

LICENSING SUB – COMMITTEE

25 April 2016

Report of the Head of Environmental Health & Licensing

Contact Officer: Anya Pyke. Tel No: 01962 848443

Application: New Premises Licence

Premises: KFC, 47 Upper Brook Street, Winchester, Hampshire, SO23 8DG

Part A. Report

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Part A.**1. Application**

Applicant: Amsric Foods Limited

Premises: KFC, 47 Upper Brook Street, Winchester, Hampshire, SO23 8DG

- 1.1 This report relates to a new Premises Licence application under Section 17 of the Licensing Act 2003 for KFC, 47 Upper Brook Street, Winchester, Hampshire, SO23 8DG.
- 1.2 The purpose of the application is to allow for the provision of late night refreshment on Fridays and Saturdays between 2300 and 0400 the following day.
- 1.3 Representations were received from local residents objecting to the application in relation to the public nuisance licensing objective. The list of residents who have submitted representations can be found at Section 3 of the report and copies of the representations can be found at Appendix 3.
- 1.4 Representations were also received from PC Brian Swallow on behalf of Hampshire Constabulary and Mr Phil Tidridge on behalf of Winchester City Council's Environmental Health Team, both of which are responsible authorities. These representations relate to the prevention of crime and disorder and the public nuisance licensing objectives. Copies of these can be found at Appendix 2.
- 1.5 If Members are minded to grant this application, they may consider imposing conditions which are appropriate to this application / premises, in light of the representations received.
- 1.6 Notice of the application was displayed outside of the premises for a period of 28 days until 21 March 2016, and advertised in the Hampshire Chronicle on 3 March 2016.
- 1.7 The Operating Schedule, copied at Appendix 1, proposes the Relevant Licensable Activities.
- 1.8 Notices of the hearing were sent to all Parties on Monday 4 April 2016.

Designated Premises Supervisor

N/A

Steps to promote the Licensing Objectives

Please see Section Q Appendix 1

Relevant Representations

2. Responsible Authorities

All of the Responsible Authorities have been served with a copy of the application. The representations received are as follows:

Environmental Health

Representation relating to the prevention of public nuisance licensing objective was received on 8 March 2016.

Hampshire Constabulary

Representation relating to the prevention on crime and disorder, public safety and the prevention of public nuisance licensing objectives was received on 29 February 2016.

Hampshire Fire and Rescue Service

No representations received.

Child Protection Team

No representations received.

Building Control

No representations received.

Head of Safety Standards

No representations received.

Public Health Manager

No representations received.

Licensing Authority

No representations received.

3. Representations from Other Persons

Representations have been received from the following persons, all of which relate to the public nuisance licensing objective:

The Rev'd Cannon Malcolm Jones

Leonard Preston and Sarah Binanchi

Joanna Pope

Libby Hayes

Michael Coker-Davies

Charles Pascall

Max Johnston

Kate Fisher

Dr Joel Byfield

B. C. Payne

Lesley Gillon

Catherine Short

Adrian Hutton

Katherine Whiting-Waites

Kate Robson

Robert and Valerie Weller

Jack Wiseman and Kieran White.

Copies of the representations received can be found at Appendix 3.

4. Observations

The Sub-Committee is obliged to determine this application with a view to promoting the Licensing Objectives:

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

In making its decision, the Sub-Committee is also obliged to have regard to the National Guidance and the Council's Licensing Policy.

The Sub-Committee must have regard to all of the representations.

The Sub-Committee must take such of the following steps it considers appropriate to promote the Licensing Objectives:

1. Grant the licence subject to conditions in accordance with the operating schedule (modified to such extent as the authority considers appropriate for the promotion of the licensing objectives) and the mandatory conditions;
2. exclude from the scope of the licence any of the licensable activities to which the application relates;
3. reject the application.

Terminal hours

The Sub-Committee should take account of the National Guidance and the Council's Licensing Policy with regard to terminal hours and take such steps as it considers appropriate to promote the Licensing Objectives.

(Licensing Policy Part 4, A8)

Licensing Objectives.

Crime and Disorder

The Sub-Committee should consider any appropriate conditions to prevent crime and public disorder relating to the premises having regard to the operating schedule and the representations.

(Licensing Policy 1.6, 2.11, 2.17)

Public Safety

The Sub-Committee should consider any appropriate conditions relating to public safety having regard to the relating to the premises having regard to the operating schedule and the representations.

(Licensing Policy Part 4, B3, B4)

Public Nuisance

The Sub-Committee should consider any appropriate conditions to prevent public nuisance caused by noise and light pollution from the premises relating to the premises having regard to the operating schedule and the representations.

(Licensing Policy Part 4, Section C)

Protection of Children

The Sub-Committee should consider any necessary conditions for the Protection of Children relating to the premises having regard to the operating schedule and the representations.

(Licensing Policy Part 4, D6, D7)

Human Rights

It is considered that Articles 6 (right to a fair trial) 8 (right to respect for private and family life) and Article 1 of the First Protocol (right to peaceable enjoyment of possessions) may be relevant. As there is a right of appeal to the Magistrates' Court, it is considered that there would be no infringement of Article 6. Article 8 is relevant, insofar as the nearby residents could claim that this right would be infringed by disturbance from customers. This should be balanced against the applicants' right to use of their premises under Article 1 of the First Protocol. Interference with these rights is permitted, where this interference is lawful, appropriate in a democratic society, and proportionate. Likewise, the residents may argue that their rights under Article 1 of the First Protocol would be infringed. If conditions are imposed, there should be no interference with any convention rights. To the extent that any interference may occur, it would be justifiable in a democratic society, and proportionate.

5. Conditions

Mandatory Conditions

There are no mandatory conditions that relate to the supply of late night refreshment.

Should security be provided at the premises, the following mandatory condition would apply;

Where individuals are required on premises to carry out security activities, they must be licensed by the Security Industry Authority.

