

Notice of Meeting



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Licensing Sub-Committee

Monday, 25 September, 2023 at 10.00 am

in The Council Chamber, Council Offices,
Market Street, Newbury

This meeting will be streamed live here: [Link to Licensing Sub-Committee Livestream](#)

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: Friday, 15 September 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) via email benjamin.ryan1@westberks.gov.uk.

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



To: Councillors Phil Barnett (Chairman), Nigel Foot and Clive Taylor

Substitute: Councillor Paul Kander

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 - Racecourse Food & Wine, 4A Hambridge Road, Newbury, RG14 5SS** 3 - 40
 - Proposal:** An Application for a premises licence to be granted under the Licensing Act 2003
 - Location:** Racecourse Food & Wine, 4A Hambridge Road, Newbury, RG14 5SS
 - Applicant:** Satpal Singh Madhan

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

Racecourse Food & Wine, 4a Hambridge Road Newbury, RG14 5SS, (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:	Philippa J. Heath, Interim Licensing 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 to Licensing Sub-Committee

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 condition.
- 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. Introduction and Background

3.1 On 2nd August 2023 an application was received from Satpal Singh Madhan for a new premises licence for Racecourse Food & Wine, 4a Hambridge Road, Newbury, RG14 5SS. The application was validated on 3rd August 2023 and the consultation end date was 30th August 2023.

- 3.2 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.
- 3.3 The Licensing Authority may only consider aspects relevant to the application that have been raised in these representations.
- 3.4 Members of the Licensing Sub-Committee are requested to determine the application having regard to the operating schedule, representations received, the Councils Statement of Licensing Policy, revised Section 182 guidance and the four licensing objectives.
- 3.5 An authorisation is required in respect of any premises where it is intended to conduct one or more of the licensable activities, these being:
- Sale of alcohol
 - Supply of alcohol (in respect of a club)
 - Regulated Entertainment
 - Provision of Late Night refreshment

An appropriate authorisation is either, a premises licence, a club premises certificate or a Temporary Event Notice.

- 3.6 Licence holders are required, when offering any licensable activity, to ensure that they promote the licensable objectives at all times. The operating schedule of the application contains detail of all the activities applied for and the control measures that the applicant will have in place in order to promote these objectives. Such measures will, where appropriate be converted into enforceable conditions on any licence issued.

The four licensing objectives are:

- Prevention of crime and disorder
- Prevention of public nuisance
- Public Safety
- Protection of children from harm

No licensing objective carries any more weight than any other and these are the only factors in which licensing can have regard in determining an application.

- 3.7 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. Summary of Application sought

4.1 The Licencing Authority has received an application on 2nd August 2023 from Satpal Singh Madhan, who seeks a new premises licence under Licensing Act 2003 in relation to Racecourse Food & Wine, 4a Hambridge Road, Newbury, RG14 5SS. This application had been recorded under reference number **22283** dated 02 August 2023. A copy of the application is attached as **Appendix 1** and Plan as **Appendix 2**.

4.2 The application seeks a premises licence to permit the following activities:-

J. Sale of Alcohol off the premises only: Monday to Sunday 07:00hrs to 23:00hrs

5. Summary of the premises history

5.1 The application is requested by the applicant to accommodate a former sandwich/café business and is now currently an empty **unit**.

5.2 The unit is situated on the busy Hambridge Road in Newbury, a short distance to the east of Newbury Town Centre. The unit has a road frontage, a large forecourt car parking space and electric security shutters. There was a sandwich business.

5.3 The nearest other supermarket which sells alcohol is Sainsbury's, which is walking distance of 0.7miles from the unit. The opening hours are from 07:00hrs- 23:00hrs.

5.4 The Old London Apprentice, is a licenced public house, which is situated 0.1mile from the unit and hours of trading are from 12:00hrs- 23:00hrs.

