

Notice of Meeting



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Licensing Sub-Committee

Friday, 2nd June, 2023 at 10.00 am

**in Roger Croft Room Council Offices
Market Street Newbury**

Members Interests

Note: If you consider you may have an interest in any Application included on this agenda then please seek early advice from the appropriate officers.

Date of despatch of Agenda: Wednesday, 24 May 2023

FURTHER INFORMATION FOR MEMBERS OF THE PUBLIC

If you require further information about this Agenda, or to inspect any background documents mentioned in the reports, please contact Ben Ryan (Democratic Services Officer) on (01635) 503973.

Further information and Minutes are also available on the Council's website at www.westberks.gov.uk



To: All Members of the Licensing Sub-Committee

Agenda

Part I

Page No.

- 1 **Declarations of Interest**
To receive any declarations of interest from Members.
- 2 **Schedule of Licensing Applications**
 - (1) **Application No. 21547 - Bite Express Ltd, 63A Bartholomew Street, Newbury, RG14 7BE** 3 - 54
Proposal: An Application for a premises licence to be granted under the Licensing Act 2003
Location: Bite Express Ltd, 63A Bartholomew Street, Newbury, RG14 7BE
Applicant: BITE EXPRESS LTD

Sarah Clarke
Service Director: Strategy and Governance

If you require this information in a different format or translation, please contact Ben Ryan on telephone (01635) 503973.



Licensing Sub-Committee Report

Bite Express Ltd, 63A Bartholomew Street, Newbury, RG14 7BE, (Application Number 21547)

Type of Application:	New Premise Licence
Parish/ Town Council:	Newbury
Ward Members:	Newbury Central: Councillors Martin Colston, and Louise Sturgess
Case Officer:	Vikki Rigden, Lead Applications Officer
Portfolio Holder:	Councillor Lee Dillon
Head of Service:	Eric Owens

1. Purpose of the Report

1.1 To set out the background information pertaining to this Licensing Application.

2. Recommendation

2.1 Members are asked to decide whether to:-

- a) Grant the application for a premises licence subject to such conditions as are consistent with the operating schedule accompanying the application and to decide whether to modify any of those conditions to such extent as is considered appropriate for the promotion of the licensing objectives and subject to any mandatory conditions;
- (b) Refuse to specify a person in the licence as the Designated Premises Supervisor;
- (c) Exclude from the licence any of the licensable activities to which the application relates;
- (d) Reject the application for a premises licence

Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.

3. Background

3.1 Members of the Licensing Sub-Committee are asked to determine the application as the Licensing Authority has received representations stating that granting this application would undermine the prevention of crime and disorder, the prevention of public safety, the prevention of public nuisance, and/ or the protection of children from harm licensing objectives.

3.2 The Licensing Authority may only consider aspects relevant to the application that have been raised in these representations.

3.3 Where representations have been received from a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Licensing Act 2003 requires that these applications should be determined by the Licensing Authority's Licensing Committee. The Licensing Act 2003 allows for applications such as this one to be delegated to a Sub-Committee. In accordance with those rules, the Scheme of Delegation set out in the Council's Constitution states that the Licensing Sub-Committee has responsibility for dealing with this application.

4. Background

4.1 The Licensing Authority had received an application, from Bite Express Ltd, for a premise licence in relation to 63A Bartholomew Street, Newbury, RG14 7BE. This application had been recorded under reference number 21547 on 13 April 2023. A copy of the application, including a location map, is attached as Appendix 1.

5. Consultation

5.1 The 28 day consultation period ran from 14 April 2023 to 11 May 2023. Responsible Authorities, Ward Members and the Parish Council were advised by email on the 14 April 2023. The application has been advertised in accordance with the regulations, with the required blue notices being placed at the premises and checked by an officer from the Public Protection Partnership and an advert was placed in the Newbury Weekly News.

5.2 The applicant emailed the licensing authority on the 10 May 2023 to amend the proposed opening hours of the premises. This information is set out in Appendix 2.

5.3 A table setting out the 18 representations, a query and one comment which has been classes as a relevant representation is attached at Appendix 3.

6. Outline of the Application

6.1 The application originally sought to obtain the following provisions of licensable activities

F. Recorded Music: Monday to Sunday from 08h00 to 23h00 to take place indoors only

I. Late Night Refreshment: Monday to Sunday 23h00 to 02h00 to take place both indoors and outdoors

J. Supply of Alcohol: Monday to Sunday from 11h00 – 02h00 for the supply of alcohol for consumption both on and off the premises.

6.2 The revisions to the application proposed by the applicant are as follows:

- Sale of Alcohol being reduced from 11h00 – 02h00 Monday to Sunday to 11h00 – 00h00 Monday to Sunday;
- Late Night Refreshment being reduced from 23h00 – 02h00 Monday to Sunday to 23h00 – 00h00 Monday to Sunday;

- Recorded Music being reduced from 08h00 – 23h00 Monday to Sunday to stay the same but to be reiterated that the music will be incidental background music only
- Opening Hours to the public being amended from 11h00 – 02h00 Monday to Sunday to 08h00 – 00h00 Monday to Sunday

6.3 The applicant has also agreed additional conditions with Thames Valley Police (see Appendix 4)

7. Responses Received:

Fire Authority – Received after the consultation ended on 12.05.2023

The Chief Officer of Police Thames Valley – See additional conditions proposed and agreed with Applicant as set out in appendix 4.

Environmental Health – two responses received citing no objection

The Local Enforcement Agency for the Health and Safety at work etc. Act 1974 – None received

The Weights and Measures Authority/Trading Standards – None received

Children's Safeguarding Board - None received

Public Health - None received

Home Office Immigration - None received

Planning - None received

The Licensing Authority –. None received

8. Options

8.1 The Home Office's Revised Guidance issued under section 182 of the Licensing Act 2003 (December 2022) must be taken into account when determining this Application.

8.2 Members are asked to consider, after taking the representations both oral and written into account, and having due regard to the licensing objectives, whether the application for the Premises Licence should be granted or rejected. Members will need to give reasons for their decision.

8.3 If Members are minded to approve the application they need to consider any additional conditions, other than those contained in the operating schedule, the conditions requested by Thames Valley Police and any relevant mandatory conditions in ss19-21 of the Licensing Act 2003. Modification of conditions includes adding, omitting or altering a condition;

8.4 If Members are minded to include any additional conditions they will need to provide their reasons for doing so in the decision notice.

Background Papers:

- (1) The Licensing Act 2003,
 - (2) Appropriate Regulations including but not limited to The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005 , The Licensing Act 2003 (Hearings) Regulations 2005 and The Licensing Act 2003 (Hearings) (Amendment) Regulations 2005
 - (3) Statutory Revised Guidance issued under section 182 of the Licensing Act 2003
 - (4) The Council's Statement of Licensing Policy Licensing Act 2003
 - (5) The Council's Constitution
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9. Appendices

Appendix 1 – Application including the Location Plan

Appendix 2 – Proposed Changes to the Application

Appendix 3 – Table setting Representations

Appendix 4 – Additional Conditions Proposed by Thames Valley Police and Agreed with the Applicant.

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.

