

# TONBRIDGE & MALLING BOROUGH COUNCIL



## EXECUTIVE SERVICES

---

### Chief Executive

Julie Beilby BSc (Hons) MBA

Gibson Building  
Gibson Drive  
Kings Hill, West Malling  
Kent ME19 4LZ  
West Malling (01732) 844522

---

**NB - This agenda contains proposals, recommendations and options. These do not represent Council policy or decisions until they have received proper consideration through the full decision making process.**

Contact: Committee Services  
[committee.services@tmbc.gov.uk](mailto:committee.services@tmbc.gov.uk)

23 June 2014

To: MEMBERS OF THE LICENSING AND APPEALS PANEL  
(Copies to all Members of the Council)

**NB ONLY MEMBERS  
OF THE PANEL MAY  
PARTICIPATE**

Dear Sir/Madam

Your attendance is requested at a meeting of the Licensing and Appeals Panel to be held in the Civic Suite, Gibson Building, Kings Hill, West Malling on Tuesday, 1st July, 2014 commencing at 7.30 pm

Yours faithfully

JULIE BEILBY

Chief Executive

## A G E N D A

### PART 1 - PUBLIC

1. Apologies for absence
2. Declarations of Interest

### **Decisions to be taken under Delegated Powers**

3. Application for a new Premises Licence for "Where Memories Meet", 188 Tonbridge Road, Wateringbury 5 - 32

4. Urgent Items

Any other items which the Chairman decides are urgent due to special circumstances and of which notice has been given to the Chief Executive

5. Exclusion of Press and Public

The Chairman to move that the press and public be excluded from the remainder of the meeting during consideration of any items the publication of which would disclose exempt information

### **PART 2 - PRIVATE**

6. Urgent Items - Part 2

Any other items which the Chairman decides are urgent due to special circumstances and of which notice has been given to the Chief Executive.

## **MEMBERSHIP**

Cllr C Brown (Chairman)

Cllr Mrs J A Anderson

Cllr S M King

This page is intentionally left blank

## TONBRIDGE & MALLING BOROUGH COUNCIL

### LICENSING & APPEALS COMMITTEE

01 July 2014

#### Report of the Director of Central Services and Monitoring Officer

#### Part 1- Public

#### Delegated

### **1 APPLICATION FOR A NEW PREMISES LICENCE FOR “WHERE MEMORIES MEET”, 188 TONBRIDGE ROAD WATERINGBURY KENT ME18 5NS**

#### **1.1 Introduction**

1.1.1 The Licensing & Appeals Committee sitting as a Panel is asked to consider an application for a Premises Licence under section 17 of the Licensing Act 2003 for premises called “Where Memories Meet” of 188 Tonbridge Road, Wateringbury, Kent, ME18 5NS.

1.1.2 This is a new application for the provision of plays, films, live music, recorded music, performance of dance, provision of anything of a similar description to live music, recorded music or performance of dance and supply of alcohol for consumption both on and off the premises. The application was validated on the 29 April 2014, with the 28 day consultation period running from the 29 April 2014 until the 26 May 2014. All Responsible Authorities received a copy of application.

1.1.3 At any stage, during the 28 day public consultation period, a responsible authority, or an interested party, may make representations in connection with any of the four licensing objectives namely:-

- Prevention of crime and disorder
- Prevention of public nuisance
- Public safety
- Protection of children from harm

Provided that the grounds for the request are relevant to the promotion of the licensing objectives and, in the case of requests by interested parties, are not vexatious, frivolous or repetitive, a hearing must be held to consider the application.

1.1.4 The Licensing Act 2003 requires the Council to publish a ‘Statement of Licensing Policy’ that sets out the policies the Council will generally apply to promote the licensing objectives when making decisions on applications made under the Act. The Council’s current Statement of Licensing Policy was published in January

2014 and will remain in force for five years. The Policy will be available at the meeting, for reference purposes.

- 1.1.5 Under the 2003 Act, it is the duty of all licensing authorities that, in carrying out their functions, they must have regard to Guidance issued by the Secretary of State under section 182. The Guidance cannot anticipate every possible scenario or set of circumstances that may arise. Provided that the licensing authority has properly understood and considered the guidance, it may depart from it when it has reason to do so. However, as the licensing authority is under a duty to have regard to the Guidance, it will need to give full reasons for its departure from it. The Guidance will be made available at the meeting for reference purposes (Revised Guidance – June 2014).

