

03 NOV 2015

01 OCT 2015

APPENDIX A



Serving You

Medway Council, Licensing Unit, Gun Wharf, Dock Road, Chatham, Kent ME4 4TR

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

SAMIULLAH ESSAKHEL

(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

Medway-06-PREM-0744

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

46 CATERBURY STRET
GILLINGHAM
KENT

Post town

GILLINGHAM

Postcode

ME7 5TX

Telephone number at premises (if any)

01634 577171

Non-domestic rateable value of premises

£ 5,300.

| | |
|----------------|----------|
| MEDWAY COUNCIL | |
| FILE REF | |
| 16 OCT 2015 | |
| TO: | |
| ACTION: | INITIALS |

Part 2 – Applicant details

| | | | |
|-----------------------------------------------------------|--------------|----------|--|
| Daytime contact telephone number | 01634 577171 | | |
| E-mail address (optional) | | | |
| Current postal address if different from premises address | | | |
| 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"/> |

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☒ Yes ☐ No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

CHANGE OF HOURS, TAKEAWAY AND DELIVERING OF HOT FOOD

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:

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) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

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

☒

Supply 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 7) | | | <u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | 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 4) | | |
| Mon | | | | | |
| | | | | | |
| Tue | | | | | |
| | | | <u>State any seasonal variations for performing plays</u> (please read guidance note 5) | | |
| Wed | | | | | |
| | | | | | |
| Thur | | | | | |
| | | | <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 6) | | |
| Fri | | | | | |
| | | | | | |
| Sat | | | | | |
| | | | | | |
| Sun | | | | | |

B

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|----------------------------------------------------------------------------|-------|--------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|----------|--------------------------|
| Films Standard days and timings (please read guidance note 7) | | | Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3) | | Indoors | <input type="checkbox"/> |
| | | | | | Outdoors | <input type="checkbox"/> |
| | | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | Please give further details here (please read guidance note 4) | | | |
| Mon | | | | | | |
| | | | | | | |
| Tue | | | | | | |
| | | | State any seasonal variations for the exhibition of films (please read guidance note 5) | | | |
| Wed | | | | | | |
| | | | | | | |
| Thur | | | | | | |
| | | | 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 6) | | | |
| Fri | | | | | | |
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| Sat | | | | | | |
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|---------------------------------------------------------------------------------------------|-------|--------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Indoor sporting events Standard days and timings (please read guidance note 7) | | | <u>Please give further details</u> (please read guidance note 4) |
| Day | Start | Finish | |
| Mon | | | |
| Tue | | | <u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5) |
| Wed | | | |
| Thur | | | |
| Fri | | | <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 6) |
| Sat | | | |
| Sun | | | |
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|---------------------------------------------------------------------------------------------------------|-------|--------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|----------|--------------------------|
| Boxing or wrestling entertainments Standard days and timings (please read guidance note 7) | | | Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3) | | Indoors | <input type="checkbox"/> |
| | | | | | Outdoors | <input type="checkbox"/> |
| | | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | Please give further details here (please read guidance note 4) | | | |
| Mon | | | | | | |
| | | | | | | |
| Tue | | | | | | |
| | | | State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5) | | | |
| Wed | | | | | | |
| | | | | | | |
| Thur | | | | | | |
| | | | Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6) | | | |
| Fri | | | | | | |
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| Sat | | | | | | |
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|---------------------------------------------------------------------------------|-------|--------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|--------------------------|
| Live music Standard days and timings (please read guidance note 7) | | | <u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | 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 4) | | |
| Mon | | | | | |
| | | | | | |
| Tue | | | | | |
| | | | <u>State any seasonal variations for the performance of live music</u> (please read guidance note 5) | | |
| Wed | | | | | |
| | | | | | |
| Thur | | | | | |
| | | | <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 6) | | |
| Fri | | | | | |
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| Sat | | | | | |
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|-------------------------------------------------------------------------------------|-------|--------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|----------|--------------------------|
| Recorded music Standard days and timings (please read guidance note 7) | | | <u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | | 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 4) | | | |
| Mon | | | | | | |
| | | | | | | |
| Tue | | | | | | |
| | | | <u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5) | | | |
| Wed | | | | | | |
| | | | | | | |
| Thur | | | | | | |
| | | | <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 6) | | | |
| Fri | | | | | | |
| | | | | | | |
| Sat | | | | | | |
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| Sun | | | | | | |
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|--------------------------------------------------------------------------------------------|-------|--------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|--------------------------|
| Performances of dance Standard days and timings (please read guidance note 7) | | | <u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | 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 4) | | |
| Mon | | | | | |
| | | | | | |
| Tue | | | | | |
| | | | <u>State any seasonal variations for the performance of dance</u> (please read guidance note 5) | | |
| 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 6) | | |
| Fri | | | | | |
| | | | | | |
| Sat | | | | | |
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| Sun | | | | | |

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|-----------------------------------------------------------------------------------------------------------------------------------------------|-------|--------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|--------------------------|
| Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7) | | | 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 3) | 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 4) | | |
| | | | | | |
| 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 5) | | |
| | | | | | |
| 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 6) | | |
| | | | | | |
| Sun | | | | | |

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|---------------------------------------------------------------------------------------------|----------|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|-------------------------------------|
| Late night refreshment Standard days and timings (please read guidance note 7) | | | Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input checked="" type="checkbox"/> |
| | | | | | |
| Day | Start | Finish | | | |
| Mon | | | Please give further details here (please read guidance note 4) I WOULD ONLY LIKE TO CHANGE THE 3 DAYS I HAVE MENTIONED, I WOULD LIKE THE OTHER DAYS TO REMAIN AS STATED ON THE LICENSE. | | |
| Tue | 11:00 am | 2:30 am | | | |
| | | | | | |
| | | | | | |
| Wed | 11:00 am | 2:30 am | State any seasonal variations for the provision of late night refreshment (please read guidance note 5) | | |
| Thur | 11:00 am | 3:00 am | | | |
| | | | | | |
| | | | | | |
| Fri | | | Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6) | | |
| Sat | | | | | |
| | | | | | |
| Sun | | | | | |

J

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|----------------------------------------------------------------------------------------|-------|--------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|--------------------------|
| Supply of alcohol Standard days and timings (please read guidance note 7) | | | Will the supply of alcohol be for consumption – please tick (please read guidance note 8) | On the premises | <input type="checkbox"/> |
| | | | | Off the premises | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| | | | | | |
| Day | Start | Finish | State any seasonal variations for the supply of alcohol (please read guidance note 5) | | |
| Mon | | | | | |
| | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | | | |
| | | | | | |
| Thur | | | | | |
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| Fri | | | | | |
| | | | | | |
| Sat | | | | | |
| | | | | | |
| Sun | | | | | |
| | | | | | |
| | | | Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) | | |

K

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| 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 9). |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

L

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|------------------------------------------------------------------------------------------------------------|-------|--------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Hours premises are open to the public Standard days and timings (please read guidance note 7) | | | State any seasonal variations (please read guidance note 5) |
| Day | Start | Finish | |
| Mon | | | |
| | | | |
| Tue | | | |
| | | | |
| Wed | | | |
| | | | |
| Thur | | | |
| | | | |
| Fri | | | |
| | | | |
| Sat | | | |
| | | | |
| Sun | | | |
| | | | |
| | | | 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 6) |

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.