I/We BITE EXPRESS LTD

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description BITE EXPRESS LTD 63A BARTHOLOMEW STREET			
Post town	NEWBURY	Postcode	RG14 7BE
Telephone number at premises (if any)	N/A		
Non-domestic rateable value of premises	£5600		

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i as a limited company/limited liability partnership please complete section (B)
- ii as a partnership (other than limited liability) please complete section (B)
- iii as an unincorporated association or please complete section (B)
- iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

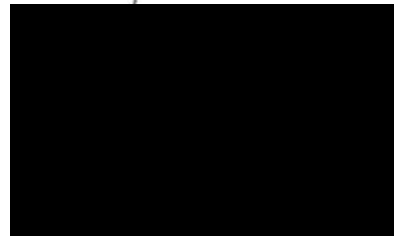
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

<input type="checkbox"/> Mr	<input type="checkbox"/> Mrs	<input type="checkbox"/> Miss	<input type="checkbox"/> Ms	Other Title (for example, Rev)
Surname		First names		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality				
Current residential address if different from premises address				
Post town			Postcode	
Daytime contact telephone number				
E-mail address (optional)				
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)				



SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes			
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name BITE EXPRESS LTD
Address COMPANY DARESS: 3 , ILCHESTER COURT LINK ROAD NEWBURY RG147LN TRADING ADDRESS:63A BARTHOLOMEW STREET NEWBURY RG14 7BE
Registered number (where applicable) 14544240
Description of applicant (for example, partnership, company, unincorporated association etc.) ON BEHALF OF BITE EXPRESS LTD TOLGA SAHIN (MANAGING DIRECTOR)

Telephone number (if any) N/A
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
1	5	052023

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

THE PREMISES IS A TAKEAWAY/RESTURANT THAT COULD BE DESCRIBED AS LONG AND THIN . IT IS ABOUT 60 SQUARE METRES AND CONSISTS OF AN OPEN PLAN MAIN ROOM AT THE FRONT, KITCHEN, STORAGE ROOMS AND TOILET AT THE BACK.

THROUGH THE KITCHEN THERE IS A BACK DOOR ACCESS TO A SMALL CAR PARK AT THE BACK.

THE MAIN ROOM HAS A WOODEN FRAME WINDOW FRONTAGE,THE MAIN FRONT DOOR IS THE ONLY ENTRANCE/EXIT TO THE PROPERTY. FOR CUSTOMERS, BACK DOOR IS IN USE FOR DELIVERIES.

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

N/A

What licensable activities do you intend to carry on from the premises?

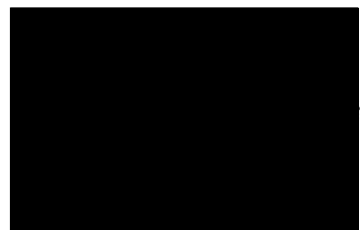
(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a) plays (if ticking yes, fill in box A)	<input type="checkbox"/>
b) films (if ticking yes, fill in box B)	<input type="checkbox"/>
c) indoor sporting events (if ticking yes, fill in box C)	<input type="checkbox"/>
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	<input type="checkbox"/>
e) live music (if ticking yes, fill in box E)	<input type="checkbox"/>
f) recorded music (if ticking yes, fill in box F)	<input checked="" type="checkbox"/>
g) performances of dance (if ticking yes, fill in box G)	<input type="checkbox"/>
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	<input type="checkbox"/>

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

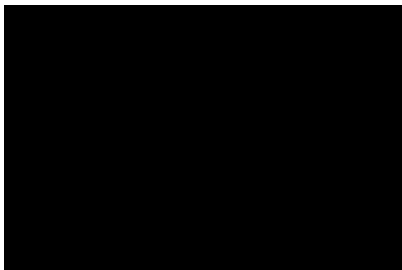
Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M



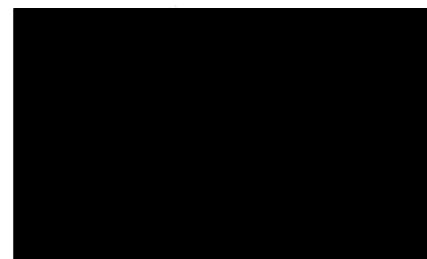
A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)		
Tue			Please give further details here (please read guidance note 4)		
Wed			State any seasonal variations for performing plays (please read guidance note 5)		
Thur			State any seasonal variations for performing plays (please read guidance note 5)		
Fri			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 (please read guidance note 6)		
Sat					
Sun					



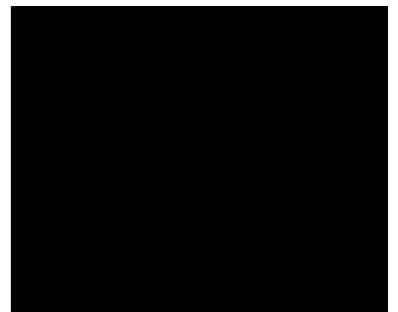
B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed				State any seasonal variations for the exhibition of films (please read guidance note 5)	
Thur					
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					



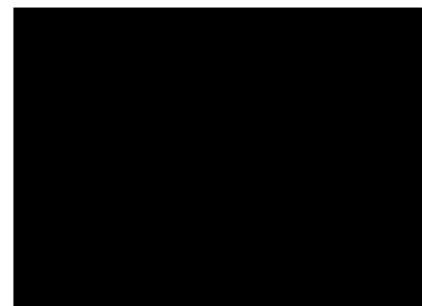
C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			



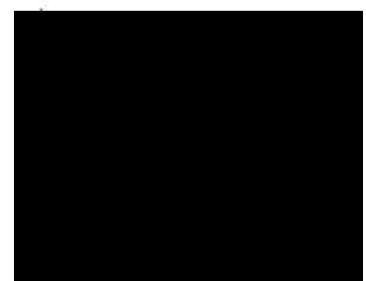
D

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



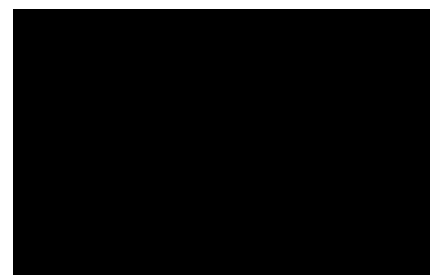
E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
			State any seasonal variations for the performance of live music (please read guidance note 5)		
Tue					
			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 (please read guidance note 6)		
Wed					
Thur					
Fri					
Sat					
Sun					



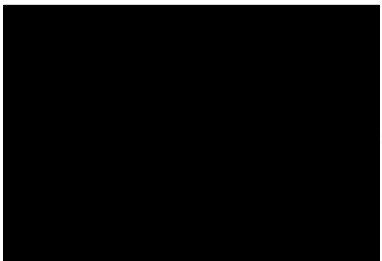
F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	08:00	23:00	Please give further details here (please read guidance note 4)		
Tue	08:00	23:00			
Wed	08:00	23:00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	08:00	23:00			
Fri	08:00	23:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	08:00	23:00			
Sun	08:00	23:00			



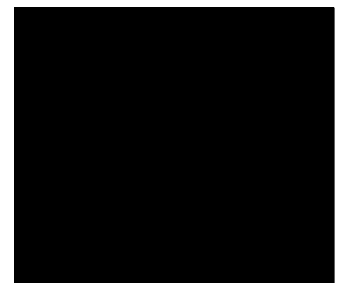
G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 4)					
Mon								
Tue								
Wed						State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur								
Fri						Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat								
Sun								



