'm sure that the residents & other businesses whose lives are affected regularly by the mess, noise & violence view this application with dismay.

Whilst I understand that the Council cannot refuse this application, I urge the councillors to restrict the time limit to the hours of the licensed premises around the Kebab House, which would hopefully prevent the Kebab House from becoming a magnet



26 Queen Street Lymington Hampshire SO41 9NG
Tel: (01590) 671710

for yards from all over town, & presence
some peace & quiet for residents & businesses
alike.

Yours faithfully,

J. Jones

EUGENE ASHLEY
The Little House
10 Roundhouse Mews
St. Thomas Park
Lymington, Hampshire SO41 9NL

28th October 2005

Licensing Department
New Forest District Council
Appletree Court
Lyndhurst, Hampshire

Re: The Kebab Shop and Charlie's Fish and Chicken Bar

Dear Sir or Madam:

It has come to my attention that the above-referenced shops have applied for an extension to their license that would permit them to remain open until 5.00 am.

I would like to express my strong objection to this application. Queen Street has become notorious for late-night noise and unsocial, even unlawful, behaviour. While I recognise that we live in an urban area and must expect some disturbance, I do not feel that we should have to tolerate this later into the night than at present.

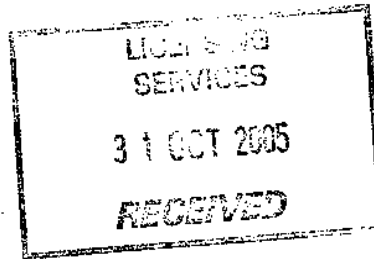
Sincerely,



RUTH CORNWALL

**1 Queens Mews, Queen Street, Lymington, Hants SO41 9NH
Tel 01590 610544 Mobile: 079867 9648**

Licensing Department
New Forest District Council
Appletree Court
Lyndhurst
Hants SO43 7PA



29 October 2005

Dear Sirs

Re. Licensed and Eating Places in the Queen Street Area

I understand that the Kebab House and Chicken & Fish Bar in Queen Street have applied for an extension to their licensed hours to 5am each morning. I wish to object to this change on the following issues:

Public nuisance, disorder and crime

It is already a regular feature of Friday, Saturday and Sunday nights (and during this particularly warm dy summer, other nights) for there to be a disorderly crowd of drunken people congregating in Queen Street around d the two food establishments from 11pm onwards and often through to 2am. These are customers of the two pubs in Queen Street and, judging by the number of cars illegally parked along Queen Street, they are also late night revellers from other licensed premises in Lymington. Their disorderly conduct results in:

- excessive a noise (shouting and swearing);
- fighting (and, I believe recently bodily harm through stabbing);
- breaking windows and other criminal damage to property
- vomiting, urinating and throwing food around (it is not unusual to find on an early morning that the entrance to Queens Mews around the gate area is strewn with food, vomit and pools of urine.

These occurrences are not only unpleasant but often serious enough to prevent sleep. As I have to rise early to go to work, lack of sleep can interfere with my work performance and lead to health problems.

Public Safety

The congregation of large numbers in the street outside the two food establishments is a threat to innocent passers by who may get caught up in any affray that regularly breaks out. As a single woman I am already intimidated by the thought of having to get through these crowds when returning home late at night. The fact that the people spill into the road itself also constitutes a danger to those in the crowd. On returning home at 11.30pm last night (Friday 28 Oct), my friend, who drove me home, had to break and take avoiding action as he entered Queen Street (from Christchurch direction) to avoid hitting those in the road.

Environmental health

The takeaway nature of the food premises means combined with the drunken nature of the customers results in discarded food lying in the street on a regular basis. Since the Chicken and GFis Bar opened, this problems has increase with a regular supply of discarded chicken bones along the street. This constitutes a danger to my dog, is likely to elad to an infestation of rats in the area and is a public nuisance on the paths.