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

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

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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 10)

- CCTV INTERNALLY & EXTERNALLY WITH STORAGE OF ONE MONTH.
- WALKIE TALKIES TO ~~CONTACT~~ KEEP IN CONTACT WITH POLICE E.G. FOR DISTURBANCES.

b) The prevention of crime and disorder

- 3 PEOPLE TRAINED IN SELF-DEFENSE AND HEALTH & SAFETY.

c) Public safety

- ~~ALWAYS~~ THE FLOOR IS ALWAYS DRY, IF NOT HAVE A YELLOW SIGN SAYING "CAUTION WET FLOOR".

d) The prevention of public nuisance

- NO MUSIC PLAYED - QUIET & COMFORTABLE FOR PUBLIC TO STAY ON PREMISES.

e) The protection of children from harm

- NO SHARP OBJECTS DISPLAYED.
- MAKE SURE THE CHILD IS SAFE IF COMES UNACCOMPANIED AND CONTACT POLICE TO REPORT.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
I have not made or enclosed payment of the fee because this application has been made in relation to
the introduction of the late night levy. ☒
- 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 11)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

| | |
|-----------|------------|
| Signature | <u>Sam</u> |
| Date | 27-09-15 |
| Capacity | OWNER |

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 13). **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 14)

MR SAMIULLAH ESSAKHEL
46 CANTERBURY STREET
GILLINGHAM
KENT
ME7 5TX

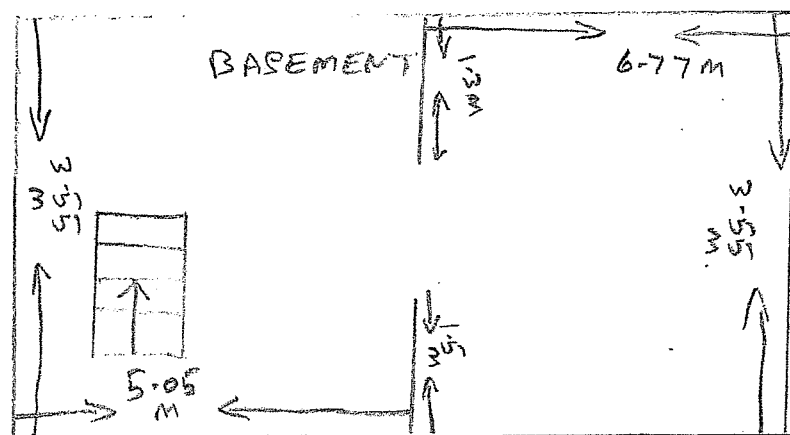
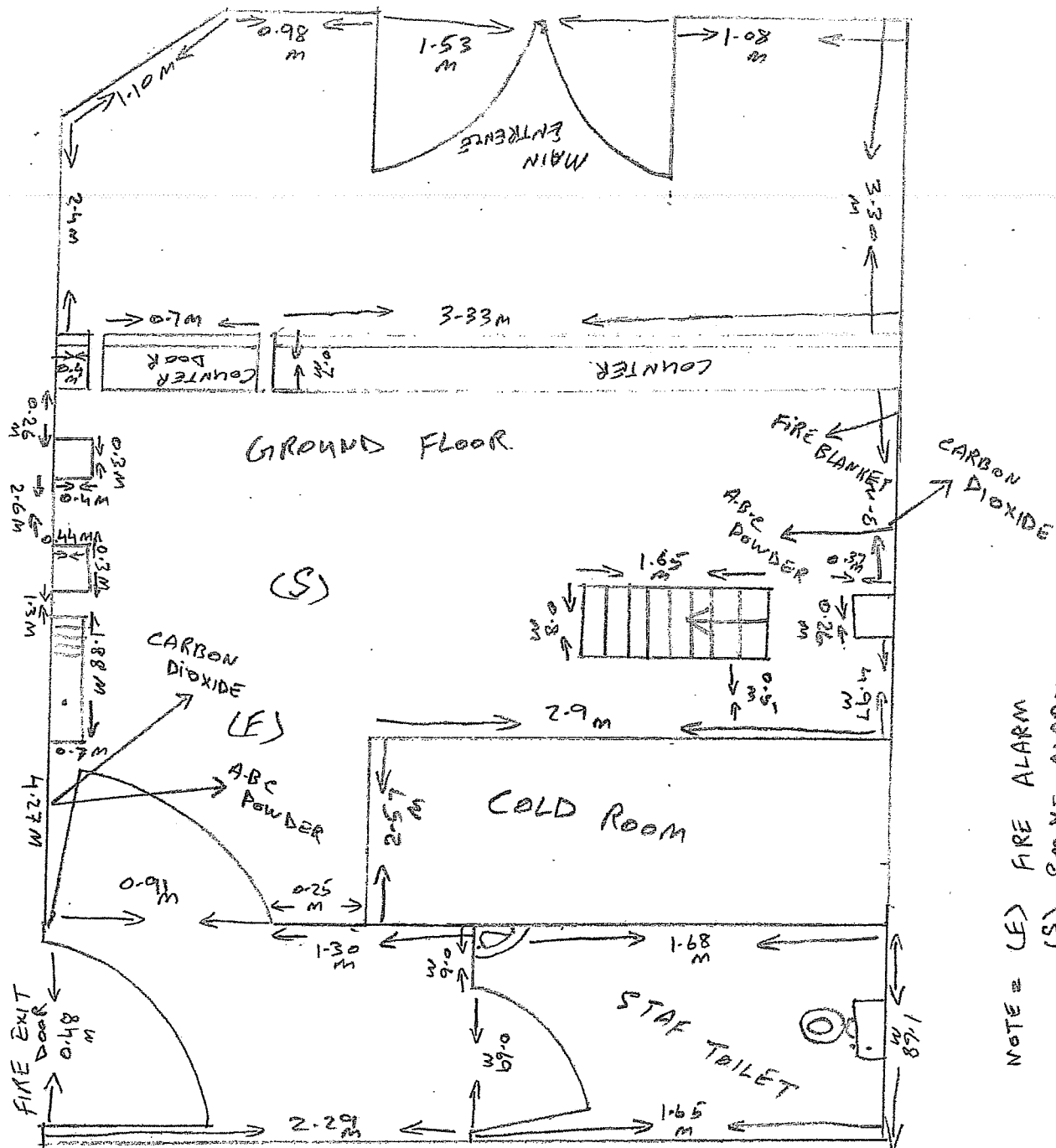
| | | | |
|-----------------------------------------------------------------------------------------|------------|-----------|---------|
| Post town | GILLINGHAM | Post code | ME7 5TX |
| Telephone number (if any) | | | |
| If you would prefer us to correspond with you by e-mail, your e-mail address (optional) | | | |

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. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. 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.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. 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'.
9. 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.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.

