



**LICENSING COMMITTEE - LICENSING HEARING**

**23 June 2014 at 10.00 am**

**Council Chamber, Argyle Road, Sevenoaks**

**AGENDA**

**Membership:**

Cllrs. Cooke, Mrs. George and Pett

(Composition: Each Sub-Committee will contain three Members of the Licensing Committee. Any member of the Licensing Committee may act as a substitute on any of the Licensing Sub-Committees.)

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**IMPORTANT INFORMATION**

If an interested party (e.g. a parish or town council) has not made a "relevant representation" (section 18(6) and (7) of the Licensing Act 2003), it will not receive a notice of the hearing (Reg. 6(1) Hearings Regulations). The interested party will not, therefore be "a party to the hearing" (Reg. 2 Hearings Regulations). There will therefore be no right to address the hearing (Reg. 16 Hearings Regulations).

The above also applies to a Member i.e. if s/he does not make a "relevant representation" s/he will not be a "party to the hearing" and has no right to address the hearing unless appointed by "a party to the hearing" to assist or represent that party.

Would you please note that all the reports/information listed on this agenda are available from the Democratic Services Team on request (01732 227241). Alternatively you can make an appointment to view the information at the District Council Offices by contacting the Licensing Partnership Manager on 01732 227325.

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**1. Appointment of Chairman**

**2. Declarations of interest**

**3. Exclusion of Press and Public**

Consideration of Exempt Information:

Recommendation: That, under section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting when considering Appendix A of the following report, on the grounds that likely disclosure of exempt information is involved as defined by Schedule 12A, paragraph 7 (Information relating to any action

taken or to be taken in connection with the prevention, investigation or prosecution of crime)

4. **The Portobello Inn, London Road, West Kingsdown, TN15 6JB** (Pages 1 - 78)

(Fawkham and West Kingsdown)

**1. Procedure at Sub-Committees of the Licensing Committee (established in accordance with Section 9 of the Licensing Act 2003)**

- 1.1 In accordance with Section 9(1) of the Licensing Act 2003, the Licensing Committee has resolved to establish Sub-Committees, each consisting of three members of the Committee.
- 1.2 The Sub-Committees have delegated authority to determine those functions that are reserved for decision by the Sub-Committees in accordance with Appendix B of the Council's Statement of Licensing Policy dated 7 January 2011.
- 1.3 Hearings shall be conducted in accordance with this Procedure Note and The Licensing Act 2003 (Hearings) Regulations 2005 subject to the right of the Sub-Committee to vary that procedure at their absolute discretion if considered in the public interest.
- 1.4 The quorum for a Sub-Committee shall be two members.
- 1.5 At the commencement of each hearing the Sub-Committee shall elect one of its members as Chairman.
- 1.6 The order of business at hearings shall be:
  - (a) Election of Chairman.
  - (b) Declarations of interests.
  - (c) Chairman explains the procedure to be followed at the hearing, including the setting of equal time limits for all parties and the granting of adjournments.
  - (d) Chairman ascertains who is assisting or representing the parties.
  - (e) Applicant (or his/her representative) addresses the Sub-Committee.
  - (f) Applicant questioned by members. At the discretion of the Sub-Committee other parties may be permitted to question the applicant.
  - (g) Persons who have made representations in respect of the application (or their representative) address the Sub-Committee. No issues other than those relevant to their representations may be raised.
  - (h) Members question each party at the conclusion of their address. At the discretion of the Sub-Committee, the applicant may be permitted to question other parties.

- (i) Sub-Committee may offer the parties a short adjournment to discuss in the absence of the Sub-Committee whether a solution acceptable to all the parties can be put to the Sub-Committee.
- (j) Applicant (or his/her representative) makes closing address.
- (k) Sub-Committee may grant a short adjournment. The parties may not speak to members regarding the application during adjournments.
- (l) The Sub-Committee considers the application and motions put to accept or reject the application in the terms requested or to grant the application subject to specified conditions. Reasons are to be given for motions.
- (m) The parties will be informed of the decision at the hearing or thereafter in accordance with Regulation 26 of the 2005 Regulation.

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**Licensing Act 2003 - APPLICATION FOR A SUMMARY REVIEW OF A PREMISES LICENCE**

**Licensing Sub Committee – 23 June 2014**

Report of Chief Officer Environmental & Operational Services – Mr Richard Wilson

Status: For Decision

Key Decision: No

**Contact Officer(s)** Leeann Leeds Ext: 7270

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**Recommendation to Licensing Sub Committee:**

Members' instructions are requested

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**Introduction and Background**

- 1 The procedure for Hearings of Sub-Committees of the Licensing Committee is established in accordance with Section 9 of the Licensing Act 2003.
- 2 The purpose of this report is for the Sub-Committee to consider whether it is necessary to impose interim steps on the premises licence pending the determination of a summary review of the premises licence.
- 3 The application is made by Superintendent Keers on behalf of the Chief Officer of Police for the Kent Police area for a summary review of the premises licence for Portobello Inn, London Road, West Kingsdown, Sevenoaks, Kent. TN15 6JB

**The Grounds for Review**

- 4 On Friday 23 May 2014 there was an incident involving patrons of the premises which resulted in serious crime under Section 53A of the Licensing act 2003 (premises associated with serious crime or disorder).
- 5 A copy of the certificate and summary review application is attached to this report as Appendix B

**The steps that the licensing authority may consider taking are:**

- The modification of the conditions of the premises licence;
- The exclusion of licensable activities from the scope of the licence;
- The removal of the designated premises supervisor from the licence;
- The suspension of the licence;

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- The revocation the licence.

Modification of the conditions of the premises licence can include the alteration or modification of existing conditions or addition of any new conditions, including those that restrict the times at which licensable activities authorised by the licence can take place. Further examples of possible licensing conditions, including those aimed at tackling crime and disorder, can be found in the amended guidance issued under section 182 of the 2003 Act.

The licensing authority must take into account any relevant representations made. Relevant representations are those that:

- Relate to one or more of the licensing objectives;
- Have not been withdrawn; and
- Are made by the premises licence holder, a responsible authority or any other person (who is not also a responsible authority).

### **Representations received from statutory consultees:**

Fire Safety	<b>NO COMMENTS RECEIVED</b>
Trading Standards	<b>NO COMMENTS RECEIVED</b>
Social Service	<b>NO COMMENTS RECEIVED</b>
Police	<b>SEE ABOVE STATEMENT</b>
Commercial	<b>NO COMMENTS RECEIVED</b>
Environmental Protection	<b>NO OBJECTIONS</b>
Development Control	<b>NO COMMENTS RECEIVED</b>

### **Representations received from interested parties: - Appendix D**

32 objecting to the Review of the premises licence

### **At the hearing the licensing authority must:**

- consider what steps it considers appropriate for the promotion of the licensing objectives; and
- decide which interim steps cease to have effect altogether or become the subject of any steps which it considers are appropriate when making its determination on the review.

## **Conclusions**

Without prejudice, the Officer would like to draw to Members attention issues that they may wish to consider.

The decision is to be made with regard to the Licensing Act 2003, Secretary of State's Amended Guidance issued under Section 182 of the Act and the Council's Statement of Licensing Policy under the Licensing Act 2003. Where the decision departs from the Policy or Guidance the departure must be directed solely at the attainment of the prevention of public nuisance objective and such departure must be supported by clear and cogent reasons.

**Mandatory conditions** – the following conditions will be added to the premises licence when it is issued.

### **The supply of alcohol**

Where a premises licence authorises the supply of alcohol, the licence must include the following conditions:-

No supply of alcohol may be made under the premises licence -

(a) at a time where there is no designated premises supervisor in respect of the premises licence, or

(b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

### **Mandatory Conditions in force from 06 April 2010**

4. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

### **Mandatory conditions in force from 28 May 2014**

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1-

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

(b) "permitted price" is the price found by applying the formula—  $P = D + (D \times V)$

where -

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

### **Key Implications**

#### Financial

None directly arising from this report.

#### Legal Implications and Risk Assessment Statement.

This Hearing is regulated by The Licensing Act 2003 (Hearings) Regulations 2005

The decision is to be made with regard to the Licensing Act 2003, Secretary of State's Guidance issued under Section 182 of the Act and the Council's Statement of Licensing Policy. Where the decision departs from the Policy or Guidance the departure must be directed solely at the attainment of the licensing objectives, and such departure must be supported by clear and cogent reasons.

