

## Notice of Meeting

# Licensing Sub-Committee

**Date:** Friday, 30 January 2015

**Time:** 09:30

**Venue:** Crosfield Hall (Romsey), Broadwater Road, Romsey, Hampshire,  
SO51 8GL

**For further information or enquiries please contact:**

Christine Hastings - **01264 368007**

email [chastings@testvalley.gov.uk](mailto:chastings@testvalley.gov.uk)

**Legal and Democratic Service**

Test Valley Borough Council,  
Beech Hurst, Weyhill Road,  
Andover, Hampshire,  
SP10 3AJ

[www.testvalley.gov.uk](http://www.testvalley.gov.uk)

The recommendations contained in the Agenda are made by the Officers and these recommendations may or may not be accepted by the Committee.

## Membership of Licensing Sub-Committee

### MEMBER

Councillor A Hope

Councillor A Johnston

Councillor A Tupper

### WARD

Over Wallop

Romsey Extra

North Baddesley

# Licensing Sub-Committee

Friday, 30 January 2015

## AGENDA

The order of these items may change as a result of members  
of the public wishing to speak

- 1 Apologies
- 2 Declarations of Interest
- 3 Appointment of Chairman
- 4 Licensing Procedure Rules - Licensing Sub-Committee 4 - 6  
Procedure Rules for Licensing Sub-Committee
- 5 Application for a new Premises Licence - Co-op, Botley Road, Romsey 7 - 23  
To determine an application for a new Premises Licence for Co-op, Botley Road

## **ITEM 4**

### **Licensing Procedure Rules - Licensing Sub-Committee**

#### **Application**

These Procedure Rules shall apply to all hearings of applications and other matters pursuant to the Licensing Act 2003 and subordinate legislation and any amendments thereto and the Gambling Act 2005 and subordinate legislation and any amendments thereto.

#### **Terms of Reference of the Licensing Sub-Committee:**

1. Ward Councillors will have no involvement in the decision making process.

#### **Procedure for hearing licensing applications:**

1. The Council's scheme of public participation will not apply.
2. At the commencement of the hearing the Chairman will explain the procedure to all those present.
3. The Hearing shall take place in public. The Sub-Committee may exclude the public from all or part of the hearing where it considers that the public interest in so doing outweighs the public interest in the hearing or that part of the hearing, taking place in public.
4. A party to whom notice has been given may attend the hearing and may be assisted or represented by a person whether or not that person is legally qualified.
5. The hearing shall take the form of a discussion led by the Sub-Committee.
6. Cross-examination will not be permitted unless the Sub-Committee considers it is required for it to consider the representations, application or notice as the case may require.
7. The Sub-Committee may impose a maximum period of time for each party to address the Sub-Committee in hearings pursuant to the Licensing Act 2003.
8. To facilitate the discussion the following procedure will be followed in all cases except for reviews when 8(b) shall apply and interim steps hearings for expedited summary reviews when 8(c) shall apply:
  - (a) (i) The Licensing Manager of the Council or his representative will present the facts of the application and action taken, to the Sub-Committee.

- (ii) The Applicant or his representative may address the Sub-Committee.
  - (iii) Other parties may address the Sub-Committee in the following order:
    - Responsible authorities
    - Interested parties
- (b)
- (i) The Licensing Manager of the Council or his representative will present the facts of the review and action taken, to the Sub-Committee.
  - (ii) The person requesting the review may address the Sub-Committee.
  - (iii) The licence holder may address the Sub-Committee.
  - (iv) Other parties may address the Sub-Committee in the following order:
    - Responsible authorities
    - Interested parties
- (c)
- (i) The Licensing Manager of the Council or his representative will present the facts giving rise to the review, and will outline any action taken, to the Sub-Committee.
  - (ii) The Police officer requesting the review or his representative may address the Sub-Committee.
  - (iii) The licence holder or his representative may address the Sub-Committee.
9. The Sub-Committee may permit the applicant or any party to question any other party subject to Rule 6.
10. The Members of the Sub-Committee may ask any questions of the Licensing Manager or his representative, or of any party or other person appearing at the hearing.
11. Documentary or other evidence may be produced at the hearing with the consent of all the parties.
12. Where a party fails to attend or be represented and the Sub-Committee considers it necessary in the public interest it may adjourn the hearing to a specified date or hold the hearing in a party's absence, unless it is a hearing to determine interim steps under an expedited summary review in which case the meeting may proceed in a party's absence.

