

Licensing (Licensing and Gambling) Sub-Committee

Thursday, 18th November 2010
at 9.30 am

PLEASE NOTE TIME OF MEETING

Committee Rooms 1 and 2 - Civic Centre

This meeting is open to the public

Members

Councillor Harris
Councillor Parnell
Councillor Thomas

Contacts

Democratic Support Officer
Sue Lawrence
Tel: 023 8083 3569
Email: susan.lawrence@southampton.gov.uk

Assistant Solicitor to the Council
Richard Ivory
Tel. 023 8083 2794
Email: richard.ivory@southampton.gov.uk

PUBLIC INFORMATION

Terms of Reference

The Sub-Committee deals with licences for which the Council is responsible under the Licensing Act, 2003 and Gambling Act 2005, including:-

- Personal licences for the sale of liquor Licensing Act 2003;
- Premises licences, various permits, variations and reviews (Licensing Act 2003 and Gambling Act 2005);
- Club certificates, variations and reviews Licensing Act 2003;
- Registration and deregistration of designated premises supervisors Licensing Act 2003;
- Determination of police objections to temporary event notices Licensing Act 2003

Relevant Representations

Those who have made relevant representations may address the meeting about the matter in which they have an interest.

When dealing with Licensing Act matters the Sub-Committee can only take into account the following statutory Licensing Objectives:-

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

Likewise, when dealing with Gambling Act matters the Sub Committee can only take into account the statutory Licensing Objectives below:-

- Preventing gambling being a source of crime
- That gambling is conducted in a fair and open way
- To protect children and other vulnerable children from harm

Southampton City Council's Six Priorities

- Providing good value, high quality services
- Getting the City working
- Investing in education and training
- Keeping people safe
- Keeping the City clean and green
- Looking after people

Smoking policy

The Council operates a no-smoking policy in all civic buildings.

Mobile Telephones –

Please turn off your mobile telephone whilst in the meeting.

Fire Procedure –

In the event of a fire or other emergency a continuous alarm will sound and you will be advised by Council officers what action to take.

Access –

Access is available for disabled people. Please contact the Democratic Support Officer who will help to make any necessary arrangements.

Dates of Potential Meetings: Municipal Year 2010/11

2010	4 NOVEMBER
20 MAY 2010	18 NOVEMBER
3 JUNE	2 DECEMBER
17 JUNE	16 DECEMBER
1 JULY	2011
15 JULY	6 JANUARY 2011
29 JULY	13 JANUARY
12 AUGUST	10 FEBRUARY
26 AUGUST	24 FEBRUARY
9 SEPTEMBER	10 MARCH
23 SEPTEMBER	24 MARCH
7 OCTOBER	7 APRIL
21 OCTOBER	21 APRIL

CONDUCT OF MEETING

Terms of Reference

The terms of reference are contained in the Council's Constitution.

Business to be discussed

Only those items listed on the attached agenda may be considered at this meeting.

Rules of Procedure

The meeting is governed by the Council Procedure Rules as set out in Part 4 of the Constitution.

Quorum 3

The minimum number of appointed Members required to be in attendance to hold the meeting is 3.

Disclosure of Interests

Members are required to disclose, in accordance with the Members' Code of Conduct, **both** the existence **and** nature of any "personal" or "prejudicial" interests they may have in relation to matters for consideration on this Agenda.

Personal Interests

A Member must regard himself or herself as having a personal interest in any matter

- (i) if the matter relates to an interest in the Member's register of interests; or
- (ii) if a decision upon a matter might reasonably be regarded as affecting to a greater extent than other Council Tax payers, ratepayers and inhabitants of the District, the wellbeing or financial position of himself or herself, a relative or a friend or:-
 - (a) any employment or business carried on by such person;
 - (b) any person who employs or has appointed such a person, any firm in which such a person is a partner, or any company of which such a person is a director;
 - (c) any corporate body in which such a person has a beneficial interest in a class of securities exceeding the nominal value of £5,000; or
 - (d) any body listed in Article 14(a) to (e) in which such a person holds a position of general control or management.

A Member must disclose a personal interest.

Continued/.....

Prejudicial Interests

Having identified a personal interest, a Member must consider whether a member of the public with knowledge of the relevant facts would reasonably think that the interest was so significant and particular that it could prejudice that Member's judgement of the public interest. If that is the case, the interest must be regarded as "prejudicial" and the Member must disclose the interest and withdraw from the meeting room during discussion on the item.

It should be noted that a prejudicial interest may apply to part or the whole of an item.

Where there are a series of inter-related financial or resource matters, with a limited resource available, under consideration a prejudicial interest in one matter relating to that resource may lead to a member being excluded from considering the other matters relating to that same limited resource.

There are some limited exceptions.

Note: Members are encouraged to seek advice from the Monitoring Officer or his staff in Democratic Services if they have any problems or concerns in relation to the above.

Principles of Decision Making

All decisions of the Council will be made in accordance with the following principles:-

- proportionality (i.e. the action must be proportionate to the desired outcome);
- due consultation and the taking of professional advice from officers;
- respect for human rights;
- a presumption in favour of openness, accountability and transparency;
- setting out what options have been considered;
- setting out reasons for the decision; and
- clarity of aims and desired outcomes.

In exercising discretion, the decision maker must:

- understand the law that regulates the decision making power and gives effect to it. The decision-maker must direct itself properly in law;
- take into account all relevant matters (those matters which the law requires the authority as a matter of legal obligation to take into account);
- leave out of account irrelevant considerations;
- act for a proper purpose, exercising its powers for the public good;
- not reach a decision which no authority acting reasonably could reach, (also known as the "rationality" or "taking leave of your senses" principle);
- comply with the rule that local government finance is to be conducted on an annual basis. Save to the extent authorised by Parliament, 'live now, pay later' and forward funding are unlawful; and
- act with procedural propriety in accordance with the rules of fairness.

AGENDA

Agendas and papers are available via the Council's website.

1 ELECTION OF CHAIR

To appoint a Chair for the purposes of this meeting.

2 APOLOGIES AND CHANGES IN MEMBERSHIP (IF ANY)

To note any changes in the membership of the Sub-Committee made in accordance with the Licensing Act 2003.

3 DISCLOSURE OF PERSONAL AND PREJUDICIAL INTERESTS

In accordance with the Local Government Act 2000, and the Council's Code of Conduct adopted on 16th May 2007, Members to disclose any personal or prejudicial interests in any matter included on the agenda for this meeting.

NOTE: Members are reminded that, where applicable, they must complete the appropriate form recording details of any such interests and hand it to the Democratic Support Officer prior to the commencement of this meeting.

4 STATEMENT FROM THE CHAIR

5 MINUTES OF THE PREVIOUS MEETING (INCLUDING MATTERS ARISING)

To approve and sign as a correct record the Minutes of the meeting held on 7th October 2010 and to deal with any matters arising, attached.

6 EXCLUSION OF THE PRESS AND PUBLIC

At a predetermined point during the consideration of all items the Sub-Committee may move into private session in order to receive legal advice when determining issues. The press and the public, unless otherwise excluded by the Licensing Act 2003 (Hearings) Regulations 2005, will be invited to return immediately following that private session at which time the matter will be determined and the decision of the Sub-Committee will be announced.

7 APPLICATION FOR A PREMISES LICENCE IN RESPECT OF WOOLSTON SERVICE STATION, 170 PORTSMOUTH ROAD, SO19 9AQ

Report of the Solicitor to the Council detailing an application for a Premises Licence in respect of Woolston Service Station, 170 Portsmouth Road, Southampton, SO19 9AQ, attached.

This page is intentionally left blank

LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE
MINUTES OF THE MEETING HELD ON 7 OCTOBER 2010

Present: Councillors Drake, Parnell and Thomas

30. **ELECTION OF CHAIR**

RESOLVED that Councillor Parnell be appointed Chair for the purposes of this meeting.

31. **MINUTES OF THE PREVIOUS MEETINGS (INCLUDING MATTERS ARISING)**

RESOLVED that the Minutes of the meetings held on 12th August 2010 and 24th August 2010 be signed as a correct record. (Copy of the minutes circulated with the agenda and appended to the signed minutes).

32. **EXCLUSION OF THE PRESS AND PUBLIC**

RESOLVED that in accordance with the Licensing Act 2003 (Hearings) Regulations 2005 that the press and public be excluded at a pre-determined point whilst the Sub-Committee reach its decision.

33. **APPLICATION TO VARY A PREMISES LICENCE AT WESTGATE HALL, WESTGATE STREET, SOUTHAMPTON SO14 2AY**

The Sub-Committee considered the report of the Solicitor to the Council detailing an application to vary a premises licence in respect of Westgate Hall, Westgate Street, Southampton SO14 2AY. (Copy of report circulated with agenda and appended to signed minutes).

Ms Cassy, Dr Hale and Mr Comben (Local Residents) were present and, with the consent of the Chair, addressed the meeting.

The Sub-Committee considered the decision in confidential session in accordance with Licensing Act 2003 (Hearings) Regulations 2005.

The Sub-Committee noted the following amendment to the operating schedule submitted by the applicant at the hearing: Section O (Hours premises are open) - amended to Monday to Sunday 09:00 to 23:00.