H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 4)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun					



I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	23 : 00	02 : 00			
Tue	23 : 00	02 : 00			
Wed	23 : 00	02 : 00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	23 : 00	02 : 00			
Fri	23 : 00	02 : 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 6)		
Sat	23 : 00	02 : 00			
Sun	23 : 00	02 : 00			

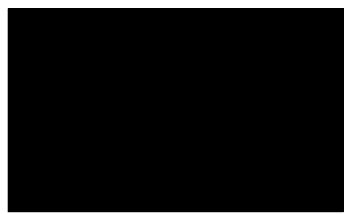


J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol! (please read guidance note 5)					
Mon	11:00	02:00						
Tue	11:00	02:00						
Wed	11:00	02:00						
Thur	11:00	02:00				Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri	11:00	02:00						
Sat	11:00	02:00						
Sun	11:00	02:00						

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name TOLGA SAHIN	
Date of birth [REDACTED]	
Address 3, ILCHESTER COURT LINK ROAD NEWBURY	
Postcode	RG147LN
Personal licence number (if known) 21/0025/LIA	
Issuing licensing authority (if known) WEST BERKSHIRE COUNCIL	

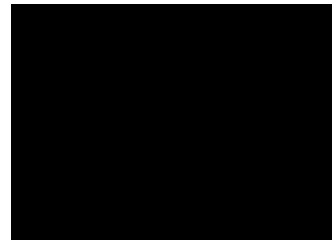


K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).
 N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	07:00	02:00	
Tue	07:00	02:00	
Wed	07:00	02:00	
Thur	07:00	02:00	
Fri	07:00	02:00	
Sat	07:00	02:00	
Sun	07:00	02:00	
Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)			



M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

TO PROMOTE ALL FOUR LICENSING OBJECTIVES WE WILL KEEP:
Strong management controls and effective training of all staff so that they are aware of the premises licence and the requirements to meet the four licensing objectives with particular attention to:

- ai no selling of alcohol to underage people
- bi no drunk and disorderly behaviour on the premises area
- ci no violent and anti-social behaviour
- di no any harm to children

- Clear "Challenge 25" information to prevent the supply of alcohol to under-age drinkers.
- CCTV system installed with recording option available
Ongoing staff training and qualifications, policies, and strategic partnerships with other agencies)

b) The prevention of crime and disorder

CCTV System installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective.
A clear and legible notice outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.
Prevention and vigilance in illegal drug use in the premises.

c) Public safety

Training and implementation of underage ID checks.
A log book or recording system shall be kept upon the premises in which shall be entered particulars of inspections made.
The log book shall be kept available for inspection when required by persons authorised by the Licensing Act 2003 or associated legislation.
Health and Safety Risk assessments will be undertaken and staff shall be trained therein.

d) The prevention of public nuisance

Prominent, clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby neighbours and residents and to leave the premises and the area quietly.
Deliveries of goods necessary for the operation of the business will be carried out at such a time or in such a manner as to not disturb the neighbours and in line with planning permission.

e) The protection of children from harm

Only photographic ID is accepted (passport, driving licence, proof of age card with PASS hologram, or military ID). Anyone who appears to be under the age of 25 is challenged to provide ID. If the customer is unable to provide identification then no sale is made. No ID no sale. Challenge 25 POS will be on display in the store. Any staff member who may be under the age of 18 must call a senior staff member to take over the sale and complete the transaction. If it is known that a customer intends to purchase alcohol to provide to minors then that sale will be refused. All refused sales will be recorded in a refusals book, which will be made available for inspection by Police or Licensing Officers of the council on request.
All children on the premises will be supervised/ accompanied by an adult after 21:00 hours

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none">• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or
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	her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	TOLGA SAHIN
Date	05.04.2023
Capacity	PLH-DPS-MANAGING DIRECTOR

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

H.M. LAND REGISTRY

TITLE NUMBER

BK262744

ORDNANCE SURVEY
PLAN REFERENCE

COUNTY SHEET
BERKSHIRE

NATIONAL GRID
SU 4666

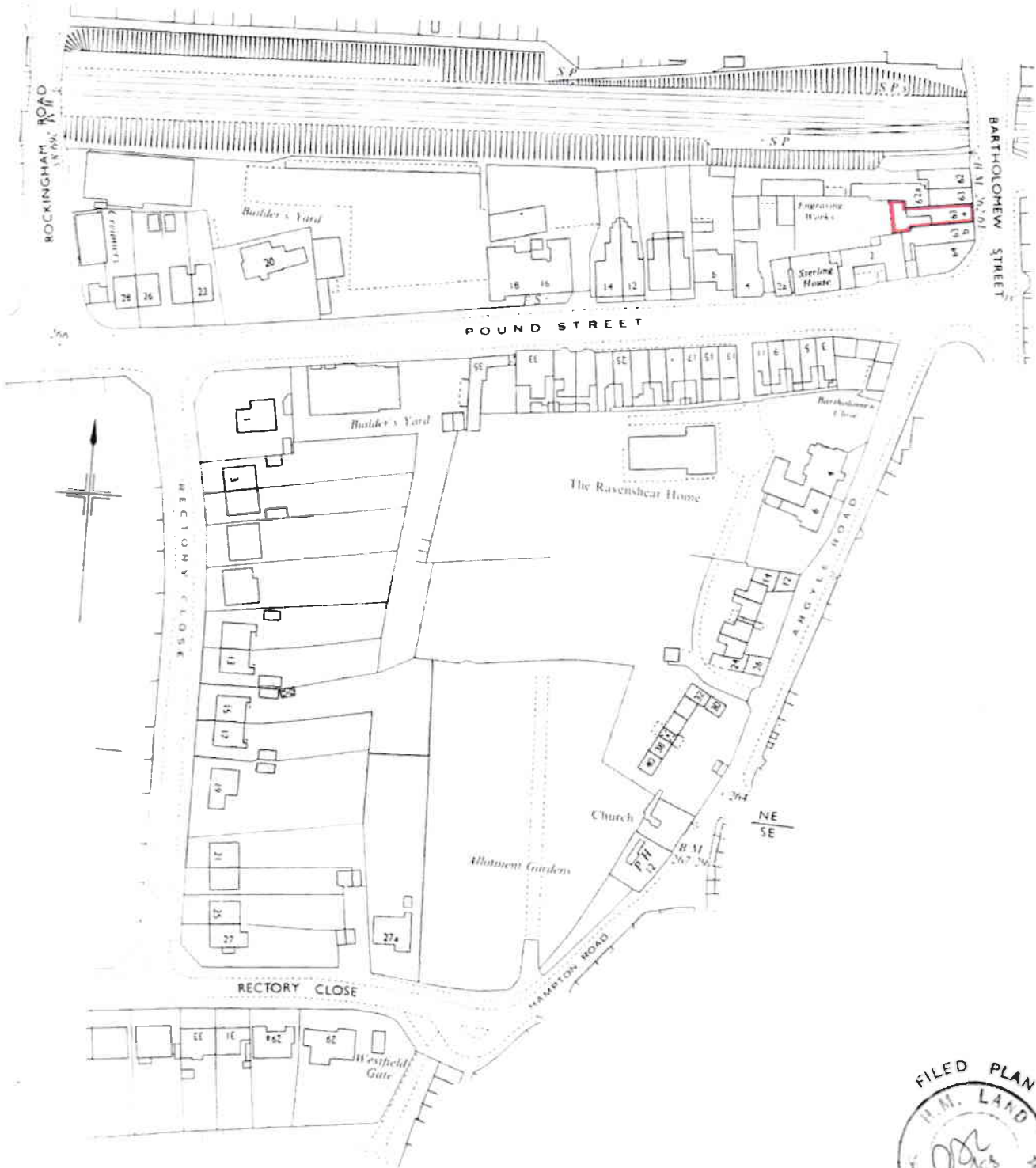
SECTION
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Scale: 1/1250