13. The Sub-Committee may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and refuse to permit that person to return or permit him to return only on such conditions as the Sub-Committee may specify. Any such person may submit to the Sub-Committee in writing before the end of the hearing any information which he would have been entitled to give orally had he not been required to leave.
14. The Sub-Committee may ask questions of its legal adviser.
15. The Sub-Committee will deliberate in private.
16. The Sub-Committee may request advice in private of its legal adviser regarding the drafting of reasons.
17. In the case of a hearing under the sections and circumstances set out in Regulation 26(1) of the Licensing Act 2003 (Hearings) Regulations 2005 (or any amending legislation) or an interim steps hearing, the Sub-Committee will make its determination at the conclusion of the hearing.

In any other case the Sub-Committee will make its determination either at the conclusion of the hearing or within the period of five working days beginning with the day or the last day on which the hearing was held.

18. A record of the hearing will be taken in a permanent and intelligible form.

## **ITEM 5            Application for a new Premises Licence – Co-op,                          Botley Road, Romsey SO51 8ZL**

### **1        The application**

- 1.1    The application is by The Southern Co-operative Limited for new premises to be known as Co-op, Botley Road, Romsey SO51 8ZL. The premises do not currently hold any form of licence under the terms of the Licensing Act 2003. The applicants have applied for a Premises Licence for the sale by retail of alcohol for consumption off the premises from 0800 to 2200 hours seven days a week. The applicants had originally sought a licence until 2300 hours as they were unaware that there is a planning condition restricting opening until 2200 hours Monday to Saturday. Upon being advised of this the application was amended. This application has attracted representation(s) necessitating the application to be determined at a hearing. A copy of the application is attached as Annex 1 to this report.

### **2        Background**

- 2.1    The premises will be a newly built convenience store on the site of the former Hillers Garden Centre in Botley Road, a residential area within Romsey town. The store forms part of the overall redevelopment of the site which will house an older persons' residential complex.

### **3        Promotion of the Licensing Objectives**

- 3.1    The applicant makes the following comments in relation to the steps taken to promote the four licensing objectives:
- a) General – All staff will be trained in the law and their responsibility in selling and written records shall be kept of all training and refresher training. CCTV will be provided within the store. A refusal log will be maintained. A Challenge 25 policy will be adopted.
  - b) The prevention of crime and disorder – As above; no additional steps identified.
  - c) Public safety – As above; no additional steps identified.
  - d) The prevention of public nuisance – As above; no additional steps identified.
  - e) The protection of children from harm – As above; no additional steps identified.

The measures to promote the licensing objectives are of relevance when considering the representation received.

#### **4 Relevant Representations – Responsible Authorities**

- 4.1 **TVBC Housing and Environmental Health Service** – The Environmental Protection Team raises no objection to the application.
- 4.2 **Hampshire County Council Trading Standards Service** – The applicant has agreed to the licence conditions set out in Annex 2 attached to this report as recommended by the Police and so has no objection save for the addition of a further condition stating that “a refusal log will be maintained and this shall involve, but is not limited to, nominating in writing a responsible person to check and sign it on a weekly basis”.
- 4.3 **Hampshire County Council Safeguarding Unit** – Does not have any conditions or representations for this application.
- 4.4 **TVBC Planning & Building Service** – Having examined the application the Service has no objection but has commented on existing planning permission condition regarding permitted timings.
- 4.5 **Hampshire Constabulary** – The applicant has agreed to the licence conditions set out in Annex 2 attached to this report as recommended by the Police and so they thus have no objection.

