

REPORT TO: LICENSING (SUB) COMMITTEE

Date of Hearing: 5 July 2019

Report of: Environmental Health and Licensing Manager

Type of Application: The application is to vary the existing licence

Legislation: Licensing Act 2003 ('the Act')

Ward Application Refers to: St David's

Applicant: Coral Williamson-Rush

Premises Address: Vaults, 8 Gandy Street, Exeter, EX4 3LS

1. What is the report about?

1.1 An application has been received from the Applicant for a variation of the hours in which licensable activities take place at Vaults, 8 Gandy Street, Exeter. The application is attached at Appendix A.

2. Are there any representations?

2.1 There have been two representations in respect of the Licensing Objectives the prevention of Public Nuisance and the prevention of Crime and Disorder. One from a member of the public that owns property in close proximity to the Premises at Appendix B. The second is from Devon and Cornwall Constabulary attached at Appendix C.

2.2 The Premises is located within the Cumulative Impact Zone attached at Appendix D.

3. Report details:

3.1 The current licence allows for the sale of alcohol 10.00-03.00 Monday to Sunday, closing at 03.30. The Applicant has applied for the following variation to the licence:

- Provision of Play 21:00 - 04:30, except Wednesday 19:00 to 04:30
- Recorded music between 21:00 - 04:30, except Wednesday 19:00- 04:30
- Late Night Refreshment 21:00 - 04:00, except Wednesday 19:00-04:00
- Sale of Alcohol 21.00 - 04.00, except Wednesday 19:00 – 04:00, On Sales only
- Hours Open to the Public 21:00 to 04:30, except Wednesday 19:00-04:30

3.2 The Applicant has set out steps it intends to take to promote the Licensing Objectives in the Operating Schedule in the Application and has offered to add a condition to not permit any new customers entering the Premises after 03.00hrs.

- 3.3 The Premises has operated additional hours and activities under Temporary Event Notices to provide for the sale of alcohol, late night refreshment and regulated entertainment. The most recent of which have been on the following dates and times;

21 February 2019 until 04.30
2 March 2019 until 05.00
22 April 2019 until 05.00
6 May 2019 until 05.00
12 May 2019 until 06.00
27 May 2019 until 05.00

- 3.4 The application was advertised on the premises and in the local newspaper on 16th May 2019 in accordance with the requirements of the Licensing Act 2003. The end date for representations was 10th June 2019.

4. Legal and Policy Considerations:

- 4.1 The Licensing Sub-Committee are required to have regard to;

- (a) the representations (including supporting information) presented by all the parties; and
- (b) the Official Guidance issued under section 182 of the Licensing Act 2003 revised April 2017 which can be viewed at:
https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/627825/revised_182_guidance_05_04_17.pdf; and
- (c) the Licensing Authorities Statement of Licensing Policy which can be viewed at
<https://exeter.gov.uk/media/1427/statement-of-licensing-policy-2015-2020.pdf>

- 4.2 In determining a variation application the Licensing Sub-Committee will consider each application on its merits.

- 4.3 The Licensing Sub-Committee, having regard to the representations, must take such of the following steps, if any, as it considers appropriate for the promotion of the Licensing Objectives.

- to modify the conditions of the licence; and/or
- to reject the whole or part of the application.

If the Licensing Sub-Committee considers that none of the above steps are appropriate for the promotion of the Licensing Objectives the Application shall be granted as applied for.

5. Recommendations:

- 5.1 The Licensing Sub-Committee are required to identify what steps, if any, need to be taken to determine the application.

Environmental Health and Licensing Manager

Local Government (Access to Information) Act 1972 (as amended)
Background papers used in compiling this report:-

None

Contact for enquires:
Democratic Services (Committees)
Room 2.3
01392 265275

APPENDIX A



* required information

Section 1 of 18

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

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

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

Are you an agent acting on behalf of the applicant?