I might ass here, that in the two years I have lived in Queens Mews, the pavement on the west side has NEVER been cleaned; the greasy stains of ingrained food etc can be clearly seen on the pavement from the Tripp0 to the Taxi office.

Traffic offences

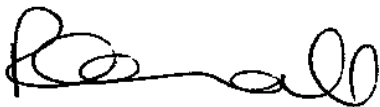
Queen street is regularly used as parking bay for customers of the takeaway premises Despite being a double yellow line area. As a partially sighted person this causes difficulty in crossing the road becuase of the obscured view as well as difficulty in friends collecting or delivering me home to avoid walking in the dark and through crowds of drunken people.

I am aware that some of these objections are to the actual existence of takeaway establishments in Queen Street at all, but to extend their opening hours to 5am which significantly increase the issues raised above.

I also believe that the **Fusion Inn** and the **Thomas Tripp** may have applied for a 24-hour licence and that they Fusion Inn wishes to have a music licence to play live music through the night. My objections to these applications are as outlined abovel

Queen Street, Roundhouse Court and surrounding areas of Belmore Lane, Priestlands Place etc are becoming more and more residentially biased (Roundhouse Court has just been extended behind the Fusion Inn and the Wellworthy site is likely to be developed as housing in the near future.) This means that any applications that affect residents, their safety, health and quality of life must be taken seriously. The security and viability of other businesses in the area must also be safeguarded and taken into account. It would not be desirable for the balance of types of businesses in the Queen Street area to be pushed into a ghetto of loud music, drunk and disorderly people, unhygienic food dumping and rat infestation.

Yours faithfully



Mrs Ruth Cornwall

Air Commodore J.L.Mitchell RAF(retd).
23, St. Thomas Park
Lymington, Hants
SO41 9NF

29th.October '05

Head of Licensing Dept.,
New Forest District Council,
Appletree Court,
LYNDHURST

Extension of Licensing Hours at the Kebab Shop and Charlie's Fish and Chicken Bar
Queen St., Lymington.

I understand that both the above businesses are applying to have their drink licences, and presumably their permission to trade, extended to 0500 hours in the morning.
As a nearby resident, I wish to register my strongest protest to the granting of such an extension.

Counsellors are probably aware from the Hampshire Constabulary of the existing problems we have suffered by young drinkers being sick in the street and, because there is no Public Lavatory nearer than the Waitrose Car Park/New Street, relieving themselves likewise. Their rowdy behaviour is offensive and newspaper reports of incidents are well-written up, so that Members of the Licensing Committee are hardly unaware of existing problems. These will be exacerbated, in my opinion, by any extension of licensing hours.

I cannot believe that such an extension will contribute much to the economic benefit of our town. Any encouragement of drinking by the irresponsible young is unlikely to contribute to their well-being and can only further burden our local hard-pressed NHS resources. We have enough small crime and disorder in the locality without providing more incitement for it. The drunks are a risk to themselves and a nuisance to local pedestrian and car traffic which may have occasion to return home at a late hour.

I trust that the briefing you provide to members of the Licensing Committee, and to the Council as a whole, will be strongly against any extension to existing licensing hours. One can then only hope that Counsellors will exercise their civic responsibilities and reject the proposals.

Yours faithfully,



(J.L.Mitchell)



From Group Captain G Brian Walford OBE

6 Priestlands Place
Lymington SO41 9GA
01590 674119



The Chairman
Licensing Magistrates
Licensing Department
New Forest District Council
Appletree Court
Lyndhurst SO43 7PA

30th October 2005

Dear Sir

It is with considerable alarm that we hear of the application to extend the license to 5am of the Kebab shop and Charlie's Fish and Chicken Bar in Queen Street, Lymington.

It should be a matter of record that over the past 21 years of our owner residency of the above address, that we have had to endure the regular late night disturbances involving violent and vulgar misbehaviour, shouting, vomiting, and repeated vandalism of the plants which front this property.

My wife and I are advanced octogenarians and far beyond any capability of protecting ourselves or our property. To appeal for safety and protection from public nuisance is surely not too much to ask in the evening of life, from one born in the First World War and who fought in the Second.

