

LICENSING SUB-COMMITTEE

Date: Wednesday 21 August 2024

Time: 10.00 am

Venue: Rennes Room, Civic Centre, Paris Street, Exeter

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

If you have an enquiry regarding any items on this agenda, please contact Pierre Doutreligne, Democratic Services Officer (Committees) on 01392 265486 or email committee.services@exeter.gov.uk

Entry to the Civic Centre can be gained through the Customer Services Centre, Paris Street.

Panel:

Councillors Haigh, Hussain and Snow

Agenda

1 **Appointment of Chair**

To appoint a Chair for the meeting.

2 **Declarations of Interest**

Councillors are reminded of the need to declare any disclosable pecuniary interests that relate to business on the agenda and which have not already been included in the register of interests, before any discussion takes place on the item. Unless the interest is sensitive, you must also disclose the nature of the interest. In accordance with the Council's Code of Conduct, you must then leave the room and must not participate in any further discussion of the item. Councillors requiring clarification should seek the advice of the Monitoring Officer prior to the day of the meeting.

3 **LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985 EXCLUSION OF PRESS AND PUBLIC**

It is considered unlikely that the Committee would wish to exclude the press and public during consideration of the items on this agenda. If, however, the Committee were to exclude the press and public, a resolution in the following form should be passed:

“RECOMMENDED that, under Section 100A (4) of the Local Government Act 1972, the press and public be excluded from the meeting for the particular item(s) on the grounds that it (they) involve the likely disclosure of exempt information as defined in paragraph(s) of Part I of Schedule 12A of the Act.”

To pass the following resolution:

RESOLVED that, under Section 100A (4) of the Local Government Act 1972, the press and public be excluded from the meeting for items and on the grounds that if involves the likely disclosure of exempt information as defined in paragraphs 1 and 2 of Part I of Schedule 12A of the Act.

LICENSING ACT 2003

4 Application to Grant a Premises Licence

To consider the report of the Service Lead - Environmental Health & Community Safety. (Pages 3 - 48)

Individual reports on this agenda can be produced in large print on request to Democratic Services (Committees) on 01392 265275.

REPORT TO: LICENSING (SUB) COMMITTEE

Date of Hearing:	21.08.2024
Report of:	Service Lead - Environmental Health and Community Safety Presented by Nigel Marston – Principal Licensing Officer
Decision Required:	To determine an application for a new Premises Licence
Legislation:	Licensing Act 2003
Licensed Premises	Stripes Pizza – 30 South Street Reference 24/00452/LPRNEW
Applicant	Huseyin Kekilli

1. What is the report about?

- 1.1 The application attached as Appendix A together with the plan has been received for the grant of a premises licence.
- 1.2 The Premises is situated at 30 South Street, Exeter.

2. Are there any representations?

- 2.1 There have been 4 representations objecting to the Application relating to the Licensing Objectives of the Prevention of Public Nuisance, the Prevention of Crime and Disorder, the Protection of Children from Harm and Public Safety. The representations have all been received from persons that reside within the vicinity of the proposed premises.
- 2.2 Representation 1 was received from [REDACTED] and is attached as Appendix B.
- 2.3 Representation 2 was received from [REDACTED] and is attached as Appendix C.
- 2.4 Representation 3 was received from [REDACTED] and is attached as Appendix D.
- 2.5 Representation 4 was received from [REDACTED] and is attached as Appendix E.
- 2.6 The last date for receiving representations was 25 July 2024.

2.7 No representations have been received from any other Responsible Authorities.

Report details:

3.1 The application was advertised on the Premises from 26 June until 25 July 2024 and in the local newspaper on 11 July 2024 in line with above legislation. The Premises advertisement is at Appendix F and the newspaper advertisement is at Appendix G.

3.2 The Licensable activities applied for are:

Recorded Music (Indoors Only)

Monday to Sunday 11:00 to 23:00

Non-Standard Timings

From the start of permitted hours on New Year's Eve until the end of permitted hours on New Year's Day.

Supply of Alcohol (Alcohol is supplied for consumption on the premises)

Monday to Sunday 11:00 to 23:00

Non-Standard Timings

From the start of permitted hours on New Year's Eve until the end of permitted hours on New Year's Day.