Yes No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

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

Are you:

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

Applying as an individual

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

Applicant Business

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

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name If your business is registered, use its registered name.

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

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 18

APPLICATION DETAILS

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.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

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

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

16,000

Section 3 of 18

VARIATION

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

Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

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.

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

[Empty input box]

Describe Briefly The Nature Of The Proposed Variation

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.

We are a city centre Nightclub who are an accredited venue of Best Bar None 2019. We consider ourselves to be a 'safe' venue for the late night economy. We stand by our strict venue policies with regards to drunkenness, drugs and weapons to maintain this safe environment, however making sure our patrons have an enjoyable evening.

Section 4 of 18

PROVISION OF PLAYS

See guidance on regulated entertainment

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start 21:00

End 04:30

Start [Empty]

End [Empty]

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

TUESDAY

Start 21:00

End 04:30

Start [Empty]

End [Empty]

Continued from previous page...

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

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

- Indoors Outdoors Both

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

Provide further details here.

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

We will be having a DJ every night of the week playing from 10pm until 4:30am

State any seasonal variations for performing plays.

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

This will be every night of the week during the year

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

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

a TENS would be applied for additional events for example Exeter Pride, Bank Holidays and New Years Eve

Continued from previous page...

Section 5 of 18

PROVISION OF FILMS

See guidance on regulated entertainment

Will the schedule to provide films be subject to change if this application to vary is successful?

- Yes No

Section 6 of 18

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes No

Section 7 of 18

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes No

Section 8 of 18

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes No

Section 9 of 18

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

Continued from previous page...

TUESDAY

Start 21:00

End 04:30

Start

End

WEDNESDAY

Start 19:00

End 04:30

Start

End

THURSDAY

Start 21:00

End 04:30

Start

End

FRIDAY

Start 21:00

End 04:30

Start

End

SATURDAY

Start 21:00

End 04:30

Start

End

SUNDAY

Start 21:00

End 04:30

Start

End

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

- Indoors Outdoors Both

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

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

State any seasonal variations for playing recorded music.

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

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

Continued from previous page...

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

Section 10 of 18

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes No

Section 11 of 18

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes No

Section 12 of 18

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

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

Continued from previous page...

THURSDAY

Start 21:00

End 04:00

Start

End

FRIDAY

Start 21:00

End 04:00

Start

End

SATURDAY

Start 21:00

End 04:00

Start

End

SUNDAY

Start 21:00

End 04:00

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors Outdoors Both

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

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

State any seasonal variations.

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

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

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

Continued from previous page...

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

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

State any seasonal variations.

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

Continued from previous page...

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

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

Section 14 of 18

ADULT ENTERTAINMENT

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

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

We honor policy of 'think 25' so we check every patrons identification on entry of the venue. Also we provide SIA approved Door Supervisors to enforce no patron under the age of 18 enters. We do not have any gambling machines in the venue either.

Section 15 of 18

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

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

Continued from previous page...

FRIDAY

Start 21:00

End 04:30

Start

End

SATURDAY

Start 21:00

End 04:30

Start

End

SUNDAY

Start 21:00

End 04:30

Start

End

State any seasonal variations.

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

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

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

Exeter Pride, Bank Holidays and also New Years Eve

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

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Section 16 of 18

LICENSING OBJECTIVES

Continued from previous page...

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

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

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

In addition to the below I will provide Door Supervisors until 5am to ensure all patrons have left the surrounding area in a quiet manner.

b) The prevention of crime and disorder

We will have Door Supervisors on every night who will conduct searches and follow licensing policys

c) Public safety

All staff and Door Supervisors will be aware of the public safety of our patrons to ensure they are not too intoxicated when attending the venue

d) The prevention of public nuisance

After closing hours Our Door Supervisors will marshal for a maximum of 30 minutes to ensure all patrons will leave the surrounding area in a safe and quiet manner.

e) The protection of children from harm

Ensure the 'Think 25' policy is enforced during operating hours.