## 1.2 The Application

- 1.2.1 The applicant is KKL & Co Ltd trading as “Where Memories Meet” of 188 Tonbridge Road, Waterringbury, Kent, ME18 5NS
- 1.2.2 The application was received on 28 April 2014. A copy of the application is shown as **Annex 1**.
- 1.2.3 The application details were as follows:

Section 6	<b>Plays</b> – (Indoors) Monday to Sunday – 12:00 until 23:00
Section 7	<b>Films</b> – (Indoors) Monday to Sunday – 07:00 until 23:00
Section 10	<b>Live Music</b> – (Indoors) Monday to Sunday – 07:00 until 23:00 Classical, Jazz or operative live performances held once or twice a month.
Section 11	<b>Recorded Music</b> – (Indoors) Monday to Sunday – 07:00 until 23:00
Section 12	<b>Performance of dance</b> – (Indoors) Monday to Sunday – 07:00 until 23:00
Section 13	<b>Provision of anything of a similar description to live music, recorded music or performance of dance</b> – (Indoors) Monday to Sunday – 07:00 until 23:00 Comedy Acts, Cabaret, Magic etc

Section 15	<b>Supply of alcohol</b> (Both on and off sales) To allow the supply of alcohol Monday to Sunday from 07:00 hours until 23:30 hours.
Section 17	<b>Opening hours</b> Monday to Sunday from 07:00 hours until 23:30 hours

1.2.4 The Designated Premises Supervisor will be Mr Joseph Lefournour.

### 1.3 Reasons for referral

1.3.1 The Licensing Authority must under the Act refer any application for hearing to the Licensing Sub- Committee if relevant representations are made by a responsible authority or an interested party.

1.3.2 The Licensing Authority has received two valid representations from interested parties within the twenty eight day notice period.

1.3.3 The Representations from interested parties are shown at **Annex 2**

1.3.4 Members are reminded that representations are only relevant if they relate to one or more of the 4 licensing objectives (i) Prevention of crime and disorder, (ii) Public safety, (iii) Prevention of public nuisance and (iv) Protection of children from harm.

1.3.5 The applicant and other persons that have made representations have been invited to attend the hearing.

1.3.6 The applicant has agreed with the Environmental Health not to have more than 3 events (Plays, films, cabaret shows, magic shows, wine tasting, etc.) per week.

1.3.7 The applicant has also tried to mediate through Licensing Services with the two people who made representations. However this has been unsuccessful in reaching an agreement in regards to the hours and licensable activities.

### 1.4 Representations received from statutory consultees:

Fire Safety	has made no comments
Trading Standards	has made no comments
Social Service	has made no comments
Police	has no objections
Environmental Health	has no objections

Health & Safety	has no objections
Planning	has no objections

## 1.5 Policy Considerations

1.5.1 The following provisions of the Secretary of State's Guidance apply to this application:

Chapter 2 – The licensing objectives

Chapter 8 – Applications for premises licences

Chapter 9 – Determining applications

Chapter 10 – Conditions attached to Premises Licences

1.5.2 The following paragraphs of the Councils' Statement of Licensing Policy apply to this application:

Sections 1.8 to 1.13 – These sections set out the Council's approach with regard to licensing and details other mechanisms to deal with potential problems.

Sections 2 – 6 – These sections set out the four licensing objectives and identifies matter that may be relevant to the promotion of each licensing objective.

## 1.6 Legal Implications - Determining the application

1.6.1 The Licensing Act 2003 at section 4(1) requires the Licensing Authority to carry out its functions with a view to promoting the Licensing Objectives which section 4(2) sets out as:-

- a) The prevention of crime and disorder
- b) Public safety
- c) The prevention of public nuisance
- d) The protection of children from harm

Having regard to the relevant representations, the Panel must take such of the steps set out at paragraph 1.7.1 below, as it considers appropriate, for the promotion of the licensing objectives.