RESOLVED that the application to vary a premises licence in respect of Westgate Hall, Westgate Street, Southampton SO14 2AY be granted as set out in the report, subject to the mandatory conditions contained within the Licensing Act 2003 and such conditions relating to the statutory licensing objectives as are deemed necessary and consistent with the operating schedule subject to the following amendments:-

- (i) the permitted hours of operation in respect of Section A (Performance of plays), Section B (Exhibition of films), Section E (Performance of live music), Section F (Recorded music), Section G (Performance of dance), Section H (Anything of a similar description to that falling within E, F or G), Section I (Provision of facilities for making music) and Section J (Provision of facilities for dancing), Section K (Provision of facilities for entertainment of a similar description to that falling within I or J), Section) be 09:00 to 22:30;
- (ii) the permitted hours of operation in respect of Section M (supply of alcohol) be 10:30 to 22:00 Monday to Sunday; and
- (iii) the permitted hours of operation in respect of Section O (Hours premises are open) be amended to Monday to Sunday 09:00 to 22:30.

REASONS FOR DECISION

After careful consideration of all representations made, both written and oral, giving due regard to the Licensing Act 2003, the Licensing Objectives, statutory guidance and the adopted Statement of Licensing Policy, with particular regard to the potential for noise nuisance resultant from the extension of hours for the provision of regulated entertainment, the introduction of the sale of alcohol and the provision of facilities for dancing; the Sub-Committee was satisfied that the proposed licensable activities would lead to an increase in public nuisance if the application were granted as applied for.

The Sub-Committee had particularly noted the close proximity of residents and the potential for disturbance from those entering and leaving the premises in order to smoke and generally access the premises and was satisfied in the light of residential objections that the premises were located within a predominantly residential area.

Human Rights legislation had been taken into account whilst making the decision and it was felt that the licence as granted represented a fair balance between the applicant and interested parties.

Agenda Item 7



18th November 2010
(Adjourned from
12th August 2010)

Reference: 2010/01268/01SPRN

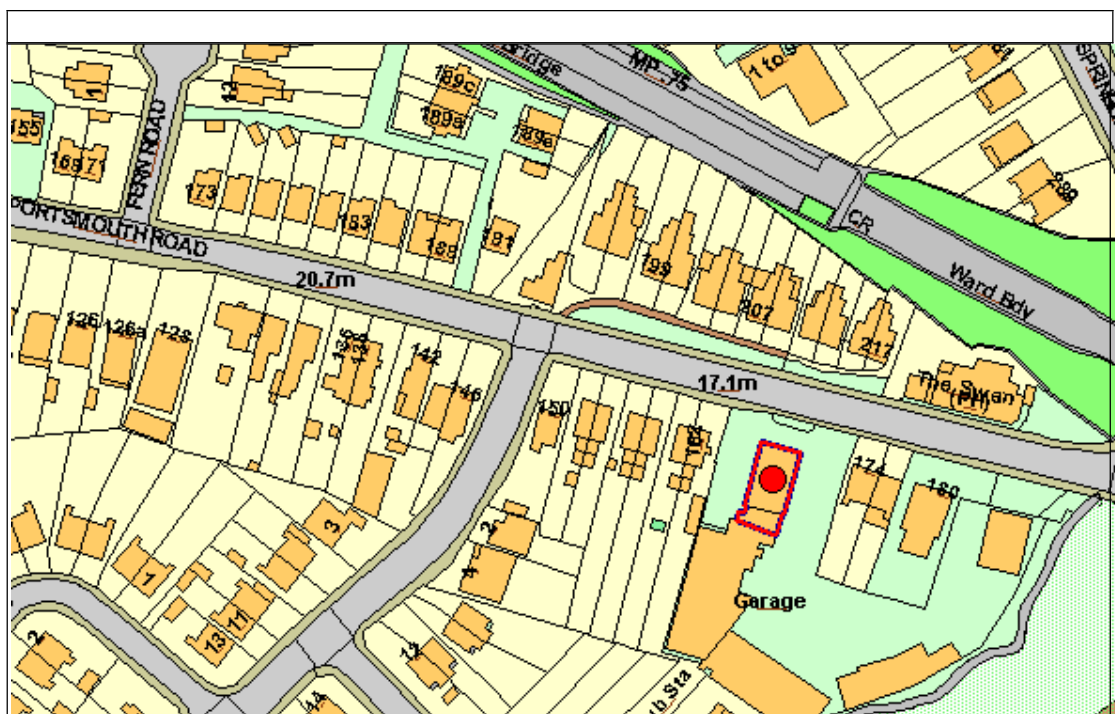
Hearing:

Application for Premises Licence

Premises Name: Woolston Service Station
Premises Address: 170 Portsmouth Road
Southampton
SO19 9AQ

Application Date: 28th June 2010
Application Received Date: 29th June 2010

Application Valid Date: 29th June 2010



This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. Southampton City Council Licence No. 100019679 2007.

Representation From Responsible Authorities

Responsible Authority	Satisfactory?	Comments
Child Protection Services - Licensing	No Response Received	
Hampshire Fire And Rescue - Licensing	Yes	

Environmental Health Service - Licensing	Yes	
Planning & Sustainability - Building Control - Licensing	No Response Received	
Planning & Sustainability - Development Control - Licensing	No Response Received	
Hampshire Constabulary - Licensing	No	
Trading Standards - Licensing	Yes	

Other Representations

Name	Address	Contributor Type
David and Margaret Baldwin	24 Archery Grove Woolston Southampton SO19 9EY	Resident
Mr. Edwin Cook	177 Portsmouth Road Woolston Southampton SO19 9BG	Resident
Mr. Kalikokha Banda	207 Portsmouth Road Woolston Southampton SO19 9BG	Resident
Cllr. Warwick Payne	Civic Centre Southampton SO14 7LY	Ward Councillor

Alex McNamara and Sheelagh McCarthy	211 Portswood Road Woolston Southampton SO19 9BG	Resident
Mr. Leonard Charles Young	213 Portsmouth Road Southampton SO19 9BG	Resident
Ms. Judith Palmer	162 Portsmouth Road Southampton SO19 9AQ	Resident
Ms. Sandra Wolfe	2 Archery Grove Woolston Southampton SO19 9EY	Resident
Mr. John Early	176 Portsmouth Road Woolston Southampton SO19 9AQ	Resident
Mr. and Mrs. Fred and Jackie Viana	150 Portsmouth Road Woolston Southampton SO19 9AQ	Resident
Mr. and Mrs. Graham and Jean Griffiths	199 Portsmouth Road Southampton SO19 9BG	Resident
Mr. Matthew Smith	215 Portsmouth Road Southampton SO19 9BG	Resident
Ms. Janet Crocker	5 Gordon Terrace Wrights Hill Woolston Southampton	Resident
Hedley and Ann Edmondson	201 Portsmouth Road Southampton SO19 9BG	Resident
Mrs. J. Sullivan	22 Wrights Hill Southampton SO19 9GZ	Resident

Mrs. Lorna Banda	207 Portsmouth Road Woolston Southampton SO19 9BG	Resident
Ms. Pauline Lawrence	9 Fern Road Southampton SO19 9RD	Resident
Mrs. D.A. Southey	2 Gordon Terrace Wrights Hill Woolston Southampton SO19 9HP	Resident
Ms. Sara Baxendale	171 Portsmouth Road Woolston Southampton SO19 9BG	Resident
Mr. David P. and Mrs. Jane K. Runham	1 Gordon Terrace Wrights Hill Woolston Southampton SO19 9HP	Resident
Mrs. Doris King	203 Portsmouth Road Woolston Southampton	Resident
Miss M. Van Ouwerkerk	116 Portsmouth Road Woolston Southampton SO19 9AP	Resident
A Odom	209 Portsmouth Road Southampton SO19 9BG	Resident

Legal Implications

1. The Licensing Act 2003 specifically restricts the grounds on which the Council, as Licensing Authority (LA), may refuse an application for a new Premises Licence, or impose conditions. Where relevant representations are made, the LA may refuse on the grounds that the licensing objectives are not met or the operating schedule is inadequate. Equally, conditions may be imposed where relevant and necessary. The LA may also refuse an application in part and thereby only permit some of the licensable activities sought.

2. The decision making committee, in considering an application, must have regard to the adopted Statement of Licensing Policy and any relevant representations made by those directly affected.
3. An applicant for a new Premises Licence whose application has been refused, or who is aggrieved by conditions imposed, may appeal against the decision to the Magistrates' Court.
4. In considering this application the committee will sit in a quasi-judicial capacity and is thus obliged to consider applications in accordance with both the Licensing Act 2003 (Hearings) Regulations 2005, and amending secondary legislation and the rules of natural justice. The practical effect of this is that the committee must make its decision based on evidence submitted in accordance with the legislation and give adequate reasons for reaching its decision.

The committee must also have regard to:-

5. *Crime and Disorder Act 1998*
Section 17 of the Crime and Disorder Act 1998 places the Council under a duty to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area.
6. *Human Rights Act 1998*
The Act requires UK legislation to be interpreted in a manner consistent with the European Convention on Human Rights. It is unlawful for the Council to act in a way that is incompatible (or fail to act in a way that is compatible) with the rights protected by the Act. Any action undertaken by the Council that could have an effect upon another person's Human Rights must be taken having regard to the principle of Proportionality - the need to balance the rights of the individual with the rights of the community as a whole. Any action taken by the Council which affects another's rights must be no more onerous than is necessary in a democratic society. The matter set out in this report must be considered in light of the above obligations.

