

NOTICE
OF
MEETING

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LICENSING PANEL SUB-COMMITTEES

will meet on

MONDAY, 19TH JUNE, 2017

At 12.00 noon

in the

COUNCIL CHAMBER - GUILDHALL, WINDSOR

TO: MEMBERS OF THE LICENSING PANEL SUB-COMMITTEES

COUNCILLORS MALCOLM ALEXANDER, JESSE GREY AND WESLEY RICHARDS

Karen Shepherd - Democratic Services Manager - Issued: 7 June 2017

Members of the Press and Public are welcome to attend Part I of this meeting. The agenda is available on the Council's web site at www.rbwm.gov.uk or contact the Panel Administrator **Tanya Leftwich** 01628 796345

Fire Alarm - In the event of the fire alarm sounding or other emergency, please leave the building quickly and calmly by the nearest exit, situated through the Mayor's Parlour (opposite the Chamber), and proceed down the back staircase. Do not stop to collect personal belongings. Congregate on the cobbled area, outside Hamptons Estate Agents and do not re-enter the building until told to do so by a member of staff.

Recording of Meetings – The Council allows the filming, recording and photography of public Council meetings. This may be undertaken by the Council itself, or any person attending the meeting. By entering the meeting room you are acknowledging that you may be audio or video recorded and that this recording will be available for public viewing on the RBWM website. If you have any questions regarding the council's policy, please speak to the Democratic Services or Legal representative at the meeting.

PART I

<u>ITEM</u>	<u>SUBJECT</u>	<u>PAGE NO</u>
1.	<u>APPOINTMENT OF CHAIRMAN</u> To appoint a Chairman for the duration of the meeting.	-
2.	<u>APOLOGIES FOR ABSENCE</u> To receive any apologies for absence.	-
3.	<u>DECLARATIONS OF INTEREST</u> To receive any declarations of interest.	5 - 6
4.	<u>CONSIDERATION OF APPLICATION TO VARY A PREMISES LICENCE UNDER THE LICENSING ACT 2003</u> To consider an application to vary an existing premises licence for the Ink Restaurant and Bar, 13 High Street, Windsor, Berkshire SL4 1LD. (Castle Without Ward)	7 - 84

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MEMBERS' GUIDE TO DECLARING INTERESTS IN MEETINGS

Disclosure at Meetings

If a Member has not disclosed an interest in their Register of Interests, they **must make** the declaration of interest at the beginning of the meeting, or as soon as they are aware that they have a DPI or Prejudicial Interest. If a Member has already disclosed the interest in their Register of Interests they are still required to disclose this in the meeting if it relates to the matter being discussed.

A member with a DPI or Prejudicial Interest **may make representations at the start of the item but must not take part in discussion or vote at a meeting.** The term 'discussion' means a discussion by the members of meeting. In order to avoid any accusations of taking part in the discussion or vote, Members should move to the public area or leave the room once they have made any representations. If the interest declared has not been entered on to a Members' Register of Interests, they must notify the Monitoring Officer in writing within the next 28 days following the meeting.

Disclosable Pecuniary Interests (DPIs) (relating to the Member or their partner) include:

- Any employment, office, trade, profession or vocation carried on for profit or gain.
- Any payment or provision of any other financial benefit made in respect of any expenses occurred in carrying out member duties or election expenses.
- Any contract under which goods and services are to be provided/works to be executed which has not been fully discharged.
- Any beneficial interest in land within the area of the relevant authority.
- Any licence to occupy land in the area of the relevant authority for a month or longer.
- Any tenancy where the landlord is the relevant authority, and the tenant is a body in which the relevant person has a beneficial interest.
- Any beneficial interest in securities of a body where:
 - a) that body has a piece of business or land in the area of the relevant authority, and
 - b) either (i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body **or** (ii) the total nominal value of the shares of any one class belonging to the relevant person exceeds one hundredth of the total issued share capital of that class.

Any Member who is unsure if their interest falls within any of the above legal definitions should seek advice from the Monitoring Officer in advance of the meeting.

A Member with a DPI should state in the meeting: ***'I declare a Disclosable Pecuniary Interest in item x because xxx. As soon as we come to that item, I will leave the room/ move to the public area for the entire duration of the discussion and not take part in the vote.'***

Or, if making representations on the item: ***'I declare a Disclosable Pecuniary Interest in item x because xxx. As soon as we come to that item, I will make representations, then I will leave the room/ move to the public area for the entire duration of the discussion and not take part in the vote.'***

Prejudicial Interests

Any interest which a reasonable, fair minded and informed member of the public would reasonably believe is so significant that it harms or impairs the Member's ability to judge the public interest in the item, i.e. a Member's decision making is influenced by their interest so that they are not able to impartially consider relevant issues.

A Member with a Prejudicial interest should state in the meeting: ***'I declare a Prejudicial Interest in item x because xxx. As soon as we come to that item, I will leave the room/ move to the public area for the entire duration of the discussion and not take part in the vote.'***

Or, if making representations in the item: ***'I declare a Prejudicial Interest in item x because xxx. As soon as we come to that item, I will make representations, then I will leave the room/ move to the public area for the entire duration of the discussion and not take part in the vote.'***

Personal interests

Any other connection or association which a member of the public may reasonably think may influence a Member when making a decision on council matters.

Members with a Personal Interest should state at the meeting: ***'I wish to declare a Personal Interest in item x because xxx'. As this is a Personal Interest only, I will take part in the discussion and vote on the matter.***

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REPORT TO LICENSING PANEL SUB COMMITTEE.

CONSIDERATION OF APPLICATION FOR A VARIATION OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003

LICENSING PANEL SUB COMMITTEE: 19th June 2017

OFFICER REPORTING: Steve Smith.

A) The Application

Applicant: - Marie Rave

Premises: - Ink Restaurant and Bar. 13 High Street, Windsor, Berkshire. SL4 1LD.

The application relates to an application for a variation of the issued premises licence.

A summary of the application is as follows:-

To change the current opening hours of the premises to:-

- 11.00am until 02.00am Friday and Saturday.

To permit the sale by retail of alcohol for consumption on the premises:-

- 11.00am until 01.30am Friday and Saturday.

Permit the playing of recorded music on the premises:-

- 11.00am until 00.00am Monday to Thursday.
- 11.00am until 02.00am Friday and Saturday.
- 11.00am until 11.00pm Sunday.

The premises currently enjoy the following opening hours & licensable activities and hours:-

Opening Hours	Monday to Saturday	11.00am to Midnight.
Opening Hours	Sunday	11.00 am to 11.00pm
Sale of alcohol (on)	Monday to Saturday	11.00am to Midnight.
Sale of alcohol (on)	Sunday	11.00 am to 11.00pm

DPS: - Coco Camille Chamoun

B) Relevant Representations

Responsible Authorities.

a. Environmental Health (CPES):-	Attached.
b. RBFRS (Fire Officer):-	None.
c. Planning Officer: -	None.
d. Local Safeguarding Children's Board (LSCB)	None.
e. Public Health: -	None.
f. Trading Standards: -	None.
g. Thames Valley Police: -	None.
h. RBWM Licensing: -	None.

Interested Parties:-

- 18 representations from local residents objecting to the application, attached.
- Representations from Ward Members Cllr Rankin.
- Representations from Ward Members Cllr Shelim.

Responsible Authorities.

Environmental Health (CPES) requested a number of conditions (attached). These have all agreed by the applicant.

The applicants have offered a number of additional conditions within the operating schedule.

- Last entry time on Friday and Saturday 00.30hrs.
- Challenge 21 Door Policy in place.
- No persons under the age of 18 are permitted in the premises at any time.

The applicant has submitted with the application a "Venue Management Plan" (VMP) A number of measures have been proposed within the VMP, these measures are not on the operating schedule under the appropriate licensing objectives.

All other existing conditions on the issued premises licence remain unchanged.

C) It is considered the following policies have a bearing upon the application.

RBWM licensing policy:-

2.1 De-regulated Entertainment:-

The Legislative Reform (Entertainment Licensing) Order 2014 came into force on 6 April 2015 with the effect that the following forms of entertainment are no longer licensable –

- Performances of plays between 08.00 and 23.00 provided that the audience does not exceed 500.
- Performances of dance between 08.00 and 23.00, provided that the audience does not exceed 500
- 'Not-for-profit' film exhibition held in community premises between 08.00 and 23.00, provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events between 08.00 and 23.00, provided that those present do not exceed 1000.
- Any contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00, provided that the audience does not exceed 1000.
- Performances of unamplified live music between 08.00 and 23.00, on any premises.
- Performances of amplified live music between 0800 and 2300:
 - On premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500
 - In a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500
 - In a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises
 - At the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital
- Playing of Recorded Music between 0800 and 2300:

- On premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500

9. Promoting the Prevention of Public Nuisance

Where relevant representations are made, the Licensing Authority will have particular regard to the following issues in relation to the public nuisance objective:

- The disposal of waste, particularly glass
- The use and maintenance of plant, including air extraction and ventilation systems
- Litter in the vicinity of the premises
- Noise from deliveries / collections to and from the premises
- Measures to control behaviour and queues
- Whether door supervisors are able to stay at the entrance to encourage quiet departure
- The provision of Hackney Carriage / Private Hire services at the premises
- Signs on doors and on tables encouraging consideration to the neighbours

Noise

Where relevant representations are made the Licensing Authority will impose conditions in relation to licensed premises to prevent unnecessary noise and disturbance to local residents where relevant representations are made. This may include restrictions on times when music or other licensable activities may take place and may impose technical restrictions on levels of sound at premises. Conditions may also be imposed requiring licensees to display signs at all exits from premises reminding customers to leave premises quietly and to respect the rights of nearby residents.

6. Key Strategies for 2016 – 2021

6.1 Framework Hours

The current staggered closing times of licenced premises, that has developed since 2005 in the Royal Borough, has helped to reduce the problems associated with large numbers of people leaving premises at the same time and reduced congestion at taxi ranks and fast food outlets. However, the later opening hours have brought increased levels of crime, disorder and nuisance. Responsible Authorities, local residents and local Councillors have reported many issues, including noise, anti-social behaviour and litter, which are having an adverse impact on their quality of life. In particular, there has been an increase in violent crime in Windsor town centre between the hours of 00:00 and 04:00.

Having considered the evidence of alcohol related crime, disorder and anti-social behaviour, the number of late night premises and, in particular, the social, practical and regulatory impacts on the morning after the night before, the Licensing Authority has adopted a Framework Hours Policy. This Framework Hours Policy will apply to new and variation applications.