1.6.2 Section 18(10) of the Licensing Act permits the authority to grant a premises licence so that it has effect subject to different conditions in respect of:-

- Different parts of the premises concerned
- Different licensable activities covered



- 1.6.3 Section 4(3) of the Licensing Act also requires the Licensing Authority to have regard to the published statement of the Licensing Policy and any guidance issued by the Secretary of State under section 182.
- 1.6.4 Whilst the applicant, responsible authorities or persons making representations all have a right of appeal to the Magistrates Court dependant on the decision of the Sub Committee, the decision made takes immediate effect.
- 1.6.5 The Licensing Act 2003 section 181 and Schedule 5 makes provision for appeals to be made by the applicant and those making representations, against decisions of the Licensing Authority to the Magistrates Court

## **1.7 Options Open to the Sub – Committee**

1.7.1 The steps an authority may take are –

1. Grant the licence subject to
  - i. such conditions as are consistent with the operating schedule accompanying the application modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and
  - ii. any conditions which must under section 19, 20 or 21 of the Licensing Act 2003 be included in the licence (the mandatory conditions).
2. Modify the conditions of the licence. (a condition is modified if any of them is altered or omitted or any new condition is added)
3. Exclude from the scope of the licence any of the licensable activities to which the application relates;
4. Refuse to specify a person in the licence as the premises supervisor;
5. Reject the application.

## **1.8 Financial and Value for Money Considerations**

1.8.1 None unless there is a successful appeal against the panel decision to the magistrates' court. This could result in costs being awarded against the council.

## **1.9 Risk Assessment**

Departure from the Guidance and Policy could lead to an increased risk on an appeal. Similar risks arise if any decision made is not evidence based and proportionate.

## 1.10 S.17 Crime and Disorder Act 1998

1.10.1 There are obvious links to community safety and the perception of crime and disorder if licensed premises supplying alcohol are not adequately enforced.

## 1.11 Recommendations

1.11.1 That members determine the application carefully, considering the application along with any representations made and take such steps as the Panel consider appropriate for the promotion of the Licensing Objectives.

Background papers:

Nil

contact:

Mohammad Bauluck 6027

Anthony Garnett 6151

Adrian Stanfield

Director of Central Services and Monitoring Officer

Screening for equality impacts:		
Question	Answer	Explanation of impacts
a. Does the decision being made or recommended through this paper have potential to cause adverse impact or discriminate against different groups in the community?	No	The Panel decision will be made in accordance with legislation and licensing objectives
b. Does the decision being made or recommended through this paper make a positive contribution to promoting equality?	N/A	
c. What steps are you taking to mitigate, reduce, avoid or minimise the impacts identified above?		

*In submitting this report, the Chief Officer doing so is confirming that they have given due regard to the equality impacts of the decision being considered, as noted in the table above.*



**Tonbridge and Malling**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[licensing.services@tmbc.gov.uk](mailto:licensing.services@tmbc.gov.uk)  
 Telephone: 01732 876368

\* required information

**Section 1 of 19**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference  This is the unique reference for this application generated by the system.

Your reference  You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes  No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

\* Family name

\* E-mail

Main telephone number  Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

\* Is your business registered in the UK with Companies House?  Yes  No

\* Registration number

\* Business name

\* VAT number

\* Legal status

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

<b>ADMIN/LEGAL SERVICES</b>
28 APR 2014
PASS TO <small>FOR INFO FOR DATE FOR ACTION</small>

*Continued from previous page...*

* Your position in the business	<input type="text" value="General Manager"/>	
Home country	<input type="text" value="United Kingdom"/>	The country where the headquarters of your business is located.
<b>Registered Address</b>		Address registered with Companies House.
* Building number or name	<input type="text" value="188"/>	
* Street	<input type="text" value="Tonbridge Road"/>	
District	<input type="text" value="Wateringbury"/>	
* City or town	<input type="text" value="Maidstone"/>	
County or administrative area	<input type="text"/>	
* Postcode	<input type="text" value="ME185NS"/>	
* Country	<input type="text" value="United Kingdom"/>	

**Section 2 of 19****PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

Address     OS map reference     Description

**Postal Address Of Premises**

Building number or name	<input type="text" value="188 Tonbridge Road"/>
Street	<input type="text"/>
District	<input type="text" value="Wateringbury"/>
City or town	<input type="text" value="Maidstone"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="ME18 5NS"/>
Country	<input type="text" value="United Kingdom"/>

**Further Details**

Telephone number	<input type="text" value="01622299017"/>
Non-domestic rateable value of premises (£)	<input type="text" value="3,950"/>

**Section 3 of 19****APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

**Confirm The Following**

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

**Section 4 of 19****NON INDIVIDUAL APPLICANTS**

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

**Non Individual Applicant's Name**

Name

KKL & Co Ltd trading as Where Memories Meet

**Details**

Registered number (where applicable)

08502920

Description of applicant (for example partnership, company, unincorporated association etc)

*Continued from previous page...*

Private Limited Company

**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Contact Details**

E-mail

Telephone number

Other telephone number

**Section 5 of 19****OPERATING SCHEDULE**

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

The premises consists of a core area made up of a part cafe/part retail shop. it is utilized as tearoom and an Antique Shop. It includes a Well and other attractive features of the building aimed at tourists.