#### Equality Impacts

Consideration of impacts under the Public Sector Equality Duty:		
Question	Answer	Explanation / Evidence
a. Does the decision being made or recommended through this paper have potential to disadvantage or discriminate against different groups in the	No	N/A

Consideration of impacts under the Public Sector Equality Duty:		
Question	Answer	Explanation / Evidence
community?		
b. Does the decision being made or recommended through this paper have the potential to promote equality of opportunity?	No	
c. What steps can be taken to mitigate, reduce, avoid or minimise the impacts identified above?		N/A

**Appendices**

Appendix A– Application for Review (**Exempt Information**)

Appendix B – Certificate Under section 53A(1)(b) of the Licensing Act 2003.

Appendix C – Current Premises licence

Appendix D – Plan of premises

Appendix E - Representations objecting to review

Appendix F – Note and Decision Notice from the Hearing on the 30 May 2014 (Interim Review)

Appendix G – Notes and Decision Notice from the Hearing on 4 June 2014 (Interim Appeal)

**Background Papers:**

The Licensing Act 2003

Section 182 Guidance for Licensing Act 2003

**Richard Wilson**  
**Chief Officer Environmental & Operational Services**

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By virtue of paragraph(s) 7 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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Kent Police  
Maidstone Police Station  
Palace Avenue  
Maidstone  
ME15 6NF

**CERTIFICATE UNDER SECTION 53A(1)(b) OF THE LICENSING ACT 2003**

I hereby certify that in my opinion the premises described below are associated with serious crime / serious disorder / both serious crime and serious disorder<sup>1</sup>.

*Premises<sup>2</sup>:*

The Portobello Inn  
London Road  
West Kingsdown  
Sevenoaks  
Kent  
TN15 6JB

Premises licence number (if known): 11/00696/LAPRE

Name of premises supervisor (if known): Ms Charmain HENDERSON

I am a Superintendent  <sup>3</sup> in the Kent  
police force.

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case, because<sup>4</sup>:

Kent Police have considered whether a standard review under Section 51, Licensing Act 2003 is suitable, but have decided that it is not for the following reasons;

- 1) The standard review will take at least 28 days to come to hearing and this can be appealed, further delaying any remedial action
- 2) Powers of closure are not retrospective, and therefore are not applicable

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<sup>1</sup> Delete as applicable.

<sup>2</sup> Include business name and address and any other relevant identifying details.

<sup>3</sup> Insert rank of officer giving the certificate, which must be superintendent or above.

<sup>4</sup> Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned.

In addition Kent Police believe the following:

- 3) Interim measures applied to a premises licence by a licensing committee will have immediate effect in preventing crime and disorder

[Redacted signature area]

28/5/14

(Signed)

(Date)



# PREMISES LICENCE

The Licensing Act 2003  
Schedule 12, Part A

Premises Licence Number	11/00696/LAPRE
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**Part 1 – Premises Details**

<b>Postal address of premises , or if none, ordnance survey map reference or description, including Post Town &amp; Post Code</b>	
The Portobello Inn London Road West Kingsdown Sevenoaks Kent. TN15 6JB	
<b>Telephone number</b>	01474 852238

<b>Where the licence is time limited the dates</b>
Not Applicable

<b>Licensable activities authorised by the licence</b>
Live music Recorded music Sale or Supply of Alcohol

<b>Times the licence authorises the carrying out of licensable activities</b>		
Live music	Friday and Saturday	19:00 - 00:00 Indoors only
	Sunday	19:00 - 22:30 Indoors only
Recorded music	Friday and Saturday	19:00 - 00:00 Indoors only
	Sunday	19:00 - 22:30 Indoors only
Sale or Supply of Alcohol	Friday and Saturday	11:00 - 00:30
	Monday to Thursday	11:00 - 00:00
	Sunday	12:00 - 00:00
<b>Non-standard times for licensable activities</b>		
For Live music and recorded music on Christmas Eve, Christmas Day, Boxing Day, New Year's Eve, Spring & August Bank Holidays, Good Friday, Easter Saturday, Sunday & Monday and any other Bank Holidays from 19:00 until 00:00 hours.		
For Sale of alcohol on Christmas Eve, Christmas Day, Boxing Day, New Year's Eve, Spring & August Bank Holidays, Good Friday, Easter Saturday, Sunday & Monday and any other Bank Holidays from 19:00 until 00:30 hours.		

<b>The opening hours of the premises</b>	
Monday to Thursday	11:00 - 00:30
Friday and Saturday	11:00 - 01:00
Sunday	12:00 - 00:30

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#### The non-standard opening hours of the premises

Christmas Eve, Christmas Day, Boxing Day, New Years Eve, Spring & Aug Bank Holidays, Good Friday, Easter Saturday, Sunday & Monday and any other Bank Holidays 11:00 - 01:00 hours.

#### Where the licence authorises supplies of alcohol whether these are on and / or off supplies

Alcohol is supplied for consumption on and off the premises

#### Part 2

#### Name, (registered) address, telephone number and email address (where relevant) of holder of premises licence

Green King Retailing Limited  
Abbot House  
Bury St Edmunds  
Suffolk IP33 1QT

#### Registered number of holder, for example company number, charity number (where applicable)

5265451

#### Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Ms Charmain Henderson  
Portobello Inn  
London Road  
West Kingsdown  
Sevenoaks  
Kent. TN15 6JB

#### Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Licence Number: 10/01903/LAPER  
Licensing Authority: Sevenoaks District Council

  
Kristen Paterson  
Community and Planning Services Director  
Sevenoaks District Council

Licence Number: 11/00696/LAPRE  
Issue Date: 04/04/2011

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Licence issued by:  
The Licensing Partnership, PO Box 102, Sevenoaks Kent TN13 1GP  
Telephone number: 01732 227004

**The supply of alcohol**

Where a premises licence authorises the supply of alcohol, the licence must include the following conditions:-

No supply of alcohol may be made under the premises licence -

- (a) at a time where there is no designated premises supervisor in respect of the premises licence, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

**Mandatory Conditions in force from 06 April 2010**

1. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

Irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -
  - (i) Drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
  - (ii) Drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
- (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -
  - (i) the outcome of a race, competition or other event or process, or
  - (ii) the likelihood of anything occurring or not occurring;
- (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

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## APPENDIX C

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

4. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

5. The responsible person shall ensure that -

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml; and

(b) customers are made aware of the availability of these measures.

### Annex 2 – Embedded conditions

Not applicable

### Annex 3 – Conditions consistent with the Operating Schedule

All external doors and windows must be kept closed, other than for access and egress, in all rooms when events involving amplified music or speech are taking place.

Performers should be supervised to ensure the loading of equipment at the end of any event does not disturb surrounding residents.

Any refuse and empty bottles should not be put out in the refuse areas after 7pm at night.

Prominent, clear and legible notices are displayed at all exits requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.

### Annex 4 – Conditions attached after a hearing by the licensing authority

Not applicable

### Annex 5 – Plans

Please see attached







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**Leeann Leeds**

**From:** Keran MASSETT [REDACTED]  
**Sent:** 06 June 2014 11:35  
**To:** Licensing  
**Subject:** Portobello Inn



I have used the Portobello for over 30yrs now and seen many Landlords come & go. Some good some not so good but Charmaine & Steve has brought into this pub what no others have been able to.....A Safe, Friendly, Family Venue.

At the Weekends it is a social gaving for many Family's and because of the lack of facilities up this Village for Children & Toddlers, during the week you will see many Mums & Nannies (including myself) using the pub as a kind of Playgroup. It's like being in a Friends garden, we can sit & chat the kiddies have lots to play with because of the swings, slides, fort, playhouse, toys, which Charmaine & Steve have provided. Charmaine when preparing lunch/dinner for her own children will have a lookout to see what kiddies are about and will cater for them as well...might I add free of charge because she counts us not only as valued customers but also as friends. They fenced off the carpark, installed a locked gate so it was safe for the Children.

In a way the pub is also respite for a few families.

There is a 40yr old Downs Syndrome man [REDACTED] who uses this pub with his elderly parents. He is treated like a Lord by Charmaine, Steve, their Staff & customers but more importantly it is a pleasure to see his Parents enjoying themselves knowing their Son is respected by all and he is safe. Believe me, we live in a wicked world and there are not a lot of places where Paul could go and not have fun made out if him.