It is unreasonable to imagine that extending the license of these premises to 5am could lead to anything except increased local disturbances arising from the current cult of binge drinking.

The police have repeatedly made clear that their limited resources simply do not enable them to keep the peace everywhere late at night. The way forward seems thus confined to limiting drinking hours. For all these reasons we emphatically object to the extension of this license.

I am copying this letter to the local Superintendent of Police and my Member of Parliament.

Yours faithfully

Brian Walford

JR Hill

Residential
Letting Agency

Our Ref: JRH

28TH October 2005

Licensing Dept.
N.F.D.C.
Appletree Court
Lyndhurst, Hants.



Dear Sirs

The Kebab Shop and Charlie's Fish and Chicken Bar

I wish to object to the extension of a licence until 5 a.m. of the above premises.

1. This area already has a reputation for bad behaviour.
2. This is a narrow piece of road and people step off the narrow pavement and wander about in the road already, late at night.
3. If people want to eat at that time of night they can do so in their own homes, without disturbing other people who want to, and have the right to have, peaceful enjoyment of their own properties.
4. Broken glass, aggressive behaviour and detritus are not conducive to a peaceful existence and children should be protected from having contact with such.

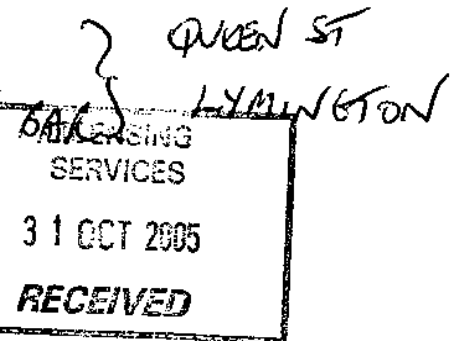
Yours faithfully

Joanne Hill

LICENSING DEPT
NPD/C.

1 ATHELSTAN COURT
ST THOMAS PARK
LYMINGTON.
SO41 9FB
28 OCT 2005

REF. KEBAB SHOP
CHARLIE'S FISH & CHICKEN



DEAR SIRS,

IT IS UNDERSTOOD THAT AN EXTENSION OF LICENCE
TO OPERATE UNTIL 5 AM. HAS BEEN APPLIED FOR THE
ABOVE BUSINESSES.

WE OBJECT STRONGLY, AND WILL INVOLVE THE LOCAL
MP AND POLICE SUPPORT, ON GROUND OF: -

1. PUBLIC DISORDER - QUEEN ST. HAS BECOME A REGULAR
VENUE FOR YOUNG DRUNKS - A 'NO GO' AREA FOR ELDERLY
PEOPLE AND NEARBY RESIDENTS
2. PUBLIC SAFETY - EVEN PASSING MOTORISTS HAVE BEEN
INTIMIDATED IN QUEEN ST.
3. PUBLIC NUISANCE - NO NEARBY TOILETS - WITH
THE INEVITABLE OUTCOME.

YOURS FAITHFULLY

MRY MRS. F. RAPP

Mary Bunting
2 Altheistan Court
St. Thomas Park
Lymington
Hants SO41 9FB
Tel: 01896 679301

29th October '05

Dear Sir

I am writing to you because I strongly object to the application by Kebab Shop & Charitas Fish & Chicken Bar, Queen St, Lymington to extend their licence until 5.0 am.

We are already plagued by drunken youths vomiting, urinating & throwing mess everywhere until 1.0 am.

This is an area of older people who live respectable lives & are not used to hoodlums.

The main dangers are:

- 1 Crime & disorder
- 2 Public safety
- 3 Public nuisance
- 4 Protection of children from harm.

I live very close to the area and am a concerned citizen.

Yours faithfully,

Mary P. Bunting (Miss)



16. St Thomas Park.

Oct 28.

Lymington, SO41. 9NF.