5.5 The application must be determined on its own merits.

6. Consultation

6.1 The 28-day consultation period ran from 3rd August 2023 to 30th August 2023. Responsible Authorities, Ward Members and the Parish Council were advised by email on the 03 August 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.

6.2 A table setting out the 6 representations is attached at Appendix 3

7. Responses Received

Fire Authority – None received

The Chief Officer of Police Thames Valley – Acknowledged response, no response received

Environmental Health – No objection

The Local Enforcement Agency for the Health and Safety at work etc. Act 1974 – No objection

The Weights and Measures Authority/Trading Standards – no objection

Children's Safeguarding Board - None received

Public Health - None received

Home Office Immigration - None received

Planning - None received

The Licensing Authority – None received

Other persons: (6)

8. Summary of Relevant Representations

- 8.1 The representations received from other persons concerned the potential for anti-social behaviour and subsequent public nuisance.
- 8.2 No other representations were received from other responsible authorities.

9. Options

- 9.1 The Home Office's Revised Guidance issued under section 182 of the Licensing Act 2003 (August 2023) must be taken into account when determining this Application.
- 9.2 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.
- 9.3 If Members are minded to approve the application they need to consider any additional conditions, other than those contained in the operating schedule, and any relevant mandatory conditions in ss19-21 of the Licensing Act 2003. Modification of conditions includes adding, omitting or altering a condition;
- 9.4 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: Relevant Legislation

- (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

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- (4) The Council's Statement of Licensing Policy Licensing Act 2003
 - (5) The Council's Constitution
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10. Appendices

Appendix 1 – Application including the Location Plan
Appendix 2 – Representations

Person to Contact: Philippa Heath
Email: Philippa.Heath1@westberks.gov.uk

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**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 Saptal Singh Madhan

(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			
Raccourse Food & Wine 4a Hambridge Road Newbury			
Post town	Newbury	Postcode	RG14 5SS
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£12,250	

Part 2 - Applicant details

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

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | 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)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Singh Mandhan			First name Satpal		
Date of birth 01/01/1991		I am 18 years old or over		<input checked="" type="checkbox"/> Please tick yes	
Nationality British					
Current residential address if different from premises address		1a Warren Row Ascot SL5 8HN			
Post town			Postcode		
Daytime contact telephone number					
E-mail address (optional)					

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)	
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Surname		First names	
Date of birth over		I am 18 years old or <input type="checkbox"/> Please tick yes	
Nationality			
Current postal 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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start? **ASAP**

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

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

General Store and off license

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

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 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 <u>indoors or outdoors or both</u> - please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri			<u>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</u> (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"/>
			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 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)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
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 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"/>
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 boxing or wrestling entertainment (please read guidance note 5)		
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 6)		
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				
Tue			State any seasonal variations for the performance of live music (please read guidance note 5)	
Wed				
Thur			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)	
Fri				
Sat				
Sun				

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded 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			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed					
Thur			State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Fri					
Sat			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)		
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place <u>indoors or outdoors or both</u> – 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 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"/>
Day	Start	Finish	Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)	
Tue				
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)	
Thur				
Fri			<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				
Sun				

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 checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	07:00	23:00			
Tue	07:00	23:00			
Wed	07:00	23:00			
Thur	07:00	23:00			
Fri	07:00	23:00			
Sat	07:00	23:00			
Sun	07:00	23:00			
			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)		

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	
Saptal Singh Madhan	
Date of birth	██████████
Address	
██████████	
Postcode	
Personal licence number (if known)	
LBHIL2753	

Issuing licensing authority (if known)
London Borough of Hillingdon

□□□□

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).
 NON

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	23:00	<p><u>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</u> (please read guidance note 6)</p>
Tue	07:00	23:00	
Wed	07:00	23:00	
Thur	07:00	23:00	
Fri	07:00	23:00	
Sat	07:00	23:00	

Sun	07:00	23:00	

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)

No alcohol or tobacco will ever be purchased from sellers calling at the premise. Exceptions to the condition would be purchases made from authorised representatives who have made prior appointments to visit the store.