Then we have 2yr old [REDACTED] (also Downs). Wow, if you could see her face when she walks through the pub gate knowing she is going to have lots of fun with her friends, well it just melts your heart. It helps enormously with her social skills and again her Parents & big brother ([REDACTED]) can look forward to a bit of Me time knowing their daughter is in a safe friendly environment.

The amount of effort they put in to support Charity's is fantastic. There are 3 charity's close to their hearts. (1). The John Wetherall Golfing Society.... A young man and valued customer who died of cancer. His passion was golf so Steve arranges golf days throughout the year where's all monies raised goes towards Cancer Reserch in his memory.

(2) The Royal Marsden.....a 3yr old girl [REDACTED] who's parents & grandparents are valued customers of Charmaine & Steve. [REDACTED] has a rare form of Leukemia and is fighting for her life. Charmaine & Steve organises many events throughout the year where's all monies raised goes towards the Royal Marsden (toys, research) and to the parents of [REDACTED] to help them financially. Also they played a big part in organising a fund raising day for [REDACTED] that brought in a LOT of money. It was so big that the papers ran a story on it.

(3). H.C.T.P.....a charity for Special Needs Children/Adults. I don't have to go into this one as I will just mention [REDACTED] & [REDACTED].

Then there is the social events.....Barbecues, Firework night, Princess & Pirates Days. Its a Knockout competitions, Christmas Party's, Meet your favourite cartoon character etc.....just a few to mention but so many more.

Some might say Charmaine & Steve do this for Brownie points!!!, but that is a Big NO.

They do all this because they appreciate their customers and it is their way of saying Thank You. A prime example was their wedding day. Not one customer (including children) was excluded from celebrating their special day with them.

In the 4 yrs they have had this pub there has never been a fight up here, the police has never been called, you have had no complaints from their neighbours so I can't understand how you have installed these stipulations on them. A (alleged) fight broke out at the Kebab stall in the Bus Lay by NOT on the Ports

premises so how can you penalise Charmaine & Steve for this!?!?. Might I add about 2 months ago the 2 owners of the Kebab stall pulled out knives on each other. Police were called though no arrest made!!, A serious incident happened near by another local pub (Gamecock) at Christmas (2013). Like the Portobello it did not happen on their premises but UNLIKE the Portobello the Gamecock was not closed down for a week, did not have stipulations installed on them whilst investigations were going on..... Why???

All Charmain & Steve have done is try to make this pub the community of this village. Where else will you find two hard working people that puts so much effort in providing a safe, friendly family venue for many people and who puts in and gives so much to us all.

Your decision not only affects them financially but also as a family. You say one of them has to be in the pub always!!!!. What about their family time together!!, meals, days out, family functions!!!!...surly this can not be right?.

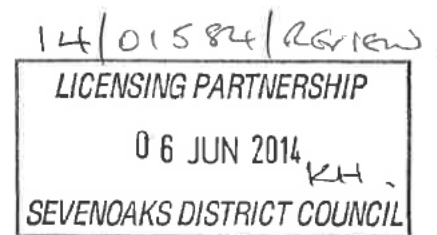
As a customer of the pub and a resident of this village I believe that if Charmaine & Steve have to leave this pub it will not only affect them but also many families in this village.

For many of us this pub is a big part of our social life, where's we can come and enjoy ourselves with our children, families & friends knowing that we are in a Safe, Friendly Family venue.

In this day & age the community spirit is very rare.....Please help in keeping ours.

I'm sorry if this letter is long but It is written from my heart. I hope by reading it you have a better insight on what these two lovely people do for many of us in West Kingsdown.

Thank You, your sincerely  
Keran Massett.



**Kerry Holloway**

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**From:** terry hole [REDACTED]  
**Sent:** 06 June 2014 17:55  
**To:** Kerry Holloway  
**Subject:** Portobello inn

Hello kerry, I've been informed that you are the person to contact regarding the situation at the portobello inn westkingsdown, I know you have probably been bombarded with emails but please listen to what I have to say, I've been drinking at the Portobello pub for many years, I also frequent the gamecock and the rising sun in Fawkham, all of which have good points and bad, when I heard that the licence had been suspended for the portobello I was astounded, as over the last four years the pub has been turned around completely due to the hard work and dedication of steve and charmain, the decor the service and the overall cleanliness of the pub has improved emensly, as has the lack of undesirables visiting and causing trouble. I am astonished that all this hard work has been overlooked by yourselves and I feel that you have totally misjudged the pub due to a isolated incident outside of the pub, which had nothing to do with the well running of the pub, just the act of mindless individuals. The landlords have worked incredibly hard to raise the standard of the pub and I feel that they have been unfairly treated by yourselves and plead with you to show some leniency in you decision as the red tape your placing on them in my view is ridiculous.

Yours, Mr T Hole.

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**Janet Lockie**

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**From:** Lawrence Williams [REDACTED]  
**Sent:** 09 June 2014 16:06  
**To:** Licensing  
**Subject:** Licensing restrictions on the Portobello Inn London Road West Kingsdown

Dear sir or madam

I would very much like to protest my anger and amazement at the decision that the licensing authorities have made against my local public house. As a resident in West Kingsdown for the past 10 years I have used this public house on numerous occasions never once have I seen any problems or trouble I have taken my children here knowing that it's a safe family friendly pub and is at the heart of the community for West Kingsdown. Mr and Mrs Powell has done some amazing charity fundraisers at this particular pub on one occasion raising £12,000 for a local child who had cancer also some amazing charity work at the Royal Marston Hospital. Running a pub is never easy by any stretch of imagination but one incident that happens around a burger van and not in the pub then for the pub to be penalised with licensing restrictions seems beyond belief. Mr and Mrs Powell have said that the restrictions imposed has meant that they had no choice but to close the pub within five weeks as they had a young family and nobody can expect them to be in the pub at all times a more realistic solution would be to insist on a manager to take responsibility why they were not present. Mr and Mrs Powell are the sort of people we should be encouraging in this community with all their fundraising and charity events not discouraging and penalising. What ever happened to 3 strikes and you're out rule. I am asking if you can think very carefully and reconsider lifting some of the restrictions on Mr and Mrs Powell licence as losing this pub and the great people that run it would be a travesty for this village community. We have a petition running to keep the pub open and running with currently have 250 signatures and climbing every day I urge you to reconsider your decision when you see the amount of support this village has for the current licence holders Mr and Mrs Powell. I trust that between the community, Sevenoaks council licensing department & the police that we can come to a more satisfactory situation for all concerned including the village community as a whole.

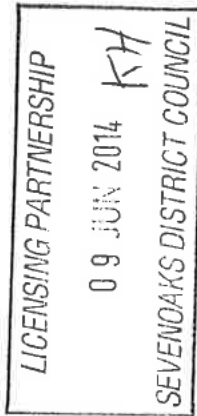
Your sincerely Mr L Williams

Sorry for previous email sent in error

14/01584/REVIEW  
David

**Donna Thorne**

**From:** Gaynor [REDACTED]  
**Sent:** 06 June 2014 21:00  
**To:** Licensing; michael.fallon.mp@parliament.uk  
**Subject:** Portobello Pub, West Kingsdown



To whom it may concern,

I am saddened, shocked and outraged with the current situation regarding The Portobello Pub in West Kingsdown.

Since Mr Steve Powell and Mrs Charmaine Powell took it over approximately 4 years ago they have changed it from a grotty & rough pub, (which I wouldn't dream of drinking in, let alone take my family and children to) to a lovely & welcoming family orientated village pub. They both work extremely hard to make it a success. They involve themselves in many various charity's. They not only host many events free of charge, they also take it upon them selves to independently come up with money raising ideas/days. They happily choose to support local charity's too. They more than put themselves out on a very regular basis, for which all of there customers & the community appreciate and admire. They go above and beyond.

We, my family & lots of our friends regularly frequent The Portobello Pub. I have recently spoken to many of them and we all agree on the following points. Not one of us has ever witnessed any fighting or trouble whilst there (because if we did we certainly wouldn't return would we?). We all love & appreciate what Steve & Charmaine do for our community. They bring us all together regularly with family fun days, charity events, entertaining tribute nights etc.....

If they left the pub it would leave a huge whole within the local community for hundreds of us.

We think they are being treated unfairly and many of us are shocked to core by recent events.