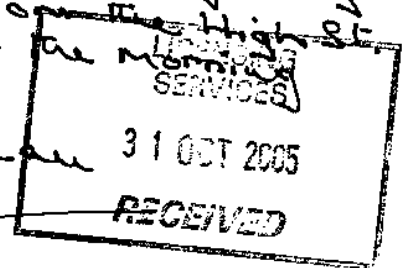
to the Licensing Department
The New Forest District Council

I wish to object to the
extension of the extension of
the licence until 5 AM at The
Kebab Shop and Charlies Fish
& Chicken Bar.

As one of the very elderly in the
area the noise & shouting is very
disturbing, the litter ^{that is} spills over
into St Thomas Park car park & general
area. is thoroughly unpleasant.

I am frequently woken by their
noisy & unruly clients walking through
St Thomas Park to & from the High St
in the early hours of the morning
and late at night.

J. O. Woodman

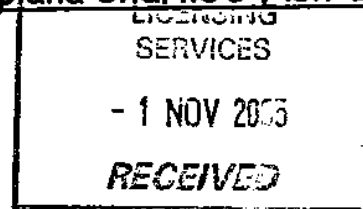


Emma Travis
5 Queen's Mews
Queen Street
Lymington
Hampshire
SO41 9NH

Licensing Department
New Forest District Council
Appletree Court
Lyndhurst
Hampshire
SO43 7PA

30th October 2005

Re Licence extension for The Kebab Shop and Charlie's Fish and
Chicken Bar, Queen Street, Lymington



Dear Sir/ Madam,

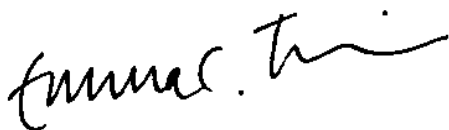
I gather that the above named establishments have applied for a licence extension until 5 am. I wish to register my strong objection to this application.

As a resident of Queen Street, I already have to endure the anti-social behaviour of drunken youths who spill out along the road after pub closing time and create havoc until 1 am or later. The already late opening hours of The Kebab Shop and Charlie's Fish and Chicken Bar give these rowdy people a reason to hang around until this time. I do not feel safe returning to my property after 11 pm on a Friday or Saturday evening. I am frequently woken up in the early hours of the morning by drunks shouting obscenities, fighting (sometimes resulting in serious injury), urinating against the wall of my garden and vandalising my property. When the youths eventually depart after the closure of The Kebab Shop and Charlie's Fish and Chicken Bar, the street is left littered with cartons, rotting food and vomit.

I cannot imagine how this situation could possibly be improved by extending the licence hours of the two eating establishments in question. At present, the one small consolation of the unruly conduct outlined above is that it generally stops by 1 am. If licensing hours are increased, I fear that the threatening behaviour which residents, such as myself, are forced to endure, would continue throughout the night. Surely the police have better things to do with their time than monitor this street more closely and for longer periods of time.

Thank you for your attention and careful consideration.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'emma. travis', written in a cursive style.

Emma Travis

THE TILE SHOP

26 St. Thomas Street, Lymington, SO41 9NE

Tel: 01590 671377 / 671888 Fax: 01590 671377

LICENSING DEPARTMENT
N.F.D.C
APPLETREE COURT
LYNDHURST
HANTS
SO43 7PA



Dears Sirs,

Re: Kebab shop/ Charlies Chicken and Fish Bar- Queen Street Lymington.

We are writing in connection to the application from the above business to extend their licences from 23.00pm to 05.00 am.

As you may well be aware our premises, i.e 25/26 St Thomas Street, back onto the Roundhouse Court Development and in view of past problems we must strongly object to this licence extension.

The problems which occurred in the past have ranged between food and food containers being strewn around the courtyard and outside the shop doorways, beer cans and glasses left in the courtyard, urine and vomit in doorways and, in our case, a beer bottle thrown through our shop window.

If these applications to extend licences are granted, this will undoubtedly exacerbate the existing problems and we would therefore strongly recommend you refuse these applications.