NEWBURY DISTRICT

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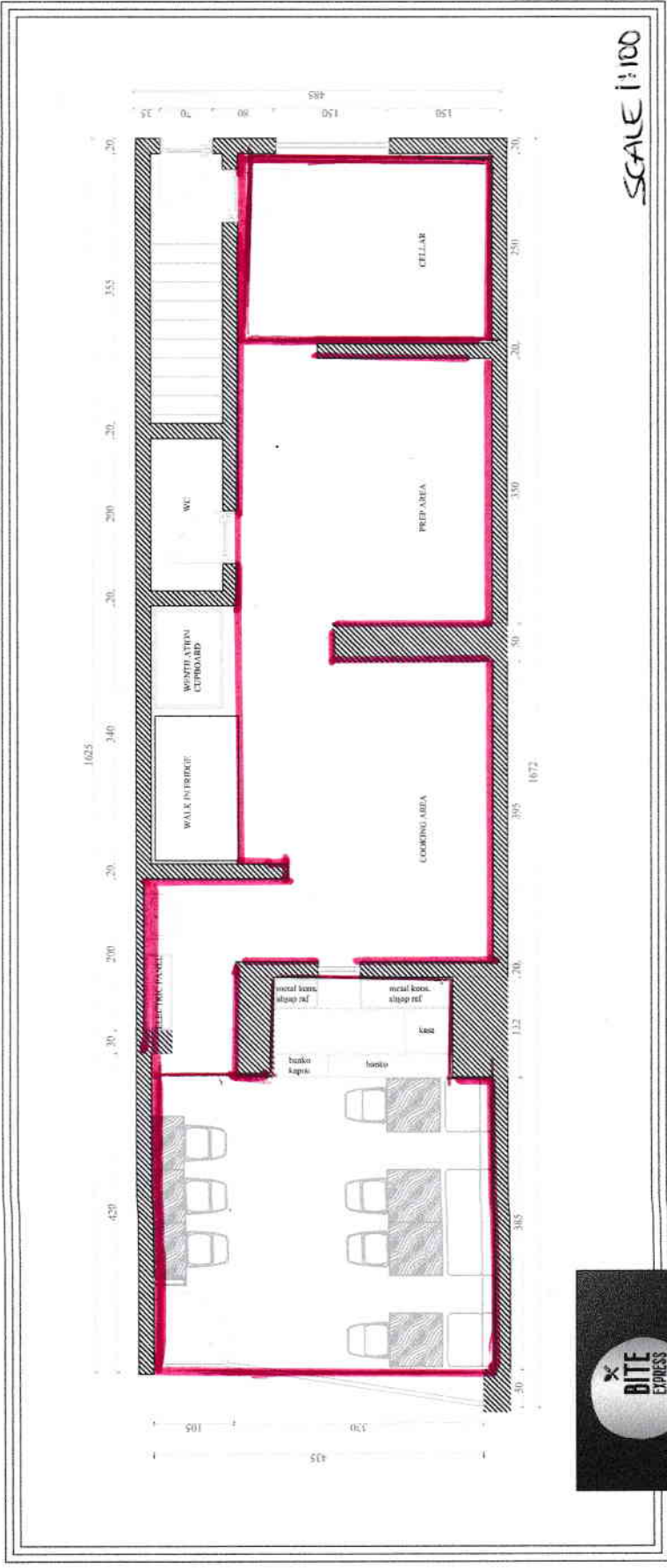
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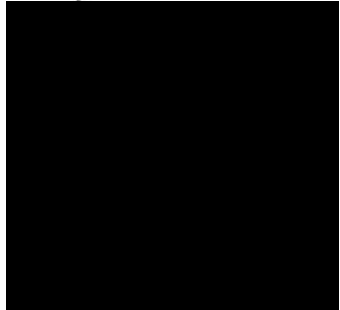


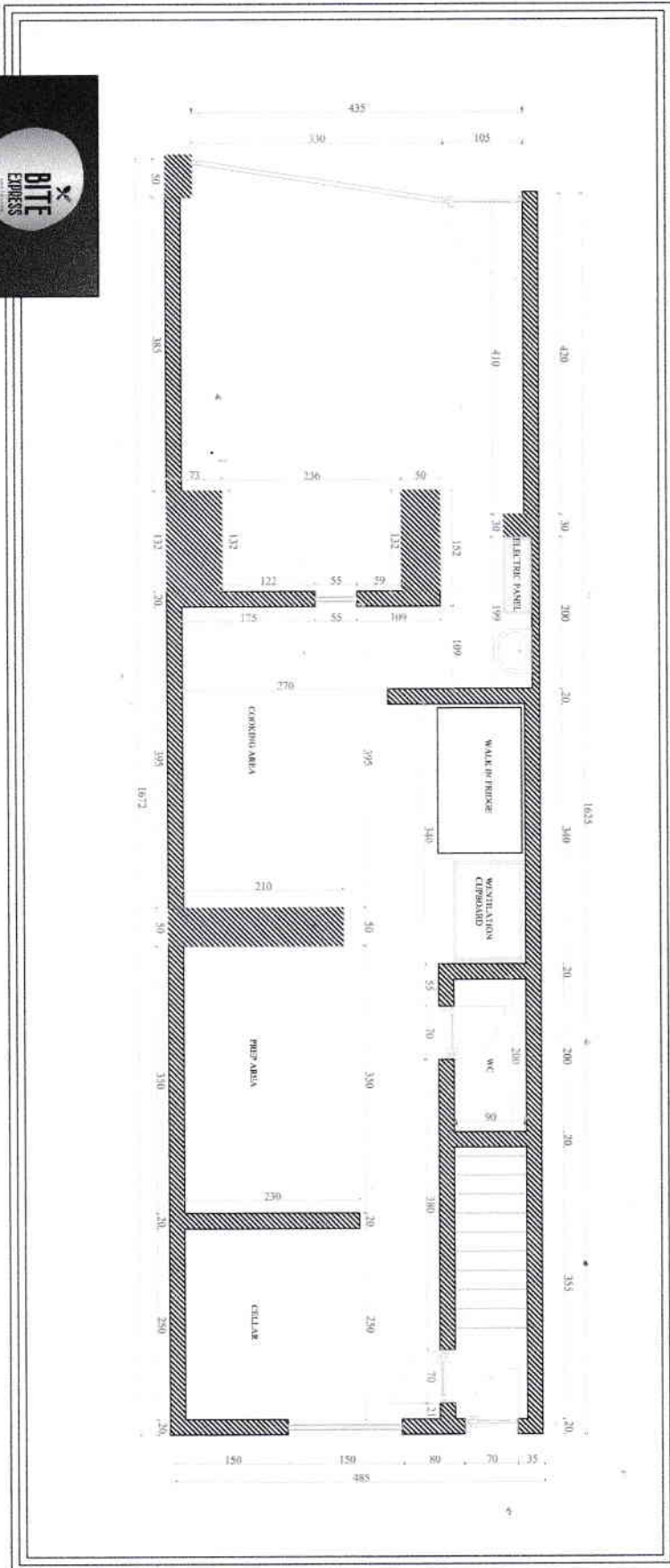
Scale: 1/100

LICENCED
ACTIVITY
AREA




LICENCED
ACTIVITY
AREA





Consent of individual to being specified as premises supervisor

I, **TOLGA SAHIN**  I hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for **PREMISES LICENCE** by **BITE EXPRESS LTD (TOLGA SAHIN)** relating to a premises licence **N/A (new licence application)** and any premises licence to be granted or varied in respect of this application made by **BITE EXPRESS LTD (TOLGA SAHIN)** concerning the supply of alcohol at **BITE EXPRESS LTD- 63A Bartolomew Str Newbury RG14 7BE.**