They are a lovely, hard working family who make a massive input to our community.

I've never written an email/letter like this before but I feel so passionately and strongly about it (as do all of our family & friends), I am contacting you on behalf of many of us.

I look forward to your reply.

Regards

Gaynor Magee

Sent from my iPad

**Leeann Leeds**

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**From:** Emma King [REDACTED]  
**Sent:** 03 June 2014 14:48  
**To:** Licensing  
**Subject:** URGENT The Portobello Inn

To Whom it may Concern

I have worked at The Portobello Inn on and off over the last fifteen years and have never seen such good management then I do with Steven and Charmain.

I am a single parent with three young children, I would never have thought about taking my children to a pub until Steven and Charmain took over the Portobello but now as well as working there i regularly visit the pub socially with my family as I feel it is such a safe, family environment.

If Steven and Charmain do not get their license back not only will one family be losing their livelihood and their home, but Myself and my family will suffer as well. The hours I work fit in around my child care arrangements and I would struggle to find a similar arrangement. I hope you are bearing this all in mind when you make your decision.

Mrs Emma king

Sent from my iPhone

## Agenda Item 4

### Leeann Leeds

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**From:** Nichola Clark [REDACTED]  
**Sent:** 02 June 2014 14:50  
**To:** Licensing  
**Subject:** Portobello Inn - licence suspension disgrace

It was with great sadness that I discovered on Friday that the licence for The Portobello Inn had been temporarily suspended due to an incident that took place at the Kebab van outside the car park of the pub. The kebab van is not in the pub car park, it is situated in the bus stop and has its own licence given to it by the council which has nothing to do with the pub. The incident had nothing to do with the pub and it is grossly unfair that they have been punished for someone else's actions.

I have lived in the area for a long time and I can honestly say that the current landlady and her family are the best people I have known to run the establishment in a very long time. They have turned an unwelcoming and cold pub into a warm, friendly and family orientated place to go for villagers and passers by. They have worked incredibly hard and do an incredible amount of good work for the village, varying from allowing parents to park in their car park for school, to raising lots of money for various charities including a local family whose daughter has leukaemia. They have organised several 'fun days' for charity and are a well respected and loved family in the community.

I have no problem at all in taking my children into the pub because it is such a family orientated pub, having two children of their own, one of which goes to the local school, they understand how important it is to be able to take your children to a warm, friendly and safe place as part of a life learning skill to learn how to interact with different ages and different people. The regulars that go to the pub have become almost like a family and if anyone needs help there is always someone that will pop round and fix things or lend a helping hand. In fact the landlord himself took it upon himself to help a gentleman that had a puncture outside, he had no money and no phone to get help and the landlord took the wheel off, gave the gentleman a lift to get a tyre and fixed the wheel back on for him. That's not an irresponsible person in my view.

If the Portobello Inn is to lose its licence this would be a great shame and a lot of families in West Kingsdown would be left with nowhere to go, have you been in the Gamecock????? I certainly would not take my children in there and hope that they never go in there when they are old enough to drink. Whilst on the subject of the Gamecock, I find it very interesting that when two young ladies were viciously attacked outside the gamecock on Christmas Eve by two customers, nobody was even interviewed and certainly they did not have their licence suspended, how is that fair?.

Lastly I would like to clarify that I have never known the Portobello to call the police over any incident because there just aren't any. It's a lovely, warm, friendly place and the family that run it are hard working fantastic people and do not deserve such stress, and incidentally neither do the poor staff that will be forced out of a job.

In this day and age with pubs closing every day it is clear that it is no longer a business that earns a fortune like they used to. We need a good family pub in the village as it is so difficult to get transport out of the village and the Portobello is that place. Like I said if you've been into the gamecock you would understand. I am by the way an ex landlady myself and I'm very impressed with what a great job they do at the Portobello.

N.Ledger  
[REDACTED]



Sent from Samsung tablet

## Agenda Item 4

-----Original Message-----

From: Sue Welsh [REDACTED]

Sent: 02 June 2014 13:04

To: Licensing

Subject: Portobello inn

We were amazed to find the portobello Inn has been closed by the licensing authority. We have used this Inn on a regular basis & we have always found it to be very friendly family pub with equally friendly regulars. We are happy to take our young grandchildrento the Portobello knowing that the enclosed garden is a safe place for them to play & that they are welcome & well catered for in the pub.

Sue Toomey

[REDACTED]

Sent from my iPhone

**Kerry Holloway**

---

**From:** Michelle Keenan <[REDACTED]>  
**Sent:** 02 June 2014 15:53  
**To:** Licensing  
**Subject:** The Portobello Inn

To Whom it may concern

I am writing to you regarding the recent suspension of the license held by the land lady of The Portobello Inn, West Kingsdown.

West Kingsdown is a small village and exists as a strong knit community. Since Steven and Charmain have taken over the Portobello it has become the heart of our community. A pub is only as good as it's land lord or lady and luckily The Portobello has the best. They hold a very public presence and are involved in all community projects, regularly hosting such events. They help out at local school and church fairs by donating raffle prizes. The local football team hold their annual presentation at the premises. They were heavily involved in the organising of a charity fundraiser for a local girl with cancer and have held many fundraisers at the pub for various different charities.

I regularly take my two young children into the Portobello as it is a safe, relaxed, family environment. I have never been witness to any violence, day or night. Steven and Charmain regularly put on events especially for children and welcome families in. I would like to point out here that I would never dream of taking my children into the other pub in the village as I have been witness to far too many unsavoury incidents in that establishment.

I have lived in West Kingsdown all of my life, my father and grandmother the same we are proud of our little village and by suspending their licence you are not just punishing Steven and Charmain but the village and our community as a whole.

I hope this email gives you some reflection of the presence Steven and Charmain have in the village and the good that they do for the community spirit, which although dying in many places is still very strong in West Kingsdown.

Thank you for taking the time to read my email.

Yours Sincerely  
Michelle Keenan

Sent from my iPhone

## Agenda Item 4

### **Kerry Holloway**

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**From:** Peter Jackson [REDACTED]  
**Sent:** 02 June 2014 16:05  
**To:** Licensing  
**Subject:** Portobello inn public house

Dear Sevenoaks licensing department.

I am a long standing patron of the Portobello inn located in west kingsdown, which at this present time is closed, I do not wish to argue the why's and wherefores of how the licence for the premises has been removed I just wish to inform you of my own position.

I do not live in Westkingsdown I live in [REDACTED] I pass seven public houses to get to the Portobello every friday for the last twenty so years, and i now on the odd occasion take my children with me, you may ask yourself why I would choose to do this when it would be so much easier to visit a much closer public house. The answer is simple, I feel safe at the Portobello, I feel that my children are safe also, the landlord is a family man and so am I, any other local pub has such a reputation, or are so uninviting that I would rather stay at home. Steve and charmain have been fantastic managers of the Portobello, and I'm sure the reinstatement of the licence would not only prove beneficial to the local community but to myself and others who travel the distance to have peace of mind that their safety and comfort is paramount.

Yours P.Jackson

**Kerry Holloway**

---

**From:** Lisa Watson [REDACTED]  
**Sent:** 03 June 2014 12:23  
**To:** Licensing  
**Subject:** URGENT Potobello inn hearing

I was very shocked when finding out the portobello inn have had there licence suspended which seems to be due to ONE incident that happened in the car park involving the burger van which the council allow to trade there. I have used the portobello for many years now and I have never experienced any trouble or any need for the police to visit. I use the pub with my young and elderly relatives we find they cater for all including fun children's days and lots of good charity fund raising days. I have never felt unsafe and I find it to be a well run establishment from the owners and all their staff. I find it a real shame and disappointment that you feel the need to take away a vital part of the local community and our village due to this one incident.

Mrs Lisa Watson

## Agenda Item 4

### Leean Leeds

---

**From:** Sean Attard [REDACTED]  
**Sent:** 05 June 2014 21:54  
**To:** Licensing  
**Subject:** Portobello Pub

I been drinking with my family in Portobello since Charmaine and Steve took over , being in a remote area I take my kids to all events that Portobello got to offer which my kids love such as , charity events , fun days,easter hunts, follow Santa and many many more , this is one off the only pub I feel comfortable taking my kids because it's a family orientated pub . It will be a shame to close this pub because off an incident that happen outside not relating to the pub , This is only effecting us loyal people and our families and taken away the West Kingsdown Community meeting point where we all socialise safely with our kids and friends .