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day 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: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, 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 (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, 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.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, 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 (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, 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 proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 18 of 18

PAYMENT DETAILS

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

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

DECLARATION

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the

Continued from previous page...

* licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

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

* Full name

* Capacity

* Date / /
dd mm yyyy

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

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

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

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

APPENDIX B



7 June 2019

The Licensing Authority

Exeter City Council

Dear Members

Re THE VAULTS, GANDY STREET, EXETER

Applications for a licence extension, when I dealt with such matters, had to be advertised in some prominent place by the premises. The current application by The Vaults is high above its front door. The bottom of the notice is at least 7'6" from the ground; hardly prominent.

Turning to the main issue I own Musgrave House which is on the other side of Gandy Street from The Vaults. Bang & Olufsen are my tenants. When I visited that shop today it had two large plate glass windows which are broken and will have to be replaced at a cost of thousands. No doubt The Vaults would suggest that that is a coincidence. I am not so naive.

Bang & Olufsen on a regular basis has to swill vomit from in front of the shop and sweep up the cigarette ends left outside a pub in which people may no longer smoke. Drinkers from The Vaults are regularly seen leaning against the shop window. Members of the public do not make their way to Gandy Street to be sick in front of that shop or to smoke there. It is customers from The Vaults.

I note that The Vaults want to extend their opening hours to 4am. Is that really a requirement in today's society? Or is it to attract the type of person who does not know when to stop drinking?

I practised as a Barrister in Exeter, dealing with criminal cases, for 42 years until 2107. (I am now retired.) I sat as a Recorder (part time Judge) in the Crown Court for 24 years until this month. Drink fuels a significant proportion of the cases of violence and public disorder with which the Courts have to deal. In Exeter we really do not need licensed premises open until 4.00 am.

May I respectfully suggest that you owe a greater duty to the general public in Exeter than to the few who still want a drink at that time in the morning.

Yours faithfully



Exeter City Council
Paris Street
Exeter

Licensing Department East
Police Headquarters
Middlemoor
Exeter

Telephone: 07730929655

16 April 2019

Our ref:
Your ref:

Dear Sir/Madam

The Vaults, 8 Gandy Street, Exeter, EX4 3LS

I refer to an application for the variation of a Premises Licence in respect of the above named premises, submitted by the applicant The Vaults (Exteter) Ltd.

For your information, The Vaults currently has the benefit of Premises Licence Number EXE-P00295 issued by Exeter City Council.

The Premises are located within the Exeter City Council Cumulative Impact Area which has been identified as being subject to high levels of crime and disorder, and alcohol related crime. The premise has a capacity of 150 persons.

Exeter City Council's statement of licensing policy 2015 states, In determining an application, the authority will take into account, in the interests of the prevention of crime and disorder, public safety and the avoidance of nuisance, any representations relating to the negative cumulative impact that the existence of a saturation of premises in one area may have. A saturation of licensed premises can attract customers to the area that has an impact on the surrounding area beyond the control of individual licence holders. The Licensing Authority will take this into account whenever it receives representations about cumulative impact on the licensing objectives if warranted within the specific area identified in the Cumulative Impact area (which includes all those premises within the boundary drawn and abutting the boundary).

The policy further gives reference to variable closing times,

12.2 in areas containing a number of licensed premises, the policy of the Licensing Authority will be to encourage licensees to vary their closing times so that patrons leave for natural reasons over a longer period. Additionally to ensure that the prevention of nuisance is promoted throughout the identified area premises will be expected to cease the sale of alcohol at 02:30 and premises close at 03:00.

I will outline my concerns below.

