



ADUR DISTRICT COUNCIL

Licensing Act 2003 - Applications completed in 2023

Please find below a list of Licensing Act 2003 applications completed since 1 January 2023 by the Licensing Authority, Adur District Council, for new Premises Licences, Variations to existing Premises Licences and Review applications.

The terms of the Licensing Act 2003 dictate that all 'new' applications and 'variation' applications are publicised and consulted on. If no representations are received from 'Responsible Authorities' or any other persons such applications must be granted as applied for. If relevant representations are received and mediation between the parties is unsuccessful then the application has to be deliberated by the Licensing Committee following a hearing.

'Minor variations' are also consulted on but only by 'public notice' on the premise, details posted on this website and any responsible authorities the licensing authority selects as relevant. If relevant representations are received and considered by officers to have implications under the licensing objectives then the application is simply rejected and a full variation has to be applied for.

'Review' applications are consulted on by public notices being displayed on the premise and on the licensing authority's notice board situated at the Shoreham Centre. Details are posted on this website and copies of the application are served on the licence holder and responsible authorities. Review applications cannot be withdrawn unless a licence is surrendered and must be heard by the Licensing Committee whatever agreement mediation may produce.

Co-Op

An application for a new premises licence for a new convenience store known as 'Co-Op'. The convenience store is situated at Block 3, 39 Old Shoreham Road, Ropetackle, Shoreham-by-Sea, West Sussex, BN43 5TA

The application sought authorisation for the sale of alcohol for consumption off the premises:

- Sale of alcohol for consumption off the premises:
 - 07:00hrs to 22:00hrs Monday - Sunday incl.
- Opening to the public:
 - 07:00hrs to 22:00hrs Monday to Sunday incl.

The applicant offered a set of conditions in the operating schedule to address the licensing objectives.

Licence holder and applicant: The Southern Co-Operative Ltd.

Consultation closed: Thursday 14 September 2023

Committee Hearing: Cancelled - not required

No relevant representation was received from members of the public, but one was received from a responsible authority - Sussex Police.

The Licensing Act encourages mediation and this was conducted successfully with the applicant addressing the Authority's concerns by volunteering a number of enforceable conditions to the licence's operating schedule. As a result the Police withdrew their representation and consequently, the amended application was granted as applied for as per the terms of the Licensing Act 2003.

Wild Lemon

An application for a new premises licence for a restaurant to be known as 'Wild Lemon'. The restaurant to be situated at 46 Brunswick Road, Shoreham-by-Sea, BN43 5WB.

The application sought authorisation for the sale of alcohol for consumption on premises, the provision of regulated entertainment and the sale of late night refreshment:

- Sale of alcohol:
 - 07:00hrs to 00:00hrs (midnight) Monday - Sunday
- Live music:
 - 10:00hrs to 23:00hrs Monday - Sunday
- Recorded music:
 - 07:00hrs to 00:00hrs (midnight) Monday - Sunday
- Late night refreshment:
 - 23:00hrs to 00:30hrs (of the following morning) Monday - Sunday
- Opening to the public:
 - 07:00hrs to 00:00hrs (midnight) Monday - Sunday

The applicant offered a set of conditions in the operating schedule to address the licensing objectives.

This premises had previously been licensed.

Licence holder and applicant: BistoShoreham Ltd.

Consultation closed: Monday 11 September 2023

Committee Hearing: Cancelled. Not required

Three relevant representations were received from members of the public and one was received from a responsible authority - Sussex Police.

The Licensing Act encourages mediation and this was conducted successfully with the applicant addressing the Public and Authority's concerns by amending the times applied for to:

- Sale of alcohol:
 - 09:00hrs to 23:00hrs Sunday - Thursday
 - 09:00hrs to 23:30hrs Friday & Saturday
- Live music:
 - 10:00hrs to 23:00hrs Monday - Sunday
- Recorded music:
 - 09:00hrs to 23:00hrs Sunday - Thursday
 - 09:00hrs to 23:30hrs Friday & Saturday
- Late night refreshment:
 - 23:00hrs to 23:30hrs Friday & Saturday
- Opening to the public:
 - 09:00hrs to 23:30hrs Sunday - Thursday
 - 09:00hrs to 00:00hrs (midnight) Friday & Saturday

And volunteering a number of enforceable conditions to the licence's operating schedule. As a result the Public and Police withdrew their representations and consequently, the amended application was granted as applied for as per the terms of the Licensing Act 2003.

Railway Inn

An application for a 'minor variation' to the premises licence at the 'Railway Inn'. The public house is situated at 1 North Road, Lancing, West Sussex, BN15 9AH. The licence authorises the sale of alcohol for consumption on and off the premises and the provision of regulated entertainment.

The application sought to vary the existing licence to:

- Permit alterations to the internal layout of the premises

No other changes were sought.

Licence holder and applicant: The Craft Union Pub Company Ltd.

Consultation closed: Wednesday 2 August 2023

Committee Hearing: Not required for a minor variation.

