



LICENSING SUB COMMITTEE - 3 MAY 2011

LICENSING ACT 2003 -(S51)

APPLICATION FOR A REVIEW OF PREMISES LICENCE (1094)

<b>Name(s) and address(es) of applicants(s) requesting a review</b>
Hampshire Constabulary Western OCU Licensing Team Romsey Police Station 111 The Hundred Romsey Hampshire SO51 8BZ

<b>Name and address of premises to be reviewed</b>
Longs Cellar Bar 99 High Street Lymington Hampshire SO41 9AP

End of Statutory Objection Period: 11 April 2011

Review request received: Yes

Date of Hearing (if applicable) 3 May 2011

Date report completed: 12 April 2011

Date forwarded to Democratic Services: 12 April 2011

Resume of application	Location on report
<p><b>A request for review of the current Premises Licence by a Responsible Authority.</b></p> <p>A request was lodged by Hampshire Constabulary on 14 March 2011 for the review of the above premises based on the grounds of</p> <ul style="list-style-type: none"> <li>• Prevention of Crime and Disorder</li> <li>• Prevention of Public Nuisance</li> <li>• Protection of Children from Harm</li> </ul> <p>There have been disproportionately high levels of crime and disorder in association with the premises. Poor management of the premises and its customers has had a detrimental effect on local businesses and residents who report issues such as criminal damage, people urinating in shop doorways and disturbance late at night from patrons and music noise emanating from the premises. In addition to this, concerns have been raised regarding the failure of the nominated Designated Premises Supervisor to protect children from harm by permitted underage customers of the premises to consume alcohol without being challenged.</p> <p>Police officers have regularly been required to attend the premises late at night, mainly on Saturday and Sunday mornings to deal with high volumes of alcohol fuelled incidents relating to violent offences, linked to closing and dispersal time of customers. This has had a significant impact on the availability of Officers to patrol other areas of their communities at other times of the day.</p> <p>Several measures have been taken by Hampshire Constabulary prior to lodging the request for review of the Premises Licence, to work with the management in endeavouring to reduce levels of alcohol fuelled crime and disorder. However, no significant improvements have been made and the premises continues to cause concerns.</p> <p>Incidents have continued as stated in the Police report and examples have been listed from March 2010 through to present date. It is alleged that poor management of the premises and its customers are at the root of the problems, as customers are permitted to consume excessive quantities of alcohol. Despite numerous efforts by the Police to work with the management in trying to alleviate the continued problems surrounding the premises, it has been to no avail, hence the requirement of a review of the Premises licence due to offences and clear breaches of the Licensing Act 2003, which is having a detrimental effect on peoples quality of life who live and work within the vicinity of the premises and Police resources.</p>	<p><b>Appendix 1</b></p>

Responsible Authority	Brief Details of Responsible Authority Representations	Location on report

<b>Police</b>	Request for Review - grounds stated above	<b>Appendix 2</b>
<b>Fire Service</b>	No representations	
<b>Trading Standards</b>	No representations	
<b>Social Services</b>	No representations	
<b>Pollution</b>	No representations	
<b>Health and Safety</b>	No representations	
<b>Planning</b>	No representations	

Licensing Objective	Brief Details of Interested Parties Representations	Location on report
<p><b>Prevention of Crime and Disorder</b></p> <p><b>Public Nuisance</b></p> <p><b>Public Safety</b></p> <p><b>Protection Of Children</b></p>	<p>There are no further letters making any representations on grounds of the four licensing objectives</p> <p>N/A</p> <p>N/A</p> <p>N/A</p> <p>N/A</p>	<p>Appendix 3</p>

<b>Documents relating to the Licenceholder/DPS</b>	<b>Location on report</b>
<p>A letter was sent to Longsbar Ltd (Licenceholder) of the premises on the 16th March 2011, advising that the Police had requested a review of the premises licence and suggesting that direct contact is made to the Police to discuss the grounds of the review.</p> <p>Any outcome of this suggestion at present is unknown.</p> <p>At the end of the consultation period, further correspondence has been sent to the Licenceholder on the 11 April 2011, advising that no further representations had been received by this department during the consultation period.</p> <p>No contact has been made by the licenceholder to this office (Licensing Services) at any time during the consultation period regarding the requested review.</p>	<b>Appendix 4</b>

<b>Observations from Licensing Services</b>	<b>Location on report</b>
<p>The premises licence was previously converted from a former Justices On Licence with the additional benefit of a Section 68 Super Hours Certificate (permitting an additional hour) a Section 70 Certificate (permitting an additional hour again on Thursdays, Fridays and Saturdays until 1am) under the Licensing Act 1964 and a Public Entertainment Licence with additional conditions under the Local Government (Miscellaneous Provisions) 1982.</p> <p>At the same time of being converted, there was a further request for variation of the licence.</p> <p>A copy of the Premises Licence showing the current activities, entitlements and conditions is attached with this report for your assistance.</p>	<b>Appendix 5</b>

<b>Conclusion</b>
<p>The Licensing Sub-Committee must, having regard to the representations, take such measures as it considers necessary to promote the licensing objectives. These being:</p> <ul style="list-style-type: none"> <li>• The Prevention of Crime and Disorder;</li> <li>• Public Safety;</li> <li>• The Prevention of Public Nuisance;</li> <li>• The Protection of Children from Harm</li> </ul>

## **Recommendations**

In making a determination please consider the following steps:

- To modify the conditions of the premises licence;
- To exclude a licensable activity from the licence;
- To remove the Designated Premises Supervisor;
- To suspend the licence for a period not exceeding three months;
- To revoke the licence;
- To take no action in this matter.

### **Further Information:**

Paul Weston  
Licensing Officer  
Licensing Services  
Tel: 023 8028 5449  
Fax: 023 8028 5596  
Email: [paul.weston@nfdc.gov.uk](mailto:paul.weston@nfdc.gov.uk)

### **Background Papers:**

Licensing Act 2003  
Section 182 Guidance  
NFDC Licensing Policy

**APPENDIX 1**

**Police Review**



**Hampshire Constabulary**  
Chief Constable Alex Marshall

NFDC Licensing Services  
Appletree Court  
Lyndhurst  
Hampshire  
SO43 7PA

6 OCU Licensing Team  
Romsey Police Station  
111 The Hundred  
Romsey  
Hampshire  
SO51 8BZ

**Telephone:** 0845 045 45 45

**Fax No:** 023 8067 0923

**Deaf/speech impaired minicom:** 01962 875000  
**Email:** western.licensing@hampshire.pnn.police.uk

11<sup>th</sup> March 2011

Dear Sir/Madam

Application for review under section 51 Licensing Act 2003 – Longs Bar Lymington

Hampshire Constabulary is applying for a review of the Premises Licence at Longs Bar 99 High Street, Lymington.

Please find attached our formal application together with supporting documentation copies of which have also been sent to the Premises Licence Holder and other Responsible Authorities.

If you wish to discuss the contents further please contact me on the telephone number above.

Yours faithfully

T.M. Adams

Sergeant  
6 OCU Licensing Team





Application for a Review  
of the premises licence at;

**Longs  
Lymington**

Under Section 51 of  
The Licensing Act 2003

Responsible Authorities

- Premises Licence Holder – Longsbar Ltd
- Licensing Section – New Forest District Council
- Hampshire Fire & Rescue Service
- Environment & Health Service
- Planning Service
- Trading Standards Service
- Hampshire County Council Children's Services

# G90



Application for the review of a Premises licence or Club Premises certificate under the Licensing Act 2003

Before completing this form, please refer to FPP 07001 (Licensing (Licensing Act 2003))

I Sgt. T. Adams, on behalf of the Chief Officer of Hampshire Constabulary, (Insert name of applicant)

[X] Apply for the review of a premises licence.

[ ] Apply for the review of a club premises certificate. (Select as applicable)

Premises or Club Premises details

Table with 2 columns: Postal address of premises, Postcode (if known). Values: Longs, 99 High Street, Lymington, SO41 9AP

Name of premises licence holder or club holding club premises certificate (if known). Values: Longs Bar Ltd, 6 Roberts Road, Bournemouth, BH7 6LN

Number of premises licence or club premises certificate (if known)

Details of responsible authority applicant

Form with fields for title (Mr, Mrs, Miss, Ms, Other title / Rank), Surname (Adams), First Names (Tim), Current postal address (6 OCU Licensing Team, Romsey Police Station, 111 The Hundred, Romsey), Postcode (SO51 8BZ), Daytime telephone number (08450 454545 ext 734-174), E-mail address (optional) (western.licensing@hampshire.pnn.police.uk)

Hampshire Constabulary is a responsible authority and the applicant has the delegated authority of the Chief Officer of Police in respect of his responsibilities under the Licensing Act 2003



**Application for the review of a  
Premises licence or Club Premises certificate  
under the Licensing Act 2003**

**This application to review relates to the following licensing objective(s)**

- |   |                                     |
|---|-------------------------------------|
|   | <i>Select one or more boxes</i>     |
| 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 checked="" type="checkbox"/> |

Please state the grounds for review which must be based on one or more of the licensing objectives together with supporting information:

Hampshire Constabulary seeks a review of the premises licence in respect of Longs, due to the disproportionately high levels of crime and disorder associated with the premises. The poor management of the premises and its customers has a detrimental effect on local businesses and residents who report issues such as criminal damage, people urinating in shop doorways and disturbance late at night from people and music noise. The Designated Premises Supervisor (DPS) has failed to properly protect children from harm by allowing underage customers to drink alcohol with out being challenged.

Longs is situated in the High Street, Lymington the entrance is next to the Carphone Warehouse shop and is opposite the bus station (see map at ANNEX H). The premises is a basement club with a maximum occupancy of 80 people. The capacity was reduced following Hampshire Fire and Rescue Service issuing a prohibition notice in October 2009 due to inadequate means of fire detection and means of warning in case of fire and restricted exit width.

The premises operate as a late night club venue and promotes its self on their website as "Lymington's only late night party venue" and advertises Karaoke and "DJ's" playing requests until 0200hrs.

Longs premises licence originally permitted the following licensable activities;

- Performance of live music 0800 – 0000
- Performance of dance 0800 – 0000
- Facilities for making music 0800 – 0000
- Facilities for dancing 0800 – 0000
- Late night refreshment 2300 – 0200
- Supply of alcohol 0800 – 0200 (0000 on Sundays)

The premises opening hours are currently;

- Monday - Saturday 0800 – 0230
- Sundays 0800 – 0030

It has recently come to our notice that in July 2009 the Licensing Authority issued an



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amended licence which added Recorded Music until 0230hrs. The police were not advised of this change and no formal consultation as required by the Licensing Act 2003 appears to have taken place.

There are a number of conditions attached to the licence:

- Existing operating procedures and policies, which include risk assessments, training of staff in all aspects of regulatory compliance and operating policies and measures for the avoidance of noise or other nuisance to neighbours, will continue to apply.
- Prior to opening to the public, on each occasion the rear fire exit route must be checked to ensure:
  - o The route is clear of storage.
  - o Doors are unlocked and available for use in an emergency.
  - o The lighting is correctly functioning.
  - o CCTV is installed at the premises.
- Between the hours of 08:00 and 00:00 Monday to Sunday, the fire door at the rear of the premises shall be kept closed except in an emergency.
- Between the hours of 08:00hrs to 00:00hrs Monday to Sunday, the front door leading to the High Street shall be kept closed except when persons are leaving or entering the premises.
- Between the hours of 08:00hrs and 23:00hrs, music noise and noise from voices emanating from the premises, shall be of a level whilst audible, is so low in volume that distinct lyrics, tunes, musical instruments and any base beat cannot be recognised at and beyond points A (currently Lloyds Bank) and B (currently Benetton UK Ltd) as shown on the attached plan. Point A being outside 39 High Street Lymington and Point B outside 33 High Street Lymington.
- After 23:00hrs, music noise and noise from voices emanating from the premises shall be inaudible at and beyond Points A (currently Lloyds Bank) and B (currently Benetton UK Ltd) as shown on the attached plan. Point A being outside 39 High Street Lymington and Point B being outside 33 High Street Lymington.
- To enable the hearing of patrons to re-adjust and reduce the disturbance to residents from patrons leaving the premises, a period of 15 minutes cooling down (Chill Out) shall be employed before the end of each event.
- All live music will cease at 00:00hrs.
- All customers are asked to leave quietly either by a member of staff or someone on the door.
- The premises operate an over 21 policy although admittance is permitted to those under 21 with the requisite I.D.

Officers are regularly required to attend the premises late at night and particularly into the early hours of Saturday and Sunday mornings to deal with high levels of alcohol related problems and violent offences, especially linked to closing time and the dispersal of customers. Many incidents of disorder in the High Street can be directly linked to people who have been drinking, often to excess, in Longs. Each weekend officers have to be deployed to the High Street in order to keep the peace and maintain order. If they are



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required to work into the early hours to police late night venues and their customers it means that they are not available to patrol their communities at other times of the day. An impact statement has been written by the local Safer Neighbourhood Sergeant, PS 2410 Adams in relation to the impact that Longs has on local policing and community issues. The statement can be located in Annex A.

Officers from Hampshire Constabulary have engaged with the premises management over a protracted period and attempted to work with them to prevent breaches of the Licensing Act 2003 and to promote best practice. Despite working with the club management for several years to try and reduce levels of alcohol fuelled crime and disorder associated with the premises. No significant improvements have been achieved and the club continues to cause concerns and generate complaints. Please see PS 405 Barry's statement at Annex B which outlines her interaction with the premises over the past year.

PC 23072 Cross has been the town beat officer since September 2009 his role involves dealing with and trying to resolve long term issues of crime and disorder. Very soon after arriving he was made aware by residents of the High Street that their lives were being made miserable by noise and disorder in the street in the early hours of the morning. Their general belief was that the people responsible were on their way to or from Longs. PC 23072 Cross has provided a statement which can be located at Annex C.

When people are arrested for offences within the premises or linked to it they invariably have to be held in police cells overnight due to their high level of intoxication, in simple terms, they are too drunk to be dealt with. The victims are also often unable to provide statements because they are too intoxicated. As well as the initial abstraction of officers to deal with the incident on the night it also has an affect on the policing levels for the following day; committing officers with interviews, tracing witnesses, and diverting them from dealing with other matters arising in the community.

At 02.20hrs on 21st March 2010 officers were on patrol in High Street, Lymington when they saw a male leave Longs. As he walked past their vehicle he made an obscene hand gesture towards the officers. They warned the male to stop but he became abusive and swore at the police officers within the hearing of other members of the public. The male was arrested under section 5 of the Public Order Act having been given several warnings regarding his behaviour. In interview the male stated he had drunk a large volume of alcohol, mainly pints of cider and admitted he was very drunk when he left Longs at closing time and did not remember a lot of what happened that night because he had consumed too much alcohol.

On 19th June 2010 police were called to Longs by a member of the public reporting a fight inside. Officers arrived very soon after the call as they were already heading to the area prior to monitor customers leaving the premises. On their arrival the place was fairly busy and the officers' entry was hindered by a large number of customers hanging around on the road and the entrance; the doorstaff were doing very little to clear customers. Once inside there were still drunk customers milling around. The officers located a male lying on the floor, being tended to by a number of female customers, and there was a second victim standing nearby. Officers stated that the staff, including the owner, appeared very disorganised in relation to the incident. They seemed more interested in clearing up than



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helping the injured people. The staff were not making any attempt to empty the club, or ask anyone if they witnessed the assaults. Hampshire Ambulance Service took the two injured males to Southampton General Hospital; both males had received serious injuries which included broken eye sockets and cheek bones. One of the victims sustained a broken foot after being stamped on and required re-constructive surgery. It transpired that both of the victims arrived at Longs Wine Bar around 0030hrs. Later that night both males went to the bar to get a drink when the offender attacked them. In interview the offender stated he had drunk 8/9 pints and two Jäger Bombs (Jägermeister and Redbull), he described himself 7/10 for drunkenness with 10 being "legless".

A public meeting was convened on 3rd August 2010 to discuss problems raised by local residents and shop keepers. Concerns were raised over the damage caused by drunken patrons of Longs as they left the area after closing time, examples cited were smashed shop windows, car mirrors broken off and persons urinating in alley ways and doorways. Further concerns over the length of time crowds of people were allowed to remain immediately outside Longs and the foul language used; this was of particular concern to residents with children.

During autumn 2010 the Force launched Operation Denver which focused on the reduction in violent crime, particularly alcohol related violent crime. One of the strategies adopted by Western OCU was to conduct high visibility reassurance/compliance visits at our high risk licensed premises; Longs was one of those premises. It was noted that here was a significant reduction in incidents connected to Longs during the period these visits were taking place.

On 30th October 2010 PS 2410 and PC 23072 were on patrol in the High Street, they went to Longs about 2345hrs and saw that the front door was open and remained so throughout their attendance. They describe the crowd outside as loud with people shouting. The DPS, Andy Johnson, was outside for some of the time along with a member of door staff, neither took any action to quieten or disperse the crowd. At 0045hrs the loud base notes of the music emanating from Longs could be heard clearly from outside Lloyds TSB bank (Point A).

On 28th November 2010 a member of doorstaff flagged down a passing police van asking for assistance to move on a customer who had just been ejected from Longs. Officer's state that the subject was clearly very drunk and later stated he had consumed 12 pints of beer and 4 glasses of brandy. The subject wanted to complain about being assaulted but was told that no statement could be taken at that time as he was too drunk. The male walked away down an alleyway to a residential courtyard where he was seen urinating against a wall. Officers confronted the man and explained his options at which the subject hit his own head against a wall several times whilst saying "Please don't hit me again officer". The male was arrested for S5 Public order and transported to Lyndhurst custody.

On the 3rd December PC 3735 attended Longs and saw that a member of doorstaff was not displaying his SIA badge correctly as it was being obscured by his jacket. He refused to give his licence number, expiry date and date of birth to the officer. PC 3735 returned later and although he now had his badge on the outside of his jacket pocket he covered it up with



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his hand when she asked for the details. The officer described the doorstaff's attitude uncooperative and obstructive. Subsequent checks revealed that one of the doorstaff was not licensed.

