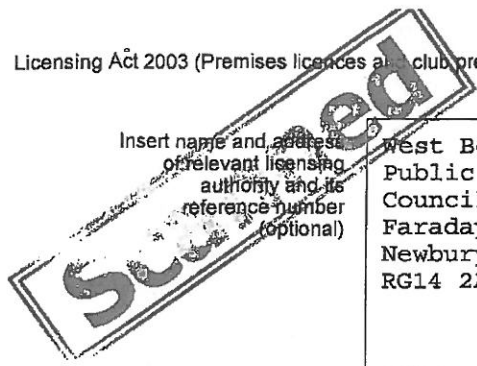


LIC4



Insert name and address of relevant licensing authority and its reference number (optional)

West Berkshire Council  
Public Protection Department  
Council Offices  
Faraday Road  
Newbury  
RG14 2AF

R/N 132875

EH & L

ESIS 02

12 JAN 2011

RECEIVED

**Application to vary a premises licence under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

**X**We McDonald's Restaurants Limited  
(Insert name(s) of applicant)

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

**Premises licence number**

09/01622/LQN

**Part 1 - Premises Details**

<b>Postal address of premises or, if none, ordnance survey map reference, or description</b> McDonald's Restaurants Limited Newbury Retail Park Pinchington Lane	
<b>Post town</b> Newbury	<b>Post code</b> RG13 1AE

Telephone number at premises (if any) 01635 529253

Non-domestic rateable value of premises £ 83,000.00

**Part 2 - Applicant Details**

Daytime contact telephone number [ ]

E-mail address (optional) [ ]

Current postal address if different from premises address [ ]

Post Town [ ]

Postcode [ ]

### Part 3 - Variation

Please tick  Yes

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

 /

If not do you want the variation to take effect from

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

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

The premises currently have a premises licence which allows the provision of late night refreshment on Fridays and Saturdays from 23:00 until 05:00 the following morning.

The proposed variation is to extend the opening hours and provision of late night refreshment on Sundays to Thursdays from 23:00 until 05:00 the following morning.

### Part 4 - Operating Schedule

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

#### Provision of regulated entertainment

Please tick  Yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)


#### Provision of entertainment facilities for:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)


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

 /

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

In all cases complete boxes N, O and P

# A

<b>Plays</b> Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

# B

<b>Films</b> Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	
Tue					
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

**C**

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

**D**

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)	Both	
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

## E

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)</b>	Indoors	
Day	Start	Finish		Outdoors	
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	
Tue					
Wed			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

## F

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)</b>	Indoors	
Day	Start	Finish		Outdoors	
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	
Tue					
Wed			<b>State any seasonal variations for playing recorded music</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

**G**

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	
Tue					
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

**H**

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment you will be providing</b>		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Mon					Outdoors
Tue			Both		
Wed			<b>Please give further details here</b> (please read guidance note 3)		
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 4)		
Fri					
Sat			<b>Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sun					

I

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the facilities for making music you will be providing</b>	
			Will the facilities for making music be indoors or outdoors or both - please tick ✓ (please read guidance note 2)	
			Indoors	
			Outdoors	
			Both	
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)	
Mon				
Tue			<b>State any seasonal variations for the provision of facilities for making music</b> (please read guidance note 4)	
Wed				
Thur			<b>Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)	
Fri				
Sat				
Sun				

J

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both - please tick ✓ (see guidance note 2)	
			Indoors	
			Outdoors	
			Both	
Day	Start	Finish	<b>Please give a description of the facilities for dancing you will be providing</b>	
Mon				
Tue			<b>Please give further details here</b> (please read guidance note 3)	
Wed				
Thur			<b>State any seasonal variations for providing dancing facilities</b> (please read guidance note 4)	
Fri				
Sat				
Sun			<b>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)	

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Mon				Outdoors	
				Both	
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

**L**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon	23:00	05:00		Both	/
Tue	23:00	05:00	<u>Please give further details here</u> (please read guidance note 3) The premises will operate as a restaurant selling food and non-alcoholic drinks for consumption on and off the premises.		
Wed	23:00	05:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	23:00	05:00			
Fri	23:00	05:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	23:00	05:00			
Sun	23:00	05:00			



# M

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the sale of alcohol be for consumption</b> please tick ✓ (please read guidance note 7)	On the premises
				Off the premises
Day	Start	Finish		Both
Mon			<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)	
Tue				
Wed			<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)	
Thur				
Fri				
Sat				
Sun				

# N

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children** (please read guidance note 8)

The premises will operate as an outlet of food and non-alcoholic drink and does not provide any adult entertainment or service that gives rise to a concern in respect of children

O

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	05:00	05:00	
Tue	05:00	05:00	
Wed	05:00	05:00	
Thur	05:00	05:00	
Fri	05:00	05:00	
Sat	05:00	05:00	
Sun	05:00	05:00	
			<b>Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)

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

Please tick ✓ Yes

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

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

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

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

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

Please see attached Operating Schedule.