1. The application is for 7 days a week closing at 0430 hours each day. This will be the only premise which will be open at that time. It sits within a Cumulative Impact Area. The nearest premise similar only opens on a Friday and Saturday closing at 0400 hours.
2. With the majority of premises closing between 0230 hours and 0330 hours there is the potential to see a rush of patrons from these premises to get to The Vaults which currently has a capacity limit of 150. How will the door of the premise be managed if there is a sudden influx of patrons?
3. The applicant has considered using door supervisors for 30 minutes after closing. How many door supervisors will be outside and what safeguarding measures are going to be put in place for those patrons that may need extra support? Are local taxi firms aware of the increase in demand and are there any considerations to aid dispersal?

Over the last six months there have been 19 recorded crimes ranging from common assault to sexual assault (Table attached). Although this is not excessive it shows that the police are regularly attending incidents at the venue. Pushing the closure time to 1 hour later will detrimentally affect the policing plan which has been set and would have to be significantly altered to ensure officers can cover the extra demand.

In conclusion, the police object to this application on the grounds that the granting of it will impact on the existing levels of crime and disorder, and public nuisance both at the premises and in the area. The police respectfully request that the Licensing Authority refuse the application.

Should you require any further information, please do not hesitate to contact David Adams-Leach on 07730929655.

Yours sincerely

David Adams-Leach
Police Licensing Officer
Exeter

VAULTS EXETER - last six months - October 2018 to present date						
No L10s						
STORM	19/10/2018	19:40	male assaulted			
STORM	26/10/2018	04:37	manager called regarding water leak			
STORM under Gandy Street	29/10/2018	02:25	male detained			
UNIFI	04/11/2018	02:00		CR/102083/18	FEMALE AGGRIEVED IN DRINK HAS FOUND WORN HANDBAG OPEN WITH ITEMS STOLEN FROM INSIDE	
UNIFI	04/11/2018	02:00		CR/102424/18	FEMALE AGGRIEVED WAS IN THE CLUB WHEN HER MOBILE PHONE WA STOLEN BY UNKNOWN MEANS	
UNIFI/STORM under Gandy Street	10/11/2018	01:33	male unconscious on floor - offender detained by doorstaff (does not state which premises)	CR/104147/18	BY UNKNOWN SUSPECT PUNCHING VICTIM IN THE FACE FOLLOWING AN ALTERCATION IN VAULTS NIGHTCLUB	
UNIFI	10/11/2018	02:00		CR/104928/18	UNKNOWN IF MALE OR FEMALE OFFENDER UNKNOWN TO MALE AGGRIEVED AGGRIEVED WAS STOOD OUTSIDE NIGHTCLUB PERSON RAN OUTSIDE AND HIT AGGRIEVED WHO WAS KNOCKED UNCONCIOUS AND TAKEN TO HOSPITAL BY AMBUANCE CCTV	
UNIFI	11/11/2018	03:00		CR/104471/18	FEMALE OFFENDER NOT KNOWN TO MALE AGGRIEVED PERCEIVED IN DRINK OFFENDER ASSAULTED AGGRIEVED - CCTV	
UNIFI	11/11/2018	03:00		CR/104472/18	FEMALE OFFENDER NOT KNOWN TO MALE AGGRIEVED PERCEIVED IN DRINK OFFENDER ASSAULTED AGGRIEVED - CCTV	
UNIFI/STORM under Gandy Street	14/11/2018	03:30	lots of disorder	CR/108811/18	LARGE GROUP OF MALES, LATER IDENTIFIED AS MARINES, HAVE BEEN INSIDE VAULTS AND FIGHT HAS ENSUED, VICTIM, THE DUTY MANAGER HAS TRIED TO RESTRAIN AND ELECT AND HAS BEEN ASSAULTED CAUSING INJURIES TO HIS FACE	