104 CHICKEN 46 CASTLEBURY STREET, GILL.



SCALE = 100mm = 1m

SPEEDY
MEDWAY LTD
PROPERTY



MEDWAY COUNCIL

Licensing Authority, Gun Wharf, Dock Road, Chatham, Kent ME4 4TR

Premises Licence

Premises Licence Number

Medway-06-PREM-0744

Part 1 - Premises Details

| | |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------|
| Postal address of premises, or if none, ordnance survey map reference or description Dixy Chicken and Pizza 46 Canterbury Street | |
| Post town Gillingham, Kent | Post code ME7 5TX |
| Telephone number 01634 577171 | |
| Where the licence is time limited the dates: Not Applicable | |
| Licensable Activities authorised by the licence Late Night Refreshment (off the premises). | |
| The times the licence authorises the carrying out of licensable activities Monday to Thursday 23:00 to 01:00, Friday to Saturday 23:00 to 03:30 and Sunday 23:00 to 00:00. | |
| The opening hours of the premises Monday to Thursday 11:00 to 01:00, Friday to Saturday 11:00 to 03:30 and Sunday 11:00 to 00:00. | |
| Where the licence authorises supplies of alcohol whether these are on and/or off supplies Not Applicable | |

Part 2

| |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence Mr Samiullah Essakhel Dixy Chicken 46 Canterbury Street Gillingham Kent ME7 5TX |
| Registered number of holder, for example company number, charity number (where applicable) Not Applicable |

| |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol Not Applicable |
| Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol Not Applicable |

Annex 1 – Mandatory Conditions

Not Applicable

Annex 2 – Conditions consistent with the Operating Schedule

Condition 1

CCTV to be installed, internally and externally. Maintained in good working order, in accordance with CCTV Code of Practice. The system to have an incorporated recording facility and recordings to be stored for one calendar month. The CCTV system to be fully operational throughout the hours that the premises are open for licensable activity. Access of the recordings to be made available to Police and Local Authority officers on request.

Condition 2

No music is to be played at the premises.

Condition 3

Premises to become a member of the Safer Medway Partnership.

Annex 3 – Conditions attached after a hearing by the licensing authority

Condition 4

A minimum level of 3 staff will be on duty on the premises after midnight. A designated manager to be on duty throughout the hours that the premises are open for any licensable activity.

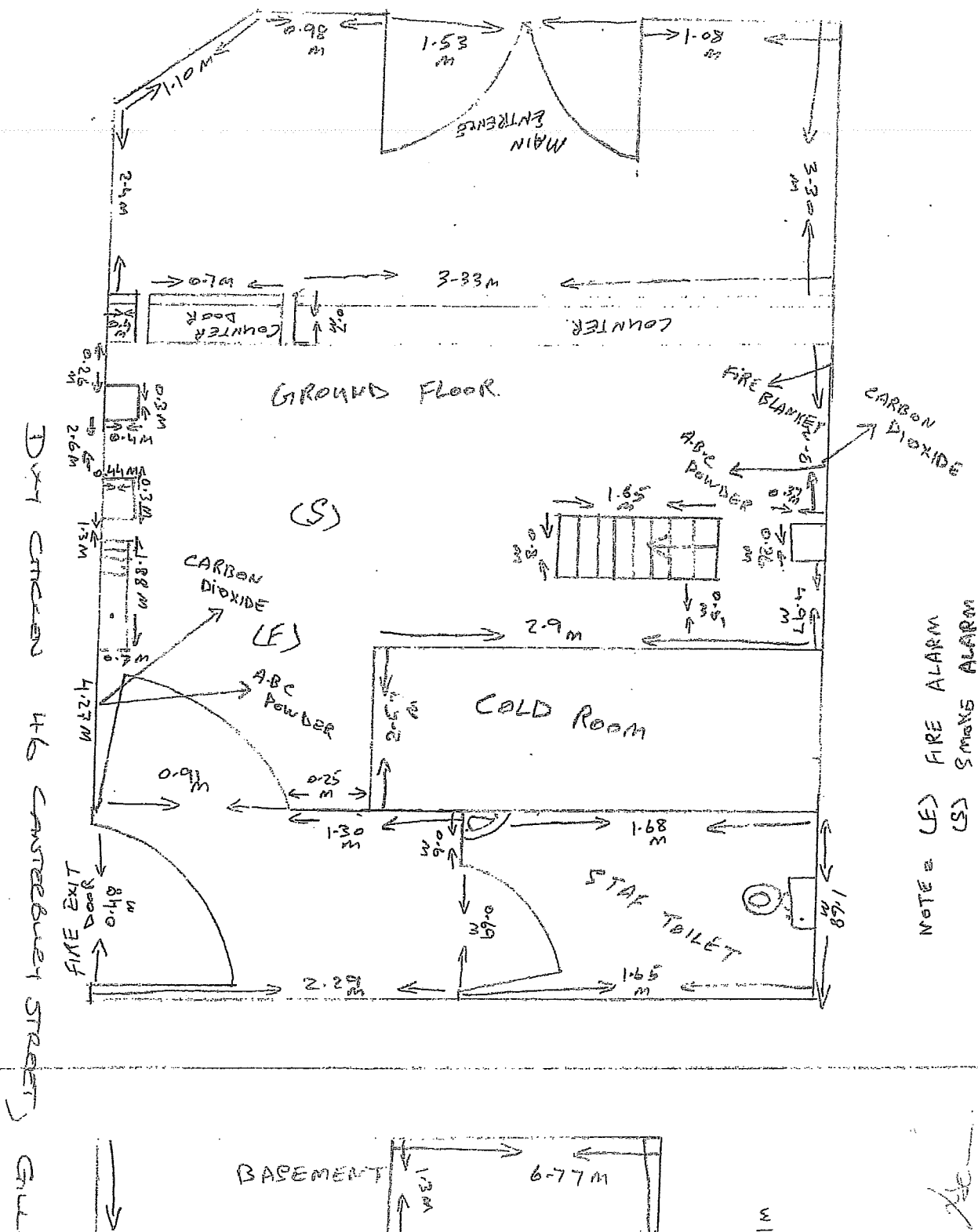
Condition 5

A minimum level of training to be provided for staff in relation to conflict management, self defence and first aid. Training records to be maintained and made available to Police and Local Authority officers on request.