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number **21/00251/LIA**

Personal licence issuing authority **WEST BERKSHIRE COUNCIL**

Signed



Name (please print)

TOLGA SAHIN

Date

05.04.2023

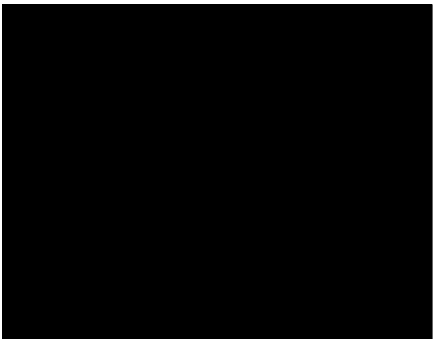
BITE EXPRESS LTD
63A
BARTHOLOMEW STREET
RG147BE
Payment Authorisation
Date:04 April 2023, Time:21:37
Payment Receipt

Sale Details

Transaction ID	Description	Amount
3-52441	Premises Licence Initial Fee	190.00
	N/A	
	NEW OPENING BUSINESS.	
	Total Amount	190.00

Payment Details

Unique Tran ID
[REDACTED]
Payment Reference
[REDACTED]
Payment Service Provider Id
[REDACTED] B
Card Number:
[REDACTED]
Cardholder:
[REDACTED]
Auth Code
[REDACTED]
Email Address:
[REDACTED]
Merchant Number:
[REDACTED]



Cookies on UK Visas and Immigration services

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We would like to use analytics cookies so we can understand how you use this service and make improvements.

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Reject analytics cookies

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Details to give your employer

Share code

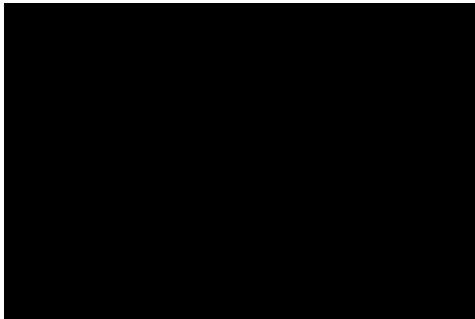


This code is valid until 10 July 2023.

What to do next



- 1 Give the share code and your date of birth to the person you want to prove your right to work to.
- 2 To see your right to work, they must enter the share code and your date of birth at www.gov.uk/view-right-to-work.
- 3 Contact them to make sure they have all the information they need.



Proposed Amendments to Application

Firstly, I would like to express my infinite gratitude for taking the time to listen to me during our phone conversation.

As I mentioned during our conversation, our intention is not to open a nightclub or bar, nor to create a venue for those who want to have fun elsewhere and end their evenings by eating kebab or doner-style meals.

I would like to state in writing that we intend to open a small and decent fine dining restaurant & takeaway with a maximum capacity of up to 20 people, where rare examples of Turkish cuisine can be experienced with a background music.

Although our priority during the envisaged service hours is the dinner time, we have plans to offer lunch and, perhaps in the future, the famous Turkish breakfast depending on demand.

I reside very close to the location where I applied for the license, and I fully understand the concerns of the surrounding residents who object to the time intervals specified in my application.

Our goal/vision is not to disturb anyone's comfort or make their lives more difficult. On the contrary, we aim to provide services and assistance in collaboration with all authorized institutions, including your office, by complying with the laws and regulations of the authorized institutions, and without jeopardizing public health, safety, and comfort.

Therefore, the time intervals mentioned below seem suitable for us as well, and if deemed appropriate by you, we would like to update the opening hours from:

11:00-00:00 to 8:00-00:00 (without making another application/ update for our breakfast service option).

In light of all this;

Can you please confirm you wish to change your application as per above? Yes, I consent to the changes and approve their implementation with your help.

Can you please confirm that you wish for me to attempt mediation on your behalf to the objectors? Yes, we consent for you to attend mediation on our behalf.

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Ref	Name	Objection
1.	Jennie Walker 5 Feltre Place RG14 7BW	<p>I am writing to register my disapproval of the proposed change of hours and licensing to the takeaway to at 63 Bartholomew Street.</p> <p>I have lived nearby to these premises for a number of years and feel that we suffer enough noise pollution with vehicles revving up at the nearby traffic lights throughout the evening along with the drunks exiting the pubs after closing and emergency vehicles regularly roaring along outside my home.</p> <p>I believe this area is open to crime and disorder, at risk of public safety during the hours of darkness and regularly suffering from the effects of drunks yelling and shouting into the early hours.</p> <p>The addition of a takeaway serving alcohol into the early hours is the last thing we need.</p> <p>The evidence of drug taking around the area is yet another problem.</p>
2.	Russell Batchelor 64a Bartholomew Street Newbury Berkshire RG14 7BE	<p>As below, I have just today been made aware of the planned change of licence for Vinh Kee Takeaway, 63A Bartholomew Street (Reference 21547).</p> <p>I am a resident at 64A Bartholomew Street, next door to this address –</p> <ul style="list-style-type: none"> • The prevention of crime and disorder • Public safety • The prevention of public nuisance

		<p>There are multiple flats both above, and within meters of this address. As a resident myself for the past 9 years, I am <u>VERY</u> concerned about this proposal.</p> <ul style="list-style-type: none">• There are families with young children that live in these premises. Playing loud music until 11pm, and the serving of alcohol until 2am WILL directly result in public nuisance, and contradict residents rights to peaceful enjoyment of their properties.• This is not consistent with the licences of the surrounding businesses, and will almost certainly lead to anti-social behaviour, low level criminal activities, and drunk individuals disrupting the residents.• This will encourage the gathering of local individuals involved in the drug trade, which represents a massive concern for public safety, public nuisance & the increase of crime and disorder in the community. <p>While there is ongoing anti-social behaviour in the area, it is generally restricted to weekend trading hours. Granting an establishment 7 days a week music & alcohol licence to operate for these hours, within a densely populated residential area, would be a complete disaster, leading to a degeneration of the local area. The impact on the local resident's would be huge, young children live within meters of this premises, they will be unable to get the sleep & peace that young children need at night if there is music blaring until 11pm and drunk individuals causing public nuisance until 2am at this premises, 7 days a week! This will also impact the mental health and stress of the residents, especially during the current economic and</p>
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		<p>political climate, when mental health is such an important aspect of our lives. we have a right to the peaceful enjoyment of our properties.</p> <p>The lack of any CCTV in the area, also represents a massive risk to public safety.</p> <p>This proposal would see a massive downturn in the desirability of the area, and of Newbury town centre itself.</p> <p>I cannot express my objection to this proposal strongly enough, as a resident who lives next door to this address, I am deeply concerned about the affect this will have on my own right to live in the area peacefully and safely.</p> <p>I fully expect this licence proposal to be rejected. To do otherwise, would be against every legal requirement of the granting of new licences.</p> <p>if I can be of any further help, please contact me using my details below, I will fully support any additional action necessary to ensure this proposal is rejected.</p>
3.	<p>Laura Johns 12 Four Oaks Highclere Newbury Berks RG20 9PB</p>	<p>My family have been involoved with the premises No 64 Bartholomew Street which is Grade 11 listed for over 50 years and as part owner of the premises and I am horrified at this proposal. I would like to object in the strongest terms to the above application on the grounds of:-</p> <ul style="list-style-type: none"> • the prevention of crime and disorder • public safety

