

Conditions (Pollution)

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.

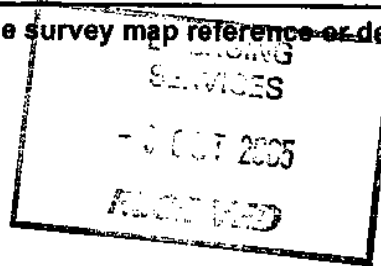
I/We **YASAR SEN**

(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 THE KEBAB HOUSE 5 Westcroft Parade Station Road | | | | |
| Post town | | New Milton | Post code | BH25 6JG |



| | |
|---|--------------|
| Telephone number at premises (if any) | 01425 629300 |
| Non-domestic rateable value of premises | £10500 |

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 checked="" type="checkbox"/> | Mrs <input type="checkbox"/> | Miss <input type="checkbox"/> | Ms <input type="checkbox"/> | Other Title (for example, Rev) | |
| Surname Sen | | | First names Yasar | | |
| I am 18 years old or over | | | | <input checked="" type="checkbox"/> Please tick yes | |
| Current postal address if different from premises address | | THE KEBAB HOUSE 5 Westcroft Parade Station Road | | | |
| Post Town | New Milton | | Postcode | BH25 6JG | |
| Daytime contact telephone number | | | 01425 629300 | | |
| 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 |
| Address |
| Registered number (where applicable) |
| Description of applicant (for example, partnership, company, unincorporated association etc.) |
| 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 | 1 | 1 | 2 | 0 | 5 |

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 Station Road in New Milton

Established Takeaway with an A3 planning cosent, enjoying local and tourist 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"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | Please give further details here (please read guidance note 3) | | |
| Mon | | | | | |
| Tue | | | State any seasonal variations for performing plays (please read guidance note 4) | | |
| Wed | | | | | |
| Thur | | | 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) | | |
| Fri | | | | | |
| 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 | | | |
| | | | |
| Thur | | | <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) |
| | | | |
| 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"/> |
| Day | Start | Finish | | Both | <input type="checkbox"/> |
| Mon | | | <u>Please give further details here</u> (please read guidance note 3) | | |
| Tue | | | | | |
| Wed | | | <u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4) | | |
| Thur | | | | | |
| Fri | | | <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) | | |
| Sat | | | | | |
| Sun | | | | | |

E

| Live music Standard days and timings (please read guidance note 6) | | | Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (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 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 | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | <u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4) | | |
| Thur | | | | | |
| Fri | | | <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) | | |
| Sat | | | | | |
| Sun | | | | | |

G

| | | | | | |
|---|--------------|---------------|---|----------|--------------------------|
| Performances of dance Standard days and timings (please read guidance note 6) | | | <u>Will the performance of dance 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 performance of dance</u> (please read guidance note 4) | | |
| Tue | | | | | |
| | | | <u>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</u> (please read guidance note 5) | | |
| Wed | | | | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | | | |
| Sat | | | | | |
| Sun | | | | | |

H

| | | | | | |
|--|--------------|---------------|--|----------|--------------------------|
| Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6) | | | <u>Please give a description of the type of entertainment you will be providing</u> | | |
| Day | Start | Finish | <u>Will this entertainment take place 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 entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4) | | |
| Fri | | | | | |
| Sat | | | <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</u> (please read guidance note 5) | | |
| Sun | | | | | |

I

| | | | | |
|--|--------------|---------------|---|--------------------------|
| 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) | |
| Day | Start | Finish | Indoors | <input type="checkbox"/> |
| | | | Outdoors | <input type="checkbox"/> |
| | | | Both | <input type="checkbox"/> |
| Mon | | | <u>Please give further details here</u> (please read guidance note 3) | |
| | | | | |
| Tue | | | <u>Please give further details here</u> (please read guidance note 3) | |
| | | | | |
| Wed | | | <u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4) | |
| | | | | |
| Thur | | | <u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4) | |
| | | | | |
| Fri | | | <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) | |
| | | | | |
| Sat | | | <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) | |
| | | | | |
| Sun | | | <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) | |
| | | | | |