Late Night Refreshment

Monday to Sunday 23:00 to 03:00

Non-Standard Timings

From the start of permitted hours on New Year's Eve until the end of permitted hours on New Year's Day.

3.3 The Applicant has offered a number of conditions as appropriate to promote the Licensing Objectives and these are found within section 18 of the application.

4. What are the legal aspects?

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

4.1.1 the representations (including supporting information) presented by all the parties; and

4.1.2 the Official Guidance issued under section 182 of the Licensing Act 2003 revised December 2023 which can be viewed at: [Revised Guidance](#)

[issued under section 182 of the Licensing Act 2003 \(publishing.service.gov.uk\)](#); and

- 4.1.3 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 licence application the Licensing Sub-Committee will consider each application on its merits.
- 4.3 As the Premises is located in the Cumulative Impact Zone there is a rebuttable presumption that any application likely to add to the existing cumulative impact will normally be refused or subject to certain limitations following relevant representations, unless the Applicant can demonstrate in the operating schedule to the application that there will be no negative cumulative on the relevant Licensing Objectives.
- 4.4 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.
- (a) To grant the licence subject to:
- i. The conditions consistent with the operating schedule modified to the extent that the authority considers appropriate for the promotion of the Licensing Objectives;
 - ii. The mandatory conditions under sections 19, 20 and 21 of the Act.
- (b) To exclude from the scope of the licence any of the licensable activities to which the application relates;
- (c) To refuse to specify a person in the licence as the premises supervisor;
- (d) To reject the application.
- 4.5 Section 18 (5) of the Act provides that conditions in the operating schedule are modified if any of them is altered or omitted or any new condition is added.

5. Recommendations:

- 5.1 The Licensing Sub-Committee are required to identify what steps, if any, need to be taken to determine the application having regards to the 4 licensing objectives of;
- Protection of children from harm
 - Prevention of public nuisance
 - Public safety
 - Prevention of crime and disorder

Service Lead – Environmental Health & Community Safety

Author: Nigel Marston, Licensing Officer.

Local Government (Access to Information) Act 1972 (as amended)

Contact for enquires:

Democratic Services (Committees)

Room 4.36 01392 265275



* required information

Section 1 of 21

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	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference	30 South street (Stripes Pizza)	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	Huseyin	
* Family name	Kekilli	
* 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	15445324	
Business name	Stripes Pizza	If your business is registered, use its registered name.
VAT number	- None	Put "none" if you are not registered for VAT.
Legal status	Private Limited Company	

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 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

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

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

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

Section 4 of 21

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private ltd company director

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality

Documents that demonstrate entitlement to work in the UK

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of 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.

The premises is located at 30 south street in Exeter, its a central location with pubs and shops nearby. There are two doors into the property one on the left leading to a small room inside which we will be converting into a office for taxi calls, no licensable activities will take place in this section. The main doorway on the right of the building goes into the sitting and dining area for the pizza restaurant. Within this block there is a wooden bar structure which was there when we took over the property. I would like to apply for a license to serve alcoholic beverages from this bar to be consumed by the customer

Continued from previous page...

only within the dining area. I would like to have a small bar option for customers who wish to have a drink alongside their meal and this premises would not act like a pub. i would not look to serve any alcoholic drinks past 11pm. i would also like to apply to extend the opening times of the pizza shop to serve hot food until 3am if possible.

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

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Standard Days And Timings

Continued from previous page...

MONDAY

Start

End

Start

End

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.

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

Indoors Outdoors Both

Where taking place in a building or other
structure tick 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.

There are small speakers inbuilt into the roof panels of the dining area i intend to play unamplified ambient background
music which will not be played too loud.

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.

From the close of business on New Years Eve until the opening of business on New Years Day

Continued from previous page...

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, 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 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

- Yes No

Section 13 of 21

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

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

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.

Continued from previous page...

FRIDAY

Start 23:00

End 03:00

Start

End

SATURDAY

Start 23:00

End 03:00

Start

End

SUNDAY

Start 23:00

End 03:00

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 tick 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.

I intend to serve hot food between these hours and only have music and alcoholic beverages available until 23:00 the music will not be amplified.