<i>The Framework Hours are: Premises Type:-</i>	<i>Commencement Hour for Licensable Activities No earlier than :-</i>	<i>Terminal Hour for Licensable Activities No later than:-</i>
• <i>Off licence</i>	• <i>09:00am</i>	• <i>11:00pm</i>
• <i>Restaurant</i>	• <i>09:00am</i>	• <i>01:00am</i>
• <i>Pub/Bars/Night Clubs</i>	• <i>10:00am</i>	• <i>02:00am</i>
• <i>Takeaways</i>	• <i>n/a</i>	• <i>02:00am</i>

Have greater freedom to operate outside framework hours. Such venues are predominantly seated. Examples include:

- Theatres
- Cinemas
- Qualifying Clubs

For the purpose of this policy, premises shall be considered as a restaurant or café if the sale of alcohol is made only to seated customers who are also dining and where this is a condition of the licence, or a condition volunteered in the Operating Schedule for the premises. Where such conditions have not been offered, the premises will be treated as a public house.

Music, Dance and Similar Venues

The Licensing Authority recognises the cultural importance and significance of premises providing live music, dance and similar entertainment. The Royal Borough is keen to encourage diverse forms of entertainment throughout the borough, but at the same time recognises that this can, if not properly managed, give rise to public nuisance concerns that impact adversely on persons living and working in the vicinity of licensed premises. It is important that entertainment operators pay particular regard to the prevention of public nuisance objective when preparing their Operating Schedules.

Statistics show that nightclubs and late night dance venues generally contribute far higher levels of alcohol related violence per premises than other licensed venues. As a result, nightclub and late night dance venue operators should pay particular regard to the prevention of crime and disorder objective when preparing their Operating Schedules.

The operational hours of existing licensed premises will remain unchanged. On any application for a review of an existing licensed premises, the Framework Hours Policy may be a valid consideration depending upon the circumstances of the

application. On any review application the licensing authority are not bound to maintain and apply the Framework Hours. Hours of operation and commencement and terminal hours for licensable activities will need to be considered in light of the promotion of the licensing objectives and the hours that are reasonably acceptable in the particular location.

Framework Hours are intended to guide applicants on the Licensing Authority's expectations when preparing their Operating Schedule. However, if no relevant representations are received, the application will be granted by the Licensing Authority under delegated powers.

Any conditions setting out hours of premises refers, unless otherwise stated, to the hours during which licensable activities may take place pursuant to the Premises Licence or Club premises Certificate. The Licensing Authority expects the premises to close thirty minutes after the terminal hour for the latest licensable activity.

6.2 Promoting food-led and seated entertainment venues

The Licensing Authority wishes to encourage applications for food-led and other predominantly seated entertainment venues. Nationally, it has been demonstrated that restaurants and similar establishments have a lower impact on crime, disorder and nuisance; this national observation has been experienced locally within the Royal Borough. In order to encourage food-led and other predominantly seated entertainment venues, the Royal Borough has determined to adopt a Framework Hours Policy with a terminal hour of 01:00 being set for such premises.

6.3 Licensing and Planning Protocol

ANNEXE B - LICENSING AND PLANNING PROTOCOL

Licensing and Planning are two separate regimes. As a matter of law the Licensing Authority could not refuse an application because of the absence of appropriate planning consent. However the Licensing Authority would generally expect applicants to have planning and other permissions required for lawful operation of the premises in place at the time of the licensing application. For the avoidance of doubt, the granting of any variation to an existing licence which involves a material alteration to a building does not relieve the applicant of the need to apply for planning permission, listed building consent or building regulations approval where appropriate.

The Licensing Authority has recognised that the overlap between the objectives of licensing and planning are a source of confusion for operators and the wider community. It is clear that planning, building control and licensing should properly be separated to avoid duplication and inefficiency. This is relatively easy to state but much harder to formulate any general principle that would assist in demarcating the respective competences of the planning and licensing authorities.

It may however be generally stated that the framework and substance of the

Licensing Act 2003, and its underlying rationale, would strongly suggest that operational matters are intended primarily for regulation by the licensing authorities.

There can, however, be no hard-and-fast rule the planning context in respect of the land use principles and the operational matters thereto is complex and there is likely to be a multiplicity of situations. In appropriate circumstances the planning authority may impose conditions on granting permission for licensed premises that concern operational matters and there may be cases where the planning authority could properly leave such matters to be regulated by the licensing authority. Each case has to be considered upon its own facts.

The inevitable confusion that arises in the practical application of overlapping yet separate regimes undermines the key aim and purpose of greater community involvement in licensing decisions. The Royal Borough has developed a Licensing and Planning Protocol to assist in the proper demarcation of the respective competencies of the licensing and planning regimes.

Context

The Licensing Act 2003 is the legislation that regulates the operation of licensed premises. The licensee is held as responsible for the proper operation of the premises. The licensing objectives are:

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

The Planning Act 2008 is clear that planning permission runs with the land; all planning decisions should be made in line with the national and local planning policies and should balance the environmental, social and economic impacts of a development.

There is a tension between the two legislative frameworks when it comes to the management of the night-time economy. The Royal Borough has in the past used planning conditions to limit the hours of operation of licensed premises and has also imposed similar restrictions on licences via licence conditions.

However, because the legal considerations and policy framework are different for the two processes there is, in theory and in practice, the possibility of a licensed premises having a planning condition stating one "closing time" and a licence condition stating another. This is unhelpful not only to the proprietor/operator of the premises, but also to local residents, and hinders the effective management of the night time economy locally.

The Council has a responsibility to take into account the expectations of local residents to be able to live in peace and enjoy their homes without unreasonable noise, disturbance or fear of crime. Therefore it is an important duty of the Council to manage effectively the night time economy wherever licensed premises exist.

The most flexible and proactive tool to manage these premises is the licensing regime - as any issues arising through mismanagement of opening hours conditions can be dealt with through the current well-established licence review process.

Having a generic regime responsible for the hours of operation of these premises will mean that there is greater clarity for residents and licensees, a single point of responsibility for enforcement and simpler town centre management.

6.4 Wider Community Interest

The Licensing Authority considers that its licensing functions are exercised in the public interest, furthermore that the licensing authority is under a duty to take any steps with a view to the promotion of the licensing objectives in the interests of the wider community and not just those of the individual licence holder.

The Licensing Authority will have particular regard to those applications in close proximity to residential premises and the likely effect on the promotion of the licensing objectives in such circumstances. Subject to any relevant representations, the Licensing Authority will have particular regard to:

- The nature of the activities
- The character of the surrounding area
- Measures for limitation of noise emissions from the premises. These may include as appropriate; noise limitation devices, sound insulation, whether windows are to be opened, the insulation of acoustic lobbies and double glazing
- Measures to deal with queuing, where necessary
- Use of outdoor areas
- Measures to deal with dispersal of customers from the premises as necessary, including the employment of door supervisors, use of dedicated Hackney Carriage / Private Hire firms, notices in the premises requesting customers to respect neighbours
- Winding down periods, particularly in public houses and nightclubs etc.

D) 182 National Guidance April 2017

Public nuisance

2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.

2.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.

2.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.

2.18 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

2.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the 10 | Revised Guidance issued under section 182 of the Licensing Act 2003 early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.

2.21 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in antisocial behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

E) Observations.

The Sub 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 regard to national guidance and the Council's own Licensing Policy. Of course, the Committee must have regard to all of the representations made and the evidence it hears.

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

- Grant the application as asked.
- Modify the conditions of the licence, by altering or omitting or adding to them.
- Reject the whole or part of the application.

Royal Borough of Windsor and Maidenhead

Application to vary a premises licence 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 Marie Rave

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number	PL107035
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
13, High Street			
Post town	Windsor	Postcode	SL4 1LD

Telephone number at premises (if any)	N/A
Non-domestic rateable value of premises	£

Part 2 – Applicant details

Daytime contact telephone number	07487 606069		
E-mail address (optional)			
Current postal address if different from premises address	As above		
Post town		Postcode	

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

☒ Yes

☐
No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

Change the current opening hours of the premises:

11:00 am until 02:00 am Friday - Sunday

Permit the Sale by retail of alcohol for consumption On the premises:

11:00 am until 02:00 am Friday - Sunday

Permit the playing of recorded music on the premises:

11:00 am until 00:00 am Monday - Friday

11:00 am until 02:00 am Friday - Sunday

11:00 am until 11:00 pm Sunday

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

N/A

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all 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) ☒
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) ☐

Provision of late night refreshment (if ticking yes, fill in box I) ☐

Sale by retail of alcohol (if ticking yes, fill in box J) ☒

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play 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			
Tue			<u>Please give further details here</u> (please read guidance note 3)
Wed			
Thur			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)
Fri			
Sat			<u>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</u> (please read guidance note 5)
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 (please read guidance note 2)</u> <div>Indoors <input type="checkbox"/></div> <div>Outdoors <input type="checkbox"/></div> <div>Both <input type="checkbox"/></div>
Day	Start	Finish	
Mon			
Tue			<u>Please give further details here (please read guidance note 3)</u>
Wed			
Thur			<u>State any seasonal variations for the exhibition of films (please read guidance note 4)</u>
Fri			
Sat			<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 (please read guidance note 5)</u>
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			
Thur			<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 <u>indoors or outdoors or both</u> – please tick (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					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live 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	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<u>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</u> (please read guidance note 5)		
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 checked="" 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) Recorded music to be played via an amplified sound system and/or played by a Live DJ. All reasonable sound system level restrictions will be agreed and in place.		
Mon	11:00	00:00			
Tue	11:00	00:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed	11:00	00:00			
Thur	11:00	00:00	N/A		
Fri	11:00	02:00			
Sat	11:00	02:00	<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)		
Sun	11:00	23:00			
			N/A		

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)	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 performance of dance</u> (please read guidance note 4)		
Wed					
Thur					
			<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)		
Fri					
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					
Thur			<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)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
Day	Start	Finish	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 provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
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 checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4) N/A		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00	00:00			
Fri	11:00	01:30			
Sat	11:00	01:30			
Sun	11:00	23:00	<u>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</u> (please read guidance note 5) N/A		

K

<p>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).</p> <p>N/A</p>

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) N/A
Day	Start	Finish	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) N/A
Mon	11.00	00.00	
Tue	11.00	00.00	
Wed	11.00	00.00	
Thur	11.00	00.00	
Fri	11.00	02.00	
Sat	11.00	02.00	
Sun	11.00	23.00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

N/A

Please tick as appropriate

- I have enclosed the premises licence ☐
- I have enclosed the relevant part of the premises licence ☐

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

Additional Conditions to be added to the Premises Licence:

