

# Public Document Pack



#plymlicensing



## Democratic Support

Plymouth City Council  
Ballard House  
Plymouth PL1 3BJ

Please ask for Helen Rickman/  
Lynn Young  
T 01752 398444/304163  
E [helen.rickman@plymouth.gov.uk](mailto:helen.rickman@plymouth.gov.uk)/  
[lynn.young@plymouth.gov.uk](mailto:lynn.young@plymouth.gov.uk)  
[www.plymouth.gov.uk/democracy](http://www.plymouth.gov.uk/democracy)  
Published 6 March 2015

## LICENSING SUB COMMITTEE

Tuesday 17 March 2015  
10.00 am  
Council House (Next to the Civic Centre), Plymouth

### Members:

Councillors Mrs Bowyer, Hendy and Rennie.

### Fourth Member:

Councillor Mrs Nicholson.

Members are invited to attend the above meeting to consider the items of business overleaf.

Please note that, due to the nature of this Committee, we may need to send 'to follow' documents which were not expected at the time of the agenda publication. These documents may be considered under part I or part II.

### Tracey Lee

Chief Executive



# LICENSING SUB COMMITTEE

## AGENDA

### PART I – PUBLIC MEETING

#### 1. APPOINTMENT OF CHAIR AND VICE-CHAIR

The Committee will appoint a Chair and Vice-Chair for this particular meeting.

#### 2. APOLOGIES

To receive apologies for non-attendance submitted by Committee Members.

#### 3. DECLARATIONS OF INTEREST

Members will be asked to make any declarations of interest in respect of items on this agenda.

#### 4. CHAIR'S URGENT BUSINESS

To receive reports on business which, in the opinion of the Chair, should be brought forward for urgent consideration.

#### 5. BARISTA BROTHERS, 3 GIBBON LANE, PLYMOUTH - GRANT OF PREMISES LICENCE (Pages 1 - 86)

The Director of Public Health will submit a report regarding a grant of premises licence for Barista Brothers, 3 Gibbon Lane, Plymouth.

#### 6. THE CLIPPER INN, 65 UNION STREET, PLYMOUTH - REVIEW OF PREMISES LICENCE (Pages 87 - 96)

The Director of Public Health will submit a review a report regarding a review of premises licence for The Clipper Inn, 65 Union Street, Plymouth.

#### 7. EXEMPT BUSINESS

To consider passing a resolution under Section 100A(4) of the Local Government Act 1972 to exclude the press and public from the meeting for the following item(s) of business on the grounds that it (they) involve(s) the likely disclosure of exempt information as defined in paragraph(s) ? of Part I of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.



## **PART II - PRIVATE MEETING**

### **AGENDA**

#### **MEMBERS OF THE PUBLIC TO NOTE**

that under the law, the Panel is entitled to consider certain items in private. Members of the public will be asked to leave the meeting when such items are discussed.

NIL.



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**PLYMOUTH CITY COUNCIL**

**Subject:** Barista Brothers, 3 Gibbon Lane, Plymouth.  
Grant of Premises Licence

**Committee:** Licensing Sub Committee

**Date:** 17 March 2015

**Cabinet Member:** Councillor Brian Vincent

**CMT Member:** Kelechi Nnoaham (Director of Public Health)

**Author:** Frederick Prout (Senior Licensing Officer)

**Contact details:** 01752 304792  
email: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)

**Ref:** ERS/LIC/PREM

**Key Decision:** No

**Part:** I

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**Purpose of the report:**

An application has been received from Barista Brothers Ltd in respect of Barista Brothers, 3 Gibbon Lane, Plymouth for the grant of a premises licence under Section 17 of the Licensing Act 2003.

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**The Brilliant Co-operative Corporate Plan 2013/14 – 2016/17:**

This report links to the delivery of the City and Council objectives and outcomes within the plan.

Growing: The Licensing Policy provides a balance between the need to protect residents against enabling legitimate businesses to operate within a necessary and proportionate regulatory framework.

Caring: Reduce Inequalities as the Licensing Policy has put in place an appropriate framework that will allow decision-makers, when considering applications, to reduce the impact on safety, well-being and local amenity on the local community. The licensing system must minimise the burdens on business and to allow communities the opportunity to influence decisions.

See [Our Plan](#)

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**Implications for Medium Term Financial Plan and Resource Implications:  
Including finance, human, IT and land:**

Not applicable

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**Other Implications: e.g. Child Poverty, Community Safety, Health and Safety and Risk Management:**

Members should be aware that Section 17 of the Crime and Disorder Act 1998 puts a



statutory duty on every Local Authority to exercise its various functions with due regard to the need to do all that it reasonably can do to prevent crime and disorder in its area.

## Equality and Diversity:

Has an Equality Impact Assessment been undertaken? No

**Recommendations and Reasons for recommended action:**

That Members consider this report.

**Alternative options considered and rejected:**

None.

**Published work / information:**

For more information please see the below links.

## Statement of Licensing Policy

## Licensing Act 2003

**Revised Guidance issued under Section 182 Licensing Act 2003 - June 2014**

### Background papers:

[illegible]

**Sign off:**

Fin		Leg	SD/2 2378 /20/ 2/15	Mon Off		HR		Assets		IT		Strat Proc	
Originating SMT Member													
Has the Cabinet Member(s) agreed the content of the report?    No													



## 1.0 INTRODUCTION

1.1 On the 16 January 2015 the licensing department received an application from Barista Brothers Ltd for the grant of a premises licence under Section 17 of the Licensing Act 2003 in respect of Barista Brothers situated at 3 Gibbon Lane, Plymouth.

### 1.2 Grant application.

A coffee shop to include alcohol sales and light snacks including late night refreshment on two floors. Plan of premises (Appendix 1).

### 1.3 Licensable Activities.

The following licensable activities and timings have been requested:

<b><u>(i) Late Night Refreshment (Indoors)</u></b>	
Hours	
Mon to Sun	11pm to 5am
<b><u>(j) Supply of Alcohol for consumption ON the premises.</u></b>	
Hours	
Mon to Sun	10am to 2am
<b><u>(l) Hours Premises are Open to the Public</u></b>	
Hours	
Mon to Sun	24hours

1.4 The applicant has submitted an Operating Schedule (Appendix 2).

1.5 Representations have been received in respect of this application.

1.6 3 Gibbon Lane currently runs under a premises licence trading as Gibbon Stores.

<b><u>Late Night Refreshment (Indoors)</u></b>	
Hours	
Mon to Sun	11pm to 6am
<b><u>Retail Sale of Alcohol for Consumption OFF the premises</u></b>	
Mon to Sun	8am to 6am
Non Standard Timings	
New Year's Eve	6am to 6am
<b><u>Hours Premises are Open to the Public</u></b>	
Mon to Sun	8am to 6am
Non Standard Timings	
New Year's Eve	6am to 6am



1.7 It is the intention of the applicant on the grant of this application to surrender the licence for Gibbon Stores.

## **1.8 Cumulative Impact Policy**

This application does not fall within an area to which the Cumulative Impact Policy applies although it is only a short distance from the North Hill area boundary (Appendix 3).

## **2.0 RESPONSIBLE AUTHORITIES**

2.1 *Devon & Cornwall Police* – no representations.

The police have not made representations to this application as they have been in consultation with the applicant who has agreed to accept the proposed conditions of the police becoming conditions on the licence (Appendix 4).

2.2 *Environmental Health* – no representations

2.3 *Devon & Somerset Fire & Rescue Service* – no representations.

2.4 *Trading Standards* – no representations

2.5 *Planning Officer* - no representations.

2.6 *Child Protection* – no representations

2.7 *Health & Safety Executive* – no representations.

2.8 *Health Authority (ODPH)* – no representations.

2.9 *Licensing Authority* – no representations.

## **3.0 OTHER PARTIES**

3.1 20 letters of representation have been received (Appendices 5 to 24).

3.2 8 letters in support of the application were also received (Appendices 25 –to 32).

## **4.0 CONSIDERATIONS**

4.1 The Committee is obliged to determine this application with a view to promoting the licensing objectives, which are:

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance;
- The protection of children from harm.



In making its decision the Committee is also obliged to have regards to:

The guidance issued under section 182 of the Licensing Act 2003 with the following paragraph's relevant to this application: 1.2 – 1.5, 1.16 – 1.17, 2.1, 2.3, 2.8, 2.9, 2.18 – 2.22, 2.24 – 2.25, 9.3, 9.12, , 9.27 – 9.43, 10.8 - 10.10 and 13.43.

The Council's own Licensing Policy with the following headed paragraphs being relevant to this application: Planning (page 6), Licensing Hours (Page 11), Late Night Refreshment (Page 12) Protection of Children from Harm and Public Nuisance (Pages 16 – 18) and Licensing Conditions (page 20)

Also the representations (including supporting information) presented by all the parties.

The Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

1. Grant the licence as asked.
2. Modify the conditions of the licence, by altering or omitting or adding to them.
3. Reject the whole or part of the application.
4. It may also refuse to specify a designated premises supervisor and/or only allow certain requested licensable activities.

The Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.

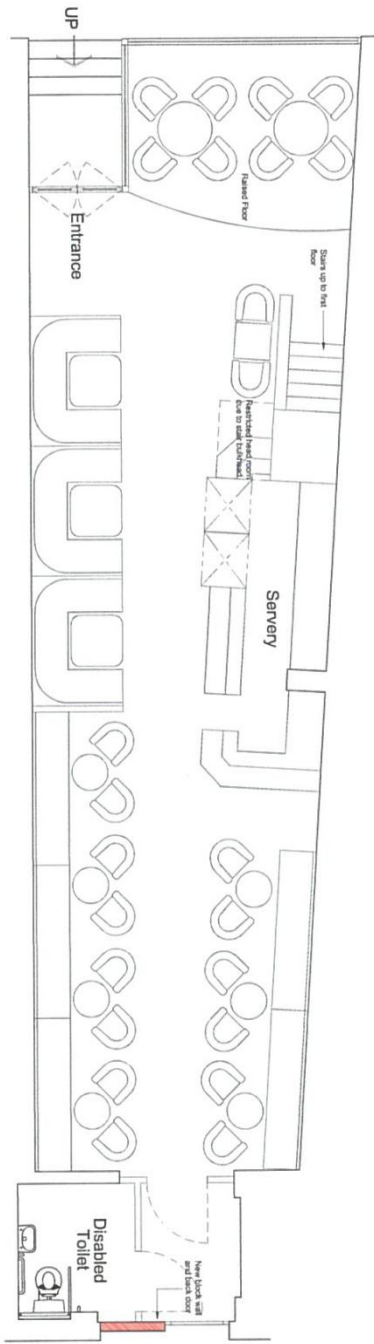
R. Carton

Manager of Public Protection Service

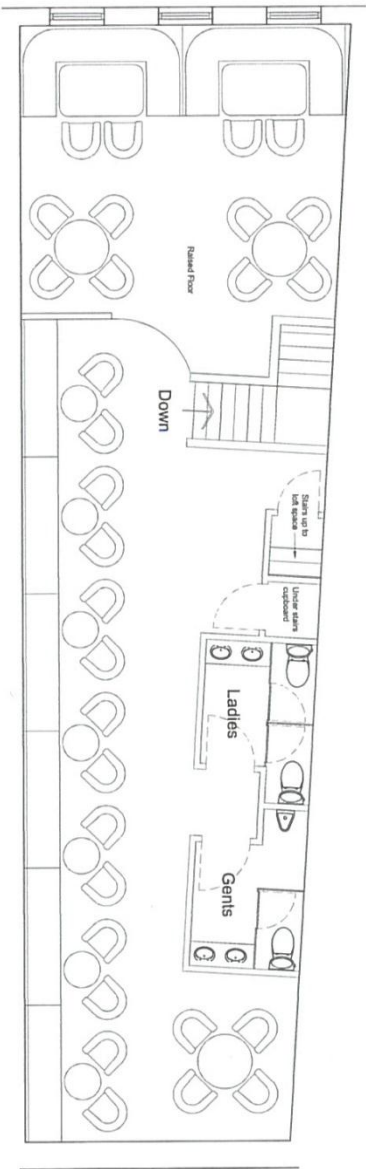
Office of the Director of Public Health, Plymouth City Council.