STORM	21/11/2018	00:26	male drunk and incapable		
UNIFI/STORM	02/12/2018	02:00	sexual assault	CR/111595/18	MALE OFFENDER, UNKNOWN TO AGGRIEVED AND PERCEIVED IN DRINK HAS GRABBED AGGRIEVEDS BUM AND CROTCH AREA
STORM/UNIFI	02/12/2018	02:55	sexual assault	CR/111605/18	MALE OFFENDER, UNKNOWN TO AGGRIEVED AND PERCEIVED IN DRINK HAS GRABBED AGGRIEVEDS BUM AND THEN CROTCH AREA
UNIFI/STORM under Gandy Street	03/12/2018	00:38	male detained	CR/111627/18	MALE OFFENDER UNKNOWN TO MALE AGGRIEVED AND IN DRINK HAS BITTEN MALE AGGRIEVED TO THE LEG CAUSING NO VISIBLE INJURY
STORM under Gandy Street	13/12/2018	00:27	flick knife removed from male		
STORM	13/12/2018	01:45	abusive male		
STORM/UNIFI	14/12/2018	02:18	male detained.	CR/115120/18	MALE OFFENDER PERCEIVED IN DRINK STRANGER TO MALE VICTIM. VICTIM IS MEMBER OF STAFF WHO WAS ON DUTY AT CLOAK ROOM IN CLUB WHEN OFFENDER TRIED TO PUSH HIS WAY INTO STAFF AREA. VICTIM HAS PUT HIS ARM UP TO STOP THIS AT WHICH OFFENDER HAS HEADBUTTED VICTIM TO JAW CAUSING NO VISIBLE INJURY.
UNIFI	15/12/2018	21:00		CR/116086/18	RP LEFT HIS COAT UNATTENDED IN THE VAULTS AND IT WAS REMOVED BY UNKNOWN MEAN
STORM	17/12/2018	02:43	homophobic/racist behaviour		
STORM	18/12/2018	03:03	male detained		
UNIFI	19/12/2018	03:00		CR/116736/18	UNKNOWN OFFENDER HAS TAKEN BAG WITH BELONGINGS IN CCTV

STORM/UNIFI	21/12/2018	01:15	male racially abused and assaulted	CR/117464/18	MALE OFFENDER NOT KNOWN TO MALE AGGRIEVED, BOTH PARTIES IN DRINK, HAVE BEEN IN VAULTS AND THE OFFENDER HAS CALLED THE AGGRIEVED A "PAKI CUNT" AND THEN PUNCHED HIM TO THE FACE CAUSING NO VISIBLE INJURY
UNIFI	22/12/2018	23:30		CR/118224/18	MALE OFFENDER NOT KNOWN TO FEMALE AGGRIEVED WHILST IN A NIGHTCLUB HAS PUT HIS HAND DOWN HER TOP AND GROPED HER BREAST.
STORM	18/01/2019	02:09	male lawfully ejected		
STORM	15/02/2019	22:32	property found		
STORM	17/02/2019	01:37	homophobic male		
STORM/UNIFI under Gandy Street	24/02/2019	01:33	male is kicking off outside	CR/016822/19	OFFENDER IN DRINK HAS PUSHED CONSTABLE TO THE CHEST CAUSING NO INJURY
UNIFI	24/02/2019	04:15		CR/016980/19	FEMALE OFFENDER, IN DRINK, HAS BEEN ARGUING WITH ANOTHER GIRL. THE MALE VICTIM, IN DRINK, HAS STEPPED IN TO TRY AND STOP THE ARGUMENT AND THE OFFENDER HAS PUNCHED HIM SEVERAL TIMES IN THE FACE CAUSING BRUISING AND SWELLING TO HIS LEFT ORBIT.
STORM	07/03/2019	01:51	rowdy customers		
STORM/UNIFI	10/03/2019	01:28	sexual assault	CR/021344/19	MALE OFFENDER STRANGER TO FEMALE AGGRIEVED BOTH PERCEIVED IN DRINK FEMALE HAS BEEN USING MALE TOILETS WHERE MALE OFFENDER APPROACHED HER AND TOUCHED HER VAGINA UNDER HER CLOTHING WHILST SHE WAS URINATING
STORM/UNIFI	30/03/2019	03:29	theft	CR/027870/19	UNKNOWN OFFENDER HAS TAKEN ITEMS FROM WARRENT CARD THAT WAS IN CLOAKROOM