- 1/ Last Entry to the Venue on Friday - Sunday: 00.30
- 2/ A Venue Management Plan to be submitted and agreed with Thames Valley Police Licensing
- 3/ The Venue Management Plan is to be revised on a regular basis by the DPS or other Responsible Person and/or at the request of Thames Valley Police
- 4/ All reasonable steps are to be taken at all times to limit the impact of Noise on the local area including local residents which will include the following steps; (please see section 'd')*

b) The prevention of crime and disorder

Introduction of new Venue Management Plan agreed with Thames Valley Police
New PL Conditions offered as outlined above
Existing Conditions to remain unchanged

c) Public safety

Introduction of new Venue Management Plan to be agreed with Thames Valley Police Licensing
New PL Conditions offered as outlined above
Existing Conditions to remain unchanged

d) The prevention of public nuisance

Introduction of new Venue Management Plan to be agreed with Thames Valley Police Licensing
New PL Conditions offered as outlined above
Existing Conditions to remain unchanged
*Any maximum sound levels to be agreed with the Local Authority EHO as requested.
All reasonable steps to be taken to ensure that external windows and doors are closed to prevent sound escaping and disturbing any local residents.
Any sound proofing to be undertaken within reason to ensure that any sound escape from the premises is minimised .

e) The protection of children from harm

Challenge 21 Door Policy in place - Police approved ID only
No persons under the age of 18 are permitted in the premises at any time
Target Audience profile for patrons is 25 - 55
Existing Conditions to remain unchanged

Checklist:

Please tick to indicate agreement

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

Copy of the Premises Licence is currently in the possession of the Premises Licence Holder

- I have made or enclosed payment of the fee. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I understand that I must now advertise my application. ☒
- I have enclosed the premises licence or relevant part of it or explanation. ☐
- 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 5 – Signatures (please read guidance note 10)

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

Signature	Nash Gooderham
Date	
Capacity	Licensing Representative

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) 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 address for correspondence associated with this application (please read guidance note 13)

Post town		Post code	
Telephone number (if any)	07487 606069		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) tacticallicensing@email.com			

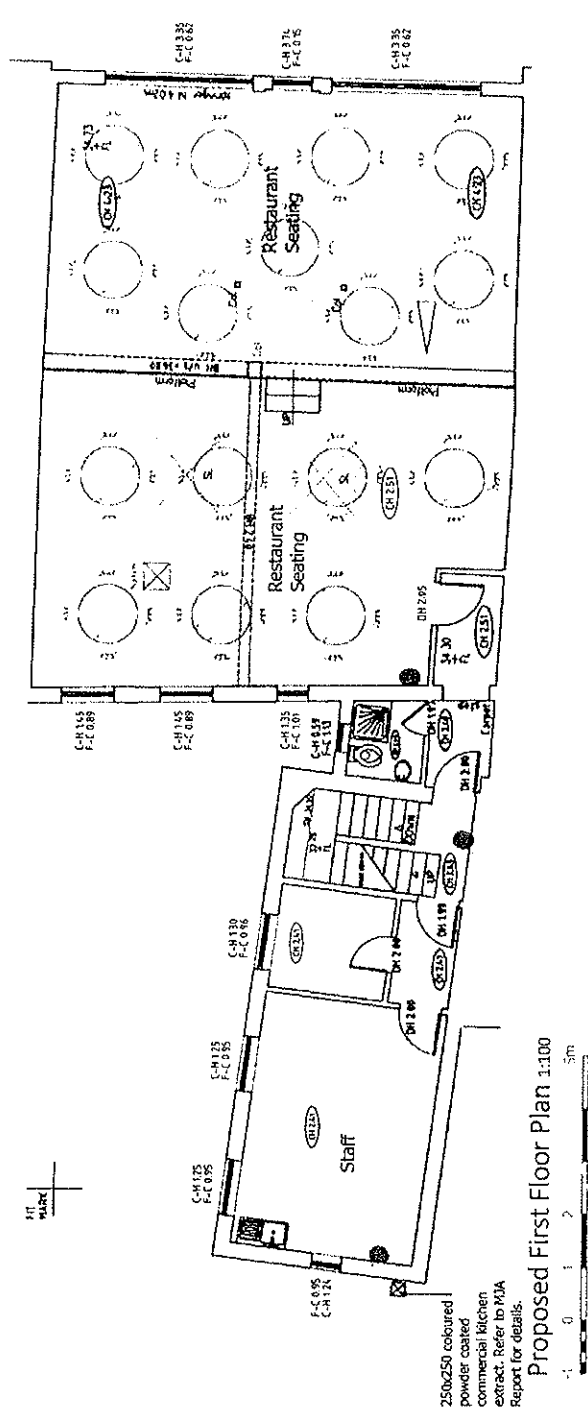
Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

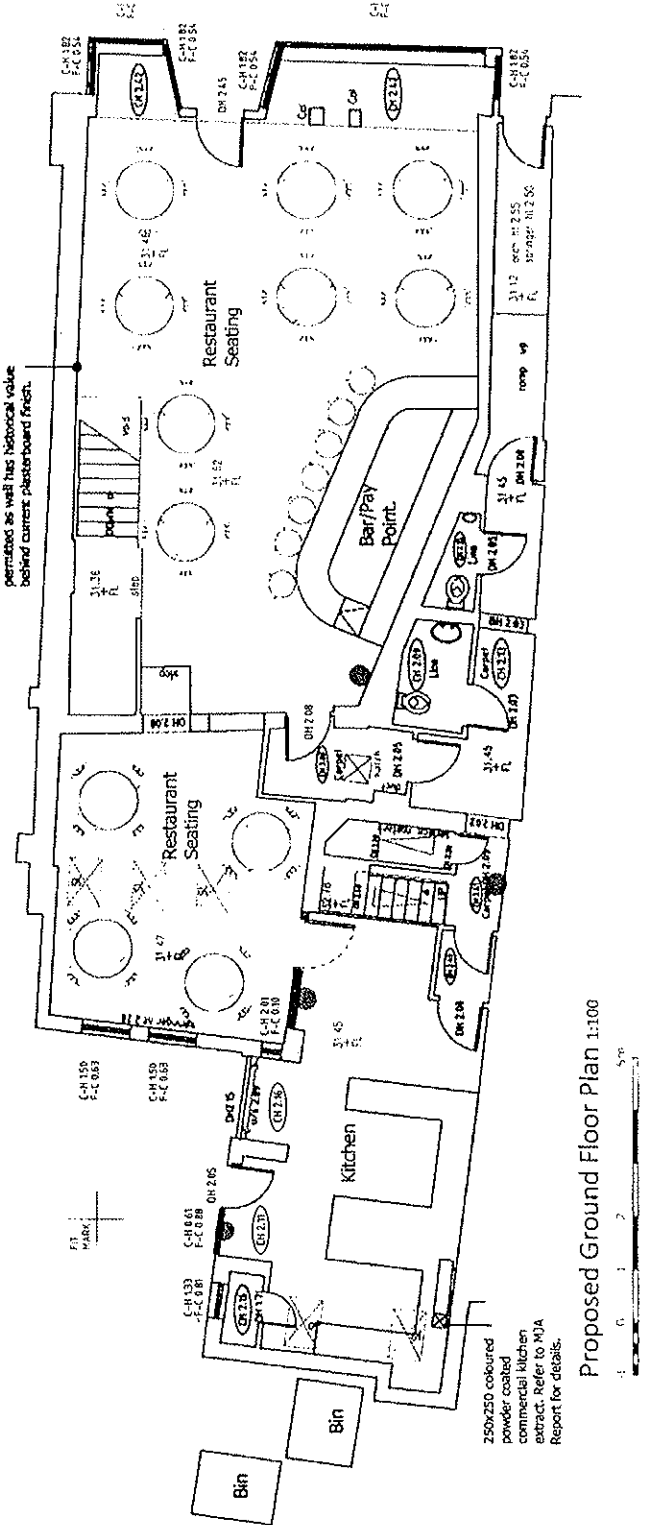
1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, 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 state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
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 applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

1. The proposed floor plan is based on the existing floor plan and is subject to the following conditions:
 2. The proposed floor plan is based on the existing floor plan and is subject to the following conditions:
 3. The proposed floor plan is based on the existing floor plan and is subject to the following conditions:

KEY:
 ● Fire extinguisher point.



This wall is to only receive plaster skim coat and decoration. No structural alterations permitted as well as historical value below current plasterboard finish.



extended architects
 architects
 www.extended-architects.co.uk

Hamble House
 Wexham
 Godalming
 Surrey
 GU7 3AJ
 Tel: 01483 352445 / 07812 504922

Client	Big Apple Marketing Ltd	Project No.	DVS
Address	13 High Street	Scale	1:100 @ A3
Location	Wexham	Drawn	Oct 2012
Proposed	Floor Plans	Check	Oct 2012
Drawn		Check	Oct 2012
Project No.	01093 PL01	Page	6

LICENSING ACT 2003
(Section 34 Licensing Act 2003)
Variation of a Premises Licence

Notice is hereby given that Marie Rave has applied to the Royal Borough of Windsor and Maidenhead on the 25th April 2017 to vary the premises licence in respect of Ink Bar and Restaurant, 13 High Street, Windsor, SL4 1LD

The proposed variation is to:

Change the current opening hours of the Premises:

11:00 am until 02:00 am Friday – Sunday.

Permit the Sale by retail of Alcohol for consumption ON the Premises:

11:00 am until 01:30 am Friday – Sunday.

Permit the playing of Recorded Music on the Premises:

11:00 am until 00:00 am Monday – Friday. 11:00 am until 02:00 am Friday – Sunday. 11:00am until 11:00pm Sunday.

A record of this application is held by the Royal Borough of Windsor and Maidenhead Council and can be viewed by members of the public online by visiting www.rbwm.gov.uk or by appointment at York House, Sheet Street, Windsor, SL4 1LD.

Any person wishing to make a representation in relation to this application must give notice in writing to the licensing authority at the address shown above, giving in detail the grounds of objection by the 22nd May 2017.

The licensing authority must receive representations by the date given above. The licensing authority will have regard to any such representation when considering the application. It is an offence, under section 158 of the Licensing Act 2003, to knowingly or recklessly make a false statement on or in connection with an application for premises licence and the maximum fine on being convicted of such an offence is £5000.

Dated: 25th April 2017

Ink Bar, 13 High Street, Windsor, SL4 1LD

Venue Management Plan (VMP)

This Venue Management Plan sets out the Procedures and Policies in use for peak time operation at the Venue. Peak time refers to key nights of operation which are Friday and Saturday nights.

This document will form the Operating Plan of the Event and will enhance all existing documentation such as risk assessments and operating schedules.

Existing venue documentation includes; Premises Licence, Fire Risk Assessment & Emergency Action Plan (EAP)

Any risk factors not specified in this Operating Plan will be included in the documentation outlined above.