Appendix 1



Ground Floor Layout



First Floor Layout

© ALL DRAWINGS COPYRIGHT SHOPFITTING BY SWS LTD. DIMENSIONS IN MM. CONTRACTOR TO VERIFY ALL DIMENSIONS BEFORE COMMENCING WORK.

Notes:

FOR QUOTE REQUEST

Shopfitting by **SWS**  
Shopfitting By SWS Ltd

Double View  
Shopfitting  
P.L.S. LTD.  
T: 01753 291111  
F: 01753 292222  
E: info@swsfitting.co.uk  
www.swsfitting.co.uk

Client: Steve Bartlett

Project:

Proposed Layout

Date	28.11.14	Drawn	MD	Checked	
Scale	1:50 @ A2	Proj No	0682-002	Rev	
Drawing Status					



**Conditions to be attached to Barista Brothers located at Mutley Plain and Gibbon Lane**

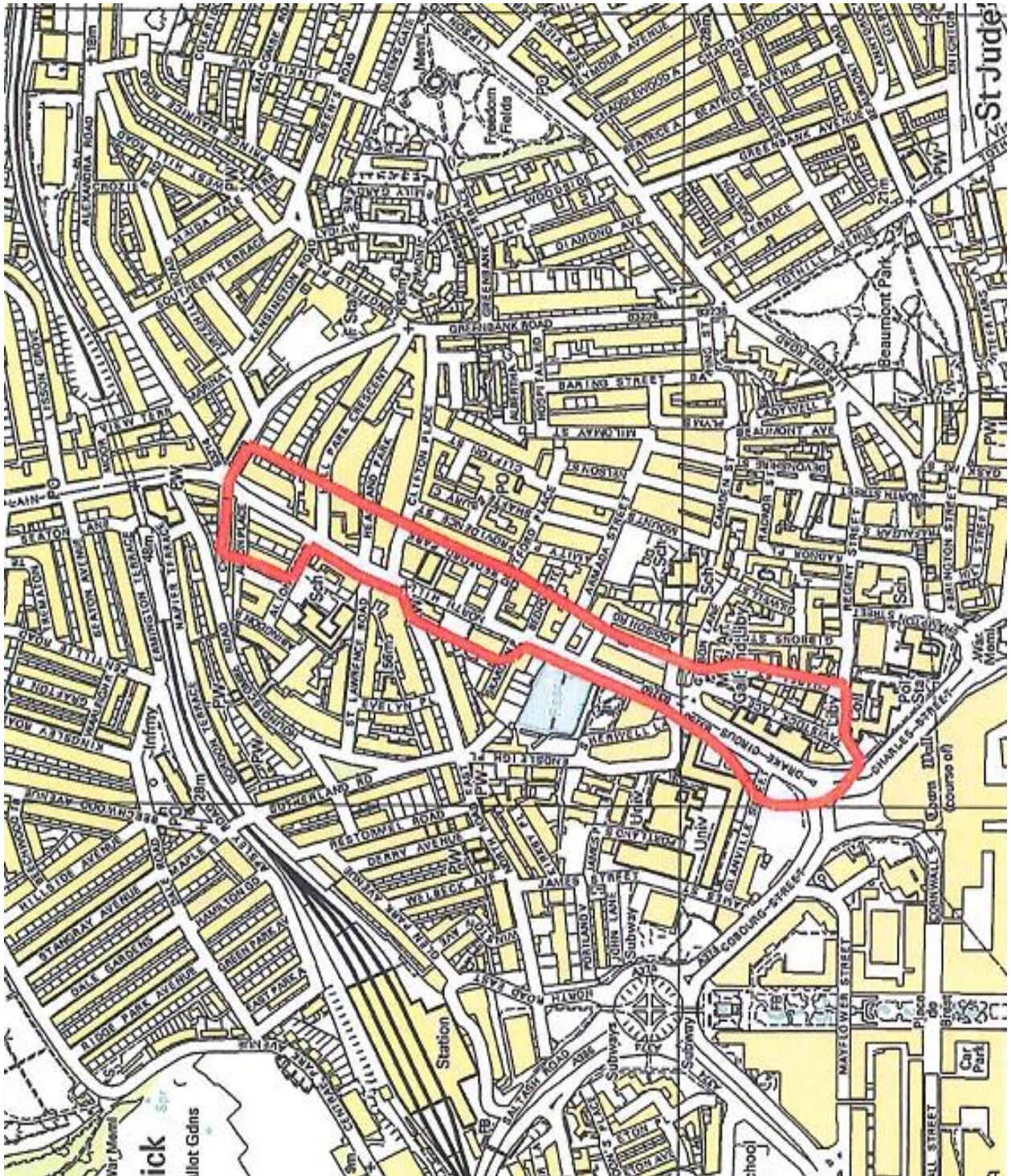
**a) The premises will be run predominantly as a restaurant/coffee shop/cafe**

1. The Premises License Holder will ensure that a CCTV system which is fully compliant with the guidance contained in the Information Commissioner's Office (ICO) guidance document regarding the installation of CCTV.
2. The CCTV will cover all areas of the premises to which the public have access including any outside areas
3. Images will be retained for a minimum of 28 days
4. The system will be capable of downloading images to a recognizable viewable format. I.e. memory stick, CD or DVD
5. The CCTV system will be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the Premises
6. A written log will be kept of all complaints received and reference to any remedial action taken to control any incidents such as noise, refusals and other disturbance. The written log will be kept on the premises at all times and be available for inspection by any relevant responsible authority.
7. The main focus is on coffee, food, takeaway coffee/cakes and other non-alcoholic beverages such as milkshakes, therefore there will be no irresponsible drinks promotions. Alcohol is planned to be ancillary to the other products on offer.
8. There will be an adequate number of seats to allow all customers (as referred to in the stated capacity) to sit down if the premises is at full occupancy.
9. There will be a zero tolerance to offensive conduct.
10. There will be supervision of customers and areas will be checked regularly included toilets. Management will control levels of noise from customers and advise customers of the need to respect local residents where appropriate. Any patrons continuing to cause any disturbance or disorder will be asked to leave the premises.
11. The Premises Licence Holder shall ensure that sufficient measures are in place to remove litter or waste arising from their customers and to prevent such litter from accumulating in the immediate vicinity of their premises. In particular, where necessary the premises licence holder shall ensure that adequate measures are in place to provide customers with sufficient receptacles for the depositing of waste materials such as food wrappings, drinks containers, smoking related litter, etc.
12. After midnight, a table service will be put in place, so that the customers are seated and food and drinks are brought out to them unless taking away.
13. Custom will not be allowed to congregate around the coffee bar pick up area- this is purely for collection of drinks and not for customers to stand at and be social.



14. The Premises License Holder or nominated person shall erect and maintain in a prominent position at every exit a clear, conspicuous and legible notice requesting patrons to avoid causing noise, nuisance or disturbance to local residents. Patrons will be asked not to stand around talking in the street outside the premises or any car park; and asked to leave the vicinity quickly and quietly.
  15. A specific taxi operator has been nominated for staff and customers use. The company's telephone number is advertised to customers. The operator and all drivers are aware that they should arrive and depart as quietly as possible, should not sound vehicle horns as a signal of their arrival or leave engines idling unnecessarily. In addition, staff will leave as quietly as possible, particularly at night and early in the morning.
  16. There will be the challenge 21 policy in place to ensure reduced risk to underage drinking.
  17. The License Holder or nominated person shall ensure that bar staff, supervisors and managers are trained in the legality and procedure of alcohol sales, prior to undertaking the sale of alcohol. Training shall be signed and documented and training records be made available to an enforcement officer on request.
  18. The License Holder shall ensure a sales refusal register is maintained to include details of all alcohol sales refused and the reason for refusal. The refusals register should be made available to an authorized enforcement officer on request.
-







**Barista Brothers  
13 Mutley Plain, Plymouth, PL4 6JG**

**Proposed Conditions**

**Prevention of Crime and Disorder –**

- All staff shall be fully trained to perform their role. The Premises Licence Holder and/or Designated Premises Supervisor shall ensure that all staff are trained in the legality and procedure of alcohol sales, using the SWERCOTS on-line training pack or equivalent, the contents of the premises licence including times of operation, licensable activities and all conditions prior to undertaking the sale of alcohol and then at least every 12 months.
- Training of staff shall be recorded in documentary form that will be available for inspection at the request at all reasonable times by an authorised officer from a relevant responsible authority. The records will be retained for at least 3 years.
- A refusal register will be kept for any underage or person refused service. The record will contain the time and date, the reason, the person (if known), the action taken and details of the staff member.
- An incident book shall be maintained to record any activity of a violent, criminal or anti-social behaviour. The record will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident.
- The refusals register and incident book shall be available for inspection at all reasonable times by an authorised officer of relevant responsible authority. The records will be retained for at least 3 years.
- The Premises Licence Holder will ensure that a CCTV system is fully compliant with the guidance contained in the Information Commissioner's Office (ICO) guidance document ([www.informationcommissioner.gov.uk](http://www.informationcommissioner.gov.uk)) regarding installation of CCTV is provided at the premises.
- The CCTV equipment shall be maintained in good working order and shall cover all areas of the premises to which the public have access including outside frontage of premises and capable of obtaining a clear head and shoulders image of every person entering or leaving the Premises.
- Images shall be retained for a minimum of 28 days and the CCTV system shall be capable of downloading images to a recognizable viewable format.



**Public Safety**

- The Designated Premises Supervisor and/or Responsible Person shall ensure that no open drinking vessel (other than takeaway drinks), glass or bottles are taken outside the premises.

**Public Nuisance**

- The smoking area at the frontage of the premises is to be monitored and managed to the same standard inside the premises to prevent any public nuisance.

**Protection of Children from Harm**

- All staff shall be trained in the requirements of the Challenge 21 policies.
  - All staff shall be suitably trained in the operating procedures for refusing service to any person who appears to be under-age.
-



## LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note 'How to make a licensing representation' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

### Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROTHERS LIMITED  
Premises name and address 3 GIBBON LANE, PLYMOUTH  
Postcode PL4 8BS

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

### Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☐ Mrs ☒ Miss ☐ Ms ☐ Other (please state)

Surname \_\_\_\_\_ Forenames \_\_\_\_\_  
Address FLAT WINIFRED BAKER COURT  
PLYMOUTH Postcode PL4 8LL  
Email \_\_\_\_\_

You must provide your full residential address (or business address if you are objecting from a business)

### Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation \_\_\_\_\_

Address \_\_\_\_\_  
Postcode \_\_\_\_\_



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☐ Other (please specify)

☐ MP

RESIDENT SHELTERED HOUSING

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

Please fill in the reason(s) for your representation in the space provided under each Licensing Objective it relates to. You need to give as much detail as possible so that the Licensing Authority can assess the relevance of your representation. Please attach any supporting documents/further pages as necessary, numbering all additional pages. Try to be as specific as possible and give examples such as "I February, I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises opens until 2am that this will cause a nuisance to me and other residents in the street and will affect my sleep."

#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

WE ALREADY HAVE SEVERE NOISE UNTIL 6AM  
IN THE MORNING AND DONT WANT ANOTHER  
PLACE FOR STUDENTS TO CONGRIGATE.

#### Public safety

For example alterations to the premises, capacity limits



**The prevention of public nuisance**

For example noise disturbance, littering

WE HAVE A 24HR STORE ON NORTH HILL. PUBS  
OPEN TILL MORNING. WOULD INVITE LOCAL  
COUNCILLORS TO STAY IN OUR COURT ONE  
NIGHT TO HEAR WHAT WE LIVE WITH.

**The protection of children from harm**

For example underage sales, exposure to certain performances

BROKEN GLASS CONDOMS & LITTER ALL  
DANGER TO CHILDREN & HEALTH.

I \_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

Signed \_\_\_\_\_

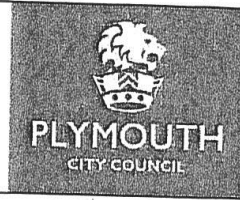
Date 29-1-15

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



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Name of applicant (if known) NARISTA BROTHERS  
Premises name and address 3 GIBBON LANE  
Postcode PL4 8BS

Which type of application you wish to make your representation about?

