Notice of Meeting

Licensing Sub-Committee



Scan here to access the public documents for this meeting

Monday, 13 November, 2023 at 10.00 am

In the Council, Chamber, Council Offices, Market Street, Newbury

Link to the Livestream - https://www.youtube.com/watch?v=sx6 dV03ZO4

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, 3 November 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



Agenda - Licensing Sub-Committee to be held on Monday, 13 November 2023 (continued)

To: Councillors Phil Barnett, Billy Drummond and Paul Dick

Substitute: Councillor Clive Taylor

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. 22643 - Newbury Premier, 3 Monument Close, Essex 5 - 64

Street, Newbury RG14 6QW

Proposal: An Application for a premises licence to be granted under the

Licensing Act 2003

Location: Newbury Premier, 3 Monument Close, Essex Street, Newbury

RG14 6QW

Applicant: Eng Retails Ltd

Sarah Clarke.

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

Newbury Premier, 3 Monument Close, Essex Street, Newbury RG14 6QW (Application Number 22643)

Type of Application: New Premise Licence
Parish/Town Council: Newbury Town Council

Ward Members: Councillors Adrian Abbs, Patrick Clark, and David Marsh.

Case Officer: Philippa J. Heath, Interim Licensing Officer

Portfolio Holder: Councillor Lee Dillon

Service Director: 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. Options available to Members are 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. An application has been received from Eng Retails Ltd for a new premises licence under the Licensing Act 2003, in respect of Newbury Premier, 3 Monument Close, Essex Street, Newbury RG14 6QW.
- 3.2. The application was received by the Council on 19th September 2023 and the consultation process started on the 20th September and ended on the 17th October 2023.
- 3.3. 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.
- 3.4. The Licensing Authority may only consider aspects relevant to the application that have been raised in these representations.
- 3.5. Members of the Licensing Sub-Committee are requested to determine the application having regard to the operating schedule, representations received, the Council's Statement of Licensing Policy, revised Section 182 guidance and the four licensing objectives.
- 3.6. 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.

3.7. Licence holders are required, when offering any licensable activity, to ensure that they promote the licensing 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.

3.8. 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 received an application on 19th September 2023 from Thusyanthan Thiyagarajah of Eng Retails Ltd, 56 Holly Gardens, West Drayton, UB7 9PE. The applicant seeks a new premises licence under the Licensing Act 2003, in relation to Newbury Premier, 3 Monument Close, Essex Street, Newbury RG14 6QW. This application had been recorded under reference number 22643 dated 19th September 2023. A copy of the application is attached as Appendix 1 and Plan as Appendix 2. The details of the DPS are attached at Appendix 3.
- 4.2. The application seeks a premises licence to permit the following activities:-

J. Supply of Alcohol:

Monday to Thursday, and Sunday 06:00hrs – 23:00hrs off sales only Friday and Saturday 06:00hrs – 00:00hrs off sales only

5. Background information

- 5.1. 3 Monument Close, is a ground floor unit situated in a retail parade in Essex Street, Newbury. The property comprises main retail space, store then garage at the rear. The property has free parking to the front and rear of the property.
- 5.2. The applicant has advised the Council, that the unit is currently empty, but was once a Mc Coll's retail shop, which had a alcohol licence and opening hours of 06:00hrs 18:00hrs.
- 5.3. Occupiers of the same retail parade include a Co-op store, which is licenced to sell alcohol from 07:00hrs 22:00hrs, off the premises only. The other businesses in the parade are a store selling electronic cigarettes, a fish & chip shop, a fast-food chicken outlet, a Coral bookmaker, and a hairdressers.
- 5.4. The applicant has offered up conditions in support of their application and several further conditions were agreed between Thames Valley Police and the applicant. These are shown as *Appendix 5 and if granted and agreed by the Sub-Committee, will form part of the operating schedule.

6. Consultation

- 6.1. The 28-day consultation period ran from 20th September 2023 to the 17th October 2023. Responsible Authorities, Ward Members and Newbury Parish Council were advised by email on the 20th September 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. Twelve valid representations were received from local residents, who objected to the application. Copies of the reps are attached as **Appendix 4**
- 6.3. It is noted on record that a further two representations were received during the consultation period, but were not considered to be valid representations, as they did not relate to the effect of the grant of the licence on the promotion of one or more of the four licensing objectives.

7. Responses Received

Fire Authority – No objection

The Chief Officer of Police Thames Valley – No objection (*see pre agreed conditions attached)

Environmental Health – No objection

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

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: (12 valid objections)

8. Summary of Relevant Representations

8.1. Twelve valid representations had been received from members of the public, who objected to the application, believing that that the granting of the new premises licence would undermine three of the licensing objectives, namely prevention of crime and disorder, prevention of public nuisance and public safety.

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

10. Appendices

Appendix 1 – Application

Appendix 2 – Plan

Appendix 3 – DPS Consent

Appendix 4 – Representations

Appendix 5- Thames Valley Police pre -agreed conditions

Person to Contact: Philippa J.Heath

Email: Philippa.Heath1@westberks.gov.uk

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.