All alcohol and tobacco products sold at the premises shall have the relevant UK duty paid.

Foreign tobacco, which does not comply with relevant UK legislation, shall not be stored and/or sold at the premise.

If any spirits purchased for or on behalf of the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee and/or designated premises supervisor shall notify the supplier to Trading Standards and HMRC as soon as possible.

If any tobacco products purchased for or on behalf of the business does not have UK Duty Paid fiscal mark or are otherwise suspicious, the licensee and/or designated premises supervisor shall notify the supplier to Trading Standards and HMRC as soon as possible.

Protecting Children from Harm

b) The prevention of crime and disorder

1. The CCTV system must be installed and operate internally to cover all areas that licensable activities take place and where alcohol is displayed within any public area.

2. The CCTV unit shall be positioned in a secure part of the licensed premise. Access to the system should be allowed immediately to the Police upon request.

3. A competent trained person in the use of and operation of the CCTV will be in attendance at the premises at all times that licensable activities take place and be able to fully operate the CCTV system to be able to down load in a recognised format any information requested by the ALL RESPONSIBLE AUTHORITIES Immediately on request

4. The CCTV system clock should be set correctly and maintained (taking account of GMT and BST).
5. A facility will be available for ALL RESPONSIBLE AUTHORITIES to remove from the CCTV system a copy of any material relevant to any ongoing investigation immediately on request
6. All CCTV images will be retained for a period of not less than 31 day
7. An incident register of all occurrences and ejections from the premises will be maintained at the premises and all details of public order offences will be recorded.
8. All persons involved in the sale of alcohol will receive initial and subsequent 6 monthly refresher training by the Designated Premises Supervisor or an appropriately accredited training provider with regards to the law in relation to the sale of alcohol. This will be recorded in a staff training register and will include, signature of the member of staff, the DPS or an appropriately accredited training provider together with the date.

All Records shall be retained at the premises for a period of no less than 12 months and made available to responsible authorities on request.

c) Public safety

A Risk assessment will be in place and updated annually

d) The prevention of public nuisance

**PROMINENT SIGNS WILL BE DISPLAYED REQUESTING CUSTOMERS TO HAVE REGARD FOR LOCAL RESIDENTS WHEN LEAVING THE PREMISES
ADEQUATE BINS ARE AVAILABLE FOR CUSTOMERS TO DISPOSE OF LITTER**

e) The protection of children from harm

We will operate CHALLENGE 25

Notices to be displayed prominently including the following locations –on or near the entrance to the premises, where alcohol is being offered for sale on general display and near the checkout. The notices will state “UNDER 25 ? PLEASE BE PREPARED TO SHOW PROOF OF AGE WHEN BUYING AGE RESTRICTED PRODUCTS”

A notice stating it is an offence to buy alcohol for persons under the age of eighteen to be displayed on or near the door to the premises.

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 (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 her proof of entitlement to work, if appropriate (please see note 15)
Signature	
Date	01/08/23
Capacity	Agent for the Applicant

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.