On 12th December 2010 police were called to Longs by New Forest CCTV to a report of a fight outside. It transpires that the initial fight started inside Longs where a victim was punched on the dance floor which caused his lip to split and swelling to his nose. A second victim stated he was on the dance floor when he was hit to the right side of his face resulting in two chipped teeth. A third victim was trying to break up the fight when an unknown male bit his finger which breaking the skin. The suspects were ejected by members of doorstaff. The victims left the premises a short while later to go home. NFDC CCTV shows the two suspects attack them before running off as several police units arrived. Statements were taken from the victims, which indicated their level of drunkenness; Victim 1 statement "On arrival on a scale of intoxication I would say I was a good nine out of ten" then went on to say "We continued to drink in Longs mixing our time between standing around talking & dancing on the dance floor". Victim 2 said "On arrival at Longs I would describe myself as pretty intoxicated on a scale of one to ten I would say a good nine". The investigation ongoing.

On 18th December 2010 a member of the public flagged down officers on patrol and informed them that a shop window in the high street had been completely smashed and some property in the store was damaged. New Forest CCTV unit reviewed the footage and saw the male responsible had gone into Longs. Although the male was very drunk he was able to enter the club without being challenged. Officers attended Longs and the male was arrested for criminal damage. In interview the next day the subject stated that he was so drunk, he didn't know whether he had broken the window or not. He was issued a conditional caution and required to pay cost to repair the window of £356, although the overall cost to the business was far greater.

On 19th December 2010 police were directed to Longs following a report of a fight. A description of a female was given to officers, this female was stopped and spoken to by officers, she was heavily in drink and unable to stand. The female could barely look after herself and had to be taken home as officers were concerned for her own safety as well as others. As it was impossible to ascertain what had happened at the time, it was agreed an officer would attend her home address the next morning to take further details. It transpired that the female had appeared to be picking fights with people on the High Street after drinking at Longs. In the officers opinion the female was drunk and on a scale of 1 - 10, with 10 being drunk she was at least 9 as she could barely look after herself.

On 16th January 2011 officers were on routine patrol outside of Longs at closing time to ensure customers leaving the premises did so quickly and quietly. Officers witnessed a fight between two males in front of several other members of the public. Whilst one of the suspects was being arrested and handcuffed, officers' attention were drawn to a female who became hysterical, the female ran straight towards the officers and assaulted them. The female was restrained and arrested for assault on a police officer. There were approximately 10 people surrounding the female and were trying to pull the officers away to prevent the arrest. The group became agitated and extremely aggressive towards the





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officers. An officer stated he looked across to the door at Longs and saw that it had been shut and the light was out and there were no doorstaff from Longs dispersing their customers from the area. Three people were arrested and transported to Lyndhurst custody centre. One of the males arrested stated he had 6 pints of Stella before entering Longs, then a further 2 pints in Longs. He described himself as 7 out of 10 on the drunkenness scale.

On 22nd January 2011 PC 23072 was on duty and monitored Longs various times throughout the evening, every time he did so the front door was propped open. At midnight he attended and spoke with the doorman who indicated that the club was very busy and almost full to capacity, which was indicated by the pair of "clickers" being used. However, whilst speaking to him 3 or 4 more customers arrived and entered the bar and the doorman made no apparent record to count them in. The officer entered the bar and said that whilst it was impossible to count the number of patrons he strongly suspected that there were more than the 80 people the venue is permitted.

On the 28th January 2011 the local Safer Neighbourhood officers, supported by the Licensing Team mounted an operation focusing on licensed premises and the night time economy in Lymington. During the evening several drunken males and rowdy groups were seen in the town centre and warned by police. They were then seen to go into Longs wine bar without being challenged. They were showing all the classic signs of drunkenness and were so clearly and very obviously drunk they should not have been admitted. PS 721 and PC 22915 were in plain clothes and visited several premises including Longs. They describe seeing drunken customers being served alcohol in the club and at one point PS 721 had to move from the bar as a drunk male leant on her. PC 22915 stated that the male looked like he was about to either fall over or vomit on PC 721. PS 721 statement can be located at Annex D and PC 22915 statement can be located at Annex E.

AT 0050hrs on 29th January Insp 2556 and PS 1634 were in the vicinity of Longs. As they stood in the entrance of the Oakhaven Hospice Trust shop they could clearly hear the base beat and vocals of the music emanating from Longs. This is in breach of a condition on the premises licence. There was also a considerable amount of 'people noise'. Insp 2556 and PS 1634 then entered Longs and spoke to Andy Johnson, the music was so loud they had to go to a back room in order to hold a conversation. Whilst in the club PS 1634 saw one of the drunk males he had had cause to speak to earlier, the male had been served alcohol in the club and was holding a half drunk pint of beer. The officers had to advise the DPS that he should be told to leave. When the male and the group he was with left the club they immediately became involved in a scuffle outside which other officers had to attend to deal with. The group were then involved in a further incident where a male was punched and kicked – two of the group were arrested for assault. One of the group then walked off but a short time later became involved in an altercation in which he was assaulted. His own conduct was such that he was arrested for a public order offence. Due his level of drunkenness the officers had to assist the male to the police van and then lift him into the back as he was unable to use his legs to lift himself up. Significant police resources were tied up dealing and investigating these offences both on the night and the following day. PS 1634 statement can be located at Annex F.

At 0200hrs on the 5th February officers witnessed a drunken youth stagger out of Longs





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**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**

**Signature of Officer Completing**

Name	<u>T. Adams</u>	Collar Number:	<u>Sgt. 1634</u>
Signature:	_____	Date:	<u>11<sup>th</sup> March</u>
	_____		<u>2011</u>

**Signature of Authorising Officer (Inspector or above)**

Name	<u>R. Dexter</u>	Collar Number:	<u>Supt 5541</u>
Signature:	_____	Date:	<u>11<sup>th</sup> March</u>
	_____		<u>2011</u>

**A  
N  
N  
E  
X  
  
A**

**Statement – PS 2410 Adams**



**RESTRICTED (when complete)**

**WITNESS STATEMENT**

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN:

Statement of: Nick Adams

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Sergeant

This statement (consisting of 4 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:

Date: 08 March 2011

.....  
Nick Adams

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am Police Sergeant 2410 Adams of the Hampshire Constabulary and I am attached to 6 Operational Command Unit based at Lymington Police Station. I am the Safer Neighbourhood Sergeant and have I strategic responsibility for the policing of Lymington and surrounding areas.

Lymington is a quiet market town with its main retail area situated along the High Street which runs from St Thomas's Church in the west to Quay Hill in the east. The High Street contains a variety of retail premises, churches, restaurants and other buildings many of which date back hundreds of years. There also numerous domestic premises the entire length of the street. Lymington attracts visitors throughout the year and is also world renowned in the yachting world. There are a number of public houses in and around the High Street however Longs is the only one that operates a late licence. Longs is situated in a central position on the High Street and occupies the basement of 99 High Street. It is accessed through a single door from the High Street.

On Saturday 30 October 2010 I was on duty on uniform patrol with PC 23072 CROSS, who is the Beat Manager for High Street area of Lymington. At about 23.45 hours we were on foot patrol in Lymington High Street. At this time of night the High Street is almost deserted with very little vehicle or pedestrian traffic. It is therefore generally extremely quiet and any noise travels for a considerable distance. As we approached Longs Wine Bar I became aware of the noise of people street outside the premises. The group was on the pavement but also standing in the road. It was a mixed group of both men and women all of whom appeared to be customers of Longs who had come outside for a cigarette. There was a lot of loud talking and occasional shouting and swearing which could be heard some distance away. As we got closer I noted the door to the premises was open and saw the door supervisor, standing next to the open door speaking to the people outside.

PC CROSS and I walked into Lymington Bus Station which is situated directly opposite the entrance to Longs and observed for a period of time. During this time a number of people appeared from within the premises for a cigarette before returning inside. The front door to the premises remained open from 23.45 hours until our actual

Signed :

Signature witnessed by

.....  
Nick Adams

RESTRICTED



**HAMPSHIRE CONSTABULARY**

**(when complete)**

**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

Continuation of Statement of: PS 2410 ADAMS

visit at 00.30 hours. Whilst watching the premises I saw the DPS, [redacted], outside talking to customers and also to [redacted], the door supervisor for some time. During the time we observed the premises the noise of the crowd remained fairly constant with regular bursts of shouting and swearing, none of which appeared to be challenged by either the DPS or the door supervisor. The level of the noise was well over and above that of general talking and I was disappointed that there was no apparent intervention from either [redacted] or [redacted] to quieten the patrons down. I also noted that at no time was the front door to the premises shut as required by the licence and the sound of music and general people noise could be clearly heard at fairly high levels. The noise certainly detracted from the otherwise quiet High Street.

At 00.30 hours we approached the front of Longs and spoke to [redacted]. He was asked how many people were inside and he told us it was 75 which he had calculated from two clicker counters he holds. After speaking to him briefly we entered the premises and walked down the stairs into the club. It looked very busy inside with very little room to move. There was loud dance music being played on the far side of the premises and I could see disco lights flashing and people dancing on the dance floor. It was difficult to estimate how many people were inside the club but it looked full.

I spoke to the DPS, [redacted] who was now behind the bar and queried why the disco was still going on at 00.30 hours when the premises licence stated that it should cease at midnight. He stated that it would be going on until 'normal time' due to the clocks going back. I subsequently checked the licence and there did not appear to be any dispensation for BST to GMT. Additionally as the disco should have ceased at 00.00 hours anyway it is unaffected by the change to GMT which occurs after this time.

We left the premises at about 00.45 hours and the disco was still going. We walked along the High Street to Lloyds Bank and listened to noise coming from the club. Loud base notes could clearly be heard together with the sound of people noise from the club from Lloyds Bank and some considerable distance beyond.

At the conclusion of our visit I returned to the police station and completed a Licensed Premises Compliance Report with my findings.

I am an officer with over 26 years service, the majority of which has been as a frontline officer and in that time I have considerable experience in dealing with licensed premises. It is my professional opinion that pubs and clubs that cause the most problems in terms of crime and disorder and general issues are those that are poorly managed. Whilst serving at Lymington I have received more complaints and concerns from both the public and police officers about Longs than any other licensed premises on my area. There is clear evidence that there is a spike in recorded

igned : \_\_\_\_\_  
Nick Adams

Signature witnessed by \_\_\_\_\_

RESTRICTED  
22



# HAMPSHIRE CONSTABULARY

**(when complete)**

## WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

Continuation of Statement of: PS 2410 ADAMS

crime which directly links to the closing time of Longs. All licensed premises have a responsibility to reduce crime and disorder and this responsibility does not stop when a customer leaves the premises. It also means they have a degree of responsibility for the assault that happens just down the road involving one of their customers or their customer who urinates on a nearby shop front. These are not fictitious incidents but real examples of events that happen regularly involving customers from Longs. One of the main issues is that Longs is the only premises that operates a late licence and it is for want of a better description, 'the light that attracts the moths'. It attracts people hoping to continue their drinking into the small hours some of whom turn up drunk. I have heard evidence from the management at Longs that they are not responsible for people turning up drunk and this is the fault of other pubs. This may be true, however what is also evident is that these people are rarely refused entry and as the only late opening premises in Lymington this an obvious risks that they must manage. If not managed correctly problems associated with crime and disorder will inevitably occur.

Over the past year or so there has been a lot of work done by the police to support the management of Longs to find a solution which meets their business needs but also addresses the concerns of the community. This has included a public meeting where the concerns of local residents were aired and also support checks to ensure that the licensing conditions are being adhered to and where breaches have been apparent, appropriate advice given. Despite this engagement there remains a significant problem with crime and disorder directly associated with the premises.

Lymington is not a city centre police station and has limited resources to police a large geographical area. The policing of Longs regularly causes a considerable drain on police resources and takes up a disproportionate amount of police time. This has a direct affect on the wider community and means other areas are not policed as they should be - that is simply not right or fair.

Signed : \_\_\_\_\_  
Nick Adams

Signature witnessed by \_\_\_\_\_

RESTRICTED

23



**For Police and Prosecution Only**

Witness contact details

URN: | | |

Home Address:

Post Code :

Home Telephone No:

Work Telephone No:

Mobile / Pager No:

Email address:

Preferred means of contact (specify details):

Best time of contact (specify details):

Gender

Date and Place of Birth:

Former name:

Ethnicity  
Code:

Religion  
/ Belief:

**DATES OF WITNESS NON-AVAILABILITY:**

Witness Care

- a) Is the witness willing and likely to attend court?  
If 'No', include reason(s) on form MG6. Yes  No
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? If 'Yes' submit MG2 with file. Yes  No
- d) Does the witness have any particular needs? Yes  No   
If 'Yes' what are they? (Healthcare, childcare, transport, disability, language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

- a) The Victim Personal Statement scheme (victims only) has been explained to me: Yes  No
- b) I have been given the Victim Personal Statement leaflet Yes  No
- c) I have been given the leaflet 'Giving a witness statement to the police - what happens next?' Yes  No
- d) I consent to police having access to my medical record(s) in relation to this matter (obtained in accordance with local practice): Yes  No  N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes  No  N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings if applicable e.g. child care proceedings, CICA: Yes  No  N/A
- g) The information recorded above will be disclosed to the Witness Service so that they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness:

PRINT NAME

Signature of parent / guardian / appropriate adult:

PRINT NAME

Address and telephone number if different from above:

Statement taken by:

Self

Station:

Lymington





**A  
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N  
E  
X  
  
B**

**Statement – PS 405 Barry**



**RESTRICTED (when complete)**

**WITNESS STATEMENT**

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN: | | |

Statement of: PS AMANDA BARRY  
Age if under 18: (if over 18 insert 'over 18') Occupation: Police service

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

Signature: Date: 17/02/2011

PS AMANDA BARRY

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am a Police Sergeant serving in the Hampshire Constabulary based within the New Forest Districts Safer Streets Team at Lyndhurst Police Station.

I hold a BIIAB level 2 National Certificate for Personal Licence Holders.

On January 14th 2009 I attended Longs Wine Bar, Lymington with PC Karen Kingsnorth. The visit was hosted by the Designated Premises Supervisor, and arranged to discuss the operating practice of the premise licence.

The licensing visit raised the following concerns: that the DPS's home address was in Kent, the management of smokers, the record keeping of their SIA door staff, staff training and their drug policy. The visit concluded with me requesting an Action Plan from this was outlined in my letter to dated 14/1/09.

On June 10th 2009 I attended Longs Wine Bar, Lymington with PS Tim Adams. The visit was hosted by the DPS and he was joined by the premises licence holder and representing solicitor. We discussed the police's objection to a TENS in May. The licensing visit raised the following concerns: public nuisance issues associated with queuing persons waiting to attend the bar and smokers, the absence of door staff on 23/1/09, the record keeping of their SIA door staff and to conduct checks to ensure that they have not been revoked.

On 6th August 2009 I attended Longs Wine Bar. The visit was hosted by the DPS and premise licence holder I. The licensing visit raised a noise complaint in relation to the bottle bank being used in the early hours and I took the opportunity to perform lontrack swabbing in various locations in the bar and in the ladies and gents toilets. These swabs were later tested on the lontrack Itemiser machine which is capable of detecting a range of narcotics. It is extremely sensitive and detects very small traces of substances which may not be

Signed: PS AMANDA BARRY Signature witnessed by:



**HAMPSHIRE CONSTABULARY**

**RESTRICTED (when complete)**

**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

Continuation of Statement of: **PS AMANDA BARRY** .....

immediately visible to the naked eye. The trigger point for an alarm on the machine is 1. The results illustrated background traces in both toilets and a positive for MDA in the bar table.

On 1<sup>st</sup> November 2009 general licensing letter was sent to the DPS , along with all of the districts licensees giving them advice and guidance in tackling crime and disorder over the Christmas period.

On March 27<sup>th</sup> 2010 I attended Longs Wine Bar. The visit was hosted by DPS . I was informed that 2 further members of staff had now obtained the personal licences and I observed the staff prompts placed on the notice board reminding staff of their licensing objectives. We discussed their drug policy and I observed several anti-drug signs up in the premises. The visit concluded with me making the following recommendations: report all incidents of crime and disorder at the premises to the police, record all incidents of disorder in the written refusal log, record staff challenges and all refusals to serve alcohol in incident log and record all staff training, which should be signed and reviewed every 3 months. This was outlined in my letter dated 31<sup>st</sup> March 2010.

On 3<sup>rd</sup> August 2010 I attended a public meeting at Lymington Town Hall with the residents and shopkeepers of Lymington High Street, DPS / and staff of Longs Wine Bar and the following partnership professionals: PS Nick Adams, PC Ian Cross, Group Manager HFS , Environmental Health Officer Verity Potter and Licensing Enforcement Officer Pat Curran. The meeting was called by myself in order that the staff of Longs Wine bar could gain first hand accounts from residents of how the late night licensing trade affected the quality of their lives. The following Actions were agreed at the meeting; residents to ring Police instances of crime & disorder and make note in their community diaries; Longs to work with residents in identifying anti-social patrons and exclude any person who have disturbed and distressed local residents; environment health to review community diaries and consider further monitoring; Longs to inform patrons of ongoing Partnership monitoring and explain potential consequence of threat to late night licence; PS Barry to continue working with Longs management and to monitor progress.

On November 11<sup>th</sup> 2011 I attended Longs Wine Bar. The meeting was hosting by DPS . and premise licence holder . I reviewed recent compliance checks with those present and reviewed their incident log for records of recent incidents. There was satisfactory correlation between incidents and premises logging; I advised staff that more details were required in relation to description of persons. raised issue with officer requesting CCTV and then failing to collect it. I recovered footage from them as to an incident in the summer. I ensured those present that I would follow this up with local officers; I dully did.

I went through Premise Licence with . and and queried them as to their full understanding of it. They both confirmed that live music, performance of dance, facilities for making music, and facilities for dancing all ceased at midnight. At midnight they have background music which is provided by ipod.

Signed : .....  
PS AMANDA BARRY

Signature witnessed by : .....