This document will be reported to;

Dedicated Premises Supervisor

Ink Bar

Venue Manager

Ink Bar

Security Manager

Ink Bar

Licensing Officer

Thames Valley Police

Licensing Officer

Local Authority

Other Responsible Officers

On request

Venue

Ink Bar & Restaurant
13 High Street, Windsor, SL4 1LD

Business Owner/Operator

Broadpage Limited - 09660716
Directors - Coco Camille Chamoun & Marie Rave

Premises Licence Number

PL107035

Premises Licence Holder

Broadpage Limited

Dedicated Premises Supervisor

Coco Camille Chamoun

Additional Personal Licence Holder (Responsible Person)

Marie Rave – Venue Manager
Signed Delegation of DPS Authority in place

Management Team in order of Seniority

Venue Manager
Assistant Manager
Security Manager

Promoter of Events

Broadpage Limited

Events

Weekend Events – Fri/Sat

Dates

Weekly – Fri/Sat

Opening Times

1100 – 0200 (pending successful variation)

Event Times

2100 – 0200 (pending successful variation)

Last Admissions

0030am (pending successful variation)

Last Alcohol Sale

0130 (pending successful variation)

Risk Perception

Low

Headline Performers/DJ's/MC's

DJ's – Local and Celebrity

PA's – Celebrity

Music Genre(s)

House Music

Event Type(s)

DJ Events with PA's (Personal Appearances)

Crowd Profile

Mixed Male/Female

25 – 55

Average Nightly Capacity

80 – 100

Advised Maximum Capacity

116

Capacity Control

Manual Clickers In/Out at Main Entrance to Venue

Regular recording of numbers in nightly Security Log/Capacity Control Log

Buffer of 25 used short of total capacity as appropriate

Security Providers

SIA Approved Contractor/SIA Accredited Door Supervisors

Security Ratio

1:50

SIA Security Provision

Total Presence	03
----------------	----

SIA Operatives	03
----------------	----

Security Deployment Plan

Main Entrance to Venue	02
------------------------	----

Inside Venue	01
--------------	----

First Aid Provision

Management /Staff	01
-------------------	----

Security	01
----------	----

Dress Code

Smart/Smart Casual

Dress Restrictions

No Hoods or Sportswear

Search Policy

Random Searches in place for all Patrons
Searches to be undertaken by SIA accredited Door Supervisors
All Searches and outcome to be recorded in nightly Security Log
Search Policy to be clearly displayed in Main Entrance

Admission Policy

Challenge 21 in operation – Police Approved ID only
VIP Guest list in operation
Admission to be overseen by SIA approved Door Supervisor
Admission Policy to be clearly displayed in Main Entrance

Refusals Policy

The right to refuse admission to be retained by the venue.
Refusals made by SIA accredited Door Supervisor.
All refusals to be logged in nightly Security Log
Refusals Policy to be clearly displayed in Main Entrance

Ejection Policy

Zero tolerance policy on all anti social behaviour, all instances will result in ejection for the premises
Ejection to be actioned by SIA accredited Door Supervisor
All ejections to be logged in nightly Security Log
Ejection Policy to be clearly displayed in Main Entrance

Incident Recording & Reporting

All incidents occurring inside or immediately outside the venue will be reported as appropriate to the relevant Emergency Service.
Incidents will be recorded in the nightly Security Log, Venue Incident Log or the Accident Book as appropriate.

Drugs Policy

Zero tolerance policy on all drugs in place.
Clear signage placed at entrance, around venue and toilets to ensure that all patrons are aware of policy.
All instances of detected drug use will result in ejection and banning from the premises and in some cases the involvement of Police as the Management and Security see fit.
All confiscations will be sealed in a Police approved Drugs Bag (if available) and secured in a Drug Safe or other Safe and Secure method of storage.
All detections, ejections, refusals and confiscations will be recorded in the nightly Security Log.
Drugs Policy to be clearly displayed at Main Entrance and Entrance to Toilets

CCTV

System in operation around the venue covering all key areas including; Main Entrance, Fire Exits, Point of Sale of Alcohol and Consumption area including seating areas and smoking area.

Clear signage will be in place at main entrance to make all patrons aware of the CCTV in operation in order to promote public safety and reduce crime and disorder.

System will conform to current Home Officer and Police Guideline will retain onto hard drive for 31 days.

All CCTV footage will be supplied to Police on request.

Management & Security Checks

Management will conduct weekly Fire Checks as per the Fire Risk Assessment and Emergency Action Plan.

Management will conduct a nightly pre-opening Fire Check to ensure that all equipment and exits are available for use.

Management will conduct nightly Licensing Checks to ensure that the venue is compliant and ready for use.

Management to complete regular Toilet checks throughout the night and to document these checks.

All completed checks will be recorded and available for inspection as and when requested by an Authorised Officer.

DPS and/or Responsible Person to attend regular Pub Watch Meetings at the request of TVP Licensing Officer.

APPENDIX A

Signage

To be displayed prominently at point of entry and/or inside venue as and where appropriate

- 1/ Admission Policy
- 2/ Refusal Policy
- 3/ Ejection Policy
- 4/ Drugs Policy
- 5/ CCTV

Authorities

To be duly signed by the DPS and Responsible Person accepting responsibility and clearly displayed in the entrance adjacent to PL Summary

- 1/ DPS Delegation of Authority
- 2/ DPS Staff Authorities List
- 3/ DPS Full PL Copy Notification

Checks

To be completed weekly/nightly and safely filed my Manager in Operations Folder for inspection as and when requested by an Authorised Officer

- 1/ Weekly Fire Check
- 2/ Weekly Maintenance Check
- 3/ Nightly Pre-Opening Fire Check
- 4/ Nightly Pre-Opening Licensing Check

Reporting

Documentation to be retained securely on site for inspection by Authorised Officer on request

- 1/ Security Log
- 2/ Capacity Control Log
- 3/ Incident Reports
- 4/ Accident Book

Procedural

Written documents to ensure staff are aware of Fire Safety/EAP and Licensing Act/Sale of Alcohol

- 1/ Licensing Act 2003 staff information sheet
- 2/ Fire Safety and EAP Information sheet
- 3/ Staff Document Receipt Log

Premises Licence**LOCAL AUTHORITY****The Royal Borough of Windsor & Maidenhead**

Town Hall
St Ives Road
Maidenhead
SL6 1RF

tel: 01628 683840
web: www.rbwm.gov.uk

www.rbwm.gov.uk

**Part 1 - Premises Details****POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION****Ink Restaurant and Bar**

13 High Street, Windsor, SL4 1LD.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
M. The sale by retail of alcohol for consumption ON the premises only	Monday to Saturday	11:00am	Midnight
	Sunday	11:00am	11:00pm

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Saturday	11:00am	Midnight
Sunday	11:00am	11:00pm

WHERE THE LICENCE AUTHORIZES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON the premises only



Licensing Act 2003

Premises Licence

PL107035

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Broadpage Limited
coco@inkrestaurantandbar.co.uk

13 High Street, Windsor, SL4 1LD.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Broadpage Limited

09660716

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Coco Camille CHAMOUN

82 Clarence Road, Windsor, SL4 5AT.

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. LN/200500372

Issued by St. Albans



ANNEXES

ANNEX 1 - Mandatory Conditions

- No supply of alcohol may be made under the premises licence:
 - i. at a time when there is no designated premises supervisor in respect of the premises licence, or
 - ii. at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 1) The responsible person must 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-
 - (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 in a manner which carries a significant risk of undermining a licensing objective;
 - (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 in a manner which carries a significant risk of undermining a licensing objective;
 - (d) 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.
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
- The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- (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 designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy
(3) 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 either -
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.
- The responsible person shall ensure that -
 - (a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available in the following measures -
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25ml or 35ml; and
 - (iii) still wine in a glass: 125ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises, and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

- 1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a

ANNEXES continued ...

price which is less than the permitted price.

- 2) For the purpose of the condition set out in paragraph 1 -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(b) "permitted price" is the price found by applying the formula -

$$P = D + (D \times V)$$

where -

- i) P is the permitted price.
 - ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged in relation to the alcohol as if the duty were charged on the date for the sale or supply of the alcohol and
 - iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol.
- (c) "relevant person" means, in relation to the premises in respect of which there is in force a premises licence -
- i) the holder of the premises licence.
 - ii) the designated premises supervisor.
 - iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

- 3) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a charge to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
- Any individual employed to carry out a security activity must be licensed by the Security Industry Authority (SIA).
- Admission of children is restricted in accordance with the recommendation by the British Board of Film Classification. If the film has not been classified the restriction of children must be approved by the Licensing Authority. (Children means any person under 18 years).

ANNEX 2 - Conditions consistent with the Operating Schedule**General****Prevention of Crime and Disorder.**

- Digital CCTV monitoring system to be installed and maintained to Thames Valley Police standard. Recording to be kept securely for 31 days and made available to Thames Valley Police employees and Authorised



ANNEXES continued ...

Persons as defined by Sections 13 & 69 Licensing Act 2003 upon request

- CCTV to cover the front entrance.
- Management will ensure that clear and legible notices are displayed outside the entrance indicating licencing hours and activities.
- No bottles will be permitted to be taken by patrons from the premises.
- Intoxicated persons will not be sold or supplied alcohol.
- Customers will not be sought by means of "personal solicitation" outside or in the vicinity of the premises.
- Drugs Policy will be in place and made available to Thames Valley Police and authorised Licensing Officers.
- The DPS will be a member of the Pub watch scheme where in existence.

Public Safety.

- Two members of staff who will be qualified in First Aid, will be present at the premises during opening hours.
- Internal and external lighting shall be installed to promote the "Public Safety" licensing objective.
- Sufficient emergency exits and alarm systems will be maintained to enable persons to evacuate the premises in the event of an emergency

Prevention of Public Nuisance.

- Signage will be prominently displayed at all exits requesting customers respect the needs of local residents and leave the premises and area quietly.
- The management will ensure that the delivery of goods necessary for the operation of the business will be carried out at a time or in such a manner as to prevent nuisance and disturbance to nearby residents and neighbours.
- The management will ensure customers will not "stand around" loudly talking in the immediate vicinity of the premises at any time.
- No waste or recyclable materials, including bottles, shall be moved removed from or placed in outside areas between (23.00) hours and (08.00) hours on the following day.
- Management will ensure that any outside lighting or illumination will be positioned and screened as not to cause a visual disturbance to nearby neighbours or residents.
- Customers will not be admitted to the premises above or outside opening hours.

Protection of children from harm.

- Photographic identification to be requested. The only forms to be accepted being passport, driving licence or proof of age cards with the PASS logo.
- Patrons under the age of 18 (eighteen) will be required to be accompanied by a responsible adult.

ANNEXES continued ...