For a minor variation application, in addition to the statutory 10 working day public consultation, the Licensing Authority has the discretion to consult any responsible authorities it considers necessary and relevant to the type of application. In this case, as it involved changes to the layout of the premises that could potentially have implications affecting the licensing objectives, Sussex Police, WSCC Fire & Rescue Service and the A&W Environmental Health Team were consulted

No formal representations were received from members of the public or the authorities consulted. After due consideration officers consider the changes proposed unlikely to have an adverse effect on the licensing objectives. Consequently, the minor variation has been granted as per the terms of the Licensing Act 2003.

Shoreham-by-Sea Bowling Club

An application for a 'minor variation' to the premises licence at the 'Shoreham-by-Sea Bowling Club'. The clubhouse is situated in Buckingham Park, Upper Shoreham Road, Shoreham-by-Sea, West Sussex, BN43 6BA. The certificate authorises the supply & sale of alcohol for consumption on the premises between 10:00hrs and 20:00hrs each day from 1st April to 31st October each year.

The application sought to vary the existing certificate to authorise:

- Amendment to the hours for the sale/supply of alcohol to 12:00hrs – 22:00hrs each day from 1st April to 31st October each year.

No other changes were proposed.

Licence holder and applicant: Shoreham-by-Sea Bowling Club

Consultation closed: Thursday 27 April 2023

Committee Hearing: Not required for a minor variation.

For a minor variation application, in addition to the statutory 10 working day public consultation, the Licensing Authority has the discretion to consult any responsible authorities it considers necessary and relevant to the type of application. In this case, as it involved changes to the hours of operation that could potentially have implications affecting the licensing objectives, Sussex Police, WSCC Fire & Rescue Service and the A&W Environmental Health Team were consulted

No formal representations were received from members of the public or the authorities consulted. After due consideration officers consider the changes proposed unlikely to have an adverse effect on the licensing objectives. Consequently, the minor variation has been granted as per the terms of the Licensing Act 2003.

K & K Station Store

An application for a review of the premises licence at the 'K & K Station Store' under section 51 of the Licensing Act 2003. The shop is situated at 8 Station Parade, South Street, Lancing, West Sussex, BN15 8AA.

The store's premises licence permits the sale of alcohol for consumption off the premise between 09:00hrs and 23:00hrs Monday to Sunday.

The application was submitted by WSCC Trading Standards Service and requested that the Licensing Authority considered:

- Revocation of the licence

The grounds for review being the applicant's contention that the licence holder had undermined the following licensing objectives:

- The Prevention of Crime & Disorder
- Public Safety
- The Protection of Children from Harm

Licence holder and applicant: Mr Alan Brosk / WSCC Trading Standards Service

Consultation closed: Tuesday 28 March 2023

Committee Hearing: Held on Tuesday 25 April 2023

The application was considered by the Licensing Sub-Committee on 25th April 2023. In reaching its decision, the Licensing and Control Committee 'B' gave due regard to:

- LA 2003's statutory licensing objectives.
- Worthing Borough Councils Statement of Licensing Policy.
- Guidance under section 182 by the Home Secretary and Licensing Act 2003.
- Human Rights legislation and the rules of natural justice.
- The application and both written and oral relevant representations from WSCC Trading Standards and Sussex Police.
- The written and oral representations, testimony and relevant information supplied by the licence holder.

In discharging its functions the Committee did so with a view to promoting the Licensing objectives, the relevant objectives here were the prevention of crime & disorder, public safety and the protection of children from harm.

The Committee considered carefully to all written and oral evidence. They carefully considered the concerns raised by the responsible authorities namely WSCC Trading Standards and Sussex Police and accepted the evidence provided following:

- A test purchase operation involving the purchase of alcohol by a 17-year-old Trading Standards volunteer on 23rd November 2022
- The sale of counterfeit cigarettes to an undercover Trading Standards Officer on 9th December 2022.
- The discovery & seizure of illicit tobacco and illegal vapes during a Trading Standards inspection on 15th December 2022
- The sale of counterfeit cigarettes to an undercover Trading Standards Officer on 14th February 2023.

The Committee resolved that the premises licence should be revoked.

The Committee had regard to the Guidance from the Home Secretary issued under Section 182 of the Licensing Act 2003 (amended December 2022) under Section 11.18 which advises where a warning has already been issued that licensing authorities should not merely repeat that approach. A warning both verbal and in writing had been given in this case on the 8th and 11th November 2022.

The Committee also considered the Guidance from the Home Secretary issued under Section 182 of the Licensing Act 2003 (amended December 2022) under 11.21 to remove the DPS unless the cause of the problem was poor management. In this case the Committee found poor management, but the manager was the DPS.

The Committee finally considered the Guidance from the Home Secretary issued under Section 182 of the Licensing Act 2003 (amended December 2022) under 11.27 that criminal activity that may arise in connection with licenced premises should be treated particularly serious namely illegal purchase and consumption of alcohol by minors and sale or storage of smuggled tobacco as in this case.

The Licencing Sub-Committee believes it is proportionate and necessary to revoke the premise licence to ensure that the licensing objectives are upheld.