**A  
N  
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X  
  
C**

**Statement – PC 23072 Cross**



**RESTRICTED (when complete)**

**WITNESS STATEMENT**

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN: | | |

Statement of: PC IAN CROSS

Age if under 18: over 18 (if over 18 insert 'over 18')

Occupation: Police Constable

This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:

Date: 04/03/2011

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PC IAN CROSS

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am PC 23072 CROSS of Hampshire Constabulary currently stationed at Lymington Station, New Forest in the role of Safer Neighbourhoods Team officer for Lymington & Lower Buckland. I have held this position since September 2009.

My role involves policing Lymington High Street and specialising in dealing with the more long term issues of crime & disorder that arise. Part of this role involves speaking to the public through various means to identify the issues and priorities from the public perspective. Very soon after arriving in Lymington I was made aware by residents of Lymington High Street that their lives were made miserable by noise and disorder emanating from the street in the early hours of the morning, mostly on Saturday and Sunday. The general belief was that the persons responsible were on their way to or from Longs Wine Bar, 99 High Street.

In August 2010 I attended a public meeting at Lymington Town Hall convened by PS BARRY of the Safer Streets Team. The meeting was attended by local residents and shopkeepers, the management and staff of Longs Wine Bar along with other partnership professionals. Concerns were raised over the damage caused by drunken patrons of Longs Wine Bar as they left the area after closing time, examples cited were smashed shop windows, car mirrors broken off and persons urinating in alleyways and doorways. Further concerns over the length of time crowds of people were allowed to remain immediately outside Longs Wine Bar and the foul language used, this was of particular concern to residents with children.

On 30<sup>th</sup> October 2010 I was on duty with PS 2410 ADAMS when we attended Lymington High Street at 23.45hrs. At that time the front door of Longs Wine Bar was open and remained so throughout our attendance. The crowd outside the Bar varied in numbers as we watched but was loud throughout with shouting clearly audible. The DPS, ,

I was present outside for some of the time we watched and [ , the door staff, was present throughout, neither took any action to quieten or disperse the crowd.

Signed :

Signature witnessed by :

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PC IAN CROSS

29



**HAMPSHIRE CONSTABULARY**

**RESTRICTED (when complete)**

**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

Continuation of Statement of: **PC IAN CROSS**.....

At 00.30hrs PS Adams & I attended the Bar, at this time the Disco was still in progress and PS Adams queried this with the DPS who was by then working behind the bar.

At 00.45hrs loud bass note emanating from Longs Wine Bar could be heard clearly from outside Lloyds Bank on the High Street.

On Saturday 22<sup>nd</sup> January 2011 I monitored Longs Wine Bar throughout the evening at various times and on each occasion the front door was propped open fully. I attended on foot at 00.00hrs and spoke to \_\_\_\_\_, he stated that the club was very busy and was almost a full capacity indicated by the pair of "clickers" he uses. However, whilst I was speaking to him 3 or 4 more customers arrived and entered the Bar but I \_\_\_\_\_ made no apparent record or count of this. After 15 minutes I entered the Bar, it was impossible to count the numbers of patrons but I strongly suspected that there were more than the licensed 80 allowed.

On Sunday 6<sup>th</sup> February 2011 I drove past the venue at 00.30hrs, \_\_\_\_\_ was on duty and the door was closed except to allow patrons to enter/exit. I then stood on the pavement outside New Look on the High Street some 75yds away from Longs Wine Bar. As the door to the bar opened each time I heard clearly the heavy beat of music emanating from inside the Bar.

I approached and entered the Bar with the intention of speaking to the DPS, \_\_\_\_\_ I made my way down the stairs and identified \_\_\_\_\_ busy working behind the bar, however he disappeared from view almost immediately. I remained inside for approximately 2 minutes and loud music was being played by a DJ, disco lights were running and patrons were dancing throughout. I was eventually approached by \_\_\_\_\_, the manager, she explained that \_\_\_\_\_ was busy and I left.

Since my arrival in Lymington in 2009 I have become aware of a clear pattern of behaviour on Friday and Saturday evenings by the patrons of the local licensed establishments. Lymington retains a pleasant, friendly atmosphere during the early evening whilst groups including families visit to eat and drink. During the evening however, the atmosphere changes and by 23.00hrs there remain only those who are engaged in serious late night drinking. Unfortunately, due to the layout of the town, there are concentrations of late licensed premises at the top of town in Queen Street and at the bottom of town near the Quay. At around 01.00hrs patrons of all these premises migrate towards the centre and Longs Wine Bar which has the only 02.00hrs license in the town. The movement of these persons, not all of whom actually gain entry to Longs Wine Bar, and their rowdy, drunken behaviour leads to reports of Criminal Damage, Theft, Violence and Anti-Social Behaviour all along St. Thomas Street and the High Street.

Signed : \_\_\_\_\_  
PC IAN CROSS

Signature witnessed by : \_\_\_\_\_

30

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D**

**Statement – PS 721 Bromilow**



**RESTRICTED (when complete)**

**WITNESS STATEMENT**

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN: | | |

Statement of: MELANIE BROMILOW  
Age if under 18: 0.18 (if over 18 insert 'over 18') Occupation: Police Officer

This statement (consisting of 3 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:  Date: 29/01/2011  
-----  
MELANIE BROMILOW


Tick if witness evidence is visually recorded  (supply witness details on rear)

I am Sergeant 721 Melanie Bromilow currently stationed at Lyndhurst police station working in the Safer Streets team. On Friday 28<sup>th</sup> January 2011 I took part in a police operation as a plains clothes officer at Longs wine bar, Lymington High Street, Lymington, Hampshire. At 23.20 hours I arrived outside the licence premises in company with PC 22915 Lockwood who was also in plain clothes as part of the operation. As we arrived at the premises I observed one male door man. I noted the SIA badge was being worn on his belt. He was amicable and told us that entry fee was £5 each which was paid by PC Lockwood. There was no queue outside but there were two persons talking with the door man. I had a large handbag with me and was not searched in any way. Neither was PC Lockwood.

Upon entering Longs wine bar I saw that there were approximately 20 persons inside. There was a female DJ playing loud music and about 5 females dancing in the dance floor area. PC Lockwood purchased a pint of beer for himself and a soft drink for me. The noise level inside was such that I had to shout at the top of my voice to converse with PC Lockwood. We stood near the door at the bottom of the stairs and observed a white male stood about 3 feet away by the bar. I would describe this male as approximately 50 years old, with short grey hair and wearing a grey checked top and white jeans. He was drunk. His speech was slurred and he was unsteady on his feet. PC Lockwood observed him getting served and I saw him drinking a clear drink from a glass. When he left he went behind the bar area and removed a jacket which he put on.

Whilst we remained stood at the bottom of the stairs by the bar area I saw several persons go up and down the stairs leaving and re-entering the premises. The door to the premises was open at all times. I also went outside of the premises to make a phone call to PS Barry and the door remained open. The music was loud so I walked up the high street so I could hear PS Barry.

At approximately 00.05 hours I went into the first Ladies toilet at the top of the stairs. I performed an Iron Track swab along the rim of the toilet seat which I produce as identification number MB/LW/1.

Signed :  Signature witnessed by : \_\_\_\_\_  
MELANIE BROMILOW

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# HAMPSHIRE CONSTABULARY

**RESTRICTED (when complete)**

## WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

Continuation of Statement of: MELANIE BROMILOW.....

At approximately 00.15 hours we moved into the dance floor area. We stood by the bar next to the DJ. The music was still playing as loudly as it was when we entered the premises. I ordered a soft drink for myself and a KWD alcoholic drink for PC Lockwood. We became aware of a group of 6 young males who were in drink and being boisterous. One of the males was particularly drunk. I would describe this male as white, very tall and very thin, with short light brown hair. He was wearing a grey sweater and jeans. He was dancing and staggering, unsteady on his feet, his eyes were glazed and he was knocking into people. I stood at the bar and at one point this male stood right next to me. He was served an alcoholic drink by a female member of staff which was observed by myself and PC Lockwood. The tall male stood at the bar and leant on me. I felt that I needed to move and PC Lockwood also made comment to move as I felt this male looked like he might either fall on me or vomit. He could hardly open his eyes and was swaying. His friends were also in drink but some were amiable and one of the males made friendly conversation with me. This was all in the sight of the two door staff that were stood by the dance floor.

At approximately 01.00 hours two uniformed officers entered Longs wine bar and spoke to some of this drunken group. At 01.20 hours we left Longs wine bar. The music was still playing loudly. We returned to Lymington police station where I wrote my statement and updated my pocket notebook.

Signed :

  
MELANIE BROMILOW

Signature witnessed by :

33

**A  
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X  
  
E**

**Statement – PC 22915 Lockwood**



**RESTRICTED (when complete)**

**WITNESS STATEMENT**

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN: | | |

Statement of: MR TIMOTHY LOCKWOOD

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

Occupation: Police Constable 22915

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

Signature:

Date: 29/01/2011

MR TIMOTHY LOCKWOOD

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am Police Constable 22915 Lockwood of the Hampshire Constabulary On the <sup>2011</sup>28/1/2011 was taking part in a Police operation as a plain clothes officer to monitor Longs Wine bar in the High Street Lymington. I was working with PS 721 Bromilow who was also plain clothes. Our role was to monitor Longs wine bar and note any breaches of their licence. Myself and PS Bromilow entered the premises at approximately 23.20 hours. At that time the door to the Bar was open to the high street. The barman charged myself and PS Bromilow £5 each for entry. It was not apparent to me that we were being counted in. I noticed that the door staff did have an ID badge which was on his belt.

On entering the premises I became aware of an older male who was leaning on the bar. The staff referred to him as John. John was struggling to stand up and I notices that his speech was slurred. He came to my attention as he shouted "fucking hell" in a loud voice for no apparent reason. He had with him a glass of clear liquid which looked alcoholic. He remained in the bar for approximately one hour. I would have said that he was approximately 55 to 60 years old with gray hear. He was of average build.

When we arrived there was a disco on with loud music. The volume of this music remained constant through out the night until I left at 01.20 hours. The noise level was such that I could not hear PS Bromilow speak even when she was shouting.

When I first entered the bar there was approximately 20 people in the vicinity they were split between the upper bar and the dance floor area which also had a bar. There was a member of staff that was on the dance floor monitoring those that were there. He had an ID badge on and it was clear he was a member of Staff.

At approximately 00.15 hours a group of approximately 6 males entered the bar. They walked in an unsteady manner and I would describe their behaviour as boisterous. They had glazed eyes and I would have said they were under the influence of alcohol. A number of these males brought alcoholic drinks from the bar. One male who I would describe

Signed:   
MR TIMOTHY LOCKWOOD

Signature witnessed by :

35



# HAMPSHIRE CONSTABULARY

**RESTRICTED (when complete)**

## **WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

Continuation of Statement of: **MR TIMOTHY LOCKWOOD**.....

as being tall and very thin with a light top on. He was walking in a very unsteady manner and was dancing in an exaggerated way. When I looked at his eyes they were very glazed and he would often seem like he was going to fall down. He ended up standing next to PS Bromilow at the bar and I feared that he would fall on her so I asked her to move out of the way. As he was standing at the bar he was served with what looked to be beer by a female member of staff there. He then went to join his friends on the dance floor again. At approximately 01.00 hours two uniformed Police Officers came into the bar and spoke to two members of the group. The group then left the premises soon after that. At approximately 01.20 hours myself and PS Bromilow exited the premises. At its maximum there was approximately 40 people in the bar, towards the end of the night most of these people were on the dance floor area of the bar.



Signed : \_\_\_\_\_  
MR TIMOTHY LOCKWOOD

Signature witnessed by : \_\_\_\_\_

36

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F**

**Statement – PS 1634 Adams**



RESTRICTED

MG11  
Page 1 of 4

# WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN: | | |

Statement of: Timothy Mark Adams

Age if under 18: over 18 (if over 18 insert 'over 18')

Occupation: Police Officer

This statement (consisting of 3 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:

Date: 9<sup>th</sup> March 2011

-----  
Timothy Mark Adams

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am a police Sergeant of the Hampshire Constabulary currently posted to the 6 OCU Licensing Team. My role involves, amongst other things, alcohol harm reduction and working with the licensing trade to share best practice and ensure compliance with various aspects of legislation, primarily the Licensing Act 2003. I have the delegated authority of the Chief Officer in respect of his responsibilities under the Licensing Act 2003. I hold a BIIAB level 2 National Certificate for Licensing Practitioners.

Where a premises comes to notice due to high levels of crime and disorder associated with it our aim, in partnership with the local Safer neighbourhood Teams, and where appropriate other responsible authorities, is to engage with the venue management in order to provide support to resolve problems.

Longs Wine Bar in Lymington was raised as an issue with alcohol fuelled disorder and disturbance to local residents identified as being the key problems.

On 10<sup>th</sup> June 2009 I attended a pre-arranged meeting together with Sgt. Amanda Barry. Also present at the meeting were the DPS, Premises Licence Holder and their solicitor, from F. I was aware that Sgt. Barry had made previous visits to the premises and some of the discussion at our meeting involved issues previously raised and the Club management response to them. The meeting was triggered by police concerns over a Temporary Event Notice submitted by the club. We gave a summary of incidents which had been recorded since the previous meeting such as noise related complaints, issues regarding doorstaff, management of smokers.

The club continued to cause concerns and generate complaints although I had little direct involvement as the issues were being managed by Sgt. Barry in partnership with the local safer neighbourhoods Team. I am aware that a public meeting took place on 3<sup>rd</sup> August 2010 in order to allow residents and the club management to discuss concerns and issues.

One of the actions for the police was to conduct a series of compliance checks in relation to some of the problems raised by local residents.

The compliance checks looked at the following issues which form part of the Premises Licence conditions;

- To ensure properly licensed door staff were on duty between 22:00 – 02:00 and that the capacity of the venue was properly monitored and not exceeded.
- To ensure that the front door was kept closed and that noise levels were acceptable and not audible outside at predetermined points after 23:00.
- Music (other than incidental background music) should cease at midnight.

The conduct of these checks highlighted several areas of concern and breaches of licence conditions including door staff not displaying their badges and refusing to show them (which they are required to do), an unlicensed member of door staff, noise clearly audible beyond that permitted and music being played beyond permitted hours.

Signature: ..... Signature witnessed by: .....





RESTRICTED

MG11

Page 2 of 4

# WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

On 28<sup>th</sup> January 2011 I was involved in a policing operation in Lymington town centre focusing on the night time economy. About 23.50hrs that night I was on patrol, in full uniform, with the Sector Inspector, Steve Jackson, in High Street Lymington when I had cause to speak with a young man who was clearly drunk. He was noisy and disorderly and swaying as he tried to stand. Having given him suitable words of advice regarding his conduct he made his way along the High Street towards Longs. As he approached the premises I saw him stagger into the road. He then appeared to be allowed into the premises without challenge. When I spoke to this young man he was very obviously drunk and displayed all the classic signs – breath smelt strongly of intoxicating liquor, speech slurred, eyes glazed and unsteady on his feet but was still able to enter Longs unchallenged a few minutes later.

About 00.25hrs I also had cause to speak to a young male in a blue jumper who was very drunk and loud. I had seen him early in a group who we had to speak to as they were causing a disturbance in St Thomas Street. The male in the blue jumper was, again, clearly drunk and I warned him that he had drunk enough and should not drink anymore and go home. I was subsequently advised via the CCTV control room that this male had been allowed to enter Longs. At 00:50hrs I stood in the doorway of the Oakhaven Hospice Trust shop which is on the opposite side of the road to Longs. This shop is next door to LloydsTSB Bank and a little further away from Longs.

Conditions of Longs' Premises Licence state;

- *Between the hours of 08:00hrs and 23:00hrs, music noise and noise from voices emanating from the premises, shall be of a level whilst audible, is so low in volume that distinct lyrics, tunes, musical instruments and any base beat cannot be recognised at and beyond points A (currently Lloyds Bank) and B (currently Benetton UK Ltd) as shown on the attached plan. Point A being outside 39 High Street Lymington and Point B outside 33 High Street Lymington.*
- *After 23:00hrs, music noise and noise from voices emanating from the premises shall be inaudible at and beyond Points A (currently Lloyds Bank) and B (currently Benetton UK Ltd) as shown on the attached plan. Point A being outside 39 High Street Lymington and Point B being outside 33 High Street Lymington.*

I could clearly hear the base beat of music and the vocals of the music emanating from Longs. There was also a lot of 'people noise' including shouting and swearing from smokers and customers waiting outside Longs.

Insp. Jackson and I entered and walked downstairs into the club. I could see there were about 20 people dancing on the dance floor, there were flashing lights and loud dance music was being played. I could see a 'DJ' in the booth who appeared to be operating the equipment. I then saw the Designated Premises Supervisor, [redacted], come out from behind the bar. The music was so loud that it was impossible to hold a conversation and we had to go into a back room in order that we could hear each other. I explained that we had seen and spoken to a number of drunken males in the High Street who had subsequently been allowed entry into the club. [redacted] initially tried to distance himself from this and claim it was the doorman's responsibility. I made it clear that as the DPS he was responsible. I then spoke to him about the music and disco and advised him that his licence only permitted these activities until midnight. Mr. [redacted] tried to argue that it wasn't a 'DJ' and disco. I told him that in my view there was a person playing dance music, with disco lights and people dancing on the dance floor and it could not be described as anything other than a disco (and therefore beyond that which was permitted by his licence).

I then moved onto the authorities for staff to sell alcohol and asked if he could show me evidence that they had been duly authorised. Mr. [redacted] indicated towards a female who was working behind the bar and said "She looks after all that."

I then pointed towards a male serving behind the bar and asked "Has he been authorised?"

Mr. [redacted] responded "No you caught me out there."

I told him we were not there to 'catch him out' but to ensure he was complying with the law and conditions on his licence.

We then walked out into the club itself where almost immediately I saw the drunk male in the blue jumper I had spoken to earlier. He had a half drunk pint of lager in his hand. He was swaying and unsteady on his feet, his breath smelt strongly of intoxicating liquor – he was clearly drunk.

I said to Mr. [redacted] "this bloke is drunk in your pub and he has been served in here"

I then asked him "What are you going to do about it?"

He started to walk towards the stairs and said he would speak to the doorman.