Eng Retails Limited

I/We						
apply descri releva	for a probed in line	ame(s) of applicant) remises licence under section Part 1 below (the premises) a sing authority in accordance nises details	and I/we are n	nakin	g this applicat	ion to you as the
Posta	ıl addre:	ss of premises or, if none, ord	nance survey n	nap re	ference or desc	ription
	3 MON ESSEX	Iry Premier IUMENT CLOSE K STREET, NEWBURY BERKSHIRE,				
Post	town	NEWBURY			Postcode	RG14 6QW
Telep	ohone n	umber at premises (if any)				
Non-	domest	ic rateable value of premises	£ 16750.00			
Part 2	- Appl	icant details				
Please	state w	hether you are applying for a	premises liceno	ce as	Please tick	x as appropriate
a)	an ind	ividual or individuals *			please comple	ete section (A)
b)	a pers	on other than an individual *				
		s a limited company/limited li partnership	iability	X	please comple	ete section (B)
	ii a	s a partnership (other than limitability)	nited		please comple	ete section (B)
		s an unincorporated association	on or		please comple	ete section (B)
	iv o	ther (for example a statutory of	corporation)		please comple	ete section (B)
c)	a reco	gnised club			please comple	ete section (B)
d)	a char	ity			please comple	ete section (B)

e)	the proprietor	of an educational establis	shment		please comp	olete section (B)	
f)	a health service	ee body			please comp	olete section (B)	
g)	Care Standard	is registered under Part 2 is Act 2000 (c14) in respe ospital in Wales			please comp	elete section (B)	
ga)	Part 1 of the I (within the me	is registered under Chapt Jealth and Social Care Ac eaning of that Part) in an ospital in England			please comp	olete section (B)	
h)	the chief officer of police of a police force in please complete section please						
	ou are applying elow):	as a person described in	(a) or (b) pl	lease (confirm (by ti	cking yes to one	
premi	ises for licensal	proposing to carry on a buble activities; or	isiness whic	ch inv	olves the use	of the]
I am 1		lication pursuant to a				_	_
	statutory fund					L	_
	a function dis	charged by virtue of Her	Majesty's p	orerog	ative		
(A) IN	DIVIDUAL A	PPLICANTS (fill in as a	pplicable)				
Mr	☐ Mrs	Miss	Ms 🗌		er Title (for nple, Rev)		
Mr Surn		Miss	Ms First na	exar	·		
Surn		☐ Miss ☐ I am 18 years	First na	exar	·	yes	
Surn. Date	ame		First na	exar	mple, Rev)	yes	
Surn. Date Natio	ame of birth	I am 18 years	First na	exar	mple, Rev)	yes	
Surn. Date Natio	of birth onality ent residential ess if different fi	I am 18 years	First na	exar	mple, Rev)	yes	
Surn. Date Natio	of birth onality ent residential ess if different fi ises address	I am 18 years	First na	exar	Please tick	yes	
Surna Date Nation Curre addre premi	of birth onality ent residential ess if different frises address cown ime contact tel	I am 18 years	First na	exar	Please tick	yes	

SECOND INDIVIDU	UAL APPLICANT	(if applicable)		
Mr Mrs	☐ Miss ☐	IV/IC I I	Other Title (for example, Rev)	
Surname		First nan	mes	
Date of birth	I ar	m 18 years old or o	over Pleas	se tick yes
Nationality				
Where applicable (if checking service), the note 15 for information	ne 9-digit 'share code			
Current residential address if different f premises address	rom			
Post town	•		Postcode	
Daytime contact tel	lephone number		·	
E-mail address (optional)				
(B) OTHER APPLIC		lress of applicant	in full. Where a	ppropriate 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	Eng Retails Limited
Address	
	56 Holly Gardens, West Drayton, England, UB7 9PE
Registere	ed number (where applicable)
12	2915244
Descripti	on of applicant (for example, partnership, company, unincorporated association etc.)
	Limited Company

1 010	ephone number (if any)	
E-m	nail address (optional)	
Part	3 Operating Schedule	
Who	en do you want the premises licence to start?	DD MM YYYY 2 6 1 0 2 0 2 3
	ou wish the licence to be valid only for a limited period, in do you want it to end?	DD MM YYYY
Plea	ase give a general description of the premises (please read guidan	ace note 1)
60 sq no co	ROUND FLOOR, 3 MONUMENT CLOSE, ESSEX STREET WW shop with E class use. It has 70.78 square metres shop uare metres storage and 11.9 square meter Garage. The pendomestic rateable value (NDRV) of £16750.00.We are a novenience store with sale of alcohol, lottery tickets, newspay point and pay zone.	o floor and 29.13 oremises has iming to set up a
If 5,0	000 or more people are expected to attend the premises at any	
	time, please state the number expected to attend.	No
What	licensable activities do you intend to carry on from the premises	
	neensable activities do you intend to early on from the premises	?
(pleas	se see sections 1 and 14 and Schedules 1 and 2 to the Licensing A	
•	•	
-	se see sections 1 and 14 and Schedules 1 and 2 to the Licensing A	Act 2003) Please tick all that
Prov	se see sections 1 and 14 and Schedules 1 and 2 to the Licensing Avision of regulated entertainment (please read guidance note 2)	Act 2003) Please tick all that
Prov	se see sections 1 and 14 and Schedules 1 and 2 to the Licensing A vision of regulated entertainment (please read guidance note 2) plays (if ticking yes, fill in box A)	Act 2003) Please tick all that
Prova) a) b)	se see sections 1 and 14 and Schedules 1 and 2 to the Licensing Avision of regulated entertainment (please read guidance note 2) plays (if ticking yes, fill in box A) films (if ticking yes, fill in box B)	Act 2003) Please tick all that apply
Prova	se see sections 1 and 14 and Schedules 1 and 2 to the Licensing Avision of regulated entertainment (please read guidance note 2) plays (if ticking yes, fill in box A) films (if ticking yes, fill in box B) indoor sporting events (if ticking yes, fill in box C)	Act 2003) Please tick all that apply
Prov a) b) c) d)	se see sections 1 and 14 and Schedules 1 and 2 to the Licensing Avision of regulated entertainment (please read guidance note 2) plays (if ticking yes, fill in box A) films (if ticking yes, fill in box B) indoor sporting events (if ticking yes, fill in box C) boxing or wrestling entertainment (if ticking yes, fill in box D)	Act 2003) Please tick all that apply
Prov a) b) c) d) e)	se see sections 1 and 14 and Schedules 1 and 2 to the Licensing Avision of regulated entertainment (please read guidance note 2) plays (if ticking yes, fill in box A) films (if ticking yes, fill in box B) indoor sporting events (if ticking yes, fill in box C) boxing or wrestling entertainment (if ticking yes, fill in box D) live music (if ticking yes, fill in box E)	Act 2003) Please tick all that apply