State any seasonal variations

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

From the close of business on New Years Eve until the opening of business on New Years Day

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, 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 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Continued from previous page...

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

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.

From the close of business on New Years Eve until the opening of business on New Years Day

Continued from previous page...

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

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

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

Name

First name

Family name

Date of birth / /
dd mm yyyy

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Continued from previous page...

Section 16 of 21

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

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 etc gambling machines etc.

None

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

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

State any seasonal variations

Continued from previous page...

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 in the column on the left, list below

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

From the close of business on New Years Eve to the opening of business on New Years day

Section 18 of 21

LICENSING OBJECTIVES

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.

1. Community Engagement: Regularly engage with the local community to understand their concerns and gather feedback on how the establishment can contribute positively to the neighborhood.
2. Staff Training: Ensure that all staff members receive thorough training on the importance of adhering to licensing regulations and how their actions can contribute to promoting the licensing objectives.
3. Collaborate with Authorities: Work closely with local law enforcement, fire departments, and health inspectors to ensure that the establishment operates in a manner that promotes the licensing objectives.
4. Implement a Policies and Procedures handbook for staff: Develop and implement robust policies and procedures aimed at preventing crime and disorder, ensuring public safety, preventing public nuisance, and protecting children from harm within the establishment.
5. Monitor and Evaluate: Regularly monitor the premises to identify any potential issues or breaches of licensing objectives. Conduct periodic evaluations to assess the effectiveness of implemented measures and make necessary adjustments.
6. ADT security system is being put in place with 2 panic devices when triggered the police are called.

b) The prevention of crime and disorder

A CCTV system of an evidential standard must be installed to the satisfaction of the Police, and the system to be in operation at all times the premises are open to the public. All recordings from that system must be kept for a period of 31 days and the police to have access to recordings at any reasonable time.

The premises shall install, operate and maintain a digital colour CCTV system to the satisfaction of the Police and Local Authority. As a minimum, the system must:

- i. Cover all public areas of the licensed premises, including entry and exit points. This also includes any outside areas under the control of the premises licence holder. (The location of cameras can also be specified on the plan attached to the premises licence).
- ii. Record clear images permitting the identification of individuals and in particular enable facial recognition images (a clear head and shoulder image) of every person entering and leaving in any light condition.
- iii. Continually record whilst the premises are open for licensable activities and during all times when customers remain on

Continued from previous page...

the premises.

iv. Have a constant and accurate time and date generation.

v. Store recordings for a minimum period of 14 days with date and time stamping.

vi. Viewable copies of recordings will be provided on request to the police and local authority officers as soon as is reasonably practicable and in accordance with the Data Protection Act 1998

vii. The CCTV system will be capable of downloading images to a recognisable viewable format.

viii. The CCTV system will capture a minimum of 4 frames per second.

ix. The CCTV system will be fitted with security functions to ensure the integrity of the system and to prevent the tampering with and deletion of images (i.e. password protection).

All staff engaged in licensable activity at the premises will receive training and information in relation to the following::

i. The Challenge 25 scheme in operation at the premises, including the forms of identification that are acceptable.

ii. The hours and activities permitted by the premises licence issued under the Licensing Act 2003 and conditions attached to the licence.

iii. How to complete and maintain the refusal register in operation at the premises (in relation to the sale of alcohol).
The premises shall install, operate and maintain a comprehensive digital colour CCTV system to the satisfaction of the Police.

iv. How to identify signs of intoxication and prevent the sale of alcohol to individuals who are already intoxicated.

A notice displaying that CCTV is in use will be clearly displayed at the entrance.

c) Public safety

The collection of glasses and bottles shall be undertaken at regular intervals to ensure there is no build-up of empties in and around the premises.

Conduct regular safety inspections and maintenance checks on equipment and facilities including a fire safety check by an accredited fire safety firm and electrical PAT testing along with a general electrical check by a certified electrician.

Install CO2 and chemical fire extinguishers at strategic locations within the premises to quickly respond to fire emergencies. Place first aid kits by the bar and kitchen areas, alongside fire blankets, to facilitate immediate response to medical emergencies and small fires.

d) The prevention of public nuisance

Clear and legible notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and to leave the vicinity as quickly and quietly as possible.