#### **5 Relevant Representations – Other Persons**

- 5.1 R & R Chivers – Objection to the application on the grounds that the licensing objectives of prevention of crime and disorder and prevention of public nuisance will not be achieved. See Annex 3 to this report.
- 5.2 D Kaye – Objection to the application on the grounds that the licensing objectives of prevention of crime and disorder and prevention of public nuisance will not be achieved. The first point raised by Mr Kaye regarding need for premises is not a relevant matter and should be disregarded. See Annex 4 to this report.
- 5.3 A further two objections were originally received but these related to hours of trading and were withdrawn once the application was revised to reduce trading hours down to 2200 hours.

#### **6 Policy Considerations**

- 6.1 It is considered that the following extracts from the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 (October 2014 edition) are relevant.

2.1-2.7 – Crime and disorder

2.18-2.24 – Public nuisance

8.33-8.41 – Steps to promote the licensing objectives

9.1, 9.3, 9.30-9.44 – Determining applications

10.1-10.15 – Conditions (including hours of trading)

A copy of the Secretary of State’s Guidance will be provided at the meeting for Members of the Sub Committee. Additional copies can be obtained from the Home Office website.

- 6.2 It is considered that the following extracts from the Licensing Authority’s own Statement of Licensing Policy are relevant to this application:

Section A Prevention of Crime and Disorder

Section C Prevention of Public Nuisance

The Statement of Licensing Policy has either previously been provided for Members of the Sub Committee or will be provided at the hearing. Copies can also be obtained from the Licensing Section of the Legal and Democratic Service or downloaded from the Council’s website.

## **7 Observations**

- 7.1 The Committee is obliged to determine this application with a view to promoting the four licensing objectives of prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm. In making its decision, the Committee is also obliged to have regard to the national Guidance and the Council’s own Statement of Licensing Policy. The Committee must also have regard to all of the representations made and the evidence it hears. The Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- a) Grant the application as requested
- b) Modify the conditions of the licence, by altering or omitting or adding to them. (The Committee may where appropriate attach different conditions to different parts of the premises concerned and/or to different licensable activities).
- c) Reject the whole or part of the application (in the case of the latter for example by only allowing some of the licensable activities or permitting them to take place at times other than those requested).

The Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote one or more of the four licensing objectives:-

- a. Prevention of crime and disorder
- b. Public safety
- c. Prevention of public nuisance
- d. Protection of children from harm

Background Papers (Local Government Act 1972 Section 100D)

Premises Licence application reference PREM/15/ for Co-op, Botley Road, Romsey.

Confidentiality

It is considered that this report does not contain exempt information within the meaning of Schedule 12A of the Local Government Act 1972, as amended, and can be made public.

No of Annexes:	4		
Author:	Michael White	Ext:	8013
File Ref:	PREM/15/		
Report to:	Licensing Sub-Committee	Date:	30 January 2015

# ANNEX 1

590071/000001/JOSW/LDR LIC

## 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.

We, The Southern Co-operative Ltd apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and 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

The Southern Co-operative Ltd Co-op (formerly Hilliers Garden Centre), Botley Road, Romsey			
Post town	Romsey	Post code	SO51 8ZL