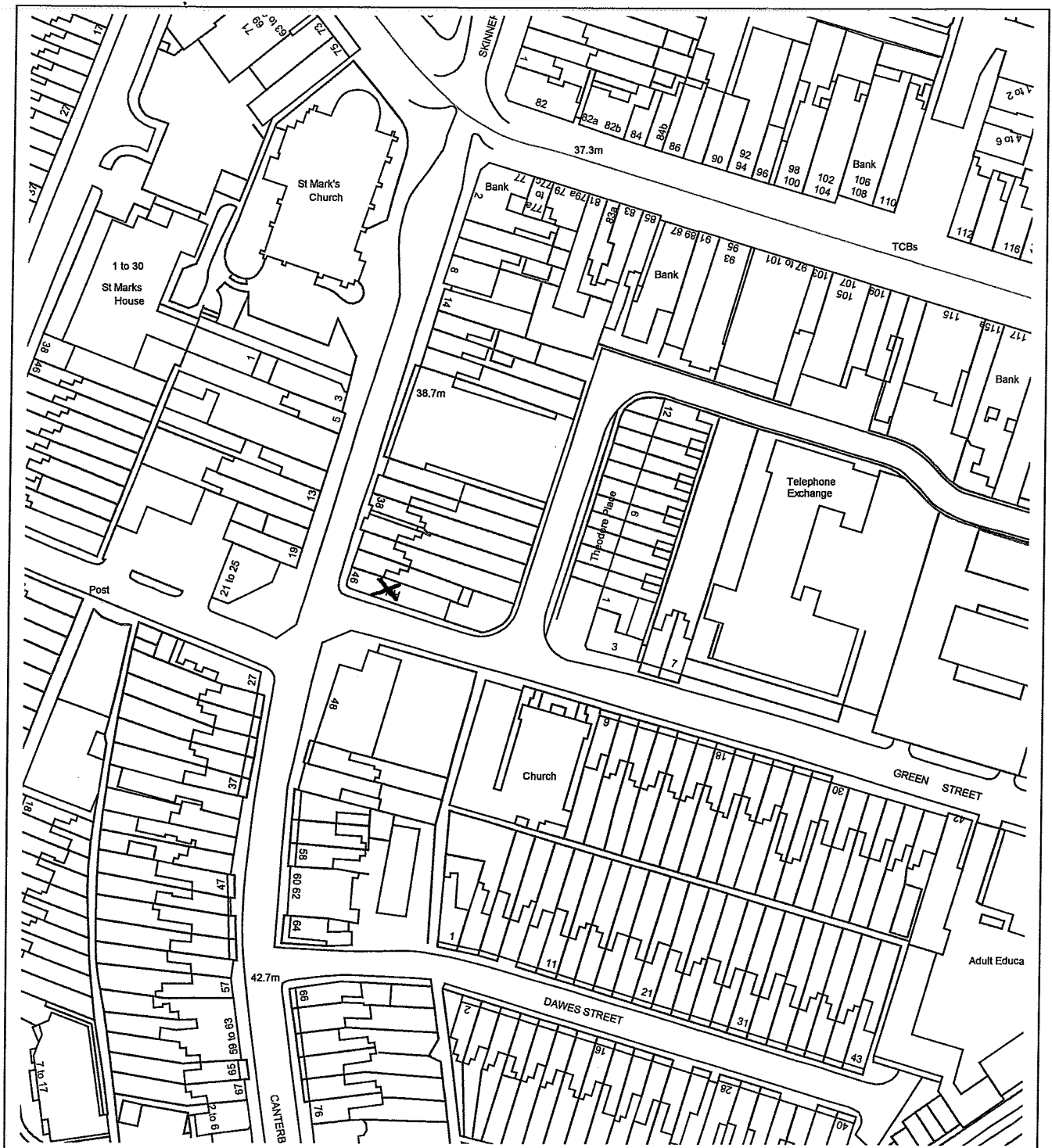
Condition 6

Ensure that the street outside the front of the premises is kept clear of litter emanating from the premises for a distance of 50 yards in each direction.

Annex 4 – Plans



NORTHGATE SE GIS Print Template



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Police

APPENDIX D

Chief Officer of Police Representation in relation to an application for variation of a premise licence made under Part 3 **Section 34** Licensing Act 2003 (S35 Licensing Act 2003)

| | |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------|
| Details of person making representation | |
| Name of Chief Officer of Police | Chief Superintendent Futers |
| Postal Address: (Divisional Headquarters) | Medway Police Station Purser Way Gillingham Kent ME7 1NE |
| E-mail address | licensing.north.division@kent.pnn.police.uk |
| Telephone Numbers: | |
| Licensing Co-ordinator | Geoff Rowley 01634 792733 |
| Licensing Officers | Gill Angus 01634 792388 |
| | Chris Hill 01634 792276 |
| | |
| Details of premises representation is about | |
| Name of Premises: | Dixy Chicken |
| Address of premises: | 46 Canterbury Street Gillingham Kent ME7 5TX |
| Date application received by police | 4 th November 2015 |
| Date representation sent to Licensing Authority. All representations must be made within 28 days of receipt of initial application <i>The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005, Part 4 Reg. 22.</i> | 18 th November 2015 |

The Chief Officer of Police has received an application for the variation of a premises licence made under the provisions of Section 35 Licensing Act 2003, and under Section 35 of that Act, asks the Licensing Authority to consider these representations in respect of: -

| | |
|----------------------------------|---|
| Prevention of crime and disorder | X |
| Public Safety | X |
| Prevention of public nuisance | X |
| Protection of children from harm | X |

Please give the reason for the representation and detail the evidence supporting it under the appropriate headings:

The applicant has applied for a variation to their current premise licence. The premise is a fast food outlet in Canterbury Street Gillingham.

The application is for:

An increase in hours for the provision of late night refreshment as follows:

Tuesday and Wednesday 11:00 – 02:30

Thursday 11:00 – 03:00

Kent Police are opposed to this application as stated and propose the following:

That there is no extension to the licensable hours and the premise remains open as per the current licence

1) Prevention of Crime and Disorder

The location of Dixy Chicken places the premise within Gillingham South policing ward of the Medway Towns. This ward is currently a priority area for Medway Police due to the high levels of crime and anti-social behaviour (ASB) occurring in this region.

Dixy Chicken is located in close proximity to a nightclub (Bliss) which is the largest and busiest late night venue in the Gillingham area. Nearby for transient trade are The Edge, Canterbury Tales, and Beacon Court Tavern. There have been 218 calls to Kent Police reporting incidents between 01/11/14 and 01/11/15 for the area of Canterbury Street where Dixy Chicken operates. Most of the incidents haven during the evening and early hours of the morning and relate to assaults, and drunkenness. The premise already has a licence and incidents relating specifically to the premise occur on a Friday and Saturday when it has the later opening hours. It is felt that further extension to the premise licence will increase the number of incidents recorded both at the premise and around that area of Canterbury Street. In addition it would cause major problems with the dispersal of persons present in the Night Time Economy. The premise has offered a condition that 3 staff will have self-defence training which indicates that the premise is fully aware that there are likely to be outbreaks of crime and disorder. The current licence has a condition in respect of minimum training in conflict management, self-defence and first aid and clearly the applicant feels that this is a continuing requirement. An increase in calls will subsequently place greater demands on police resources.