Sent from my iPhone

Agenda Item 4

LICENSING PARTNERSHIP  
06 JUN 2014  
SEVENOAKS DISTRICT COUNCIL

14/01584/REVIEW

**Leeann Leeds**

---

**From:** Mandy Lucitt [REDACTED]  
**Sent:** 05 June 2014 19:17  
**To:** Licensing  
**Subject:** Portobello inn

To whom this May concern

I am writing this email to voice my opinion ,I have lived in west kings down for 30 yrs ,and have used the portobello pub over the years ,but Steve and Charmaine have been the best land lords ,over the last 4 yrs ,not only have they been great hosts they done loads charity work ,for my granddaughter and the royal marsden hospital where she's being treated ,and also for a young boy that died in this village many years ago ,to keep his name alive ,not just the thousands of pounds they have raised ,but also there friendliness there hospitality and how much the pub as change into a family pub ,I really can't get my head around that a incident that took place out side as anything to do with them ,your restrictions that you put on this pub have not only ruined a family but ruined a family community ,I really want to no if this incident took place out side why didn't u put restrictions on the other business around them ,why did you just choose the portobello ,the police never get called to the portobello !THIS IS OUR VILLAGE FAMILY RUN PUB.

Mandy



**Leeann Leeds**

---

**From:** Mandy Lucitt [REDACTED]  
**Sent:** 05 June 2014 19:17  
**To:** Licensing  
**Subject:** Portobello inn

To whom this May concern

I am writing this email to voice my opinion ,I have lived in west kings down for 30 yrs ,and have used the portobello pub over the years ,but Steve and Charmaine have been the best land lords ,over the last 4 yrs ,not only have they been great hosts they done loads charity work ,for my granddaughter and the royal marsden hospital where she's being treated ,and also for a young boy that died in this village many years ago ,to keep his name alive ,not just the thousands of pounds they have raised ,but also there friendliness there hospitality and how much the pub as change into a family pub ,I really can't get my head around that a incident that took place out side as anything to do with them ,your restrictions that you put on this pub have not only ruined a family but ruined a family community ,I really want to no if this incident took place out side why didn't u put restrictions on the other business around them ,why did you just choose the portobello ,the police never get called to the portobello ITHIS IS OUR VILLAGE FAMILY RUN PUB.

Mandy

## Agenda Item 4

### Leearn Leeds

---

**From:** CLARK, Nichola [REDACTED]  
**Sent:** 05 June 2014 11:54  
**To:** Licensing  
**Subject:** URGENT Portobello Inn - West Kingsdown

I am utterly disgusted at the unfair treatment of a very hard working and well respected couple and their innocent family.

Your decision to suspend the licence for the premises was bad enough but the rules that you have now implemented on the land lady and her husband are both unfair and completely impossible to abide by.

- Firstly you were very aware that this is a family orientated pub with 80% of the customers being families, by stopping children being able to be in there after eight o'clock you have stopped those families from being able to sit in the garden or watch the football, personally the Portobello is the only pub that I would feel safe to take my children to at that time of night.
- To monitor the smoking shelter is a strange thing but to monitor the toilets every 15 minutes is going to be very difficult for them, how do the male bar staff or land lord check the ladies? Also visa versa? I for one as a customer do not feel very comfortable being watched at every move I make.
- I understand that you have also implemented the either one of them have to in the bar at all times when the pub is open. As you are aware they have two small children, how are they supposed to have any family time? How do they have family meals? If one of them has to go out, how will the other one collect their children from school and nursery? They will be forced to close the premises every time they need to go out for something.

I have been a frequent customer of the Portobello for the whole time that Charmain and Steve have been there and I can honestly say that I have never once known them to have to call the Police to any incident, I'm not saying that there has never been any arguments in the premises because that would be ridiculous but what small amount of incidents there have been have always been dealt with properly and quickly and the cause removed from the premises if needed.

I have watched them work incredibly hard and turn the Portobello from a bit of a joke into a flourishing, family run, family orientated place that I'm sure anyone would be happy to take their family to. I have witnessed them raise thousands for charities, have family fun days, give lifts home to customers, give prizes for local events, do things for the children at their own cost, they even shared their wedding day with us all and our families.

By forcing them to abide by these rules I'm sure you will be forcing them out of a job and a home. Not only them but their lovely staff will be out of work and their customers will be lost without them, I'm sure someone else would take over the pub but would never live up to the wonderful family that run it now.

This affects far more than the family that live and work there, for example there is an elderly gentleman that goes in there for a drink most afternoons to get out of the house, he loves a chat and a bit of banter with the staff and some of the other customers (myself included). Another gentleman had moved into the area with his wife who sadly became seriously ill, he nursed her for two years until she sadly passed away, he also comes into the pub for a chat several times a week, that pub is his lifeline to the world outside of his home and he would become very lonely I'm sure with the Portobello.

I would like to say that the event that took place outside the kebab van on 23<sup>rd</sup> May was nothing to do with the pub at all, the man at the kebab van who was supposed to have been severely injured and scared to come back, has already asked to come back, surely he cannot be that afraid. He was also back at the pub the next morning clearing up the mess, that doesn't seem like a scared severely injured man to me!!

## Agenda Item 4

Lastly I would like to say that the young man [REDACTED] has been portrayed to be rude, unhelpful and drunk on the evening of the incident, I cannot say if he was drunk because I wasn't there, however I can tell you that [REDACTED] is a very mature, sensible and polite young man and I find it incredibly hard to believe that he would be any of the things listed above, he is the sort of boy that you'd be happy for your daughter to marry.

I can only hope that this letter will help the court to revise the conditions that have been placed on the Portobello Inn as a big part of the community will be lost if the land lady, land lord and their family are forced out. The other public house is NOT somewhere that anyone I know would be prepared to take their children and certainly wouldn't feel safe going in there on my own like I do in the Portobello.

Yours hopefully

N.Clark

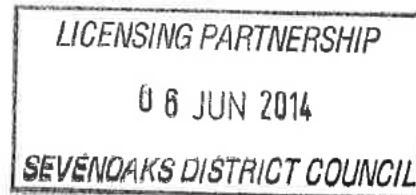
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14/01584/REVIEW

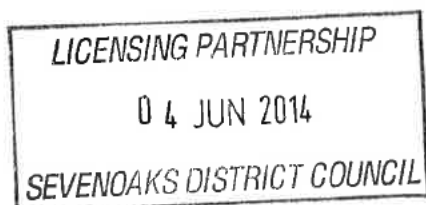
**Janet Lockie**

---

**From:** patrick hurley [REDACTED]  
**Sent:** 03 June 2014 17:04  
**To:** Licensing

Dear Sir/Madam, I was in the Portobello pub on the night of 16thMay. I or people I was with did not hear or see any trouble in the pub and only new something was wrong when we saw blue lights outside. I have used the Portobello for thirty five years and reason I go in there is that it is a friendly family pub and rarely get trouble. I think it will cause hardship to older people like myself and friends who can just about walk up there and do not want to go other drug fuelled places. I do not know why some people are trying to put down the Portobello unless its for self interest. I ask you to reopen the Portobello as soon as possible so my friends and I can have a live or whats left of it.

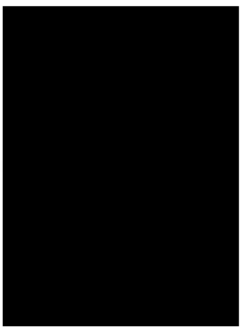
yours faithfully PATRICK HURLEY



**Kerry Holloway**

---

**From:** Harriet Cook [REDACTED]  
**Sent:** 03 June 2014 15:03  
**To:** Licensing  
**Subject:** Urgent Letter to Licening Authority



[Licensing@sevenoaks.gov.uk](mailto:Licensing@sevenoaks.gov.uk)

3<sup>rd</sup> June 2014

Dear whoever it may concern

I am writing to you regarding the recent suspension of the licence held by The Portobello Inn, West Kingsdown, Sevenoaks, Kent TN15 6JB.

Having lived in West Kingsdown all of my 27 years I must say it has come to a big shock for all us locals for the Portobello Inn's Landlords Steven and Charmaine to have had their licence suspended.