J

| | | | | | |
|---|--------------|---------------|---|----------|--------------------------|
| Provision of facilities for dancing Standard days and timings (please read guidance note 6) | | | Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | Please give a description of the facilities for dancing you will be providing | | |
| Mon | | | Please give further details here (please read guidance note 3) | | |
| | | | | | |
| Tue | | | State any seasonal variations for providing dancing facilities (please read guidance note 4) | | |
| | | | | | |
| Wed | | | 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 (please read guidance note 5) | | |
| Thur | | | | | |
| 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 | | | | | |
| Sat | | | <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) | | |
| 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"/> |
|---|-------|--------|--|----------|-------------------------------------|
| Day | Start | Finish | | Outdoors | <input type="checkbox"/> |
| Mon | 23:00 | 02:00 | <u>Please give further details here</u> (please read guidance note 3) | Both | <input type="checkbox"/> |
| Tue | 23:00 | 02:00 | | | |
| Wed | 23:00 | 02:00 | <u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4) | | |
| Thur | 23:00 | 02:00 | | | |
| Fri | 23:00 | 02:00 | <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) | | |
| Sat | 23:00 | 02:00 | | | |
| Sun | 23:00 | 02:00 | | | |

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) | | | State any seasonal variations (please read guidance note 4) |
|--|--------------|---------------|---|
| Day | Start | Finish | |
| Mon | 09:00 | 02:00 | Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) |
| | | | |
| Tue | 09:00 | 02:00 | |
| | | | |
| Wed | 09:00 | 02:00 | |
| | | | |
| Thur | 09:00 | 02:00 | |
| | | | |
| Fri | 09:00 | 02:00 | |
| | | | |
| Sat | 09:00 | 02:00 | |
| | | | |
| Sun | 09:00 | 02:00 | |
| | | | |

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 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 similar activities set up by the Council and other civil organistaions. We will refuse serving any customer whom we think is drunk, 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 by asking our customers to leave the premises quietly. 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 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 |  |
| Date | 25. August. 2005. |
| Capacity | Propreitor |

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 |
| Telephone number (if any) | 07885 321682 | | |
| If you would prefer us to correspond with you by e-mail your e-mail address (optional) | | | |
| taflan@naks.org.uk | | | |

Conditions

716

Annita Cador

From: Verity Fletcher
Sent: 31 October 2005 09:20
To: Licensing e-mail address
Cc: Ann Chester
Subject: Premises Licence: Kebab house, New Milton

Verity Fletcher
Environmental Health Officer
Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA
Tel: 023 8028 5594
e-mail: verity.fletcher@nfdc.gov.uk

| | |
|-----------------------------------|---|
| To: | All Responsible Authorities under the Licensing Act 2003 |
| Our Ref: | AC\PREM\NEW\10-2005\716\Kebab House (N Milton) |
| Date: | 17 Oct 2005 |
| Application Type: | Premises - New Licence |
| Premise Details: (If Relevant) | Kebab House 5 Westcroft Parade Station Road New Milton BH25 6JG |
| Applicant Details: | Mr Yasar Sen The Kebab House 5 Westcroft Parade Station Road New Milton BH25 6JG |

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.

| |
|--|
| <p>Response:</p> <p>As a result of the changes to the operating schedule for this premises (detailed below) I do not wish to raise an objection to this application.</p> <p>Verity Fletcher 31/10/05</p> <p>E-mail from Taflan Dikec, agent for the applicant:</p> <p>Hi</p> <p>I have spoken to my client last night and he is happy to have the conditions attached to the licence as you have suggested.</p> <ul style="list-style-type: none"> • <i>The licensee or nominated representative will receive and respond to complaints within a reasonable period of time.</i> • <i>The air conditioning system and the cooking extraction system will be switched off when not required.</i> • <i>The air conditioning and cooking extraction system, when switched on, shall not be audible at the boundary of any noise sensitive premises</i> • <i>The disposal of refuse into outdoor storage receptacles will not take place between 23:00 – 07:00.</i> |
|--|

- **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**

We have gone outside, back of the premises and I have noticed that the flats above are situated in the front of the building and there is not much chance that they will be able to hear the noise from the extraction. They also all have double glazing and it helps.