Possible Conditions

If the application is granted, the Sub-Committee may wish to consider the following conditions to reflect the Operating Schedule:

Operating Hours

1. The hours the premises may be used the provision of late night refreshment shall be:
 - (i) ***Friday and Saturday 2300 to 0400 the following day***

All Licensing Objectives

[Dealt with in relevant sections below].

Crime and Disorder

1. One member of SIA security personnel will be on the premises on Fridays and Saturdays between 2300 and 0200 the following day.

Public Nuisance

1. Prominent, clear notices shall be displayed at all exits requesting customers to respect the needs of local residents, to leave the premises and the area quietly.
2. Staff shall be given appropriate instructions and training to encourage customers to leave the premises quietly and not to loiter in the vicinity of the premises so as to minimize disturbance to local residents.
3. The premises licence holder shall ensure that the number of litter bins in the vicinity of the premises will be increased.

Protection of Children

1. Customers shall not be permitted to bring alcohol onto the premises.
2. No person who appears to be intoxicated will be allowed to enter the premises.

6. Other Considerations

Corporate Strategy (Relevance To:)

This report covers issues which affect the principles of Active Communities and a Prosperous Economy.

Resource Implications

A licence fee of £190 has been received. An annual fee of £180 is payable on the anniversary of the licence, if granted. It is anticipated that an appropriate level of officer attendance will be provided within the existing budget.

Appendices

1. Application by Amsric Foods Limited
2. Representations by Responsible Authorities
3. Representations by other persons
4. Map of premises location.



Winchester

City Council

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Amsric Foods Limited

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 47 Upper Brook Street and 65 Parchment St			
Post town	Winchester	Postcode	SO23 8DG

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£10000

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |

- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name Amsric Foods Limited
Address Friar House Cope Road St Johns Woking Surrey GU21 8ST
Registered number (where applicable) 02770878
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

DD MM YYYY
 0 1 0 3 2 0 1 6

Part 3 - Operating Schedule

When do you want the premises licence to start?

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD MM YYYY
 [][] [][] [][][][]

Please give a general description of the premises (please read guidance note 1)
 Ground floor shop 47 Upper Brook Street

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

0

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

- | Provision of regulated entertainment | Please tick any that apply |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |
| <u>Provision of late night refreshment</u> (if ticking yes, fill in box I) | <input checked="" type="checkbox"/> |
| <u>Supply of alcohol</u> (if ticking yes, fill in box J) | <input type="checkbox"/> |

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for performing plays (please read guidance note 4)		
Wed					
Thurs			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Wed					
Thurs			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thurs			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both \perp please tick (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)			
Wed						
Thurs			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)			
Fri						
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed					
Thurs			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thurs					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	
Tue				
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)	
Thurs				
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sat				
Sun				

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thurs			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3) We confirm music will not be amplified. Just the serving of late night refreshments	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4) the late night refreshments would not be seasonal and would be required all year		
Thurs					
Fri	23.00	04.00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) the timings would be standard as set out on the left and not at different times. They are designed to be close to the hours of the nightclub.		
Sat	23.00	04.00			
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon					
Tue					
Wed					
Thurs					
Fri					
Sat					
Sun			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

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

Name	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue			
Wed			
Thurs			
Fri	23.00	04.00	
Sat	23.00	04.00	
Sun			

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

We have CCTV cameras on site and there is adequate outside lighting to make it safe

b) The prevention of crime and disorder

If we receive complaints which are justifiable we would agree to employ a qualified SIA guard on the premises between the hours of 11pm and 2am on Fridays and Saturdays

c) Public safety

As above if there are complaints we will have an SIA guard on Fridays and Saturdays

d) The prevention of public nuisance

We will increase the number of litter bins if needed and if necessary and, subject to KRC approval, we would be prepared to put up a notice in the store asking customers to respect the privacy and feelings of any neighbouring units occupied at the time of the late night refreshment hours

e) The protection of children from harm

It is assumed that children will be in bed during the hours we are seeking. This is a fast food outlet and no alcohol is served. We do not allow customers to bring alcohol into the store. We would also prevent any customer who obviously appears drunk from entering the store

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	18.2.2016
Capacity	In House Solicitor

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Mrs Susan Scott In House Legal Counsel Friar House Copse Road St Johns			
Post town	Woking	Postcode	GU21 8ST
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

**FORM FOR REPRESENTATIONS FROM RESPONSIBLE AUTHORITIES
AND INTERESTED PARTIES****PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

- Before completing this form please read the guidance notes on page 7.
- If you are completing this form by hand please write legibly inside the boxes in black ink and stay within the box provided.
- Once completed please send your representation form to The Licensing Officer at the relevant authority.

You may wish to keep a copy of the completed form for your records.

I, PC 2903 Brian Swallow wish to make a representation(s)

Regarding the granting of the Premises Licence issued under the Licensing Act 2003, for the premises described in Part 1 below.

Part 1 – Premises or Club Premises Details

**KFC
47 Upper Brook Street
Winchester
Hampshire
SO23 8DG**

Name of premises licence holder or club holding club premises certificate (if known)

**Amsric Foods Limited
Friar House
Copse Road
St Johns
Woking
Surrey
GU21 8ST**

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

Not yet issued

Part 2 – Your Details

I am

Please tick ✓

- 1) an interested party
 - a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority
- 3) a member of the club to which this application relates

(A) REPRESENTEE DETAILS (fill in as applicable)

Mr Mrs Miss Ms Other title (for Rev) **PC**

Surname First names

Are you over 18 Yes

Current address if different from premises address

Contact telephone number in working hours

Email address (optional)

(B) BODY APPLICANT

Name and address N/A

(C) AUTHORITY APPLICANT

Name and address Police Alcohol & Entertainment Licensing Officer Bishops Waltham Police Station Hoe Road Bishops Waltham Hampshire SO32 1DS
--

This application to review relates to the following licensing objective(s)
Please tick one or more boxes ✓

- 1) **The prevention of crime and disorder**
- 2) **Public safety**
- 3) **The prevention of public nuisance**
- 4) **The protection of children from harm**

Please state the ground(s) for representation (please read guidance note 1)

This is an application for a late night refreshment licence to be granted to an existing fast food retail outlet. The application seeks the provision of LNR on Friday and Saturday's from 23:00-04:00.