- ☐ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

### Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname WINIFRED BAKER Forenames COURT  
Address PLYMOUTH Postcode PL4 8LL  
Email  Telephone

You must provide your full residential address (or business address if you are objecting from a business)

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If you represent residents or businesses please complete the details below

Name of representative/organisation

Address   
Postcode



I am

☐ Representative of residents association

☐ Ward Councillor

☐ MP

☐ Representative of trade/business association

☐ Other (please specify)

RESIDENT OF SHELTERED  
HOUSING

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Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

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#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

ALL NIGHT PARTYING BY STUDENTS  
FIGHTS BY BURGER VAN

#### Public safety

For example alterations to the premises, capacity limits

PARKING ISSUES ON DROPPED KERBS.  
DIFFICULT ACCESS FOR NEARBY DISABLED  
RESIDENTS.



**The prevention of public nuisance**

For example noise disturbance, littering

LITTER & TIPPED BINS ALL UP AND  
DOWN THE STREET.

**The protection of children from harm**

For example underage sales, exposure to certain performances

I \_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

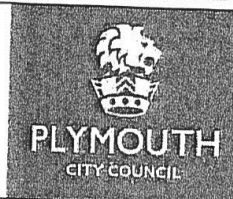
Signed \_\_\_\_\_ Date 5 FEB 2015

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



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Name of applicant (if known) BARISTA BROTHERS LIMITED.  
Premises name and address 3 GIBBON LANE PLYMOUTH  
Postcode PL4 8BS.

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
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☐ Application for a review of a premises licence

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Surname \_\_\_\_\_ Forenames \_\_\_\_\_  
Address FLAT WINIFRED BAKER COURT  
NORTH HILL PLYMOUTH Postcode PL4 8LL  
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Postcode \_\_\_\_\_



I am

☐ Representative of residents association

☐ Ward Councillor

☐ MP

☐ Representative of trade/business association

☐ Other (please specify)

RESIDENT NEARBY

SHATTERED HOUSING

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#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

THERE IS A VERY HIGH LEVEL OF NOISE  
FROM STUDENT UP UNTIL 6 30 AM  
IN THE MORNING WHERE STUDENT CONGREGATE.  
SCREAMING AND SHOUTING.

#### Public safety

For example alterations to the premises, capacity limits

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**The prevention of public nuisance**

For example noise disturbance, littering

WE ALREADY HAVE A STORE ON NORTH HILL  
OPEN 24 HOURS A CLUB THAT OPENS TILL  
6 AM PLUS BORGER VAN WHERE STUDENTS  
CONGRIGATE SHOUTING SCREAMING SOME TIMES  
TILL 6-45 AM

**The protection of children from harm**

For example underage sales, exposure to certain performances

BROCKEN GLASS CONDOMS AND LITTER  
ALL OVER THE PLACE ALL DANGER TO  
CHILDREN AND HEALTH.

I \_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

Signed \_\_\_\_\_ Date 1.2.15

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



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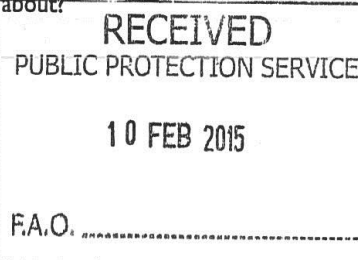
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 Premises name and address 3 GIBBON LANE PLYMOUTH  
 Postcode PL4 8BS

Which type of application you wish to make your representation about?

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☐ Application to vary a premise licence  
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Title ☒ Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname \_\_\_\_\_ Forenames \_\_\_\_\_

Address FLAT WINIFRED BAKER COURT ADDISON ROAD  
PLYMOUTH Postcode PL4 8LL

Email / Telephone \_\_\_\_\_

You must provide your full residential address (or business address if you are objecting from a business)

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If you represent residents or businesses please complete the details below

Name of representative/organisation \_\_\_\_\_

Address \_\_\_\_\_

Postcode \_\_\_\_\_



I am

- ☐ Representative of residents association  
☐ Ward Councillor  
☐ MP

- ☐ Representative of trade/business association  
☐ Other (please specify) TENANT IN  
SHELTERED HOUSING FOR THE ELDERLY

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

Please fill in the reason(s) for your representation in the space provided under each Licensing Objective it relates to. You need to give as much detail as possible so that the Licensing Authority can assess the relevance of your representation. Please attach any supporting documents/further pages as necessary, numbering all additional pages. Try to be as specific as possible and give examples such as "I February, I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises opens until 2am that this will cause a nuisance to me and other residents in the street and will affect my sleep."

#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

THERE IS A LONG HISTORY OF NOISE, SHOUTING,  
DISTURBANCES OUTSIDE WINIFRED BAKER COURT  
INCLUDING FIGHTING IN THE STREETS, LARGE CROWDS  
OUTSIDE THE REFRESHMENT VAN. THIS IS ALREADY  
KNOWN BY THE COUNCIL ALTHOUGH NOTHING SEEMS TO  
BE DONE ABOUT IT. ANOTHER BAR IN VERY CLOSE  
Public safety

For example alterations to the premises, capacity limits

PROXIMITY TO WINIFRED BAKER COURT WILL JUST  
ADD TO AN ALREADY INTOLERABLE SITUATION.



**The prevention of public nuisance**

For example noise disturbance, littering

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**The protection of children from harm**

For example underage sales, exposure to certain performances

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\_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

Signed \_\_\_\_\_

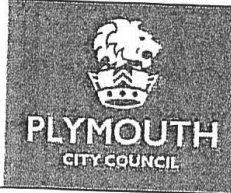
Date 5/2/2014

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



# LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note '[How to make a licensing representation](#)' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

## Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROTHERS LIMITED  
 Premises name and address 3 GIBSON LANE PLYMOUTH  
 Postcode PL4 8BS

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☐ Mrs ☒ Miss ☐ Ms ☐ Other (please state)

Surname \_\_\_\_\_ Forenames \_\_\_\_\_  
 Address WINIFRED BAKER COURT, ADDISON ROAD  
PLYMOUTH Postcode PL4 8LL  
 Email \_\_\_\_\_ Telephone \_\_\_\_\_

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation \_\_\_\_\_

Address \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_ Postcode \_\_\_\_\_



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☐ Other (please specify)

☐ MP

A RESIDENT IN AREA

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

Please fill in the reason(s) for your representation in the space provided under each Licensing Objective it relates to. You need to give as much detail as possible so that the Licensing Authority can assess the relevance of your representation. Please attach any supporting documents/further pages as necessary, numbering all additional pages. Try to be as specific as possible and give examples such as "I February, I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises opens until 2am that this will cause a nuisance to me and other residents in the street and will affect my sleep."

#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

We have a number of licenced premises in this area  
which causes noise, arguments and Police are  
attending on a regular basis, urinating in  
the street is a common occurrence.

#### Public safety

For example alterations to the premises, capacity limits

The building backs on to a garden wall of  
a block of flats housing 30 flats in which  
elderly people live, residents here do not need  
the noise and worry in their later years.

The rubbish and broken glass is also a big  
issue, vermin have been seen in the area.



**The prevention of public nuisance**

For example noise disturbance, littering

people intoxicated with alcohol can be very intimidating especially in early hours of the morning when they can not sleep because of noise

**The protection of children from harm**

For example underage sales, exposure to certain performances

There is a school adjacent to this building. Schoolchildren will be walking past, and do not want to encounter drunken behaviour

I, \_\_\_\_\_, hereby declare that all information I have submitted is true and correct.

Signed \_\_\_\_\_

Date 27-1-15

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



# LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note 'How to make a licensing representation' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

## Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROTHERS  
 Premises name and address 3 GIBSON LANE  
PLYMOUTH Postcode PL4 8BS

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☐ Mrs ☐ Miss ☒ Ms ☐ Other (please state) \_\_\_\_\_

Surname WINFRED BAKER Forenames CEWRT  
 Address ADDISON ROAD PLYMOUTH Postcode PL4 8LZ  
 Email \_\_\_\_\_ Telephone \_\_\_\_\_

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation \_\_\_\_\_  
 Address \_\_\_\_\_  
 \_\_\_\_\_ Postcode \_\_\_\_\_



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☐ Other (please specify)

☐ MP

RESIDENT IN SHELTERED  
HOUSING

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the likely effect of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

Please fill in the reason(s) for your representation in the space provided under each Licensing Objective it relates to. You need to give as much detail as possible so that the Licensing Authority can assess the relevance of your representation. Please attach any supporting documents/further pages as necessary, numbering all additional pages. Try to be as specific as possible and give examples such as "I February, I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises opens until 2am that this will cause a nuisance to me and other residents in the street and will affect my sleep."

#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

WE HAVE TOO MANY CLUBS, TAKEAWAY, FROM BURGER VAN  
CLUBS, ETC. ETC. ETC ESPECIALLY LATE NIGHTS EARLY  
MORNING ATTRACTING CLOUDS OF YOUNG STERS MORE  
THAN WE HAVE TO PUT UP WITH AT PRESENT

#### Public safety

For example alterations to the premises, capacity limits

NOISE OF WORK BEING CARRIED OUT IT IS ABOUT  
HOURS FROM OUR BUILDING WHICH IS REALLY FRIGHTENING  
WHICH IS REALLY FRIGHTENING



**The prevention of public nuisance**

For example noise disturbance, littering

MORE MESS THAN EVER IN THE STREETS  
GROUPS OF PEOPLE NOISE LOUD MUSIC  
DRINKING EATING FOLLOWED BY VOMITING AND  
THE TIME TO OPEN TILL 2AM - 5AM ALL DAY,  
PLEASE NO MORE HERE. WE HAVE HAD ENOUGH.

**The protection of children from harm**

For example underage sales, exposure to certain performances

WE HAVE HAD STUDENTS IN OUR GARDEN BEFORE  
WE HAD THE GATES FITTED. THEY WERE OUT THERE  
HAVING SEX ON THE LAWN NO STAMPS AT ALL  
WE ARE ASKED FROM GOVERNMENT THAT WE WANT  
IS PEACE AND QUIET PLEASE AT THE END OF OUR LIVES

I, [Signature], hereby declare that all information I have submitted is true  
and correct.

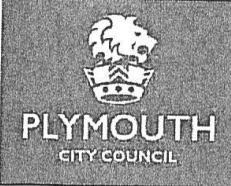
Signed [Signature] Date 27.1.2015

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



## LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note 'How to make a licensing representation' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

### Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROTHERS LIMITED

Premises name and address 3 GIBBON LANE, PLYMOUTH, PL4 8BS

Postcode PL4 8BS

THE FORMER COST CUTTERS / BEST BUY BUILDINGS

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

### Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname

Forenames

Address

WINIFRED BAKER COURT

Postcode PL4 8LL

Email

Telephone 01752

You must provide your full residential address (or business address if you are objecting from a business)

### Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation

Address

Postcode



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☒ Other (please specify)

☐ MP

PRIVATE RESIDENT

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

Please fill in the reason(s) for your representation in the space provided under each Licensing Objective it relates to. You need to give as much detail as possible so that the Licensing Authority can assess the relevance of your representation. Please attach any supporting documents/further pages as necessary, numbering all additional pages. Try to be as specific as possible and give examples such as "I February, I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises opens until 2am that this will cause a nuisance to me and other residents in the street and will affect my sleep."

#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

IF A LICENCE WAS GRANTED IT WOULD BE TO NOISEY  
WOULD EFFECT OUR SLEEP BY KEEPING US AWAKE  
AND WHEN THE YOUNGSTER HAVE DRINK ON THEM THERE  
IS ALWAYS POLICE INVOLVED.

#### Public safety

For example alterations to the premises, capacity limits

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**The prevention of public nuisance**

For example noise disturbance, littering

IT IS MY EXPERIENCE WITH CUBA & THE BURGER  
VAN IN THE VICINITY THERE IS ALWAYS RUBBISH  
ON THE STREETS WHICH CAUSE RATS & VERMIN.  
ALSO YOUNGSTERS URINATING, EXCREMENT ON THE PATHS  
IN THE POST

**The protection of children from harm**

For example underage sales, exposure to certain performances

A LOT OF UNDER AGE CHILDREN GET IN  
THESE PLACES

I \_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

Signed \_\_\_\_\_

Date

26-1-15.