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We GLOBAL FUEL (UK) LIMITED

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
WOOLSTON SERVICE STATION 170 PORTSMOUTH ROAD WOOLSTON			
Post town	SOUTHAMPTON	Post code	SO19 9AX

Telephone number at premises (if any)	02380 444090
Non-domestic rateable value of premises	£22250

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

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

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

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
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes

Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

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

Name GLOBAL FUEL (UK) LIMITED
Address 519 BASINGSTOKE ROAD READING BERKSHIRE RG2 0SH
Registered number (where applicable) 6870211
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any) 01189 866606
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
2	7	07 2010

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

Day	Month	Year

Please give a general description of the premises (please read guidance note1)

A WELL ESTABLISHED LOCAL INDEPENDANT FORECOURT STORE TO UNDERGO REFURBISHMENT & ENLARGEMENT WITH A RETAIL SELLING SPACE TO BE IN EXCESS OF 500 SQUARE FEET SERVING BOTH THE LOCAL COMMUNITY AND THOSE FROM FURTHER AFIELD. THE STORE OFFERS A RANGE OF FRESH FOODS, GROCERIES AND OTHER PRODUCTS.

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

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

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 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 entertainment facilities:

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

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

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

In all cases complete boxes N, O and P

L

Late night refreshment 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	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) THE PROVISION OF HOT PIES, SAVOURIES, SOUP, HOTDRINKS ETC CONSISTENT WITH A TAKEOUT SERVICE FOR CONSUMPTION ON OR OFF THE PREMISES		
Mon	23.00	05.00			
Tue	23.00	05.00			
Wed	23.00	05.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23.00	05.00			
Fri	23.00	05.00	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 (please read guidance note 5)		
Sat	23.00	05.00			
Sun	23.00	05.00			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	00.00	24.00			
Tue	00.00	24.00			
Wed	00.00	24.00			
Thur	00.00	24.00			
Fri	00.00	24.00			
Sat	00.00	24.00			
Sun	00.00	24.00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

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

Name	KRISHNATHASAM NAVARATNAM
Address	
Postcode	
Personal Licence number (if known)	LP7000296
Issuing licensing authority (if known)	READING BOROUGH COUNCIL

N

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

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	00.00	24.00	
Tue	00.00	24.00	
Wed	00.00	24.00	
Thur	00.00	24.00	
Fri	00.00	24.00	
Sat	00.00	24.00	
Sun	00.00	24.00	
			Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)

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

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

CCTV SYSTEM WITH RECORDING FACILITIES IN PLACE AT SITE, APPROPRIATE STAFF TRAINING TO BE SATISFACTORILY COMPLETED AND RECORDED. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY. APPROPRIATE TRAINING MANUAL, REFUSALS BOOK, CHALLENGE 21 AND PASS ACCREDITED PROOF OF AGE INITIATIVE TO BE OPERATED BY ALL STAFF. NIGHT HATCH FACILITIES USED BETWEEN 23.00 HOURS & 06.00 HOURS.

b) The prevention of crime and disorder

CCTV SYSTEM WITH RECORDING FACILITIES IN PLACE AT SITE, SPIRITS LOCATED BEHIND THE COUNTER, APPROPRIATE STAFF TRAINING TO BE SATISFACTORILY COMPLETED AND RECORDED. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY. NIGHT HATCH FACILITIES USED BETWEEN 23.00 HOURS & 06.00 HOURS.

c) Public safety

CCTV SYSTEM WITH RECORDING FACILITIES IN PLACE AT SITE.

d) The prevention of public nuisance

APPROPRIATE STAFF TRAINING TO BE SATISFACTORILY COMPLETED AND RECORDED. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY. NIGHT HATCH FACILITIES USED BETWEEN 23.00 HOURS & 06.00 HOURS.

e) The protection of children from harm

APPROPRIATE STAFF TRAINING TO BE SATISFACTORILY COMPLETED AND RECORDED. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY. REFUSALS BOOK, SPIRITS LOCATED BEHIND THE COUNTER, CHALLENGE 21 AND PASS ACCREDITED PROOF OF AGE INITIATIVE TO BE OPERATED BY ALL STAFF.

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	28 TH JUNE 2010
Capacity	RICHARD BAKER LICENSING CONSULTANT - DULY AUTHORISED AGENT

For joint applications signature of 2nd applicant or 2nd 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 postal address for correspondence associated with this application (please read guidance note 13)

RICHARD BAKER - RETAIL CONSULTANT
23 MAGISTER DRIVE
LEE ON THE SOLENT

Post town	PORTSMOUTH	Post code	PO13 8GE
-----------	------------	-----------	----------

Telephone number (if any)	07771 540066
---------------------------	--------------

If you would prefer us to correspond with you by e-mail your e-mail address (optional)
richard@rwbaker.freeseve.co.uk

***Premises Licence
Application***

on behalf of

WOOLSTON SERVICE STATION

170 PORTSMOUTH ROAD

WOOLSTON

SOUTHAMPTON

SO19 9AX

Background History

This is a well established independent local store that is to undergo refurbishment with a retail selling area to be in excess of 500 sq ft. The site has ample customer car parking facilities.

The Shop

This purpose built shop has been designed to serve both the local community and those from further a-field. Soon to be trading as a convenience store under a nationally branded facia a range of fresh foods, groceries and other products are to be offered and the off-licence is an important part of the service that the store will be expected to provide.

The Operation

The store is operated by the manager who is also to be the DPS, assisted by a team of full and part-time staff most whom live will locally. The designated premises supervisor, trained and certified through the BIIAB training scheme will be responsible for training all staff and keeping and maintaining ongoing training records utilising the **Premises Licence Manual**. The **Challenge 21** trading initiative is also used supported by the refusals system with records kept in the **Refusals Book** to tie in with the CCTV system.

Security

The premises are secured by a full **alarm system** with a panic button. The **CCTV system** will benefit from a **24-hour recorder** and **library** which can be made available to Police if required. The premises employ a night hatch system.