No speakers for amplification of music shall be placed on the outside of the premises or on the outside of any building forming a part of the premises.

No deliveries (in relation to licensable activities) to the premises shall take place between 19:00 hours and 07:00 hours.

e) The protection of children from harm

There will be in place a written age verification policy in relation to the sale or supply of alcohol, which will specify a Challenge 25 proof of age requirement. This means that staff working at the premises must ask individuals who appear to be under 25 years of age, attempting to purchase alcohol, to produce identification. The only acceptable identification documents will be:

- A photo driving licence

- A passport

- An identification card carrying the PASS hologram

Unless such identification is produced the sale of alcohol must be refused. This policy will include documented steps taken to prevent adults from purchasing alcohol for or on behalf of children under 18.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

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 21 of 21

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.

Premises Licence 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

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event 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 (£)

190.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

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

Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership. I

* understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will be become invalid if I cease to be entitled to live and work in the UK.

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or

* her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate.

*

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	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

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/apply-1> to upload this file and continue with your application.

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

Continued from previous page...

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

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

Exeter City Council – Licensing Act 2003

REPRESENTATION FORM

This representation is made about the premises to be licensed as detailed below:

Your full name	[REDACTED]
The name of the organisation / body you represent (if appropriate)	n/a
Postal address	[REDACTED]
Email address	[REDACTED]
Contact telephone number	

Name of the premises you are making a representation about	Stripes pizza
Address of the premises you are making a representation about	30 South Street Exeter

Your representation must relate to one of the four Licensing Objectives

<i>Licensing Objective</i>	Yes Or No	<i>Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary</i>
To prevent crime and disorder	yes	<p>***Please see attached article***</p> <p>As a resident of South Street, I experience first-hand the impact of anti-social behaviour caused by drinking – to illustrate this I attach a recent article about South Street from Devon Live.</p> <p>Immediately above Stripes are residential flats which I believe are social housing. These residents will be impacted by a venue being open and serving alcohol until 3 am. If the properties above were privately rented then tenants would be able to move out easily if they were impacted by a local business. However, as a social housing tenant myself I know that they are not able to relocate if they are experiencing issue with neighbours/neighbouring businesses and so will have to tolerate unreasonable noise and disruption. Stripes also has on street seating and tables which I imagine would be used for customers until 3 am.</p> <p>In the article attached I notice that Premier have voluntarily changed the hours that they don't sell alcohol from 3am - 6am to 2am – 6am. My logical thought is that if I was looking to purchase alcohol between 2am and 3am I would just head 30 seconds down the road to Stripes Pizza.</p> <p>As a resident of South Street, I am really keen for it to be a diverse and thriving street for people to earn a living and to live. I'm also aware that some of the units are empty and know that it takes commitment, hard work and money to start a new business. I don't want to deny people the right to do that but just want their businesses not to impact on local residents and for opening hours to be reasonable for a residential area. Especially on a street where we already</p>

		<p>have to tolerate very high levels of anti-social behaviour.</p> <p>I have been actively engaging with the plans for redevelopment in the city and note that South Street is eventually going to be part of that. I hope that the city council licencing team will consider carefully the impact of late-night venues on the residents and also visitors' perceptions of certain parts of the city. If plans for change are to be meaningful and successful then licencing teams need to play their part in changing those perceptions now.</p>
Public safety	yes	***Please see attached article*** and see above
To prevent public nuisance	yes	***Please see attached article*** and see above
To protect children from harm	yes	<p>***Please see attached article***</p> <p>Stripes is very near the cathedral school – please see attached article about the impact of anti-social behaviour caused by alcohol on South Street. Also, please note that directly above the premises are residential flats where families live.</p>

<p>If you are making a representation against a new application or full variation, please suggest any conditions that could be added to the licence to remedy your representation (or other suggestions you would like the Licensing Sub Committee to take into account).</p>	<p>The licence should be operating until 11pm?</p> <p>a condition that they have proper licensed security on the door in the same way that Newham stores (on south street)</p> <p>no outside seating after a specified time.</p> <p>If there are no problems then look at temporarily extending the licence to see how it is managed?</p>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