The applicant has stated that he will have CCTV internally and externally which will be stored for 1 month. There have previously been breaches to this condition in respect of the current licence. The applicant has made no mention of how they plan deal with / minimise the likelihood of disturbances resulting from scenarios such as busy queues, drunkenness, or outbreaks of Crime and Disorder.

It is the belief of Kent Police Licensing that these steps listed by the applicant are insufficient to fully promote this objective and clarification on conditions in addition to further license conditions would be beneficial. The promotion of this objective by the imposition of conditions is a key to the Licensing Act 2003. It is important that conditions are attached to this licence that seeks to effectively promote this objective and minimise the risk of it being undermined. The conditions need to be clear and precise.

2) Public Safety

This venue has seen outbreaks of violence, ASB and public order offending. Police have been called to the venue on numerous occasions and there have been complaints from local residents about incidents spilling out onto the road and nearby residential properties. The applicant has stated that the floor will always be dry and if not warning signs will be in place. Much of the representations that have been made in respect of the impact on the Licensing Objective of Crime & Disorder can be mirrored under this objective. Any incident of Public Order or Assault has a propensity to have an element of collateral impact on Public Safety, through the protagonists and their interaction with Police. Licence holders have a responsibility to ensure the safety of those using their premises and this objective is concerned with the safety of persons using the premises rather than public health. The applicant has not made any mention of how he will promote this objective particularly the protection of customers in the premise when there is an outbreak of crime and disorder. Conditions imposed under public safety will also promote the crime and disorder objective.

3) Prevention of Public Nuisance

As stated above this premise has caused nuisance to local residents for several reasons but most important to the local residents has been the behaviour of the customers, and the disregard by the customers for local residents properties. While the applicant has stated that no music will be played at the premise he states this is for the comfort of customers rather than to respect the local neighbours. Public nuisance under the Licensing Act enables the interpretation of nuisance to retain its wider meaning under common law. It therefore retains the breadth and flexibility to take in all the concerns likely to arise from the operation of any premises conducting licensable activities in terms of the impact of nuisance on people living or doing business nearby. Any incidents that Kent Police responds to are by definition a nuisance to some section of our community. This is more pronounced during the hours of the Night Time Economy. Those that engage in anti-social behaviour and crime brought about by excessive uncontrolled consumption of alcohol are a public nuisance.

4) Protection of Children from harm

The protection of children from harm includes protection from moral, psychological and physical harm; therefore this is not just about protecting the children from the inherent harms of alcohol but includes exposure to strong language, and sexual harms which can include provocative behaviour by customers to sexually explicit material in magazines. The applicant has stated that there will not be any sharp objects displayed and that they will make sure the child is safe if they come into the premise unaccompanied and will call the Police. The applicant needs to be aware of the vulnerability of children particularly when running a food outlet. Many of these types of premise are locations where traffickers pick up children or groom them. The applicant needs to be alert to this and to call police if he feels a child may be particularly vulnerable.

Kent Police are opposed to this application but if a licensing hearing panel grants the variation then Kent Police seek the attachment of the following conditions to clarify those proposed in the operating schedule, and assist in the promotion of the licensing objectives:

1. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition.
 - Cameras shall encompass all ingress and egress to the premises, fire exits and all areas where the sale and supply of alcohol occurs.
 - Equipment must be maintained in good working order, be correctly time and date stamped, recordings MUST be kept in date order, numbered sequentially and kept for a period of 31 days and handed to Police on demand.
 - The premises licence holder must ensure at all times a DPS or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format to the Police and Local Authority on demand.
 - The recording equipment and any discs/tapes shall be kept in a secure environment under the control of the DPS or other responsible named individual.
 - In the event of technical failure of the CCTV equipment the premises licence holder or DPS must report the failure to the Police Licensing Officer immediately (licensing.north.division@kent.pnn.police.uk)



Police

2. When the premise is open after 23:00 hours a minimum of 2 door supervisors must be present at the customer entrance/exit of the premises.
3. The premises licence holder or DPS shall maintain an accurate and up to date register in respect of all staff and door supervisors working at the premises when it is open to the public. The register will comprise of
 - (a) the name, address, telephone number of the member of staff
 - (b) any registration number relating to the door supervisor whether employed directly by the licensee or through an agency
 - (c) the name, address and telephone number of the agency providing door supervisors where not employed directly by the licensee
 - (d) the dates and times of commencement and finishing of work
 - (e) signature of the member of staff
 - (f) details of any incident in which the member of staff is involved including any calls to the police and any police action taken.
4. A minimum of 3 members of staff not including door staff will be present on the premise after 23:00 hours
5. The premises shall have a written dispersal policy that outlines the procedure for management, door supervisors and staff. The policy will contain procedures on
 - supervising the queue to ensure that it is managed in a way that avoids rowdy, unpleasant behaviour and to keeps customers quiet as to not disturb neighbours in the vicinity
 - display notices outside where the queue is formed asking them to be quiet or they will be refused service
 - Move people away from the premises who are standing around talking to others
 - procedure on refusing entry or banning those who repeatedly cause a nuisance by noise and rowdy behaviour
6. The Licence holder shall erect and maintain clear and prominent notices displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
7. After close of business, staff will pick up any rubbish/litter/bottles that have been left for a distance of 15 metres in each direction. The collection and removal of litter will be taken to include the washing away immediately outside the premises the pavement to the gutter of spilled food and similar materials so as to leave the footway in a clean and safe condition.

CD 14574

Bliss Nightclub
22 Canterbury Street
Gillingham
Kent
ME7 5TX
01634 851524

28/11/2015

Bliss Nightclub is the only high volume late night trading venue in Gillingham. On the same road as the nightclub are two other fast food restaurants, one open until after the club shuts.

Dixy Chicken acts as potential incident flash points for after hours and kill the dispersal which we attempt nightly to battle once we are closed. Their trading hours currently allow us to disperse our customers away with a certain degree of success. However when they stay open later we struggle with this and find greater incidents occur in the area or at their premises once we have finished for the evening.

Our objections to number 46 Canterbury Street trading with extended mid-week hours are focused around the following areas of concern:

- Road Safety
- Noise Pollution
- Anti-Social Behaviour

Number 46 Canterbury Street is positioned 100 yards from our front door. Later trading for them will then prevent us dispersing customers at the end of the night away from the area or into taxi's.

People are in the area late at night to visit our business. We are a company of responsible businesses and wish to maintain our good relationship with local residents and not from our success cause issues at the end of the evening because we cannot safely disperse our customers anywhere by a new rooted draw on our doorstep at 3am.

It is with these points in mind we feel that number 46 Canterbury street should not be permitted an extension of trading hours so that we can are not presented with dispersal issues and further flash points for incidents, after hours.