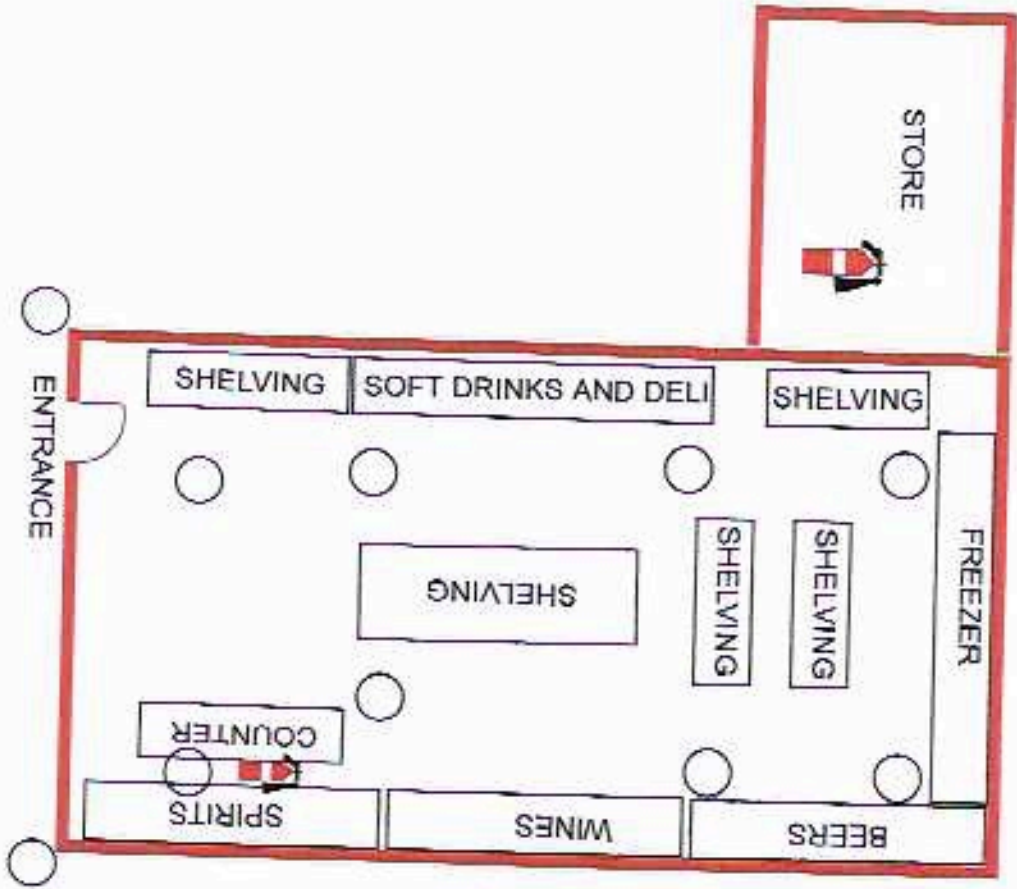
Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)

PMB LICENSING
The Clock House
361 High Street, West Bromwich West Midlands, B70 9QG

Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) pmblicensing@yahoo.com			

Notes for Guidance



RACE COURSE FOOD & WINE
 4A HAMBRIDGE ROAD
 NEWBURY
 RG14 5SS
 07:00 - 23:00

1:100 SCALE

— LICENSABLE ACTIVITY

○ CCTV

 FIRE EXTINGUISHER

Consent of individual to being specified as premises supervisor

I Satpal Singh Madhan



hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

New Premises Licence

By Satpal Singh Madhan

**relating to a premises licence Tba
for**

Racecourse Food & Wine

4A Hambridge Road

Newbury

RG14 5SS

and any premises licence to be granted or varied in respect of this application made by

Satpal Singh Madhan

concerning the supply of alcohol at

Racecourse Food & Wine

4A Hambridge Road

Newbury


RG14 5SS

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 LBHIL 2753

Personal licence issuing authority

London Borough of Hillingdon Council

Signed 

Name Satpal Singh Madhan

Date 01/08/23

From: Andy Slater [mailto:]
Sent: 29 August 2023 09:27
To: Licensing <Licensing@westberks.gov.uk>
Subject: Application for off license Hambridge Road, newbury

This is an EXTERNAL EMAIL. STOP. THINK before you CLICK links or OPEN attachments.

Good morning

I've recently noticed an application form been submitted to you for an off- license in hambridge road in the old sandwich shop.