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



# LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note 'How to make a licensing representation' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

## Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) BATISTA BROTHERS  
 Premises name and address 3, GIBBON LANE Postcode PL4 8BC

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname WINIFRED Forenames BAKER  
 Address COURT, ADDISON RD,  
PLYMOUTH Postcode PL4 8LL  
 Email \_\_\_\_\_ Telephone \_\_\_\_\_

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation \_\_\_\_\_  
 Address \_\_\_\_\_  
 \_\_\_\_\_ Postcode \_\_\_\_\_



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☐ Other (please specify) RESIDENT IN

☐ MP

SHeltered HOUSING

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

Please fill in the reason(s) for your representation in the space provided under each Licensing Objective it relates to. You need to give as much detail as possible so that the Licensing Authority can assess the relevance of your representation. Please attach any supporting documents/further pages as necessary, numbering all additional pages. Try to be as specific as possible and give examples such as "I February, I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises opens until 2am that this will cause a nuisance to me and other residents in the street and will affect my sleep."

#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

IT WILL ADD TO THE PROBLEMS OF LATE NIGHT  
NOISE, BAD BEHAVIOUR, EXCESSIVE DRINKING, LITTER  
POLICE WILL EVENTUALLY REACT BUT  
THEY ARE PART OF THE PROBLEM BY NOT  
REDUCING HOURS

#### Public safety

For example alterations to the premises, capacity limits

IT WILL ADD TO THE TRAFFIC PROBLEM, VERY  
HARD OFTEN IMPOSSIBLE FOR MOBILITY VEHICLES  
HARD FOR FIRE ENGINES + AMBULANCE



**The prevention of public nuisance**

For example noise disturbance, littering

THIS HAS BEEN A PROBLEM FOR YEARS AS THE  
PUBS ARE OPEN UNTIL 6.00 AM. POLICE ARE AWARE  
BUT BASICALLY INEPT DUE TO OVERT AND  
COVERT INFLUENCE OF DRINKS INDUSTRY.  
POLICE HAVE THE POWER TO REDUCE HOURS OR CLOSE

SADLY MANY BELIEVE COUNCIL OR HIGHER POLICE  
RECEIVE BACKHANDERS

**The protection of children from harm**

For example underage sales, exposure to certain performances

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I \_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

Signed \_\_\_\_\_

Date 24/1/2015

Please send the completed form to

Licensing Department

Plymouth City Council

Civic Centre

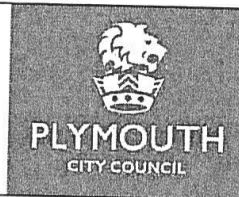
Plymouth PL1 2AA

T: 01752 305465

E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



# LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note 'How to make a licensing representation' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

## Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROTHERS LTD.  
 Premises name and address 3 GIBSON LANE PLYMOUTH  
 Postcode PL4 8BS

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname \_\_\_\_\_ Forenames \_\_\_\_\_  
 Address FLAT WINIFRED BAKER COURT, ADDISON ROAD  
PLYMOUTH Postcode PL4 8LW  
 Email \_\_\_\_\_ Telephone 01752

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation \_\_\_\_\_

Address \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_ Postcode \_\_\_\_\_



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☐ Other (please specify)

☐ MP

RESIDENT AT SHALFORD  
HOUSING,

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

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#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

LOTS OF BARS IN AREA OPEN 24  
HOURS. LEADS TO DRUNKEN, NOISY  
BEHAVIOUR. POLICE KNOW ABOUT THIS.  
IMPOSSIBLE TO HAVE A GOOD NIGHT'S SLEEP

#### Public safety

For example alterations to the premises, capacity limits

BUILDING VERY NEAR MY FLAT. THE  
NOISE WOULD BE INTOLERABLE. I WONDER  
HOW IT WOULD BE ALTERED AND FIRE  
RISKS. PEOPLE ALL TOGETHER CAUSING  
CROWDS IN THE ROAD. I AM AFRAID TO GO OUT



**The prevention of public nuisance**

For example noise disturbance, littering

ROADS FULL OF LITTER. ENCOURAGES VERMIN  
AND DISEASE. NOISE ALL NIGHT LONG. WE  
DO NOT NEED ANY MORE BARS AND FOOT  
OUTLETS. DISTURBED EVERY NIGHT BY SHOUTING,  
WHEELIE BINS BEING OVERTURNED.

**The protection of children from harm**

For example underage sales, exposure to certain performances

THERE IS A PRIMARY SCHOOL NEAR THE  
PROPOSED BUSINESS. CHILDREN EXPOSED TO  
DRINKING, SMOKING, ANTI-SOCIAL BEHAVIOUR.  
THIS IS NOT ACCEPTABLE. GLASS ON PAVEMENTS  
MAKES IT DANGEROUS FOR CHILDREN WALKING TO  
SCHOOL.

I \_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

Signed \_\_\_\_\_

Date

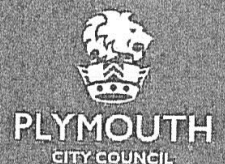
27/1/14

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



## LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note 'How to make a licensing representation' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

### Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) Barista Brothers  
 Premises name and address 3 Gibbon Lane Plymouth  
 Postcode PL4 8 8S

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

### Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☒ Mrs ☒ Miss ☐ Ms ☐ Other (please state)

Surname WINIFRED BAKER Forenames FLAT  
 Address ADDISON ROAD PLYMOUTH Postcode PL4 8 LL  
 Email  Telephone 01752

You must provide your full residential address (or business address if you are objecting from a business)

### Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation

Address   
 Postcode



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☐ Other (please specify)

☐ MP

RESIDENTS OF WINIFRED BAKER COURT.

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

Please fill in the reason(s) for your representation in the space provided under each Licensing Objective it relates to. You need to give as much detail as possible so that the Licensing Authority can assess the relevance of your representation. Please attach any supporting documents/further pages as necessary, numbering all additional pages. Try to be as specific as possible and give examples such as "I February, I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises opens until 2am that this will cause a nuisance to me and other residents in the street and will affect my sleep."

#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

ALREADY FAR TOO MANY LICENCE PREMISES IN congested area  
increasing The likelihood of more intoxicated anti Social Behaviour.  
I can give you a personal experience - my Sister in law after a  
a visit to our Flat, On going home in her car, was intimidated by  
the Students outside the Cuba Bar and Refreshment Van, blocking the  
Road, and hanging on the car roof. It really upset her.

#### Public safety

For example alterations to the premises, capacity limits

As already stated, cause Bottleneck, Public Safety  
Make Noise at late hours into early morning  
When we leave our homes in the morning a greeting by  
pavements covered with litter



**The prevention of public nuisance**

For example noise disturbance, littering

Shouting and calling out, overturning The Bins  
on the way back to their Flats  
Even play football at 2 a.m in the morning

**The protection of children from harm**

For example underage sales, exposure to certain performances

Our Residents have Gran-Children visiting and  
the area isn't the sort of area I would feel  
comfortable for them to see, particularly in the  
late hours at night.

I, \_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

Signed \_\_\_\_\_

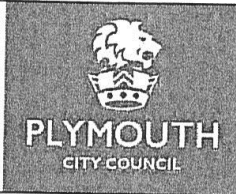
Date 26.1.2015

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



# LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note 'How to make a licensing representation' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

## Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROTHERS  
 Premises name and address 3, GIBBON LANE PLYMOUTH  
 (FORMERLY COST CUTTERS AND BEST BUY) Postcode PL4 8DS

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☒ Application to vary a premise licence  
☐ Application for a review of a premises licence

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☒ Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname \_\_\_\_\_ Forenames \_\_\_\_\_  
 Address FLAT 1, WINIFRED BAKER COURT  
ADAMSON RD, PLYMOUTH Postcode PL4 8LL  
 Email \_\_\_\_\_ Telephone 01752

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation \_\_\_\_\_

Address \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_ Postcode \_\_\_\_\_



I am

- ☐ Representative of residents association  
☐ Ward Councillor  
☐ MP

☐ Representative of trade/business association

☒ Other (please specify)

RESIDENT

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

Please fill in the reason(s) for your representation in the space provided under each Licensing Objective it relates to. You need to give as much detail as possible so that the Licensing Authority can assess the relevance of your representation. Please attach any supporting documents/further pages as necessary, numbering all additional pages. Try to be as specific as possible and give examples such as "I February, I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises opens until 2am that this will cause a nuisance to me and other residents in the street and will affect my sleep."

#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

NOISE, LITTER, DRUNKEN BEHAVIOUR, FIGHTS  
AT THE MOMENT THE PREMISES ARE EMPTY BUT  
OTHER PREMISES OF A SIMILAR NATURE CAUSE A  
LOT OF DISTURBANCES.

#### Public safety

For example alterations to the premises, capacity limits

THE BACK DOORS WHICH OPEN OUT INTO  
ADDISON ROAD WOULD HAVE TO BE USED A FIRE  
EXIT AND MAY BE USED AS AN ENTRANCE  
THIS IS NEXT DOOR TO OUR BUILDING  
THERE ARE ALSO UPPER FLOORS THAT COULD BE  
USE AS A NIGHT CLUB  
THE BACK DOOR WOULD HAVE TO BE USED  
BY DISABLED PERSONS



**The prevention of public nuisance**

For example noise disturbance, littering

ALREADY MENTIONED IN CRIME AND DISORDER  
THE AREA ALREADY HAS PLENTY OF PLACES  
OF ~~ENTERTAINMENT~~ ENTERTAINMENT AND FOOD  
OUTLETS. EXTRACTION FANS WOULD BLOW OUT  
OBNOXIOUS SMELLS RIGHT INTO OUR WINDOWS

**The protection of children from harm**

For example underage sales, exposure to certain performances

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I, \_\_\_\_\_, hereby declare that all information I have submitted is true and correct.

Signed \_\_\_\_\_

Date

26/1/15

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



# LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note '[How to make a licensing representation](#)' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

## Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROS  
 Premises name and address 3 GIBBON LANE  
WINTERS BAKER COURT ADDISON ROAD PLYMOUTH PL4 8LL  
 Postcode PLYMOUTH (PL4 8LL)

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☒ Mrs ☒ Miss ☐ Ms ☐ Other (please state)

Surname WINTERS Forenames BROS  
 Address WINTERS BAKER COURT ADDISON ROAD  
PLYMOUTH Postcode PL4 8LL  
 Email PLYMOUTH Telephone PLYMOUTH

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation

Address PLYMOUTH Postcode PLYMOUTH



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☐ Other (please specify)

☐ MP

RESIDENTS OF WINIFRED BAKER COURT  
ADDISON RD.  
(SHALTBEE HOUSING)

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

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#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

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#### Public safety

For example alterations to the premises, capacity limits

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**The prevention of public nuisance**

For example noise disturbance, littering

NOISE DISTURBANCE IN THE IMMEDIATE AREA IS  
ALREADY UNACCEPTABLE WITH CUBA-AIR  
2. PUBS AND HOT DRINKS A 24HR LICENSE  
IS ADDING MORE UNACCEPTABLE NOISE AND  
PROBLEMS.

**The protection of children from harm**

For example underage sales, exposure to certain performances

I FEEL IT UNACCEPTABLE THAT <sup>YOU</sup> WE ARE ENCOURAGING  
24 DRINKING TO YOUNG PERSONS WHETHER OR NOT  
THEY ARE 18YRS OLD OR NOT  
THERE IS A NATIONAL PROBLEM WITH THE PROBLEMS  
OF PRICE DRINKING AND ALL PROBLEMS THAT COME  
(WITH ie FIGHTING, SHOUTING, SCREAMING and WORSE)  
MEDICAL PROBLEMS FROM DRINKING FIGHTING etc

I, hereby declare that all information I have submitted is true  
and correct.

Signed

Date

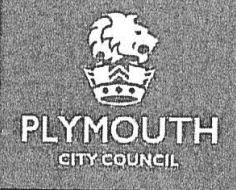
24 JAN 2015

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



# LICENSING REPRESENTATION FORM



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## Section 1: Licence application details

☒ I wish to object to the following application ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROTHERS  
 Premises name and address 3. GIBBON LANE, PLYMOUTH  
 Postcode PL4 8BS

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname WIMFRED Forenames BARISTA  
 Address WIMFRED BAKER COURT, ADDISON ROAD,  
PLYMOUTH Postcode PL4 8LL  
 Email \_\_\_\_\_ Telephone \_\_\_\_\_

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation \_\_\_\_\_  
 Address \_\_\_\_\_  
 Postcode \_\_\_\_\_



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☐ Other (please specify)

☐ MP

RESIDENT SHELTERED  
HOUSING

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

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#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

THE AREA IS ALREADY SATURATED WITH BARS + FOOD  
ESTABLISHMENTS, CLUBS, GANG GANG, SKUNKER SKOLAR FOR  
EXAMPLE. THERE ARE FREQUENT ISSUES WITH ASD.  
INCLUDING PUBLIC URINATION, CORRUPTION, LITTERING,  
ALTHS ETC.