Recorded Crimes at The Vaults, Gandy Street, Exeter. April – May 2019
 Highlighted Crimes Coincide with Temporary Event Notices

Date and Time	Crime Number	Offence	Circumstances
07 April 0120	CR/30521/19	ABH	<p>MALE OFFENDERS KNOWN TO FEMALE AGGRIEVED AS DOOR STAFF AGGRIEVED HAD ACCIDENT WHERE SHE FELL OVER IN NIGHTCLUB AND INJURED HER FACE PERCEIVED IN DRINK WHILST STAFF GIVING FIRST AID THERE APPEARS TO HAVE BEEN A DISPUTE OVER MATTER BEING ENTERED IN TO THEIR ACCIDENT BOOK AGGRIEVED WAS THEN ASKED TO LEAVE STATING SHE WAS TRESPASSING AGGRIEVED STATES THAT THE TWO OFFENDERS GRABBED HER BY HER ARMS AND EJECTED HER FROM THE NIGHTCLUB SHE ALLEGES THAT ONE OF THE OFFENDERS PUSHED HER TO THE GROUND CAUSING INJURY AGGRIEVEDS FRIEND RECORDED THE INCIDENT ON AGGRIEVEDS PHONE</p> <p>MALE SUSPECT WAS ASKED TO LEAVE THE NIGHTCLUB BY SECURITY STAFF (AGGRIEVED) TO WHICH MALE SUSPECT BECAME AGITATED AND AGGRESSIVE. MALE SUSPECT PUNCHED MALE AGGRIEVED TO THE FACE. SUSPECT</p>
14 April 0224	CR/32761/19	Common Assault	

RESTRAINED ON THE GROUND UNTIL
POLICE ARRIVED.

22 April 0445

CR/34998/19

Common Assault

MALE OFFENDER PERCEIVED TO BE IN
DRINK HAS BEEN A NUISANCE TO
EVERYBODY THE MALE AGGRIEVED HAS
GOT INVOLVED AND THE MALE
OFFENDER HAS SPAT WITH IT LANDING
ON THE AGGRIEVES ARM

23 April 0105

CR/35259/19

ABH

MALE OFFENDER NOT KNOWN TO
MALE AGGRIEVED OFFENDER
PERCEIVED IN DRINK AGGRIEVED IS
DOORSTAFF HAS REFUSED OFFENDER
ENTRY OFFENDER HAS TRIED TO
HEADBUTT SOMEBODY ELSE SO
AGGRIEVED HAS RESTRAINED
OFFENDER WHO HAS KICKED
AGGRIEVED IN THE THROAT CAUSING
INJURY

23/04 0100

CR/35260/19

Common Assault

MALE OFFENDER NOT KNOWN TO
FEMALE AGGRIEVED OFFENDER IN
DRINK AGGRIEVED IS BAR SUPERVISOR
HAS SEEN DOORSTAFF TRYING TO
RESTRAIN OFFENDER HAS SEEN
OFFENDER KICK ONE OF THE
DOORSTAFF AGGRIEVED HAS TRIED TO
GRAB HIS FEET OFFENDER HAS THEN
MANAGED TO GRAB AGGRIEVED BY
THE THROAT CAUSING NO VISIBLE
INJURIES