Telephone number at premises (if any)  
Non-domestic rateable value of premises

Under construction
--------------------

#### Part 2 – Applicant Details

Please state whether you are applying for a premises licence as

- |   | Please tick ✓ yes                   |
|---|-------------------------------------|
| a) An individual or individuals   | <input type="checkbox"/>            |
| b) A person other than an individual  | <input type="checkbox"/>            |
| i. as a limited company   | <input checked="" type="checkbox"/> |
| ii. as a partnership  | <input type="checkbox"/>            |
| iii. as an unincorporated association or  | <input type="checkbox"/>            |
| iv. other (for example a statutory corporation)   | <input type="checkbox"/>            |
| c) a recognised club  | <input type="checkbox"/>            |
| d) a charity  | <input type="checkbox"/>            |
| e) the proprietor of an educational establishment   | <input type="checkbox"/>            |
| f) Health Service Body  | <input type="checkbox"/>            |
| g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  | <input type="checkbox"/>            |
| ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England | <input type="checkbox"/>            |
| h) The Chief Officer of police of a police force in England & Wales   | <input type="checkbox"/>            |

\*If you are applying as a person described in (a) or (b) please confirm:

- |   | Please tick yes                     |
|---|-------------------------------------|
| I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or | <input checked="" type="checkbox"/> |
| I am making the application pursuant to a   |                                     |
| a statutory function or   | <input type="checkbox"/>            |
| a function discharged by virtue of Her Majesty's prerogative  | <input type="checkbox"/>            |



**(A) INDIVIDUAL APPLICANTS (fill in as applicable)**

If an individual or 1 of 2 applicants is applying ie, Area manager, Manager, Assistant Manager, details in the box

Mr/Mrs/Miss/Miss or other	
Surname	First Names
I am 18 years old or over	<input type="checkbox"/>
Current address if different from premises address	
Post Town	
Daytime contact number	
E-mail address (optional)	

Second applicants details ie Area manager, Manager, Assistant Manager, details in the box

**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr/Mrs/Miss/Miss or other	
Surname	First Names
I am 18 years old or over	<input type="checkbox"/> Yes
Current address if different from premises address	
Post Town	Post Code
Daytime contact 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 case of a partnership or other joint nature (other than a body corporate), please give the name and address of each party concerned.

Name The Southern Co-operative Ltd
Address 1000 Lakeside, Western Road, Portsmouth, Hampshire, PO6 3FE
Company registered number 1591R
Description of applicant (for example partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) 02392 222500
Email address (optional)

**PART A3 - Operating Schedule**

When do you want the premises licence to start?

Day    Month    Year

as soon as possible

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

Day    Month    Year

--	--	--	--	--	--	--	--	--	--

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

Not Applicable

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

Convenience store with licensed facilities

What licensable activities do you intend to carry on from the premises?  
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003).

**Provision of regulated entertainment – please tick Yes**

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

**Provision of 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**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)	Outdoors	
Mon				Both	
Tue			State any seasonal variations for performing plays (please read guidance note 4)		
Wed					
Thur					
Fri					
Sat			<b><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></b> (please read guidance note 5)		
Sun					

**B**

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

**C**

<b>Indoor Sporting Events</b> Standard days and timings (please read guidance note 6)			<b>Please give further details</b> (please read guidance note 3)		
Day	Start	Finish			
Mon					
Tue			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)		
Wed					
Thur			<b>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</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	<b>Please give further details</b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b>State any seasonal variations for boxing or wrestling</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

**E**

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

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	<b>Please give further details</b> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	<b>Please give further details</b> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)		
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment you will be providing.</u></b>		
Day	Start	Finish	Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
Mon				Outdoors	
				Both	
Tue			<b><u>Please give further details</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)		
Fri					
Sat			<b><u>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</u></b> (please read guidance note 5)		
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
Tue			<b><u>Please give further details</u></b> (please read guidance note 3)		
Wed			<b><u>State any seasonal variations for provision of late night refreshment</u></b> (please read guidance note 4)		
Thur					
Fri			<b><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></b> (please read guidance note 5)		
Sat					
Sun					

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (please read guidance note 7)	On the premises	
Day	Start	Finish		Off the premises	✓
Mon	08:00	22:00		Both	
Tue	08:00	22:00	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 4)		
Wed	08:00	22:00			
Thur	08:00	22:00	<b><u>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</u></b>		

Fri	08:00	22:00	<b>the left, please list</b> (please read guidance note 5)
Sat	08:00	22:00	
Sun	08:00	22:00	

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name \_\_\_\_\_ The manager when appointed will be nominated as the DPS and the

Address \_\_\_\_\_ Premises licence if granted will then be varied.