My client assured me that there's never been a complaint regarding the noise issue from the extraction system.

Please do not hesitate to contact me if there are any other issues concern you

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: Verity Fletcher [mailto:verity.fletcher@NFDC.gov.uk]

Sent: 28 October 2005 16:44

To: NAKS

Subject: RE: Premises licence applications for the Kebab House, Lyndhurst and the Kebab House, New Milton

Dear Mr Dikec

I wonder if you could update me on the situation with the new Milton premises please.

Verity Fletcher
 Environmental Health Officer
 Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA
 Tel: 023 8028 5594
 e-mail: verity.fletcher@nfdc.gov.uk

Conditions

7/6

Amita Cador

From: NAKS [taflan@naks.org.uk]
Sent: 26 October 2005 16:24
To: Verity Fletcher
Cc: Licensing e-mail address
Subject: RE: Premises licence applications for the Kebab House, Lyndhurst and the Kebab House, New Milton

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

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

From: Verity Fletcher [mailto:verity.fletcher@NFDC.gov.uk]
Sent: 21 October 2005 14:57

24

26/10/2005

To: taflan@naks.org.uk

Subject: Premises licence applications for the Kebab House, Lyndhurst and the Kebab House, New Milton

I have been asked to comment on the Premises Licence applications for the **Kebab House, Lyndhurst** and the **Kebab House, New Milton** in relation to public nuisance. I note that you are applying for both premises to operate until 2am on every day of the week. I am concerned that this extension of opening hours may cause a public nuisance to residents living in the vicinity of the premises unless measures are put into place to control this. 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.

I do not believe that the steps you offer in section P(c) of both applications are sufficient to deal with public nuisance for the activities you are proposing.

When considering the Lyndhurst premises, there are residential premises both above some shops in the High Street, as well as residential premises behind the premises. There is an increased likelihood of a public nuisance being caused to the occupants of these properties by activities at the premises running later into the night.

These concerns are increased in relation to the New Milton premises where there are residential properties directly above the shop. Several complaints have been received previously relating to the noise from customers leaving the New Milton premises. Any extension in the operating hours later into the night increases the potential for a public nuisance to be caused.

Bearing in mind the issues detailed above, and the noise that will inevitably arise from the extractor unit at the rear of the premises running later into the night, I suggest that you reconsider the times you require each premises to be open, and consider adding the steps detailed at the end of this e-mail to your operating schedule to help to prevent public nuisance at both premises.

- *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 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 applications currently stand, I would consider putting in a formal objection as they do not comply with our licensing policy.

Please contact me to discuss these items either by replying to this e-mail or on the details below.

Verity Fletcher
Environmental Health Officer
Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA
Tel: 023 8028 5594
e-mail: verity.fletcher@nfdc.gov.uk

21st October 2005

The Licensing & CCTV Manager
New Forest District Council
Appletree Court
LYNDHURST
Hants
SO43 7PA



Dear Sir,

We are writing with regard to the Kebab House at 5 Station Road, New Milton. We would like to raise a **VERY STRONG OBJECTION** to their new application to stay open until 2.00 a.m. – 12.00 a.m. is more than enough!

We live directly above the premises and we feel that we have a right to object because the noise from the owners late at night, as well as their customers, is quite unbelievable – sometimes until 2.30 a.m. in the morning. Drunken behaviour after closure of the local pubs leads to broken shop fronts, phone booths, bus shelter damage, seat, flower-bed and bin damage and also urination in Bradbeers' shop doorway and the back steps to our flats. Litter is also a major problem.

Since the kebab shop opened about 7 ½ years ago (and other takeaways), the town has gone downhill. The only way we get any sleep at night is to close all windows – as you can imagine, this gets unbearable in the summer months, due to the heat. We have complained in the past, but we were told that it is difficult to prove, so we got nowhere. This time, if they go ahead, we will take them to court as we have had enough!