20th December 2015

Medway Council
Licencing Unit
Gun Wharf, Dock Road
Chatham
Kent ME4 4TR

RE: Variation of premises licence for Dixy Chicken, 46 Canterbury Street, Gillingham, ME7 5T8

I would like to make you aware of a number of strong objections that I have with regard to the proposed licence variation above, which would lead to an unacceptable impact upon neighbouring amenities through increased noise, disturbance, antisocial behaviour and or highway safety hazards.

I have specific concern with regard to the following licensing objectives:

- Prevention of crime and disorder;
- Public safety;
- Prevention of public nuisance;

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- Noise, crime & antisocial behaviour
- Parking & Traffic management
- Planning and heritage

A Noise, Crime and antisocial behaviour action plan has been put in place to enable residents to hold positive discussions with representatives from the council, other service providers and local community organisations, regarding service provision or other issues/concerns affecting the area that have been raised by members of the forum and work towards resolution. This has specifically included:

- To make Medway Council PACT and Police aware of concerns of increasing noise, antisocial behaviour and fear of crime in Green Street and Theodore place
- To improve relations and work with the following to develop workable solutions to reduce noise, crime and antisocial behavior
 - Medway Council PACT/Enforcement Teams and Police
 - Patrons of Riley's Snooker Hall
 - Patrons leaving Bliss night club licensed facilities via Green Street/Theodore Place
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 - Other businesses as appropriate
- To provide increased council multi agency and Police security measures in Green Street and Theodore Place linking to the High Street

Crime and Disorder- Issues, concerns and complaints have been raised by the Green Street, Theodore Place Community Forum to the Ward Councilor's and the Community Warden, concerning license holders repeatedly emptying dirty water onto the pavement and street outside the side entrance to the premises, causing a health and safety risk to members of the public using the footpath, car users and increasing the risk of vermin. The water contains grease and oil substances, making surfaces slippery and sticky which is evident when emptied on both the road and pavement. The Community Warden has spoken to the license holders', requesting the water is emptied down the sink. Whilst there was a period of improvement, over the last week the waste water has again been emptied on the pavement and street.

Concern has already been raised by residents of Green Street and Theodore Place over the last 4 months regarding crime, noise and antisocial behavior from 11pm till 5am, Wednesday through till Monday by patrons of Bliss night club and them accessing take away facilities. This has been reported to the Police, Community

Wardens, Enforcement teams, Licensing Teams, Ward councillors and the Green Street Theodore Place Community Forum:

- Car users parking in Green Street/Theodore Place in bays and on double yellow lines to attend Bliss nightclub, resulting in noise, crime and antisocial behavior (Fights, car races, loud noise)
- Criminal damage – cars, vandalism to private and business property
- Groups having arguments/fights outside the Baptiste Church in Green Street
- Noise generated from Bliss directly (emptying waste materials, smoking area, patrons leaving)
- Use abusive or offensive language and threats to residents
- Smoking illegal substances
- Litter along Green Street/Theodore Place from Dixy Chicken and numerous hot food takeaway outlets
- Noise and antisocial behavior generated by patrons of Bliss accessing and waiting for food orders at take away facilities on Canterbury Street.

CCTV images, Police incident records, complaints to Medway Council provide evidence of noise, antisocial behavior and threats to community safety through violent and drunken behavior. Extending the hours will increase the potential for further noise, antisocial behavior and threats to community safety.

Through the Green Street and Theodore Place Community Forum, residents are working with representatives from the council, Police, Enforcement teams, Ward Councillors, Businesses and local community organisations, regarding the above issues to improve relations and develop workable solutions to reduce noise, crime and antisocial behavior. However, should the hours of operation be extended the above issues will exacerbate an ever increasing problem even further.

As soon as a group of people enters a street they are heard. If it is late at night and groups have been drinking, their voices are louder than they ordinarily would be. If groups of drinkers wake up residents and cause them distress, that is anti-social behaviour as defined by the **1998 Crime & Disorder Act**.

Rubbish and litter - Extending the hours will increase the potential for further litter and other debris to be cleaned off the streets, which is already an issue and concern. On the nights in particular when Bliss is open, the next day there is significant litter and debris from a number of takeaway shops, but particularly from Dixy Chicken. This not only impacts on local residents, but community organisations in Green Street and businesses also who daily have to clear debris from outside their premises (Riley's, Green Street Garage, Team Support, Baptist Church). This has been raised as a concern to the Green Street, Theodore Place Community Forum. The license holders currently:

- do keep rubbish bins and glass refuse at the rear of the premises, away from public access; however, a complaint has been made that rubbish has overflowed into the parking area and street causing a safety concern. This was raised with Ward Councillor's and the Community Warden
- do not provide a bin outside the entrance of the premises and or notices to patrons to dispose of their rubbish responsibly

Car parking - Although the site has dedicated parking for up to 3 patrons, there is no kerbside parking in the vicinity. However, patrons using Bliss and takeaway services on Canterbury Street currently either park on double yellow lines in Green Street, Theodore Place, Canterbury Street and even on the pavement on Canterbury street. Residents of Green Street and Theodore Place have already raised concern regarding the parking issues in the roads, but specifically the danger this poses to other car users and or pedestrians when entering Green Street and cars are parked outside Chicken Dixy on the double yellow lines. License holders currently:

- provide car parking facilities for the use of 3 customers. However, there are rarely used and or cars are not able to park as litter blocks the spaces or delivery vehicles use the spaces.
- do not advise customers to not to park outside residents' property and not to block the highway. Cars including the delivery drivers block the highway by parking outside the side of Dixy Chicken on double yellow lines. This is a significant highway safety hazard for any vehicles turning into Green Street that are at risk of having an accident due to vehicles parked on the double yellow lines as they enter the street and or from the glare of the vehicles headlights as they wait parked on the double yellow lines. This also causes significant congestion on a daily basis from when Dixy Chicken open till it closes.
- Issues, concerns and complaints have been raised by GSTPCF members directly with the staff at Dixy Chicken to no avail. Issues, concerns and complaints have also been raised with the Police, Community Police, Parking Wardens, Medway Council Transport and Parking Manager, Ward Councillor's and the Community Warden, but continue to be an issue.

Noise - The License holder does not place notices at the entrance and exit to remind customers to leave quietly. We believe that the extended hours of use proposed will result in a 'significant observed effect' to the amenities of neighbouring occupiers by virtue of patrons coming and going from the premises, and

congregating outside together with the potential for cars arriving and departing, vehicle engines running / radios playing, vehicle doors opening and shutting, the risk of arguments and antisocial behaviour. Extending the opening hours will provide an incentive and encouragement for people to migrate to and stay in the area instead of going home. This is of particular relevance on 5 nights of the week when Bliss night club opens (Wednesday to Sunday evenings). Resulting noise and disorder already undermines the Public Nuisance licensing objective and licensing Dixy Chicken to operate even further into the small hours will simply exacerbate the current situation.