#### Public safety

For example alterations to the premises, capacity limits

NOT ADEQUATE FIRE EXITS



**The prevention of public nuisance**

For example noise disturbance, littering

THE AREA IS ALREADY ANNOYED WITH LITTER,  
BROKEN GLASS, BIN BAGS LEFT ON STREET. MAKING  
IT DIFFICULT FOR WHEELCHAIR USERS TO USE  
PAVEMENT.

**The protection of children from harm**

For example underage sales, exposure to certain performances

I, \_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

Signed \_\_\_\_\_

Date

29/1/15

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



# LICENSING REPRESENTATION FORM



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## Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROTHERS LTD  
 Premises name and address  
3 GIBBON LANE    Postcode PL4 8BS

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☒ Application for a review of a premises licence

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☒ Mrs ☐ Miss ☒ Ms ☒ Other (please state)

Surname WINIFRED BAKER    Forenames COURT  
 Address 12 HANSON ROAD  
NORTH HILL PLYMOUTH    Postcode PL4 8LL  
 Email                         Telephone                     

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation  
 Address  
 Postcode



I am

☐ Representative of residents association

☐ Ward Councillor

☐ MP

☐ Representative of trade/business association

☐ Other (please specify)

RESIDENT IN STERILISED ACCOMMODATION

#### Section 4: Reason(s) for representation

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#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

NOISE ALL NIGHT LONG. POLICE AND  
AMBULANCES ALWAYS OUTSIDE CUBA. FIGHTS.  
SEX IN THE STREET. DRINKING

#### Public safety

For example alterations to the premises, capacity limits

AREA ALREADY SATURATED WITH LOUD, DRUNK  
YOUNG PEOPLE. THE PROPERTY IS VERY NEAR OUR  
HOME AND YOUNGSTERS OUTSIDE SMOKING,  
DRINKING WOULD BE INTOLERABLE. WE HAVE ENOUGH  
PROBLEMS.



**The prevention of public nuisance**

For example noise disturbance, littering

PLEASE, PLEASE, NO MORE ROW  
AND ROBBISH BESIDE US WE CAN'T SLEEP AT  
NIGHT NOW WE ARE ALL ELDERLY AND DISABLED  
AFRAID TO GO OUT NOW. PLEASE DON'T SAY THEY  
WILL KEEP THE NOISE DOWN YOU TOLD US THAT ABOUT  
THE CUBAN BUBBER BAR

**The protection of children from harm**

For example underage sales, exposure to certain performances

WE GOT GRANDCHILDREN AND GREATCHILDREN WHO  
CALL TO SEE US. THEY HAVE BEEN AFRAID TO LEAVE  
BECAUSE OF OUR ROAD BLOCKED WITH STUDENTS NO  
MORE STUDENTS BY US AND NO MORE 24 HOUR'S DRINKING  
PLACE'S COME AND STAY IN OUR GUEST ROOM AND SEE  
IF YOU CAN SLEEP NOW BEFORE THIS COMES

\_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

Signed \_\_\_\_\_

Date

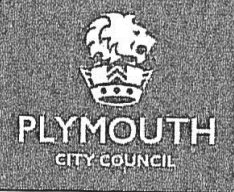
27/1/15

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



# LICENSING REPRESENTATION FORM



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## Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROTHERS  
 Premises name and address 3 GIBBON LANE NORTH HILL.  
PLYMOUTH Postcode PL4 8BS.

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☒ Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname WINIFRED BAKER Forenames COURT  
 Address FLAT 4 WINIFRED BAKER COURT NORTH HILL ADDISON RD,  
PLYMOUTH Postcode PL4 8LL  
 Email WINIFRED.BAKER@PLYMOUTH.COUNCIL Telephone 01752 222222

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation

Address \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_ Postcode \_\_\_\_\_



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☒ Other (please specify)

☐ MP

RESIDENT

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#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

THIS LICENCE WOULD MAKE THE NUMBER OF PREMISES  
TO FIVE ALL WITHIN 200 MTRS OF MY HOME.  
THERE IS ALREADY TOO MUCH NOISE AND UNRULINESS,  
WITHOUT ADDING TO IT

#### Public safety

For example alterations to the premises, capacity limits

I UNDERSTAND THERE IS GOING TO BE ENTRANCES  
FROM BOTH ENDS OF THE BUILDING. THIS WOULD  
MAKE THE ENTRANCE IN MALBOROUGH TCE 15 METRES  
FROM MY HOME.



**The prevention of public nuisance**

For example noise disturbance, littering

ALL OF THE ABOVE WOULD INCREASE TO A LEVEL  
THAT IS ALREADY TOO HIGH.

**The protection of children from harm**

For example underage sales, exposure to certain performances

I DON'T THINK THIS WOULD APPLY BECAUSE  
OF THE TIMES OF OPENING

I, [Signature], hereby declare that all information I have submitted is true and correct.

Signed

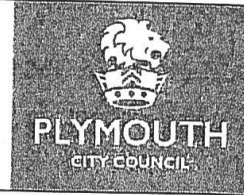
Date 26-01-2015

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



# LICENSING REPRESENTATION FORM



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Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

## Section 1: Licence application details

☒ I wish to object to the following application ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROTHERS LTD  
 Premises name and address 3, GIBBON LANE, PLYMOUTH (FORMER  
'COST CUTTER'/'BEST BUY' BUILDING Postcode PL4 8BS

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname \_\_\_\_\_ Forenames \_\_\_\_\_  
 Address FLAT 2, WINIFRED BAKER COURT, ADDISON ROAD  
PLYMOUTH Postcode PL4 8LL  
 Email \_\_\_\_\_ Telephone 01752

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation \_\_\_\_\_

Address \_\_\_\_\_

Postcode \_\_\_\_\_



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☒ Other (please specify)

☐ MP

PRIVATE RESIDENT.

#### Section 4: Reason(s) for representation

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#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

THIS AREA IS A 'HOT SPOT' FOR ANTI SOCIAL BEHAVIOUR.  
DRUNKENNESS, HOMOSEXUAL/SEXUAL ACTIVITY,  
URINATION, DEFECACTION.

UNRULY OUT OF CONTROL DRUNKEN STUDENTS, FOUL LANGUAGE,  
SHOUTING, SCREAMING. MANY POLICE INCIDENTS ON A REGULAR  
PHOTOS/REPORTS CAN BE PRODUCED BASIS.

#### Public safety

For example alterations to the premises, capacity limits

WE ARE ALREADY AT SATURATION POINT IN THE AREA -  
BURGER VAN, CUBA, BANG BANG, AIR, PUBS AND BARS.  
WHAT ABOUT THIS PROPOSED 'HISTORY CENTRE' WITH COFFEE  
SHOP ETC., LESS THAN 5 MIN WALK FROM 'THE STUDENT  
"GHETTO AREA" IN WHICH WE RESIDENTS ALREADY LIVE?  
ENOUGH IS ENOUGH.

THIS AREA SHOULD BE 'CLEANED UP' BEFORE THE  
'HISTORY CENTRE' PROJECT BEGINS!

IF NOT PLYMOUTH WILL BECOME EVEN MORE OF A SLUM!!

IT ALREADY HAS A BAD REPUTATION AS AN AREA  
FOR ANTISOCIAL BEHAVIOUR, UNRULY STUDENTS, ETC.,  
PLYMOUTH DOES NOT NEED ANY MORE BAD PUBLICITY.



**The prevention of public nuisance**

For example noise disturbance, littering

THE RESIDENTS OF WINIFRED BAKER COURT ALREADY  
SUFFER FROM SLEEP DEPRIVATION DUE TO THE NOISE, EVEN  
WITH ALL WINDOWS CLOSED. ARE WE NOW TO ENDURE MUSIC<sup>ETC</sup> 24/7?  
WE HAVE HAD AN ON GOING BATTLE FOR OVER 12 MONTHS RE.  
NOISE, LITTERING. - I HAVE BEEN KEEPING A DIARY FOR PCC.  
ENVIRONMENTAL SERVICES (RACHAEL HARRIS.) <sup>NB</sup> COPIES AND PHOTOS CAN  
BE PRODUCED!

**The protection of children from harm**

For example underage sales, exposure to certain performances

THERE IS A PRIMARY SCHOOL WITHIN WALKING DISTANCE  
OF THIS PROPOSED APPLICATION WHICH WOULD BE ON A DIRECT  
SCHOOL ROUTE.

INCIDENTS OF 'GROOMING', 'UNDERAGE DRINKING', 'VIOLENCE'  
'CUBA BAR' ETC (REPORTED IN THE PRESS) <sup>ETC,</sup>

I \_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

Signer \_\_\_\_\_

Date

27 January 2015.

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



Barista brothers, licensed application....

3, Gibbon Lane, Plymouth. PL4 8 BS

This application is completely unacceptable in view of the fact that we, the residents of Winifred Baker Court have been fighting against the already established premises on the North hill strip for well over a year due to the amount of anti social behaviour, drunkenness, foul language, litter, noise, etc., that they generate on a daily and nightly basis.

This small area already has the Burger van, Cuba bar, Bang Bang, the pub on the corner and other bars, many of which are open all night until 6 – 7 in the morning and the Air establishment which is already open 24/7.

We cannot open our windows at night because of the noise and now another Monday to Sunday, 24 hours a day trading proposal just below the front of our building? This would make our lives completely unbearable and sleep completely impossible.

There is also the proposed History Centre, less than 5 minutes down the road with a coffee shop, outdoor area etc.,

---

We do not need another licensed premises and light refreshment establishment in this area, especially as this one would be on the school run and close to the nearby Primary school.

We are already at saturation point!

I, therefore strongly object to this application.

Yours most sincerely,

Mrs

Resident, Winifred Baker Court.

27, January 2015



relate

building better relationships

Relate Plymouth &amp; District

3 Blenheim Road  
Plymouth  
PL4 8LJ

Tel: 01752 213131

Fax: 01752 213771

Email: relateplymouth@googlemail.com

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth  
PL1 2AAThursday 5<sup>th</sup> February 2015

Dear Licensing Department

**Ref 3, Gibbon Lane PL4 8B5- Objection to Licence application**

This letter supports the enclosed concerns ref the application for a new licence for 3, Gibbon Lane .

Relate Plymouth offers counselling from number 3, Blenheim Road; our small car park is next to 3, Gibbon Lane.

Relate Plymouth offers counselling and support to couples who are in crisis; we have been working from our premises for the past 22 years. This area has deteriorated over the past years, since the arrival of ever increasing student's numbers. The litter and rubbish that is all around this area is an ongoing issue; on Monday mornings inevitably I have to remove broken glass, take away boxes and cartons, food, bottles, glasses from the back and the front of our building- not to mention the vomit, condoms and the stench of urine.

The noise from the surrounding bars and the anti-social behaviour of shouting, screaming and fighting is often an issue for counsellors when they are working with sometimes very vulnerable clients.

We also, counsel children and young people who are extremely vulnerable; the fact that they have to walk past so many premises that hold a licence (with the accompanying behaviour) is not conducive to a safe place to receive counselling for some very difficult issue that they may be facing.

We have a duty of care to them and to the vulnerable adults who use our service and also to our staff who often do not finish work until 9.30/10.am in the evenings.

We recently have had clients who phone in and are uncomfortable coming to an area with so many bars and the accompanying anti-social behaviour that goes with it - this is beginning to impact on clients accessing our service.

- Relationship Counselling
- Psychosexual Therapy
- Family Counselling
- Children and Young Peoples Counselling
- Life Skills Courses

[www.relateplymouth.co.uk](http://www.relateplymouth.co.uk)

Registered Charity No. 237035  
Company Limited by Guarantee  
Company Number 7972047



The area is now saturated with licensed premises – surely we do not need any more? I would ask the question -is the Council going against its own Community Impact Policy?