24 April 0330	CR/35738/19	ABH	<p>RP WAS STANDING OUTSIDE CLUB TO HAVE A CIGARETTE, REMEMBERS 3 MALES CAME OUT OF THE CLUB, ONE OF THEM KNOWN AS BEING A REGULAR AT THE PUB RP WORKS AT. RP ADVISES HE THEN RECEIVED A FEW PUNCHES TO HIS HEAD AND HIT THE FLOOR. HE STOOD UP AND TRIED TO REASON WITH THE MAIN MALE BUT HIS FRIENDS TOLD HIM HE'D BE BETTER NOT TO, WHICH RP TOOK TO MEAN HE MAY GET FURTHER ASSAULTED IF HE DID. THE MALES THEN LEFT ALONG QUEEN STREET TOWARDS HIGH STREET. RP BELIEVES HIS REDDENED ELBOW WILL SHOW BRUISING SOON.</p>
03 May 0100	CR/39144/19	Common Assault	<p>FEMALE OFFENDER STRANGER OF MALE AGGRIEVED BOTH PERCEIVED IN DRINK OFFENDER HAS GRABBED AGGRIEVEDS CHEST AND CALLED HIM A NONCE CAUSING NO VISIBLE INJURY</p>
23 May 0315	CR/45344/19	Assault Police	<p>FEMALE OFFENDER HAS KICKED OUT AT POLICE OFFICER IN THE LEG AND TORSO AREA AFTER BEING ARRESTED FOR CRIMINAL DAMAGE AND WHILST BEING RESTRAINED ON THE FLOOR CCTV</p>

23 May 0315

CR/45343/19

Criminal Damage

FEMALE OFFENDER IN DRINK
BOYFRIEND WAS TRYING TO CARRY HER
HOME SHE HAS BECOME AGGRESSIVE
TOWARDS BOYFRIEND AND ENDED UP
ON THE FLOOR IN ANGER OFFENDER
HAS KICKED AND PUNCHED OUT AT A
BLACK VAUXHALL MOCCA VRM
NX65NPZ CAUSING DAMAGE CCTV

23 May 0315

CR/45341/19

Drunk and Disorderly

MALE OFFENDER IN DRINK EJECTED
FROM NIGHTCLUB FOR BEING
AGGRESSIVE WHEN OFFICERS TRIED TO
MOVE HIM AWAY HE SWUNG A PUNCH
AT AN OFFICER ARRESTED FOR BEING
DRUNK AND DISORDERLY CCTV

23 May 0310

CR/45345/19

Drunk and Disorderly

FEMALE OFFENDER IN DRINK HAS
COME OUT OF THE CLUB SHOUTING
AND CAUSING A DISTURBANCE LOOKED
LIKE SHE WAS TRYING TO START A
FIGHT WITH SOMEONE BOYFRIEND HAS
RESTRAINED HER SHE HAS BECOME
AGGRESSIVE TO BOYFRIEND CAUSED
CRIMINAL DAMAGE TO A VEHICLE AND
ASSAULTED AND EMERGENCY WORKER
CCTV

25 May 0215

CR/46357/19

Sexual Assault

FEMALE VICTIM IS STRANGER TO
FEMALE SUSPECT. BOTH PARTIES
HAVE BEEN IN A CLUB WHEN THE
SUSPECT HAS PROPOSITIONED THE
VICTIM AND HAS GRABBED THE
VICTIMS CROTCH, OVER CLOTHING
WITHOUT CONSENT.