Provision of late night refreshment (if ticking yes, fill in box I)	
Supply of alcohol (if ticking yes, fill in box J)	X

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	ce note 7		(produce rouge gardanice riote c)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gui	dance note 4)	
Tue					
Wed			State any seasonal variations for performing p guidance note 5)	<u>lays</u> (please re	ad
Thur					
Fri			Non standard timings. Where you intend to us for the performance of plays at different times the column on the left, please list (please read g	to those listed	l in
Sat					
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Films Standard days and timings (please read			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	ce note 7		(produce rouge gardanice riote c)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gui	dance note 4)	
Tue					
Wed			State any seasonal variations for the exhibition read guidance note 5)	of films (plea	se
Thur					
Fri			Non standard timings. Where you intend to us for the exhibition of films at different times to column on the left, please list (please read guida	those listed in	
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Standa timing	r sporting ard days and s (please ace note 7	nd read	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			

entert	g or wres ainments rd days a	;	Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
timing	s (please ce note 7	read	product is the control of the contro	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gui	dance note 4)	
Tue					
Wed			State any seasonal variations for boxing or wro entertainment (please read guidance note 5)	estling	
			(please read guidance note 3)		
Thur					
Fri			Non standard timings. Where you intend to use for boxing or wrestling entertainment at differ		
			listed in the column on the left, please list (plea		
Sat			note 6)		
Sun					

Standa	Live music Standard days and timings (please read		Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	ice note 7		(preuse read guidance note s)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gui	dance note 4)	
Tue					
Wed			State any seasonal variations for the performa (please read guidance note 5)	nce of live mu	<u>sic</u>
Thur					
Fri			Non standard timings. Where you intend to use for the performance of live music at different to listed in the column on the left, please list (please).	imes to those	
Sat			note 6)		
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Standa	Recorded music Standard days and timings (please read		Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	ice note 7		(preuse read guidance note s)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gui	dance note 4)	
Tue					
Wed			State any seasonal variations for the playing of (please read guidance note 5)	f recorded mu	<u>sic</u>
Thur					
Fri			Non standard timings. Where you intend to us for the playing of recorded music at different t listed in the column on the left, please list (please list)	imes to those	
Sat			note 6)		
Sun					

Performances of dance Standard days and			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
timings (please read guidance note 7)			(prease read guidance note 3)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gui	dance note 4)	
Tue					
Wed			State any seasonal variations for the performa	nce of dance	
			(please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to us		
			for the performance of dance at different times the column on the left, please list (please read g		
Sat					
		†			
Sun					
		1			

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 entertainm providing	nent you will bo	9
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read	Indoors	
Mon			guidance note 3)	Outdoors	
				Both	
Tue			Please give further details here (please read gui	dance note 4)	
Wed					
Thur			State any seasonal variations for entertainment description to that falling within (e), (f) or (g) guidance note 5)		
Fri					
Sat			Non standard timings. Where you intend to us for the entertainment of a similar description twithin (e), (f) or (g) at different times to those l column on the left, please list (please read guida	o that falling isted in the	<u>S</u>
Sun					

Late night refreshment Standard days and			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
timings (please read guidance note 7)			France Change and Samuel and Ch	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gui	dance note 4)	
Tue					
Wed			State any seasonal variations for the provision	of late night	
			<u>refreshment</u> (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to us	se the premise	<u>s</u>
	<u> </u>	†	for the provision of late night refreshment at d those listed in the column on the left, please list		<u>, to</u>
Sat			guidance note 6)		
		 			
Sun					
		†			

Supply of alcohol Standard days and timings (please read			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	
guidance note 7)				Off the premises	X
Day	Start	Finish		Both	
Mon	06:00	23:00	State any seasonal variations for the supply of read guidance note 5)	alcohol (please	e
Tue	06:00	23:00			
Wed	06:00	23:00			
Thur	06:00	23:00	Non standard timings. Where you intend to us for the supply of alcohol at different times to the column on the left, please list (please read guidant please list).	nose listed in t	
Fri	06:00	00:00			
Sat	06:00	00:00			
Sun	06:00	23:00			

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	Mr Thusyanthan Thiyagarajah			
Date of birth	21/11/1978			
Address				
	, Dartford			
Postcode	DA1 5			
	ence number (if known)			
i ci sullai lice	21/00046/LAPER			
Issuing licen	Issuing licensing authority (if known) Dartford Borough Council			

\mathbf{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).