Existing Store Frontage



Retail Trading Area

500 sq ft plus

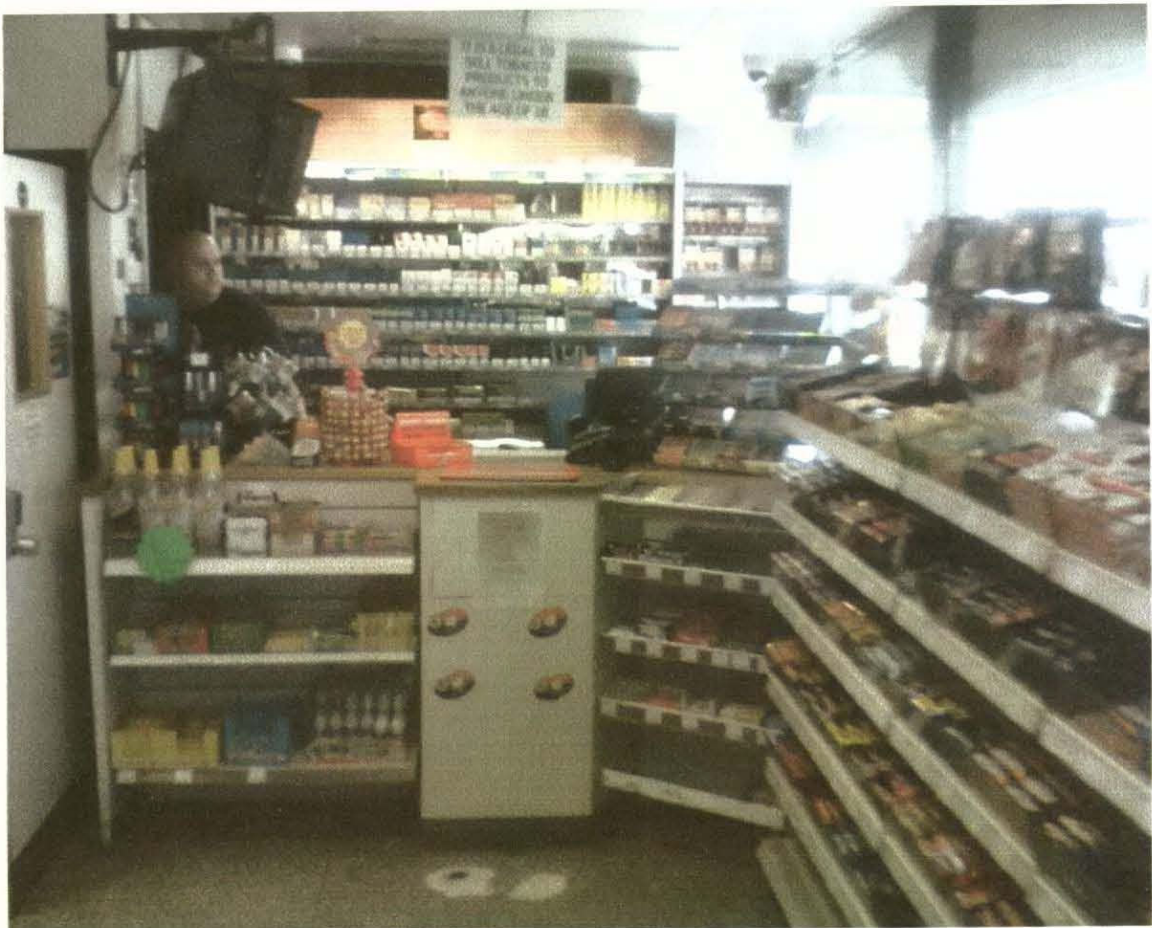
Opening Hours

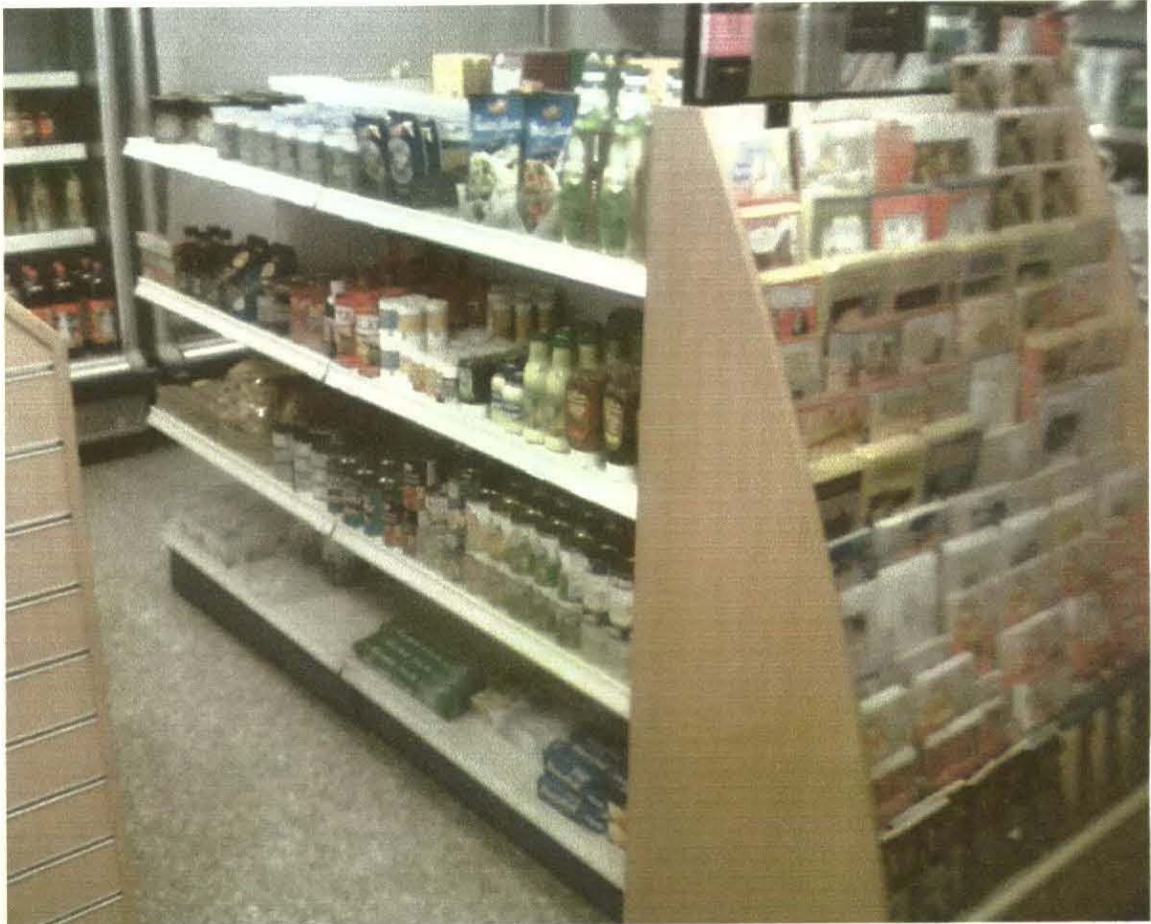
Monday	00.00 hours to 24.00 hours
Tuesday	00.00 hours to 24.00 hours
Wednesday	00.00 hours to 24.00 hours
Thursday	00.00 hours to 24.00 hours
Friday	00.00 hours to 24.00 hours
Saturday	00.00 hours to 24.00 hours
Sunday	00.00 hours to 24.00 hours

Summary

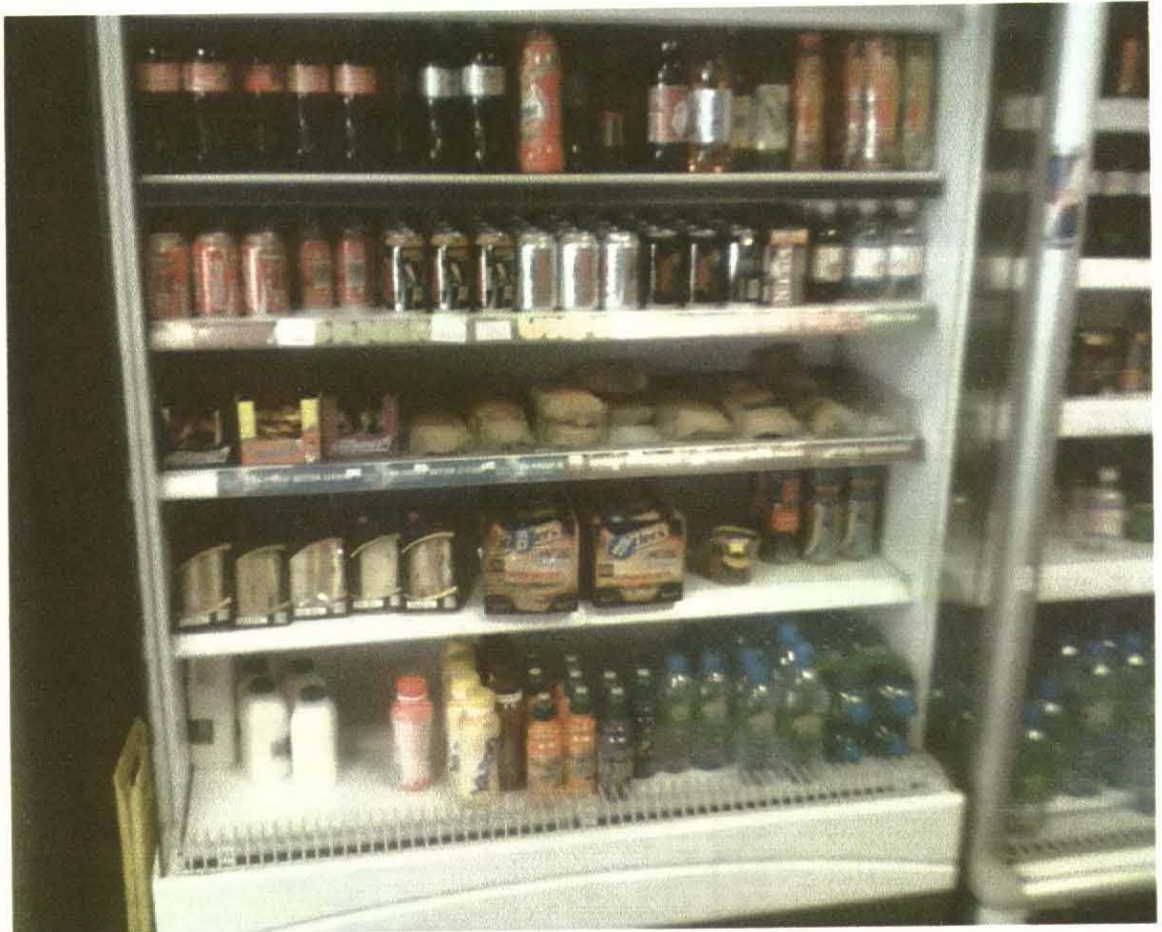
Convenience trading format
Premise licence Manual
Challenge 21
Refusals Book
Alarm system
Full CCTV
24 hour recorder & library
Night Hatch

Existing internal views

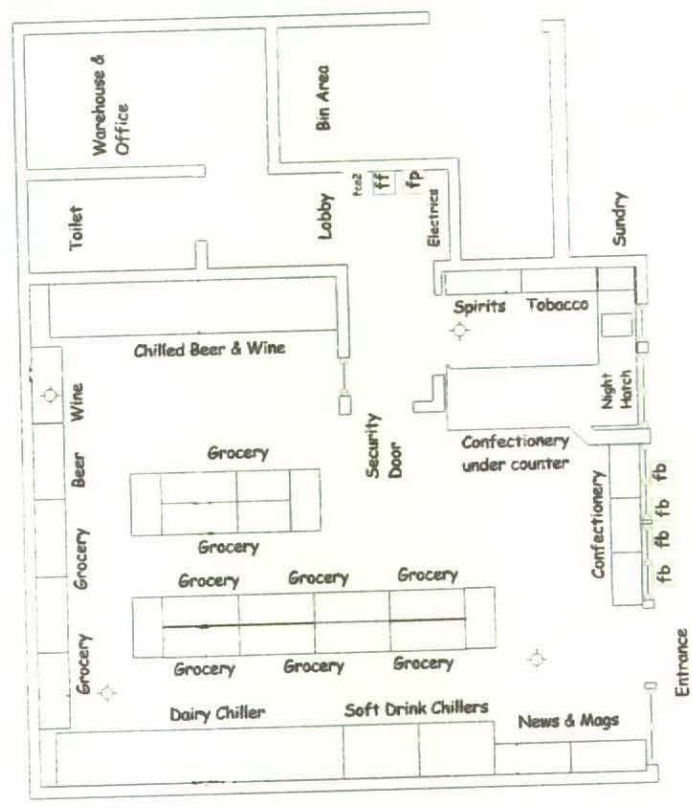








- Key**
- ◇ Security Camera
 - fp Fire Extinguisher - Water
 - ff Fire Extinguisher - Foam
 - foz Fire Extinguisher - CO2
 - fb Fire Bucket



Woolston Service Station
 170 Portsmouth Road
 Woolston
 Southampton
 SO19 9AX
 Scale 1:100
 Drawing Reference: RB0572
 Drawn by R Baker Retail Consultant
 25th June 2010

All retail selling areas to be licensed for alcohol display.
 Copyright - R Baker - 23 Magister Drive, Lee on the Solent, Portsmouth, PO13 8GE
 Do not scale from drawing, site dimensions to be used at all times

**New grant or variation of premises licence
Or club premises certificate
Form for representations from Hampshire Constabulary**

Before completing this form, please refer to FPP 07001 (Licensing (Licensing Act 2003))

Hampshire Constabulary is a responsible authority and wish to make a representation regarding under the Licensing Act 2003, regarding the:

<input checked="" type="checkbox"/> 1: Grant for a personal licence	(Object within 14 days)
<input type="checkbox"/> 2: Grant for a temporary event notice (TEN)	(Object within 48 Hours)
<input type="checkbox"/> 3: Transfer of a premises licence	(Object within 14 days)
<input type="checkbox"/> 4: Variation of designated premises supervisor	(Object within 14 days)
<input type="checkbox"/> 5: Grant/Variation of a premises licence/club prem' certificate	(Object within 28 days)

Name of Applicant:	GLOBAL FUEL (Uk) LIMITED
Name of Proposed DPS:	Krishnathasam NAVARATNAM

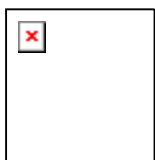
Details of relevant conviction (Personal Licence Applications ONLY)
Nil

Postal address of premises:	Woolston Service Station 170 Portsmouth Road Woolston, Southampton
Postcode:	SO19 9AX

Details of responsible authority applicant

Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other title / Rank:	Police Sergeant
Surname: Challis	First Names: Chris
Current postal address :	Southampton Divisional HQ 12-18 Hulse Road Southampton
Postcode:	SO15 2JX
Daytime telephone number:	02380 599933
E-mail address: (optional)	christopher.challis@hampshire.pnn.police.uk

Hampshire Constabulary is a responsible authority and the applicant has the delegated authority of the Chief Officer of Police in respect of his responsibilities under the Licensing Act 2003



**New grant or variation of premises licence
Or club premises certificate
Form for representations from Hampshire Constabulary**

This application to object relates to the following licensing objective(s)

- | | | |
|---|-------------------------------------|--|
| 1) The prevention of crime and disorder | <input checked="" type="checkbox"/> | <i>Please select
one or more
boxes</i> |
| 2) Public safety | <input type="checkbox"/> | |
| 3) The prevention of public nuisance | <input type="checkbox"/> | |
| 4) The protection of children from harm | <input type="checkbox"/> | |

Please state the ground(s) for representation:

The Chief Constable has delegated authority to all Operational Command Unit Commanders within Hampshire Constabulary in respect of his responsibilities under the Licensing Act 2003. The OCU Commander, Chief Superintendent Greening has further delegated this responsibility to the Licensing Sergeant for Southampton.

The police are objecting to this application. For the reasons outlined below I am of the opinion that the proposed measures are not currently adequate or specific in their detail and would undermine the prevention of crime and disorder in the licensing objective.

The current operating schedule states that a CCTV system with a recording facility will be in place. The photos of the layout, which have been provided by the applicant are not current. The shop has been gutted in readiness for a complete refit. The floor plan is basic and I am unable to determine if the proposed CCTV would be suitable. The applicant states the CCTV system will record 24 hours a day and a library which can be made available to the police if required. This document is not clearly defined as being part of the operating schedule and is less than specific.

I require more detail to adequately address the prevention of crime and disorder licensing objective and suggest that the CCTV system fitted should satisfy the following condition considered as such by SCC namely –

"A CCTV system shall be installed and maintained in the licensed premises to the satisfaction of the Licensing Authority and Hampshire Constabulary. As a minimum, it shall enable surveillance of both external and internal areas of the premises including entrances and exits. Recordings from the system shall be of a quality acceptable as evidence in a court of law and shall be securely retained at the licensed premises for a minimum period of 30 days after the recording, and shall be surrendered to Hampshire Constabulary or the Licensing Authority immediately on request."

The applicant is applying to operate a "night hatch facility" between 2300 hrs and 0600 hrs". To conform with other 24hrs garages within the city, we should standardize the wording as -

"The entrance door to the shop will be closed to customers between the hours of 2300 and 0600. Any sales between these hours will be made through the night pay window."

**New grant or variation of premises licence
Or club premises certificate
Form for representations from Hampshire Constabulary**

The applicant has stated in the application that he will adopt the "Challenge 21" scheme. As with all other licensed premises within the city, I suggest the "Challenge 25" is adopted to conform with other nearby premises.

**It is an offence, under section 158 of the Licensing Act 2003 to make a false statement
in or in connection with this representation**

Police recommendations (including any conditions)

Objection

Signature of Officer Completing

Name	<u>PS Chris Challis</u>	Collar Number:	<u>2857</u>
Signature:	Date:	<u>27/07/10</u>

Signature of Authorising Officer

Name	<u>Insp Lisa Stevens</u>	Collar Number:	<u>325</u>
Signature:	Date:	<u>27/07/10</u>

Sent: 23 July 2010 17:22
To: Clowes, Hayley
Subject: RE: 2010/01268/1SPRN

Our address is 24, Archery Grove, Woolston.SO19 9EY.

Yours sincerely,

David and Margaret Baldwin.

From: Clowes, Hayley [mailto:Hayley.Clowes@southampton.gov.uk]
Sent: 23 July 2010 13:35
To: David Baldwin
Subject: RE: 2010/01268/1SPRN

Dear Mr. Baldwin,

PREMISES LICENCE: WOOLSTON SERVICE STATION, 170 PORTSMOUTH ROAD, SOUTHAMPTON

I refer to your recent e-mail seeking to make representations to the above application under the Licensing Act 2003.

Having carefully considered your e-mail, it does not appear to be a relevant representation, within the meaning of the Act because:

- You have not disclosed your home address, meaning that I am unable to confirm your vicinity to the premises as required by the Licensing Act 2003.

Please submit your address to us by 27th July 2010 in order for your representation to be heard by the Committee.

Kind Regards,

Hayley Clowes
Licensing Enforcement Officer
Legal & Democratic Services
Southampton City Council

Tel: 023 8083 2421
Fax: 023 8083 4061
E-mail: hayley.clowes@southampton.gov.uk

Web: www.southampton.gov.uk/licensing

Post: Licensing - Southampton City Council

PO Box 1344

Southampton

SO15 1WQ

From:
Sent: 22 July 2010 21:15
To: Licensing
Subject: 2010/01268/1SPRN

Dear Sir or Madam,

We are writing to express our objection to the garage in Portsmouth Road selling drinks and hot food 24 hours a day. We are already disturbed at night by people returning home in a drunken state presumably from the pub over the road from the garage. This problem can only increase if alcohol becomes available for longer hours. I think that the forecourt will become a place where people congregate to drink and there will inevitably be an increase in noise and possibly antisocial behaviour. As we live within a quarter of a mile of the garage I am sure you can appreciate our concern and understand our request that this application be rejected.

Yours sincerely,

David and Margaret Baldwin

Mrs Lorna Banda
207 Portsmouth Road
Woolston
Southampton
SO19 9BG

Mrs Lorna Banda

]

19th July 2010

FAO
Licensing Department, Civic Centre, SO14 7LS
Application number 2010/01268/1SPRN

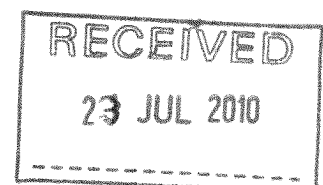
Dear Richard,

RE: Application Reference 2010/01268/1SPRN

Further to the receipt of your letter dated 19/7/10, issued in respect of the Texaco Garage in Portsmouth Road applying for a licence to sell alcohol, I write to formally record my objection to the application.

The reasons for my objection are thus:

- 1). The premises are in a severely run down and neglected condition, which is hardly conducive to the responsibility associated with the selling of alcohol.
- 2). The immediate area is already saturated with premises which sell alcohol – the Coop in Worcester Place / Bramley Crescent, the newsagent in Newtown Road, the Coop in Portsmouth Road, the newsagent in Station Road, not to mention the Swan public house across the road. There is no need therefore, nor benefits, for the garage to be granted an alcohol license.
- 3). The garage has a publicised recent history of purported unscrupulous activity. Granting a licence to the premises will therefore send out the wrong message as it will be seen as rewarding such behaviour.
- 4). The area already suffers from considerable anti social behaviour, principally due to youths frequently congregating outside of the garage. Consequently the area is at times intimidating, and the granting of the 24hr license is likely to further encourage such activity.



5). The local residents regularly have to deal with people leaving the adjacent public house causing a nuisance on their way home. Such nuisances include urinating on paths, vomiting in gardens, shouting or arguing / fighting in the street. Making alcohol available after hours will only heighten this anti social behaviour.

I trust that my comments will be considered during the planning process and that the application will be sensibly rejected.

Yours sincerely,

Mrs Lorna Banda

Mr Kalikokha Banda

Woolston
Southampton
SO19 9BG

20th July 2010

Licensing Department
Civic Centre
SO14 7LS

Dear Sir/ Madam,

RE: Application Reference 2010/01268/1SPRN

Further to the receipt of your letter dated 23 July 2010, issued in respect of the Texaco Garage in Portsmouth Road applying for a licence to sell alcohol, I write to formally record my objection to the application.

The reasons for my objection are thus:

- 1). The premises are in a severely run down and neglected condition, which is hardly conducive to the responsibility associated with the selling of alcohol.
- 2). The immediate area is already saturated with premises which sell alcohol – the Coop in Worcester Place / Bramley Crescent, the newsagent in Newtown Road, the Coop in Portsmouth Road, the newsagent in Station Road, not to mention the **Swan public house down the road which recently was issued a licence to extend its open hours. There is no need therefore, nor benefits, for the garage to be granted an alcohol license.**
- 3). The garage has a publicised recent history of purported unscrupulous activity. Granting a licence to the premises will therefore send out the wrong message as it will be seen as rewarding such behaviour.
- 4). The area already suffers from considerable anti social behaviour, principally due to youths frequently congregating outside of the garage. Consequently the area is at times intimidating, and the granting of the 24hr license is likely to further encourage such activity.