Where I cannot comment on this specific instance I must draw it to your attention that myself and my Sister, [REDACTED] were attacked in an unprovoked attack on Christmas Eve by punters of the Gamecock pub whilst walking past on our way home. As we were walking past the pub we were attacked by two Gamecock local men, with the Landlady witnessing the attack. We spent Christmas morning in Darenth Valley Accident and Emergency and whilst my physical scars have mended my Sister is still ongoing treatment for two missing teeth and a badly broken nose, she has had two surgeries and will need more to fix her teeth and nose, and unfortunately the mental scars for both of us will probably take many more years to heal.

Whilst chargers were bought against the culprits were dropped due to death threats against our family, Kent Police can confirm this attack. This was a direct attack by two men on two females witnessed by the landlady yet no repercussions were brought on towards The Gamecock.

I, and many villagers, find it hard to understand why you have decided to suspend the licence of two very popular local village landlords yet allow attacks by other pub punters to go unnoticed, and I was wondering whether you could justify this for me? It does not give me confidence in the licensing system's policies and procedures when incidents happen.

I would also like to provide a character witness for The Portobello Inn, and Steven and Charmaine. The Portobello Inn is an incredibility friendly, family orientated pub and having been a local there for many, many years, I have never witnessed any violence or felt The Portobello Inn's atmosphere to be anything but relaxed and friendly. The landlords are heavily involved in charity work, holding annual golfing tournaments amongst other things. There is a

## Agenda Item 4

strong sense of community drinking at The Portobello Inn, much needed during these times. I think to punish two hard working Landlords for the actions of others is incredibly unjust, these are trying times for all businesses and we locals would not like to see Steven and Charmaine struggle or have to sell due to this licence suspension.

As you probably well know the World Cup is fast approaching and I would very much like The Portobello to be open in time, and I have already made plans with my friends and family to celebrate with a few drinks at The Portobello Inn for my Birthday next week which will have to be cancelled.

By suspending Steven and Charmaine's licence you are not only punishing them, but punishing this village community as a whole.

I do hope you reconsider and I look forward to hearing from you.

Yours faithfully

**HSCOOK**

Harriet Cook



Harriet Cook  
PA to the Directors  
0207 725 0885  
[theprivateclinic.co.uk](http://theprivateclinic.co.uk)



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Sutton  
Downs Road, Sutton  
Surrey SM2 5PT  
Tel 020 8770 0229

Email [charity@royalmarsden.org](mailto:charity@royalmarsden.org)  
Website [www.royalmarsden.org](http://www.royalmarsden.org)



17<sup>th</sup> February 2014

Portabella Inn  
West Kingsdown

Dear Steve and Charmaine,

We are writing to thank you both so much for allowing the use of the Portabella Inn for a Charity Fundraising event to benefit our young patients on the Children's Ward at The Royal Marsden Hospital.

The event was a huge success and raised lots of funds to purchase much needed items for the Children's Unit which were very well received by our young patients and brought lots of smiles and excitement all round.

On behalf of the staff and children here at the Royal Marsden Hospital, we are delighted to present Portabella Inn with a certificate in recognition of your tremendous support.

With our very best wishes.

Yours sincerely,

The Play Specialists  
Royal Marsden Cancer Charity

## Agenda Item 4

Chelsea  
Fulham Road  
London SW3 6JJ  
Tel 020 7808 2233

Sutton  
Downs Road, Sutton  
Surrey SM2 5PT  
Tel 020 8770 0279

Email [charity@royalmarsden.org](mailto:charity@royalmarsden.org)  
Website [www.royalmarsden.org](http://www.royalmarsden.org)



17<sup>th</sup> February 2014

**Portabella Inn  
West Kingsdown**

Dear Supporters,

We are writing to thank Mandy, Keran, Veronica and Jodie so much for organising a Charity Fundraising to benefit our young patients on the Children's Ward at The Royal Marsden Hospital.

Thank you too for the amazing supply of toys that you donated as words cannot express how grateful we are for your generosity – we truly do appreciate everyone's kindness, as do all the staff on the Children's Ward and you will be pleased to know that these gifts were very well received by all the children on the ward, bringing lots of smiles and excitement all round.

On behalf of the staff and children here at the Royal Marsden Hospital, we are delighted to present Portabella Inn with a certificate in recognition of your tremendous support.

With our very best wishes.

Yours sincerely,

**The Play Specialists  
Royal Marsden Cancer Charity**





This certificate has  
been awarded to

**Portabella Inn**

on

**17<sup>th</sup> February 2014**

for generously supporting





This certificate has  
been awarded to

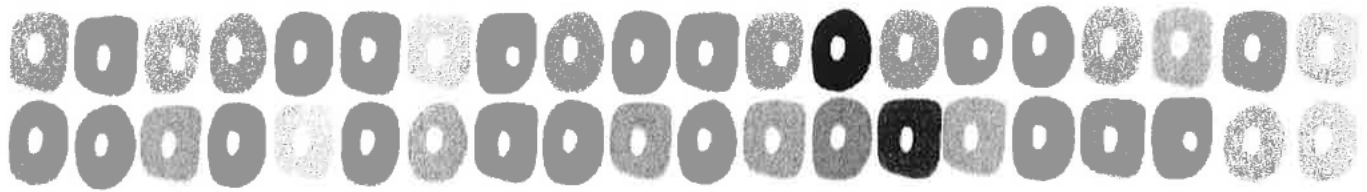
**Steve & Charmaine**

on

**17<sup>th</sup> February 2014**

for generously supporting





This certificate has  
been awarded to

**Charmaine**

on

**29<sup>th</sup> April 2014**

for generously supporting



## Agenda Item 4

Chelsea  
Fulham Road  
London SW3 6LL  
Tel 020 7808 2233

Sutton  
Downs Road, Sutton  
Surrey SM2 5PT  
Tel 020 8770 0279

Email [charity@royalmarsden.org](mailto:charity@royalmarsden.org)  
Website [www.royalmarsden.org](http://www.royalmarsden.org)



29 April 2014

Keran & Veronica



Dear Keron & Veronica,

We are writing to thank you both along with Mandy, Charmaine, Steve, Jodie & Gemma so much for Fundraising to benefit our young patients on the Children's Ward at The Royal Marsden Hospital.

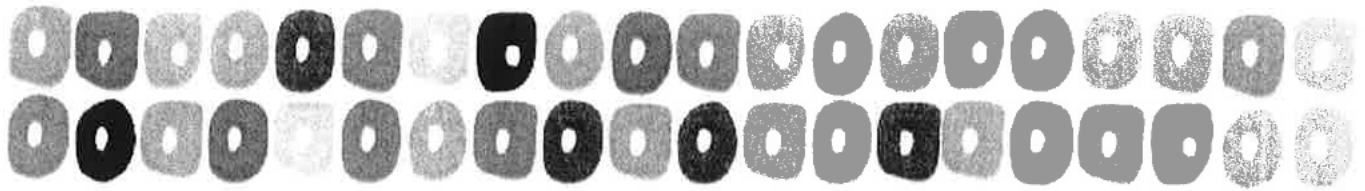
We truly do appreciate everyone's kindness, as do all the staff on the Children's Ward. Your continued support is overwhelming. The gifts that were purchased for the children have brought lots of smiles and will be sure to bring hours of play, making their stay more comfortable.

On behalf of the staff and children here at the Royal Marsden Hospital, we are delighted to present you all with a certificate in recognition of your tremendous support.

With our very best wishes.

Yours sincerely,

The Play Specialists  
The Royal Marsden Hospital



This certificate has  
been awarded to

**Steve**

on

**29<sup>th</sup> April 2014**

for generously supporting



We have only known Steve Powell and his family for about a year. They have welcomed us into their pub and made us feel very comfortable. We have made many friends through coming to the pub and we feel that not removing their licence would have a huge affect on the local community and also any one that travels after like ourselves. We travel from [redacted] to enjoy the company of all who are at the pub as its a very friendly, friendly pub and all are welcome. They arrange lots of family events and include all the community and it would be a great loss to West Wymondley to lose a great pub with a great landlord and family.

Sally + Neil Beckett + Aaron Beckett.



Steve Powell & Charmaine are lovely people who welcome anyone into their place and home. They are very special people. We have had a family from outside of [redacted] to the Parkville man to enjoy the company of Steve and his partner & family. I feel very comfortable in their company, with their family values and hospitality. The parkville will not be the same without them. All our friends and family that we were united to the parkville raise their fist, uncomfortable or unwelcome or intimidated or threatened.