		<ul style="list-style-type: none">• the prevention of public nuisance <p>The premises in question is</p> <ul style="list-style-type: none">• directly underneath residential flats and within meters of homes where families with children currently live peacefully,• located near many businesses which signals the end of the town centre and the beginning of residential area which is NOT covered by CCTV.• Allowing the playing of music until 11pm and serving of alcohol until 2am 7 days a week. It will affect the lives of local residents & businesses• No 63A is registered as a Grade 11 listed building• Is totally unjustifiable in this environment,• Is not consistent with the licenses of surrounding businesses• It will almost inevitably lead to antisocial behaviour, low level criminality and drunken individuals disrupting the locals to an extent even more than is currently the case from people exiting late night drinking opportunities in the heart of the town centre.• Will encourage gathering of local individuals involved in the night time economy/drug trade which represents a threat to public safety.• Whilst the currently endured antisocial behaviour is focussed between (although not restricted to) Thursday-Sunday, affording an establishment 7 days a week licence to operate for these hours would be an unwanted addition to the suffering of local residents.• The impact such behaviour can have on the quality of life and stress levels of local residents is huge and in a time when we are so aware of the mental health and wellbeing of citizens,
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		<p>this aspect should not be under-emphasised. Relentless, repeated disruption of people's every day quiet lives, which such a licence would enable, could quite easily be considered to represent a threat to public safety.</p> <ul style="list-style-type: none"> • Furthermore the lack of CCTV covering the area south of the premises affords the local residents no way of identifying perpetrators (for plenty of perpetrators there will be), nor of pursuing criminal proceedings due to lack of evidence. <p>I hope that this proposal will be refused,</p>
4.	Newbury Town Council (Hugh Peacocke) Market Place Newbury Berks RG14 5AA	Newbury Town Council objects to the opening hours proposed. We recommend that the premises should close at 11.00 pm each evening, to protect the amenities of nearby residents.
5.	Joseph Tolman-Lopez/James Harding. 3, Bartholomew Close, Argyle Road, RG14 6BY	<p>I am writing to you regarding the planning application reference: 21547.</p> <p>I understand this reference is submitted by Bite Express limited for;</p> <ul style="list-style-type: none"> - Recorded music Monday-Sunday 8:00 - 23:00 - Late night refreshments Monday-Sunday 23:00-02:00 -Supply of Alcohol Monday-Sunday 11:00-02:00 <p>At the premises formerly occupied by the Vinh Kee takeaway restaurant on Bartholomew street.</p> <p>Mine (and my partners) details are as follows Names: Joseph Tolman-Lopez/James Harding Address: 3, Bartholomew Close, Argyle Road, RG14 6BY.</p>

		<p>We wish to formally object to the proposal. We wish to object on the following grounds.</p> <p>1. The above proposals being approved will drastically increase public nuisance around the area. I have copied in Andy (our local councillor) who is aware that I have endured vandalism to my property as well as anti social behaviour due to through traffic in the area. @Andy, can I trust you relay our concerns to the relevant council members on the licensing board?</p> <p>Whilst I would in no way classify this area as unsafe. It is apparent that its centrality and large scale usage as a thoroughfare causes a higher number of anti social and violent incidents. This is somewhat of an issue. However it's just the nature of where we live.</p> <p>Licensing a premises to serve alcohol until 2am will only exacerbate this already difficult situation. This would serve to make life distressing for myself and my fellow residents. When I consider the amount of small children/elderly residents in the area. I would imagine this would have a negative impact on their mental health and cause high levels of distress.</p> <p>2. This licensing application bears no resemblance to the other businesses surrounding it. One a dog groomer, the other a barber. Both are upstanding members of the community and bring value to the neighbourhood. Bite Express' new venture would completely contradict the nature and personality of the businesses already trading. In my view this application is as tone deaf as can be. Clearly they have no consideration for the local residents and what is best for the community.</p>
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		In short. The public disorder, public nuisance, potential increase in violent conduct and overall disregard for the community's current business approach means we strongly object to the granting of licenses associated to application: 21547.
6.	Claire Struthers-Semple 4 Argyle Rd Newbury	<p>I would like to object in the strongest terms to the above application on the grounds of</p> <ul style="list-style-type: none"> • the prevention of crime and disorder • public safety • the prevention of public nuisance <p>The premises in question is</p> <ul style="list-style-type: none"> • directly underneath flats and within metres of homes where families (with children of varying ages) live, • at the end of a run of businesses that signal the end of the town centre and the beginning of a residential area which is NOT covered by CCTV. <p>Allowing the playing of music until 11pm and serving of alcohol until 2am 7 days a week</p> <ul style="list-style-type: none"> • WILL affect the lives of local resident & businesses: There is no question of this. • is totally unjustifiable in this environment, • is not consistent with the licenses of surrounding businesses • will almost inevitably increase the levels of antisocial behaviour, low level criminality, property damage (business and domestic) and drunken individuals disrupting the locals to an extent even more than is currently the case from people exiting late night drinking opportunities in the heart of the town centre.