27 May 0500

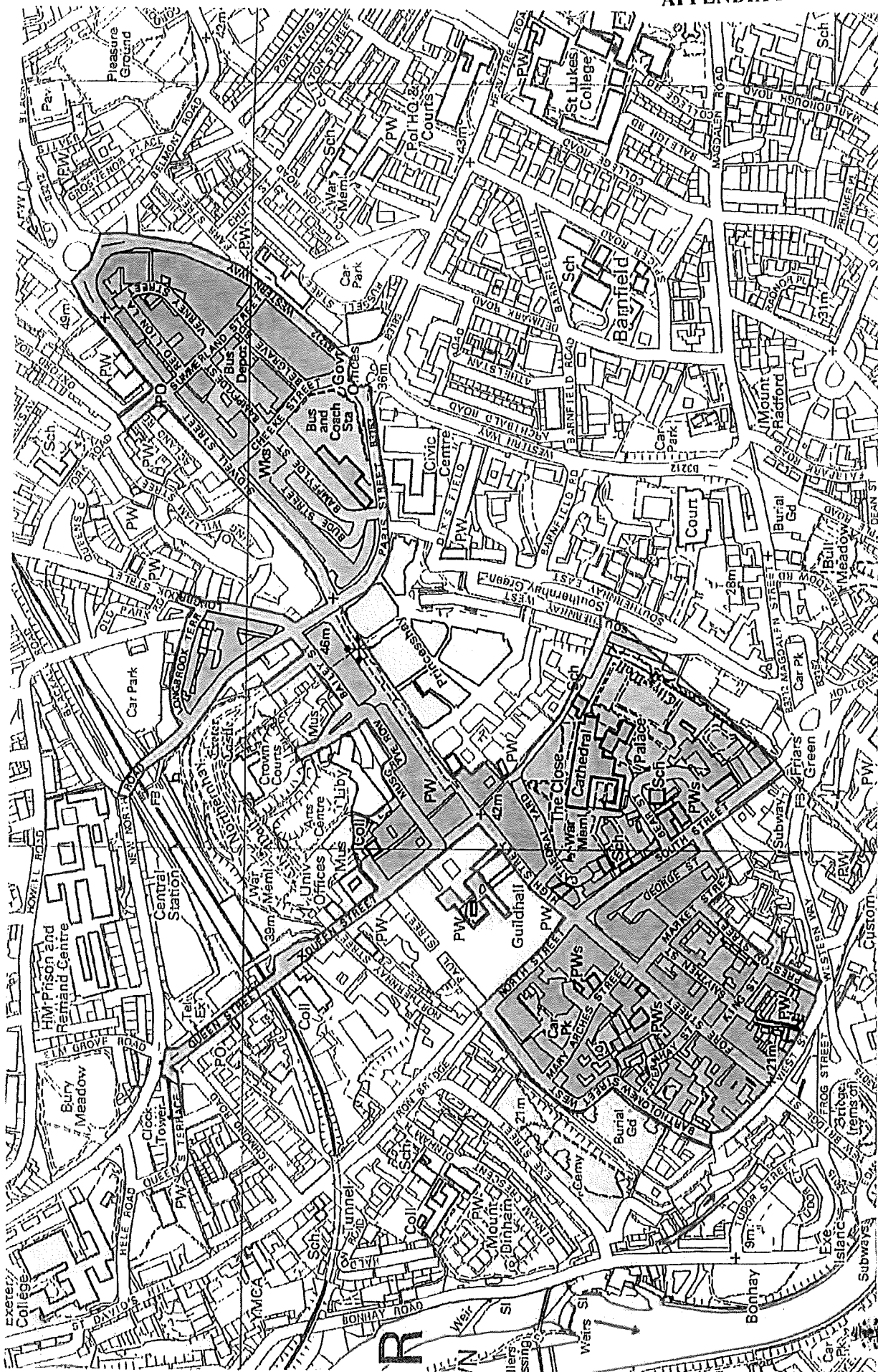
CR/46650/19

ABH

MALE A/P WAS OUTSIDE VAULTS
NIGHTCLUB WHEN HE GOT
INVOLVED IN AN ALTERCATION
WITH ANOTHER GROUP OF PEOPLE.
THIS ALTERCATION BECAME
VIOLENT AND A/P WAS PUNCHED
ONCE TO HIS FACE CAUSING HIM TO
FALL TO THE FLOOR UNCONCIOUS.

APPENDIX C

APPENDIX D



Reproduced from the Ordnance Survey mapping with the permission of the Controller of Her Majesty's Stationery Office Crown Copyright. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings.

Devon and Cornwall Police Authority OS Ref No 100022224 Map Ref CSN-Exeter WOP/27/07/09