None

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) None
Day	Start	Finish	
Mon	06:00	23:00	
Tue	06:00	23:00	
Wed	06:00	23:00	
			Non standard timings. Where you intend the premises to be
Thur	06:00	23:00	open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
Fri	06:00	00:00	
Sat	06:00	00:00	
Sun	06:00	23:00	

\mathbf{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)

The Council's statement of Licensing policy has carefully been considered and in order to promote the four licensing objectives the following conditions are offered as part of our operating schedule: 1. The CCTV system serving the premises (in accordance with Home Office Guidelines) shall be maintained fully operational and in good working order at all times; make and retain clear images that include the points of sale of alcohol and facial images of the purchasers of the alcohol; show an accurate date and time that the images were made; will include a monitor, visible to the salesperson when serving at the tills, that displays the images being recorded by the external camera.

SEE ATTACHMENT

b) The prevention of crime and disorder

In the event that an incident occurs for which the police have been called, the crime scene shall be preserved to enable police to carry out a full forensic investigation. Appropriate signage of the CCTV, any restrictions on the admittance of individuals according to age and or any conditions of entry to the premises shall be displayed in conspicuous positions. Eng retails Ltd will maintain liaison with the neighbourhood police officers regarding any issues relating to the premises. The alcohol for sale display shall be within the sight of staff and not closer to Entrance or Exit of the Shop. Sprits and tobacco products will be kept behind the till. All staff uniformed while on duty. Area will be kept clean and free from obstacles for customers, premises bins will be kept and cleaned regularly. We will ensure that any person selling or supplying alcoholic drink under the authority of a personal licence holder asks for a photo ID proof of age where they have reason to suspect, Notices will be displayed inside the premises stating that a Challenge25 policy is in force. We operate a zero tolerance to aggressive and/or violent behaviour towards staff members.

c) Public safety

Eng Retails Ltd will at all times maintain adequate levels of staff and security measures (CCTV will be operating 24/7 and Shop will be burglar alarmed during its' non operational hours). Such staff and security levels will be disclosed, on request, to the licensing authority and police. A fire risk assessment to be conducted and reviewed regularly in accordance with the requirements of the Regulatory Reform ((Fire Safety) order 2005. We will be responsible for the disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises. We will ensure that lighting is provided outside the premises during the hours of darkness when any licensable activity takes place on the premises

d) The prevention of public nuisance

Area immediately in front of the store shall be inspected on a regular basis and management and staff shall use their best endeavours to prevent our customers from loitering in the said areas, persons refusing to move shall be subject of a report to the Police to facilitate safe dispersal. Signage will be displayed at the exit of the premises requesting customers leaving the premises late at night to do so quietly and with consideration so as not to disturb nearby residents. No deliveries or removals other than newspaper, milk and bread shall take place between the hours of 23:00 hours and 06:00 hours the following day. Lighting serving the premises and under the control of the Premises Licence Holder shall not cause nuisance to the occupiers of nearby properties.

e) The protection of children from harm

The premises licence holder will ensure that the age verification policy operated at the premises shall be "Challenge 25". This means that whilst alcohol may be sold to persons aged 18 years or over, any person who appears under 25 years of age shall be required to provide proof of age using an acceptable form of ID. The only forms of ID that may be accepted shall be: a) a proof of age card bearing the PASS hologram logo; b) a passport; c) a UK photo driving licence; or d) a military ID card SEE OPERATING SCHEDULE

Checklist:

Please tick to indicate agreement

I have made or enclosed payment of the fee. \mathbf{x} I have enclosed the plan of the premises. X I have sent copies of this application and the plan to responsible authorities and X others where applicable. I have enclosed the consent form completed by the individual I wish to be X designated premises supervisor, if applicable. I understand that I must now advertise my application. X I understand that if I do not comply with the above requirements my application will X 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 X 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	 [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

_	work ch	neck using the Ho	to work, or have conducted ome Office online right to w their right to work (please	vork checking
Signature				
Date	18/09/2023			
Capacity	Company Dire	ector		
	gent (please read guid		or 2 nd applicant's solicitor f signing on behalf of the a	
Signature				
Date				
Capacity				
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Thusyanthan Thiyagarajah,				
Post town	Dartford		Postcode	DA1 5
	number (if any)	-		,

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

Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout
 and any other information which could be relevant to the licensing objectives. Where
 your application includes off-supplies of alcohol and you intend to provide a place for
 consumption of these off-supplies, you must include a description of where the place will
 be and its proximity to the premises.
- 2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and

- (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
- 3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
- 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
- 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
- 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
- 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
- 10. Please list here steps you will take to promote all four licensing objectives together.
- 11. The application form must be signed.
- 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
- 14. This is the address which we shall use to correspond with you about this application.

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

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

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

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

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

Documents which demonstrate entitlement to work in the UK

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

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

- (ii) self-employed e.g. contracts, invoices, or audited accounts with a
- (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
- (iv) self-sufficient e.g. bank statements.

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

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

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

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

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

Home Office online right to work checking service

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

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

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

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

OPERATING SCHEDULE FOR NEWBURY PREMIER, GROUND FLOOR, 3 MONUMENT CLOSE, ESSEX STREET, NEWBURY, WEST BERKSHIRE, RG14 6QW

a) General - all four licensing objectives (b, c, d and e)

The Council's Statement of Licensing policy has carefully been considered and in order to promote the four licensing objectives the following conditions are offered as part of our operating schedule: 1. The CCTV system serving the premises (in accordance with Home Office Guidelines) shall be maintained fully operational and in good working order at all times; make and retain clear images that include the points of sale of alcohol and facial images of the purchasers of the alcohol; show an accurate date and time that the images were made; will include a monitor, visible to the salesperson when serving at the tills, that displays the images being recorded by the external camera.