Yours Faithfully

M.J.ALLERTON

AllBerry

Tiling & Allied Services

New Forest District Council
Licensing Dept
Appletree Court
Lyndhurst
SO43 7PA

5 Hill House
Lymington
Hants
SO41 9GB

29 Oct 2005

EXTENDED OPENING HOURS – QUEEN STREET, LYMINGTON

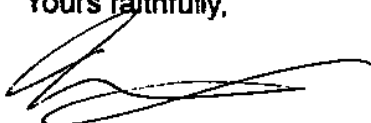
THE KEBAB HOUSE & CHARLIES FISH & CHICKEN BAR

It is understood that applications have been made for extended trading hours for two food takeaway businesses in Queen Street – virtually all-night trading has been rumoured locally. If this is to be combined with extended licensing hours for local public houses e.g. Fusion Inn and Thomas Tripp, then we must anticipate this becoming a 'No-Go' area again as was the case before the closure of the Black Cat public house. There have been many instances of unruly and criminal behaviour in Queen Street over the past years and local residents have learnt to avoid the area after 10.00 pm for our own safety.

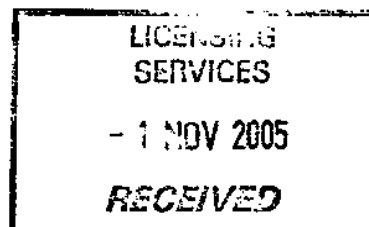
At the present time, there are often night time disturbances (1.00 to 2.00 am) presumably as clients are leaving the local hostelrys later than normal hours. It is especially loud near to this property when people are recovering their vehicles from Morrisons Car Park due to shouting and revving of car engines. Complaints have been made to the Police in the past and we are encouraged to do so in order that calls may be recorded for use in making representations to yourselves when Licensing Applications are being considered. As there is also CCTV installed in the area, there should be ample visual evidence of the disturbances but without any indication of the accompanying noise levels. It is not uncommon to be woken in the early hours – this in a predominantly retirement area.

We local residents trust that the above factors will be taken into account when reaching any future decisions on licensing hours in this locality.

Yours faithfully,



Ian Large



Dear Sirs,

Ref: Kebab House 5 Queen St Lyminster

I am writing to object regarding the above application to extend its trading licence until 5.00am.

This particular establishment is already a focal point for disorder creating both a safety hazard and a nuisance to the public and local residents



MARTYN BOWLES ROAD F111AA
27 QUEEN ST
LYMINGTON
HANTS SO41 9NG

Spirals
24a Queen Street
Lymington
Hants
SO41 9NG

31st October 2005

The Licensing Dept.,
N.F.D.C.
Appletree Court
Lyndhurst
Hants



Dear Sirs

Re: Kebab Shop and Charlie's Fish and Chicken Bar, Queen Street, Lymington

We are writing about the application for the above premises to extend their licence to 05.00 hours.

As Lymington born and bred residents who live opposite the shop and bar, we rigorously oppose and therefore strenuously object to this proposed extension. Our lives have been disrupted and often made unbearable by the activities outside and in the kebab shop over the years it has been there. Let us give you some examples:

Queen Street and its' residents are subjected on a regular basis to crime and disorder – we have had numerous occasions of broken shop windows, drunken brawls which have resulted in broken bottle injuries, attempted grievous bodily harm with a metal bar, and as reported in the October 15th Lymington Times edition two men were jailed when one man was left 'with a gash to his neck which could fit three fingers in.' The local Police obviously have a record of all the incidents of crime and disorder which are too numerous for us to mention here.

We have also witnessed groups of drunken youngsters – sometimes fifty to sixty - who spread-eagle across the street and block pavements and doorways. Many is the time the screech of brakes is heard as vehicles come round the corner to be met by pedestrians blocking the street. This problem will be exacerbated if the premises stay open until 05.00 hours. People will not leave until approx. 05.30 to 06.00. The supermarket lorries do a lot of their deliveries at night and will not expect congestion such as this at this time and especially not in a one way street. It is also very intimidating to have to walk to one's front door through gangs of drunken yobs and even more so when they lean against and block your doorway.