The Chief Officer of Police is making representations regarding this application under the licensing objectives of:

The Prevention of Crime and Disorder
Public Safety
The Prevention of Public Nuisance

A few token steps are mentioned within the application as to how the licensing objectives are to be promoted:

The application states that there are CCTV cameras on site. I am unaware if these cameras have a recording facility and if they do, for how long the images are stored for, or to what standard of quality images are produced. None of this is explained in any detail or expanded upon within the application.

The applicant states that "if we receive complaints that are justifiable" they would employ "A" security guard between 23:00 and 02:00. I am not sure why their timings for this are so specific, especially as the application requests the provision of LNR until 04:00. It is also disappointing to read that they will wait until there are complaints rather than to be proactive and to prevent them in the first instance.

They will increase the number of litter bins "if needed and necessary" Again I would have expected a more proactive approach to this issue.

The applicant also states that they will "prevent any customer who obviously appears drunk from entering the store" How?

The police have serious concerns with regards to this application. It is our belief that the application is being made to benefit from the exiting footfall from the very near by; Vodka Bar night club.

Upper Brook Street also contains the official taxi rank for the area.

Persons coming from the nightclub late at night are predominantly in a state of intoxication. Inhibitions are lowered, bravado is increased. People talk louder and have less respect for persons, residents, their property and littering is increased.

As such, incidents of alcohol fuelled anti social behaviour, assaults and crimes against property are already prevalent within the area that can be directly attributed to the nightclub and persons who have frequented it. From police crime statistics held on the police Record Management System, these peak towards the end of the trading hours for the night.

A late night food venue very near to the nightclub will hinder the dispersal away from the club and area. People will use the restaurant as gathering place.

They will be intoxicated. As mentioned above, the applicant has said that intoxicated people will not be allowed entry into the restaurant but have not offered SIA security personnel as a

condition to fully promote the licensing objective.

By refusing entry, conflict will occur; the risk of assaults and public order situations is increased. In order to perform a security function, i.e. to prevent entry or remove persons by force; you have to be SIA registered as defined by the security Industries Act and mandatory licensing condition.

CCTV is also not only a proven deterrent and a device for monitoring staff and building safety and security but a valuable tool for capturing images for evidence following incidents. The lack of any information upon the application regarding the CCTV undermines the application.

Unless the above concerns can be alleviated by the applicant, the police object to this application in its entirety.

Please provide as much information as possible to support the representation (please read guidance note 2)

Detailed as above

If you have made representations before relating to this premises, please state what they were and when you made them

N/A

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE [AMOUNT], UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS REPRESENTATION

Part 3 – Signatures (please read guidance note 3)

Signature of representee or representee's solicitor or other duly authorised agent. (please read guidance note 4). If signing on behalf of the representee, please state in what capacity.

Signature...B Swallow.....

Date.....29th February 2016

Capacity...Police Licensing Officer, Representing the Chief Officer of Police. .

Contact name (where not previously given) and address for correspondence associated with this representation (please read guidance note 5)

N/A

Post town

Post code

NOTES FOR GUIDANCE

1. The ground(s) for representation must be based on one of the licensing objectives.
2. Please list any additional information or details, for example dates of problems which are included in the grounds for representation if available.
3. The representation form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

DATA PROTECTION ACT 1998

The personal information you have provided, or which has been obtained from other sources, will only be used for the purpose of the licensing function, and for auditing, monitoring, statistical and other research.

The information may be shared with other council departments and statutory bodies. The licence holder will also be provided with a copy of your representation.



Environmental Health Representation

New Grant or Variation of Premises Licence

Application Details

Temporary Event Notice	
Premises Licence	X
Variation to Premises Licence	

Applicant	Amsric Foods Ltd
Address of Premises	KFC, 47 Upper Brook St, Winchester

Responsible Authority applicant details

Name of person making representation	Phil Tidridge
Position	Environmental Health
Address	Winchester City Council, City Offices, Colebrook St, Winchester, Hants, SO23 9LJ

Grounds for Representation

This representation is made in respect of the following Licensing Objective(s):

1) The prevention of crime and disorder	
2) Public Safety	
3) The prevention of Public Nuisance	X
4) The protection of Children from harm	

Please detail grounds for representation:

This premises has residential properties in close proximity. The operation until 4am on Friday and Saturday nights is likely to attract persons from the nearby night club, which is referenced in the application. It is my view that such persons will therefore be encouraged to remain in the area consuming take away food rather than dispersing. Such persons are usually in some state of intoxication and are therefore more likely to cause a noise disturbance.

CONT

Please state grounds for representation (con'd)

The applicant has stated that they will prevent drunk persons entering the premises but it is considered from a noise perspective such individuals have already been attracted to this location and noise disturbance will have occurred irrespective if they are served. Refusing access may in fact cause arguments to occur increasing noise disturbance. Similarly I am not convinced that CCTV or SIA guards will prevent persons congregating in the area, it will simply move the problem from immediately outside the premises, potentially nearer to residential dwellings. Further it is unclear why the suggestion of SIA guards, if complaints are received, would only be between the hours of 11pm and 2am. The notice asking customers to "respect the privacy and feelings of any neighbouring units ." is suggested but only "subject to KFC approval" so it is unclear at this stage if this notice could in fact be provided.

I therefore do not consider that the controls measures offered by the applicant will prevent the potential for public nuisance from noise discussed above.