I said "No [redacted]. It is your premises; it is your responsibility to do something. He is in your club and he is drunk, I suggest you ask him to leave"

Signature: ..... Signature witnessed by: .....





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Page 3 of 4



### WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

I couldn't properly hear what he replied but he seemed unsure what to do and it took a while for him to react. Whilst this was happening we were approached by one of his friend who was also very obviously drunk, so much so that he was almost incoherent and had difficulty string a sentence together. They eventually left but not before I had to warn the male in the blue jumper again regarding his conduct and foul and abusive language in the presence of several other customers, including females. Within a very short space of time I heard, over my radio, the control room despatch officers to a disturbance outside the club. I left the Insp. with Mr [redacted] and went upstairs to try and deal with the incident. As I left the club I saw that the two drunken males who had just been ejected from the club had been involved in a scuffle with other members of the public. Once matters had calmed down I left other officers to deal with the incident and returned to the club where I concluded my conversation with Mr [redacted].

About 01.40hrs the same morning I left the club. I could see a group of 6 or so people in the distance near St Thomas' Church it was clear from their movements that some sort of confrontation was taking place. En route to the scene we were advised that two males from the group had assaulted another man and one had made off. We arrived around the same time as other officers and immediately I could see that it was the group of males who had been in Longs including the male in the blue jumper. One of the group was arrested at the scene on suspicion of assault and I understand that another was arrested nearby.

Once the group had been dispersed I followed the male in the blue jumper who I had had dealings with earlier. He walked west along St Thomas Street towards Queens Street where I lost sight of him. A short time later I saw him being spoken to by Insp. Jackson. We resumed our patrol but a few minutes later we called to a report of a fight in Priestlands Place. On our arrival I saw the male in the blue jumper again. He had injuries to his face, his trousers were undone and he was shouting at a male who was standing on the opposite pavement. Both males were subsequently arrested – the male in the blue jumper for a public order offence, the other on suspicion of assault. In interview the male arrested on suspicion of assault stated that prior to the incident he had been drinking in Longs and had consumed about 7 pints.

It was clear to me from the incidents I attended that many were linked to Longs and the conduct of their customers and all of those I dealt with were drunk. Officers have had to stop patrolling their communities to escort prisoners to the cells or take statements from victims and witnesses and many hours of police work have been spent investigating these crimes and taking officers off the street in order to do so. Several also needed hospital treatment putting an additional strain on Health Service resources. Each weekend officers have to be deployed to the High Street area in order to keep the peace and maintain order. If they are required to work into the early hours to police late night venues and their customers it means that they are not available to patrol their communities at other times of the day

I identified clear breaches of the Licensing Act such as serving people who were drunk and specific breaches of Longs' premises licence in respect of noise and provision of regulated entertainment beyond permitted hours.

I believe it is the late licence which draws people to the premises but once there they are not properly managed which results in disturbance to local residents and unacceptable levels of alcohol related crime and disorder.

We have worked with the venue management over a protracted period but no significant improvement has been observed and crime and disorder associated with the premises and its customers remain at unacceptable levels which are disproportionate to other licensed premises in the area.

Signature: ..... Signature witnessed by: .....





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**Occurrence Summary**

## Longs Wine Bar, Lymington

- Occurrences which have been reported to the police     
  Compliance Checks     
  Intelligence  
 Police interaction with the Designated Premise Supervisor and observations     
  Temporary Event Notices

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
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46	44110073593	Assault	19/02/11 Saturday	0200	Aggrieved	Whilst in Longs wine bar the victim and subject were having a verbal argument when the subject pushed the victim, resulting in a member of door staff intervening and ejecting the subject. The victim left Longs wine bar where he states that he was hit 3-4 times by the subject on the back of the head and a further verbal altercation took place. Soon after the victim return home there was a loud banging on the front door. The subject was seen through a window outside of the property. A lit cigarette butt was put through the door but caused no damage. The front of the letterbox was ripped off and left outside the property. The subject, in his own admission states he was pretty drunk, consuming 8 double vodka's.
45	44080326477	Officer report	06/02/11 Sunday	0030	Officer on patrol 23072	Officers on routine patrol drove past Longs wine bar at 0030hrs, a member of doorstaff was at the entrance to the premises. The door was closed except when customers were entering/exiting. Each time the door opened the heavy beat of music being played inside could be heard loudly from outside 'New Look' on the opposite side of the street some 75yds away.  Officers approached and asked the member of doorstaff who was in charge of the premises, officers were advised (DPS) was on duty. Officers entered the premises and made their way down stairs, they witnessed loud music being played by a DJ, disco lights and persons dancing. Mr [redacted] was busy behind the bar and then

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## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary	
					disappeared. Officers were approached by ' who is the manager, there was no indication given that music was about to be turned down/off.	
44	44100284283	Officer report	05/02/11 Saturday	0130 - 0200	Officer on patrol 20691	<p>At 0130hrs officers pulled into the entrance to the bus depot opposite Longs wine bar and witnessed a large group of people outside the bar smoking and the door to the premises wide open. A member of doorstaff then came outside and when he saw the Police vehicle he closed the door and started to hurry the customers back inside the bar. Five people were seen discarding cigarette butts onto the pavement and into the road in front of the doorstaff.</p> <p>At 0200hrs officers witnessed a drunk male stagger out of Longs wine bar holding a bottle of Corona lager. The male was not challenged by a member of doorstaff for leaving the bar with an alcoholic drink. The male remained outside of the bar in front of the member of doorstaff for a couple of minutes. The male then walked over to the alleyway next to Longs and began to urinate against the wall.</p> <p>When officers spoke to the male they discovered he was only 17 years old.</p>
43	44110045840	Intelligence	29/01/11 Saturday			On Saturday 29th January while patrolling in Lymington. Officer spoke to two young males no issues with them but they stated that they drink each week in Longs Wine Bar and that there is always trouble down there, people are drunk and aggressive towards each other.
42	44110041152	Assault	29/01/11 Saturday	0140	Officer on patrol	CCTV shows that the victim becomes involved in a dispute with the suspects on Lymington High Street. One of the

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### Longs Wine Bar, Lymington

	Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
						<p>suspects suddenly headbutted the victim causing the victim to fall to the floor. The second suspect throws two punches to the victim, both suspects then walk away. As a result the victim suffers two chipped front teeth.</p> <p>In interview both suspect males stated that they got drunk at home. They then went to The Thomas Tripp for several hours, where they continued drinking. They then went on to Longs Wine Bar. The only time that they were challenged was when staff at Longs threw one of the suspects out of the premise which was instigated by police.</p>
44	44110041165 44110041359	Public order Assault	29/01/11 Saturday	0130	Officer on patrol	<p>During the evening several drunken males and rowdy groups were seen in the town centre and warned by police. They were then seen to go into Longs wine bar without being challenged. They were showing all the classic signs and were clearly and very obviously drunk and should not have been admitted. Drunken customers were seen by plain clothes officers in the club being served with alcohol.</p> <p>Breaches of licence conditions were witnessed as well as offences under the Licensing Act of selling alcohol to people who were drunk</p> <p>When officers conducted a visit to the premises one of the males was seen in a drunken state with a half drunk pint of beer in his hand. The officers had to advise the DPS that he should be told to leave. When the male and the group he was with left the club they immediately became involved in a scuffle outside which other officers had to attend to deal with.</p>

## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
					<p>The group were then involved in a further incident where a male was punched and kicked – two of the group were arrested for assault.</p> <p>One of the group then walked off but a short time later became involved in an altercation in which he was assaulted. His own conduct was such that he was arrested for a public order offence.</p> <p>Due his level of drunkenness the officers had to assist the male to the police van and then lift him into the back as he was unable to use his legs to lift himself up.</p> <p>Significant police resources were tied up dealing and investigating these offences both on the night and the following day.</p>
40	Officer report	23/01/11 Sunday	0030	Officer on patrol 24176	Officers parked at the bus station in Lymington High Street to observe Longs wine bar, they noted that there was no audible music from the premises. 17 people were counted outside Longs wine bar smoking, the door to the premises was open, drunk and very noisy behaviour from people outside and cigarette ends being dropped. When doorstaff noticed the officers they started shepherding people inside.
39	Officer report	23/01/11 Sunday	0001 - 0045	Officer on patrol 23072	<p>Officers attended Longs wine bar at 0000hrs and remained there for 15mins. Officers returned to the premises at 0045hrs and observed from across street for 15mins.</p> <p>Officers noted that it was a busy night with the Doorstaff counting at almost full capacity. Whilst officers observed it appeared the member of doorstaff did not to count in 3 or</p>

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### Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
					<p>4 further customers. On entering the premises officers state it was impossible to count the number of customers inside but strongly suspect there were more than the 80 capacity.</p> <p>The front door had been open throughout the observation and was open earlier in the evening when driving past. No music audible from the street.</p>
38	Officer report	20/01/11 Thursday	0200	Officer on patrol 2519	Police Officers were patrolling outside Longs wine bar as the last customers were leaving the premises. A group were warned about their loud antics on their way home through the town centre.
37	Assault	16/01/11 Sunday	0215	Officers on patrol	<p>Offers were on patrol outside of Longs wine bar at closing time when they witnessed a fight between two males in front of several members of the public.</p> <p>Whilst one of the suspects was being arrested and handcuffed, officers attention was drawn to a female who became hysterical, she was screaming and fighting with another male who was trying to restrain her. The female broke free and ran straight towards the officers and arrested male, the female hit out several times at an officers torso and scratched his arms and hands. The officer was pulled back by his collar by another member of the public making the officer loose grip of the female who ran towards the arresting officer and pushed him into the bonnet of the police van. The female was pulled away and arrested for assault on a police officer. Due to the female actively resisting and kicking out with her legs she had to be taken to the pavement and restrained. There were</p>
	44110021627 Assault on police				
	44110021536 Public order				
	44110043822 Public order				

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### Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary	
47					<p>approximately 10 people surrounding the female and were trying to pull the officers away in protest of the arrest. The group became agitated and extremely pushy towards officers. Fearing for the officers on the ground detaining the female and being surrounded by a hostile crowd a further officer racked his ASP baton and shouted "Get Back" and pushed a couple of people away. This had the desired effect and most people backed off. A male who was very much in drink was still trying to intervene and was shouting about police brutality and excess force. After the male and female were placed in the back of the police van, the male who was shouting about police brutality kept shouting that police were using excess force and that the police action were not legal. The male kept repeating the same thing and kept following an officer asking for his collar number which was given to the male over 10 times but due to his intoxicated state he kept asking the officer again and again. The male then said "you silly c..." to the officer and was arrested for section 4A Public Order.</p> <p>An officer states he looked across to the door at Longs and saw that it was shut and the light was out and there were no doorstaff from Longs present.</p> <p>Three people were arrested and transported to Lyndhurst custody centre. One of the males arrested stated he had 6 pints of Stella before entering Longs, then a further 2 pints in Longs. 0 - 10 where 10 is paralytic, he describes himself as 7.</p>	
36	44100530688	Rowdy & inconsiderate	19/12/10 Sunday	0045	Member of public	Police attended Longs Wine bar following a report of a fight in progress. On officer arrival there was no-one fighting

### Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
87					<p>outside the premises, NFDC CCTV noted a fight in Cannon Street car park. A description was given of a female involved. The female was stopped and spoken to by officers she was heavily in drink and unable to stand. She was hysterically crying and officers found it difficult to make sense out of her. She had a visible swollen red bump to her left cheek and claimed that she had been assaulted by a female and two males who she did not know. The female continuously said that she had done nothing wrong. She could barely look after herself and had to be taken home as officers were concerned for her own safety as well as others. As it was impossible to ascertain what had happened at the time, it was agreed an Officer would attend in the morning to take further details. In the mean time officers agreed to speak to the Manager at Longs and try to find out what had happened. CCTV updated officers to say that there had been some pushing between the female identified and an unknown female. The female identified had appeared to be picking fights with people on the High Street and seemed heavily in drink and unable to stand.</p> <p>The female had then left the area and whilst attempting to walk home slipped over on the ice and landed heavily on her face.</p> <p>Officers confirmed that the female had been drinking inside Longs wine bar and she stated that she hadn't been anywhere else that evening. In the officers opinion the female was drunk and on a scale of 1 – 10, 10 being drunk she was at least 9, as she could barely look after herself.</p>



### Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
35	Public order	18/12/10 Saturday	0130	Member of public	Officers called to Longs wine bar, following a report of a group fighting outside of the premises. On officer arrival whilst trying to ascertain from the doorstaff what had happened, a young male began making comments towards officers and then ran off. Following a short foot chase the male returned back to Longs where he was detained by doorstaff. Officers returned and restrained the male who was being extremely vocal and aggressive. Due to the male kicking out, and the large numbers of public milling about on the street CS gas was used on the male in order to calm him down. This had the desired effect, he was then cuffed and fast wrapped. The DJ was a witness to the assault, he stated that he saw the suspect punching another male inside of the premises, door staff separated the males and the suspect was ejected. Due to no CCTV inside of the premises to support allegations, no further action was taken.
34	Criminal damage	18/12/10 Saturday	0026	Members of the public	Members of the public flagged down officers on patrol and informed them that the front window of a shop in the high street had just been completely smashed and some property in the store was damaged. CCTV requested to view footage of the incident, the male responsible was monitored going into Longs wine bar, CCTV monitored the front door of the premises to inform officers if male left. Shortly afterwards CCTV transmitted that the male was outside the wine bar. Officers were minutes away from the wine bar when they witnessed the subject turn and go back inside the premises. On officer arrival they entered the premises and requested that a member of doorstaff asked the subject to leave. Once outside CCTV confirmed

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### Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
					the male was responsible for the smashed window. The male was arrested and taken to Lyndhurst custody, in interview the next day the subject stated that he was so drunk, he didn't know whether he'd broken the window or not.
33	Officer report	17/12/10 Friday	2245	Officer on patrol 330	<p>Longs visited as a routine visit and to gain information about witnesses to a recent affray and to offer safeguarding advice to the DPS.</p> <p>There were very few customers in the bar at the time of the visit. Both members of doorstaff had their badges clearly displayed.</p>
50 32	44100521233 Assault 44110011838 Other crime 44110029226 Assault 44110029219 Assault 44110011835 Assault	12/12/10 Sunday	0130	NFDC CCTV	<p>Report from CCTV of a fight outside Longs wine Bar. The initial fight started inside where victim 1 was punched on the dance floor which caused his lip to split and swelling to his nose. Victim 2 states he was on the dance floor when he was hit to the right side of his face resulting in two chipped teeth. Victim 3 was trying to break up the fight when an unknown male bit his little finger which broke the skin. The suspects were ejected by members of doorstaff. The aggrieved customers left the premises a short while later to go home. NFDC CCTV shows the two suspects attack the aggrieved parties on the street outside of Longs before running off as several police units arrived.</p> <p>Statements were taken from the victims, they indicated their level of drunkenness;</p> <p>Victim 1 statement "On arrival on a scale of intoxication I would say I was a good nine out of ten" then went on to</p>

## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary	
					<p>say "We continued to drink in Longs mixing our time between standing around talking &amp; dancing on the dance floor"</p> <p>Victim 2 statement "On arrival at Longs I would describe myself as pretty intoxicated on a scale of one to ten I would say a good nine"</p> <p>This investigation is still ongoing.</p>	
31	44100284283	Compliance check	11/12/10 Saturday	0005	22223 21667	<p>Compliance check summary:</p> <ul style="list-style-type: none"> <li>- Door to the premises not initially being closed after midnight until told by officer.</li> <li>- Music playing in the club, but is acceptable</li> <li>- Last entry in the refusals log 09/12/10</li> </ul>
30	44100516807	Rowdy and inconsiderate	09/12/10 Thursday	0030	Member of public & member of staff from Longs	<p>Report received that a male who is banned on pubwatch is walking around Lymington trying to get into licensed premises. Further call from member of staff at Longs wine bar. On officer attendance male found outside of Longs wine bar. Door staff pointed him out and stated that he had tried to enter, was denied and a short time later was found trying to sneak in through a back door. He was ejected by staff. He was slightly in drink but caused no problems. There was no complaint or any offences disclosed and no person came forward to complain. Male was advised to leave the area by officers.</p>
29	44100512396	Public order	05/12/10 Sunday	0100	Officer on patrol	<p>Suspect seen by police urinating at Boots chemist shop front in full view of several members of the public on the</p>

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### Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
					High Street. Officers asked the suspect where he had just come from to establish what his reason was for not using the toilet at the premises. Suspect had left Longs wine bar and in the officers opinion was heavily intoxicated.
28	44100284283 Compliance check	03/12/10 Friday	2315	Officer 3735	<p>Compliance check summary:</p> <ul style="list-style-type: none"> <li>- Two members of doorstaff on duty. One was being uncooperative to officers and would not allow officers to view his SIA badge. Details gained from the manager on duty, as a result of further enquiries one member of doorstaff licence was expired, and therefore not licensed to work.</li> <li>- There were 6 people inside of the premises.</li> <li>- No concerns about the noise levels</li> <li>- Last entry in the refusals log 01/12/10</li> <li>- The manager on duty was extremely supportive of the police and concerned about the behaviour of the doorstaff who were not regular.</li> </ul>
27	44100508302 Assault 44100507803 Assault	02/12/10 Thursday	0100	Member of public	Between 0030hrs and 0100hrs the victim was stood at the bar in Longs with the suspect. Victim started walking away as she did not want to argue with the suspect who grabbed her with his left hand around her throat and held her there while he poured a pint of beer over her head. Door staff intervened and the suspect was ejected from the premises. When the victim was walking home at the end of the night with a male friend the suspect punched the male. Verbal threats were made by the suspect to both the victim male