Steve Rothens

[redacted]

Tel

[redacted]

We moved out of the village 10 years ago, we still come back to visit regularly. We have had many good times there and find it a very family friendly pub.





A nice Family Pub.

C. SHERT



Agenda Item 4

I have been coming here for the past 5 years with our churche and always found it a very family friendly pub.

Mrs D Welsh



This is the only good Pub with a decent  
Pool table left! Its a family orientated  
pub and a wonderful environment  
P. Robinson & Deastgate,


I have only used this pub recently over the last 6 months. I ~~love~~ enjoy time that I spend in the pub with the friendly locals & landlord and landlady. ~~I~~

Lauren Prodnick



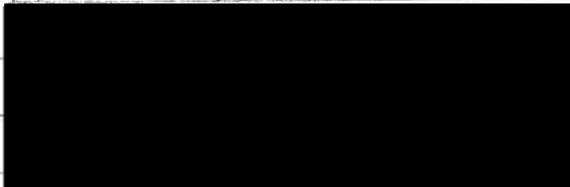
I have lived in the village for 14 years, it is  
A very friendly Atmosphere. At the Portobello Inn, I have known  
Steve + chairman for 3 years + they are very friendly  
people to be with, the Portobello Inn is A very nice place  
and I feel very comfortable here with both friends +  
family, the Atmosphere is very nice to be around, it would  
be very sad to see the pub close down + see Steve +  
chairman sadly go.

Lee Edwards



We are a young family who have lived in the village for over 10 years now & have always felt out of the two pubs in this village The parrotella is by far the best for us as a family its a very family orientated place to come with our two young children everyone is very nice here Mr & Mrs Powell have done a very good job here in keeping the community together with lots of different events especially for charity's always keeping everyone entertained. We would definitely feel it such a shame if this pub was to close after all the hard work they have put into running this pub as its such a welcoming pub thanks to our lovely friends Steve & Charmain Powell.

Clare Allard



I met Steve & Charmaine 1 year ago  
A I never met, ever met such nice people  
they make you feel welcome, loved & we have  
even taken them away with us  
They serve a purpose to this small  
community & welcome everybody including  
families & children old & young  
This purpose would be lost without them  
The portobello would be the same again.

LISA MICLER.



We are the Clark family and we as family have lived in the village for over 20 years. I have seen so many landlords running ~~the~~ the portobello pub, by all means Steve and Charmain are the ones to try the hardest to get the community together by organising charity & ~~the~~ community events which has been noticed and talked about within the village. It will be a great shame to loose the friendliest and welcoming pub where the locals of West Kingsdown meet with friends and families where I have been brought up and made good friends within the village.

Paul Clark



We are a local family that have lived  
in West Kingsdown for over 40yrs,  
We have also felt very welcome + safe  
in the portobello inn where we feel  
very comfortable taking our young family.  
In our opinion it is a very safe  
and well run establishment.

MR + MRS Watson



we moved into the village 10 years ago, there has been a few people that have run the Portobello Inn, Steve & Charmain are by far the best.

I wouldn't expect anything else from a pub, they provide for the old and young, when it's Christmas, Easter or your kids birthday, they do everything to accommodate. we feel safe and happy as all the customers do!

Andrew Lewis



I have been drinking in the Portobello for many years & have grown up in West Kingsdown with the choice of 2 local pubs. The Portobello is a family friendly establishment which welcomes locals & new comers alike. It is a safe & enjoyable place to drink & it is a great disappointment that it's licence has been revoked due to disrespectful youths who have come from another pub. The Portobello is well-known as a safe, friendly & welcoming pub & it is a truly unjust reason for which the licence has been revoked. Lake Smith - [REDACTED]

#### Agenda Item 4

I have been drinking in the Portobello for many years and have had the pleasure of being able to take my children there with me. It is a friendly, fun, family run pub of which I am glad to be able to say that I have always been warmly welcomed and have always felt extremely safe in, myself, my husband and my children have never felt threatened or worried about being there and will be lost without it. Nicola Clark, [REDACTED]

Lovely Couple with Family for the Village  
Highly thought of in the Village.  
Nice place to bring the family.  
C. Brooks [REDACTED]

#### Agenda Item 4

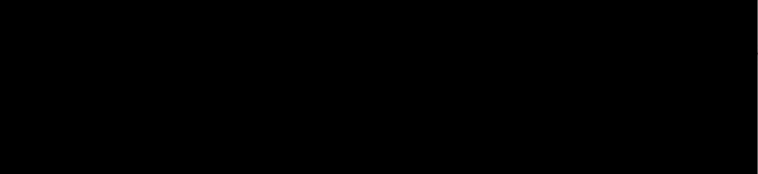
I have been drinking in the portobello with my friends since was 18, this establishment has been friendly and welcoming to regular and new customers.

Steve and Charmain have given this pub a brilliant reputation and image, doing this through charity events and helping the community. The bar staff are welcoming and friendly.

Being shut has had a massive impact on the community and customers.

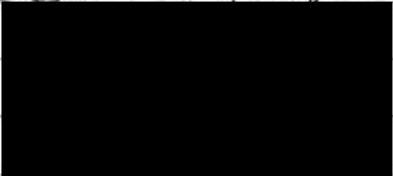
Steve and Charmain are not just the landlords they are also our friends.

M Healey



The Fortobello Inn is a great place to have a good time with family and friends - with not many great pubs like this around - it would be a real shame for pub to be closed down

As a family member to Steve and Charmain I think it would be a shame to shut a lovely location for family & friends



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**LICENSING HEARING**

Minutes of the meeting held on 30 May 2014 commencing at 10.30 am

Present: Cllrs. Ayres, Mrs. Ayres and Mrs. Morris

Also present PC 9923 M Beresford - Kent Police Representative  
Ms. S. Le Fevre - Objector's Legal Representative  
Mr. G. Liyanage - Objector  
Mrs. C. Powell - Objector  
Mr. S. Powell - Objector  
Mrs. L. Leeds - Licensing Officer  
Mr. L. Roberts - Legal Advisor  
Mr. D. Lagzdins - Democratic Services Officer

1. Appointment of Chairman

Resolved: That Cllr. Mrs Morris be appointed Chairman of the meeting.

2. Declarations of interest

Cllr. Ayres declared that he was a former policeman and collected a police pension.

3. Exclusion of Press and Public

Resolved: That, under section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting when considering Appendix A of the following report, on the grounds that likely disclosure of exempt information is involved as defined by Schedule 12A, paragraph 7 (Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime).

4. The Portobello Inn, London Road, West Kingsdown, TN15 6JB

(Exempt Information Schedule 12A paragraph 7 Local Government Act 1972)

The Hearing gave consideration to a report by the Chief Officer Environmental and Operational Services giving details of an application under Section 53A of the Licensing Act 2003 for a summary review hearing. Accordingly the application had been referred to the Sub-Committee as the licensing authority for consideration of whether interim steps were necessary pending a review of the premises licence.

The Hearing heard from the applicant and asked questions. The Hearing heard from the legal representative for the Premises Licence Holder and asked questions.

At 11.42 the Hearing Members withdrew to consider the issues raised. The Council's Legal Adviser and Democratic Services Officer were present to give legal advice and to minute the decision.

At 12.02 the Hearing Members, Council's Legal Adviser and Democratic Services Officer returned to the Council Chamber.

## Agenda Item 4

### Licensing Hearing - Friday, 30 May 2014

It was unanimously -

Resolved: That the Committee is satisfied on the basis of the information given in the application that on the day of the incident 23 May 2014 the supervision of the premises was not sufficient and that this contributed to the serious incident that occurred. Given the seriousness of the incident, suspending the licence in the interim is proportionate and necessary.

THE MEETING WAS CONCLUDED AT 12.04 pm

Chairman

LICENSING ACT 2003 – Section 53A

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**Notice of determination of interim steps following an application for a summary review of a premises licence**

**To:** Chief Officer of Police for the Kent Police area

**Of:** Maidstone Police Station, Palace Avenue, Maidstone Kent

**Ref:** 11/00696/LAPRE

Sevenoaks District Council being the licensing authority, on 28 May 2014 received an application for the summary review of a premises licence in respect of premises known as The Portobello Inn, London Road, West Kingsdown TN15 6JB.