Plans attached on this application in Appendix (a) clearly show the premises and the proposed licensed area.

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

Continued from previous page...

**Section 6 of 19****PROVISION OF PLAYS**

Will you be providing plays?

 Yes  No**Standard Days And Timings**

MONDAY

Start End Start End Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start End Start End 

WEDNESDAY

Start End Start End 

THURSDAY

Start End Start End 

FRIDAY

Start End Start End 

SATURDAY

Start End Start End 

SUNDAY

Start End Start End 

Will the performance of a play take place indoors or outdoors or both?

 Indoors  Outdoors  BothWhere taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

We may have children's entertainment provided on the premises in form of plays or re-enactments for a family audience.

*Continued from previous page...*

State any seasonal variations for performing plays

For example (but not exclusively) where the activity will occur on additional days during the summer months.

New Years Eve: from end of permitted hours on New Year's Eve until the start of Permitted Hours on New Year's day.

Non standard timings. Where the premises will be used for the performance of a play at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

### Section 7 of 19

#### PROVISION OF FILMS

Will you be providing films?

Yes  No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End



Continued from previous page...

SATURDAY

Start  End Start  End 

SUNDAY

Start  End Start  End 

Will the exhibition of films take place indoors or outdoors or both?

 Indoors  Outdoors  Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Vintage or classic films with a glass of wine or popcorn shown once a week during with a predefined format. Seasonal variation may result in shows being less frequent than stated above.

State any seasonal variations for the exhibition of film

For example (but not exclusively) where the activity will occur on additional days during the summer months.

New Years Eve: from end of permitted hours on New Year's Eve until the start of Permitted Hours on New Year's day.

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

**Section 8 of 19****PROVISION OF INDOOR SPORTING EVENTS**

Will you be providing indoor sporting events?

 Yes  No**Section 9 of 19****PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

Will you be providing boxing or wrestling entertainments?

 Yes  No**Section 10 of 19****PROVISION OF LIVE MUSIC**

Continued from previous page...

Will you be providing live music?

Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?

Indoors  Outdoors  Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Classical, jazz or Operatic live performances, held once or twice a month.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will be held on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Years Eve: from end of permitted hours on New Year's Eve until the start of Permitted Hours on New Year's day.

**Section 11 of 19**

**PROVISION OF RECORDED MUSIC**

Will you be providing recorded music?

Yes                       No

**Standard Days And Timings**

MONDAY

Start   
 Start

End   
 End

Give timings in 24 hour clock.  
 (e.g., 16:00) and only give details for the days  
 of the week when you intend the premises  
 to be used for the activity.

TUESDAY

Start   
 Start

End   
 End

WEDNESDAY

Start   
 Start

End   
 End

THURSDAY

Start   
 Start

End   
 End

FRIDAY

Start   
 Start

End   
 End

SATURDAY

Start   
 Start

End   
 End

Continued from previous page...

SUNDAY

Start End Start End 

Will the playing of recorded music take place indoors or outdoors or both?

 Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Years Eve: from end of permitted hours on New Year's Eve until the start of Permitted Hours on New Year's day.

**Section 12 of 19****PROVISION OF PERFORMANCES OF DANCE**

Will you be providing performances of dance?

 Yes No**Standard Days And Timings**

MONDAY

Start End Start End Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start End Start End

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the performance of dance take place indoors or outdoors or both?

- Indoors
  Outdoors
  Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of dance

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Years Eve: from end of permitted hours on New Year's Eve until the start of Permitted Hours on New Year's day.

Continued from previous page...

**Section 13 of 19****PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

Will you be providing anything similar to live music, recorded music or performances of dance?