Presh Eat

An application for a new premises licence for a cafe known as the 'Presh-Eat'. The cafe is situated at 10 Middle Road, Shoreham-by-Sea, BN43 6GA.

The application sought authorisation for the sale of alcohol for consumption on & off the premises.

- Sale of alcohol:
 - 12:00hrs to 17:00hrs Monday - Sunday incl.
- Opening to the Public:
 - 07:00hrs to 17:00hrs Monday - Friday
 - 09:00hrs to 17:00hrs Saturday & Sunday

The applicant offered a comprehensive set of conditions in the operating schedule to address the licensing objectives.

Licence holder and applicant: Presh-Eat Ltd.

Consultation closed: Monday 27 March 2023

Committee Hearing: Cancelled - not required

No relevant representation was received from members of the public, but two were received from responsible authorities - Sussex Police and the A&W Environmental Health Team.

The Licensing Act encourages mediation and this was conducted successfully with the applicant addressing both authorities' concerns by volunteering a number of enforceable conditions to the licence's operating schedule. As a result Sussex Police and the A&W Environmental Health Team withdrew their representations and consequently, the amended application was granted as applied for as per the terms of the Licensing Act 2003.

Marks & Spencers – Shoreham

An application for a 'minor variation' to the premises licence at 'Marks & Spencers'. The store is situated at the Holmbush Centre, Upper Shoreham Road, Shoreham-by-Sea, West Sussex, BN43 6TD. The licence authorises the sale of alcohol for consumption on & off the premises.

The application sought to vary the existing Licence to authorise:

- Minor alterations to the internal layout of the store involving alterations to the ground floor. The changes relate to the tills within the Clothing & Home retail space. This will allow for tills in those area(s) to either be removed or replaced with new till banks or removed entirely and the space returned to sales floor. In some instances, till podia will also be installed in some fitting room entrances. This allows for seasonal demands. Tills in the Food Hall to remain unchanged.

No other changes were proposed.

Licence holder and applicant: Marks & Spencer Plc.

Consultation closed: Tuesday 7 March 2023

Committee Hearing: Not required for a minor variation

For a minor variation application, in addition to the statutory 10 working day public consultation, the Licensing Authority has the discretion to consult any responsible authorities it considers necessary and relevant to the type of application. In this case, as it involved minor changes to the layout of the store that could potentially have implications affecting the licensing objectives, Sussex Police, WSCC Fire & Rescue Service and the A&W Environmental Health Team were consulted.

No formal representations were received from members of the public or authorities consulted. After due consideration officers decided the changes proposed unlikely to have an adverse effect on the licensing objectives. Consequently, the minor variation was granted as per the terms of the Licensing Act 2003.

The Barn

An application for a new premises licence for a new proposed cafe/bar to be known as The Barn. The venue is to be situated at The Barn Caravan Park, Old Salts Farm Road, Lancing, BN15 8JG.

The application sought authorisation for the sale of alcohol for consumption on & off the premises to residents and their bona fide guests only.

- Sale of alcohol:
 - 11:00hrs to 23:00hrs Monday - Sunday incl.
- Opening to the Public:
 - 08:00hrs to 23:00hrs Monday - Sunday incl.

The applicant offered a number of conditions in the operating schedule to address the licensing objectives.

Licence holder and applicant: Mr Joby Pannell

Consultation closed: Wednesday 15 February 2023

Committee Hearing: Cancelled - not required

No relevant representation was received from members of the public, but one was received from a responsible authority - Sussex Police.

The Licensing Act encourages mediation and this was conducted successfully with the applicant addressing the Police concerns by volunteering a number of enforceable conditions to the licence's operating schedule. As a result Sussex Police withdrew their representation and consequently, the amended application was granted as applied for as per the terms of the Licensing Act 2003.

Legends Festival

An application for a 'minor variation' to the premises licence for the 'Legends Festival'. The event takes place on 3 consecutive event days each calendar year limited to a Friday, Saturday and Sunday in either June, July, August or September each year. The event takes place on Adur Recreation Ground, Brighton Road, Shoreham-by-Sea, BN43 5LT.

The licence authorises the sale of alcohol for consumption on the premises and the provision of regulated entertainment.

The application sought to vary the existing Licence to:

- Amend a condition of licence - reducing the capacity of the event from 9,999 persons to 4,999 persons on site at any one time.

No other changes were proposed.

Licence holder and applicant: Damoc Group Ltd.

Consultation closed: Friday 27 January 2023

Committee Hearing: Not required for a minor variation

For a minor variation application, in addition to the statutory 10 working day public consultation, the Licensing Authority has the discretion to consult any responsible authorities it considers necessary and relevant to the type of application. In this case, as it involves minor changes to the conditions of licence that could potentially have implications affecting the licensing objectives, Sussex Police, WSCC Fire & Rescue Service and the A&W Environmental Health Team are being consulted.

No formal representations were received from members of the public or authorities consulted. After due consideration officers decided the changes proposed unlikely to have an adverse effect on the licensing objectives. Consequently, the minor variation was granted as per the terms of the Licensing Act 2003.