- 2. All CCTV images shall be retained for a period of not less than 31 days.
- 3. The original CCTV images shall be shown immediately upon demand to any police officer, community support officer or authorised person.
- 4. The original CCTV images, or a copy, shall be provided to any police officer, community support officer or authorised person within 48 hours of a request having been made in a format that can be viewed on readily available equipment without the need for specialist software.
- 5. No alcohol shall be sold if the CCTV equipment is inoperative for any reason.
- 6. The physical location of alcohol displays shall be in an area within sight of staff.
- 7. The age verification policy operated at the premises shall be "Challenge 25". This means that whilst alcohol may be sold to persons aged 18 years or over, any person who appears under 25 years of age shall be required to provide proof of age using an acceptable form of ID. The only forms of ID that may be accepted shall be: a)a proof of age card bearing the PASS hologram logo; b)a passport; c)a UK photo driving licence; or d)a military ID card.
- 8. Notices advertising that the premises operates a "Challenge 25" scheme shall be displayed in a clear and prominent position at the retail premises entrance and inside at the premises.
- 9. A book or other form of record, a version of which must be in English, shall be kept in which shall be recorded the date, time and circumstances of a) any challenge made in accordance with the "Challenge 25" scheme. b) any disorder, ejection or other relevant incident that occurs on the premises. This book, or record, shall be kept on the premises at all times they are open and shall be made available for inspection immediately upon demand by any police or community support officer or authorised person. The Designated Premises Supervisor shall frequently check the book to ensure all staff are using it and shall sign and date it immediately after the latest entry.
- 10.Allstaff whose responsibilities include the retail sale of alcohol shall receive training on induction and every year thereafter on: a) the terms, conditions and restrictions of the Premises Licence; b)the prevention of unlawful sales of alcohol, and the likely consequence of making an unlawful sale, which shall include: i. the operation of the "Challenge 25" scheme; ii. types of acceptable ID; iii. the method of recording challenges; iv. refusing sales of alcohol to persons who appear to be drunk; and v. preventing proxy sales; c) the operation of the CCTV equipment; and d) drug awareness, which shall include training on the drugs policy applicable to the premises. Such training shall be recorded, aversion of which must be kept in English, and these records shall, on request, be made available to any police or community support officer or authorised person immediately upon demand.

b) The prevention of crime and disorder

In the event that an incident occurs for which the police have been called, the crime scene shall be preserved to enable police to carry out a full forensic investigation. Appropriate signage of the CCTV, any restrictions on the admittance of individuals according to age and or any conditions of entry to the premises shall be displayed in conspicuous positions. Eng retails Ltd will maintain liaison with the neighbourhood police officers regarding any issues relating to the premises. The alcohol for sale display shall be no more than 10% of the trading area. Sprits and tobacco products will be kept behind the till. All staff uniformed while on duty. Area will be kept clean and free from obstacles for customers, premises bins will be kept and cleaned regularly. We will ensure that any person selling or supplying alcoholic drink under the authority of a personal licence holder asks for a photo ID proof of age where they have reason to suspect, Notices will be displayed inside the

premises stating that a Challenge25 policy is in force. We operate a zero tolerance to aggressive and/or violent behaviour towards staff members.

c) Public safety

Eng Retails Ltd will at all times maintain adequate levels of staff and security. Such staff and security levels will be disclosed, on request, to the licensing authority and police. A fire risk assessment to be conducted and reviewed regularly in accordance with the requirements of the Regulatory Reform ((Fire Safety) order 2005. We will be responsible for the disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises. We will ensure that lighting is provided outside the premises during the hours of darkness when any licensable activity takes place on the premises. Social distancing and sanitising measures will be available on site

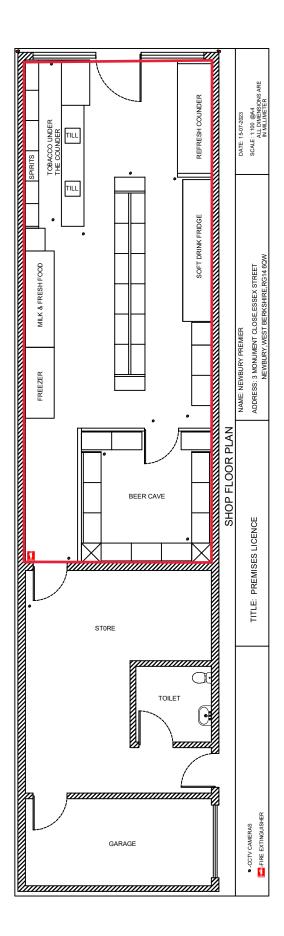
d) The prevention of public nuisance

Area immediately in front of the store shall be inspected on a regular basis and management and staff shall use their best endeavours to prevent our customers from loitering in the said areas, persons refusing to move shall be subject of a report to the Police to facilitate safe dispersal. Signage will be displayed at the exit of the premises requesting customers leaving the premises late at night to do so quietly and with consideration so as not to disturb nearby residents. No deliveries or removals other than newspaper, milk and bread shall take place between the hours of 23:00 hours and 07:00 hours the following day. Lighting serving the premises and under the control of the Premises Licence Holder shall not cause nuisance to the occupiers of nearby properties.

e) The protection of children from harm

The premises licence holder will ensure that the age verification policy operated at the premises shall be "Challenge 25". This means that whilst alcohol may be sold to persons aged 18 years or over, any person who appears under 25 years of age shall be required to provide proof of age using an acceptable form of ID. The only forms of ID that may be accepted shall be: a) a proof of age card bearing the PASS hologram logo; b) a passport; c) a UK photo driving licence; or d) a military ID card