 Yes
                 
  No
**Standard Days And Timings**

MONDAY

Start End Start End 

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start End Start End 

WEDNESDAY

Start End Start End 

THURSDAY

Start End Start End 

FRIDAY

Start End Start End 

SATURDAY

Start End Start End 

SUNDAY

Start End Start End 

Give a description of the type of entertainment that will be provided

Comedy Acts, Cabaret, Magic etc

Will this entertainment take place indoors or outdoors or both?

 Indoors
                 
  Outdoors

Where taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

*Continued from previous page...*

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Years Eve: from end of permitted hours on New Year's Eve until the start of Permitted Hours on New Year's day.

#### Section 14 of 19

##### LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes  No

#### Section 15 of 19

##### SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes  No

##### Standard Days And Timings

###### MONDAY

Start

End

Start

End

###### TUESDAY

Start

End

Start

End

###### WEDNESDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

Continued from previous page...

## THURSDAY

Start 07:00

End 23:30

Start

End

## FRIDAY

Start 07:00

End 23:30

Start

End

## SATURDAY

Start 07:00

End 23:30

Start

End

## SUNDAY

Start 07:00

End 23:30

Start

End

Will the sale of alcohol be for consumption:

- On the premises     Off the premises     Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Years Eve: from end of permitted hours on New Year's Eve until the start of Permitted Hours on New Year's day.

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

## Name

First name

Joseph

Family name

Lefournour



*Continued from previous page...***Enter the contact's address**

Building number or name	<input type="text" value="Flat 2, 1 Redhill"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text" value="Maidstone"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="ME185NN"/>
Country	<input type="text" value="United Kingdom"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text"/>

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

**Section 16 of 19****ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

**Section 17 of 19****HOURS PREMISES ARE OPEN TO THE PUBLIC****Standard Days And Timings**

MONDAY

Start End Start End 

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Years Eve: from end of permitted hours on New Year's Eve until the start of Permitted Hours on New Year's day.

**Section 18 of 19**

**LICENSING OBJECTIVES**

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

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

*Continued from previous page...*

List here steps you will take to promote all four licensing objectives together.

Appropriate training of key members of staff in their responsibilities under the licensing Act 2003 to ensure that the Four Licensing objectives are promoted during the operation of Regulated activities under the Premises License.

b) The prevention of crime and disorder

The premises will operate a challenge 25 scheme with regards to the sale of Alcohol with clear and appropriate signage to the public informing them of the operation of the above scheme.

Staff will not serve any persons who are deemed to be clearly under the influence of alcohol or under age. A refusals register will be maintained at the premises available for viewing at a reasonable time by the police, Licensing Authorities or any other party with similar authority.

The refusal register will contain the following: a) Time of Refusal; b) name or description of persons refused sale; c) item refused; d) reason for refusal; e) name of staff making the refusal and supervisor on duty will sign or countersign the entries in the refusal register at the end of every shift.

c) Public safety

All staff are trained and made aware of their responsibilities under the health and Safety Legislation.

d) The prevention of public nuisance

The Premises License Holder will act in accordance with the relevant statutory bodies to minimize the impact of operation of a premises license on those that live / work in the vicinity of the premises in particular our next door neighbors with whom we share a thin wall. For each event we shall ensure that all that live and work in the vicinity are informed before hand start times and end times, and staff will be trained to ensure that such times are adhered to.

All regulated live or recorded music will be indoors. The Premises license holder will work and liaise with the Environmental Health office to ensure minimal disturbance to the neighbors.

e) The protection of children from harm

Where there is event of an adult nature no persons under the age of 18 will be permitted into the premises. In addition most of the entertainment will be geared to a family environment. We will work with relevant authorities to ensure that all rules and regulation with regards to our practices and routines are in line with latest guidelines with regards to protecting children from harm / harmful content.

## Section 19 of 19

### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Rateable value of £0 - £4300 Band A: £100

Rateable value of £4301 - £33000 Band B: £190

Rateable value of £33001 - £87000 Band C: £315

Rateable value of £87001 - £125000 Band D: £450

Rateable value of £125000 and above Band E: £635

\* Fee amount (£)

100.00

Continued from previous page...

**ATTACHMENTS****AUTHORITY POSTAL ADDRESS****Address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

**DECLARATION**

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

* Full name	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>
	<input type="button" value="Remove this signatory"/>

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/tonbridge-and-malling/apply-1> to upload this file and continue with your application.