		<ul style="list-style-type: none">• will encourage gathering of local individuals involved in the night time economy/drug trade which represents a threat to public safety.• Will inevitably also lead to increased traffic/illegal use of adjoining carpark for deliveroo-type vehicles (an issue with the current occupants: drivers sitting with engines running, littering in the private carpark of adjoining building) <p>Approving this licence application would simply fuel the degeneration of the neighbourhood into a highly undesirable area. We already have unacceptable levels of antisocial behaviour, including street drug dealing in this area and opening a “go to” place that sells alcohol until 2am will simply enable local criminals to extend their trading hours.</p> <p>Whilst the currently endured antisocial behaviour is focussed between (although not restricted to) Thursday-Sunday, affording an establishment 7 days a week licence to sell alcohol operate for these hours would be an unwanted addition to the suffering of local residents.</p> <p>The impact such behaviour can have on the quality of life and stress levels of local residents is huge and in a time when we are so aware of the mental health and wellbeing of citizens, this aspect <u>should not be under-emphasised</u>. There are many elderly residents locally and I know from talking to them and other local residents that relentless, repeated disruption of their every day quiet lives, causes then enormous upset, anxiety and fear. Consequently, approving this licence could quite easily be considered to represent a threat to public safety.</p>
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		Furthermore the lack of CCTV covering the area south of the premises affords the local residents no way of identifying perpetrators (for plenty of perpetrators there will be), nor of pursuing criminal proceedings due to lack of evidence.
7.	Jacqueline Copas (Address Not Provided)	I am a business owner in Bartholemew Street Newbury, the business applying for a music and license to sell alcohol until 2.00am 7 days a week is very alarming, it is right next door to my business a dog groomers , I am concerned about antisocial behavior , I have had my business vandalised twice, window was broken and I had to have it replaced at my own expense and broken glass being left in the street where my customers enter my dog salon, at times I have had to clear it up before my clients arrive. The reasons mentioned, is why I am opposed to the license application.
8.	Alex Smith 63 Bartholomew Street	<p>I am writing to express my concerns as a local business owner to the application of case 21547.</p> <p>The application is directly next to my bussiness as I am the Director of B SIDE BARBERS LTD, 63 Bartholomew Street.</p> <p>I have one main concern regarding the application and that is the potential sale of alcohol until 2am. Now I'd like to make it clear that my concerns are not the license to sell alcohol but the 4pm - 2am time frame in which the application has requested.</p> <p>I feel the sale of alcohol until 2am will greatly increase the risk of vandalism to mine and other local shops and businesses, not to mention the potential for antisocial behaviour disturbing local residents living in the flats above the commercial premises on Bartholomew Street.</p>

		<p>I have to add although it is great to see the application for another independent business within Newbury, this particular alcohol licensing time is unrealistic to the area and surroundings or the location of this particular commercial property.</p> <p>Thank you for your time.</p>
9.	<p>Joy Nelson 1 HAMPTON ROAD NEWBURY RG14 6DB</p>	<p>I refer to the above application for the former Vinh Kee premises and wish to oppose this.</p> <p>We live in Hampton Road - a short distance away but well within earshot. It is an area full of almshouses, a retirement home (The Argyles), and social housing mostly occupied by older people.- very unsuitable for a venue selling alcohol and playing loud music into the small hours. There are several bars and restaurants in central Newbury more than adequate for those who like to keep late hours.</p>
10.	<p>Jemima Parrish Argyle Road</p>	<p>I wish to object in the strongest terms to the above application for 63a Bartholomew Street.</p> <p>I live in Argyle Road and can foresee that we residents would be disturbed regularly, particularly at weekends by anti-social and nuisance behaviour with people walking past late at night.</p> <p>The prospect of this establishment attracting late night customers to 2 am is alarming. This is a residential area with many elderly residents and this type of establishment is utterly ill suited to this location.</p> <p>In addition, there is no parking at this site, so we residents risk having our limited parking options reduced further.</p> <p>I strongly object and hope that this application will be refused.</p>

		<p><i>Via follow up email</i></p> <p>To clarify my point regarding parking - it appears there would not be sufficient/any parking available at this site for customers, so we residents in Argyle Road risk having our limited on-street parking options in Argyle Road reduced further.</p>
11.	<p>Nadia Akhi FLAT 2, STERLING HOUSE POUND STREET NEWBURY RG14 6AA</p>	<p>I would like to object in the strongest terms to the above application on the grounds of the prevention of crime and disorder, public safety, the prevention of public nuisance</p> <p>The premises in question is directly underneath flats and within meters of homes where families with children currently live peacefully, at the end of a run of businesses that signal the end of the town centre and the beginning of residential area which is NOT covered by CCTV. Allowing the playing of music until 11pm and serving of alcohol until 2am 7 days a week WILL affect the lives of local resident & businesses:</p> <p>There is no question of this is totally unjustifiable in this environment, is not consistent with the licenses of surrounding businesses will almost inevitably lead to antisocial behaviour, low level criminality and drunken individuals disrupting the locals to an extent even more than is currently the case from people exiting late night drinking opportunities in the heart of the town centre. will encourage gathering of local individuals involved in the night time economy/drug trade which represents a threat to public safety.</p> <p>When one considers this premises in combination with the brothel on Pound Street (let's not bury our heads in the sand here!)</p>

		<p>approving this licence application could signal the degeneration of the neighbourhood into a highly undesirable area.</p> <p>Whilst the currently endured antisocial behaviour is focussed between (although not restricted to) Thursday-Sunday, affording an establishment 7 days a week licence to operate for these hours would be an unwanted addition to the suffering of local residents.</p> <p>The impact such behaviour can have on the quality of life and stress levels of local residents is huge and in a time when we are so aware of the mental health and wellbeing of citizens, this aspect should not be under-emphasised. Relentless, repeated disruption of people's every day quiet lives, which such a licence would enable, could quite easily be considered to represent a threat to public safety. Furthermore the lack of CCTV covering the area south of the premises affords the local residents no way of identifying perpetrators (for plenty of perpetrators there will be), nor of pursuing criminal proceedings due to lack of evidence.</p>
12.	Jessica Monteith-Chachuat 4 Feltre Place, RG14 7BW	<p>I object to the application (21547) made by Bite Express Ltd for a proposed change of license.</p> <p>I am resident at 4 Feltre Place, RG14 7BW and object on the grounds of:</p> <ul style="list-style-type: none"> * prevention of crime and disorder - the area is already near the city centre and associated pubs and nightclubs, as well as being mere minutes from Newbury's mainline station. Music and availability of alcohol 7 days a week until 2a.m. will simply facilitate anti-social behaviour in an area which is already prone to disorder. * public safety - see above, as a woman who will need to walk directly past the venue on my way home from any evening activity in the town centre I believe my safety will be compromised; further, I would also fear for the safety of elderly and more vulnerable neighbours

		<p>who live nearby due to the proximity of local alms houses and the Fair Close.</p> <p>* the prevention of public nuisance - the venue is outside the town centre and without the facilities to create a safe and comfortable environment for music and alcohol until the small hours; provision of alcohol until as late as 2am will simply create noise and anti-social behaviour.</p> <p>I believe that the application for music and sale of alcohol at Vinh Kee takeaway at 63A Bartholomew St will have an overall detrimental effect on the neighbouring families. The overall effect will simply be to create public nuisance, increase crime and disorder, and decrease public safety.</p>
13.	<p>Don and Jennifer Wright 31, Argyle Road, Newbury, Berks RG14 6BX</p>	<p>We would like to strongly object to Application 21547 - Bite Express Ltd. We live in Argyle Road, part of the conservation area, on a Friday and Saturday night we already have a lot of public nuisance as people, often the worse for wear through Alcohol, make their way to the City Park and beyond. They often stop in the road because there is a handy lamp-post, a good place to talk loudly on their mobile and a handy corner to relieve themselves. To allow this application is hardly in the interest of public safety, it will become an even greater public nuisance and will not prevent crime and disorder which could increase.</p> <p>At the moment as many efforts are being made locally and nationally to discourage the consumption of alcohol, it would seem obvious that this application should not be allowed.</p> <p>As for music, sound carries at night and this would be dreadful and quite unnecessary. We have many places selling food in Bartholomew Road of all international flavours, surely this is enough,</p>