- 5). The local residents regularly have to deal with people leaving the adjacent public house causing a nuisance on their way home. Such nuisances include urinating on paths, vomiting in gardens, shouting or arguing / fighting in the street. Making alcohol available after hours will only heighten this anti social behaviour. **Only yesterday my car bonnet was badly damaged while people fighting on it, I have had number plate taken off my car last year by drunk people coming form the pub. We have people going to the toilet “number 2” on private path which takes you to property 203 - 211 and I as I own this path I have to clean up there toilet now and then, I clean the path almost every two weeks because of litter, glass and urine smell. Photos of path enclosed.**
- 6). **We two young boys aged 7,10 who can even play on my own land because of Health, We a baby girl aged seven month Birth Certificate enclosed, she sleeps right opposite the garage and nuisances form the pub and garage every night, next door 205 have a boy aged 4 and baby girl aged 8 months and as you know Portsmouth Road is A road and used by allot of traffic which disturbs us until late night and by 4:30am traffic starts again disturbing us, how much more can we take?**

I trust that my comments will be considered during the planning process and that the application will be sensibly rejected.

Yours sincerely,

Mr Kalikokha Banda

CERTIFIED COPY
Pursuant to the Births and



OF AN ENTRY
Deaths Registration Act 1953

BAM 003220

BIRTH		Entry No. 57
Registration district Southampton		Administrative area
Sub-district Southampton		City of Southampton
1. Date and place of birth Twenty-second December 2009 Princess Anne Hospital Southampton		CHILD
2. Name and surname		3. Sex
4. Name and surname FATHER		
5. Place of birth	6. Occupation	
7. Name and surname MOTHER		
8.(a) Place of birth	8. (b) Occupation	
9.(a) Maiden surname	9. (b) Surname at marriage if different from maiden surname	
10.		
11. Name and surname (if not the mother or father) INFORMANT		12. Qualification
13. Usual address (if different from _____ that in 10 above)		
14. I certify that the particulars entered above are true to the best of my knowledge and belief		Signature of informant
15. Date of registration Thirtieth December 2009		16. Signature of registrar M A Fielder Deputy Registrar
17. Name given after registration, and surname _____		

CAUTION: THERE ARE OFFENCES RELATING TO FALSIFYING OR ALTERING A CERTIFICATE AND USING OR POSSESSING A FALSE CERTIFICATE. ©CROWN COPYRIGHT





From:

Sent: 22 July 2010 08:57

To: Clowes, Hayley

Subject: RE: Application No 2010/01268/1SPRN

Thank you for your reply. My address is 171 Portsmouth Road, Woolston, SO19 9BG.

I object to this application because I believe it will cause public nuisance and the likelihood of crime. Portsmouth Road is used by a lot of youngsters on their way home from town in the early hours of the morning. Having a 24 hour licence granted for the sale of alcohol would only increase the anti-social behaviour of some of these people.

Sara Baxendale

From: Clowes, Hayley

Sent: 21 July 2010 16:42

To:

Subject: RE: Application No 2010/01268/1SPRN

Dear Ms. Baxendale,

Application for a Premises Licence

Global Fuel (UK) Ltd

Woolston Service Station 170 Portsmouth Road Southampton SO19 9AQ

I refer to your e-mail commenting on the above application submitted under the Licensing Act 2003.

Having carefully considered your e-mail, it does not appear to be a relevant representation, within the meaning of the Act because:

- *You have not disclosed your home address, meaning that I am unable to confirm your vicinity to the premises as required by the Licensing Act 2003; and*
- *You have not addressed the licensing objectives.*

Only representations that relate to at least one of the four licensing objectives can be considered. The licensing objectives are:

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

Representations must clearly set out the likely effects the grant of the licence would have on the promotion of at least one of the licensing objectives, and must clearly relate to the premises for which application is being made. For example, representations on the basis of general noise and disturbance, without evidence of a causal link to specific premises, are unlikely to be persuasive.

In the circumstances, unless you can provide further information to clarify the position I am unable to accept your correspondence as a representation which is capable of being considered by the Council in determining this application. Please note that any further representations must be received by **27th July 2010**.

Kind Regards,

Hayley Clowes
Licensing Enforcement Officer
Legal & Democratic Services
Southampton City Council

Tel: 023 8083 2421
Fax: 023 8083 4061
E-mail: _____

Web: www.southampton.gov.uk/licensing

Post: Licensing - Southampton City Council

PO Box 1344

Southampton

SO15 1WQ

From:
Sent: 21 July 2010 15:01
To: Licensing
Subject: Application No 2010/01268/1SPRN

re: Woolston Service Station 170 Portsmouth Road, Woolston

I write in connection with the proposal to permit the sale of alcohol 24/7 at the above named premises.

I object profusely to this proposal and wish my comment to be noted.

Sara Baxendale

The information in this email is confidential. It is intended only for the use of the named recipient. If you are not the named recipient, please notify us immediately and delete this mail from your system. You should not disclose the contents to any other person, nor take any copies.

Sent: 23 July 2010 00:07

To: Licensing

Subject: Fw: Application Number : 2010/01268/1SPRN - Woolston Service Station
170 Portsmouth Road, Woolston, Southampton.

E.Cook

----- Original Message -----

From:

To: licensing@southampton.gov.uk

Cc: councillor.r.williams@southampton.gov.uk ; councillor.c.cunio@southampton.gov.uk ;
councillor.w.payne@southampton.gov.uk

Sent: Thursday, July 22, 2010 10:30 PM

Subject: Application Number : 2010/01268/1SPRN - Woolston Service Station 170
Portsmouth Road, Woolston, Southampton.

Dear Sir/Madam,

I am writing to you regarding the above application for a premises licence to supply by retail, alcohol from 00:00 to 00:00 every day (i.e. continuously), and the provision of hot food and drink (late night refreshment) between 23:00 and 05:00 on every day. This business would be open 24 hours a day, seven days a week.

Firstly, I am disgusted, but not surprised that as a nearby resident (177 Portsmouth Road, Woolston, Southampton), that I have not been informed by Southampton City Council of this nearby application. Clearly, the narrowest interpretation of the legislation has been effected in terms of informing the immediate Woolston community so as to create the least objections to the proposal in the limited time available.

I am extremely concerned about the potential impact of such a license, should it be approved, impacting on residents and adversely on the peace and well-being of the local area as a whole. It appears to me to be part of a gradual commercialisation of Portsmouth Road. This is a residential area and has been for a long time, not a 24 hours a day, 7 days a week alcohol retail outlet, and the provision of hot food and drink throughout the night. It is totally out of character and inappropriate with regard to the neighbourhood.

I therefore strongly object to this proposal.

yours faithfully

Edwin Cook
177 Portsmouth Road
Woolston
Southampton
SO19 9BG

Sent: 20 July 2010 15:17

To: Licensing

Subject: FW: APPLICATION NO 2010/01268/1SPRN

It has been brought to my notice that an application has been made for Woolston Service Station to sell alcohol 24/7. I would like to enter my objection to this as one living in the immediate area. We feel there is enough noise and litter pollution already from people passing and that having alcohol available would cause more trouble.

I hope you take these comments on board and look forward to the application being denied.

Regards,

Janet Crocker
5, Gordon Terrace
Wrights Hill
Woolston, Southampton

176 Portsmouth Road
Woolston
Southampton
SO19 9AQ

21 July 2010

To the licensing panel,

I would like to oppose application number 2010/01268/1SPRN Woolston service station 170 Portsmouth road. There are several reasons that I think you should consider,

The service station at Portsmouth Road has been for some time a hot spot for anti social behaviour.

I would imagine there will be no toilet facilities for public use, increasing the un-acceptable messes that I have to deal with already on a regular basis.

I believe the late night hot food and drinks will attract more boy racer types, whilst eating either in or out of their cars they will be playing loud music.

It will also encourage people walking home from the city at weekends to gather outside the garage increasing noise, litter and and body wastes.

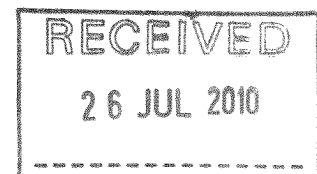
There is a pub almost directly opposite which has an off sales facility, and there is an off licence at the top of Wrights Hill less than a quarter of a mile from the garage.

I have lived at the above property for 10 years and without alcohol being sold in the filling station I have been subjected to criminal damage to my property (in which the police have been involved) and as I stated earlier I am constantly clearing up the mess generated by woolston filling station, how come you the council did not notify me that this application had been applied for?

Yours sincerely

John Early

Cc Cllr Carol Cunio
Cc Cllr Richard Williams
Cc Cllr Warwick Payne



201 Portsmouth Road,
Woolston,
Southampton.
SO19 9BG.

20th July 2010.

Licensing Department,
Civic Centre, Southampton
SO14 7LS.




Dear Sir,

Application No. 2010/01268/1SPRN Woolston -Service Station.
Proposal: Application by Global Fuel (UK) Ltd. For premises licence to permit sale of
alcohol for consumption off the premises and late night refreshment.

With regard to the above we wish to register our disapproval should this application be approved.

- a) This Service Station is in a residential area – certainly not in a ‘line of shops’ or in an ‘out of town’ location.
- b) We are amazed that Alcohol sales could be made available 24hrs per day bearing in mind the number of drink related offences that occur daily – this therefore is just another step in the degradation of social standards. How long will it take before the knowledge of the opening hours become known and will entail vehicles and callers using the premises at all hours?
- c) Will the alcohol be purchased over the counter and then consumed around the premises with the added noisy behaviour and empty bottles being discarded over garden walls etc. It would surely be an added attraction to younger people to use the Garage as a usual meeting place.
- d) Regards late night refreshments – how can this be considered ? The Swan Public House (opposite the garage) has a licence only to stay open until 12.30 a.m. and Tesco Superstores is unable to sell alcohol after 10.p.m.?
- e) We understand the Garage premises will be upgraded from its present rundown condition – this will happily enhance the area, but however should this application be approved it will have an adverse impact on the peace and well-being of the area as a whole.