**b) The prevention of crime and disorder**

Please see attached Operating Schedule.

**c) Public safety**

Please see attached Operating Schedule.

**d) The prevention of public nuisance**

Please see attached Operating Schedule.

**e) The protection of children from harm**

Please see attached Operating Schedule.

Please tick  Yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON 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

**Part 5 - Signatures** (please read guidance note 10)

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

Signature Shoosmiths .....

Date 11th January 2011 .....

Capacity Solicitor / Authorised Agent for the Applicant .....

Where the premises licence is jointly held signature of 2<sup>nd</sup> applicant (the current premises licence holder) or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature .....

Date .....

Capacity .....

**Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)**

Shoosmiths  
The Lakes

**Post town** Northampton

**Post code** NN4 7SH

**Telephone number (if any)** Direct Dial : 03700 863086

**If you would prefer us to correspond with you by e-mail your e-mail address (optional)**

## Notes for Guidance

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

## Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

## **Operating Schedule**

### General

This restaurant understands that in extending our opening hours we have a duty to the local community and that we continue to protect our staff and customers from danger and harm. We believe that the systems we have in place are robust, thorough and will, as far as reasonably practicable, secure the promotion of the four licensing objectives. It should be noted that no McDonald's restaurant within the United Kingdom serves alcohol and further none of our drinks or food are served to customers in glass receptacles.

We are eager to work in partnership with all responsible authorities to ensure the promotion of the four licensing objectives. We also seek to work with the local communities, whom we serve, in achieving a successful cohesion between our business operations and our neighbours.

### Prevention of Crime and Disorder

This restaurant is keen to work in partnership with the local police force to prevent crime and disorder.

McDonald's operates a robust CCTV Policy to ensure compliance with Data Protection Legislation and to assist the Police with the prevention and detection of crime. At all stores where CCTV is in operation appropriate signage reflecting this information is displayed.

McDonald's operate digital motion activated CCTV systems where images are retained on a hard drive system. The CCTV equipment will be of a standard suitable to record images of a proper quality, it will meet the industry standard and will have Kalagate Certification. As part of the digital system an alarm will sound if the equipment is faulty or not recording, thereby alerting management for the need to intervene. The CCTV system is regularly serviced by qualified maintenance technicians.

Access to the CCTV system will be provided to Police Officers at their request.

At this restaurant all shift running managers have safety and security training.

### Public Safety

This restaurant has safety systems in place to protect the safety of customers and staff at all times. These systems are regularly reviewed and updated where appropriate. In line with current legislation all our restaurants are routinely inspected by the local Environmental Health Office and we work with them and the local Fire Service to ensure we are complying, as far as reasonably practicable, with relevant Health and Safety and Fire Safety Legislation. This restaurant is subject to inspections from our own safety and security teams to ensure our systems are being maintained.

All of our restaurant staff are required to attend comprehensive safety training to ensure that safe working methods are adopted and all staff are trained in evacuation procedure in the event of a fire or other dangerous occurrence.

This store operates a "No Open Alcohol Containers" policy to prevent persons carrying open alcohol into the in-store area. Emergency contact mobile telephone numbers are listed in the Business Manager's office.

This restaurant is keen to work in partnership with the local Fire Service and Environmental Health Officer to ensure public safety.