If this new licence was granted, then our small car park would be used for smoking; it would be used as a public toilet; for people to be sick in and throw their rubbish in. We are a small charity and we do not have the resource to use specialised cleaners to constantly clean up the disgusting mess; I cannot expect staff to clean this up.

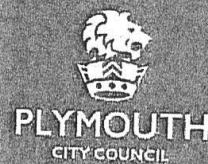
We certainly do not need other licenced premises in Gibbon Lane

I would be most grateful if you could confirm that you have received this letter through email to me at [relateplymouth@googlemail.com](mailto:relateplymouth@googlemail.com)

Yours sincerely,



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## Section 1: Licence application details

☒ I wish to object to the following application ☐ I wish to support the following application

Name of applicant (if known)

Premises name and address

Bansta Brothers  
3, GIBBON LANE  
Postcode PL4 8BS

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

RECEIVED  
PUBLIC PROTECTION SERVICE

09 FEB 2015

F.A.O.

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname

Forenames

Address

Postcode

Email

Telephone

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation

Address

C/o. Relate Plymouth 3, Blenheim Road (Relate Plymouth)  
North Hill Plymouth Postcode PL4 8LJ



I am

☐ Representative of residents association

☐ Ward Councillor

☐ MP

☐ Representative of trade/business association

☒ Other (please specify) organisation  
Relate Plymouth

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

Please fill in the reason(s) for your representation in the space provided under each Licensing Objective it relates to. You need to give as much detail as possible so that the Licensing Authority can assess the relevance of your representation. Please attach any supporting documents/further pages as necessary, numbering all additional pages. Try to be as specific as possible and give examples such as "I February, I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises opens until 2am that this will cause a nuisance to me and other residents in the street and will affect my sleep."

#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

Noise; increasing anti-social behaviour such as  
SCREAMING, shouting, fighting - loud noise "beat  
a - MUSIC that is very loud - very disturbing  
causing a nuisance - difficult for our Counsellors  
to work under these conditions

#### Public safety

For example alterations to the premises, capacity limits

Glass in our carpark and around the area; vomit;  
discarded condoms; people using our carpark  
as a public toilet; Sexual acts.  
Our staff and clients are often afraid of the area  
due to the high number of bars and licenced  
premises - the anti-social behaviour that  
accompanies these premises - in vulnerable  
clients and young people this can be quite  
disturbing.



**The prevention of public nuisance**

For example noise disturbance, littering

Litter - take away cartons, bottles, glasses, broken glass. loud music, screaming, shouting, fighting. Discarded condoms. The rubbish that is left encourages seagulls during the day - causing more mess! Bins tipped up - rubbish strewn around the streets - wind The protection of children from harm takes this rubbish all around the area.

For example underage sales, exposure to certain performances  
Sexual acts in the car park, seeing anti-social behaviour on the way to Counciling. - drunkenness, people being sick, throwing food, glasses, falling in the road. Laying over cars; disrespecting people's property. Bins up turned - rubbish everywhere.

I, \_\_\_\_\_, hereby declare that all information I have submitted is true and correct.

Signed \_\_\_\_\_

Date 5/2/2015.

Please send the completed form to

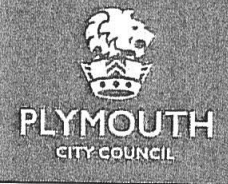
Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)

Centre Manager Relate Plymouth

Area is saturated with bars and licensed premises - is this going against the PCC policy on CIP? (Community Impact Policy). If a bar was opened next to our building it would be almost impossible to work due to increase noise, music and behaviour.



# LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note 'How to make a licensing representation' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

## Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) BARISTA BROTHERS  
 Premises name and address 3 GIBBON LANE  
PLYMOUTH Postcode PL4 8BS

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☐ Mrs ☐ Miss ☒ Ms ☐ Other (please state)

Surname \_\_\_\_\_ Forenames \_\_\_\_\_  
 Address FLAT WINIFRED BAKER COURT  
ADDISON RD PLYMOUTH Postcode PL4 8LL  
 Email \_\_\_\_\_ Telephone \_\_\_\_\_

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation \_\_\_\_\_

Address \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_ Postcode \_\_\_\_\_



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☐ Other (please specify)

☐ MP

RESIDENT OF NEARBY

SHELTERED ACCOMMODATION

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

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#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

POLICE AND AMBULANCES ARE REGULARLY  
CALLED TO THE AREA AROUND SHELWELL WHICH  
INCLUDES GIBBON LANE

PLEASE SEE ATTACHED PAGE 1 (1/4)

#### Public safety

For example alterations to the premises, capacity limits

I WOULD LIKE TO ASK WHERE THE BINS WOULD  
BE PLACED. THE ROADS ARE ALREADY FULL OF  
BINS AND OUR RESIDENTS WHO USE A  
WHEELCHAIR HAVE TO TRAVEL IN THE ROAD AS  
THE PAVEMENTS ARE TAKEN UP BY BINS.

THIS IS EXTREMELY DANGEROUS. ADDISON ROAD  
IS A ONE-WAY STREET. IS THERE ADEQUATE  
PROVISION FOR DELIVERIES, PLEASE?

PLEASE SEE PAGE 2 (2/4)



**The prevention of public nuisance**

For example noise disturbance, littering

Winifred Baker Court provides sheltered accommodation for the elderly. Our lives are plagued by noise, lack of ability to sleep at night, and litter.

Please see page 3 (3/4)

**The protection of children from harm**

For example underage sales, exposure to certain performances

There is a Primary / Junior School nearby. Children should not be exposed to bad, drunken behaviour nor alcohol itself.

Please see Page 4 (4/4)

I \_\_\_\_\_, hereby declare that all information I have submitted is true and correct.

Signed \_\_\_\_\_

Date 27<sup>th</sup> January 2015

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



(114)

#### Prevention of crime and disorder

The granting of a premise license to 3 Gibbon Lane will further increase the likelihood of even more anti - social behaviour in the area. The police will vouch for the problems already in the area. I attend the "Your Say" Neighbourhood meetings where PCSO s are in attendance and discussions are held concerning anti-social behaviour and police incidents. These are also reported in our local newspaper "The Herald" where you can read about the police incidents:

Fights, stabbings, violence, rape in the Sherwell area

The police used to have more of a presence in the area but their resources are too stretched nowadays to police to the level needed. Within a small area there is :

Cuba Bar, Bang Bang, Air Bar, Skiving Skolar, Burger Van, Fresher and Professor and nearby Caffeine Club.

The area is at pinchpoint already and is a flashpoint for trouble. There is also not a CCTV camera available for this area (ref: "Your Say" meeting – PCSO)

#### Anti-Social Behaviour

Drunkenness, fighting in the street, urinating in the street, Having sex in the street, shouting, upturning wheelie bins and littering the streets, throwing bottles at our building's security gates and hence littering the street and our car park with broken glass. I have often had to sweep the car park in the morning before driving my car. We have carers who drive in and risk their tyres. Climbing on scaffolding which was against our building, climbing over our wall. Noise all night long.



2/4

#### Public safety

I would query the size and shape of the building and the adequacy of fire exits. The fire brigade will no doubt be consulted. These premises can be accessed from Gibbon Lane and <sup>Blenheim</sup> ~~Blenheim~~ <sup>Place</sup> ~~Place~~ <sup>Rd</sup> (bottom of Addison Road). The <sup>Blenheim</sup> ~~Blenheim~~ <sup>Place</sup> ~~Place~~ access is very close to our sheltered accommodation. As residents, we already have enough problems. People congregate and this causes bottlenecks for:

Traffic: through traffic, essential services especially ambulance and fire brigade to our building, taxis

Wheelchairs

#### Pedestrians

At night it is extremely difficult to drive through Addison Road and some taxis refuse to come down this road as there are so many young people congregated in a mob that the taxi drivers cannot drive through. So many revellers seriously affect public safety and sometimes motorists are forced to drive the wrong way up the one way street just to get out. A mob of young people who are loud and very drunk is very intimidating. If these revellers spill out from 3 Gibbon Lane into <sup>Blenheim</sup> ~~Blenheim~~ <sup>Place</sup> ~~Place~~ it will make life unbearable for Winifred ~~Baker~~ Court residents.

---



(3/4)

Prevention of Public nuisance

The bars and burger van have a huge impact on our community at Winifred Baker Court and this will increase still further if another premise license is granted . We suffer noise all night long. There is vomit on the pavements, glass on the streets, litter everywhere. Drunk young people urinate in the street and have sex against the wall. It is time this area was sorted out. Granting a license to yet another 24 hour establishment will only exacerbate the problems. We cannot take anymore. Our building was opened in the late 1980's and the area was very quiet and select. Professional businesses were nearby. We are now surrounded by bars and food outlets and very noisy, drunk, irresponsible young people. Consideration must be given to the elderly in this area, please.

There has recently been press coverage re. a new history quarter which will be developed in this area. The anti-social behaviour, littering and noise are just not in keeping with this vision. More 24 hour establishments will make it worse.



(4/4)

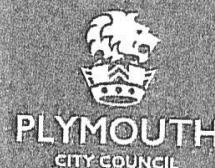
Protection of children

3 Gibbon Lane is on the direct school route to Mount Street Primary School. There are now no shops en route – just bars. In my opinion, this gives the wrong message to children and is a bad influence. They witness drunken, loutish behaviour which could turn nasty at any moment. They should not be exposed to the drinking culture and accept it as a norm. There are programmes in schools to promote healthy living and the bars are giving the opposite message. Streets should not be full of litter, vomit and glass that children have to walk through.

---



# LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note 'How to make a licensing representation' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

## Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known)

*BADISTA BROS.*

Premises name and address

*3 GIBBON LANE, PLYMOUTH PL4 8BS.*

Postcode

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence

RECEIVED  
PUBLIC PROTECTION SERVICE

16 FEB 2015

F.A.O. \_\_\_\_\_

## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname

Forenames

Address

Postcode

Email

Telephone

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation

Address

Postcode



I am

☐ Representative of residents association

☐ Representative of trade/business association

☐ Ward Councillor

☐ Other (please specify)

☐ MP

RESIDENT IN NEARBY ACCOMMODATION.

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

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#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

It is a hotspot for disorderly behaviour police cannot cope with all the complaints etc.

#### Public safety

For example alterations to the premises, capacity limits

Pavement is already congested with bins & limited room for pedestrians. + motorised wheel-chairs !!



**The prevention of public nuisance**

For example noise disturbance, littering

I suffer noise etc every night at present,  
without the addition of further licensed premises -  
enough is enough. Litter all glass everywhere.

**The protection of children from harm**

For example underage sales, exposure to certain performances

There is a school nearby that maybe  
influenced by this addition.

I, \_\_\_\_\_, hereby declare that all information I have submitted is true  
and correct.

Signed \_\_\_\_\_

Date

9/2/15

Please send the completed form to

Licensing Department

Plymouth City Council

Civic Centre

Plymouth PL1 2AA

T: 01752 305465

E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)



As Ward Cllr for Drake I would like to object to this application. Reports that are attached to my objection include the Mutley Report which looks at residents feedback around the key issues raised in all the objections from residents and a business nearby where it would have an impact to the people they serve. Please also see findings from the Mutley Greenbank ASB Report attached and highlighted and Plymouth Customer Data Integration Project again attached and highlighted

#### **Prevention of crime and disorder**

Since being elected as the Ward Cllr for Drake I have experienced a high number of calls and complaints of ASB in the vicinity of this area. The area has seen a wide range of incidents such as a shooting, a rape and many others to name but a few. Complaints come in from residents on a regular basis and incidents are also relayed at the have your say meetings. There are incidents which are also aired at coffee mornings where police have attended and I myself have attended too. The residents first heard about the application through a coffee morning by me. The range of ASB incidents are varied and are a constant battle for the police and for the residents in raising the matters. I am also concerned given the small confined space the number of toilets in the premises and the number of people who could be in attendance.

As the licence was previously an off licence this meant that in the likelihood of anyone purchasing alcohol they would not be loitering in the area. However this licence if granted will mean that patrons are more likely to hang around here. This licence means that until 2am there will be an influx and that more people will congregate in a once empty location.