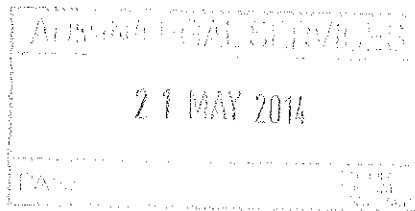
Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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**

**S.W.J Thomsett**  
**Kilpins**  
**14 Red Hill**  
**Wateringbury**  
**Maidstone**  
**Kent**  
**ME18 5NW**

15<sup>th</sup> May 2014

Tonbridge and Malling Borough Council  
 Licensing services  
 Gibson Building  
 Gibson Drive  
 Kings Hill,  
 West Malling, Kent  
 ME19 4LZ



Dear Sirs

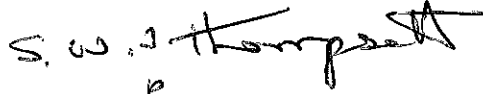
**Licensing Application 14/00538/PREM (New)**  
**Where Memories Meet, 188 Tonbridge Road Wateringbury**

I refer to the above licence application for the sale of alcohol, live music, recorded music and late- night refreshments and wish to lodge an objection on the following grounds:-

- *Residents of properties in the immediate vicinity and particularly those in the flats above and adjacent to "Where Memories Meet" would be adversely affected by the inevitable noise that would be generated by the activities proposed.*
- *Inadequate parking areas for cars. Although there is a Public car park nearby it is my understanding that when planning permission was granted for the original building the Borough Council accepted this as a parking facility to be used by visitors to the Village Hall as well as local residents, particularly those in the flats over the tea shop. There is no spare capacity.*
- *There are already three nearby facilities providing music, food and alcohol on a permanent or casual basis. They are the Wateringbury Hotel, the Working Men's Club and the Village Hall and there is no requirement for any further provision in the centre of the village.*
- *Planning permission has already been given to "Where Memories Meet" to serve food and drinks on the public footpath outside the shop thus creating a source of noise and inconvenience affecting residents in nearby properties and a hazard to pedestrians using the pavement in what is potentially a dangerous location due to the heavy traffic movements at the cross roads and not least a declared Air Quality Management area as well as being a conservation area..*

Finally, I live less than 100 metres from the tea shop and any further activity involving late-night music and the consumption of alcohol would adversely affect the quality of life and amenities in this pleasant village environment . The Licensing Application should therefore be refused.

Yours sincerely

A handwritten signature in black ink, appearing to read 'S.W.J. Thomsett'. The signature is written in a cursive style with a prominent horizontal stroke across the middle.

S.W.J Thomsett.

Licensing Services - Mail From: CHARLES STROUD

File Edit View Actions Tools Window Help

Close Reply Reply All Forward

Mail Properties Personalize Message Source Discussion Thread

From: [redacted] 19/05/2014 11:08:29

To: Licensing Services

Subject: Licensing Application 14/00538/PREM (New)

Dear Sirs

**Re: Where Memories Meet, 188 Tonbridge Road, Watlington**

I refer to this licence application for sales of alcohol, live music, recorded music and late-night refreshments and for the reasons stated below I feel strongly a licence should not be granted.

You will note from my address that I live in close proximity to the tea shop and like those residents in the flats over and adjacent to "Where Memories meet" would be adversely affected by the noise that potentially would be generated by the activities covered by the application. I am aware that my near neighbour, Mr S.W.J Thompsett, has written to you on this matter and I would like to endorse his comments about inadequate parking areas for cars around the busy road junction in the heart of the village where double yellow lines prevail on the main arteries. There is no spare capacity for in the village car park which is used by many local residents - including those in the flats - and visitors to the Village Hall.

In retrospect, I feel planning permission that was previously granted to "Where Memories Meet" for them to serve food and drinks at tables on the footpath was a mistake. The corner site is situated at a very busy and at times quite dangerous crossroads and it is not unknown for vehicles to mount the pavement when travelling west to east on Tonbridge road in order to pass vehicles waiting for the lights to change to facilitate a right-turn into Bow Road. Also serving "alfresco" meals an area which is designated an Air Quality Management area is not to be recommended. However, from my observation this facility which obviously is suitable only in fine weather has been rarely used.

Yours sincerely

C.P Stroud, 11 Red Hill, Watlington, ME18 5NN

Start [Taskbar icons] 10:02 20/06/2014

This page is intentionally left blank