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## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary	
26	44100503032 44100502591	Public order Public order	28/11/10 Sunday	0054	Member of public	and female. The victim is a member of doorstaff at Longs wine bar. The victim became aware of the subject who was very chatty on entering the premises. Around midnight the victim separated the subject and another customer who were having a heated argument. Around 20 minutes later the subject got into an argument with another customer and was asked to leave which he refused to do. The victim and a colleague took an arm each and dragged the subject up the stairs and outside. Once outside the subject was heard saying "I've been attacked by the black c..." which was repeated several times. The victim flagged down a passing police van asking if the defendant could be moved on. Officers state that the subject was clearly very drunk and later stated he had consumed 12 pints of beer and 4 brandy's. Subject wanted to complain about being assaulted but was told that no statement could be taken due to his intoxication. The subject walked away down an alleyway to a residential courtyard where he was seen urinating against a wall. Officers confronted the subject and explained his options at which the subject hit his own head against a wall several times whilst saying "Please don't hit me again officer". Male arrested for S5 Public order.
25	44100284283	Officer report	28/11/10 Sunday	0045 - 0100	Officer on patrol 39	Full licensing check not carried out due to other commitments however the following was noticed during fly pasts.  Approx 00.45 hrs - 01.00 hrs there were about 15 persons stood outside - mixture of males and females. Music could be heard but not loudly in the High Street, voices could be

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## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary	
					heard from the group outside but they were not rowdy. The door was not staffed by the usual staff member. Although another male was evident and was seen to be checking what appeared to be ID for persons requesting entry to the wine bar.	
24	44100284283	Compliance check	28/11/10 Sunday	0040	20942 23072	Compliance check summary: <ul style="list-style-type: none"> <li>- Clicker in use, 67 customers inside</li> <li>- Music heard emanating up entrance stairs, however it was not excessive and only audible within a few feet of the entrance door.</li> <li>- No sight of the refusals log</li> </ul>
23	44100482547	Theft	14/11/10 Sunday	0202	Aggrieved	The victim states he had his wallet stolen whilst in Longs wine bar. The victim sounded in drink but claims to only have had one. Advice given to cancel cards and enquire with longs if there is any CCTV inside of the premises. A further call to the victim, his wallet was handed in at the premises and nothing was missing.
22	44100284283	Compliance check	12/11/10 - 13/11/10  Fri - Sat	2320 & 0100	23072 3735	Compliance check summary: Two compliance checks were made, one at 2320hrs and one at 0100hrs. <ul style="list-style-type: none"> <li>- 2320hrs no customers, 0100hrs 34 customers at the premises.</li> <li>- The door to the premises was open on both</li> </ul>

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## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary	
					occasions. - Music quiet at 2320hrs and still being played at 0100hrs.	
21	44080326477	Licensing visit	12/11/10 Friday		405	<p>An arranged appointment was made to visit the DPS at Longs Wine Bar. Prior to the appointment a visit was made to a local resident who has raised concerns of crime and disorder emanating from the premises.</p> <p>During the visit with the DPS, [redacted] and [redacted] were present. Compliance checks and incidents were reviewed and cross referenced with the premises refusals log. It was advised that more details were required in relation to the description of the persons involved in the incidents.</p> <p>A discussion was held as to the attitude of doorstaff and management when local officers were visiting the premises. The DPS will insist that staff are more patient to officer queries.</p> <p>Licensable activities and conditions on the premises licence were once again raised with the DPS, regulated entertainment was discussed and the DPS confirmed that live music, performance of dance, facilities for making music, facilities for dancing all ceased at midnight. At midnight they have background music which is provided by a iPod.</p>
20	44100472376	Rowdy & inconsiderate	07/11/10 Sunday	0032	Member of public	At 0032hrs a Member of the public stating that there are approximately 20-30 people making a lot of noise in the street (can hear noise in background during call). Males &

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### Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary	
					<p>a few females aged approximately 18 – 25 years and have been there for approx 10 minutes. This is a regular problem and has been reported before.</p> <p>0035hrs Further call from a member of doorstaff at Longs wine bar, reporting a fight out in the street between a group of people. (Lots of shouting and screaming can be heard in the background)</p> <p>0038hrs NFDC CCTV are monitoring the high street, no fighting can be seen.</p> <p>0122hrs Officers attend Longs and report all was quiet on arrival</p>	
56 19	44100284283	Compliance check	30/10/10 Saturday	0020	23045 22223	<p>Compliance check summary:</p> <ul style="list-style-type: none"> <li>- There were 47 people inside of the premises</li> <li>- The front door was open</li> <li>- No music sound from the premises during the check</li> </ul>
18	44100460007	Assault	30/10/10 Saturday	0145 – 0215	Aggrieved	<p>During the early hours of the morning the victim was in Longs wine bar when a fight started, two males started throwing punches at the victim's friend, the victim pulled one of the males off. The two subject males were ejected by staff. When the victim left the premises about 15 minutes later, both men attacked him in the street. The victim suffered a black eye. Door staff from Longs wine bar witnessed the attack and assisted the victim. The subject was arrested. During interview he stated he was very drunk and remembered having a scuffle outside Longs</p>



## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
					but could not remember any specifics.
17	44100284283 Compliance check	30/10/10 - 31/10/10  Sat - Sun	2345 - 0030	2410 23072	<p>Compliance check summary:</p> <ul style="list-style-type: none"> <li>- Observations were kept on the premises over a 45 minute period. The front door to the premises was open from 2345hrs to officer's arrival at 0030hrs.</li> <li>- At 0045hrs loud base notes could clearly be heard at Lloyd's bank. Officers state that whilst they were watching the front of the premises the crowd outside was very loud and shouting clearly audible. The shouting was going on whilst the DPS was outside and there was no apparent action taken by him or the Doorstaff to quieten people down.</li> <li>- There were 75 persons inside the premises</li> <li>- At 0030hrs a disco was still in progress. The DPS was spoken to who stated that it would be going on until 'normal time' due to the clocks going back. Licence checked at there is no provision for BST to GMT times.</li> <li>- Refusals log not checked.</li> </ul>
16	44100284283 Officer report	24/10/10 Sunday	0015	Officer on patrol 21006 25029	<p>Officers attended the area outside Longs Wine Bar at 0015hrs. They remained outside the Wine Bar in a marked police vehicle for a few minutes and noted that the front door to Longs was closed and was kept closed until someone was let in/ out. Officers noted that there were twelve people stood outside smoking and talking loudly, they could hear what they were saying and shouting quite</p>

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## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
58					<p>clearly. Officers were sat outside Lloyds Bank at the time, the noise from inside, was not excessive.</p> <p>Officers approached the front door of Longs to speak to the doorstaff. Before reaching the member of doorstaff to speak to him about how many customers they had inside the premises and so on, officers were approached by the DPS.</p> <p>Before even saying hello to the DPS, he said: "is there a problem". His behaviour was immediately confrontational. Officers explained to the DPS that there wasn't a problem and they were carrying out the same checks as last night. The DPS said he saw us sat outside and thought there was some sort of problem. Officers presence in the area was clearly explained. Officers regularly attend the area of Longs patrolling the area and talk to doorstaff and the DPS. Officers noted that it seems strange that on this occasion and during other recent visits, the DPS and other members of staff seem to think that when officers attend the location there has to be a "problem".</p> <p>The DPS questioned one of the officers about why he and his colleague didn't speak to him last night when they attended. The officer informed the DPS that they were not made aware that he was on the premises and that they spoke to the duty manager. It is worth noting that the DPS said he saw officers last night, but he did not make himself known to them at any point. The DPS kept questioning officers over and over again about why they were there. The reason for their presence, was clearly explained to the</p>

## Longs Wine Bar, Lymington

	Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
						<p>DPS on numerous occasions.</p> <p>Officers approached the member of doorstaff and asked him how many customers they currently had inside. He said "what?" rather rudely and the officer repeated the question. The member of doorstaff then reluctantly showed officers the clickers used to count customers.</p> <p>Officers reported that all in all the attitude of the DPS and doorstaff were hostile and defensive.</p>
59	44100284283	Officer report	23/10/10 Saturday	0030	Officer on patrol 24191 21006	<p>On officer arrival music could be heard clearly from Longs wine bar, emanating further than Lloyds TSB bank. There were upwards of 10 persons outside the premises however officers did not see them leaving the premises so could not say that they had been drinking there. They were causing no problems, but their merriment was definitely audible.</p> <p>The doorman reluctantly identified himself to officers. They had to ask to check his ID three times before he produced it. He actually questioned whether officers were entitled to look at it. He was the only SIA member of doorstaff on duty.</p> <p>The manager on duty then met the officers, who got a distinct impression that they weren't wanted inside the premises. She was immediately advised that the music was too loud.</p> <p>Officers then insisted on going downstairs to view the refusals log. This was produced, in pristine condition. The last entry was 18th August, and there were only 2 others in August prior to that. The entry wasn't timed, or signed</p>

## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
60					<p>to know who had made it. When officers challenged the manager she said that they have very good doorstaff who stop persons at the door. Anyone too intoxicated to be served is asked to leave and this is recorded. There were no records of challenges made by doorstaff in the refusals log and the manager said this was because her doorstaff has his own diary that he records them in. Officers returned to speak to the doorstaff - no such diary exists. He has a personal one, but states he records refusals in the downstairs log.</p> <p>CCTV was checked and was working. The manager can play back but cannot record any footage. She didn't even know what format it would be produced on. The caretaker who lives upstairs deals with this. She believes he has full knowledge of how to operate the system but he only works during the week!</p> <p>There was a "DJ" still playing requests at 0030hrs. Officers advised that 'requested' music can hardly be described as 'incidental' and the volume at which it was played was certainly more than merely incidental. Officers asked whether the volume had been modified at 0000hrs and the manager was unable to tell them.</p> <p>In the officers opinion the staff that they spoke to were defensive and knew that things were not as they should be. It was clear that no effort had been put into any form of refusals log and that the doorstaff have little interest in working in conjunction with the police. The manager had not considered noise levels, and once the door was shut to contain the noise it compromised the role of the one</p>

## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary	
					doorstaff who could not be inside and outside at the same time.	
14	44080326477	Officer report	15/10/10 Friday	0120 - 0200	Officer on patrol 20942 21368	<p>Officers conducted high visibility foot patrols along Lymington High Street between 0120hrs &amp; 0200hrs.</p> <p>Officers took time to speak with doorstaff and customers at the entrance of Longs Wine Bar, all appeared in order, with assembled people well behaved and adequately low key. Doorstaff stated that it had been an unusually well attended evening, with a head count of approx 80 at 0145hrs.</p>
13	44100394213	Impairment	16/09/10 Thursday	0241	Member of public	<p>A member of the public flagged down two police officers in the High Street, informing them that they had just left Long's wine bar via the rear door where they saw a male sat, almost lying on the floor completely unresponsive and apparently drunk. They went by him and into the High Street, where they stood out the front chatting. They then saw the same male who had been lying on the floor at the rear of the premises, stagger across the road then get into the driving seat of a small car and he drove off up the High Street.</p> <p>At 0352hrs, the subject was arrested for being unfit to drive through drink or drugs and also for Fail to Stop for Police.</p> <p>Subject was interviewed and admitted drinking three double Vodka and Red Bulls at Longs Wine bar in a short space of time. He admitted driving his car, up Lymington High Street, seeing the blue lights and driving off.</p>

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## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary	
12	44100394127 44100394158 44100394158 44100394155	Drunkenness Assault on police Assault on police Assault on police	16/09/10 Thursday	0040 - 0130	NFDC CCTV	Officers were alerted by CCTV that two males were refusing to leave the area outside Longs after being ejected. There was no phone call was made to Police by members of staff from Longs. Officers attended the premises and were met by two males very much in drink. With some persuasion, the two males left the area. Doorstaff at Longs were spoken to who said that one of the males had a bottle of whiskey that he had brought in with him. Staff noticed this and ejected both him and his associate. Doorstaff were advised that if the males returned, they should phone the Police. No such call was received from Longs but CCTV again alerted Officers to the fact the two males had returned. Officers attended and one of the males was arrested for being drunk and disorderly and then for assault on two police officers.
11	44100330410	Temporary Event Notice	30/08/10 Monday	0000 - 0200		Extension of hours for August Bank Holiday
10	44080326477	Public meeting	03/08/10 Tuesday	1900	405 Officer report	<p>The management team at Longs Wine Bar requested the opportunity to hold a public meeting in order that they could glean first hand accounts from residents living in the High Street of how the late night licensing trade affects the quality of their lives.</p> <p>This exchange of information also enabled residents to consider other elements that have impacted on the problems and that were not directly linked to the wine bar.</p> <p>It appears that the problem is at it worse after 0145hrs. Issues with public transport had previously been identified. Local residents accepted that not all issues were directly</p>

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## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
63					<p>connected to Longs. However, one resident was able to cite many that were; giving first hand accounts of incidents.</p> <p>Longs staff demonstrated a commitment to address issues and provided residents with their contact details and appealed to residents to ring as issues were occurring. Residents will ring the Police in the usual manner and if appropriate contact Longs as well.</p> <p>All parties present agreed how essential it was that any Longs patrons who behave in an unacceptable manner on their departure need to be identified. The reporting arrangement should facilitate this.</p> <p>It was remarked that issues have increased since Hampshire Fire Service issued a protection order which reduced the capacity to 80. This further supports claims that many of those responsible for disorderly behaviour have in fact been declined entry to the wine bar.</p> <p><b>ACTIONS</b></p> <ul style="list-style-type: none"> <li>- Residents to ring Police in instances of crime &amp; disorder. In addition to this, follow up with a call to Longs.</li> <li>- Longs to work with residents to ID all anti-social patrons and ban any person who have disturbed and distressed local residents.</li> <li>- Environmental Health to review community diaries and consider further monitoring.</li> <li>- PS Adams to explore NFDC CCTV monitoring.</li> <li>- Longs to inform patrons of ongoing partnership monitoring and explain potential consequence of threat to</li> </ul>

### Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
					late night licence. - PS Barry to continue working with Longs management and to monitor progress of all actions.
9	Officer report	31/07/10 Saturday	0200	Officer on patrol 330	An officer parked in the High Street with the windows open to listen to the noise. The officer could not hear any background music coming from Longs. The officer reported that he heard people talking but they were not being excessively noisy. The member of doorstaff was seeing customers out of the premises.
8	Assault Assault	19/06/10 Saturday	0150	Member of public	<p>Officers were called to Longs Wine Bar to a report of a punch up and one male on the floor bleeding from his nose &amp; lip. Officers arrived very soon after the call as they were already heading to the area prior to the call to monitor customers leaving the premises. On officer arrival the place was fairly busy, their entry was hindered by a large number of customers hanging around on the road and the entrance, the doorstaff were doing very little to clear customers.</p> <p>Once inside there were still drunken customers milling around. Officers located a male lying on the floor, being tended to by a number of female customers, and there was a second victim standing nearby.</p> <p>Officers stated that the staff, including the owner, appeared very unorganised in relation to the incident. They seemed more interested in clearing up than dealing with the injured people. The staff were not making any attempt to empty the place, or ask anyone if they witnessed the assaults.</p>

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## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary	
					<p>Hampshire Ambulance Service took the two injured males to Southampton General Hospital, both males received GBH injuries which include broken eye sockets and cheek bones and one victim had sustained a broken foot after being stamped on and required re-constructive surgery.</p> <p>It transpires that both of the aggrieved males arrived at Longs Wine Bar around 0030hrs. Later in the evening both males were walking to the bar to get a drink when the subject said something to them, then attacked both males.</p> <p>In interview the subject states he drank 8/9 pints and two Jagermeister and Redbull (Jager Bomb), he described himself 7/10 for drunkenness with 10 being legless.</p>	
65 7	44100200174	Temporary Event Notice	31/05/10 Monday	0000 - 0200		Extension of hours for Bank Holiday
6	44100220559	Public order	30/05/10 Sunday	0230	NFDC CCTV	<p>NFDC CCTV reported a scuffle outside of Longs wine bar. The victim and her friends were waiting for a taxi on the High Street after leaving Longs Wine Bar, the subject approached the female and just stared at her. The female's friend asked the subject what he was doing, the subject then took off his shirt as if to fight male. The subject was ushered away and then arrested by attending officers for public order offences.</p>
5	44100198570	Rowdy & inconsiderate	16/05/10 Sunday	0236	Member of public	<p>Member of the public reporting that people coming out of Longs wine bar are being very vocal, some of them do not seem to be moving down the street. Informant would like them moved on. Police unable to attend as all units are committed.</p>

## Longs Wine Bar, Lymington

Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
4	Temporary Event Notice	03/05/10 Monday	0000 - 0200		Extension of hours for Bank Holiday
3	Assault	11/04/10 Sunday	0125	Aggrieved	The victim was standing at the bar in Longs wine bar when two females approached her and punched her in the face. The victim left the scene immediately after being punched and walked towards her home address before telling other members of the public she had been punched resulting in the Police being called. The CCTV footage from inside of the premises was viewed did not show sufficient evidence of the assault.
2	Street drinking	28/03/10 Sunday	0010 - 0200	Officer on patrol	<p>Officers were patrolling the vicinity of Longs Wine bar in the early hours of the morning, their attention was drawn to a male stood outside Longs entrance being loud and abusive. The male was swaying and unsteady on his feet, he was clearly intoxicated. The male was spoken to by officers and warned about his conduct as he was shouting loudly and had flicked a "V" sign at the Police Officers. The male quietened down initially, he stood out to officers as he was wearing a Superman outfit. The officers noted that the door staff at Longs seemed unconcerned by his demeanour or drunken state and many others were equally as intoxicated. One male almost incoherent asked an officer for a lift to Lymington when told he was in Lymington he Slurred "I don't know do I I'm not from here'. Units then had to resume to another Incident leaving the area.</p> <p>At 0120hrs on Tuesday 30th March whilst patrolling Lymington High Street Officers located a male still wearing a superman outfit lying on the pavement outside Marks &amp; Spencer. He was being cared for by a female who had</p>

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### Longs Wine Bar, Lymington