In conclusion Licence and planning controls seem to be seen as a further solution to addressing ASB in the neighbourhood.

The map attached shows evidence where noisy neighbours/loud parties, teenagers hanging around the streets especially during the hours of 10pm and 2am were a big problem or a fairly big problem

#### **Prevention of public nuisance**

The area has a significant and on-going problem with bins cluttering the street. Residents who are in mobility scooters or with walking aids find it near impossible to manoeuvre around the bins, the vomit, broken glass, discarded rubbish, fast food litter and the fear of even venturing out making them virtual prisoners in their own homes during darkness. It is because of this they ever ventured around that side and were only made aware of the application after I had informed them. This would increase the number of people to the area which I understand is metres away from a CIP Zone. Generally the noise levels during the week can be connected to student nights, specific themed nights i.e Halloween to which there were incidents which have yet to be resolved by police when residents raised the matter, resources being stretched means that the number of issues cannot be dealt with and that residents do not feel reassured when either dialling



or reporting the matter to the police as recently raised in the last Have Your Say meeting. At the last Have Your Say meeting I was made aware that there has been a reduction of Police Officers in the area which there will be less police presence. This venue will fall just outside the CIP and this gives me and the residents' concerns given the number of licensed bars in the vicinity of this application.

The attached report shows people being drunk or rowdy in a public space, people using drugs or dealing drugs Noise complaints usually start from 10pm and then can lead up to the crack of dawn depending on how well the area is policed and how quick dispersal can be.

A very big problem or a fairly big problem

#### **Public safety**

This may bring people off the street and into a venue but there is the question of where people would go and then smoke. Even though there is no licence for music, there will however be an outside area for smokers which in the summer period and light evenings will increase in noise and be a disturbance to residents. I would also say that the age of residents vary from 60-97. With an increase in any more patrons to this area there is a potential of an increase of more footfall including more litter. This could be cigarette ends, cigarette packets and discarded food/drinks etc and anything else bought in to the area. Again the increase in another licensed venue will have an impact on residents nearby with an on-going and ever growing litter problem. I observed the rear of the property from a resident's flat top floor in which we both said that the noise if not from the front of this premises will also come from the rear of this premise.

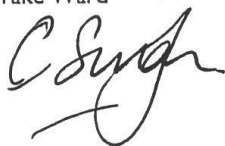
The report also highlights vandalism, graffiti, or deliberate damage to property or vehicles either a very big problem or fairly big problem.

#### **Protection of children from harm**

Recently I was invited by the school council at Mount Street Primary and they grilled me about the state of the area. The children were so concerned about how the area was dirty, unkempt and showed me photos of litter on their way to and from school. It is a shame that young are informing me of the issues and we are discussing whether or not another premise should be allowed. The school children inform me that there has been broken glass, take away food cartons and general rubbish that they see on their way to school. This is all in the vicinity of where this premise requires licensing. The route is popular for parents taking their children to and from the school.

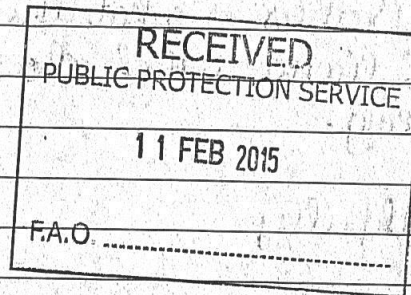
As Ward Councillor on behalf of the objectors I would urge the Committee to refuse this application for the benefit of the Residents.

Councillor Chaz Singh  
Drake Ward





Cross Park Way  
Crownhill  
Plymouth  
PL6 5AP



Friday 6<sup>th</sup> February 2015

Dear Sirs,

I am writing with regard to the proposed opening of Barista Brothers in Gibben Lane.

Firstly may I express my dismay that elderly residents have been stirred up and made uncomfortable by what is nothing more than scaremongering. The opening of a coffee shop will, in no way affect the levels of noise in the area. Nor will it increase the numbers of drunk individuals who frequent North Hill. This is a moot point that has been raised in order to rally the residents to oppose what I feel is a great venture!

I am unsure as to why people are not celebrating the fact that an independent coffee shop is expanding and that an international giant isn't taking over another location. I know that I for one will definitely be visiting on my return home from work as I often finish after those in town have closed, and I do not wish to support multi-nationals if I can spend locally.

The final point I feel needs to be raised is that this ~~is~~ is a perfect place for people to meet in the evenings without having to endure the masses at

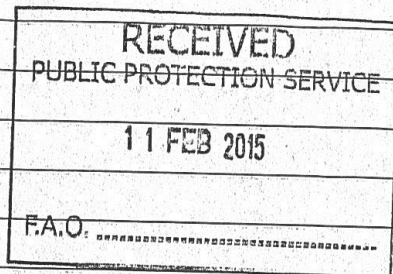
→



the pubs and bars that are prevalent in the city.  
 This Banister Brothers is what the city needs, not another  
 bar or off-licence which does nothing but promote  
 binge-drinking.

Yours faithfully





Peter's Park Lane  
St Budeaux  
Plymouth, PL5 1PS

Friday 6<sup>th</sup> February 2015

Reference - License Application, 3 Gibbon Lane, Plymouth.

To whom it may concern

I am writing this letter to show my appreciation in the proposed license application for 3 Gibbon Lane, Plymouth.

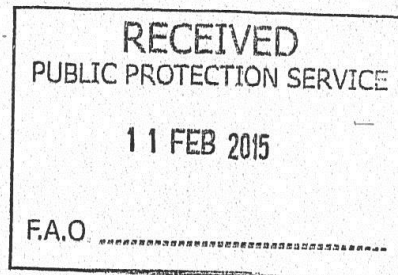
As a mature Plymouth University student, I strongly believe having a late night coffee shop would be a beneficial place to visit for the older generation whilst on a night out in the area.

As a non drinker myself, I like to enjoy the fantastic night life that Plymouth has to offer but not under the influence of alcohol. Having a friendly coffee shop such as Barista Brother continuously expanding in the area is what I believe a very good idea.

We should be advertising a healthier lifestyle along the lines of coffee and varied soft drinks, rather than alcohol. There are many bars and clubs open late in Plymouth, but there are no late night coffee shops. We need to move towards the future, whilst also keeping Plymouth a vibrant place for people to enjoy themselves.

Yours sincerely





Lisson grove  
Mutley  
Plymouth  
PL4 7DL  
  
4/2/2015

Dear Sir/Madam

Re: Barista Brothers License Application

I have been a resident in Plymouth for some time now as I relocated here as a student a few years ago. I am fairly familiar with North Hill as an area and have seen and visited many of the bars.

When I first moved here, all that was really on offer was various bars and pubs. Me and my boyfriend have never been really big drinkers and have often struggled to find somewhere to go with my friends to sit and relax without the atmosphere around me being that of drunken people.

I would much rather visit somewhere that has coffee and food as its primary attraction than that of a full on bar.

I currently work in a job where I have set shift patterns each week so my working pattern varies between days, mids and nights. I think it's a great idea to have somewhere that will service people like me that isn't a characterless commercial chain.

I am aware that the premises has been a shop previously but it is clear that we need to step away from places that force alcohol 24/7 and offer something much more positive like this.

I have been to the Barista Brothers in town and I am also really excited that there is one opening on Mutley Plain too. We should be supporting positive, local business ventures.

I support this venue and eagerly await it's opening.

Yours faithfully



Armada Street  
Greenbank  
Plymouth  
PL4 8LU

Friday 6<sup>th</sup> February 2015

To whom it may concern

***Reference – License Application, 3 Gibbon Lane, Plymouth***

I am writing this letter to express my feelings on the proposed license application for 3 Gibbon Lane, Plymouth.

As a local resident on North Hill, I believe this application is a very good idea. As you are aware the vicinity of 3 Gibbon Lane has various different bars including Skiving Scholar, Cuba and Bang Bang as well as Jam Jar down the road. I feel having a coffee shop in the vicinity would be a more appealing alternative.

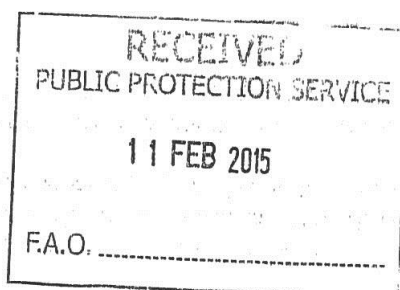
I do not believe there is another coffee shop along Gibbon Lane or Regent Street, therefore I feel it would be effective in the area rather than influence alcohol induced behaviour.

As a coffee lover, Barista Brother's is one of my favourite coffee shops to visit whilst I am in the city centre. I would rather support the smaller chains such as Barista Brothers instead of the bigger chains like Costa and Starbucks, or the alternative proposed license from 'Bargain Booze'.

As I drive through Mutley Plain I notice that Barista Brothers are also opening up along Mutley Plain, which I believe is fantastic as they show they are expanding in the right direction.

I strongly support this new venue and business, and wish them well in what I believe will be a success.

Yours Sincerely





Radnor Place  
Plymouth  
Devon  
PL4 8DW

Friday 7<sup>th</sup> December 2012

To whom it may concern

*Reference – License Application, 3 Gibbon Lane, Plymouth,*

I live locally to 3 Gibbon Lane and recently noticed the site notice for the license application of this premises. I decided to take a look at the application on your portal.

I am a regular visitor of the Barista Brothers located at Armada Way and think it's a brilliant idea to have this more locally accessible. Having lived in the area for some time, I do think that this is more amenable to the vicinity than that of the off license that operated there previously with a 24 hour license

It seems more fitting that as a neighbourhood we have a place where we encourage non-alcoholic drinks, such as coffee and milkshakes, and eating rather than pushing stupid off license promotions. I'd rather see someone sat pleasantly drinking a glass of wine or milkshake whilst reading newspaper than see lairy, drunk students buying ridiculous amounts of alcohol and causing havoc in the streets. It's also refreshing to see an outlet trying to move in a positive direction with what's on offer to the public.

I completely support this new venue and business and can't wait to start going there when the business opens.

Yours sincerely





---

**From:**  
**Sent:** 11 February 2015 15:33  
**To:** Licensing  
**Subject:** Barista Brothers gibbon lane

To who this may concern,

This is a message regarding the license application for Barista Brothers on gibbon lane. I have noted that it had gained a few negative responses. I for one, show full support for this proposal.

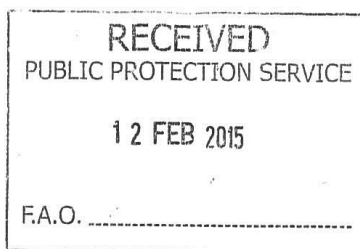
I work nights in the Skiving Scholar; and most of the time I don't leave work until 5am most nights. That being said, there aren't as many places to go to 'wind down' at that time as during the day.

From what I've heard about the ideas of the place it seems they wouldn't pose a threat to the four licensing objectives.

Thank you

Sent from my iPhone





Citadel Road  
Plymouth  
Devon  
PL1 3BD

Friday 6<sup>th</sup> February 2014

To whom it may concern

**RE: License Application, 3 Gibbon Lane, Plymouth,**

Having read the article in the Plymouth Herald about the proposed opening of a 24 Hour Barista Brothers Café in Gibbon Lane, I felt I needed to write in an express my opinion on the matter. I am a frequent patron of the existing Barista Brothers in Armada Way and I feel that opening another is a great step for Plymouth to overcome the prevalence of 'big brand' companies such as Costa Coffee or Subway which seem to be popping up on every available corner!

I do not agree with some of the comments made by residents that opening the 24hour coffee shop will make living in the area "unbearable". It is not as if opening the café will in anyway increase the levels of noise in the area, there are already several bars in the North Hill area and therefore the footfall would remain the same regardless of whether Barista Brothers is opened there or not. If anything, I think opening a 24hour café is a step towards lessening the 'binge drinking culture'; if there was a place to sit quietly with friends for a coffee and a snack, I believe a lot of people would choose this over the busy, noisy environment of a bar or club.

In addition, I feel it would be great for people who work unsociable hours to be able to visit a local café at a time that suits them. Perhaps Barista Brothers could cater to those who work in the North Hill area who wish to wind down after work with a coffee with their colleagues.