### Public Nuisance

McDonald's were the first company in our sector to introduce litter patrols in the early 1980's. These patrols collect McDonald's packaging and other litter within a certain radius of the restaurant. All of McDonald's packaging displays the "Bin It" symbol to encourage our customers to deal with their waste responsibly. We are happy to act on recommendations from the Environmental Health Officer should they feel that we should extend our patrol to a nearby area, as far as this is reasonably practicable. Our pioneering stance on litter patrols has meant working on a project with DEFRA, in

which we piloted 'reducing litter caused by food on the go', a voluntary code of practice for local partnerships. A copy of which can be found at:

[www.defra.gov.uk/environment/localenv/litter/pdf/fastfoodcop.pdf](http://www.defra.gov.uk/environment/localenv/litter/pdf/fastfoodcop.pdf)

Further details regarding McDonald's commitment to reducing waste and litter nuisance can be found at the "Our World" section of the McDonald's website:

<http://www.mcdonalds.co.uk/ourworld/environment/policy.shtml>

We also have measures in place to limit noise. Our doors are self closing and we try to encourage our customers to be considerate to our neighbours and limit noise both when ordering their food and on leaving the local area.

#### The Protection of Children From Harm

McDonald's do not anticipate that children will use the restaurant in the extended hour's period covered by this licensing application. We do however take their safety extremely seriously and will continue to employ the same practices to ensure that they are protected from harm at all times when visiting the restaurant.

All of our restaurant staff are required to attend comprehensive safety training.



NWN

20/1/11

Scanned

LICENSING ACT 2003  
NOTICE OF APPLICATION FOR  
VARIATION OF A PREMISES LICENCE  
NOTICE IS GIVEN THAT McDonald's  
Restaurants Limited has applied to West  
Berkshire Council on 12th January 2011  
for the variation of a premises licence to  
use the premises at Newbury Retail Park,  
Pinchington Lane, Newbury, Berkshire,  
RG13 1AE for provision of late night  
refreshment for the sale of hot food and  
drink from 23:00 until 05:00 the follow-  
ing morning Sundays to Thursdays. Any  
person who wishes to make a representa-  
tion in relation to this application must  
give notice in writing of his/her representa-  
tion by 9th February 2011 stating the  
grounds for making said representation  
to the: West Berkshire Council,  
Senior Licensing Officer, Public  
Protection Department, Council Offices,  
Faraday Road, Newbury, RG14 2AF. A  
record of the application can be inspect-  
ed at the above address during office  
hours. Representations must be  
received by the Licensing Authority by  
the date given above. The Licensing  
Authority will have regard to any repre-  
sentation in considering the application  
that complies with the requirements of  
the Licensing Act 2003, the Regulations  
made thereunder and relates to at least  
one of the licensing objectives, being  
the prevention of crime and disorder,  
public safety, the prevention of public  
nuisance and the protection of children  
from harm.  
It is an offence, under section 15B of the  
Licensing Act 2003, to knowingly or  
recklessly make a false statement in or in  
connection with an application for a  
premises licence and the maximum fine  
on being convicted of such an offence is  
£5,000.  
Dated: 11th January 2011  
Shoemitha Solicitors

Greenham.

Parish clerk & Ward Councillors notified



# **ROYAL BERKSHIRE FIRE AND RESCUE SERVICE**



My reference: GA/JS/322919  
Your reference: EXR 130024.796

When dialling ask for: Graham Ansell  
Direct telephone line: 0118 932 2323  
Email address: [ansellg@rbfrs.co.uk](mailto:ansellg@rbfrs.co.uk)

Shoosmiths  
The Lakes  
Northampton  
NN4 7SH

**Royal Berkshire  
Fire and Rescue Service**  
Fire Safety Office  
Newbury Fire Station  
Hawthorn Road  
Newbury  
Berkshire  
RG14 1LD

Telephone: 0118 932 2323

Web [www.rbfrs.co.uk](http://www.rbfrs.co.uk)

*Chief Fire Officer*  
Iain Cox QFSM MA BSc(Hons)  
MCIPD

Thursday 13<sup>th</sup> January 2011

**LICENSING ACT 2003  
REGULATORY REFORM (FIRE SAFETY) ORDER 2005  
MCDONALD'S RESTAURANTS LIMITED, NEWBURY RETAIL PARK, PINCHINGTON  
LANE, NEWBURY, BERKSHIRE, RG14 1AE**

Dear Sir / Madam

The Fire Authority has considered your application dated 11<sup>th</sup> January 2011 and does not propose to make a representation. This should not be interpreted as meaning that the fire precautions in the premises are satisfactory. The primary piece of legislation for achieving satisfactory standards of fire safety in licensed premises is the Regulatory Reform (Fire Safety) Order 2005. This legislation requires the Responsible Person to undertake a suitable and sufficient fire risk assessment to identify the general fire precautions which need to be taken to protect relevant persons.