Signed:



Date: 20/7/24

Please see notes on reverse

NOTES

If you are making a representation in relation to a 'new' premises or a 'full variation' please read the following notes:

1. If you do make a representation you will be able to attend a meeting of the Licensing Authority's Committee and any subsequent appeal proceeding. If you do not attend, the Committee will consider any representations that you have made in your absence.
2. This form must be returned within the statutory period of 28 days following submission of a valid application to the Licensing Authority.
3. You may make a representation wherever you live in relation to the premises but your representation must be relevant.
4. Representations can only relate to the four licensing objectives.
5. Your representation will be passed to the applicant, to allow them the opportunity of addressing your concerns. Your representations will be published in the report available to the Licensing Committee, which will be publicly available.
6. Please return this form when completed to:

Licensing, Exeter City Council, Civic Centre, Paris Street, Exeter EX1 1JN

Alternatively, you can email it to licensing.team@exeter.gov.uk.

If you are making a representation in relation to a 'minor variation' please read the following notes:

1. If you do make a representation, you should be aware that the application will be determined by an Officer. There will be no hearing and there is no right of appeal.
2. This form must be returned within the statutory period of 10 working days following submission of a valid application to the Licensing Authority.
3. You may make a representation wherever you live in relation to the premises but your representation must be relevant.
4. Representations can only relate to the four licensing objectives.
5. Please return this form when completed to:

Licensing, Exeter City Council, Civic Centre, Paris Street, Exeter EX1 1JN

Alternatively, you can email it to licensing.team@exeter.gov.uk.

Article from Devon Live

5/6/24

Exeter schoolchildren 'exposed to violence, drug taking and sexual acts'

Newham Stores on South Street has agreed to "voluntary" changes to the hours it sells alcohol which Exeter Cathedral School says has contributed to anti-social behaviour

South Street, Exeter, is troubled by anti-social behaviour

An Exeter school has said its pupils have been exposed to violence, drug-taking and public sexual acts by street drinkers in the city centre. One teacher says she has even feared for the safety of herself and pupils.

Exeter Cathedral School has applied for a review of the premises licence held by Newham Stores, the Premier Express store on South Street. The school claims that alcohol sales at the shop have contributed to violence and damage to Kalendar Hall, the school's music building.

Responding to the application last month, shop owner Ross Newham said he was "disappointed" but had agreed to meet with the headmaster to find a solution. He said that he is also "frustrated" by issues of anti-social behaviour on South Street and that his store was not the sole cause.

The application will be discussed by Exeter City Council's Licensing Sub-Committee at a meeting next Wednesday, June 12. Ahead of the meeting, more details of the school's concerns have been published online.

In documents submitted as part of the application, Exeter Cathedral School claims that people drinking alcohol purchased from Newham Stores have been involved in violence and disorder outside Kalendar Hall, including an arson attempt. The school says that litter, including discarded cans, is left on the wall and they have found vomit and human excrement in the doorway into the building.

The application also states that the school has "serious and substantive safeguarding and welfare concerns for the young children in our care". They say children have been exposed to violence, drug-taking and public sexual acts on the nearby Cathedral Green.

Exeter Cathedral School says: "Pupils at the School are aged between 3 and 13 years old. The noise, foul language and the smell of cannabis caused by the public drinking directly outside Kalendar Hall has a negative impact upon the learning experience and safety of the pupils within.

"There are serious and substantive safeguarding and welfare concerns for the young children in our care, who are exposed to foul language, raucous behaviour, drug-taking, public drinking, vomit, excrement, urine, litter, an arson attempt.

"This behaviour is also evident on the nearby Cathedral Green, where these activities take place directly outside the main entrance to the school for our 9-13 year old pupils and our staff.

"We are frequently obliged to call 999 to report illegal behaviour, and the children and staff are exposed to: violence (fights spilling into groups of pupils and their parents), drug-taking (cannabis and syringes), public drinking, litter, visibly using the school wall as a place to urinate and defecate, public sexual acts in full view of the children, intimidating and loud behaviour, foul language."