In a time when the pub industry is having a hard, especially in newbury, on a industrial estate, with the the road constantly closed or being dug up, I think this would add insult to injury to the old London Apprentice. Can you imagine on race day with race goers going to the off-license to get alcohol then return to the OLA to enjoy sitting in the gardens to enjoy their cheap drinks, the confrontations, fights this will case with drunk race goers and staff.

As a local resident we go to the supermarket to buy cheap alcohol and I feel this would only have a negative impact on our local pub, which we don't need.

Thank you

Regards

Andy Slater

Automotive Paint supplies
01635 42790

Benjamin Ryan

From: Chessie Rosier-Parker [REDACTED]
Sent: 29 August 2023 17:40
To: Licensing
Subject: Racecourse Food & Wine concerns

Categories: Sharon Gavin

This is an EXTERNAL EMAIL. STOP. THINK before you CLICK links or OPEN attachments.

Hi,

I wanted to write a quick email to voice a few concerns I have about the new premises and license on Hambridge Road.

I work at Squeegee & Ink, 2A Hambridge Road, Newbury, RG14 5SS - 07[REDACTED] - Francesca Rosier-Parker.

I tend to work throughout the week and some weekends and have been at the premises for ten years. Over that time I have a good awareness of what happens on race days in particular on the street. The pub has managed the huge influx of race course punters well over the years. They have regular litter pick-ups, a thorough no-tolerance policy on bad behaviour and make sure to serve plastic cups and generally create a great atmosphere for the racegoers.

My concern is that I think the people visiting the town on these days have less regard for our town than the normal occupants. They will use the off-license as a way to get pre-drinks and the shopkeeper would have no way of monitoring the consumption off their premises. The extra glass and access to the alcohol that will be drunk and discarded is something that will quickly get out of hand.

Anti social behaviour is amplified on race days and there is an increased police presence in the town centre but not on Hambridge Road.

As far as I know there are no public bins or cameras in the area other than for our individual businesses so though it shouldn't be the sole responsibility of the shop owner I think being open on race days would be a mistake for the safety of local business owners and a few residents.

I don't have any concerns for non race days as that would only cater for the local residents.

Thanks for your time in coming to this decision,
Francesca.

From: Ian Collins [mailto: [REDACTED]]
Sent: 28 August 2023 15:13
To: Licensing <licensing@westberks.gov.uk>
Subject: 4a Hambridge Rd, Newbury.

This is an EXTERNAL EMAIL. STOP. THINK before you CLICK links or OPEN attachments.

Dear Sir/Madam,

I would like to oppose the above application regarding safety grounds.

This person would like to open an all day off license on an industrial estate on the way to Newbury Racecourse. They are intending to sell bottled beers and spirits which are glass, whereas any licensed public house has to provide plastic glasses even for bottled beers or for example, Prosecco/wine.

On a raceday this will cause carnage with glass bottles being dropped and cars etc running over the broken glass and could be used in any altercations with members of the public. I believe this to be a health and safety issue and anti social behavior will occur.

In turn, this will drive another local public house out of business as well as you know, we are trying to save our local businesses.

I await your reply.

Yours sincerely

Ian Collins (local resident)

From: John Gardner [mailto:]
Sent: 30 August 2023 15:04
To: Licensing <licensing@westberks.gov.uk>
Subject: OBJECTION: Premises Licence Application by Racecourse Food & Wine Ltd

This is an **EXTERNAL EMAIL**. **STOP. THINK** before you **CLICK** links or **OPEN** attachments.

Dear Sirs

I reside at 67 Kings Road and wish to object to the application for a Premises Licence by Racecourse Food & Wine Ltd, 4a Hambridge Road, Newbury RG14 5SS. The grounds of my objection are as follows:

As a resident of King's Road I am convinced that these problems will arise from the granting of a Premises Licence to the applicant's company, and I urge the Council to refuse the application.