To summarise, I do not feel that the residents have fully taken into account what is being proposed. I feel they have just taken the words "24 hour licenced" to mean there is to be another bar opened in the area. I do not feel this is the case, I feel that this will cater more to the coffee trade and not as a last stop for the bar patrons.

Yours faithfully



Plymouth

Licencing Department  
Plymouth City Council  
Civic Centre  
Plymouth  
PL2 1AA

Friday 6<sup>th</sup> February 2015

To whom it may concern:

**Re: Licence Application, 3 Gibbon Lane, Plymouth, PL4 8BS**  
**Barista Brothers**

Having read the article regarding The Barista Brothers Licence application for 3 Gibbon Lane, I must say I am most dismayed that people are trying to adversely affect an opening of a local, new business to Plymouth.

Not only will this create some much needed jobs in the city, but it will also rejuvenate the area. It is important to highlight that with new university buildings and the campus ever expanding, that we can cater for the influx of people who give the city a great revenue. We must remember that without this revenue, the city wouldn't flourish as it does.

It is prudent to point out that the residents have suggested the noise increase to the area would be unbearable; the footfall will not increase to the area. The business will simply offer alternatives to the wet sales led outlets in the area. It is also important to remember that the students vacate the area in the summer period, and there is certainly a decrease in foot flow in the summer months.

It is important that during times when we are trying to help the economy grow, help the city flourish and engage in creating opportunities for the unemployed that we support applications like this.

Yours sincerely





**PLYMOUTH CITY COUNCIL**

<b>Subject:</b>	Review of Premises Licence
<b>Committee:</b>	Licensing Sub Committee
<b>Date:</b>	17 March 2015
<b>Cabinet Member:</b>	Councillor Brian Vincent
<b>CMT Member:</b>	Kelechi Nnoaham (Director of Public Health)
<b>Author:</b>	Frederick Prout (Senior Licensing Officer)
<b>Contact details:</b>	Tel: 01752 304792 email: licensing@plymouth.gov.uk
<b>Ref:</b>	ERS/LIC/PREM
<b>Key Decision:</b>	None
<b>Part:</b>	I

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**Purpose of the report:**

An application has been received from Superintendent D Sumner of the Devon & Cornwall Police under Section 51 of the Licensing Act 2003 for the review of the premises licence in respect of The Clipper Inn, 65 Union Street, Plymouth.

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**The Brilliant Co-operative Corporate Plan 2013/14 – 2016/17:**

This report links to the delivery of the City and Council objectives and outcomes within the plan.

Growing: The Licensing Policy provides a balance between the need to protect residents against enabling legitimate businesses to operate within a necessary and proportionate regulatory framework.

Caring: Reduce Inequalities as the Licensing Policy has put in place an appropriate framework that will allow decision-makers, when considering applications, to reduce the impact on safety, well-being and local amenity on the local community. The licensing system must minimise the burdens on business and to allow communities the opportunity to influence decisions.

See [Our Plan](#)

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**Implications for Medium Term Financial Plan and Resource Implications:  
Including finance, human, IT and land:**

Not applicable

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**Other Implications: e.g. Child Poverty, Community Safety, Health and Safety and Risk Management:**

Members should be aware that Section 17 of the Crime and Disorder Act 1998 puts a statutory duty on every Local Authority to exercise its various functions with due regard to the need to do all that it reasonably can do to prevent crime and disorder in its area.



## Equality and Diversity:

Has an Equality Impact Assessment been undertaken? Yes/No

**Recommendations and Reasons for recommended action:**

That Members consider this report.

**Alternative options considered and rejected:**

None

**Published work / information:**

For more information please see the below links.

## Statement of Licensing Policy

## Licensing Act 2003

**Revised Guidance issued under Section 182 Licensing Act 2003 - June 2014**

### Background papers:

[illegible]

**Sign off:**

Fin		Leg	SD/2 2384 /20.2 .15	Mon Off		HR		Assets		IT		Strat Proc	
Originating SMT Member													
Has the Cabinet Member(s) agreed the content of the report? Yes / No													



## **I.0 INTRODUCTION**

- I.1 On the 22 January 2015 the licensing department received an application from Superintendent D Sumner of the Devon & Cornwall Police under Section 51 of the Licensing Act 2003 for the review of the premises licence in respect of The Clipper Inn situated at 65 Union Street, Plymouth.

### **I.2 Review application.**

Devon & Cornwall Police have applied for the review of the premises licence for the purpose of promoting the licensing objectives in relation to the prevention of crime and disorder, public safety and the prevention of public nuisance. A Copy of this application has been served by Devon & Cornwall Police on each of the responsible authorities and the holder of the premises licence.

The police will allege that during September and October 2014 Police Officers consistently attended incidents involving drunken customers, anti-social behaviour, public order and assaults occurring in the vicinity and directly outside the premises between 0400hrs and 0830hrs and especially at weekends. A meeting with the premises licence holder was held who was requested to supply an action plan how the incidents would be dealt with. No action plan was received. The police allege the facts indicate that the management of the premises cannot effectively control the activities of the customers using the smoking area or congregating in the vicinity of the premises and therefore failing to effectively engage with the licensing objectives.

In accordance with review proceedings at 1047hrs on 23 January 2015 a licensing officer from Plymouth City Council attached a notice to a lamp post outside the Clipper Inn and have spoken with Paul Braidwood the premises licence holder of The Clipper Inn and requested the site notice be displayed at the premises.

At 1033hrs the same day a similar notice was displayed on the public notice board at the Civic Centre, Armada Way, Plymouth.

### **I.3 Licensable Activities.**

These premises have the following licensable activities and timings.

#### **Performance of Live Music (Indoors)**

Monday to Sunday 10am to 6am

#### **None Standard Timings**

From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.

#### **Playing of Recorded Music (Indoors and Outdoors)**

Monday to Sunday Midnight to Midnight

#### **Provision of Facilities for Dancing (Indoors)**

Monday to Sunday Midnight to Midnight



**Late Night Refreshment (Indoors and Outdoors)**

Monday to Sunday                      11pm to 5am

**The Sale by Retail of Alcohol for Consumption ON and OFF the Premises**

Monday to Sunday                      Midnight to Midnight

**Opening Hours of the Premises**

Monday to Sunday                      Midnight to Midnight

- 1.4 Conditions currently attached to the licence (Appendix I).

**2.0 RESPONSIBLE AUTHORITIES**

- 2.1 *Environmental Health* – no representations
- 2.2 *Devon & Somerset Fire & Rescue Service* – no representations.
- 2.3 *Trading Standards* – no representations
- 2.4 *Planning Officer* - no representations.
- 2.5 *Child Protection* – no representations
- 2.6 *Health & Safety Executive* – no representations.
- 2.7 *Health Authority* – no representations.
- 2.8 *Licensing Authority* – no representations

**3.0 OTHER PARTIES**

No representations.

**4.0 CONSIDERATIONS**

- 4.1 In making its decision the Committee is also obliged to have regard to the application and any relevant representations, take any such steps if any as it considers appropriate for the promotion of the licensing objectives, which are:
- the prevention of crime and disorder;
  - public safety;
  - the prevention of public nuisance;
  - the protection of children from harm.

In making its decision the Committee is also obliged to have regards to:

The guidance issued under section 182 of the Licensing Act 2003 with the following paragraph's relevant to this application: Paragraph 11.1 – 11.11, 11.16 – 11.23

The Council's own Licensing Policy with the following headed paragraphs being relevant to this application: Licensing Hours (Page 11), Designated Premises



Supervisor (Page 13), Public Nuisance (Page 17 – 18) and Licensing Conditions (page 20), Review of premises licence (Page 22)

Also the representations (including supporting information) presented by all the parties.

4.2 The steps are :

- (a) to modify the conditions of the licence;
- (b) to exclude a licensable activity from the scope of the licence;
- (c) to remove the designated premises supervisor;
- (d) to suspend the licence for a period not exceeding three months;
- (e) to revoke the licence;

and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

Where the committee takes a step in 4.2 (a) or (b), it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

R. Carton  
Manager of Public Protection Service



**ANNEX 1 - MANDATORY CONDITIONS**

1. The first condition is that no supply of alcohol may be made under the premises licence:

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- (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. The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

3.(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children-

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
  - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
  - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
- (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-
  - (i) the outcome of a race, competition or other event or process, or
  - (ii) the likelihood of anything occurring or not occurring;
- (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

4. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

6.(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.



(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

## **ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE**

### **Regulated Entertainment**

1. Enhanced CCTV system with images to be retained for a minimum of 14 days to comply with the UK Requirements for Digital CCTV Systems.
2. Suitable signage at the exit to request the co-operation of patrons, in particular:
  - To make as little noise as possible when leaving the premises.
  - Not to stand around talking in the street outside the premises or any car park, and to drive away as quietly as possible.
3. Staff positioned on main exits.
4. The use of a lobby to prevent noise break out.
5. Between 00:00 hrs and 02:00 hrs  
Noise emanating from the premises will not be distinguishable above background levels 1 metre from the façade of the nearest residential property.

### **Conditions agreed with Environmental Health Authority**

1. After 02:00 hrs until 08:00 hrs  
Total sound containment within the premises.

### **Steps taken in order to promote the four Licensing objectives**

1. First Aid provision available.
2. Sanitary facilities monitored and checked by staff at regular intervals.
3. Clubwatch radio link to Plymouth City Council CCTV system will be switched on and monitored at all times the premises are trading.
4. Occupancy monitored by senior members of staff by clicker counting at peak times of trade, otherwise monitored by staff at regular intervals.
5. Taxi numbers available for patrons
6. Monitoring and management of sound levels by senior members of staff regarding background music, live entertainment and designated smoking areas.
7. Whenever the Designated Premises Supervisor is not at the premises another responsible person will be nominated by the Designated Premises Supervisor as being the person to manage the premises.

## **ANNEX 3 - CONDITIONS ATTACHED AFTER A REVIEW HEARING BY THE LICENSING AUTHORITY**

### **Licensing Review Hearing held on 13th March 2007**

The existing Club Watch radio link (already condition 3 on the premises licence) be maintained between the hours of 2am and 6am by a SIA registered member of staff;



The SIA registered member of staff maintaining the main exit in addition to his/her corporate uniform would, in accordance with the Club Watch initiative, wear a high visibility luminous armband provided by the Devon and Cornwall Constabulary. If the occupancy level rose above 86, the second SIA registered member of staff present on the premises likewise would be identifiable by the Club Watch armband.

#### **Licensing Review Hearing held on 20th April 2010**

A register of SIA door supervisors will be maintained detailing a name, licence number, date of expiry of licence and contact details of the individuals concerned. The register will be available for inspection for up to 30 days.

The DPS and in their absence other authorised staff will be able to download images following a written request of footage by any responsible authority either at the time or as soon as is reasonably practicable.

#### **Licensing Review Hearing held on 24 April 2012 and decision meeting on 27 April 2012**

1.The Premise Licence Holder is to provide the police with a current land line number and mobile phone number and in the event that this number changes the PLH is to advise the police licensing unit of the updated number within seven days of the change occurring.

2.An SIA door supervisor will be employed from 02.00 hours through to the close of the premises Monday to Sunday and a second SIA door supervisor will be present on the premises from 04.00 hours until the close of the premises and at such other times as the DPS feels will be appropriate for the safety and security of patrons

3.Two SIA door supervisors will remain in a principal position near the external front entrance from 04.00 hours to the close of the premises seven days a week to marshal patrons using the front external smoking area

4.The DPS and in their absence other authorised staff shall download images following a written request of footage by any responsible authority and within seven days of that request being made the PLH or DPS will contact the responsible authority who requested the footage to tell them where the footage can be collected from. The footage from the incident/day in question must then be retained for a further period of 14 days to ensure that if any further information is required it can be provided within the same terms as the original request

#### **Variation - at Licensing Sub Committee 20 February 2013**

#### **To Vary the conditions imposed following the Licensing Review Hearing held on 27th April 2012.**

The application to amend/delete conditions in Annex 3, numbers 2 and 3 above were refused.



The application to amend the condition in Annex 3, number 4 above was granted as follows.

The registered ICO Data Controller shall in response to any lawful written request to the DPS, download images and within 7 days of such request the DPS shall contact the relevant responsible authority to tell them where the footage can be collected. The footage from the incident/day in question must then be retained for a further period of 14 days to ensure that if any further information is required it can be provided within the same terms as the original request.



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