NOTE - Although not a material consideration with regards to this representation the applicant is also advised that there are restrictions on the existing planning permission (07/02345/FUL) which restricts opening hours from 11:00 until 23:00. This condition was included for exactly the same concerns as expressed above.

Signed:	
Date:	08 March 2016

Anya Pyke

From: Fr Malcolm Jones
Sent: 27 February 2016 09:56
To: Licensing
Cc: Cllr Dominic Hiscock; Cllr James Maynard
Subject: Premises Licence for KFC 47 Upper Brook Street, Winchester. Hampshire. SO23 8DG

Categories: Orange Category

Sirs,
I wish to raise an objection to the increase of the license hours for Kentucky Fried Chicken on the grounds of the prevention of a public nuisance.

With the present opening hours we have people moving along Upper Brook Street making a great deal of noise in the early hours of the morning and this will only cause further noise nuisance. In addition, at the moment, people using the facility of KFC choose to throw quantities of the containers, wrappings, condiment sachets and drinks cans in the church grounds near the pedestrian gate and in the hedge alongside the church grounds and Upper Brook Street. In conjunction with this people also leave the said items on the Rectory hedge at 60 Upper Brook Street, and throw them into the front garden and on to the Rectory Drive – which I have then to clear up.

The addition of further hours will only make the situation worse.

Yours faithfully,

Malcolm F Jones

The Rev'd Canon Malcolm F Jones ChStJ BA MA LLM FInstLM SSC
Rector, Holy Trinity, Winchester.
The Rectory, 60 Upper Brook Street, Winchester SO23 8DG
Tel: Study Mobile:

Click [here](#) to report this email as spam.

65, Upper Brook Street,
Winchester,
Hampshire,
SO23-8DG.

27th February, 2016

Ref: License Application

KFC

47, Upper Brook Street,
Winchester,
SO23-8DG

To Whom It May Concern:

It is our understanding that the above fast-food outlet has applied to remain open on Fridays and Saturdays into the early hours of the morning, and, as residents of Upper Brook Street and immediate neighbours to KFC, we wish to object to this proposal in the strongest terms.

Upper Brook Street already suffers from considerable early-hours public nuisance, emanating in some measure from elements departing the nearby late night bar: rowdy behaviour, broken windows, kicked front doors, smashed car wing mirrors, abuse and vomit, are by no means rare events as select groups of young people make their intoxicated way home from the town centre. The car park wall immediately opposite numbers 59/61/63 and our own, 65, becomes an impromptu forum for shouting and shrieking revellers at the weekend already, and the idea that they should be given additional license to visit the us until 4.00am is socially unconscionable. KFC's opening till such an hour will act as a beacon - and an emetic - for the very worst littering and loutish behaviour and - absent a police presence which is nowadays predictably the case - destroy the fragile peace of this residential street on Fridays and Saturdays completely.

We urge you to decline KFC's application.

Yours faithfully,

Leonard Preston & Sarah Bianchi.

Licensing Section
Winchester City Council
City Offices
Colebrook Street
Winchester
SO23-9LJ

2 Merchants' Place,
Upper Brook Street,

Winchester

SO23 8HW

March 1st 2016

Licensing Section
Winchester City Council

Dear Sir,

This letter is regarding the
the Application of Kentucky Fried Chicken
of late Night Refreshment Friday and
Saturday from 23.00hrs to 4:00 am the
following day.

There are several reasons that
I believe it would be wrong
to allow this license.

1. The Noise that this will generate for all the residents along Upper Brook Street, late at night and early morning. Many of the houses are homes with children and of course the local streets will suffer as well.

2. We already suffer from a great deal of litter from both K.F.C. and Dominos Pizza and neither shop does anything to pick up local litter and their litter bins are often overflowing. Chicken bones will increase in number along the road and there are many dogs walking the street.

3. There is already a major hazard when Deliveries are made to the Shop. The Lomis park where the road markings and Post state that

there is to be "No Unloading at any time" - I know that the Lories are often given Fine Tickets but never seems to worry the owners.

4. These Lories are often on the Corner when there is a great deal of Traffic and suddenly 2 lines of Traffic are SUDDENLY reduced to one and the back of Lorry wide open with the lift on the ground. (It would help if the driver put out ~~out~~ a Warning Triangle but I have never seen one.) If there are many more meals being sold there will be even more deliveries to the Shop. and greater danger to everyone driving and walking in the area.

Yours faithfully

Anya Pyke

From: Libby Hayes
Sent: 02 March 2016 20:16
To: Licensing
Subject: Proposed change of premises license - KFC Upper Brook Street

Dear Anya

It has been brought to my attention as a resident of Upper Brook Street that KFC have applied for an extension to their premises license to 4 am on Friday and Saturday evenings.

As residents in Upper Brook Street, we are aware of the popularity of the said takeaway and are concerned that the revised opening hours could impact on the licensing objectives.

My concern refers to the licensing objective "prevention of public nuisance" on a weekly basis we are subjected to noise, litter, fighting and public disorder in the early hours from people leaving the city centre pubs and bars. Should KFC have their application granted there would be an increase in the footfall in the street and with this the increase of the above disturbances.

There is also a concern for "public safety" KFC is located in the main one way system in the city centre and with the increase of footfall this may spill out onto the street, with customers eating by the roadside, also the amount of customers using the takeaway at this time may bring "crime and disorder" a key element of the premises license. As has been experienced with larger groups of people congregating in the car park opposite cars have been damaged, litter strewn, fighting between individuals.

Will there be security staff for the takeaway? Will Police be expected to monitor the premises?

I write with the hope that the licensing committee review the application, keeping in mind that Upper Brook Street is residential apart from 4 buildings. The impact of the extension would have devastating effects to the street and the area of the city.