- Proxy sale of alcohol will not be permitted.
- Management will ensure ongoing staff training in the implementation of checking patrons identification. Training records will be maintained and made available to Thames Valley Police employees and Authorised Persons as defined by Sections 13 & 69 Licensing Act 2003 upon request

ANNEX 3 - Conditions attached after a Hearing by the Licensing Authority

ANNEX 4 - Plans



Craig Miller

Community Protection and Enforcement Services Lead



Premises Licence Summary

LOCAL AUTHORITY

The Royal Borough of Windsor & Maidenhead
Town Hall
St Ives Road
Maidenhead
SL6 1RF

tel: 01628 683840
web: www.rbwm.gov.uk

www.rbwm.gov.uk



Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Ink Restaurant and Bar

13 High Street, Windsor, SL4 1LD.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
M. The sale by retail of alcohol for consumption ON the premises only	Monday to Saturday	11:00am	Midnight
	Sunday	11:00am	11:00pm

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Saturday	11:00am	Midnight
Sunday	11:00am	11:00pm

WHERE THE LICENCE AUTHORIZES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON the premises only

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Broadpage Limited

13 High Street, Windsor, SL4 1LD.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Broadpage Limited

09660716

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORIZES THE SUPPLY OF ALCOHOL

Coco Camille CHAMOUN



Licensing Act 2003

PL107035

Premises Licence Summary

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED



Craig Miller
Community Protection and Enforcement Services Lead

Janette Brettell

Subject: FW: Ink Bar and Restaurant, 13 High Street, Windsor

From: Michele Speed
Sent: 28 April 2017 11:34
To: Licensing
Subject: Ink Bar and Restaurant, 13 High Street, Windsor

Dear Sir/Madam,

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

Re: Ink Bar and Restaurant, 13 High Street, Windsor

I refer to the application under the provisions of the above legislation for the existing licence relating to the above premises and would advise that the Environmental Protection Unit of the Council has no objection to the application subject to the following condition (s):

1. Noise arising from any recorded music or any other source shall not be played at a level which give rise to a public nuisance to the occupants of any properties in the vicinity.
2. All windows, doors (with the exception of access and egress) must remain closed during regulated entertainment i.e. the playing of recorded music
3. Indoor speakers should be pointing away from residential properties and should not be positioned close to openings such as doors or windows.
4. The disposal of bottles into waste receptacles outside the premises is not permitted between 21.00 hours and 09.00 hours.

Please do not hesitate to contact me to discuss any points raised.

Kind regards

Michele Speed

Environmental Protection Officer
Environmental Protection

Nb – Part-time Wednesday to Friday

The Royal Borough of Windsor & Maidenhead
York House
Sheet Street
Windsor
Berks
SL4 1DD

Telephone: 07917 093500

Janette Brettell

From: nash gooderham <nash.lmg@email.com>
Sent: 02 May 2017 12:03
To: Janette Brettell
Subject: Re: FW: Ink Bar and Restaurant, 13 High Street, Windsor

Dear Janette,

I have spoken with my Clients and we are happy to agree to these conditions.

Regards
Nash

Nash Gooderham
E: nash.lmg@email.com
M: +44(0)7487 606069

Sent: Tuesday, May 02, 2017 at 11:51 AM
From: "Janette Brettell" <Janette.Brettell@RBWM.gov.uk>
To: "'nash.lmg@email.com'" <nash.lmg@email.com>
Subject: FW: Ink Bar and Restaurant, 13 High Street, Windsor

Dear Nash,

FW: Ink Bar and Restaurant, 13 High Street, Windsor

I write with reference to the above.

Please see email below from Environmental Protection regarding conditions for the variation of premises licence.

Please send your response to me.

Best regards

Janette

Assistant Licensing Enforcement Officer

From: Michele Speed
Sent: 28 April 2017 11:34
To: Licensing
Subject: Ink Bar and Restaurant, 13 High Street, Windsor

Dear Sir/Madam,

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

Re: Ink Bar and Restaurant, 13 High Street, Windsor

I refer to the application under the provisions of the above legislation for the existing licence relating to the above premises and would advise that the Environmental Protection Unit of the Council has no objection to the application subject to the following condition (s):

1. Noise arising from any recorded music or any other source shall not be played at a level which give rise to a public nuisance to the occupants of any properties in the vicinity.
2. All windows, doors (with the exception of access and egress) must remain closed during regulated entertainment i.e. the playing of recorded music
3. Indoor speakers should be pointing away from residential properties and should not be positioned close to openings such as doors or windows.
4. The disposal of bottles into waste receptacles outside the premises is not permitted between 21.00 hours and 09.00 hours.

Janette Brettell

Subject: FW: An application for a Full Variation of a premises licence

From: Cllr Shelim

Sent: 13 May 2017 13:43

To: Janette Brettell; Cllr Shelim; Cllr Richards; Cllr Rankin

Subject: RE: An application for a Full Variation of a premises licence

Janette,

I would like to object to this on the following grounds:

- There is nothing else on the High Street that has a 2 am licence and I think this would cause too much nuisance to local residents
- It is also in the region of the castle and we should keep this area special

Perhaps a 1 am licence would be more appropriate?

Kind regards,

Cllr Shamsul I. Shelim
Castle Without

Mob: 07958 412 650

Email: Cllr.Shelim@RBWM.gov.uk

Janette Brettell

Subject: FW: An application for a Full Variation of a premises licence

From: Cllr Rankin
Sent: 13 May 2017 19:53
To: Cllr Shelim
Cc: Janette Brettell; Cllr Shelim; Cllr Richards
Subject: Re: An application for a Full Variation of a premises licence

I agree with Cllr Shelim

Sent from my iPhone

On 13 May 2017, at 13:43, Cllr Shelim <Cllr.Shelim@RBWM.gov.uk> wrote:

Janette,

I would like to object to this on the following grounds:

- There is nothing else on the High Street that has a 2 am licence and I think this would cause too much nuisance to local residents
- It is also in the region of the castle and we should keep this area special

Perhaps a 1 am licence would be more appropriate?

Kind regards,

Cllr Shamsul I. Shelim
Castle Without

Mob: 07958 412 650
Email: Cllr.Shelim@RBWM.gov.uk

9th May 2017

For whom it may concern,

Having moved into a newly rented apartment (Flat 3, 14 High Street, Windsor, SL4 1LD) on Monday 1st May 2017 both my Wife and I spent our first weekend in the apartment over the nights of Friday 5th and Saturday 6th of May. We, as well as our landlady, were surprised to find out that there is essentially a night club located next door on the first floor above the Ink Bar on High Street which had an uncontrollable level of music blaring out until almost 01:00am both nights.

We are a young couple and this sort of thing has never bothered us in the past having lived in hectic city centre's but this was beyond acceptable. The level of bass is so high you can feel the whole apartment shake and the music is that loud I can make out every word of each song in my own living room. This is constant from 20:00pm to 01:00am.

This is a residential area and we are lucky we don't have children but I can only imagine the effect on a young family in the area. There is absolutely no chance of sleep during their opening hours. On top of this the street is full of extremely loud partygoers until the early hours which in lovely Windsor is not a sight I expected to see.

To my horror after discussing this with our landlady earlier this week we were made aware that Ink Bar have actually put forward a proposal to extend their license to 02:00am with the intent of hosting even bigger scale DJ nights.

In my opinion this is a major health hazard for the local community and would have massive detrimental effects if it was passed. Not only can this not happen but there must be heavier ways to police the environmental effects of the outlet from sound proofing to volume restrictions.

Please consider this letter as an official complaint and objection to the proposed license extension of Ink Bar, 13 High Street, Windsor, SL4 1LD.

Yours Faithfully,

Mr Gavin Morris

Flat 3, 14 High Street, Windsor, SL4 1LD



Email: gavinianmorris@gmail.com

Julie Cracknell
JS Fox estates Ltd
28b Burfield Road
Old Windsor
Berks SL4 2RD
9/5/17

RECEIVED
11/11/17

RE: License application for Ink Bar and Restaurant 13 High St Windsor SL4 1LD

Dear Steve Smith and Janette Brettell

I am the owner of flat 3 14 High st Windsor, and am strongly opposing the license for late night music at the above address. My tenants who have only just moved in were unable to sleep on Friday 5th and Saturday 6th of May due to the loud dance music coming from the above address until 1.am both nights,

And due to this are about to give their notice.

I had heard from other sources that this bar was becoming a problem in the neighbourhood, which as you know is an equal mix of residential and business premises, and really no place for a late night dance venue.

There are to my knowledge three late night clubs within walking distance and all are in areas that do not affect residents.

Please note my objections to this application (enclosed)

Yours sincerely

Julie Cracknell

Julie Cracknell

Mobile [REDACTED]

Janette Brettell

Subject: FW: Objection to Ink Bar application

From: Ed Thomas [<mailto:shiroed@gmail.com>]

Sent: 10 May 2017 20:49

To: Licensing

Subject: Objection to Ink Bar application

Hello,

I've been made aware that Ink Bar (located on 13 High Street Windsor SL4 1LD) have applied for a change of opening hours and the permission to play recorded music until 02:00am Friday to Sunday.

I cannot object to this application more strongly. This would be an intolerable disturbance as I (and others) live *directly* behind Ink Bar. They have already had an adverse effect on the parking situation behind our premises.

I object to the licence under the licencing objective: The prevention of public nuisance.

Please let me know if there is anything else I and other residents need to do to ensure our environment is not disturbed so completely.

Many thanks and best regards,

Ed Thomas

Flat 2

Bedford House

Maderia Walk

SL4 1EU

Janette Brettell

Subject: FW: Objection to Ink Windsor

From: Maria Sweeney [mailto:mjasweeney@gmail.com]

Sent: 11 May 2017 21:39

To: Licensing

Subject: Objection to Ink Windsor

Ref - The prevention of public nuisance

Dear Sir/Madame,

I understand The Ink Bar 13 High Street Windsor has applied to extend there opening hours & to play music. I live right behind the bar in Flat 1 Bedford House & am not happy about this. We already deal with a lot of noise & feel this would be unbearable.

I feel this would be a breach of my rights & would cause a public nuisance. So I whole heartedly object to this application.

Kind Regards,
Maria Sweeney

Mobile: [REDACTED]

Janette Brettell

Subject: FW: INK bar - 13 high street, SL4 1LD hours application

From: cara dare-edwards [<mailto:caradedwards@hotmail.com>]

Sent: 13 May 2017 12:46

To: Licensing

Subject: INK bar - 13 high street, SL4 1LD hours application

Hi

We have received a letter stating that the INK bar on 13 High Street, Windsor has applied to extend their licence for playing music on the premises - please can you let us know how we can make an objection against this?

The disturbance the restaurant has caused to date has led to us handing in notice on our flat, we are due to leave late July but would like to help any future tenants. The fact that the restaurant has the cheek to apply to play their ridiculous music until 12am every weeknight and 2am on weekends knowing the very close proximity of residential properties is absolutely horrendous!

Kind regards

Cara & Rhys

Flat 1, 14 High St.