On the 30 May 2014, within 48 hours of receipt of the Chief Officer's application, a hearing was held to consider whether it was necessary to take interim steps, and having considered it the Council have determined as follows:

**To suspend the premises licence**

**For the following reasons:**

The Committee is satisfied on the basis of the information given in the application that on the day of the incident 23 May 2014 the supervision of the premises was not sufficient and that this contributed to the serious incident that occurred. Given the seriousness of the incident, suspending the licence in the interim is proportionate and necessary.

The interim steps are effective from 30 May 2014.

Dated: Signed .....

Chairman – Licensing Hearing

Signed .....

Designation – Licensing Officer

Please address any communications to:

The Licensing Partnership  
Council Offices  
PO Box 182  
Argyle Road  
Sevenoaks  
Kent TN13 1GP

**Note: Representations against the interim steps may be made to the above address and a further hearing held within a further 48 hours pursuant to Section 53B(6).**

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**LICENSING HEARING**

Minutes of the meeting held on 4 June 2014 commencing at 10.30 am

Present: Cllrs. Abraham, Clark and Walshe

Also present PC9923 M Beresford - Kent Police Representative  
PS9923 G Brimson - Kent Police Representative  
Mr. M. Phipps - Applicant's Legal Representative  
Ms. Y. Gell - Applicant  
Mrs. C. Powell - Applicant  
Mr. S. Powell - Applicant  
Mrs. L. Leeds - Licensing Officer  
Mr. L. Roberts - Legal Advisor  
Mr. D. Lagzdins - Democratic Services Officer  
  
Cllr. Mrs. Morris - SDC Councillor

The meeting commenced at 10:45 to facilitate on-going discussion between the Premises Licence Holder and the representatives from Kent Police.

1. Appointment of Chairman

Resolved: That Cllr. Walshe be appointed Chairman of the meeting.

2. Declarations of interest

There were none.

3. Exclusion of Press and Public

Resolved: That, under section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting when considering Appendix A of the following report, on the grounds that likely disclosure of exempt information is involved as defined by Schedule 12A, paragraph 7 (Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime).

4. The Portobello Inn, London Road, West Kingsdown, TN15 6JB

(Exempt Information Schedule 12A paragraph 7 Local Government Act 1972)

The Hearing gave consideration to a report by the Chief Officer Environmental and Operational Services giving details of an application under Section 53A of the Licensing Act 2003 for a summary review of the premises licence. On 30 May 2014 a meeting of the Licensing Sub-Committee had taken the interim step to suspend the premises licence pending the full review. A representation had been received by Sevenoaks District Council on 2 June 2014 made by the Premises Licence Holder against that interim step. Accordingly and under Section 53B of the Licensing Act 2003 the interim steps had been referred to the Sub-Committee for consideration.

## Agenda Item 4

### Licensing Hearing - Wednesday, 4 June 2014

An operating schedule proposed by the Premises Licence Holders was tabled for the consideration of the Hearing.

The Hearing heard from the representative from Kent Police and asked questions. The Hearing heard from the legal representative for the Premises Licence Holder and asked questions.

At 12.07 the Hearing Members, withdrew to consider the issues raised. The Council's Legal Advisor and Democratic Services Officer were present to give legal advice and to minute the decision.

At 12.47 the Hearing Members, Council's Legal Advisor and Democratic Services Officer returned to the Council Chamber.

It was unanimously -

Resolved: That the additional conditions as set out in the Notice of Determination attached as an appendix to these minutes be added to the premises licence.

Notice of Determination

THE MEETING WAS CONCLUDED AT 12.49 pm

Chairman

LICENSING ACT 2003 – Section 53B

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**Notice of determination of interim steps following an application for a summary review of a premises licence**

**To:** Chief Officer of Police for the Kent Police area  
**Of:** Maidstone Police Station, Palace Avenue, Maidstone Kent  
**Ref:** 11/00696/LAPRE

Sevenoaks District Council being the licensing authority, on 28 May 2014 received an application for the summary review of a premises licence in respect of premises known as The Portobello Inn, London Road, West Kingsdown TN15 6JB.

On 30 May 2014, within 48 hours of receipt of the Chief Officer's application, a hearing was held to consider whether it was necessary to take interim steps and a Notice of Determination was issued.

On 2 June 2014 Sevenoaks District Council received a representation against the interim steps taken by the Council as the Licensing Authority. Within 48 hours of receipt of the representations being received, a hearing was held to consider whether the interim steps were appropriate for the promotion of the licensing objectives and to determine whether to withdraw or modify the steps taken. Having considered these the Council have determined as follows:

**To add conditions to the Licence as follows (pending the full review hearing):**

Prevention of Crime and Disorder

A CCTV system is to be installed to an appropriate standard as agreed with the police. The premises licence will remain suspended until the system becomes fully operational.

The CCTV equipment shall be maintained in good working order and continually record when licensable activity takes place and recordings shall be kept for a period of 28 days.

The correct time and date will be generated onto both the recording and the real time image screen.

If the CCTV equipment breaks down the designated premises supervisor shall ensure the licensing authority and the police are informed as soon as is reasonably practicable. This information shall be contemporaneously recorded in the incident book and shall include the time, date and means this was done and to whom the information was reported. Equipment failures shall be repaired or replaced as soon as is reasonably practicable and without undue delay. The licensing authority and the police shall be informed when faults are rectified.

The designated premises supervisor shall ensure that there are trained members of staff available during licensable hours to be able to reproduce and download CCTV images into

## Agenda Item 4

a removable format at the request of the licensing authority or responsible authorities.

There shall be clear signage indicating that CCTV equipment is in use and recording at the premises during.

CCTV cameras shall monitor all areas used by premise patrons including any external smoking area and the car park to monitor numbers and prevent crime and disorder.

Signage must be displayed indicating that CCTV equipment is in use and recording at the premises.

An incident logbook/refusals register will be kept by the designated premises supervisor. This will be in a bound book in which full details of all incidents are recorded. This shall include details of any refused sales and shall give details of the persons involved, incident description, time and date, actions taken and final outcome of the situation. This shall be completed as soon as possible and in any case no later than the close of business on the day of the incident. The time and date when the report was completed, and by whom, is to form part of the entry. The logbook is to be kept on the premises at all times and shall be produced to a responsible authority upon request.

A written procedure will be produced and promulgated to staff to ensure the police will be called in the event that any criminal incident takes place or appears to be imminently likely to take place at the premises and staff will co-operate in any police investigation.

For any pre arranged event a risk assessment shall be prepared and provided to the police.

Either the DPS her husband or her mother to be present at all times when sales take place

The external areas are to be monitored and check sheets shall be used to confirm this is being done

### Public Safety

The designated premises supervisor shall provide training for all staff to ensure that they are familiar with the premises licence, the Licensing Act 2003 and the appropriate procedures in case of an emergency. A record of the training shall be maintained and shall be available upon request by the licensing authority or responsible authorities.

### Prevention of Public Nuisance

Notices will be displayed at all exits instructing customers to respect the needs of local residents and leave the premises and the area quietly.

Performers will be supervised to ensure the loading of equipment at the end of any event does not disturb surrounding residents.

The external area shall only be open to customers until 11pm. Adequate notices will be displayed to inform patrons of this requirement. After this time smoking only will be permitted.



The designated premises supervisor shall take all reasonable steps to ensure that patrons using the outside areas do so in a quiet and orderly fashion. Staff will regularly monitor the external area to ensure customer behaviour is acceptable.

Protection of Children from Harm

A challenge 21 policy will be used whereby any person who appears to be under 21 years of age and is attempting to purchase alcohol will be asked to provide identification. The only acceptable proof of age identification will be a passport, a photo driving licence, an EU identity card, military identification or a PASS approved proof of age card. Staff will be trained in this policy and records of the training will be kept.

Children will only be permitted on any part of the premises when accompanied by an adult and must leave the premises by 8pm, unless they are taking a table meal or attending a function when they will be permitted to stay until the end of the meal or function. This does not apply to the immediate family of the DPS.

These modified interim steps are effective from 4 June 2014.

Dated:

Signed .....

Chairman – Licensing Hearing

Signed .....

Designation – Licensing Officer

Please address any communications to:

The Licensing Partnership  
Council Offices  
PO Box 182  
Argyle Road  
Sevenoaks  
Kent TN13 1GP

**Note: There is no right of appeal to a magistrates' court against the licensing authority's decision at this stage.**

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