There is a **significant** issue with multipath propagation and multiple reflection of noise reverberation in Green Street, Theodore Place and in and around the area of the proposed application, due to it being a built up area with high density buildings and the streets being narrow. Noise generated by Bliss patrons leaving the club can be heard at the end of Green Street by residents living opposite Riley's snooker hall and will access Dixy Chicken. Patrons from Bliss accessing Dixy Chicken have to queue outside whilst waiting to be served and for their order.

The Government's PPG on Noise states "*Some commercial developments including fast food restaurants, night clubs and public houses can have particular impacts, not least because activities are often at their peak in the evening and late at night. Local planning authorities will wish to bear in mind not only the noise that is generated within the premises but also the noise that may be made by customers in the vicinity*" (PPG Noise paragraph '007 Reference ID: 30-007-20140306).

The Government's PPG on Noise advice also states that where noise has the potential to cause a material change in behaviour and/or attitude (e.g. avoiding certain activities during periods of intrusion; where there is no alternative ventilation, having to keep windows closed most of the time because of the noise. Potential for sleep disturbance resulting in difficulty in getting to sleep, premature awakening and difficulty in getting back to sleep) then the quality of life is diminished due to a change in the acoustic character of the area. Where such situations have the potential to occur this is referred to as a 'significant observed effect' and the Government's PPG on noise advises that such developments should be avoided. (PPG Noise paragraph '002 Reference ID: 30-002-20140306).

I would be grateful if the council would take the above objections into consideration when making a decision. If this was a new application it would be subject to Medway Council's new guidance '**Hot Food Takeaways in Medway: A Guidance Note**' and would be liable to restrictions on its operating hours. We do not see a valid reason for the opening hours to also be earlier on the 3 days listed in the application. Dixy Chicken is in close proximity to a school, is on the corner of Green Street which is used as a short cut to the high street by students and parents. As part of the council's commitment to promoting healthy communities and obesity we would request that the earlier opening hours are declined due to its close proximity to a school and to reduce the risk of pupils leaving the school premises and purchasing food from Dixy Chicken at lunchtime, as they do already after school.

Sincerely,

Mr I Douglas

20th December 2015

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Chatham
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Chatham
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Sincerely,

Ms H Rose

20th December 2015

Medway Council
Licencing Unit
Gun Wharf, Dock Road
Chatham
Kent ME4 4TR

RE: Variation of premises licence for Dixy Chicken, 46 Canterbury Street, Gillingham, ME7 5T8

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Mr A Price

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Chatham
Kent ME4 4TR

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Sincerely,

Mrs J Allen

20th December 2015

Medway Council
Licencing Unit
Gun Wharf, Dock Road
Chatham
Kent ME4 4TR

RE: Variation of premises licence for Dixy Chicken, 46 Canterbury Street, Gillingham, ME7 5T8

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I have specific concern with regard to the following licensing objectives:

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Sincerely,

Ms J Brown

20th December 2015

Medway Council
Licencing Unit
Gun Wharf, Dock Road
Chatham
Kent ME4 4TR

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Ms V Patey

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Chatham
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Mr M Williams

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Extending the opening hours will provide an incentive and encouragement for people to migrate to and stay in the area instead of going home. This is of particular relevance on 5 nights of the week when Bliss night club opens (Wednesday to Sunday evenings). Resulting noise and disorder already undermines the Public Nuisance licensing objective and licensing Dixy Chicken to operate even further into the small hours will simply exacerbate the current situation.

There is a **significant** issue with multipath propagation and multiple reflection of noise reverberation in Green Street, Theodore Place and in and around the area of the proposed application, due to it being a built up area with high density buildings and the streets being narrow. Noise generated by Bliss patrons leaving the club can be heard at the end of Green Street by residents living opposite Riley's snooker hall and will access Dixy Chicken. Patrons from Bliss accessing Dixy Chicken have to queue outside whilst waiting to be served and for their order.

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Sincerely,

Mr M Dunn

20th December 2015

Medway Council
Licencing Unit
Gun Wharf, Dock Road
Chatham
Kent ME4 4TR

RE: Variation of premises licence for Dixy Chicken, 46 Canterbury Street, Gillingham, ME7 5T8

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I have specific concern with regard to the following licensing objectives:

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Chatham
Kent ME4 4TR

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Sincerely,

Mrs K Oliver

20th December 2015

Medway Council
Licencing Unit
Gun Wharf, Dock Road
Chatham
Kent ME4 4TR

RE: Variation of premises licence for Dixy Chicken, 46 Canterbury Street, Gillingham, ME7 5T8

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Extending the opening hours will provide an incentive and encouragement for people to migrate to and stay in the area instead of going home. This is of particular relevance on 5 nights of the week when Bliss night club opens (Wednesday to Sunday evenings). Resulting noise and disorder already undermines the Public Nuisance licensing objective and licensing Dixy Chicken to operate even further into the small hours will simply exacerbate the current situation.

There is a **significant** issue with multipath propagation and multiple reflection of noise reverberation in Green Street, Theodore Place and in and around the area of the proposed application, due to it being a built up area with high density buildings and the streets being narrow. Noise generated by Bliss patrons leaving the club can be heard at the end of Green Street by residents living opposite Riley's snooker hall and will access Dixy Chicken. Patrons from Bliss accessing Dixy Chicken have to queue outside whilst waiting to be served and for their order.

The Government's PPG on Noise states "*Some commercial developments including fast food restaurants, night clubs and public houses can have particular impacts, not least because activities are often at their peak in the evening and late at night. Local planning authorities will wish to bear in mind not only the noise that is generated within the premises but also the noise that may be made by customers in the vicinity*" (PPG Noise paragraph '007 Reference ID: 30-007-20140306).

The Government's PPG on Noise advice also states that where noise has the potential to cause a material change in behaviour and/or attitude (e.g. avoiding certain activities during periods of intrusion; where there is no alternative ventilation, having to keep windows closed most of the time because of the noise. Potential for sleep disturbance resulting in difficulty in getting to sleep, premature awakening and difficulty in getting back to sleep) then the quality of life is diminished due to a change in the acoustic character of the area. Where such situations have the potential to occur this is referred to as a 'significant observed effect' and the Government's PPG on noise advises that such developments should be avoided. (PPG Noise paragraph '002 Reference ID: 30-002-20140306).

I would be grateful if the council would take the above objections into consideration when making a decision. If this was a new application it would be subject to Medway Council's new guidance '**Hot Food Takeaways in Medway: A Guidance Note**' and would be liable to restrictions on its operating hours. We do not see a valid reason for the opening hours to also be earlier on the 3 days listed in the application. Dixy Chicken is in close proximity to a school, is on the corner of Green Street which is used as a short cut to the high street by students and parents. As part of the council's commitment to promoting healthy communities and obesity we would request that the earlier opening hours are declined due to its close proximity to a school and to reduce the risk of pupils leaving the school premises and purchasing food from Dixy Chicken at lunchtime, as they do already after school.