Yours Sincerely

Libby Hayes (Mrs)
69 Upper Brook Street
SO23 8DG

Sent from Yahoo Mail for iPad

Click [here](#) to report this email as spam.

Michael Coker-Davies.

56 Upper Brook Street,
Winchester,
Hampshire, SO23 8DG

3 March 2016

Late Night Refreshment Application for KFC Upper Brook Street, Winchester.

Sir,

As a resident of Upper Brook Street, Winchester I should like to express my concerns re the above detailed application in the strongest possible terms.

Residents are continually subjected to litter and drunken louts drawn to the premises of KFC at all times, but particularly late at night.

We are the recipients of shouting, swearing and fighting as late as three am. Never more than a day or two passes without being woken by such behaviour. The majority of these youths emanate from Vodka Bar which is only a few steps from KFC. To extend KFC opening hours will not only result in these youth congregating in this area for longer, but draw fresh groups to Upper Brook Street from other areas of the town.

Local residents did all they could to protest at the opening of both KFC and Vodka Bar in our residential street. We are the ones bearing the cost for Council decisions.

Any extension to KFC's opening hours at all would I feel brings issues to breaking point. We are a street with families and young children, the elderly and the infirm as well as just ordinary people trying to get on with their lives.

In point of fact we are looking for the Council to do all it can to close these two premises down let alone encourage them.

Anya Pyke

From: Charles Pascall
Sent: 04 March 2016 18:37
To: Licensing
Subject: Licensing application KFC 47 Upper Brook Street Document 2742

Follow Up Flag: Follow up
Flag Status: Completed

Categories: Orange Category

Dear Sirs,

I am writing regarding the licensing application for KFC, 47 Upper Brook Street, Winchester, Hampshire, SO23 8DG covered by Document 2742, received from Amsric Food Limited Friar House Copse Road St Johns Woking Surrey GU21 8ST.

As a resident of Upper Brook Street, I wish to register my objection to this application on the following grounds:-

The prevention of public nuisance

Upper Brook Street is, in the main, a residential street located within the Winchester Conservation area. This places certain restrictions upon what residents may do that may damage the conservation of the area. Unfortunately there are a number of businesses in the same street which cause considerable disturbance/nuisance. These include KFC, 47 Upper Brook Street in that it is a restaurant that also provides a take away service. This results in considerable nuisance in the form of noise, litter, congestion and smell which affects the environment along the whole street.

Whether there is a requirement for such "refreshment" on "Friday and Saturday from 2300 to 0400 the following day" is debateable. However the extension of opening hours over such a long period can only lead to an increase in nuisance and disturbance to residents along with an increase of litter along the street. With the proposal to develop a new surgery on the site of the carpark opposite, it can only be that any customers visiting the premises will have to park in the carpark on the opposite side of North Walls and then walk to and from the premises along the entire length of Upper Brook Street. This will extend after midnight when most residents are trying, often with difficulty, to sleep. It is also likely as is now the case that some vehicles will be left at the side of the road causing further congestion in an already overloaded thoroughfare.

Public Safety

There is often waste (litter) from the particular premises left by customers in the street. If this contains food it is a potential health hazard as it attracts vermin. Increased quantities can only result in an increased health risk.

Disorder

There is already considerable noise and disorder (including altercations) late at night from customers of facilities around this premises. Extending these hours and the potential for a number of eating and drinking establishments to be open with this proposal for most of the night will only increase the incidence of disorder.

I implore you to reject this licensing application as it will cause considerable issues for residents.

(One assumes that if granted the company concerned will close much earlier on Sundays in order to comply with Sunday trading laws.)

Yours faithfully,

Charles Pascall

(103, Upper Brook Street. Winchester. Hampshire SO23 8DG)

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Anya Pyke

From: Max Johnston
Sent: 06 March 2016 20:08
To: Licensing
Subject: KFC licence application

Follow Up Flag: Follow up
Flag Status: Completed

Categories: Orange Category

RE: Application by Amsric Food Limited for a new premises licence for KFC to allow refreshments to be served until 4am.

To whom it may concern,

I would like to object in the strongest possible manner to the above application. I live at 59, Upper Brook Street and we already have issues with customers of the nightclub down the road being a public nuisance by playing loud music, shouting and loitering outside our house in the early hours of the morning.

These problems would be compounded should this application be granted. Were KFC allowed to stay open until 4am it would cause considerable upset to us and fellow residents of Upper Brook Street who already suffer from unpleasant smells and disturbances from Dominos Pizza and KFC.

I also worry that this license being granted would result in an increase in the amount of littering, something that already blights this supposedly peaceful residential street.

I look forward to Winchester council doing the right thing and rejecting this application. Winchester is a gorgeous place to live and efforts should be made to protect it.

Best wishes,
Max Johnston

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Miss Kate Fisher

34 Upper Brook Street

Winchester

SO23 8DG

05 March 2016

Representation against the application of KFC, Upper Brook Street, to extend their opening hours

I am writing to object to the application of Amsric Food Limited for a New Premises Licence for KFC, 47 Upper Brook Street, Winchester. As a local resident, who is already affected by litter and noise resulting from late night establishments in the city centre, I do not believe that this licence should be supplied.

In relation to the prevention of crime and disorder: there have been a number of occasions, where people have been disruptive and potentially dangerous late at night, who have visited the KFC on Upper Brook Street (marked by their takeaway bags). There have been heated arguments with extremely foul language, and those involved have become violent. On one occasion, one of the residents went outside to intervene as it was aimed at a young female. If the licence is given, there will be more incidents like this, and with more likelihood of drunk and vulnerable individuals being involved. This is not only a risk for those involved but for residents who wish to keep the peace around their homes.