Janette Brettell

Subject: FW: INK Bar Windsor

From: anita langton [<mailto:anitalangton@hotmail.com>]

Sent: 13 May 2017 18:20

To: Licensing

Subject: INK Bar Windsor

Re: The prevention of public nuisance

To whom it may concern,

I have received notice that INK Bar want to extend their opening hours and playing music. I live behind INK Bar in Flat 1 Bedford House, and object to this as i feel the loud music would be a disturbance as there is already enough noise.

Kind regards,
Anita Langton

Janette Brettell

Subject: FW: INK Bar_Windsor High Street_OBJECTION

From: Marina Suvakov [<mailto:msuvakov@gmail.com>]
Sent: 15 May 2017 10:48
To: Licensing
Subject: Re: INK Bar_Windsor High Street_OBJECTION

Good morning,

I am a resident of 14 High Street Windsor and share my communal garden with INK Bar restaurant. I would like to make a representation for a licensing objective for prevention of public nuisance. This is in relation to INK Bar on High Street Windsor and the public nuisance I particularly want to raise awareness to is noise, threats to community safety, litter and odour. I have emailed the Health and Environmental Agency in Jan 2017 to log the initial complaint and recently this month for an update that it has not improved. I would now like to officially make a complaint for Public Nuisance.

I look onto the INK Bar kitchen where I have seen some unsanitary conduct that I have previously notified the health and environmental agency, as mentioned above, who came out to give verbal warning to the staff. Since then their behaviour has not improved and they have started to leave the back gate open exposing our communal area to more litter and for me to feel unsafe when using the entrance. In addition, since the back gate is left open, anyone can now access the high street through our walkway exposing us to potential vandalism.

I received a letter informing me of INK Bar's request to extend their opening hours and request to play music on premises. I cannot object to this enough. The noise from their restaurant and kitchen is already unbearable, their staff shouts from the kitchen into the communal area where other staff members continue to urinate on our building and in the bushes and speak loudly at all hours of the day and well into the early hours of the morning. If this lease is extended, it will become unbearable to live in the building. This is a residential area so opening hours and noise should be restricted to a minimum. They had said to the environmental agency in Jan 2017 that they would keep their gate and kitchen door closed to reduce noise and litter to our garden area but this lasted for 2 weeks. The music is constantly loud and can be heard in the building by all tenants as their kitchen door is open. The smell is also unbearable to we cannot keep our windows open. As mentioned already, the litter is getting worse in the garden area and often the staff is out smoking and speaking loudly on their phones thus disturbing peace in the evenings.

If this license is granted, it will significantly reduce the quality of life for the residents of 14 High Street Windsor. Please consider this as a serious matter. I don't even want to imagine the type of rowdiness that will ensue if their club is allowed to be open.

I object vehemently against their licensing application.

Marina Suvakov

Janette Brettell

Subject: FW: The Ink Bar

From: Elizabeth Ellis [mailto:elizabeth.ellis@bt.com]
Sent: 15 May 2017 17:22
To: Licensing
Subject: The Ink Bar

Dear Sir

I have received a letter from you informing me of a late night license and playing of music application from the Ink Bar 13 High Street Windsor .

As an immediate neighbour I do not wish to be disturbed by the playing of loud music and rowdiness in the early hours of the morning.

I therefore object to the license under the licensing objective:
The Prevention of Public Nuisance .

I would appreciate acknowledgement of my email and do not want my email address displayed for public viewing.

Kind regards

Elizabeth Ellis (Mrs)

Sent from my iPad

Janette Brettell

Subject: FW: Regarding: The application may be found at: Ink Restaurant and Bar | Current Licensing Applications | The Royal Borough of Windsor and Maidenhead

From: KittyMKing . [<mailto:kingerr@gmail.com>]

Sent: 15 May 2017 20:32

To: Licensing

Subject: Regarding: The application may be found at: Ink Restaurant and Bar | Current Licensing Applications | The Royal Borough of Windsor and Maidenhead

Dear Council,

I have just seen an application by The Ink Bar, at 13 High Street, to extend its alcohol licence to 2am Friday to Sunday and the same time for playing recorded music on Sunday (although it also says 23:00 for Sunday).

Many of the residents at my place of property, The Flats at the Courtyard are already being disturbed from noisy thumping music, particularly when the window is open at night. Furthermore there has been an increase in defecation and disturbances in the laneway leading to the Courtyard property and also I have had on a number of occasions had cause to move drunk people on as they loitered around private property (private cars parked in private carpark) as they use the public walkway from the High Street leading to Bachelors Acre as they make their way onto other late establishments.

I realise there is nothing we can do about the on-going risk to property at night-time being damaged because of this walkway however I would like to make formal representations against extending the closing time which could lead to a change in the nature of the establishment potentially causing the following problems:

- Noise of music into the early hours thus disturbing local residents (already happening)
- Noise of customers leaving and walking down the High Street and through the courtyard and car park (already happening)
- Drunken customers relieving themselves in the vicinity (already happening)
- An increase in litter. (already happening)

I hope you agree that this could be severely problematic to our respective businesses and homes in and around The Courtyard and that these representations are taken into consideration prior to any decisions being made.

Kind Regards,

Catherine King
4, The Courtyard
4, High Street,
Windsor SL4 1LD

Phone: 

Janette Brettell

Subject: FW: INK Bar - Extended Opening Hours Application

From: Linda Atlee [mailto:Linda_Atlee@hotmail.com]
Sent: 17 May 2017 15:07
To: Licensing
Cc: Maarten de Vries
Subject: INK Bar - Extended Opening Hours Application

Dear Licensing Team,

Re: Objection to Extended Opening Hours Application for the Ink Bar located on 13 High Street, Windsor, SL4 1LD

I live near to the Ink Bar and have seen that an application for a Premises Licence being made to allow music to be played and alcohol to be sold to 2 am.

This is something that I would like to object to in the strongest possible terms. I feel that if this licence was to be granted, then I and the neighbourhood would suffer from noise, disturbance and anti-social behaviour because of the noise from the premises and customers arriving/leaving.

The area is normally very quiet during the early hours of the morning, so loud music to the early hours plus additional people traffic will increasingly disrupt the neighbourhood.

I am also concerned about the potential for damage to property if customers are allowed to leave in the early hours of the morning having drunk significant quantities of alcohol.

The use of the Ink Bar as a venue for late night music and drinking is not an appropriate one because of the character of the area.

Yours faithfully,

Linda Atlee

0115N3011

03/1/2017

03/1/2017

Mr & Mrs J Gill
Apartment 3 Parish View,
12A High Street
Windsor
SL4 1LD

17th May 2017

Licensing Authority
Royal Borough of Windsor and Maidenhead Council
York House
Sheet Street
Windsor
SL4 1LD

Dear Sir/Madam,

We wish to make a representation in relation to the application for the variation of a premise license in respect of Ink Bar and restaurant at 13 High Street Windsor.

The grounds of our objection are outlined in the below email which was sent to Environmental Health on 11th May, 6 days ago, to which we have had no response from the council.

From: Jas Gill

*Statutory Nuisance Complaint **URGENT***

To: envhealth@rbwm.gov.uk Bcc: Jella

It has come to my attention that the Ink Bar located on 13 High Street, Windsor, SL4 1LD has made an application for the following to the Council's Licensing Department:

Change of current opening hours of the premises:

11am until 2:00am Friday to Sunday

Permit the Sale by Retail of alcohol for consumption ON the premises:

11am until 2:00am Friday to Sunday

Permit the playing of recorded music on the premises:

11am until 0:00am Monday to Thursday

11am until 02:00am Friday to Sunday

11am until 23:00 Sunday

This variation of their Premises licence has not yet been granted, and the consultation period ends Midnight on Monday 22 May 2017.

Therefore, I would like to lodge an official complaint regarding a statutory nuisance whereby the Ink Bar has been disturbing local residents in neighbouring residential flats by noisy thumping music playing until late at night, especially on Friday & Saturday nights. This interferes with residents being able to enjoy the peace of their homes/residences, especially at night. I own the adjacent flats to the bar, 12a High Street. The Ink Bar, according to their website, boasts World's renowned DJ's and Worlds best sound system – Funktion-One. Please see website: <http://www.inkbarwindsor.co.uk>

I urge for an out of hours officer to attend if possible on a Friday or Saturday night and learn the extent to which there is a statutory nuisance being caused by this bar. If they are allowed to play prerecorded music then it should be operating without disturbing its adjoining residential neighbours.

With reference to the planning application 15/00383/FULL, there are many references to the level of noise that is permitted under the constraints of the planning. I am attaching a document detailing the relevant sections which depict a much lower noise level than that which is currently being emitted by the INK Bar on the first floor, sandwiched between residential dwellings. This would suggest that the conditions of planning consent are not being adhered to.

As the consultation period ends on 22 May, this leaves 7 working days and only 2 Fridays & 2 Saturdays on which an officer could attend to witness statutory nuisance. There is no time under this constraint to keep records and timings of noise over a period of time. Therefore, I both request and urge for an out of hours visit to assess if the noise is acceptable at that particular time of the evening/night.

I would appreciate it if you could please inform me of what your thoughts are on this matter and also what you intend to do going forward and prior to 22 May 2017.

I look forward to hearing from you.

Kind regards,

Jas Gill

A printed copy of this email is attached along with supporting information from the Council's Planning Department relating to the conditions of granting planning for the restaurant and bar and noise levels which should be adhered

to making reference to an acoustic report which was carried out at the property and The World Health Organisation Night Noise Guidelines for Europe. The noise levels are unacceptable and there is no doubt that authorising a license to extend the hours of operating at this noise level is causing much disruption to neighbouring properties.

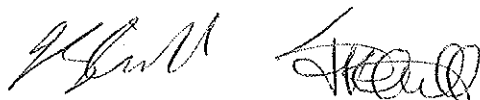
Please could you take note of our objections and our wish to make a representation against the application in question relating to the Ink Bar & Restaurant at 13 High Street, Windsor.

We can be contacted either by telephone or via email of which the details are as follows:

Mr J S Gill Mobile [REDACTED] Email : jella.gill@gmail.com
Mrs J K Gill Mobile [REDACTED] Email : jas.gill111@gmail.com

We look forward to hearing from you very soon.

Kind regards,



Mr & Mrs J Gill

Enc.

1. *Copy of email sent on 11 May 2017 to Environmental Health*
2. *Memorandum from Janette Brettell from Development Control and reference to Acoustic report & World Health Organisation Night Noise Guidelines for Europe.*

From: Jas Gill jas.gill111@gmail.com
Subject: Statutory Nuisance Complaint **URGENT**
Date: 11 May 2017 at 00:53
To: envhealth@rbwm.gov.uk
Bcc: jella.gill@gmail.com

01/05/2017

2:17

03/05/2017



Dear Sir/Madam,

It has come to my attention that the Ink Bar located on 13 High Street, Windsor, SL4 1LD had made an application for the following to the Council's Licensing Department:

Change of current opening hours of the premises:

11am until 2:00am Friday to Sunday

Permit the Sale by Retail of alcohol for consumption ON the premises:

11am until 2:00am Friday to Sunday

Permit the playing of recorded music on the premises:

11am until 0:00am Monday to Thursday

11am until 02:00am Friday to Sunday

11am until 23:00 Sunday

This variation of their Premises licence has not yet been granted, and the consultation period ends Midnight on Monday 22 May 2017.