The Department for Communities and Local Government (CLG) has developed a set of guides which explain what you must do in order to comply with fire safety law, help you carry out a fire risk assessment and identify the general fire precautions which you should have in place. The guides are available via the following link:-

<http://www.communities.gov.uk/fire/firesafety/firesafetylaw>

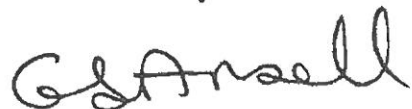
Failure to comply with the Order, irrespective of any requirements which may be imposed by the Licensing Authority in connection with your application, may result in enforcement action being taken by this Authority under the Regulatory Reform (Fire Safety) Order 2005. Your premises will be included in our risk based inspection programme and audited for compliance in due course.

Cont'd

This letter is without prejudice to the powers of the Licensing Authority and to any requirements or recommendations which may be made by enforcing Authorities under other legislation.

Any queries regarding this letter should be addressed to the person named above. If you are dissatisfied in any way with the response given, please ask to speak to the Office Manager quoting our reference.

Yours faithfully

A handwritten signature in black ink, appearing to read 'G. Ansell'. The signature is written in a cursive style with a large initial 'G'.

Fire Safety Inspector  
On behalf of Royal Berkshire Fire Authority

C.C. [Licensing@Westberks.gov.uk](mailto:Licensing@Westberks.gov.uk)

**Emilia Matheou**

---

**From:** Karen Brown  
**Sent:** 14 January 2011 13:55  
**To:** Emilia Matheou  
**Cc:** Brian Leahy  
**Subject:** Application to Vary Licence - MacDonald's  
**Importance:** High

Hi Emilia

Just to confirm that I am receipt of Application to vary premises Licence No: 09/01622/LQN. I would just like to confirm on the behalf of Children's and Young People Services there are no objections.

Thank you  
Kind regards  
Karen

*Karen Brown  
Family and Restorative Conference Manager  
Tel. No. 01635 519769  
Mobile: 07917 000580  
email: [kdbrown@westberks.gov.uk](mailto:kdbrown@westberks.gov.uk)*

**Emilia Matheou**

---

**From:** Digby Barry [Barry.Digby@thamesvalley.pnn.police.uk]  
**Sent:** 20 January 2011 12:20  
**To:** Licensing  
**Subject:** McDonalds Restaurants Ltd, Newbury Retail Park

Re Application of the 11 January to vary the Premises Licence by increasing the trading hours and provision of late night food to all week. No Representation.

Barry Digby  
Licensing Clerk  
Thames Valley Police, Mill Lane, Newbury, Berks, RG14 5QU.  
Telephone 01635 264686  
Internal 762 4686  
E.Mail: Barry.Digby@thamesvalley.pnn.police.uk

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emailed 8/2/2011.



Clerk of the Council  
**John Boston**  
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8 February 2011

Licensing  
West Berks District Council  
Council Offices  
Faraday Road  
Newbury  
RG14 2AF

**Letter of Objection to Licensing Application by McDonald's, Newbury Retail Park**  
**- Ref No 11/00074/LON**

The Licensing application by McDonald's to extend the opening hours of its outlet at Newbury Retail Park from 23.00 until 05.00 on Sundays to Thursdays has been discussed informally by Members of Greenham Parish Council. Councillors are of the opinion that the application should be objected to on the following grounds. Please note that Greenham Parish Council will next meet on 9 February when the objection will be formally endorsed.

**Police Concerns**

It is understood the Thames Valley Police is currently working on its own response to the application. It is known however that there are considerable concerns about the use of the area around McDonald's by drug dealers and drug users. The Chairman of Greenham Parish Council recently met with the local PCSO and Neighbourhood Wardens to discuss the situation in the area and particularly in the nearby footpath. It is noted that as a result of concerns raised by GPC and TVP a recent planning application at an adjacent property was withdrawn.

**Prevention of Crime and Disorder**

Because of persistent anti-social behaviour, the Retail Park car park previously had a Dispersal Order in place. This Dispersal Order has now lapsed with a consequent increase in nuisance to local residents. In the view of Greenham Parish Council any extension to the McDonald's opening hours would only exacerbate the existing problems.

It has been confirmed by the local PCSO that McDonald's has consistently declined to prosecute any offenders. Not only does this attitude attract more wrong-doing it also has the effect of artificially depressing crime figures.