In relation to public safety, the prevention of public nuisance and the protection of children from harm: the takeaways on the road encourage people in the evening to an otherwise quiet residential street. It is concerning that this may continue into the night if the licence is given. Often people wait in the Upper Brook Street car park whilst others collect their takeaway from KFC or Dominos. There have been numerous occasions where people have played extremely loud music whilst waiting, which has caused many people on the street to come outside their homes to find out what is causing it. While it is inconvenient for adults, this noise is extremely disruptive for children and infants, of which there are a growing number on the street. Whilst Dominos is currently open later than KFC, this has minimal impact on residents, due to the late night orders only being available by delivery, rather than collection.

In relation to the prevention of crime and disorder: last year, two young males climbed a wall into the Heritage Centre and were witnessed to be tampering with one of the cars parked there. Whilst this cannot be directly connected to either of the food establishments, the opening of late night establishments will increase the likelihood of this behaviour.

I believe that if KFC extends its opening hours, it will become a place where crowds gather when they leave the nearby nightclub, and that Upper Brook Street will become a footpath for students and other revellers on their way home after a night out. I don't believe that the road would remain a family-neighbourhood and I would reconsider my residency here.

Yours sincerely

Kate Fisher

Dr Joel Byfield

34 Upper Brook Street

Winchester

SO23 8DG

05 March 2016

Representation against the application to extend the opening hours of KFC, Upper Brook Street

I am writing to oppose the application of KFC, 47 Upper Brook Street, Winchester by Amsric Food Limited for a New Premises Licence. As a local resident, who is already affected by the results of late night establishments in the city centre, I do not believe that this licence should be granted.

My objection is partly based on the prevention of public nuisance. I firmly believe that the extension of KFC's opening hours will increase both noise and litter. My garden is already regularly polluted with discarded bags and napkins that are branded with the KFC logo. If the opening hours are extended, it is more likely that the customers will have been drinking beforehand, and will be less conscious about disposing of their rubbish appropriately.

As well as the prevention of public nuisance, my objection is based on the protection of children from harm. During certain times of the year, the road is already affected by customers of the bars and clubs in the city centre, especially as it is a route home for students. This impacts the residents with noisy, inappropriate language and behaviour, litter from takeaways, bottles and often vomit on the pavements. The language can be extremely foul, and due to the proximity of houses to the pavement, conversations can be heard clearly inside our homes. There have been instances where people have become violent on the road, which is frightening for both children and adults. However, this is completely inappropriate for children and infants to be hearing or witnessing.

I believe that this would also be at risk of affecting public safety. Winchester is a very safe city, especially the area that we live in. Currently, it feels safe to walk home from the railway station at night, however if the licence is extended, I would not be comfortable if my partner or I were to walk back at night. With more people loitering around KFC and the car park, especially if they are under the influence of alcohol or drugs, there is increased risk that something would happen, from verbal to physical assaults.

To protect both residents and the reputation of the city, I feel that this application should be rejected.

Yours sincerely

Dr Joel Byfield

Licensing Section
Winchester City Council
City Offices
Colebrook Street
Winchester
SO23 9LJ

50, Upper Brook Street
Upper Brook Street
SO 23 8 DG
Hants

8th March 2016

Dear Sir,

Re KFC Application to Remain Open till 4.am

As a long term resident (22 years) of Upper Brook Street, I wish to oppose the agreement to allow KFC to extend their opening hours until 4 am. This area of Winchester has been serviced by take away food outlets for many, many years . The pollution from the back of them has spoiled the residents of Parchment Street enjoyment of the use of their gardens and has allowed drunken customers from the Vodka Night Club to purchase food, as they leave the night club right up until 2,00-2.30pm. Some of them sit on the wall of the car park opposite, and scream, shout, vomit and generally display bad behaviour. In spite of the existing rubbish bins being available on the spot, they toss masses of litter into the car park area and those who do walk on with their food, continue to distribute the packaging along the pavements and gardens of Upper Brook Street and other residential areas nearby. It makes me very angry when I get up in the morning to find beer cans etc. floating in my small pond in my front garden.

However the worst and most annoying part of having these food outlets nearby is the amount of screaming, shouting and bad behaviour, which residents have to put up with, as these drunken customers wend their way home in the early hours. It is particularly bad on Friday and Saturday nights and I would be extremely concerned if the KFC would get permission to stay open until four in the morning

In spite of being in the centre of Winchester, Upper Brook Street is a quiet residential street with many houses being occupied by retired or elderly residents. I do wonder how many of the public would need to be out, buying Take Away Food until that hour, unless they are in the process of committing crime and disorder. I am strongly against the extension of KFC's opening hours till 4.0 am

Yours Sincerely

B.C. Payne

131 UPPER BROOK STREET
WINCHESTER
SO23 8DG



3 March 2016

Dear Sir

I am opposed to the to the Application from Amsric Food Limited for KFC in Upper Brook Street to remain open until 4am on Fridays and Saturdays.

1 **The prevention of crime and disorder:**

North Walls Police Station is now closed, where are once patrol cars came through Upper Brook St. through the night, this no longer happens. Rowdy behaviour will go unchecked.

Many of the houses in the street have living rooms facing onto the street residents will have more noise in the early hours to contend with.

2 **Public safety:**

The plan to have tables and chairs outside the premises on this, and already busy street is in my view unsafe. If the premises are open until 4am there will be added noise of scrapping of chairs and tables as customer come and go.

3 **The prevention of public nuisance:**

KFC cartons, drinks cups and worse, chicken bones are often found on our street it is very unpleasant for the residents.

I hope my objections will be noted.

Lesley Gillon

Anya Pyke

From: Catherine Short
Sent: 14 March 2016 15:13
To: Licensing
Subject: KFC licence

Follow Up Flag: Follow up
Flag Status: Completed

Categories: Orange Category

Dear Sir/Madam

I wish to lodge an objection to the proposal for KFC to extend the hours of their licence at 47 Upper Brook St (see details below).