Postcode \_\_\_\_\_

Personal Licence Number (if known) \_\_\_\_\_

Issuing licensing authority (if known) \_\_\_\_\_

**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 8)

**L**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	06:00	22:00	
Tue	06:00	22:00	
Wed	06:00	22:00	
Thur	06:00	22:00	
Fri	06:00	22:00	
Sat	06:00	22:00	
Sun	06:00	22:00	

**M**

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

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

1. All staff will be trained in the law and their responsibility in selling and written records shall be kept of all training and refresher training.
2. CCTV will be provided within the store.
3. A refusal log will be maintained.
4. A Challenge 25 policy will be adopted.

The manager, when appointed will be nominated as the DPS if the licence is granted

**The prevention of crime and disorder**

As above – no additional steps identified

**Public safety**

As above – no additional steps identified

**The prevention of public nuisance**

As above – no additional steps identified

**The protection of children from harm**

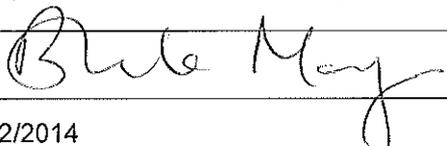
As above – no additional steps identified

- Please tick yes
- 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 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.

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

**Part 4 – Signatures (please read guidance note 10)**

Signature of applicant or applicant's Solicitor or other duly authorised agent (see guidance note 11) If signing on behalf of the applicant please state in what capacity

Signature	
Date	03/12/2014
Capacity	Solicitors and agents for the applicant

For joint applicants signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's Solicitor or other authorised agent (please read guidance note 12) If signing on behalf of the applicant please state in what capacity

Signature	
Date	
Capacity	

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

Blake Morgan LLP New Kings Court, Tollgate, Chandler's Ford  
590071/000001/JOSW/LDRLIC

Post town	Eastleigh	Postcode	SO53 3LG
Telephone number (if any)		Tel: 02380 908090	
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
- Where taking place in a building or other structure please tick as appropriate. Indoors may be in a tent.

## ANNEX 2

### 1) CCTV

The premises shall have sufficient cameras located within the premises to cover all public areas including outside of the premises covering the entrance and exit. The system will be able to cope with strobe lighting (where used) and all levels of illumination throughout the premises as well as outside areas.

CCTV warning signs to be fitted in public places.

The CCTV system must be operating at all times whilst the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation.

The recording system will be able to capture a minimum of 4 frames per second and all recorded footage must be securely retained for a minimum of 28 days.

Records must be made on a weekly basis and kept for inspection to show that the system is functioning correctly and that data is being securely retained.

The DPS or premises manager must be able to demonstrate that the CCTV system has measures to prevent recordings being tampered with, i.e. password protected.

There shall be sufficient members of trained staff at the premises during operating hours to be able to provide viewable copies immediately to police on request when investigating allegations of offences or criminal activity. Any images recovered must be in a viewable format on either disc or VHS. Footage supplied in a digital format on CD or DVD will also have a copy of the CCTV system software enabled on the disc to allow playback.

In the event of a technical failure which cannot be repaired within 24 hours the PLH or DPS must report the failure to Hampshire Western Police Licensing Unit within 48 hours of the failure.

### 2) Incident/refusals book

An incident/refusals book will be provided and maintained at the premises. It will remain on the premises at all times and will be available to police for inspection upon request.

Any incidents that include physical altercation or disorder, physical ejection, ID seizure or drug misuse will be recorded in the incident book. The entry is to include an account of the incident and the identity of all person(s) involved (or descriptions of those involved if identity not known). Should there be any physical interaction by members of staff and the public, the entry will include what physical action occurred between each party. The entry shall be timed, dated and signed by the author.