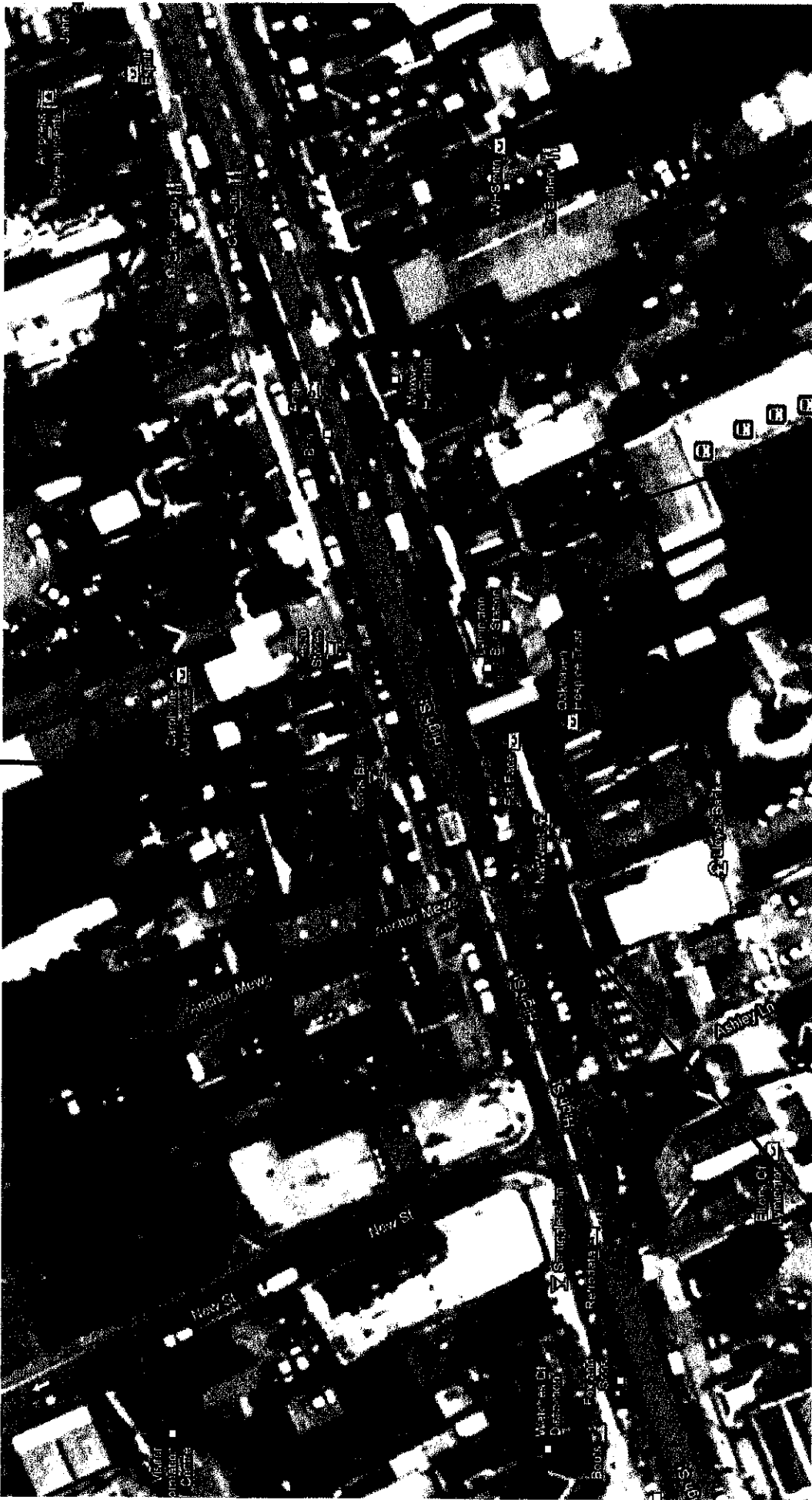
Occurrence Number	Occurrence Type	Date	Time	Person Reporting	Summary
					called an ambulance to assist as she was concerned about the amount of alcohol he had consumed. Officers managed to rouse the male who once sat up was verbally aggressive and warned about his language; he was extremely unsteady on his feet and had to be supported by the female. She said that they had been drinking in Longs and were walking home.
1	44100113644 44100113615 Public order Public order	21/03/10 Sunday	0220	Officer on patrol	Male exited Longs wine bar and approached 2 police officers in a marked police car. The male walked past the vehicle and made rude hand gestures at the officers. Officers warned the male to stop his behaviour but the male became abusive and was swearing at the police officers within hearing distance of members of the public. The male was arrested under section 5 of the public order act after being given several warnings regarding his abusive behaviour. In interview the male stated he had been out drinking and watching the rugby that evening. He had drunk a large amount of alcohol, mainly pints of cider and stated he was very drunk when he left Longs at closing time and did not remember a lot of what happened that night because he had consumed too much alcohol.

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# A N N E X H

**Location Map**

Longs Wine Bar



Point A - Lloyds TSB

Point B - Benetton UK Ltd  
(Now Thirty Three Designer Boutique)

((3))

Police Authority  
Western Ocu Licensing Team  
Romsey Police Station  
111 The Hundred  
Romsey  
SO51 8BZ

Our Ref: PW/LICPR/05/00254/SW  
Your Ref:

15 March 2011

Dear Sir/Madam

**LICENSING ACT 2003 – Review of Premises Licence (S51)**  
**Longs Cellar Bar, 99 High Street, Lymington, SO41 9AP**

I acknowledge receipt of your application, which is receiving attention.

Once the necessary consultation process is completed I will advise you of the result. In the meantime should you require any information on the progress of your application then please email or call the telephone number shown on this letter.

Yours faithfully

Licensing Officer  
Licensing Services

Tel: 023 8028 5505  
Fax: 023 8028 5596  
Email: [licensing@nfdc.gov.uk](mailto:licensing@nfdc.gov.uk)

## **Licensing Act 2003**

### **Application for (s.51) Review of a Premises Licence**

An application has been received for the review of a Premises Licence **1094** for

**Longs Cellar Bar, 99 High Street, Lymington, SO41 9AP**

**The application for review is made on grounds of:**

**Prevention of Crime and Disorder,  
Prevention of Public Nuisance  
The Protection of Children from Harm**

Any person wishing to make representations in relation to this application may do so by writing to: Licensing Services, New Forest District Council, Beaulieu Road, Appletree Court, Lyndhurst, Hampshire, SO43 7PA. Representation must be made within 28 days from the date of this notice.

A copy of the application for review of the above licence is kept by Licensing Services, New Forest District Council, Beaulieu Road, Appletree Court, Lyndhurst, Hampshire, SO43 7PA. The application can be viewed Monday to Friday, 09.30hrs to 4.00hrs, except Bank Holidays.

It is an offence knowingly or recklessly to make a false statement in connection with an application. The maximum fine for which a person is liable on summary conviction for making a false statement is a Level 5 fine on the standard scale.

**Dated: 14/03/2011**

## **APPENDIX 2**



**Sarah Wilson**

**From:** Liquor Licensing [mailto:licensing@lincs.gov.uk]  
**Sent:** 15 March 2011 15:39  
**To:** Licensing e-mail address  
**Subject:** RE: Application: Review of Premises Licence (S51) Ref: LICPR/05/00254 - LONGS CELLAR BAR, 99 HIGH STREET, LYMINGTON, SO41 9AP

**No reps from TS**

Kind regards  
 Steve Lawford  
 Trading Standards Officer

**From:** [mailto:licensing@lincs.gov.uk]  
**Sent:** 15 March 2011 10:30  
**To:** Liquor Licensing  
**Subject:** Application: Review of Premises Licence (S51) Ref: LICPR/05/00254 - LONGS CELLAR BAR, 99 HIGH STREET, LYMINGTON, SO41 9AP

<b>To:</b>	The Responsible Authorities
<b>Our Ref:</b>	LICPR/05/00254 - SW
<b>Date:</b>	15 March 2011
<b>Application Type:</b>	<b>Review of Premises Licence (S51)</b>
<b>Premises Details:</b>	Longs Longs Cellar Bar, 99 High Street, Lyminster, SO41 9AP
<b>Applicant Details:</b>	Longsbar Ltd 6 Roberts Road Bournemouth Dorset BH7 6LN

### LICENSING ACT 2003

### REVIEW 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 **11 April 2011**.

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.

73

**Diane Sim**

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**From:** [redacted]  
**Sent:** 21 March 2011 09:46  
**To:** Licensing e-mail address  
**Subject:** Licence application

Good Morning

I acknowledge the hard copy premises licence review for: Longs Bar, 99 High Street, Lymington. This has been passed to our Licensing Team for processing.

Many thanks

Regards

Jenny Lacey  
Admin Officer  
HCC CSD Safeguarding Unit  
Clarendon House  
Winchester, SO22 5PW  
Telephone: HPSN 8303 6222 (01962 876222)  
Fax: 01962 876229 HCC Courier C109

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**Diana Sim**

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**From:** Child Protection  
**Sent:** 21 March 2011 09:52  
**To:** Licensing e-mail address  
**Cc:** Cousins, Rachel; Earl, Marilyn  
**Subject:** RE: Application: Review of Premises Licence (S51) Ref: LICPR/05/00254 - LONGS CELLAR BAR, 99 HIGH STREET, LYMINGTON, SO41 9AP

Good Morning

I acknowledge your email and hard copy application. These are being forwarded to our Licensing Team for processing.

Many thanks

Regards

Jenny Lacey  
 Admin Officer  
 HCC CSD Safeguarding Unit  
 Clarendon House  
 Winchester, SO22 5PW  
 Telephone: HPSN 8303 6222 (01962 876222)  
 Fax: 01962 876229 HCC Courier C109

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**From:** [redacted] [mailto: [redacted]@hants.gov.uk]  
**Sent:** 15 March 2011 10:30  
**To:** Child Protection  
**Subject:** Application: Review of Premises Licence (S51) Ref: LICPR/05/00254 - LONGS CELLAR BAR, 99 HIGH STREET, LYMINGTON, SO41 9AP

<b>To:</b>	The Responsible Authorities
<b>Our Ref:</b>	LICPR/05/00254 - SW
<b>Date:</b>	15 March 2011
<b>Application Type:</b>	Review of Premises Licence (S51)
<b>Premises Details:</b>	Longs Longs Cellar Bar, 99 High Street, Lymington, SO41 9AP
<b>Applicant Details:</b>	Longsbar Ltd 6 Roberts Road Bournemouth Dorset BH7 6LN

LICENSING ACT 2003

REVIEW CONSULTATION

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21/03/2011

I should be pleased if you will assess the application and, if after due consideration, you wish to make a representation you must advise the Council of the details of that representation by no later than **11 April 2011**.

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.

**PLANNING AUTHORITIES PLEASE NOTE**

Inevitably there will be occasions when NFNPA Development Control receive applications which should have been sent to NFDC Planning, and visa versa. In these instances on receipt of applications would both authorities quickly identify these applications and send them to the correct planning authority by way of the fastest possible means.

Response:

\*\*\*\*\*

The information in this electronic mail (email) and any appendices to it is the property of New Forest District Council.

It may contain confidential information. It is intended for the addressee only. Communications using this email system may be subject to recording and/or monitoring in accordance with relevant legislation.

Please examine the full terms of this disclaimer by clicking on the following hyper link:

[www.newforest.gov.uk/emaildisclaimer](http://www.newforest.gov.uk/emaildisclaimer)

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**Sam Wilson**

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**From:**

**Sent:** 29 March 2011 17:00

**To:** Licensing e-mail address; 1

**Subject:** Acolaid Case EPCST/11/01615

**Attachments:** DocEPMemo.pdf

Please find comments from Environmental Health (Protection) attached.

Kind regards

Arran Harmer

Environmental Health Technician

Public Health and Community Safety

Tel: 023 8028 5165 | HSPN 8 777 5165

[arran.harmer@nfdc.gov.uk](mailto:arran.harmer@nfdc.gov.uk) | [www.newforest.gov.uk](http://www.newforest.gov.uk)

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## **Memorandum**

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FROM: Arran Harmer  
EHT  
Environmental Protection  
New Forest District Council

TO: NFDC Licensing

My Ref: EPCST/11/01615  
Date: 29 March 2011

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**LICENCE REVIEW:**  
**Longs Cellar Bar, 99 High Street, Lymington, SO41 9AP**

I am able to confirm, that having reviewed this department's history of involvement with this premises, it would appear that we have not received any complaint relating to noise since 2009 and furthermore no complaint was substantiated.

As such, we do not have sufficient evidence in which to support the review of this licence at this time.

## **APPENDIX 3**

# **No Further Representations From Interested Parties or Responsible Authorities**

## APPENDIX 4

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Public Health & Community Safety

Longsbar Ltd  
6 Roberts Road  
Bournemouth  
Dorset  
BH7 6LN

Our Ref: PW/LICPR/05/00254/SW

Your Ref:

16 March 2011

Dear Sir/Madam

**LICENSING ACT 2003**

**LONGS, 99 HIGH STREET, LYMINGTON, HAMPSHIRE, SO41 9AP**

**LICENCE NO: 1094**

**SECTION 51 - REVIEW OF PREMISES LICENCE**

I am writing to confirm that we have received an application for review of the above premises from the Police.

You should also be in receipt of a copy of the review application advising you on the grounds in which this request has been made.

The Licensing Authority has a duty under the above Act to display a notice regarding this review at, on or near the site of the premises and where it can be conveniently read by the public. This notice was put up outside your premises on 15/03/2011 and it must remain on display for a period of 28 consecutive days.

The advertisement gives responsible authorities and interested parties the opportunity to make representations about the application.

If you wish to make contact with the Police to discuss the grounds of the review, please contact them direct on telephone number, 0845 045 45 45 and speak with Sgt Tim Adams at Romsey Police Station. If after having a discussion it is felt that the review could be withdrawn, we will be notified accordingly of this by the Police and this will avoid the requirement of a hearing.

If in the meantime, you have any queries regarding this application, please do not hesitate to contact us.

Yours faithfully

Licensing Officer  
Licensing Services

Tel: 023 8028 5505  
Fax: 023 8028 5596  
Email: [licensing@nfdc.gov.uk](mailto:licensing@nfdc.gov.uk)



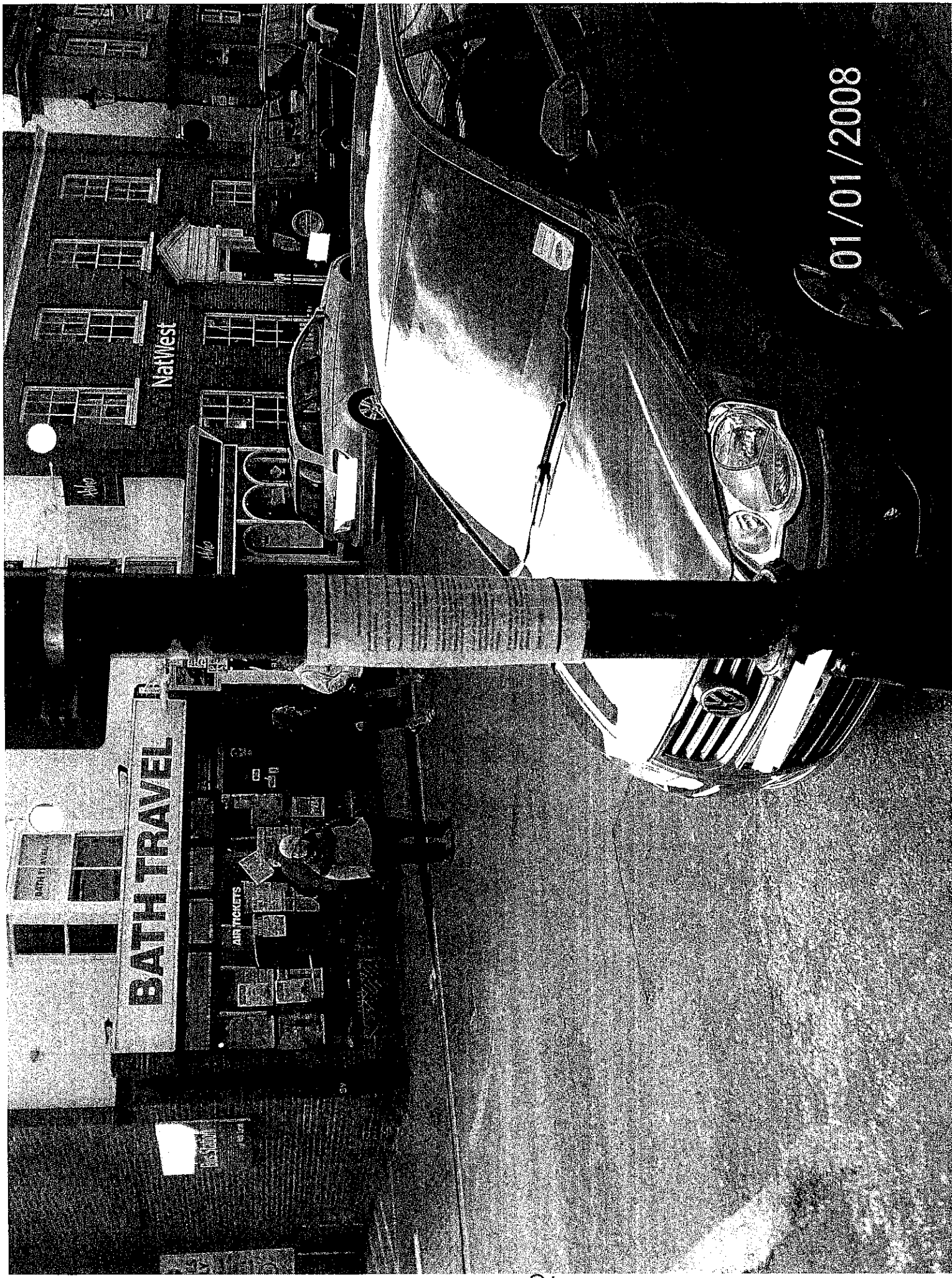
Disability Helpline  
01425 656096

Minicom/Text: 023 8028 5416

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Appletree Court, Beaulieu Road,  
Lyndhurst, Hampshire SO43 7PA

T: 023 8028 5000  
DX 123010 Lyndhurst 2



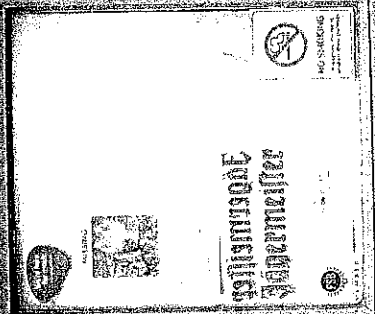
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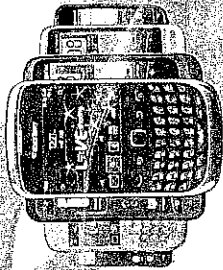
longs