A visiting music teacher Lucy Cordon has shared her experience of working in Kalendar Hall as part of the application. While teaching on October 20, 2023, she says she heard "very fierce arguments" and bottles smashing outside her window. She says she now keeps the windows shut as she fears for the safety of herself and pupils after incidents of people "putting their hand up through the window, slam the window shut, try and communicate inappropriately through the window".

She added: "I do feel this is definitely a safeguarding issue and one that should not be ignored. As a mother and parent myself, I would be horrified if my children had to experience some of the unsociable behaviour outside my window, which I can still hear when the window is shut.

"I did feel quite anxious after the incident on Friday the 20th, and it does leave me feeling quite nervous when teaching in case we have an other incident."

Following a meeting, Ross and the school's headmaster James Featherstone say they have agreed to some solutions. The store could put back its alcohol sales to 8am to prevent anti-social behaviour in the area before the school opens.

Currently, Newham Stores makes full use of its licence to sell alcohol from 6am to 2am everyday. Ross says he is happy to make the change "voluntarily" but would like to avoid an official change to his licence.

Writing to the headmaster, Ross said: "As discussed with the Cathedral School, I offered to voluntarily change the start time for alcohol sales to 8am daily, to reduce any potential impact before they open up the school each day. Additionally, to deter any undesirables purchasing single cans to consume on the street, I removed the option to split 4 packs down on Strongbow, San Miguel and Desperados (they were the only single cider/beer can options anyway). I made this change with immediate effect.

"I'm happy to carry this policy on, with no intention of reverting back, but I'd like this to remain a voluntary condition as opposed to one mandated on my license. I cite that close-by rivals Sainsburys in the Guildhall and Tesco on the High Street have 6am licenses, but don't use them, along with no restriction on super strength alcohol sales."

[REDACTED]

Exeter City Council
The Civic Centre
Paris Street
Exeter
EX1 1JN

10th July 2024

Dear Sirs

Re: New Premises Licence in respect of Stripes Pizza, 30 South Street, Exeter, EX2 9DR.

I would like to make a formal objection to the above application. I live [REDACTED]
[REDACTED] he four flats above the premises are residential, including one with two small children.

The café has always been a daytime café, closing at 5.00pm. There is a store a few doors up South Street which is open 24 hours a day, selling alcohol. There are several bars and restaurants in the immediate area, all selling alcohol, closing at about 11.00pm. If this application were to be successful, everyone would head to Stripes Pizza for alcohol when these other premises close, bringing with it the usual associated problems of noise and drunkenness. It will also increase the number of takeaway delivery drivers in the area. Having a licence to stay open until 3.00am is, in effect, changing the café into a nightclub.

There is a noisy extractor fan at the rear of the café in the enclosed entranced area to the flats above. The constant noise of this fan until 3am in the morning is unacceptable. It has also been noticed by one of the residents of the flats that the security door to the rear entrance is left open for delivery drivers. This is compromising the security of the flats, and again is totally unacceptable.

My daughter-in-law is a qualified AssocRICS surveyor and her job involves valuing residential property on behalf of mortgage lenders. She has commented:
“If planning is granted for the existing café to be licensed and stay open until 3am, this is likely to have a negative impact on the flats above. Not only would this be a nuisance to the current occupiers of the flats above, it is also likely to render them to be unsuitable security for mainstream mortgage lenders. The negative impact on the saleability and mortgageability would therefore reduce the value of the property.

Yours faithfully

This page is intentionally left blank

By signed post and email.

Objection to the following licensing application.

'Application for a new premises license

Huseyin Kekilli has applied to Exeter City Council Licensing Authority for a New Premises Licence at Stripes Pizza, 30 South Street, Exeter, EX2 9DR.

The licence is for the following licensable activities:

Provision of recorded music Mon to Sun 11.00 – 23.00

Late Night refreshment Mon to Sun 23.00 – 03.00

Sale of Alcohol – Mon to Sun 11.00 – 23.00'

Dear Licensing Team,

Huseyin Kekilli has provided a false postcode for the following application, resulting in myself, and my neighbours not receiving proper notice or notification of this application. For this reason, it should be dismissed and Mr. Kekilli should be required to create a new application using the correct information.