A written log shall be kept in the book of all refusals including refusals to sell alcohol.

If the member of staff creating the entry has difficulties reading or writing then the entry may be written by another staff member. This should however be read back to the person creating the entry and counter signed by the person who wrote the entry.

At the close of business on each day the incident book will be checked and signed by the DPS, or in his absence a manager nominated by him. Should there be no incidents then this will also be recorded at the close of business in the incident book.

### 3) Challenge 25

There will be a Challenge 25 policy operating at the premises. Challenge 25 means that the holder of the premises licence shall ensure that every individual, who visually appears to be under 25 years of age and is seeking to purchase or be supplied with alcohol at the premises or from the premises, shall produce identification proving that individual to be 18 years of age or older.

Acceptable identification for the purposes of age verification will include a driving licence, passport, HM Forces ID card or photographic identification bearing the "PASS" logo and the persons date of birth.

If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person.

'Challenge 25' posters shall be displayed in prominent positions at the premises

### 4) Staff Training

Staff will be trained regarding appropriate precautions to prevent the sale of alcohol to persons under the age of 18, the signs and symptoms of drunk persons and the refusal of sale due to intoxication. Records will be kept of such training which must be signed and dated by the member of staff who has received that training.

All staff will receive refresher training every six months as a minimum and records are to be kept of this refresher training which should be signed and dated by the member of staff who received that training.

All training records will be made immediately available for inspection by Hampshire Constabulary and any responsible Authority upon request. Training records will be kept for a minimum period of two years.

150 Tadburn Road  
Romsey  
Hampshire  
SO51 5HS

Test Valley Borough Council  
The Licensing Section  
Legal and Democratic Services  
Beech Hurst  
Weyhill Road  
Andover  
SP10 3AJ

15 December 2014

Dear Sir or Madam,

**Licensing Application: Co-operative Ltd (Former Hilliers Garden Centre Site) Botley Road, Romsey, SO51 8ZL**

We, the undersigned, are writing in connection with the above application, and wish to comment as follows:

- 1) The licensing hours (8.00am extending to 11.00pm) submitted in the application which appear to be intended to be effective 7 days per week and for 52 weeks in the year, are wholly inappropriate for a residential area. This is particularly so when consideration is given to the fact that the proposed store is part of a "Later Living" complex, specifically designed for the elderly.
- 2) We consider the application to be wholly inappropriate due to the likelihood of antisocial behaviour due to people congregating outside the store and late night drinking, which would cause distress to local residents (particularly to the occupants of the "Later Living" complex). This would also result in additional work (and costs) for our already overworked and under funded police force.
- 3) Additionally this proposal would generate a considerable amount of late-night vehicular movements in and out of the store car park, with all the attendant noise from car doors, car engines and raised voices, plus the nuisance of vehicle headlights sweeping around as vehicles manoeuvre in and exit the car park.

In conclusion we consider this application to be purely based on commercial gain, and does not give any consideration the local community, who are highly unlikely to be out late at night purchasing alcohol.

Yours faithfully,

**ANNEX 4**

I am opposed to the granting of an alcohol license for the following reasons:

1. There is more than an ample number of premises in the area already selling alcohol. Together with supermarkets in Romsey the provision of alcohol is well met. On-line delivery of groceries can also meet any additional needs for those less mobile.
2. As has previously been shown the sale of alcohol from convenience stores i.e. Budds Lane leads to antisocial problems. There is already drinking and associated litter on the pathway through the allotment. The pathway provides shelter (under the rail bridge) and is a well-lit secluded location. I frequently pick up cans and bottles on my walks into Romsey.
3. It can only be expected that disturbance and litter will increase significantly if this application is approve[d], it is not necessary nor desirable.

David Kaye