Yours sincerely,


~~Hedley and Ann Edmondson.~~


203 Portsmouth Rd.



9 Fern Road
5019 9RD.
227 10

Re 2010/01268/15 PRN

It has come to my attention that an application has been made for the sale of alcohol at the Woodston Service Station on a 24hr basis, also the supply of hot food (take away)

Portsmouth Road has problems with maraudering late night revellers walking back from the clubs over the Itchen Bridge. To supply them with premises where they can 'top up' seems to be a very bad move. Also the litter which was always considerable from the previous store & chip shop - Extending up Portsmouth Road & into Mayfield Park.

I therefore wish to lodge an objection to the application

k

211. Portsmouth Road
Woolston
Southampton SO 19 9BG

19.7.2010

Dear Sir/Madam,

Re: Application Number: 2010/01268/1SPTRN

We are writing to object in the strongest possible terms to the above application by Global Fuel (UK) at Woolston Service Station for a premises licence to sell alcohol and light refreshments on a 24 hour basis.

We feel that such an application is unacceptable and is highly likely to cause further disruption and disturbance to our neighbourhood. We are extremely concerned that these premises will attract individuals and groups en route from a social event who may already have consumed alcohol leading to an increased possibility of anti social behaviour. We are already subject to large groups gathering on the forecourt of the garage late at night and have witnessed fights breaking out and the police being called on numerous occasions.

In addition, we have a public house located very near the service station with an extended licence for alcohol and music. The addition of premises selling more alcohol is both unnecessary and discourteous to the local residents and can only add to the difficulties we already experience as a direct result of late night drinkers such as bottles and cans in our hedges, broken glass on our pavements and inconsiderate parking which often means that we are forced to walk in the road.

We urge you to decline this application and to strongly consider the negative impact this licence will have on our neighbourhood. In addition, at a time of repeated reports in the media about the long term damaging effects of binge drinking on adults and young people we feel it is totally irresponsible of the Council to consider supporting such an application.

Yours faithfully

Alex McNamara and Sheelagh McCarthy

From:
Sent: 25 July 2010 21:33
To: Licensing
Subject: Application number 2010/01268/1SPRN
25.07.10

Dear Licensing Authorities

The old Shell petrol station (now Texaco) in Portsmouth Road has applied for a 24 hour licence to sell alcohol.

I would like to object for several reasons. The site is almost central to 4 first schools: Ludlow, Woolston, St Monica and Newtown Road. There is a comprehensive 5 minutes walk away, and another secondary school further up Portsmouth Road. This site has always been a well known place for youngsters to buy cigarettes, and I fear that the same may become true for alcohol. These garage premises have been the place of much police activity after late hours drunken behaviour from passing pedestrians. Within a five minute walk of these premises are 2 shops that sell alcohol between their opening hours of 8am to 8pm, which is already sufficient for the area.

The garage is situated on a very busy main road. I anticipate drunken behaviour can only cause more accidents.

The garage is surrounded by residential premises and appears to be a totally unsuitable site for any alcoholic sales, or indeed any all night opening. When I moved here the garage was not open for 24 hours in the day. I'm really upset by the fact that garages appear to be able to change their opening hours, without having to apply for a licence.

I doubt if the police authorities would encourage the sale of alcohol from this shop.

On a personal note I am constantly annoyed by late night revellers who stop and party on the forecourt. During the summer months this continues into the early hours of most weekends. I'm aware that the council run an out of hours noise nuisance phone number, but I'm sure they are already overworked. I hope you will support anyone who opposes this application for any alcohol sales.

Yours sincerely

Judith Palmer
162 Portsmouth Road
SO19 9AQ
023 80446890

From:
Sent: 15 July 2010 17:46
To: Licensing
Cc:
Subject: Application 2010/01268/01SPRN
Hello,

I would like to comment on the above application, which would lead to the potential sale of alcohol around the clock at the Texaco filling station in Portsmouth Road, Woolston.

While it is encouraging for the business to have a makeover, and to seek to increase its product line, I would urge the licensing committee to consider the views of residents nearby before granting an application.

Members may wish to note that Woolston is a residential area and not the kind of neighbourhood where a 24-hour supply of alcohol would be expected. The garage also stands next to a busy road, so it might not be the best place for people who have had 'one too many' to go and buy 'one for the road' as this would be a more dangerous place than most for people under the influence of excess alcohol. Especially if they're driving...

The garage's commitment to put full ID checking in place is to be commended, and they should be able to stock products to help the business thrive. However, on the grounds of public safety and possible disturbance to nearby residents, the potential sale of alcohol 24 hours a day, seven days a week, is perhaps a step too far.

If the committee is still minded to approve the licensing application, then they may also wish to consider if keeping sales to more conventional licensing hours (ie ceasing at 11pm or on Sundays at 10.30pm) would be more appropriate.

many thanks,
Cllr Warwick Payne,
Labour member for Woolston,
Southampton City Council.

2010/01268/01SPRN - Woolston Service Station 170 Portsmouth Road
Southampton

I would like to register my strong objections to the application for alcohol and refreshments sales to be made throughout the night.

I live directly opposite the premises and have already suffered frequent nights of broken sleep caused by individuals and groups of people shouting, fighting, driving in and out with screeching tyres, crossing the road to urinate on my pathway and other assorted joys. Granting this application and allowing these changes will only serve to increase these occurrences and make our lives even more difficult.

Thank you

A. Odom
209 Portsmouth Road
SO19 9BG

1 Gordon Terrace
Wrights Hill
Woolston
Southampton
SO19 9HP

21 – 07 – 2010

Dear Sir,

Re: Application Number 2010/01268/1SPRN
(Woolston Service Station – 170 Portsmouth Road)

In respect of the above application, my wife and myself wish to register our objections to it being granted. Our reasons are listed below.

1. Alcoholic and other Drinks

The effects of excessive alcohol intake are well known and undeniable. Bottles and cans will be strewn on streets, pavements and in private properties (gardens) In the case of bottles these will invariably be broken – causing hazards to pedestrians, vehicle drivers, and in gardens pets and other animals.

2. Food

Unfinished food together with wrappings, will be strewn on streets, pavements and private properties attracting animals and insects, resulting in an increased risk of disease. There will also be a risk of pedestrians slipping and/or falling and injuring themselves – which could well result in legal action against the garage owners and/or Southampton City Council.

3. School

Approximately a quarter of a mile is an Academy School (Woolston). Knowledge that food and drinks can be obtained continuously throughout the school day will not only act as a magnet for the pupils but will further increase the risk of litter and associated problems – as detailed above.

4. Noise

Those under the influence of alcohol invariably talk noisily and are more likely to be raucous in their behavior. Almost without exception on a Friday and Saturday night we can hear people walking home from (town?) being very noisy, singing and shouting. Invariably, the following morning remains can be found of unfinished food dumped on the pavement together with wrappings, bottles and cans. An additional source of alcohol en-route can only aggravate the situation.

In connection with this point almost opposite the garage is a public house. Although we hear the music from the bands they hire; generally the clients leave reasonably quietly and in a reasonable manner. We assume that the tenants/owners of the public house are fully aware of this application and will be forwarding their own objections/comments.

5. Police

Should this application be granted we consider that it will only be a matter of time before the Police become involved in an “incident”. As the Police are already looking at government cut backs, I would presume that that the last thing they wanted was another source of possible additional work.

6. Appearance

Are those making the application willing to “clean up” not only their own forecourt, but also the adjacent streets, pavements and where necessary private property. We seriously doubt it.

On the basis listed above, we therefore wish to formally register our objections and request that the application be denied.

Yours faithfully,

Mr David P Runham
Mrs Jane K Runham

Sent: 20 July 2010 11:00
To: Licensing
Subject: Application Number 2010/1268/1SPRN

Application number 2010/01268/1SPRN

I live at 215 Portsmouth Road which is directly opposite the garage on Portsmouth Road. I strongly object to the council granting this licence for the sale of alcohol for a 24 hour period on the following grounds:

We already experience drunken brawls, fights and trespassing on our property after the Swan Public House closes. The Public House was granted an extension to its licence by the council some months ago.

The trespassing was early July which was reported to Hampshire Police. A group of drunks were climbing on our hedge and rolling on it. There have been numerous brawls. I recall the end of June paramedics being called out because a man was attacked with a broken bottle by another. With incidents like this and granting a 24 hour licence to the garage will only escalate the problems we already **have** to live with.

We are constantly picking up bottles and litter from our path and believe me when I say our lives will become intolerable if this is granted.

When the garage was under previous ownership and latterly the official receivers we still had problems with gangs gathering outside and in the early hours. The manpower of Hampshire Police is already under pressure and only a council who has no wisdom or care for residents would be so inconsiderate in allowing such a licence to be granted.

It is hoped that this time the council will listen

Matthew Smith
Resident

2 Gordon Terrace
Wrights Hill
Woolston
Southampton
SO19 9HP

22nd July 2010

The Licensing Dept
Civic Centre
Southampton
SO14 7LS

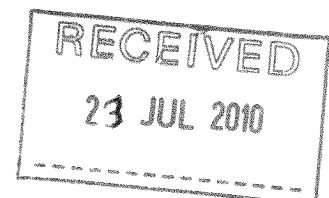
Dear Sirs

Application Number: 20010/01268/1SPRN

**Re: Application by Global Fuel (UK) Ltd for a licence to sell alcohol
Off the premises and late night refreshment at Woolston Service
Station, 170 Portsmouth Road, Woolston**

I wish to register my objections to the proposal for a licence to be granted for the sale of alcohol 24 hours a day, 7 days a week and for the sale of refreshment between 11pm and 5am.