We have asked, the Town Council about the installation of CCTV cameras in Station Road, but were told that the Council turned down the offer of one camera because several were required. Surely one would be better than none at all? Apparently, Lympington Town Centre have had CCTV cameras installed!

We are now in our mid 70s and have worked hard for forty years and we deserve some peace to enjoy our retirement. We used to love living in this area. We were not consulted when the original application to extend

to midnight was first put forward, and this second application to extend to 2.00 am is placed too high for most people to notice!

I hope you will give this letter your full attention and I enclose a petition from local residents who are also against the later opening hours.

I look forward to hearing from you soon.

Yours faithfully

MRS. C S Mather
MR. K E Mather

MR & MRS MATHER

Mr & Mrs K E & C S Mather
14 Westcroft Parade
Station Road
New Milton
Hants
BH25 6JG

Petition against Rebab House
application to OPEN untill 2 P.M.

Mrs. W. K. & S. Mather

Jaidie Goode 100 Old Milton RD

LARL MONDZ 60 STATION ROAD, N.M.

U. ~~TRUST~~

A. O'Sullivan 69 STATION RD N.M.

K. Lewis 33 Milton Mead, N.M.

~~Q. Q.~~ " " "

A. LEWIS " " "

Petition Against KEBAB HOUSE

Application To Stay Open until 2AM

- M. Chuse Christchurch Rd
- P. Miller Glenville Road, Walford
- P. Brewer Avenue Road, New Milton
- J. Cooke Milford on Sea Lyminster
- E. Todd CEDAR GARDENS BARTON
- B.A. William Pofffield Rd. C'CHURCH
- Ruth Howe Malands. Ubsdece Close N.M.
- Paula Sale Trevelian Close, Walford
- Lesly NICHOLAS 17-10-05 THE PINNACULATION STATION RD
- TRACY COOPER P/BAD LD PH 23 8NH
- ~~[Signature]~~
- M. SMITH GREEN LANE, NEW MILTON.
- R. BLAKE Wolverton Rd, BOURNEMOUTH
- ~~[Signature]~~ David BUNDY New Milton
- G. CUTLER G. Cutler
- M. Wilkins Bursledon House, Station Rd SH25
- R. Wilkins Reservoir Home, Station Rd SH25
- P. Seaman 21 CO. F Cres. N.M.

1. N. GAILLARD Wallas B-on-8. New Milton

J.A. STANFORTH 6 LYNAC CLOSE BARTON ON-SEA

N. EWING Stephens Shoe Shop - New Milton

PETITION AGAINST KEBAB HOUSE
APPLICATION TO OPEN UNTILL 2 A.M.

C.S. Mather 14 Westcott Parade.

K. Mather 14 " "

Oliver 48 STATION RD.

John " " "

S. Mather

J. Mather 28 Station Road

W. Miller 36 Station Road

J. Cough 38 Station Rd

J. Cough 40 Station Road.

P. Cough 42 Station Rd

A. Bennett 50-52 STATION RD

S. Buckland 56 Station Road.

Wendy Russen 58. Station Road.