We experience much public nuisance which again will increase with extended openings. We have to put up with urinating in doorways and even worse, defecating, pools of vomit, takeaway food being smeared on the pavements, doors, windows and even on occasions posted through letterboxes and broken bottles and cans of alcohol scattered everywhere. The level of shouting and screaming that occurs when fights

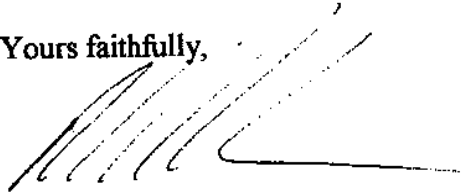
and arguments break out disturb our sleep now and should these establishments stay open later, we will undoubtedly on occasions, get hardly any sleep at all. We know from experience and the residue that is left behind, that whilst waiting for and eating their food in Queen Street, copious amounts of alcohol will be drunk which results in more drunken brawls.

We feel quite strongly from our years of living in Queen Street that there is a moral duty to sometimes protect youngsters from themselves. Allowing these two premises to stay open any later than they do now will result in young people and believe us, some are under drinking age, to drink longer and consequently absorb more alcohol and indulge in more fights and brawls.

We love our market town and feel it is all our duty to protect our heritage and way of life.

We therefore implore that you keep the closing times as they are. We believe that it is a long enough time for people to get their food late at night, and incurs enough public nuisance as it is now.

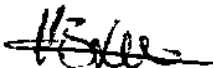
Yours faithfully,



Roger Lee



Patricia Lee



Vicki Lee

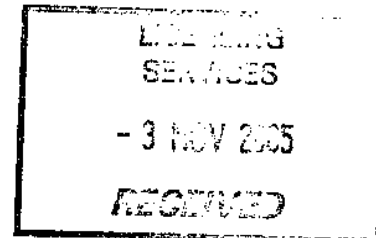


Charlotte Lee

25A Queen Street
Lymington
Hampshire

1 November 2005

The Licensing Authority
New Forest District Council
Appletree Court
Lyndhurst
Hampshire
SO43 7PA



By Fax: 02380 285596

Dear Sirs

The Kebab Shop, Queen Street, Lymington

The Kebab Shop at Queen Street, Lymington, has applied for a licence to allow them to stay open longer.

My bedroom window overlooks these premises. The noise and unruly behaviour is at present awful. Sleep is sometimes out of the question until they close.

Most weekends the police are called because of drunken fights. The safety of young people is threatened by these premises. The nuisance is unreasonable and the milling, drunken throng, which is sometimes in evidence outside, is positively unsafe.

There should be no question of any extension to the Kebab Shop hours of opening, but there should be a review of their current permission, with a view to closing them down or curtailing their hours.

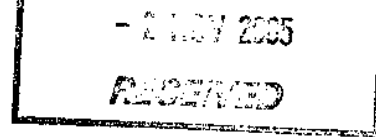
They disturb my peace, other residents' peace, and are a poor reflection on the town of Lymington.

Yours faithfully

Victoria Morris

Victoria Morris

4 Queens Mews
Queen Street
Lymington
Hampshire
SO41 9NH
TEL : 01590 610230



31st October 2005

Dear Sir,

**RE : LYMINGTON - QUEEN STREET - KEBAB SHOP AND CHARLIE'S
FISH SHOP- LICENCE EXTENSION APPLICATION**

It is my understanding that the operators of these two establishments have applied to extend their existing licences until 5.00 am and being a local resident I am in a perfect position to voice an opinion. I OBJECT IN THE STRONGEST TERMS and for the following reasons.