I am the Landlord of 34 Upper Brook St and have had this proposal brought to my attention by my tenants. I am concerned about the proposal for the following reasons:

1. Upper Brook St from the KFC eastwards is a residential area and noise travels very easily.
2. Sometimes there are drunken arguments on the road which are liable to worsen with extended opening hours.
3. KFC (unlike Domino's) does not deliver so people loiter outside and cause disturbance
4. The litter is dropped in the car park, on the pavements and sometimes in the front garden of the house.
5. Any licence extension is likely to affect the character of the area and cause public nuisance.

I hope these views will be taken into account when coming to your decision.

Catherine Short
Mob:

Late Night Refreshment

Friday and Saturday from 2300 to 0400 the following day

Representations from Responsible Authorities or any other person must be received at Winchester City Council offices no later than 21 March 2016.

Only written representations that relate to one or more of the four licensing objectives can be considered. The licensing objectives are:

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

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Anya Pyke

From: Adrian Hutton
Sent: 17 March 2016 07:45
To: Licensing
Subject: Licensing Application PREM 704 for 47 Upper Brook Street, Winchester

Categories: Orange Category

Dear Madam,

As a resident at 8 Merchants Place, Upper Brook Street, Winchester, I wish to protest most strongly against a grant of the above Licence, on the following grounds:

Prevention of Crime and Disorder: however tightly the venue and its environs might be controlled, there would be even more scope than already exists via the Vodka Bar nightclub for drunken people to misbehave and commit crime around the area in the early hours of the morning. Additional strain will be put on the Police, and additional costs will be incurred to be borne by the taxpayer.

Public Safety: alcohol-fuelled individuals and groups already pose a threat in the area, and this would be likely to increase exponentially. We hear fights and screaming on a regular basis at night.

Public Nuisance: we are woken regularly by the noise made by people entering or leaving the Vodka Bar, and that venue is situated 50 yards further away from us than KFC. In addition, extended hours will almost certainly generate more litter, and KFC already has a problem in coping with current litter levels. And you can bet that Domino's Pizza would not waste any time in applying for a similar Licence if this one were to be granted.

The protection of Children from harm: to extend refreshment hours in this area would increase the opportunities for young, often underage, girls to be preyed upon.

Upper Brook Street and the neighbouring streets constitute a highly residential area. It has already been blighted by the food outlets and the nightclub. Property values are affected adversely, and would be further diminished should this licence be granted. The Council should put the concerns of its residents at the top rather than at the bottom of its priorities, the latter of which has been the case hereto.

Yours faithfully,

C. Adrian Hutton
8 Merchants Place,
Upper Brook Street.

Anya Pyke

From: Kath Whiting
Sent: 19 March 2016 17:57
To: Licensing
Subject: Objection to Late License Request by Amsric Food Limited (KFC)

Categories: Orange Category

Dear Sir/Madam

I am writing to object to the request from Amsric Food Limited (KFC) for a license to open until 4.00am at the weekends.

This establishment has already increased public nuisance, litter, (including numerous chicken bones, which are harmful to dogs) and groups of people being loud and sometimes abusive in the evenings. Residents of Upper Brook Street routinely have drinks cups left on our window sills, doorsteps, food smeared on our cars and on one occasion rubbish put through our letter box. Opening until 4.00 in the morning will increase occurrences of all of these.

Winchester is generally a safe place in the evenings, but having to walk through groups of people congregating outside this place to get home is intimidating, especially, as I anticipate most people wanting KFC at three in the morning will be somewhat inebriated!

Upper Brook Street is primarily a residential street and most of us have no front garden or yard. It is common for people to bang on our doors and windows late into the night, and occasionally windows are smashed. We pay council tax and put up with a lot already due to the current opening hours. Please consider the residents of this road when making your decision, rather than how much money you can get for a license.

I trust my concerns will be taken into account.

Yours faithfully

Katherine Whiting-Waites

113 Upper Brook Street

Click [here](#) to report this email as spam.

Anya Pyke

From: kate robson
Sent: 20 March 2016 21:18
To: Licensing
Subject: Objection to New Licensing Application for KFC, 47 Upper Brook Street

Categories: Orange Category

Dear Sir or Madam,

I am writing to register my objection to the application for a New Premises Licence for KFC, 47 Upper Brook Street, Winchester, Hampshire, SO23 8DG.

I am a resident of Upper Brook Street and am concerned that extending KFC hours will attract more people, late at night, to Upper Brook Street. These people will then walk down the residential part of Upper Brook Street on their way home. It effectively funnels people from town, down the residential part of the street. A number of late night revellers already use this route and cause disruption down the street. Extending the opening hours will make this worse and prolong the time in which this happens. ,

I object for the following reasons:

The Prevention of Public Nuisance

The terraced houses of Upper Brook Street face directly onto the street, there are no gardens to block out the noise. People walking down the street from the late night restaurants are often loud and drunk. I am frequently woken by shouting, singing and fighting. They often stop at one of the two raised flower beds to eat their takeaways. This is immensely noisy and can last a while. They frequently leave their food wrappers. Both KFC and Dominos rubbish is found in these flower beds and on the street.

The Prevention of Crime and Disorder

People walking down the street from these restaurants are often drunk and can be threatening, particularly as they are often in groups. They can damage the buildings and cars.

For example, I have had the windscreen wipers of my car bent and on a separate occasion, have found footprints on my car. The gutter downpipes have been pulled off the wall (one is currently loose) and cable boxes have been broken. These crimes are all too minor to report to the police but they are a big inconvenience and cost money to repair.

I have also heard fights outside my house.

Public safety

Threatening behaviour of groups as mentioned above. On occasions I have returned home late and felt scared to enter my own house as there have been people sitting on the flower bed outside my house. Also, the litter and vomit left on the street is a cause of concern to health.

The protection of Children from harm.