		<p>especially as it keeps these businesses in one area and people can park to collect their orders etc. In Argyle Road many people cast their takeaways into the bushes or on the pavements which is very unpleasant and a public nuisance, this application will only add to the problem of litter.</p> <p>Please do not allow this application, it would be a detrimental step for this area of Newbury, it will be a public nuisance, not be in the interests of public safety and could give a rise to crime and disorder. The impact on our area could be disastrous.</p>
14.	Mosharof Hossain (Address not Provided)	I received a letter about selling alcohol and music proposed on 63A Bartholomew Street, this is not good for those who live with family and children (neighbourhood) and of course, you know there are no public safety (CCTV)
15.	MR HOQUE STERLING HOUSE POUND STREET NEWBURY RG14 6AA	<p>I would like to object in the strongest terms to the above application on the grounds of the prevention of crime and disorder, public safety, the prevention of public nuisance</p> <p>The premises in question is directly underneath flats and within meters of homes where families with children currently live peacefully, at the end of a run of businesses that signal the end of the town centre and the beginning of residential area which is NOT covered by CCTV. Allowing the playing of music until 11pm and serving of alcohol until 2am 7 days a week WILL affect the lives of local resident & businesses:</p> <p>There is no question of this is totally unjustifiable in this environment, is not consistent with the licenses of surrounding businesses will almost inevitably lead to antisocial behaviour, low level criminality</p>

		<p>and drunken individuals disrupting the locals to an extent even more than is currently the case from people exiting late night drinking opportunities in the heart of the town centre. will encourage gathering of local individuals involved in the night time economy/drug trade which represents a threat to public safety.</p> <p>When one considers this premises in combination with the brothel on Pound Street (let's not bury our heads in the sand here!) approving this licence application could signal the degeneration of the neighbourhood into a highly undesirable area.</p> <p>Whilst the currently endured antisocial behaviour is focussed between (although not restricted to) Thursday-Sunday, affording an establishment 7 days a week licence to operate for these hours would be an unwanted addition to the suffering of local residents.</p> <p>The impact such behaviour can have on the quality of life and stress levels of local residents is huge and in a time when we are so aware of the mental health and wellbeing of citizens, this aspect should not be under-emphasised. Relentless, repeated disruption of people's every day quiet lives, which such a licence would enable, could quite easily be considered to represent a threat to public safety. Furthermore the lack of CCTV covering the area south of the premises affords the local residents no way of identifying perpetrators (for plenty of perpetrators there will be), nor of pursuing criminal proceedings due to lack of evidence.</p>
16.	Name and Address Withheld at request of respondent	<p>I am co-owner of (redacted) and am absolutely horrified to learn of the proposed planning application for No. 63.</p> <p>I object strongly to the above application as it will affect not only the Estate Agents and the families living in the two flats above, but also homes and businesses surrounding the property.</p>

		I'm pasting a copy of a letter from a local lady that covers everything I object to. (the text is as above in comment 15)
17.	Terry Nelson 1 Hampton Road Newbury RG14 6DB	I object to the proposal that a licence be extended to Bite Express 63A Bartholomew Street to be able to sell alcohol 7 days a week until 02h00 and to have music playing for the same time I believe this activity would be detrimental to public safety and would cause crime and disorder in this residential area. It is only a short walk to the town centre where there are adequate facilities.
18.	Andy Moore former Member for Newbury Central	I have received negative representation from nearby residents, and Newbury Town Council has or will lodge an objection. I agree with them. It is not very clear from the application whether the intention here is essentially retail with background music or to create a club-like atmosphere; the plan attached is singularly unhelpful. Either way, given the proximity of flats above and around the premises, the late night refreshment element seems highly likely to create a nuisance. 2300 should be the absolute limit to business.
Ref	Name	Query
	Sarah Gardner	I have seen a notice for an application at 63a Pound Street. I was concerned at the proposed opening hours, seven days a week until 2am. Will there be guidance/requirements for the applicant on minimizing potential for noise disturbances for local residents?
Ref	Name	Commentator
A.	Hilary and Steve Bowsher (Address Not Provided)	We're writing about the above application (ref 21547), neither to support or object to the application - only to submit a comment as a resident of the local area.

		<p>We live around the corner from 63A Bartholomew Street, on Pound Street. As you and your colleagues at the council may know, the area has had a bit of a problem with crime and antisocial behaviour, especially the kind of offences that consumption of alcohol provokes and encourages (criminal damage, public order offences, antisocial behaviour and violent and sexual offences). In the last 12 months, half of the reported crimes in the immediate area have been of this nature, usually taking place late at night/in the early hours of the morning, most often around Pound Street and Argyle Road.</p> <p>While we totally support all of the local public houses and hospitality venues that serve alcohol, we do have some concerns that the hours included in this application would continue to encourage the very antisocial behaviour that local law enforcement, the council and the local Neighbourhood Watch have been working hard to stop. It doesn't seem necessary that the premises be authorised to sell alcohol until 2am every day of the week, when even the vast majority of local public houses close at 11pm (calling time on alcohol well before that point).</p> <p>We'd really like the licensing team to take this fact into consideration when looking at the proposed application.</p> <p>That said, we're glad that the building is being taken over and hope that the new owners will have great success with the business.</p>
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Additional Conditions Proposed by Thames Valley Police and Accepted by the Applicant

CCTV

The premises shall install and maintain a comprehensive CCTV system. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.

The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.

All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings will be made available immediately upon the request of Police or authorised officer of West Berkshire Borough Council throughout the entire 31-day period.

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police officer or authorised officer of West Berkshire Borough Council copies of recent CCTV images within 48 hours.

INCIDENT AND REFUSALS REGISTER

All incidents which impact on any of the four licensing objectives shall be recorded in a register kept at the premises for this purpose. The names of the person recording the incident and those members of staff who deal with any incident shall also be recorded. Where known, any offenders name shall also be recorded;

This record shall be available for inspection by a Police Officer or an authorised officer of West Berkshire Borough Council upon request and shall be retained for one year. The record shall be signed off by the DPS or nominated representative on a monthly basis.

Alcohol may only be served or sold to customers either dining in the restaurant or whilst waiting for a takeaway, or part of an order that is to be delivered. All customers consuming alcohol on the premises must be seated.

Clear and legible notices must be prominently displayed at all exits requesting customers to respect local residents and leave the area quietly.

STAFF TRAINING

Staff employed to sell alcohol shall undergo training upon induction. This shall include, but not be limited to:

- The premises age verification policy

- The law relating to underage sales
- Dealing with refusal of sales
- Proxy purchasing
- Recognising valid identity documents not in the English language

Such training sessions are to be documented and refreshed every six months. Records of training shall be kept for a minimum of one year and be made available to an authorised officer of Thames Valley Police and West Berkshire Borough Council upon request.

Sales of alcohol for consumption via takeaway or delivery shall be ancillary to the provision of food. This condition does not apply to any outside area of the Premises.

DELIVERY CONDITIONS

Deliveries shall only be made to a full and proper residential or commercial postal address.

Deliveries shall not take place to car parks, bus shelters, recreation grounds, fields etc.

On all occasions for whatever reason, it has not been possible to deliver an order, full details will be recorded in the refusal register.

AGE VERIFICATION

The premises shall at all times operate an age verification policy of Challenge 25 to prevent any customers who appear to staff members to be under the age of 25 years from purchasing alcohol without having first provided identification.

Only a valid driver's licence showing a photograph of the person, a valid passport, national identity card or proof of age card showing the "PASS" hologram are to be accepted as identification.