**Prevention of Public Nuisance**

There is now considerable housing close to the Retail Park, including the original houses

on the south side of Pinchington Lane and in the Equine Way and Haysoms Drive developments. The occupants of this housing are entitled to some quality of life.

New Greenham Park is the subject of existing planning permission not yet taken up as well as current applications and it is anticipated that these will lead to further development of distribution centres. It is considered that extended opening hours at McDonald's will attract HGVs laying over and that where chilled or frozen product is concerned chiller/refrigeration units will be kept running even when engines are turned off. HGVs may also be attracted from the A34 Newbury Bypass.

When McDonald's first opened it traded to midnight. The District Council at the time (it is unclear if this was West Berks or Newbury District) required the facility to close one hour earlier specifically because of the nuisance caused to local residents. There is no evidence to support a reversal of this policy.

As the site is not accessible by public transport late at night all customers would necessarily need to travel by motor vehicle increasing the disturbance to local residents.

#### Existing retail operations.

There is an existing McDonald's outlet at Tot Hill Services a short distance away at the junction with the A34 which is sufficiently close to the Retail Park, and arguably has a greater number of potential clients, to suggest that this would be a better location for all-night opening. The location of the Tot Hill McDonald's is not near any residential properties.

It is acknowledged that Boots at the Retail Park has a late night pharmacy. This is not considered to set a precedent as the limited number of customers will wish to obtain medicines and depart without delay. Similarly the 24 hour operation at Tesco caters for a very different type of customer which also wishes to shop and return home. Again this is not considered to set a precedent.

Greenham Parish Council wishes to object to the licensing proposal on the above grounds.

Yours faithfully,

John Boston  
Clerk to Greenham Parish Council

**Emilia Matheou**

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**From:** Emilia Matheou  
**Sent:** 08 February 2011 17:39  
**To:** John Boston  
**Subject:** <v9\_SmartSaved/> RE: McDonald's Licensing Application - 11/00074  
**Categories:** SmartSaved  
**SmartSaved:** WBCOPELAPP\_U109\_D22\_N85080

Dear Mr John Boston

**Licensing Act 2003 - Representation concerning Premises Licence**

**McDonalds Ltd, Newbury Retail Park, Pinchington Lane, Newbury, Berkshire, RG14 7HU**

Thank you for your representation regarding the above application. Your comments will be made available to the applicant and any comments in answer will be communicated to you either directly by the applicant or through this department. If a hearing of the application before the Licensing Sub-Committee is necessary, details of the date and time will be sent out by the Policy and Performance Unit at least ten days before the date of the hearing.

Regards

Emilia Matheou  
Technical Officer, Licensing  
Property & Public Protection  
Environmental Health & Licensing  
Tel: 01635 42400 X 3208

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**From:** John Boston [mailto:john@johnboston.co.uk]  
**Sent:** 08 February 2011 11:34  
**To:** Emilia Matheou  
**Subject:** RE: McDonald's Licensing Application - 11/00074

Thanks Emilia,

The only reason I had dated the letter 10 Feb was in anticipation of sending it off on Thursday after the PC meeting. There is no reason why it shouldn't be dated 8 February. To simplify things for you I attach the same letter with the date changed.

Thanks you again for all your help and assistance over the past few days.

Regards

John

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**From:** Emilia Matheou [mailto:EMatheou@westberks.gov.uk]  
**Sent:** 08 February 2011 10:51  
**To:** John Boston  
**Subject:** RE: McDonald's Licensing Application - 11/00074

John,

08/02/2011

McDonald's Licensing Team at  
Shoosmiths  
The Lakes  
Northampton  
NN4 7SH

Dear Sirs

**Licensing Act 2003 - Premises Licence - McDonalds Ltd,  
Newbury Retail Park, Pinchington Lane, Newbury, Berkshire, RG14 7HU**

With reference to your application to vary the premises licence for the above location.

I have to inform you that the following representations have been received:

- \* Greenham Parish Council

I enclose for your information copies of the relevant letter detailing the nature of the representations.

You will be notified in due course of the date and time when a hearing will take place before the Licensing Committee at the Council Offices.

You are advised that mediation, should you wish, must be directly through the representee and not via the Licensing Authority.

Yours faithfully



Emilia Matheou  
Technical Officer, Licensing