Lymington's late night party venue

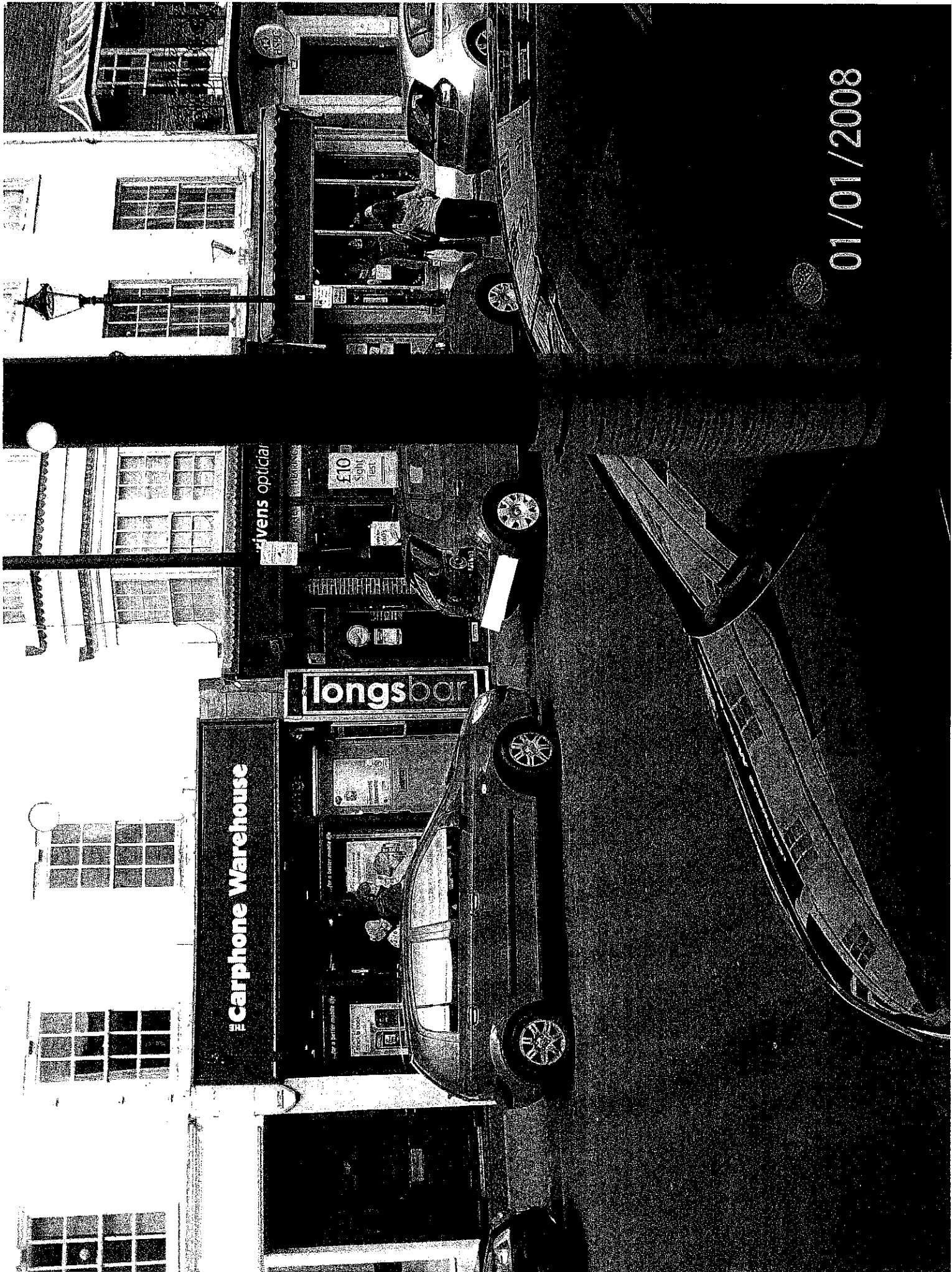


...for a better mobile life

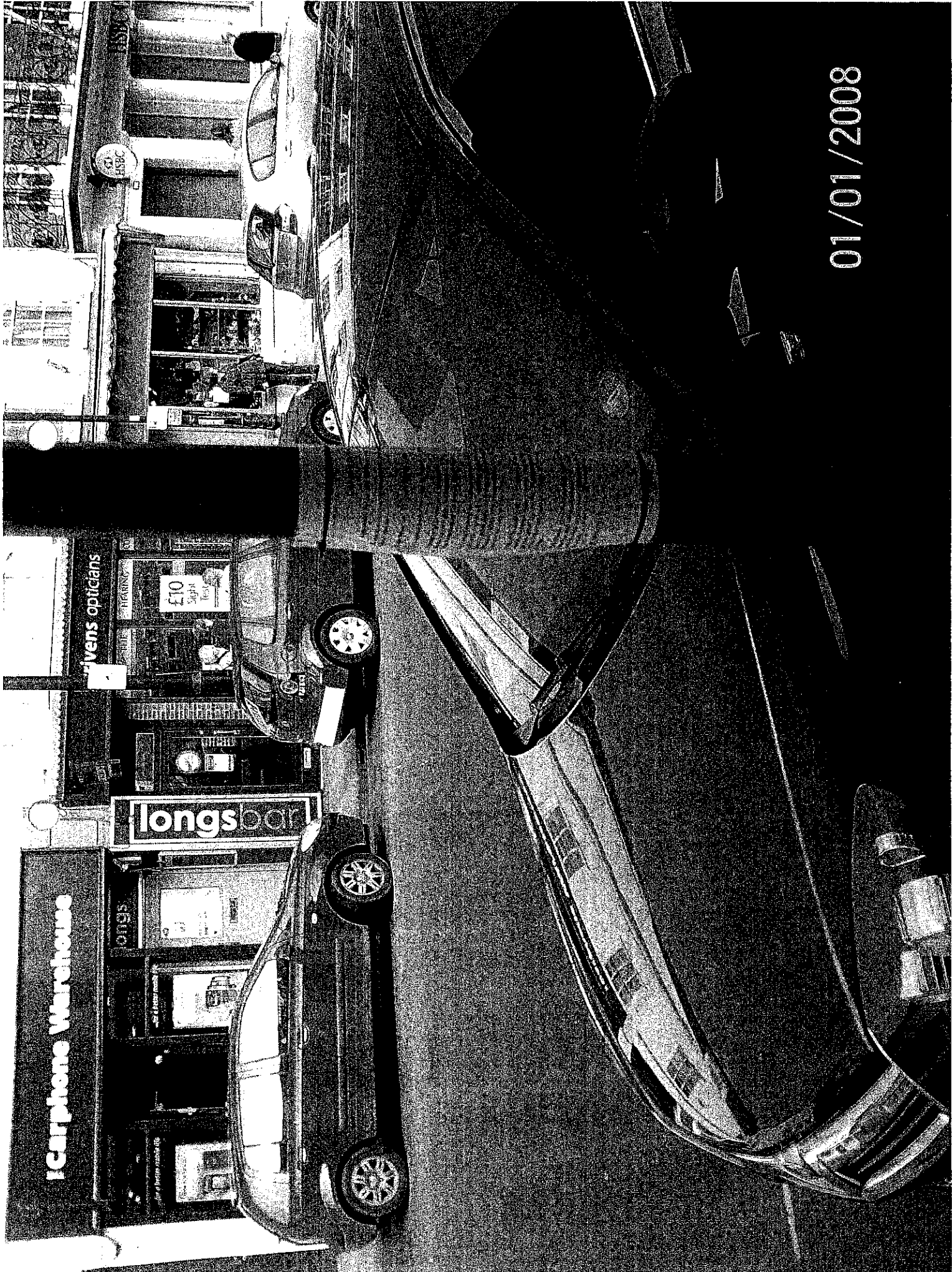
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01/01/2008



01/01/2008



Longsbar Ltd  
6 Roberts Road  
Bournemouth  
Dorset  
BH7 6LN

Our Ref: PW/LICPR/05/00254/SW  
Your Ref:

11 April 2011

Dear Sir/Madam

**SECTION 51 - REVIEW OF PREMISES LICENCE**  
**Longs Cellar Bar, 99 High Street, Lymington, SO41 9AP**

This letter is to notify you that following a formal request for the review of the premises licence by Hampshire Constabulary, no further letters of representation have been received by this office in support of the request for a review from interested parties or Responsible Authorities.

However, the request for the Review of the Premises Licence still remains from the Police. A hearing will take place in front of the Panel who will hear the grounds and determine this matter accordingly.

You will be notified of a suitable date for hearing and served with additional papers in due course.

Yours faithfully

Licensing Officer  
Licensing Services

Tel: 023 8028 5505  
Fax: 023 8028 5596  
Email: [licensing@nfdc.gov.uk](mailto:licensing@nfdc.gov.uk)

c.c - Longs Cellar Bar, 99 High Street, Lymington, Hampshire, SO41 9AP



## **APPENDIX 5**

Licensing Act 2003

# Premises Licence

Issued under Section 24 of the above Act

**Premises Licence Number** \_\_\_\_\_

## Part 1 - Premises Details

### Postal address of premises, or if none, ordinance survey map reference or description

Longs 99 High Street Lymington Hampshire SO41 9AP	Map Ref (E): 432442.89316142 Map Ref (N): 95550.4152173 UPRN: 10013630799
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Telephone Number: \_\_\_\_\_

### Where the licence is time limited the dates

This licence is **NOT** time limited

### Licensable activities authorised by the licence

- E) Performance of Live Music
- F) Playing of recorded music
- G) Performance of Dance
- I) Provision Of Facilities For Making Music
- J) Provision Of Facilities For Dancing
- L) Late Night Refreshment
- M) Supply of Alcohol

### The times the licence authorises the carrying out of licensable activities

E) Live Music		Performance of live music may take place:		Indoors	Y
				Outdoors	
				Both	
Day	Start	Finish	Further details:		
Mon	08:00	00:00	Amplified or unamplified. Music may be via artists singing, bands, DJ and other of a similar nature.		
Tue	08:00	00:00			
Wed	08:00	00:00			
			Seasonal variations:		
Thur	08:00	00:00			
Fri	08:00	00:00			
			Non standard timings:		
Sat	08:00	00:00			
Sun	08:00	00:00			



Disability Helpline  
01425 656096

Minicom/Text: 023 8028 5416



<b>F - Playing of Recorded Music</b>			<b>Playing of recorded music may take place:</b>	Indoors	Y
				Outdoors	
				Both	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Further details:</b>		
Mon	08:00	02:30	<b>Seasonal variations:</b>  <b>Non standard timings:</b> On New Year's Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day midnight on 31 December).		
Tues	08:00	02:30			
Wed	08:00	02:30			
Thur	08:00	02:30			
Fri	08:00	02:30			
Sat	08:00	02:30			
Sun	08:00	00:30			

<b>G) Performance of Dance</b>			<b>Performance of dance may take place:</b>	Indoors	Y
				Outdoors	
				Both	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Further details:</b>		
Mon	08:00	00:00	Dancing is part of musical entertainment		
Tue	08:00	00:00			
Wed	08:00	00:00	<b>Seasonal variations:</b>		
Thur	08:00	00:00			
Fri	08:00	00:00	<b>Non standard timings:</b>		
Sat	08:00	00:00			
Sun	08:00	00:00			

<b>I) Facilities for making Music</b>			<b>Description of the facilities for making music you will be providing:</b>		
			<b>This entertainment will take place:</b>	Indoors	Y
				Outdoors	
				Both	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Further details:</b>		
Mon	08:00	00:00	<b>Seasonal variations:</b>  <b>Non standard timings:</b>		
Tue	08:00	00:00			
Wed	08:00	00:00			
Thur	08:00	00:00			
Fri	08:00	00:00			
Sat	08:00	00:00			
Sun	08:00	00:00			

J) Facilities for Dancing			Performance of dance may take place :	Indoors	Y
				Outdoors	
				Both	
Day	Start	Finish	Further details:		
Mon	08:00	00:00	Provision of permanent or temporary dance floor		
Tue	08:00	00:00			
Wed	08:00	00:00	Seasonal variations:		
Thur	08:00	00:00			
Fri	08:00	00:00			
			Non standard timings:		
Sat	08:00	00:00			
Sun	08:00	00:00			

L) Late Night Refreshment					
Day	Start	Finish	Late Night Refreshment may take place:	Indoors	Y
Mon	23:00	02:00		Outdoors	
				Both	
Tue	23:00	02:00	Further details:		
			Supply of hot food and/or hot drinks		
Wed	23:00	02:00			
Thur	23:00	02:00	Seasonal variations:		
Fri	23:00	02:00			
Sat	23:00	02:00	Non Standard timings:		
Sun	23:00	00:00			

M) Supply of Alcohol					
Day	Start	Finish	Seasonal variations:		
Mon	08:00	02:00			
Tue	08:00	02:00			
Wed	08:00	02:00			
Thur	08:00	02:00			
			Non standard timings:		
Fri	08:00	02:00	On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day midnight on 31 December)		
Sat	08:00	02:00			
Sun	08:00	00:00			

**The opening hours of the premises****O) Opening Hours**

Day	Start	Finish	Seasonal variations:
Mon	08:00	02:30	The opening time reflects the fact that the premises serves breakfast to members of the public
Tue	08:00	02:30	
Wed	08:00	02:30	
Thur	08:00	02:30	
			<b>Non standard timings:</b>
Fri	08:00	02:30	On New Year's Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day midnight on 31 December).
Sat	08:00	02:30	
Sun	08:00	00:30	

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies:**

Alcohol is supplied for consumption both ON and OFF the premises

**Part 2****Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Longsbar Ltd  
 6 Roberts Road  
 Bournemouth  
 Dorset  
 BH7 6LN

Telephone:

Email:

**Registered number of holder, for example company number, charity number (where applicable)****Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Andrew Johnson  
 12 Osterberg Road  
 Dartford  
 Kent  
 DA1 5HE

Telephone:

Email:

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

Dartford Borough Council

The licence is granted by New Forest District Council, as licensing authority pursuant to the Licensing Act 2003 and regulations made thereunder.

Date licence issued: 17/08/2007

Date licence commences: 24/11/2005

Date first licence came into force: 24/11/2005

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CCTV & Licensing Manager  
(Authorised Officer)

### Annex 1 - Mandatory conditions

#### Where licence authorises door supervision:

- (1) Each individual at the premises to carry out a security activity must be licensed by the Security Industry Authority.
- (2) But nothing in subsection (1) requires this condition to be imposed:
  - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or
  - (b) in respect of premises in relation to-
    - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
    - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
- (3) For the purposes of this section:
  - (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
  - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

#### Where licence authorises supply of alcohol:

- (1) No supply of alcohol may be made under the premises licence:
  - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

## **Annex 2 - Conditions consistent with the operating schedule**

Conditions subject to which your previous licence(s)/certificate(s) has/have been granted:

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

New Forest District Council standard conditions for Public Entertainment Licences as attached.

Existing operating procedures and policies, which include risk assessments, training of staff in all aspects of regulatory compliance and operating policies and measures for the avoidance of noise or other nuisance to neighbours, will continue to apply.

### **b) The prevention of crime and disorder**

From 22:00hrs to 02:00hrs (Monday to Saturday) registered SIA door staff will be in operation.

### **c) Public Safety**

Prior to opening to the public, on each occasion the rear fire exit route must be checked to ensure:

The route is clear of storage.

Doors are unlocked and available for use in an emergency.

The lighting is correctly functioning.

CCTV is installed at the premises.

There is also a New forest District Council CCTV camera at the front of the premise.

### **d) The prevention of public nuisance**

Between the hours of 08:00 and 00:00 Monday to Sunday, the fire door at the rear of the premises shall be kept closed except in an emergency.

Between the hours of 08:00hrs to 00:00hrs Monday to Sunday, the front door leading to the High Street shall be kept closed except when persons are leaving or entering the premises.

Between the hours of 08:00hrs and 23:00hrs, music noise and noise from voices emanating from the premises, shall be of a level whilst audible, is so low in volume that distinct lyrics, tunes, musical instruments and any base beat cannot be recognised at and beyond points A (currently Lloyds Bank) and B (currently Benetton UK Ltd) as shown on the attached plan. Point A being outside 39 High Street Lymington and Point B outside 33 High Street Lymington.

After 23:00hrs, music noise and noise from voices emanating from the premises shall be inaudible at and beyond Points A (currently Lloyds Bank) and B (currently Benetton UK Ltd) as shown on the attached plan. Point A being outside 39 High Street Lymington and Point B being outside 33 High Street Lymington.

To enable the hearing of patrons to re-adjust and reduce the disturbance to residents from patrons leaving the premises, a period of 15 minutes cooling down (Chill Out) shall be employed before the end of each event.

All live music will cease at 00:00hrs.

All customers are asked to leave quietly either by a member of staff or someone on the door.

### **e) The protection of children from harm**

The premises operate an over 21 policy although admittance is permitted to those under 21 with the requisite I.D.

Where the number of children attending the entertainment exceeds 100 the licensee shall ensure that the provisions of Section 12 of the Children and Young Persons Act 1933 are complied with.

89 a

**CONDITIONS TRANSFERRED FROM PREVIOUS LOCAL AUTHORITY ISSUED LICENCES**

The following standard conditions for Public Entertainment, Theatre, Cinema and/or Indoor Sports Licences are attached.

**Schedule of Conditions attached to a Part A Premises Licence  
Embedded Restrictions transferred from the Licensing Act 1964**

**ON LICENCE**

**Permitted Hours**

Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours.

Additional entitlement for the sale of alcohol is permitted on New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31<sup>st</sup> December).

**Annex 3 - Conditions attached after a hearing by the licensing authority**

N/A

**Annex 4 - Plans**

This licence permits the licensable activities stated at the premises addressed above in accordance with the plan(s) attached (to follow).