Dear Sirs

I reside at 67 Kings Road and wish to object to the application for a Premises Licence by Racecourse Food & Wine Ltd, 4a Hambridge Road, Newbury RG14 5SS. The grounds of my objection are as follows:

1. The address of the applicant company places it, as an outlet for strong liquor, only two or three doors from the Old London Apprentice pub, which begs the question of whether another liquor outlet in the area is beneficial to the area or even necessary, given that a large Sainsbury's is a short walk away.
2. The name of the company in question makes it perfectly clear that it aims to attract racegoers proceeding to and from Newbury Racecourse via Kings and Hambridge Roads. One can see no other need for a Premises Licence. Such liquor would then be consumed in public up and down those roads. Granting of a Premises Licence to the applicant constitutes no less than encouragement of a Public Nuisance.
3. An off-licence will, furthermore, sell liquor more cheaply than pubs do, thereby encouraging public drinking in potentially large amounts. As an area resident, on race days and nights I experience acceptable amounts of noise from pedestrian racegoers who have been drinking liquor at the racecourse or at the Old London Apprentice. The provision of more and cheaper alcohol to a pedestrian clientele would indubitably increase the noise of revellers passing my property to an unacceptable level and would promote a Public Nuisance.

4. I am aware that the Old London Apprentice pub uses only plastic containers when dispensing liquor on race days. An off-licence premises, on the other hand, will sell liquor in bottles and cans which would then be taken off the premises, often consumed in public, and then need to be disposed of. The problem here is that an inebriated person will tend to be less concerned to dispose of containers responsibly. At present, Kings Road on race days becomes a dumping-ground for uneaten food, so add to that litter-problem cans, plastic and glass bottles, and this irritation will rise to the level of yet another Public Nuisance.

5. Above all, the probable careless disposal of glass bottles raises a matter of serious concern. Many schoolchildren, let alone adults, walk, run or ride down the area's roads. Broken glass will, without doubt, become a threat to persons and vehicles. For that reason alone, granting of the Premises Licence in question will produce a threat to Public Safety and potentially expose children to grievous harm.

As a resident of King's Road I am convinced that these problems will arise from the granting of a Premises Licence to the applicant's company, and I urge the Council to deny the application.

Yours faithfully
JOHN GARDNER

Dr J M Gardner
67 Kings Road
NEWBURY RG14 5RA
Mobile: [REDACTED]
[REDACTED]

From: STEVEN WARD [mailto:]
Sent: 30 August 2023 14:31
To: Licensing <licensing@westberks.gov.uk>
Subject:

This is an EXTERNAL EMAIL. STOP. THINK before you CLICK links or OPEN attachments.

Subject: Objection to alcohol license application for premises on Hambridge Road, Newbury, close to The Old London Apprentice public house.

Reasons: 1. We already have enough outlets in Newbury selling alcohol.
2. The proposed new off-license would take more trade away from our already struggling local pubs.
3. It would encourage under-age, on-street drinking.
4. On busy race days, the selling of relatively cheap alcohol in glass bottles, strongly discouraged by the police, would pose a safety hazard.
5. More anti-social behaviour.
In summary, don't need it, don't want it.

Please do not reply to this email.

LICENSING ACT 2003

Representations

Under the Licensing Act 2003 objections can be raised against an application for a new premises licence or a variation of an existing licence. The term used in the 2003 Act, regulations, and associated guidance is 'relevant representations'.

In brief 'relevant representations' is an expression used in the Act for comments, including objections on applications. For a representation to be relevant it must relate to the effect of the grant of the licence on the promotion of one or more of the four licensing objectives:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

The key documents upon which Local Authorities rely is the Guidance issued under [section 182 of the Licensing Act 2003](#) published by the Home Office and the Council's own [Statement of Licensing Policy](#).