Provision of recorded music Mon to Sun 11.00 – 23.00

The Premises is underneath residential and family housing. We are all entitled to quiet enjoyment of our homes. Music played beneath our homes will destroy our quiet enjoyment. Our homes' construction is such that both airborne and vibration transmission occur between the shop premises and the residential.

Music played beyond normal retail times will also encourage additional noise from customers, as they speak more loudly to have conversations above the music. Mr Kekilli has also placed customer tables on the pavement outside Stripes (below the windows of the living rooms and front bedrooms of the residential homes above) leading to further noise from within the cafe as the front doors are left open.

It is entirely unreasonable for amplified music to be allowed daily, at the additional times on the application. I request that this permission is refused.

Late Night refreshment Mon to Sun 23.00 – 03.00

Smoke and noise: The owner has created an outdoor seating area where people drink and smoke. During the day, this fills my non-smoking home with cigarette smoke and the sounds of people talking loudly. Being in a city, it is to be expected that there will be some level of noise during the daytime, however, expanding this into the evening violates my right to quiet enjoyment of my home. These times, and the request for permission to serve refreshments daily - basically all night - will destroy the peace and quiet all residents should reasonably expect, at night.

In addition to noise, the applicant has already demonstrated a total lack of ability to manage the waste by-products of his current level of business.

I have made separate, formal complaints about this to the Council, but so that the Licencing Committee can also appreciate the issues already caused by Mr Kekilli's business - on his current operating hours - I have attached images of waste that the owner leaves outside in our communal area.

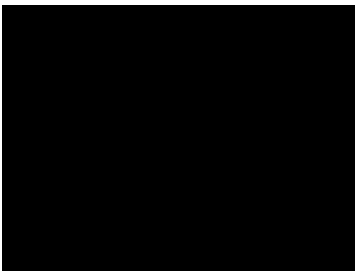
In his short time as Leaseholder, Mr Kelkilli has shown complete disregard for the spaces shared by the residents and the commercial businesses. He treats the other users with contempt, and is actively causing fire/environmental health risks.

As evidenced on the photographs, he is creating major issues with waste, which longer opening hours would exacerbate. He is unable to manage the waste that he already produces within his current opening hours. To open until later would create more waste, which he will leave in our communal area, that is used for children to play in on their breaks at nursery. To date, despite numerous polite requests from neighbours and formal requests from the freeholder to remove and deal with excessive bins, placed in the fire exit route and / or under the residents' balcony (plus leaving many industrial sized cans of waste cooking oil outdoors, again a fire and environmental hazard - the Palace Gate Nursery uses this space as a playground), he has not responded with appropriate action.

Sale of Alcohol – Mon to Sun 11.00 – 23.00

Alcohol often promotes loudness, shouting, aggressive behaviour, bad language and anti-social actions. This is not a public house. Particularly with the outdoor seating area - but even without - this noise is carried up into our homes above. As discussed above, this is not appropriate for quiet enjoyment of our homes, and for residents' feelings of safety and security, all of which are compromised by the effect alcohol has on behaviour.

As is no doubt quite clear from this letter and that of my neighbours, we are very disappointed to find that Mr Kelkilli - who presented himself as a pleasant person keen to be a good neighbour to the residents - has turned out to be anything but a good neighbour. He is irresponsible, putting residents and nursery children at risk; does not respond to polite requests from residents or formal requests from the freeholder, and is already attracting vermin with his food and oil waste, and causing high levels of noise. He is simply uninterested in the normal ways to operate in an environment where people live, and appears to care not one jot for our legitimate concerns. Matters are already feeling unmanageable.....he promises action but takes none, and we are shortly going to escalate matters on the current problems. Please do not cause the residents and other users further problems by permitting the further encroachment of this leaseholders' poorly run business on the quiet enjoyment that we as residents are entitled to.











Fire exit

GIANT

SR SUNTOR



PAM
Vegetable Oil
COOKING OIL
VEGETABILIS OIL
VEGETABILIS OIL

This page is intentionally left blank

Exeter City Council
The Civic Centre
Paris Street
Exeter
EX1 1JN

12 July 2024

Sent by post and email: licensing.team@exeter.gov.uk

Dear Sirs

RE: New Premises Licence in respect of Stripes Pizza, 30 South Street, Exeter "EX2 9DR"

We would like to make a formal objection to the above application. There are four residential flats above the premises, and we have two children, 14 and 8 years old.