- 1) Any extension would exacerbate the already existing problems of Crime and Disorder eg, brawls and broken windows.
- 2) Public safety is already in danger after 11.00 pm, with the police and paramedics frequently being called - frankly there is a case to remove the licences rather than extend them.
- 3) There is already a public nuisance created by the two establishments current opening times and to extend them would make matters untenable. I am talking about very loud shouting, vomit, and the discarding of half eaten food (surely a health hazard). Neither of the applicants even provides an external waste bin let alone staff to clear up.
- 4) The whole late night atmosphere of the Queen St area is already very intimidating and dangerous - indeed it is a no go area for children. Any extension would make an intolerable matter worse.

A licence has already been granted at J B's in Southampton Road and the bar barely opened and has now been put up for sale - where was the need?

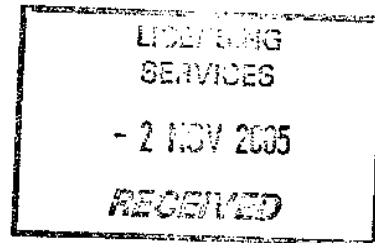
I say again that for all the above reasons I OBJECT and indeed I implore the licensing authorities to look into restricting the existing situation - not least because of the inordinate amount of police time that is spent in the area.

Yours faithfully



Martin Wilkinson

3 Heart of Oak Mews
St Thomas Park
Lymington
Hampshire SO41 9FB



29th October 2005

The Licensing Department
New Forest District Council
Appletree Court
Lyndhurst
Hampshire S43 7PA

Dear Sir or Madam

Proposed Licensing extension to The Kebab Shop and
Charlie's Fish and Chicken Bar, Queen Street, Lymington
until 5am.

With regard to the above proposal, I, and many neighbours
wholeheartedly object to it.

This objection is based on 1)PUBLIC NUISANCE whereby we already
have to suffer pubs and clubs turning out late at night with
rowdy drunken youths spilling into Queen Street (the new 'open-
all-hours' legislation for pubs proposed by the Government will
certainly exacerbate the situation). As it is, the noise
element with drunken louts yelling their heads off, spewing their
drunken excesses in the early hours is bad enough but food (sick),
with cardboard boxes and bags, tins of drink, tossed into
gardens, left on garden walls is a PUBLIC NUISANCE to both
residents and pedestrians journeying to work the next morning
tip-toeing through the filth.

2)CRIME AND DISORDER go together with the previous paragraph one
morning children on their way to school watched an either
drunken or drugged chap try to recover his senses from sleeping
all night in a well established hydrangea bush (which was ruined
- who pays for THAT!). Apparently, he had been thrown in by his
mates the night before. Therefore,

PUBLIC SAFETY and also PROTECTION OF CHILDREN FROM HARM all these
items MUST be taken into account before legislation is granted
for longer opening times for shops, bars, pubs and clubs.

The cry, the plead from the public is THAT WE HAVE HAD ENOUGH.
WE DO NOT WANT EXTENDED OPENING TIMES. WE DO NOT WANT THE SMELL
OF GREASY FISH/CHICKEN/KEBABS/BURGERS AND CHIPS wafting through
our bedroom windows while we try (TRY) to sleep.

Please, PLEASE consider OUR lives with an added nuisance WE DO
NOT NEED IT AND DEFINETLY DO NOT DESERVE IT.

Yours Faithfully


Ron and Pam Rothery

28th October 2005

The Coach House,
14, Swanford Road,
Lymington SO41 9SE

Dear Sirs,



kebab shop and Charlie's fish and chips bar
- Queen Street, Lymington.

My wife and I understand that there is
an application to extend their licence until 5.00 am.

We strongly oppose this.

Queen Street and area are already
noisy for late night diners. There are
noise, shouting and disgusting behaviour
leaving mess and insanitary debris.

It is unacceptable that the late night/
early morning clientele which will be attracted

will be safe.

We live in a courtyard on the East side of the Thomas Troup public house. Travellers make their way through the courtyard but there is no CCTV, and they often congregate there to drink and fight. Once, they tried to bang through the front door when my wife was alone. Not long ago I called the police when a group of youths and girls attacked a man in the yard. I was advised under no circumstances should I intervene.