Sincerely,

Mr A Oliver

21st December 2015

Medway Council
Licencing Unit
Gun Wharf, Dock Road
Chatham
Kent ME4 4TR

RE: Variation of premises licence for Dixy Chicken, 46 Canterbury Street, Gillingham, ME7 5T8

I would like to make you aware of a number of strong objections that I have with regard to the proposed licence variation above, which would lead to an unacceptable impact upon neighbouring amenities through increased noise, disturbance, antisocial behaviour and or highway safety hazards.

I have specific concern with regard to the following licensing objectives:

- Prevention of crime and disorder;
- Public safety;
- Prevention of public nuisance;

Green Street Theodore Place Community Forum (GSTPCF)

Residents, businesses and voluntary and community organisations in Green Street and Theodore Place established a Community Forum in September 2015 to discuss and address issues and growing concerns on all matters concerning the following themes with the support of the South Gillingham Ward Councillors:

- Noise, crime & antisocial behaviour
- Parking & Traffic management
- Planning and heritage

A Noise, Crime and antisocial behaviour action plan has been put in place to enable residents to hold positive discussions with representatives from the council, other service providers and local community organisations, regarding service provision or other issues/concerns affecting the area that have been raised by members of the forum and work towards resolution. This has specifically included:

- To make Medway Council PACT and Police aware of concerns of increasing noise, antisocial behaviour and fear of crime in Green Street and Theodore place
- To improve relations and work with the following to develop workable solutions to reduce noise, crime and antisocial behavior
 - Medway Council PACT/Enforcement Teams and Police
 - Patrons of Riley's Snooker Hall
 - Patrons leaving Bliss night club licensed facilities via Green Street/Theodore Place
 - Former Adult Education Centre developer and student let agency re student accommodation
 - Other businesses as appropriate
- To provide increased council multi agency and Police security measures in Green Street and Theodore Place linking to the High Street

Crime and Disorder- Issues, concerns and complaints have been raised by the Green Street, Theodore Place Community Forum to the Ward Councilor's and the Community Warden, concerning license holders repeatedly emptying dirty water onto the pavement and street outside the side entrance to the premises, causing a health and safety risk to members of the public using the footpath, car users and increasing the risk of vermin. The water contains grease and oil substances, making surfaces slippery and sticky which is evident when emptied on both the road and pavement. The Community Warden has spoken to the license holders', requesting the water is emptied down the sink. Whilst there was a period of improvement, over the last week the waste water has again been emptied on the pavement and street.

Concern has already been raised by residents of Green Street and Theodore Place over the last 4 months regarding crime, noise and antisocial behavior from 11pm till 5am, Wednesday through till Monday by patrons of Bliss night club and them accessing take away facilities. This has been reported to the Police, Community Wardens, Enforcement teams, Licensing Teams, Ward councillors and the Green Street Theodore Place Community Forum:

- Car users parking in Green Street/Theodore Place in bays and on double yellow lines to attend Bliss nightclub, resulting in noise, crime and antisocial behavior (Fights, car races, loud noise)
- Criminal damage – cars, vandalism to private and business property
- Groups having arguments/fights outside the Baptiste Church in Green Street
- Noise generated from Bliss directly (emptying waste materials, smoking area, patrons leaving)
- Use abusive or offensive language and threats to residents
- Smoking illegal substances
- Litter along Green Street/Theodore Place from Dixy Chicken and numerous hot food takeaway outlets
- Noise and antisocial behavior generated by patrons of Bliss accessing and waiting for food orders at take away facilities on Canterbury Street.

CCTV images, Police incident records, complaints to Medway Council provide evidence of noise, antisocial behavior and threats to community safety through violent and drunken behavior. Extending the hours will increase the potential for further noise, antisocial behavior and threats to community safety.

Through the Green Street and Theodore Place Community Forum, residents are working with representatives from the council, Police, Enforcement teams, Ward Councillors, Businesses and local community organisations, regarding the above issues to improve relations and develop workable solutions to reduce noise, crime and antisocial behavior. However, should the hours of operation be extended the above issues will exacerbate an ever increasing problem even further.

As soon as a group of people enters a street they are heard. If it is late at night and groups have been drinking, their voices are louder than they ordinarily would be. If groups of drinkers wake up residents and cause them distress, that is anti-social behaviour as defined by the **1998 Crime & Disorder Act**.

Rubbish and litter - Extending the hours will increase the potential for further litter and other debris to be cleaned off the streets, which is already an issue and concern. On the nights in particular when Bliss is open, the next day there is significant litter and debris from a number of takeaway shops, but particularly from Dixy Chicken. This not only impacts on local residents, but community organisations in Green Street and businesses also who daily have to clear debris from outside their premises (Riley's, Green Street Garage, Team Support, Baptist Church). This has been raised as a concern to the Green Street, Theodore Place Community Forum. The license holders currently:

- do keep rubbish bins and glass refuse at the rear of the premises, away from public access; however, a complaint has been made that rubbish has overflowed into the parking area and street causing a safety concern. This was raised with Ward Councillor's and the Community Warden
- do not provide a bin outside the entrance of the premises and or notices to patrons to dispose of their rubbish responsibly

Car parking - Although the site has dedicated parking for up to 3 patrons, there is no kerbside parking in the vicinity. However, patrons using Bliss and takeaway services on Canterbury Street currently either park on double yellow lines in Green Street, Theodore Place, Canterbury Street and even on the pavement on Canterbury street. Residents of Green Street and Theodore Place have already raised concern regarding the parking issues in the roads, but specifically the danger this poses to other car users and or pedestrians when entering Green Street and cars are parked outside Chicken Dixy on the double yellow lines. License holders currently:

- provide car parking facilities for the use of 3 customers. However, there are rarely used and or cars are not able to park as litter blocks the spaces or delivery vehicles use the spaces.
- do not advise customers to not to park outside residents' property and not to block the highway. Cars including the delivery drivers block the highway by parking outside the side of Dixy Chicken on double yellow lines. This is a significant highway safety hazard for any vehicles turning into Green Street that are at risk of having an accident due to vehicles parked on the double yellow lines as they enter the street and or from the glare of the vehicles headlights as they wait parked on the double yellow lines. This also causes significant congestion on a daily basis from when Dixy Chicken open till it closes.
- Issues, concerns and complaints have been raised by GSTPCF members directly with the staff at Dixy Chicken to no avail. Issues, concerns and complaints have also been raised with the Police, Community Police, Parking Wardens, Medway Council Transport and Parking Manager, Ward Councillor's and the Community Warden, but continue to be an issue.

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Sincerely,

[1]

Minister S Greasley

Gillingham Baptist Church, Green Street, Gillingham, Kent, ME7 5TJ