<b>Plan of Premises</b>	
Plan/Drawing No:	
Date of Plan:	15/07/2007

## **PUBLIC ENTERTAINMENT CONDITIONS**

### **STANDARD TERMS CONDITIONS AND RESTRICTIONS UPON WHICH PUBLIC ENTERTAINMENT/SPORTS ENTERTAINMENT/CINEMA and THEATRE LICENCES ARE GRANTED, RENEWED, VARIED OR TRANSFERRED (REGULATION 9)**

#### **1. INSPECTION**

1.1 ALL PARTS OF THE LICENSED PREMISES must be open to inspection at all reasonable times by:

- (a) Duly authorised officers of the Licensing Authority (Council);
- (b) Police Officers; and
- (c) Fire Officers

#### **2. THE PLAN**

2.1 The premises must at all times conform to the plan deposited with the Council. The plan must be to a scale of 1:50 and include the following details:

- layout of the premises
- emergency exits and any external escape routes
- location and type of fire fighting equipment
- location of emergency lighting units (whether maintained or non-maintained)
- fire alarm call points
- public telephone
- sanitary accommodation including W.C's, urinals and wash hand basins
- potable drinking water points
- fixed and moveable seating and table plan
- any storage area for combustible materials or flammable liquids
- any areas set aside for disabled persons
- all fixed furniture e.g. bars, ticket booths, stages, DJ consoles, dance floor, pool tables etc.

2.2 Any changes to the details contained in the plan (see condition 2.1) must be approved in writing by the Council. A revised plan must be submitted to Council at least 28 days prior to the commencement of work.

#### **3. MANAGEMENT**

3.1 THE LICENSEE(S) must ensure that the permitted number of people in the licensed premises is not exceeded. The permitted number includes patrons, staff and performers.

- 3.2 The relevant licence(s) (or a clear copy) must be exhibited at all times, in or near the licensed area conspicuously, in such a position that it can be easily seen by people using the area, to the satisfaction of the Council. The licence must be adequately protected against theft, vandalism or defacement.
- 3.3 THE LICENSEE(S) must take all necessary precautions for the safety of the public, performers, competitors and employees. Any instructions regarding safety given by an officer listed in 1.1 above, must be put into effect immediately.
- 3.4 In the absence of the LICENSEE(S) a responsible person, at least eighteen years of age, must be in charge of, and present in, the premises whenever entertainment is provided. Details of any nomination must be entered in the log book (see 3.10) prior to the public entertainment taking place.
- 3.5 All parts of the licensed premises including fittings, seating, door fastenings, floor surfaces and coverings, notices, steps, staircases etc. and all electrical installations must be maintained in clean and good order.
- 3.6 Safe, suitable and sufficient means of heating and ventilation must be provided to the satisfaction of the Council.
- 3.7 No exhibition, demonstration or performance of hypnotism, mesmerism or any similar act may be given without the written consent of the Council.
- 3.8 An application to the Council for consent must be in writing and signed by the applicant or his agent and must be made not less than 28 days in advance of the performance concerned. This period may be reduced in some cases and in the case of a hypnotist who has performed at the same venue within the last three years without any problems occurring. The Council will normally respond within 7 - 14 days; less where the hypnotist has previously performed at the same venue.
- 3.9 No entertainment involving special effects (e.g. pyrotechnics, real flames, smoke machines, firearms, strobe lighting, foam parties, lasers etc.) or any sporting event involving SPECIAL RISKS OR DANGER may take place without the written consent of the Council. Applications must be made to the Council in writing, not less than 28 days before the event and additional conditions will apply.
- 3.10 A Log book and log file must be maintained together in the premises and kept available for inspection by any of the officers listed in condition 1.1. The log book and log file must contain the following information and documents:
- dates and times of visits of any officers, their names and observations made
  - copies of inspection reports e.g. electrical installation, gas installation, emergency lighting, fire fighting equipment, fire alarms, ceiling fixings, lifts, hoists etc.
  - details of routine testing of the emergency lighting and fire alarm systems in accordance with the current British Standards (including dates, times, people carrying out test, faults found and rectification dates)
  - list of registered door security persons on duty that day
  -



- details of events including fire drills, incidents involving fires, disorder, drugs, items seized by door / security staff with dates, times and any comments
- the name and address of any person nominated to act in the absence of the licensee and the date when he or she is acting in that capacity

#### 4. **DISTURBANCE AND PUBLIC ORDER**

- 4.1 No entertainment may be held if it causes a disturbance to the occupiers of any other premises which the Council in its absolute discretion considers to be unreasonable.
- 4.2 THE LICENSEE(S) must at all times ensure, as far as is reasonably practicable, that people on, or leaving the licensed premises conduct themselves in an orderly manner, and do not cause annoyance to the neighbourhood.

#### 5. **EMERGENCY TELEPHONES**

- 5.1 If no telephone service is available in the premises a notice must be displayed in a conspicuous place, giving particulars of the nearest telephone together with details of how to summon the emergency services.

#### 6. **ELECTRICAL INSTALLATIONS**

- 6.1 The power, lighting and emergency lighting systems must be maintained for the prevention of danger. The Council requires production of a certificate of examination and test of these systems from a competent electrical contractor being a member of the Electrical Contractors' Association (ECA) or the National Inspection Council for Electrical Installation Contractors (NICEIC). A copy of the current certificates must be submitted with any application for grant or renewal of a licence.
- 6.2 No alterations or additions to the electrical installation, either permanent or temporary, may be carried out without prior approval from the Council, (see condition 2.1). Alterations must be carried out by a qualified electrician in accordance with the current Institute of Electrical Engineers Regulations. An additional certificate of examination and test must be obtained and submitted to the Council within 14 days of the completion of the works.
- 6.3 The electrical supply to musical instruments, amplification equipment and any other portable equipment must be fitted with a residual current device (RCD) of 30 milliamp rating.
- 6.4 There must be sufficient, correctly installed and rated, electrical power sockets within the premises so that there is no use made of long trailing flexes to portable equipment and/or multi-socket adapters. Where equipment is suspended by ropes, cables or other combustible materials, safety chains or other non-combustible means of support must be provided.

## 7. GOOD ORDER

- 7.1 THE LICENSEE(S) must ensure that no person is admitted to or remains in the premises whilst in a state of intoxication. If any person acts in an offensive manner, or to the annoyance of other people, he must be removed immediately from the premises.
- 7.2 No profanity or impropriety of language, dress, dance, gesture, strip tease or other thing which is offensive to public feelings is permitted on the premises, unless a warning of these things is displayed on advertisements, posters and tickets. Nothing calculated to produce a disturbance or a breach of the peace is permitted on the premises.
- 7.3 No poster, advertisement, photograph, sketch, synopsis or programme or other thing which contains any offensive representation of a living person may be displayed, sold, or supplied on the premises, by or on behalf of THE LICENSEE, which is likely to be injurious to morality or encourage or incite crime, or lead to disorder, or be offensive to public feeling.
- 7.4 No part of the premises must be used by prostitutes for the purposes of soliciting or conducting their business.
- 7.5 All members of staff must be instructed in the safety precautions to be observed and the action to be taken by them in the event of fire or emergency.
- 7.6 At entertainments attended by adults there must be one attendant provided for every 100 people, or part of 100. At entertainments attended by children under the age of sixteen at least two attendants must be provided for every 100 children or part of 100. In either case there must be at least one attendant per exit, whichever is the greater. All attendants must be over eighteen years of age, readily identifiable to members of the public at all times and must not consume alcohol whilst on duty.
- 7.7 The primary duties of attendants include:
- ensuring that no overcrowding occurs in any part of the premises
  - keeping all gangways and exits clear at all times
  - preventing standing on seats and furniture
  - being aware of any special requirements needed to ensure safe evacuation in emergency
  - Attendants do not include THE LICENSEE(S), responsible person acting for the licensee or bar staff.
- 7.8 Where people are employed or used in premises licensed to hold public entertainment in order to:
- vet, regulate or control people entering the premises or
  - supervise patrons to ensure good order, public safety or internal security, the door security registration scheme will apply except in:
  -

- community centres
- village halls
- schools
- church halls

when volunteers such as parents, school or committee members assist in controlling security. This exemption will not apply when these premises are used for functions organised by an outside body not connected to the Community Centre, Village Hall, School or Church Hall when other persons are employed for security purposes. This may be varied at the discretion of the Council, having regard to the venue and type of activity. Where the door security registration scheme applies conditions 7.6 and 7.7 are deleted and 7.8 and 7.9 substituted.

- 7.9 At nightclubs and venues where the council considers there is a potential for disorder and other problems the number of Registered Door / Security People required will be:

1 male and 1 female for the first 100 members of the public or part of 100;  
two additional door / security staff for the next 100 members of the public or part of 100 and 1 per 100 thereafter or part of 100.

All other premises:

1 per 100 members of the public or part of 100.

- 7.10 People awaiting admission to the premises must not be allowed to congregate except in locations approved by the Council in writing. Where people wait in queues for admission, THE LICENCEE(S) must do what is reasonably necessary to prevent people from obstructing the exits, external courts, passageways, stairways and ramps leading to the outside of the premises.

## 8. SANITARY ACCOMMODATION

- 8.1 The sanitary accommodation must be clearly and legibly labelled to indicate for which sex it is intended.
- 8.2 All parts of the sanitary accommodation must be kept clean and properly maintained with provision for hand-washing including a constant supply of hot and cold water, soap and hand-drying facilities.

## 9. FIRE SAFETY

- 9.1 THE LICENSEE must ensure that the premises conform to the approved plan (see condition 2.1).
- 9.2 The emergency lighting system and fire alarm system must be tested at least once a month in accordance with the current British Standards, and a record kept of the tests in the log book (see condition 3.9).

- 9.3 All gangways, corridors, staircases, and external passageways intended for exit must be of sound non slip construction, properly maintained, and kept free from obstruction. The edges of the treads of steps and stairways must be made conspicuous.
- 9.4 THE LICENSEE(S) must maintain artificial lighting in the premises at a level whereby the people and activities may be monitored and supervised.
- 9.5 All exit doors and gates must be unlocked with all bolts drawn and be available for egress during the whole time the public are on the premises. Where collapsible gates or roll up shutters are used, they must be locked in the open position whilst the public are present.
- 9.6 Before the public is admitted to the premises, THE LICENSEE(S) must inspect all doors and exits to ensure that they comply with condition 9.5 and that all panic bolts are in proper working order.
- 9.7 Seating, tables, chairs and other furniture and fittings must be so arranged as to allow free and ready access to exits.
- 9.8 Accumulations of refuse must be kept in proper containers until removed from the premises.
- 9.9 Fire fighting equipment must be provided and located as approved by the Council, and be clearly marked to show their purpose. All extinguishing appliances must be inspected and maintained annually by a competent Fire Equipment Engineer. A certificate from the Fire Engineers must be obtained annually and kept available in the log file (see condition 3.9). A copy must be submitted to the Council with any application to renew the licence.
- 9.10 Combustible materials or flammable liquids must not be stored or allowed to accumulate except in areas approved by the Council and shown on the plan (see condition 2.1).
- 9.11 An event involving a closely seated audience must not be held without the written consent of the Council. Applications must be made not less than 28 days before the event and additional conditions will apply.
- 9.12 All costumes, scenery, decorations, hangings, curtains, carpets and furnishings must be of non-combustible, inherently non-flammable or flame proofed materials.

## 10. GENERAL MATTERS

- 10.1 All heating appliances must be adequately guarded to prevent danger to any person. All such appliances must be situated a safe distance from combustible materials.
- 10.2 Liquified Petroleum Gas heaters must not be installed or used in the premises without the written permission of the Council.
- 10.3 An adequate supply of potable cold drinking water and a hygienic means of drinking it must be provided without charge to patrons.

- 10.4 THE LICENSEE(S) must ensure that people entering and leaving the premises are counted using a method approved by the Council and that the net total of people recorded inside the premises must, at all times, be available for inspection by Officers.
- 10.5 Where there is more than one area licensed for public entertainment in the same building arrangements must be made, which may include the use of attendants with counting devices, to ensure that the total number of people in any one area does not exceed the number specified for that area.
- 10.6 THE LICENSEE (S) must have regard to the needs of disabled people and in particular:
- When disabled people are using the premises they must be accommodated in seating or reserved places in close proximity to exits capable of being used by them with or without assistance. Such exits must be clearly indicated by the display of a disabled symbol.
  - The arrangements and provisions made for disabled people must be effectively maintained at all times.
- 10.7 First Aid staff and facilities must be provided to the satisfaction of the Council.
- 10.8 THE LICENSEE (S) must ensure that no bottles or glasses are removed from the premises.
- 10.9 THE LICENSEE(S) must ensure that toughened glass is used in respect of pint and half pint glasses within the premises.
- 10.10 Customers must not be served drinks in bottles. In every case the drink will be poured into appropriate vessels by the bar staff.
- 10.11 All lighting and electrical apparatus likely to become heated must be provided with suitable protection to prevent contact by scenery or any other combustible material.
- 10.12 Curtains over exit doors or across gangways must be made to part in the centre and hang in such a way that they may be easily drawn aside and not trail on the floor. Curtains must not conceal notices.
- 10.13 Where there is a closely seated audience, seating and gangways in the premises should be so arranged to allow free and ready access to exits. A maximum of 12 connected seats shall be provided in each row, provided there is a gangway at each end of the row not less than 1.05m wide. Other seating arrangements may be permitted by application to the Council not less than 28 days before the event.
- 10.14 Storage of materials under the stage is not permitted without the consent of the Council.
- 10.15 Smoking is forbidden within any stage area, dressing or changing room (except where it is necessary in connection with the performance) and notices must be prominently displayed to this effect.

10.16 A current certificate of examination is required for any suspended ceiling.

## 11. DEREGULATION (SPECIAL HOURS CERTIFICATES) ORDER 1996

11.1 On the morning that British Summer Time begins, the permitted hours for the provision of music, singing and dancing at premises normally open between 0100 hours and 0200 hours will extend to one hour after the normally specified terminal hour.

## 20. CINEMA AND THEATRE SPECIFIC CONDITIONS

20.1 Premises licensed as a Cinema must not be opened as a Cinema earlier than 0900 hours and must close no later than 2300 hours. On Sundays a Cinema must not be opened earlier than 1200 hours and must close no later than 2300 hours.

20.2 Premises licensed as a Theatre must not be opened as a Theatre earlier than 1200 hours and must close no later than 2300 hours on Monday to Saturday. **They must close on Christmas Day and Good Friday except where the permission of the Council has been granted.** On Sundays a Theatre must not be opened earlier than 1400 hours and must close no later than 2300 hours.

20.3 Extension of these hours for a Cinema and Theatre Licence may be given on application in writing to the Council.

20.4 Only such parts of the premises as have been approved by the Council, in writing, may be used for storage of scenery, as workshops, dressing rooms, retiring rooms or cloakrooms and provisions for hanging hats or coats must not be made in corridors, passages, gangways or exitways used by the public.

20.5 Where the Council has given notice, in writing, to THE LICENSEE(S) prohibiting the exhibition of a moving picture on the ground that it contains matter which, if exhibited, would offend against good taste or decency or be

likely to encourage or incite to crime or to lead to disorder or to be offensive to public feeling, that moving picture must not be exhibited in the premises except with the consent, in writing, of the Council.

20.6 If the Council do not agree with the category in which any moving picture passed by the British Board of Film Classification is placed, they are at liberty to alter such category, and, on notice of such alteration being given by the Council to THE LICENSEE(S), the moving picture thereafter must be treated as having been placed in the altered category and the conditions applicable to the exhibition of moving pictures in such altered category must be complied with.

20.7 If the Council request THE LICENSEE(S) to exhibit to them any moving picture he must do so at such reasonable time as the Council may, in writing, direct.

## 20.8 **Moving picture classifications**

No moving picture may be exhibited unless:-

- It has received a "U", "PG", "12", "15", or "18" certificate of the British Board of Film Classification or
- It is a current news-reel which has not been submitted to the British Board of Film Classification.

No person under the age of eighteen years may be admitted to any exhibition at which there is to be shown any moving picture which has received an "18" certificate from the British Board of Film Classification.

No person under the age of fifteen years may be admitted to any exhibition at which there is to be shown any moving picture which has received a "15" certificate from the British Board of Film Classification.

No person under the age of twelve years may be admitted to any exhibition at which there is to be shown any moving picture which has received a "12" certificate from the British Board of Film Classification.

## 20.9 **Film classification certificate to be shown**

A representation or written statement of the terms of any certificate given by the British Board of Film Classification must be shown on the screen immediately before the showing of any moving picture to which it relates and the representation or statement must be shown for long enough and in a form large enough for it to be read from any seat in the auditorium.

## 20.10 **Notice of moving picture classifications and times of showing**

There must be prominently exhibited at each public entrance whenever the premises are open to the public a notice indicating in tabular form and in clear bold letters and figures:-

- The title of each moving picture to be shown on that day, other than trailers and moving pictures of less than five minutes duration;
- The approximate times of commencement of each such moving picture;
- Whether each such moving picture has received a "U", "PG", "12", "15", or "18" certificate from the British Board of Film Classification; and
- The effect of such "U", "PG", "12", "15", or "18" certificates in relation to the admission of people under the age of eighteen years.

## 20.11 **Advertising**

The nature of any certificate received in respect of a moving picture from the British Board of Film Classification must be clearly indicated by the letter "U", "PG", "12", "15", or "18" in any advertisement of the moving picture displayed at the premises.

Advertisements for any film displayed at the cinema may only depict scenes or incidents which are included in the film as certified by the British Board of Film Classification or the Council.

- 20.12 There must be no standing in the Auditorium during a performance without prior written approval from the Council.
- 20.13 Where appropriate the opening to the stage must be guarded by such type of safety curtain as may be approved by the Council, and other necessary openings in the proscenium walls must have fire resisting and effectively self-closing doors, so that the auditorium may be completely separated from the stage. The safety curtain must be lowered or closed at least once during each performance.
- 20.14 All rope or similar barriers across gangways must be fitted with automatic catches or slip connections, and must be so fixed as not to trail on the floor when parted.

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