Notices advertising that the premises operates a "Challenge 25" scheme shall be displayed in a clear and prominent position at the retailer premises entrance(s) / and inside. Signs shall be displayed inside and outside of the premises warning adults that it is an offence to buy alcohol on behalf of anyone under the age of 18. No children shall be allowed on the premises after 23:00hours. A till prompt system shall be in operation at the store which will remind the operator to require any customer appearing to that member of staff to be under the age of 25 to produce ID. The sale of that item shall be electronically inhibited if the operator does not electronically confirm that either the customer has ID proving they are aged 18 or over or that the customer appeared to be over the age of 25. A logbook shall be kept of all refusals, which shall be retained for 12months from the date of each refusal. The Premises Licence Holder shall ensure that the refusals log is printed, checked, signed and dated on a weekly basis by the Designated Premises Supervisor. The refusals log will be kept and maintained at the premises and will be available for inspection immediately upon demand by any police or community support officer or authorised person.



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Consent of individual to being specified as premises supervisor

1	Mr Thusyanthan Thiyagarajah
Į,	full name of prospective premises supervisor]
of	
,	Dartford, DA1 5
[home a	ddress of prospective premises supervisor]
	confirm that I give my consent to be specified as the designated premises isor in relation to the application for
Prem	ises License
[type of	application]
by Eng	Retails Limited
[name o	f applicant]
relating	g to a premises licence [number of existing licence, if any]
for	
	bury Premier, GROUND FLOOR, 3 MONUMENT CLOSE EX STREET, NEWBURY, WEST BERKSHIRE, RG14 6QW
[name a	nd address of premises to which the application relates]

and any premises licens by	be to be granted or varied in respect of this application made
Eng Retails Limited	
[name of applicant]	
concerning the supply o	f alcohol at
	DUND FLOOR, 3 MONUMENT CLOSE /BURY, WEST BERKSHIRE, RG14 6QW
[name and address of premi	ses to which application relates]
I also confirm that I am intend to apply for or obelow.	entitled to work in the United Kingdom and am applying for, currently hold a personal licence, details of which I set out
Personal licence numbe 21/00046/LAPER	г
[insert personal licence numb	er, if any]
Personal licence issuing	authority
Dartford Borough Coun	cil
[insert name and address and	telephone number of personal licence issuing authority, if any]
Signed	····
Name (please print)	Thusyanthan Thiyagarajah
Date	18/09/2023

From: Meg Thomas

Sent: 28 September 2023 16:08

To: Licensing < licensing@westberks.gov.uk >

Subject: A licensing application for a "Newbury Premier" convenience store 3 Monument Close

As a local resident and town councillor I wish to object. In my official capacity I frequently hear people bemoaning the loss of the coffee shop NuMee, which acted as a brilliant hub for the community. I would be rich if I had a pound for every time I heard someone say they wished there were a coffee shop.

On the other hand, I have not heard anyone asking for a shop selling newspapers, lottery tickets and late night booze. Indeed we already have Co-op and Sainsbury which meet the needs of newspaper, food and alcohol shoppers until late enough.

We have a resident who is desperate to open such a cafe, and this would seem a much better option. It would really improve this somewhat neglected local mimi shopping venue.

Thanks for considering this,

Meg Thomas

EH & L

05 0CI 2023

RECEIVED

Public Protection | Bracknell Forest | West Berkshire

LICENSING ACT 2003

Representations

Telephone Number
Telephone Number

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: Selling alcohol till midnight could lead to disorder. The majority of Local residents discussing this on social media are against the proposal. They prefer a cafe and there is someone desperate to ake this on.
Public Safety:
The availability of alcohol late at night is well known to be a safery issue
The Prevention of Public Nuisance: People drinking late at night can present a public nuisance; this is an area where people congregate
The Protection of Children from Harm:
Again, this encourages under age intoxication or children could be victim of people gathering to drink
Signed:Meg Thomas
Date:2.10.23

From: David McTurk

Sent: Tuesday, October 17, 2023 5:38 PM **To:** Licensing < licensing @ westberks.gov.uk >

Subject: Newbury Premier store at 3 Monument Close, Wash Common

Dear Sirs

I wish to object in the strongest possible terms to this application, on the grounds that it is completely inappropriate, provides no service of value, but presents a risk to the community.

There is already a Co-op and a Sainsbury's in the immediate vicinity, as well as the Gun pub and a relatively new fast-food outlet. Alcohol, lottery tickets, newspapers, magazines and food are all already available with a choice of outlet at which to obtain them, so adding another outlet does not fulfil any unmet need and serves no useful purpose whatsoever.

On the other hand, selling alcohol until late at night presents a real problem and is completely and utterly inappropriate in my view. There is already an increasing problem of antisocial behaviour, drug use and vagrancy in the area, to which I can testify, and selling alcohol late at night can only exacerbate this.

I object totally to the application, in its entirety.

I would be happy to discuss this directly if required.

Regards

David McTurk Newbury RG14 7

From: Dorothy Hogg

Sent: Thursday, September 28, 2023 9:12 PM To: Licensing < licensing@westberks.gov.uk >

Subject: Objection licensing application for a "Newbury Premier" convenience store at 3 Monument

Close

I would like to submit and objection to the application for a licensing application for a "Newbury Premier" convenience store at 3 Monument Close.

Wash common does not need another convenience store when we already have co-op and sainsburys local.

There are already significant characters who sit on the walls drinking at all hours so we would not want to encourage more of this.

It would be wonderful to see a local cafe back on that parade of shops.

From: Gemma Fuller

Sent: Friday, September 29, 2023 11:56 AM **To:** Licensing < licensing@westberks.gov.uk >

Subject: Proposed development of 3 Monument Close, Wash Common.