Making a relevant representation

Any persons and responsible authorities can make representations to the licensing authority, if they wish to do so. Representations must be made in writing to Licensing at West Berkshire Council, Culture and Environmental Protection, Environmental Health & Licensing, Council Offices, Market Street, Newbury, Berkshire RG14 5LD or by email to licensing@westberks.gov.uk

Your representations must reach us within the 28 day statutory consultation period. If you are unsure when the end date for consultation is, you can check on the Council's website for a list of current applications for Premises Licences <https://publicprotectionpartnership.org.uk/licensing/beer-and-entertainment/premises-licence/licensing-applications/>

Your representation must relate to the premises which is the subject of the application and the Licensing Objectives. If your representation does not relate to one or more of the Objectives and does not relate to the premises or application in question, it will be invalid and rejected.

Your representation must also be based on evidence or your experience and not on fear or speculation. Representations which are considered to be frivolous, vexatious or relating to competition from other businesses will not be considered.

What happens next?

If your representation is deemed to be relevant a copy will be sent to the applicant. The applicant may offer to change their application to try to satisfy your concerns.

If your concerns cannot be alleviated and you choose not to withdraw your representation, the application will be determined at a meeting of the Council's Licensing Sub-Committee and your representation and personal details will form part of the report and recorded decision, which are all public documents.

The Hearing

The Hearing will take place before a Licensing Sub-Committee which is made up of three Councillors selected from the full Licensing Committee. The applicant, objectors / representatives of objectors, and any responsible authority, will receive a Notice of Hearing. The Notice will set out the date, time and location and explains the procedure to be followed at the Hearing.

In making decisions the Sub-Committee will take into account all of the written and verbal evidence before them. They also have a duty to take into account the Licensing Objectives set out in the Licensing Act 2003, the Council's Statement of Licensing Policy and Section 182 Guidance issued by the Secretary of State.

The Decision

The Committee has five working days to make their decision and written confirmation will be distributed to all parties. If any party is unhappy about the decision, there is a right of Appeal to the Magistrates Court within 21 days of receipt of the decision.

LICENSING ACT 2003

Representations

Details of the representee:

Name: Ken Amor

Address: The Old London Apprentice, 2 Hambridge Road, Newbury

Postcode: RG14 5SS

Telephone Number: [REDACTED]

Email address: [REDACTED]

Please note the Council is required under the Licensing Act 2003 (Hearings) Regulations 2005 to provide the applicant with copies of the relevant representations made.

Details of the application to make representation(s) on:

Application Reference Number: Not known

Name of Premises: Racecourse Food and Wine Ltd

Premises Address: 4A Hambridge Road, Newbury

Postcode: RG14 5SS

Under the Licensing Act 2003, for a representation to be relevant it must be one that is about the likely effect of the application on the promotion of the four licensing objectives.

Please give details of your representation(s) and include information as to why the application would be unlikely to promote any of the following objective(s):

The Prevention of Crime and Disorder:

Public Safety:

The Prevention of Public Nuisance:

The Protection of Children from Harm:

My representation, could be deemed to impact on all 4 of these Licensing objectives. My concerns are what the people do once they have purchased the drink, we already experience people coming and sitting within our premises alcohol they have purchased elsewhere, usually Sainsbury's. And we must ask them to leave as this was not purchased from us. With the proximity of the off license, my concern this will be a regular occurrence, especially during hours we are not open, and add additional burden on ourselves to police this.

Secondly on a busy race day we only use plastic glasses and do not give customers any glass bottles as advised to us by the Police licensing officer when we took the Pub on some 9 years ago. As you will be aware there are 100's if not 1,000's of people who use Hambridge Road going to and from the race meetings. How will the sale of glass bottles be policed by the off license? I have a feeling that the burden will be placed on us to Police, which concerns me greatly, especially if a fight was to break out. Will the off license intervene? I think not. Once again, the burden placed upon us. I am sure residents along Hambridge and Kings Road, will soon be complaining about bottles dumped in their gardens.

Signed: K J Amor

Date: 29/08/2023

Please send completed form to Licensing, Public Protection Partnership, Theale Library, Church Street, Theale, Berkshire, RG7 5BZ