I know what the Police object to in this application. I do know that they do not live here, and will not be aware of the constant threat to public safety and of the public nuisance

which already provide. This can only
make it worse.

The same goes for crime and disorder.
At a time when the government is suggesting
banning alcohol a public house is
seems quite inconsistent to provide an outlet
which will serve to keep young people
on the street until 5.00 am.

The noise is threatening to annoy
children who are trying to sleep in neighbouring
properties and the debris left behind
will attract rats and other scavengers
as this serves as a threat to the health
of children.

Yours faithfully,

William Alexander Jones

(ANDRETTÉ-JONES)

P.T.O

P.S. I have just walked past
both premises. There is a notice
attached to the door of the kitchen
shop advertising the application. However,
the door is open during business hours,
and the notice is therefore invisible to
passers by. I suggest this is not
a proper or sufficient advertisement,
and the application should be
adjoined for re-advertisement.

I could detect no notice attached
to the Fish and Chicken Bar.

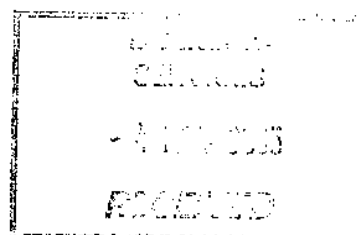
W.F.J.

PPS Having just called again from
the Girl and Chicken shop. I notice that
there is indeed a notice in the window.
However, this is at the very top right,
and you would have to be about 7'
tall to notice it if you were not looking
for it. This cannot, surely, comply
with the regulations.

2 Queens Mews
Queen Street
Lymington
Hants.
SO41 9NH

3rd November, 2005

Licensing Department
New Forest District Council
Appletree Court
Lyndhurst
Hants.
SO43 7PA



Dear Sirs,

Re: Application by owners of The Kebab House,
5 Queen St. Lymington to extend their licence to open until 5am.

I wish to strongly object to this application. I am a resident living very close to these premises and this area of the town already has far too much a concentration of unruly, loud, dirty and often violent behaviour late at night from customers of this shop.

Late at night this fast food shop is like a magnet attracting many young people who have drunk too much alcohol and who behave in very antisocial ways.

These include: Shouting and screaming abuse still going on after closing time of shop
Fighting and violent behaviour
Urinating and vomiting in passageway access to my address and close to other residential properties
Intimidation of people passing by on pavements causing them to step into the road when traffic is passing which is dangerous
Standing in the road and being a danger to themselves and motorists
Vandalism to cars and property in nearby roads
Dirty litter left along Queen St. including paper wrappers, chicken bones, bottles and cans
I have personally seen evidence of rats in this vicinity

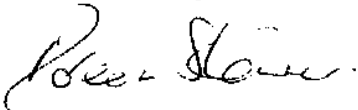
I think that extending this licence at all will make these problems worse. There will be an increased risk of crime to property in the area and local people will feel more threatened. I have to walk from my car to home at night and as a resident should be allowed to do so in a non threatening environment. The existing filth of the pavement and litter and mess will be increased with all night trade. Local residents are entitled to have a part of the night when the town goes quiet and we are allowed to sleep without noise and nuisance. This take away food shop attracts customers to this part of the town and some then wander to St. Thomas Park where I park my car. My windscreen wiper was ripped off and it cost me £78 to repair. I have seen other cars' wipers lying on the ground. Last Friday night at 12.45am I saw several young men get into the sports ground there even though the gates are locked and the grounds are closed. There are no CCTV cameras here.

This situation has been imposed upon us by the current late opening hours of this take-away food shop combined with excessive alcohol consumption. Many of the late night customers have been drinking alcohol and behave in anti-social ways.

There is plenty of business going on here before midnight. Residents deserve consideration and are entitled to some hours of peace and quiet during the middle of the night.

Please do not extend this Licence.

Yours faithfully.



Doreen Stenner.