Good morning,

I am e-mailing today to register my thoughts about the proposed development of 3 Monument Close, Wash Common.

I think it is completely unnecessary to have yet another shop on that stretch which sells alcohol, newspapers, food etc, as there is a Co-Op there already.

In my opinion (and a lot of local friends feel similarly) it would be much better to have a cafe (potentially dog friendly?) there instead; especially as there is a new pet shop opening opposite. There are no other coffee shops in the local vicinity and when there was a coffee shop a few doors down, it was incredibly popular and sorely missed. We need more social places where we can meet up with friends and relax.

Furthermore, selling alcohol up until midnight over the weekend may well encourage more drunk and disorderly behaviour locally.

Please consider the points I have raised. Hove this area and want to help it become the best it can be!

Many thanks.

Kind regards, Gemma Fuller

From: Hannah Hickson

Sent: Tuesday, October 17, 2023 10:45 PM **To:** Licensing < licensing @westberks.gov.uk >

Subject: Re: Objection to new license application I'm Monument close, Wash Common

Dear Vicky,

Thank you for your reply.

One of the Newbury Counsellors advised we just needed to send our objections to this email address rather than filling in a form.

In short, I am objecting to this license based on the potential that it will promote crime and disorder within the local area and be a public nuisance in terms of noise with such a late closing time and selling alcohol within these hours. It is unnecessary and very concerning for the local residents.

Thank you, Hannah Hickson

----Original Message-----From: Hannah Hickson

Sent: Sunday, October 15, 2023 9:09 PM To: Licensing licensing@westberks.gov.uk

Subject: Objection to new license application I'm Monument close, Wash Common

Hello,

I've heard that there is a license application for a new shop at Wash common parade at Monument Close.

I am writing to object this; I'm not sure why we need another shop selling the same things that Co-op and Sainsbury's do plus the pub that sells alcohol. My huge concern is that it will stay open until 11pm on weekdays and midnight on Friday and a Saturday. It's such a built up residential area that I don't know why this is necessary. Also the demographics of this lovely area (mainly elderly and families with school aged children) do not need a shop open for any later than the current shops at 10pm.

A coffee shop that can be used during the day by people working from home, walkers/cyclists and children on the school runs etc would be much nicer and more useful in my opinion. We had a much loved coffee shop (Numee) which has left a gap in what we as a community need, not another shop staying late and selling the same items we already have access to.

In summary I feel it isn't needed and will have a detrimental affect on a lovely residential area.

Thank you for your consideration. Hannah Hickson

From: Jennie Drake

Sent: Monday, October 2, 2023 11:12 AM
To: Licensing < licensing@westberks.gov.uk >
Subject: 3, Monumnet Close, Newbury

To Whom it May Concern,

I would like to register my objection to the proposed new premises licence at the above unit. I feel that a licence running so late will result in antisocial behaviour in the local area, attracting people who have already been drinking. Local residents already have to deal with intoxicated people arguing and fighting their way down Essex Street and this will only attract more of this. We have the empty cans and bottles thrown into our gardens, fences used as urinals etc. There are already 2 shops locally (Co-op and Sainsbury) that sell alcohol until quite late into the evening. Having this Premier shop open until late is not in line with the other local shops and seems totally unnecessary for a residential area. I realise this objection is only regarding licensing, but I also feel that another convenience store, right next door to an existing shop selling basically the same things (Co-op) is completely nonsensical, but if that decision has already been made, then I will just object strongly to the extended licencing hours.

Yours

Jennie Drake

From: mary moffat

Sent: Monday, October 9, 2023 1:25 PM

To: Adrian Abbs (who passed onto the Licensing Team) **Subject:** Alcohol license Application Monument Close

Hi Adrian

I have just written a letter to the Licensing Dept about this. A terrible idea, we already have Co OP and Sainsburys open till 10 pm.

This new one is up to 11pm. I can imagine sad cases sitting on the monument drinking till late and leaving bottles about, possible broken. I hope locals are aware of this.

Regards Mary Moffat

From: David Fenn

Sent: Thursday, September 28, 2023 10:15 PM To: Licensing licensing@westberks.gov.uk>

Subject: licensing application for a "Newbury Premier" convenience store at 3 Monument Close

I wish to object to a licensing application for a convenience store with licence to sell alcohol at 3 Monument Place, Wash Common.

We already have a very good Coop next door to the premises and a convenience Sainsbury's nearby both of which sell alcohol, groceries, newspapers, etc.. There is also the Gun public house. Therefore it definitely is not necessary for another establishment to sell drink and groceries!

The area already attracts vulnerable people who sit on the wall or nearby bench with cans or bott les. It would be a shame to make the area more attractive to those who need to avoid excessive alcohol intake.

What a shame the application is not for a small independent cafe where locals can sit and chat, enjoy a hot drink and homemade snack.

Marion Fenn

From: Blake Ludwig

Sent: Monday, October 2, 2023 5:09 PM **To:** Licensing < licensing @westberks.gov.uk >

Cc: David Marsh (Councillor) < david.marsh1@westberks.gov.uk>

Subject: objection to licensing application 22643 - off license, 3 Monument Close, Essex St, Newbury

To whomever is in charge of licensing applications for a new off licence at 3 Monument Close, Essex Street - application 22643 - I would like to wholeheartedly object.
I live around the corner at [redacted].

Recently we lost a vibrant cafe on Monument Close to a fast food chicken shop. We also lost a valuable post office. We have a vape shop and a betting shop at a time when the extreme negatives of vaping (addictive) and betting/gambling (mental health) are being widely discussed. The one good redeaming shop there is the Co-op.