Therefore, I would like to lodge an official complaint regarding a statutory nuisance whereby the Ink Bar has been disturbing local residents in neighbouring residential flats by noisy thumping music playing until late at night, especially on Friday & Saturday nights. This interferes with residents being able to enjoy the peace of their homes/residences, especially at night. I own the adjacent flats to the bar, 12a High Street. The Ink Bar, according to their website, boasts World's renowned DJ's and Worlds best sound system – Funktion-One. Please see website: <http://www.inkbarwindsor.co.uk>

I urge for an out of hours officer to attend if possible on a Friday or Saturday night and learn the extent to which there is a statutory nuisance being caused by this bar. If they are allowed to play prerecorded music then it should be operating without disturbing its adjoining residential neighbours.

With reference to the planning application 15/00383/FULL, there are many references to the level of noise which is permitted under the constraints of the planning. I am attaching a document detailing the relevant sections which depict a much lower noise level than that which is currently being emitted by the INK Bar on the first floor, sandwiched between residential dwellings. This would suggest that the conditions of planning consent are not being adhered to.



13 High Street
Noise.docx

← THIS DOCUMENT IS PRINTED
AND ENCLOSED FOR CONSIDERATION

As the consultation period ends on 22 May, this leaves 7 working days and only 2 Fridays & 2 Saturdays on which an officer could attend to witness statutory nuisance. There is no time under this constraint to keep records and timings of noise over a period of time. Therefore, I both request and urge for an out of hours visit to assess if the noise is acceptable at that particular time of the evening/night.

I would appreciate it if you could please inform me of what your thoughts are on this matter and also what you intend to do going forward and prior to 22 May 2017.

I look forward to hearing from you.

Kind regards,

Jas Gill

DIRECTORATE of OPERATIONS

MEMORANDUM

Environmental Protection

To: Development Control

Your ref: 15/00383/FULL

From: Janette Brettell

Our ref: 15/01050/PLANCO

Ext: 3636

Date: 17/03/2015

Re: Planning Application No. 15/00383/FULL

Leapfrog Research And Planning 13 High Street Windsor SL4 1LD

Change of use of ground floor and first floor from retail (A1)/Office (B1A) to restaurant (A3) and erection of a flue

I refer to the above-mentioned full planning application and would recommend that, should planning permission be granted, the following conditions be attached to the consent notice: -

Conditions

1. Noise Emission Control

The rating level of the noise emitted from the site shall be lower than the existing background level (to be measured over the period of operation of the proposed plant and equipment and over a minimum reference time interval of 1 hour in the daytime and 5 minutes at night) by at least 10dB(A). The noise levels shall be determined 1m from the nearest noise-sensitive premises. The measurement and assessment shall be made in accordance with BS 4142: 1997 'Method for rating industrial noise affecting mixed residential and industrial area'.

Reason: To protect the residential amenities of the area. Relevant Policy Local Plan NAP3

3. Noise Containment

No development shall take place until details of measures to provide acoustic insulation for the containment of internally generated noise, (and associated ventilation measures) have been submitted to and approved in writing by the Local Planning Authority. The approved measures shall be carried out and completed before the use commences and shall be retained maintained in good working order at all times.

Reason: To protect the residential amenities of the area. Relevant Policy Local Plan NAP3

From: Janette Brettell
Sent: 27 November 2015 12:03
To: Claire Pugh

Subject: FW: 13 High Street, Windsor - Noise

Dear Claire,

I refer to 13 High Street, Windsor.

Noise:

I have read the reports supplied by the applicant and have commented accordingly:

Acoustic Consultancy Report 69952/3/3/7 Sound Insulation:

The results show that the Party Wall passes the airborne test assuming that the noise levels within the restaurant will not exceed 80dB(A). The Council accepts the results in good faith and that no mitigation measures are needed.

World Health Organisation Night Noise Guidelines for Europe (2009) :

The WHO's document 'Night Noise Guidelines for Europe (NNG) states the following:
"...it is recommended that the population should not be exposed to night noise levels greater than 40 dB of noise during the part of the night when most people are in bed."

It then goes on to say: "An interim target (IT) of 55 dB is recommended in the situations where the achievement of NNG is not feasible in the short run for various reasons."

As the above guideline values consider the combined level of noise external to a façade (i.e. vehicular traffic, air traffic, building services noise etc, it is recommended that a criterion of 10 dB below these given levels is applied, depending on the particulars of the site in question.

Acoustic Consultancy Report 69952/3/3/7

Conclusion

An environmental noise survey has been undertaken in order to establish the representative background sound levels local to the site generally in accordance with the method contained within BS4142.

Calculations have been carried out to determine the noise levels at the nearest receiver premises being 14 High Street, Windsor which is 5 metres away. The calculations show that with the limiting sound power level detailed in table 7 of this report the design criteria will be met at a level of 38dB during the day and 37dB in the evening.

Janette Brettell

Subject: FW: Representation against PL107035

From: Shinskey, Jeanne [<mailto:Jeanne.Shinskey@rhul.ac.uk>]

Sent: 17 May 2017 23:25

To: Licensing

Subject: Representation against PL107035

Dear Councillors,

I am making a representation against the licensing application for Ink Restaurant and Bar at 13 High Street, Windsor. As a resident of the neighbouring 15-17 High Street who is already disturbed by music playing until midnight so loudly that I can hear and feel it through the walls, I believe that granting a license to extend the hours of playing music will have a negative effect on the licensing objective of the prevention of public nuisance.

Sincerely,

Dr Shinskey
4 Guards View

AS sent to R B W M in Windsor
Please pass to the appropriate department
Gig

011510011

011510011

011510011

GAVIN M GORDON

**5 Temple Mill Island, MARLOW, Buckinghamshire SL7 1SG
U. K.**

Tel: 01628 527111

Email: gavingordon@totalise.co.uk

Licensing Team

Royal Borough of Windsor and Maidenhead
York House
Sheet Street
Windsor SL4 LDD

16 May 2017

Dear Sirs

The Ink Bar 13 High Street Windsor

We understand that an application has been made to extend the opening hours of the above premises from 11 AM to midnight on the days of Monday to Thursday and from 11AM to 2AM on Fridays, Saturdays and Sundays. Furthermore that the playing of music and the licence to consume alcohol should also be permitted during the same extended hours

In that respect I would explain that I own properties in the Courtyard building (Nos 6 and 7) at the end of the passageway leading from No 2 The High Street and that I strongly object to any suggestion that the hours of commercial trade at these premises, on the lines outlined, should be extended.. The restaurant/club concerned has already generated a certain amount of anti social behavior (including general inebriation) in the High Street and environment including the car park outside the Courtyard and surrounding office buildings. The consequences of alcohol consumption and music being available into the early hours of the morning at that particular location are therefore extremely alarming.

It is noted that you invite comments on specific points of concern and in that respect I would comment as follows

Crime and Disorder and Public Safety

It is clear that the sale of alcohol and the playing of music until 2 AM in the morning at this particular location must encourage more anti social behaviour and the possibility of increased crime. The consequent implications for public safety are therefore obvious.

Public Nuisance

As outlined above numerous instances of public nuisance, directly associated with this business, have already been identified. This situation can only increase

Protection of Children from Harm

As above the implications regarding the safety of children both resident and visiting - particularly tourists – should be obvious and need no further qualification

Without appearing to be too geriatric and reactionary I trust, with others, that common sense will prevail and that no serious consideration will be given to this application.

If any further comments or communications from me are required I will be glad to provide them

Yours faithfully

A handwritten signature in black ink, appearing to read 'Gavin M. Gordon', with a long horizontal flourish extending to the right.

Gavin M. Gordon

Janette Brettell

Subject: FW: Representation - Ink Restaurant and Bar in Windsor

From: Sarah Collins [<mailto:sarahjc@gmail.com>]

Sent: 19 May 2017 14:43

To: Licensing

Subject: Representation - Ink Restaurant and Bar in Windsor

Dear Sir/Madam,

We would like to make a representation regarding the current license application by Ink Restaurant and Bar in Windsor to extend their opening hours from Friday to Sunday which would also include extending the hours during which they can play music and sell alcohol.

We are the owners of Flat 3, The Courtyard in Windsor, and our objection to the license is based on the prevention of public nuisance. Firstly, not only will anyone in the flat inevitably be able to hear music into the early hours but the noise of customers leaving and walking down the High Street and through our courtyard and car park, which can be used as a short cut to Victoria Street, could also be incredibly difficult to live with. Secondly, our flat is on the ground floor and therefore if the license is granted there is a chance of drunk customers urinating not only in the courtyard and car park but also on the wall our actual flat! Finally, we foresee that the approval of this application would also cause an increase in litter.

On these grounds we ask that the application by Ink Restaurant and Bar be rejected.

Yours sincerely,

Sarah & James Collins

JT/HC/LON.0328

19 May 2017

Licensing Section
Royal Borough of Windsor and Maidenhead
York House
Sheet Street
Windsor
SL4 1DD

Dear Sir/Madam

Licensing Act 2003

Ink Restaurant and Bar, 13 High Street, Windsor SL4 1LD

Licence App. No. PL107035

Objection by Desert Ridge Estates LLP (owner of 14 High Street, Windsor)

Pegasus Group are instructed by Desert Ridge Estates LLP to object to the licence application by Ink Restaurant and Bar (Licence No. PL107035) relating to 13 High Street, Windsor. Our client is the recent developer of, and continues to have an ownership interest in the 5 residential properties immediately adjacent to the application site at 14 High Street, and therefore is an immediate and direct neighbour.

As submitted, the application to vary the existing premises licence seeks:

- Change of current opening hours of the premises – 11.00am until 02.00am Friday to Sunday;
- Permit the sale of alcohol for consumption on the premises – 11.00am until 02.00am Friday to Sunday; and
- Permit the playing of recorded music on the premises – 11.00am until 00.00am Monday to Friday; 11.00am until 02.00am Friday to Sunday; 11.00am until 00.00am Sunday.

The basis of this objection is made on the grounds of public nuisance and the impact upon residential amenity, notably the 5 flats at 14 High Street and other residential properties nearby. Furthermore, the proposed extension to the premises licence has potential to give rise to anti-social behaviour, crime and disorder.