on behalf of Matthews Electrical 60 Station Road ~~mat~~

ROBERT ALAN JEWELLERY 64 STATION RD. ~~mat~~

Flower Vogue 66 Station Rd. B. Mather

S. Scoble 12 Mave close N.M. S. Scoble

M. P. Dimora 20 Ashley close New Milton M. Dimora

F. Ross 8 Lake St Road N.M.

Linda Grahast National Schoolwear Centres 84 Station Road

B. Talbot Homelea x Church Rd. New Milton. P.T.O

J.E. DUNNIG 19 THE MEADWAY HIGHCLIFFE (BRADBEEBS)
L GATLAND BARTON DRIVE BARTON (BRADBEEBS)
Skemp 4 Whitley Way, New Milton (Bradbeers)
L DAKIN 25 Drake Close, New Milton (Bradbeers)
A.J. DUNWOODIE NEW MILTON
A. Pooton New Milton
~~J.F.~~ NEW MILTON
~~W.H.~~ NEW MILTON
Laura Yapp 10 OTTERS WALK, NEW MILTON
Dian Treabon 15 Parkham Avenue New Milton BH25 6SL
R HARZDY 69 STATION RD NEW MILTON HANTS
Henry New Milton
S. Thomas NEW MILTON.
G. Goff Hordle.
M. Hodge Harrison Estate Agents Station Road
New Milton.
Margaret Ollis 11 Mount Ave. New Milton.
Kenshi Cuten 13 STATION RD NEW MILTON.
H. ENGLAND 11 WESTCROFT AVE, STATION RD.
Sarah Cluver —
J. Williamson —
A. Bryant 1 Daneswood Rd Ashley New Milton.
F. Vincent 9, Holly Rd. Ashurst. Southampton.
Mel. Casson NEW MILTON BODISHOP.
M. ELNAUGH. 17, STONELEIGH AVE, HORDLE.

K. Riching 17 ALWAY CLOSE BARTON ON SEA

~~P. Jones~~

~~14 ECLIPSE ROAD NEW MILTON~~

~~93 HIGHIDGE CUS. NEW MILTON~~

~~33 OSBORNE RD NEW MILTON~~

~~14 FERNHILL RD NEW MILTON~~

~~110 STATION RD " "~~

~~51 VINCENT RD. NEW MILTON~~

~~22 CAMBRIDGE CEMT " "~~

MILTON ON SEA

S Cooper

~~[Signature]~~

116 STATION ROAD N/MILTON

~~3 Westcroft Parade Station Road New Milton~~

~~48 KENWORTH COURT NEW MILTON HANTS~~

N/Milton

~~J. Buchanan 8 Westcroft PRD~~

~~Roger Murray 8 Westcroft PRD~~

h Forbes 9 Westcroft Parade.

MR & MRS. 20 WESTCROFT PARADE

A. MARTIN

~~[Signature]~~

15 Westcroft Parade

Wad Jan

15 WESTCROFT PARADE

Book

Manager Marchas Ho New: 75/77 STATION RD

J. Kiam.

17 BEACH AVE BARTON M SEA.

P.T.O.

PETITION AGAINST KEBAB HSE APPL. TO OPEN UNTIL 2 AM.

HEATHER BULL, 7 Fernside Lane, Walthampton
Bacchibors New Milton

Elaine Andrews, 19a, Gairloch Ct., New Milton

Sue James, 18, Sankie's Close, Lyminster

Dawn Rose, 85 Pentaker Drive, Waltham

Sarah Jones, Pineswood Rd., New Milton

Rosemary Matthews, 19, Biers Wood Rd, New Milton.

Our Ref: JAS/pb/171005

17th October 2005

Licensing and CCTV Manager
New Forest District Council
Apple Tree Court
Lyndhurst S043 7PA

Monckton
Company

**CHARTERED
SURVEYORS**

Coopers
Dunmow Road
Abbes Roding
Ongar Essex CM5 0PE
Telephone: 01279 876616
Facsimile: 01279 876080

Dear Sirs

**RE: 5 WESTCROFT PARADE, STATION ROAD, NEW MILTON HAMPSHIRE BH25
6JG – KEBAB SHOP**

I am writing to advise you that we act on behalf of the freeholder of the above shop Mr F Bayada. It has been brought to our attention that the tenant is seeking a licence to extend his opening hours until 2am. We have in the past received numerous complaints of noise and anti-social behaviour emanating from customers of the kebab shop and feel this will be far worse if they are allowed to open into the early hours of the morning.

As you are obviously aware, the area is residential in nature with a number of elderly residents'. We do believe that the extension of the opening hours would be detrimental to the property and the neighbourhood and should be resisted at all costs.

Yours faithfully,



JS **JASON A. SALTER FRICS**



Jason A. Salter FRICS
Email: jas@beeb.net

In association with
Consultant Building Surveyors
MacConvilles