Also the Gun pub is struggling as it is on that corner. Why would you want to openly compete with our local shops that are working hard to keep up custom?

The last thing we need (and Id say the local community want) is an off-licence that is open to sell cheap booze from 6am to midnight.

What are you trying to encourage by approving this application?

Many Thanks, Blake Ludwig Newbury RG14 6

From: Hayley Mann

Sent: Tuesday, October 17, 2023 8:20 PM **To:** Licensing < licensing@westberks.gov.uk > **Subject:** 3 Monument close license application

Hello West Berks

I am writing to voice my concern about the potential late licensing application and for another convenience store to be within the wash common area of Newbury.

I don't believe this store should have a late licensing, as those that will be buying and consuming alcohol will be doing it on a pre-planned shop or picking it up during the day from Co-op or the Sainsbury's local, not requiring it this late of an evening.

I have a massive concern that those purchasing alcohol at this late time, will be either consuming in or around the local area which could lead to noise, which is unfair on the local community that has a strong family presence.

It may also encourage those leaving the gun pub next door to the shops to continue drinking in the local area once the Gun pub shuts, again leading to noise in the local area where my children and I are asleep.

I am also worried about the increase in litter, as there is more litter than should be with Molly's and the current shops on offer. Even though there are bins close to the monument tower, the grass is always covered during term time and school hours.

I would also like to voice my concern over another convenience store being opened. I didn't use McColls, there was no reason to shop there once the post office went. Co-op and Sainsbury's local has everything I need for my convenience needs as I know it does for neighbours around me.

What was considerably missed was the Coffee Shop, Numee when this left, it was a real shame and left a hole in the community. So many locals used it, to meet up with wash common locals, after dog walks, or just somewhere to go, which is missing in wash common.

There was meant to be a café opening in wash common park, but there has been no work or further discussion on this for something that was aiming to be built Sept last year.

I feel that this store opening is only focused on the commercial benefit to the landlords and has not taken into consideration what the local community needs, which is a real shame.

Kind regards

Hayley

From: Clare Brown

Sent: Monday, October 16, 2023 7:34 AM **To:** Licensing < licensing @westberks.gov.uk >

Subject: A licensing application for a "Newbury Premier"

Hi

I am writing to object to a licensing application for a "Newbury Premier" convenience store at 3 Monument, formally McColls.

The community does not need yet another convenience store, we have a Co-op next door and also Sainsbury.

The community needs a cafe, not an off-licence encouraging people to come until mid-night to buy alcohol.

Regards Clare

From: Laura Carter

Sent: Sunday, October 15, 2023 8:58 PM To: Licensing < licensing@westberks.gov.uk > Subject: Premier shop

I oppose to this shop due to selling alcohol up to 11pm weekdays and weekends in a built up residential area and close to schools

Prevention of Crime and Disorder:

CCTV

- 1. The premises licence holder shall ensure the premises' digitally recorded CCTV system cameras shall continually record whilst the premises are open to the public, and recordings shall be kept for a minimum of 31 days, with time and date stamping. The entire licensable area shall be covered by the CCTV.
- There shall be at least one camera positioned at each entry and exit point to monitor any external areas to the premises. This includes any areas designated for a designated smoking area.
- 3. Data recordings shall be made immediately available to an authorised officer of Thames Valley Police or West Berkshire Borough Council together with facilities for viewing upon request.
- 4. Recorded images shall be of such quality as to be able to identify the recorded person in any light.
- 5. At least one member of staff on the premises at any time during operating hours shall be trained to access and download material from the CCTV system.
- 6. Signs shall be placed in prominent positions on the premises notifying Customer's that CCTV is in operation.

Incident Register

- 1. All incidents which impact on any of the four licensing objectives shall be recorded in a register kept at the premises for this purpose.
- 2. 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 will 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.
- 4. The record shall be signed off by the DPS or nominated representative on a monthly basis.

Staff Training

- 1. 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
 - How to identify and safeguard vulnerable persons who attend the premises
 - The four licensing objectives

Such training sessions are to be documented and refreshed every six months.

2. All training sessions are to be documented in English. 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.

- 3. Before any person is employed at the premises sufficient checks will be made of their bona fides to ensure they are legally entitled to employment in the UK. Such checks shall include:
 - Proof of identity (such as a copy of their passport)
 - Nationality
 - Current immigration status

Employment checks will be subject of making copies of any relevant documents produced by the employee, which will be retained on the premises and kept for a minimum period of one year. Employment records as they relate to the checking of a person's right to work will be made available to an authorised officer of West Berkshire Borough Council or Thames Valley Police upon request.

Prevention of Public Nuisance:

- Clearly legible and suitable notices shall be displayed at all exits requesting Customers to respect the needs of local residents and to leave the premises and Area, quietly.
- 2. Staff shall actively discourage and disperse persons who congregate outside the Premises, to minimise disturbance to local residents.

The Protection of Children from harm:

Age Verification

- The premises shall at all times operate an age verification policy of at least 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.
- 2. 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.

Refusal Book

All staff involved in the sale of alcohol shall be trained to record refusals of sales of alcohol in a refusals log (whether written or electronic). The log shall contain:

- Details of the time and date the refusal was made;
- The identity of the staff member refusing the sale;
- Any detail or description of the person refused and the reason why

This book /register will be available for inspection by a Police Officer or Authorised officer of West Berkshire Borough Council upon request.

Public Safety

Lighting

All external lighting shall be positioned in such a way so as not to disturb or intrude upon local residents or businesses.