It should be noted that our client strongly opposed the original planning application for the use of this premises (Ref. 15/00383), and submitted a letter of representation to the Planning Officer (dated 2nd March 2015) whereby it was asked for a restriction on opening hours (08.00am to 23.00pm). Despite the objection, the local planning authority granted planning permission on 2nd December 2015 for a restaurant use (within Class A3) and imposed a number of conditions restricting the level of noise generated from the premises and associated

Page | 1

PLANNING | DESIGN | ENVIRONMENT | ECONOMICS

10 Albemarle Street | London | W1S 4HH

T [REDACTED] | W www.pegasuspg.co.uk

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Registered Office: Pegasus House, Querns Business Centre, Whitworth Road, Cirencester, Gloucestershire, GL7 1RT

plant equipment. The Planning Authority did not however restrict the hours of operation, and hence this objection to the licence extension.

The planning application was submitted on a speculative basis, with no end occupier identified. The floorplans submitted in support of the application indicated a restaurant operator with circa 125 customer seats. It would be our view, that the proposed variation to the licence to allow the sale and consumption of alcohol until 0200hrs, would move away from a restaurant operation and more towards a mixed restaurant and bar establishment (mixed class A3/A4 – *sui generis*). This type of use is totally unacceptable in this location given the proximity of nearby residential properties.

There is an immediate and direct relationship between the residential flats at ground, first and second floor levels of No. 14 High Street with the bar/restaurant seating and kitchen area. There are windows to habitable rooms within these flats, including bedrooms and living rooms that directly face the operating restaurant and its back of house area.

Given the juxtaposition between the uses, and the 'backland' and quiet nature of the residential use, there is a clear need to control the hours of use of No. 13 High Street. Given this close and direct relationship with the residential properties, in our view, these should not exceed those set down on the existing licence, or alternately 1100hrs-2300hrs, on the basis that the operation of the A3 use before 1100hrs or after 2300hrs would have the clear potential to cause a noise impact during unsocial hours. This is not only as a result of people leaving the main front entrance, but also as a direct result of customers using the narrow 'cut through' between Nos. 13 and 14 to access the residential area to the west.

Furthermore, the proposed extension to the opening hours and sale of alcohol has the potential to increase anti-social behaviour, crime and disorder from people leaving the premises at 0200hrs and congregating on the street, waiting for taxis and using the narrow 'cut through' between Nos. 13 and 14. This would again significantly compromise the amenity of residents of 14 High Street.

I trust that the above usefully services to outline and summarise the basis for the submitted objection. I would be grateful to be notified of any amendments to the Application and its method for determination, in order that a verbal objection can be made at Licensing Committee.

Yours faithfully



Jim Tarzey
Director

e-mail: Jim.Tarzey@pegasuspgrp.co.uk

Mistress Page's House
13a High Street
Windsor
SL4 1LD

19th May 2017

Licensing Section
Royal Borough of Windsor and Maidenhead
York House
Sheet Street
Windsor
SL4 1DD

Dear Sir/Madam

Re: Licence App. No. PL107035 - 13 High Street, Windsor SL4 1LD

As an immediate and directly affected neighbour, we would like to object to the licence application for the extension of opening hours relating to 13 High Street, Windsor, SL4 1LD.

Mistress Page's House is a Grade II listed building, currently a commercial property, with approved 'Planning in Principal' for conversion to residential.

Our objection considers the detrimental impact upon both the current commercial and future residential occupation of Mistress Page's House. Being somewhat secluded from the High Street and public scrutiny, the risk of anti-social behaviour, crime and disorder would be exponentially increased by extending the opening hours.

Beyond the security risk concerns, the potential for noise during unsocial hours caused by unauthorised use of the private car park and pedestrian access to the High Street would also warrant objection. Guest accommodation for The Castle Hotel borders and overlooks the car park and this could therefore also detrimentally impact The Castle Hotel, its reputation, our neighbourly relations with them and to some extent the town's reputation.

Please could you keep me informed of the progress of this application and if approved any plans or conditions imposed to address these concerns.

Yours faithfully



Grant Pearson
grant@delecuona.com
Tel: [REDACTED]

Janette Brettell

Subject: FW: Ink Bar / Restaurant

From: scott pattinson [<mailto:spattinson@gmail.com>]
Sent: 22 May 2017 15:02
To: Licensing
Cc: Ed Thomas; Maria Sweeney; anita langton; Dominika Kutna
Subject: Ink Bar / Restaurant

Dear Licensing Officers,

I represent the residents of Bedford House, Madeira Walk, Windsor (CC'd on this email). I also represent myself as the landlord and owner of the property.

Bedford house is approximately 9 metres away from Ink Bar and restaurant, behind Hardings Estate Agents, 11 High Street. Bedford house is a three storey building with three flats contained, one on each floor. There are currently five residents living there.

I wish to object to the license changes proposed on the grounds of noise nuisance.

The current noise from the premises is already causing disturbance to my tenants. If this continues or is worsened by extensions to the opening times it will be intolerable for them. This will also have a major business impact on my ability to find and retain tenants for this property.

The type of noise disturbance is primarily music noise from Ink Bar, also the noises of people coming and going from Ink Bar to the rear are an issue; people talking in a loud voice and movement of vehicles. Ink bar and restaurant have two allocated parking spaces to the rear. Staff and/or customers are currently fly parking in other parking spaces not owned by them. This issue needs to be dealt with by the property owner as it is private property, nonetheless it is still a noise nuisance whether they have permission to use that car park or not. Obviously if the property owners do not act nothing is likely to be done about it.

In the past this has been a quiet area to live in. I have lived in Bedford house myself in the past and it was a factor in my decision to buy the property about 10 years ago in order to provide residential lettings.

I would also like to bring to your attention that the planning application for the premises was applied for and granted for A3 Restaurant use. Ink Bar and Restaurant are currently being run as two separate entities with different opening times, their own entrances from the street, and their own web sites etc. The upstairs bar is being run as a Night Club/Drinking Establishment type venue currently. I am not sure if this is a concern for the licensing committee or another department within the council. This is something that needs to be looked into in either case by the relevant department.

Kindly inform me when and where any hearings to make a decision on this licensing change are to take place so that I may attend if possible.

Kind Regards

Scott Pattinson
31 Clarence Road
Windsor
Berkshire
SL4 5AX

22.05.17

Dear Sir or Madam,

Representations on PL107035: Ink Restaurant and Bar - Full Variation of Premises Licence

We write to make representations on Broadpage Limited's application for a Full Variation of Premises Licence at the Ink Restaurant and Bar, 13 High Street Windsor. We believe the application to extend alcohol sales, opening hours and recorded music playing licences is highly likely to be detrimental to the night time and daytime environment in the immediate and wider vicinity of 13 High Street.

LICENSING

Granting the licence would be contrary to the four licensing objectives, and we wish to make representations as follows:

1. The prevention of crime and disorder

The egress of persons from the establishment later at night, in a possibly inebriated and/or overly excited state, could cause drunk and disorderly behaviour and crime in the form of damage to property and litter dropping. The later licence could also lead to an increase in driving in an intoxicated state. The Royal Borough, in its Licensing Policy Statement 2016-2021, states, '...However, the later opening hours have brought increased levels of crime, disorder and nuisance. Responsible Authorities, local residents and local Councillors have reported many issues, including noise, antisocial behaviour and litter, which are having an adverse impact on their quality of life. In particular, there has been an increase in violent crime in Windsor town centre between the hours of 00:00 and 04:00.' This is clear evidence that an extension to the premises closing time is likely to be problematic.

2. Public safety

The above could have a deleterious effect on the safety of passers-by. Possible vomiting and relieving themselves by persons coming from the bar could be dangerous to health.

3. The prevention of public nuisance

Residents in the area would see an increase in the disturbance from noisy persons in the 'small hours'. Noise from music emanating from the establishment would also cause nuisance. There would consequently be a loss of amenity. [See 1. for Policy Statement on nuisance.]

4. The protection of children from harm.

Children would be likely to be awakened more often by noisy persons at night which would be detrimental to their health and education. The Royal Borough, in its Licensing Policy Statement 2016-2021, 'recognises that the protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms directly associated with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives...' (There is a school-age child permanently resident in The Courtyard apartments and others living or staying in the area who may be subjected to such disturbances.)

The greatest impact is likely to be on the immediate neighbours but it would extend to other parts of this generally quieter quarter of the town centre. Our particular concern is The Courtyard development at 4 High Street which comprises ten apartments and one house. There is what is believed to be a right of way through the passageway beside 3 High Street, through the courtyard (of The Courtyard building), the Madeira Walk development and onto Madeira Walk itself. Regrettably some persons already exceed this right and loiter in the Courtyard at night time drinking, smoking

and causing a disturbance to residents of The Courtyard. Granting of the licence extension is highly likely to exacerbate the problem for residents of the building and others, as below.

Not much further away there are many other residential properties. There has been an increase in such recently with offices in the area being converted to residential use so potentially more nuisance could be caused in the future. Additionally, a large number of visitors to Royal Windsor stay close to 13 High Street, in hotels and self-catering properties, and an increase in undesirable behaviour would disturb these visitors and be damaging to the reputation of the town.

PLANNING MATTERS APPERTAINING TO THE LICENCE APPLICATION

Planning permission was granted, on 2nd December 2015, for 13 High Street to become a restaurant. One would expect a restaurant to close by about 10:30pm so it is unclear why the establishment should seek to extend its opening hours, alcohol sales and music playing until 2am unless it was intending to operate as a bar and/or 'club' at these times. It may be noted that the establishment has a website (<http://www.inkbarwindsor.co.uk/>) in which it styles itself as a 'Champagne and Cocktail lounge' and makes no mention of food, beyond 'snacks'. The website features the 'Worlds [sic] best sound system Funktion-One' and has a link to a *Facebook* page which lists 'JUN 15 DISCO THURSDAYS'. The contact address is shown as 'First Floor, 13 High Street'. These matters all indicate that it is running the 'Bar' as an entity distinct from the restaurant on the ground floor, which has a separate website. Further, it may intend to play music at a volume much higher than a restaurant would. It would therefore be unlikely that the building could be soundproofed without detriment to the attractive first floor window. (Noise from the proposed restaurant was the subject of scrutiny during the 2015 planning process.) These factors would suggest that the owners are, by running a bar/club, already exceeding the building's planning permission, even without the requested licensing extensions.

LACK OF COMPLIANCE WITH COUNCIL REQUIREMENTS

As notified to the Licensing Department, on 16th May, the applicants do not appear to have correctly displayed a notice concerning their application at the premises. Further, there is variance in the times stated on the premises notice and those on the application. As such, we believe the Council should not grant the request without the proper display of such a notice for the statutory period.

We trust that, after consideration of the above, the Council will reject the application from the Ink Restaurant and Bar to extend their opening hours, alcohol sales and playing of recorded music licences.

If there is to be a hearing on this matter please inform us of the details.

Yours faithfully,

N. J. Hitchcock & J.H. Hitchcock,

Owners, 9 The Courtyard, 4 High Street, Windsor, SL4 1LD.