Sleep deprivation due to the noise. Health issues of food waste, vomit and rubbish

Extending the licensing hours will attract more people from town to Upper Brook Street and funnel them down the residential part of the street thus increasing and prolonging the disturbance to residents. Please don't allow it.

Yours faithfully

Kate Robson
101 Upper Brook Street, Winchester, SO23 8DG.

Click [here](#) to report this email as spam.

Anya Pyke

From: robert weller
Sent: 21 March 2016 10:34
To: Licensing
Subject: Late night refreshments at KFC ,47, Upper Brook Street

To the licensing authority,

Dear Sirs,

Re the application to cook and sell fried chicken, et a,l up to 0400hrs on Fridays and Saturdays. at KFC

We live at and own 61 and 63 Upper brook Street and would like to officially object to the application.

We use your own criteria :-

! PREVENTION OF CRIME AND DISORDER

There is already disorder and drunken antisocial behaviour on Friday and Saturday nights. Late night drinkers come from night clubs and pubs to Domino Pizza and KFC and congregate in and around the car park eating the fast food and creating noise and mayhem . Vast amounts of litter results and food thrown onto the ground. Rats have been seen in the car park and in the gardens behind our properties and our del earned leap is disturbed. Stolen cars and bicycles have been dumped graffiti appeared on walls - broken glass and vomit and people openly urinating on the pavements and in the car park. There is no police presence due to the cuts and it is useless to call 999.Any increase in trading will CERTAINLY result in an increase in this unpleasant disorder.

2. PUBLIC SAFETY

Cars are driven recklessly and fast in the car park and REGULARLY drive out of the ingress clearly marked NO Exit. It is probably only a matter of time before pedestrians are run down on the pavement. Cars are also parked on the pavement opposite KFC and Dominos whilst they queue for food. In addition we all aware of the government warnings of a lethal obesity crisis, in the UK, which will cause many early deaths from heart disease and strokes, and cost the 'creaking; NHS billions of pounds

3 PUBLIC NUISANCE AND HARM TO CHILDREN.

See above !!! What we have already pointed out also reflects on these criteria. In addition huge delivery lorries have already demolished the car park walls and reportedly damaged parked cars. What a dreadful advertisement to foreign visitors particularly when the is the smart new Doctor surgery is built . Where will they all park then ? We also believe there has been applications made to have tables and chairs on the pavement outside !!

WE OBJECT !!

Mrs Valerie and Mr Robert Weller

61and 63 Upper Brook Street
WINCHESTER
SO23 8DG

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Anya Pyke

From: Jack Wiseman
Sent: 21 March 2016 20:39
To: Licensing
Subject: Objection to application from Amsric Food Limited re KFC, Winchester

Categories: Anya

Dear Sirs,

We write to object to the recent application made by Amsric Food Limited to open KFC, 47 Upper Brook Street, Winchester, Hampshire, SO23 8DG.

I understand the four licensing objectives that have to be considered are set out below and I understand objections have to be filed by today - I am not aware of any specific time by when the objections had to be filed today.

- The prevention of crime and disorder

The KFC is located next to the local nightclub, Vodka Bar. This already leads to Police often being called out due to antisocial behaviour and violence.

By having KFC open till 4am on Friday and Saturday evening, this is only likely to lead to people loitering outside even more and this will no doubt lead to an increase in conflicts and potential violent behaviour. The wall opposite KFC is often used in the day by people when eating their KFC and this will no doubt increase in the night time should the licence be granted.

It is inevitable that, given it will be one of the only food premises open so late in the evening, that this will lead to further people arriving when the pubs and clubs close around the local area. Taking into consideration the fact that people will loiter and the amount of people that will be there, this will no doubt lead to increase in crime in the area; including violence and criminal damage to property and cars.

As a young couple (mid 20s) we often see on our way home from a night out in other towns that fights can easily erupt outside such food establishments and whilst this is not appropriate in any circumstances, it is certainly not appropriate so close to residential housing and nor would it be safe for local residents.

Further, KFC Eastleigh has had a number of incidents occur late at night in the past with its later opening hours and this means the KFC staff could be subjected to intimidating and violent behaviour.

- Public safety

There are a number of elderly residents along Upper Brook Street and they will no doubt feel endangered and intimidated by

The prevention of public nuisance and cause them to fear for their own safety.

Further, it goes without saying that there is a risk of when people are returning to their homes late at night that if crowds of people are gathering outside KFC after nights out that this could lead to resident's safety being endangered.

- The prevention of public nuisance

The extended opening hours will lead to large numbers of crowds being extremely close to residential properties and no doubt will lead to many people diverting their journeys via KFC on the way home. It is already a relatively noisy street to live along in the evenings and we often hear fights/arguments taking place outside our property which disrupts residents' enjoyment of their properties.

If KFC is open till 4am, this will significantly increase and continue to later on in the evening. Further, littering will increase given people will not take due consideration when drunk and disposing of their rubbish. There is already a significant amount of litter along the roads which seems to increase at weekends and this will be worsened by the extended open hours.

- The protection of children from harm

Whilst children should not be out this late, the after effect the following day could cause harm to children if there have been fights and, for instance, glass bottles have been smashed along the ground which could cause harm to a child.

We trust that, in light of the above and the objections we understand have been filed by the Police and many other residents, that the application will be refused.

Taking into consideration that residents were asked to remove their skydishes from the front of their properties as it is not "in keeping" with the surroundings/buildings, I find it hard to see how a fast food establishment open till 4am is appropriate and it would make us question there was an ulterior purpose should this application be accepted.

Yours faithfully

Jack Wiseman and Kieran White
67 Upper Brook Street
Winchester
Hampshire
SO23 8DG

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KFC 47 Upper Brook Street




Representations from Other Persons



Legend

 - PREMISES

 - OTHER PERSONS



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Organisation	Winchester City Council
Department	Winchester GIS
Comments	
Date	24/03/2016
MSA Number	100019531