Firstly, we would like to point out that we believe the application is invalid as it does not meet the conditions provided for in Regulation 26(b) of the Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005. Regulation 26(b) of these Regulations states that the postal address of the premises must be included in the advertisement. The postcode given in the application is incorrect. It should be EX1 1EB but has been wrongly stated on the application as EX2 9DR. It is our view that this deficiency will likely have caused anyone looking for any applications being made at the true postcode to ignore this application and therefore the advertising requirements provided for in the above Regulations have not been met. This must surely mean that this application should be entirely rejected.

In the alternative, if it is found for any reason that the application is still valid notwithstanding the above point, then we would like the following points to be taken into account when the application is considered.

The café has previously been a daytime café, closing at 5.00pm. If this application were to be successful, it will increase the noise and drunkenness in the immediate area when everyone comes out of the nearby bars and restaurants to get a late-night pizza. It will also increase the number of takeaway delivery drivers and cyclists in the area.

There is a noisy extractor fan at the rear of the café in the enclosed communal entrance area to the flats above. The constant noise of this fan until 3am in the morning would be unacceptable. The noise caused by the staff working in the café, opening doors, throwing rubbish in the bins etc is distracting and would cause us and our children difficulty sleeping if it were to be allowed to continue into the early hours of the morning.

It has also been noticed by one of the residents of the flats that the security door to the rear entrance is left open for delivery drivers. This is compromising the security of the flats, and again is totally unacceptable.

The granting of this application (if deemed to be valid) is certain to cause an unacceptable nuisance to the occupiers of the flats above the premises and is likely to have a significant negative impact on the property values of the flats due to difficulties obtaining a mortgage.

Yours faithfully



LICENSING ACT 2003

I Huseyin Kekilli hereby give notice that I have applied for a new premises licence in respect of Stripes Pizza, 30 South Street, Exeter, EX2 9DR.

The licence is for the following licensable activities:

Provision of recorded music Mon to Sun 11.00 – 23.00

Late Night refreshment Mon to Sun 23.00 – 03.00hrs

Sale of Alcohol – Mon to Sun 11.00 – 23.00hrs.

Further information can be viewed on the application at the offices of the Licensing Authority at Exeter City Council, The Civic Centre, Paris Street, Exeter EX1 1JN during normal office hours or at [Applications in progress - Exeter City Council](#)

Any interested party or responsible authority may make representations to the Council about the application. Such representations must be in writing to licensing.team@exeter.gov.uk and must be made no later than 25th July 2024

It is an offence to knowingly or recklessly to make a false statement in connection with an application. A person guilty of such an offence is liable on summary conviction to unlimited fine.

Date application accepted: 26.06.2024.

Last date for representations:25.07.2024

This page is intentionally left blank

What is proposed?

Licensing Act 2003

I Huseyin Kekilli hereby give notice that I have applied for a new premises licence in respect of Stripes Pizza, 30 South Street, Exeter, EX2 9DR.

The licence is for the following licensable activities: Provision of recorded music Mon to Sun 11.00 – 23.00. Late Night refreshment Mon to Sun 23.00 – 03.00hrs Sale of Alcohol – Mon to Sun 11.00 – 23.00hrs.

Further information can be viewed on the application at the offices of the Licensing Authority at Exeter City Council, The Civic Centre, Paris Street, Exeter EX1 1JN during normal office hours or at Applications in progress – Exeter City Council

Any interested party or responsible authority may make representations to the Council about the application. Such representations must be in writing to licensing.team@exeter.gov.uk and must be made no later than 25th July 2024

It is an offence to knowingly or recklessly to make a false statement in connection with an application. A person guilty of such an offence is liable on summary conviction to unlimited fine.

Date application accepted: 26.06.2024.

Last date for representations: 25.07.2024



Need to publish a public notice?

If you need to publish a public notice, please contact Exeter Express & Echo directly at:

publicnoticesteam@reachplc.com

[01227 907972](tel:01227907972)

This page is intentionally left blank