1. There is no need for another outlet for the sale of alcohol, and with this proposed licence being for 24 hours a day, there will be a number of problems. Unfortunately many people do not seem to know when they have drunk enough and there will be the problems with noise, cans being thrown around and bottles being thrown about and smashed. There will then be problems for residents, pedestrians, vehicle drivers and pets.
2. Food. There is a very high chance that leftover food will be strewn about on the streets, pavements and in nearby gardens. As there is a very high likelihood that food will be vomited over pavements, the road and into nearby gardens the will cause other problems. **Will the owners/managers of this outlet be clearing up the mess or will polystyrene containers and wrappers be left to blow about and make the area look very tacky.**
3. Noise will be a problem as it is unlikely that the probable consumers will be aware of how much noise carries at night and how close residential properties are to this business, and will they really care. There is enough noise from The Swan public house when they have their bands playing. I can hear this in my house/garden now. Do I want more?



4. In view of proposed cuts in public services, and in particular the police, I cannot imagine they will welcome yet another outlet selling alcohol 24 hours a day, with all the problems that can come with it, e.g. vandalism, fights, assaults, etc.
5. As the Oasis Academy is just a short distance away I can see that this is going to be a magnet for the pupils. No doubt they will say that they only want 'soft drinks', but what a temptation to try and buy alcohol when on the site. Will the owners/managers carry out the terms of the licence and not sell to people who are under age or will the temptation be too great. I know that checks are sometimes carried out to make sure this does not happen, but there is always someone who is "daft" enough to buy alcohol for them.

As there has been problems at the business in the past requiring police involvement, I'm not at all happy about a business on this site. Even now me and a number of friends and neighbours will not buy petrol there unless we use cash, never cards, and will only use the petrol station if we absolutely have to.

Is it too much to ask that a residential area should stay just that, and that we can live our lives in peace and quiet?

Please consider all these points very carefully before making a considered decision.

Yours faithfully

D A Southey (Mrs)

RECEIVED
APPLICATION NO 24 JUL 2010
2010/01268/15PRN
SOUTHAMPTON CITY COUNCIL
Legal Services
20/7/10

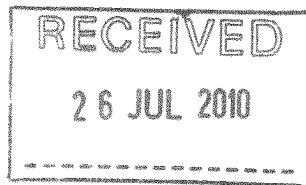
MRS. J. SULLIVAN
22 WRIGHTS HILL
WOOLSTON SOTON
SO19 9GZ

TO WHOEVER IT CONCERNS

DEFINITELY THESE PLANS SHOULD NOT GO AHEAD, WE HAVE ENOUGH PROBLEMS ON WRIGHTS HILL WITH LITTER FROM TAKEAWAY FOOD SHOPS, ALSO WITH THE SWAN PUB OPPOSITE THE GARAGE, IT IS NOT NEEDED.

ALSO TRAFFIC IS SO BUSY ALONG PORTSMOUTH RD, WITHOUT HAVING EXTRA TRAFFIC COMING OUT OF GARAGE FORECOURT DURING THE NIGHT OR DAY. BUYING TAKEAWAYS. ANOTHER POINT IS THE SWAN PUB DOES NOT HAVE A PROPER CAR PARK, AND AT NIGHT THERE ARE CARS PARKED ON THE ROAD OUTSIDE, WHICH CAUSES CONGESTION

(S)



150 Portsmouth Road
Woolston
Southampton
SO19 9AQ
23rd July 2010

Licensing Department
Civic Centre

Application No: 2010/01268/1SPRN

Dear Sir(s)

We wish to lodge an objection to the above application on the following grounds.

First, we cannot see any way that this application would benefit the local community.

If, as we assume they would have done, Global Fuel (UK) had carried out a thorough market research, they would have found that this is a largely residential area with mainly family homes, schools and a number of Residential Care Homes in the immediate vicinity of the Petrol Station application under consideration – not the sort of community which is likely to want, need or expect a 24 hour supply of alcohol, seven days a week. Most of the family homes have one or more adult in employment and many have school aged children all of whom have the right to expect a peaceful and uninterrupted night's sleep, if they are to perform effectively and safely during the day at work and school. This proposal could deny them that right.

We already suffer almost constant disturbance at week-ends (from Thursday through to Monday a.m. sometimes up to 4:00 a.m.) from people somewhat the worse-for-wear from alcohol, having left the pubs and clubs of the City Centre, and filtering their way home via Woolston. This application is likely to extend this throughout the week, with the Petrol station acting as a magnet for those in search of yet more alcohol.

Second, safety. The location is next to a busy road. The people, mentioned above, who may already have had more than enough alcohol, will be congregating outside the premises and possibly spilling onto the road. Also, as possibly, the only premises in the area offering the all-night sale of alcohol, it may attract other people (e.g. drivers) from further afield. With more traffic entering/leaving the premises and people congregating in and around the forecourt, the potential for accident is significant. It will also increase the noise and disturbance, with cars coming and going; car doors slamming; engines revving. If the statistics are correct, it will do nothing to reduce the incidents of driving while under the influence of drink & drugs.

Third, vandalism. The people mentioned in the previous paragraph have been responsible for a considerable amount of damage to properties along Portsmouth Road, including our property which has suffered extensive damage to the perimeter wall and more recently a beer bottle thrown through the greenhouse. With all-night sales of alcohol and food until 5:00 a.m. instead of making their way home, these

people may be encouraged to loiter, increasing the likelihood of disturbance and more vandalism.

The property adjacent to and associated with the Petrol Station (occupied by the previous owner/manager) was the subject of continual attack, by, one assumes, disgruntled customers or those responsible for the vandalism previously mentioned. This property is an eyesore in that the windows to the front of the property are constantly being broken and the police are often in attendance. Will Global Fuel (UK) be liable for damage caused to our property by their customers?

Fourth, littering. With the availability of extra alcohol and late-night food, the likelihood is that both will be consumed "on-the-hoof" with the packaging discarded wherever the consumers happened to have reached when they have finished, or had their fill. We already spend much of our week-end mornings picking up half empty beer cans and bottles dropped into our front garden. Will Global Fuel (UK) provide litter clearing teams as we believe fast-food outlets in the City Centre are expected to do?

We strongly believe that granting of this licence would lead to an increase in public nuisance, crime and disorder and would do nothing to enhance public safety.

In conclusion, we believe that granting of this premises licence would be in breach of our rights under the Human Rights Act 1998, 1st Protocol, Article 1: Protection of Property "The right to the peaceful enjoyment of your property" (www.direct.gov.uk/en/governmentcitizensandrights/yourrightsandresponsibilities/DG_4002951).

We therefore urge you to reject this application.

Thank you for your consideration.

Yours faithfully

Fred Viana & Jackie Viana

Sent: 26 July 2010 12:25

To: Clowes, Hayley

Subject: Re: application no 2010/01268/1SPRN

Sorry I live at No 2 Archery grove and sleep at the back of my house so can see hear everything from my bedroom.

Sent: Mon, 26 Jul 2010 12:20

Subject: RE: application no 2010/01268/1SPRN

Dear Ms. Wolfe,

PREMISES LICENCE: WOOLSTON SERVICE STATION, 170 PORTSMOUTH ROAD, SOUTHAMPTON

I refer to your recent e-mail seeking to make representations to the above application under the Licensing Act 2003.

Having carefully considered your e-mail, it does not appear to be a "relevant representation," within the meaning of the Act because:

- You have not disclosed your home address, meaning that I am unable to confirm your vicinity to the premises as required by the Licensing Act 2003.

Please submit your address to us by 27th July 2010 in order for your representation to be heard by the Committee.

Kind Regards,
Hayley Clowes
Licensing Enforcement Officer
Legal & Democratic Services
Southampton City Council

Tel: 023 8083 2421
Fax: 023 8083 4061
E-mail: hayley.clowes@southampton.gov.uk
Web: www.southampton.gov.uk/licensing
Post: Licensing - Southampton City Council
PO Box 1344
Southampton

Sent: 26 July 2010 11:38

To: Licensing

Subject: application no 2010/01268/1SPRN

I
am emailing with regard to the above application for a 24/7 alcohol license and late night all night food license for the woolston service station on Portsmouth Road, as a resident of the Portsmouth Road end of Archery Grove I am most horrified to think that this license will be considered acceptable. It is noisy enough in the summer in

particular when The Swan public house has music if those people are then to roll out of the pub across the road and buy alcohol and food then we will get no sleep at weekends. When I moved to Archery Grove the Service Station sold food which was microwaved on a self serve basis and our road was littered with rubbish from empty burger boxes and coffee cups. Even now we find cans on our wall at regular intervals and if they were selling alcohol this would get worse.

I am sure with the rising tide of under age drinking we do not need more places making alcohol more accessible to youngsters as I am sure that a lot of these places do not ask for identity or proof of age. I would also note that a few yards up the road is a perfectly good fish and chip shop and pizza shop both of which would be affected if another hot food joint were to be permitted within such a close vicinity.

I hope that sense will prevail and you will decline the 24/7 license to create more antisocial behaviour than we already endure in this area.

Regards Sandra Wolfe
Archery Grove

Sent: 25 July 2010 22:12

To: Licensing

Subject: re application; 2010/01268/1SPRN

Dear Sir, I would like to make a representation regarding the above application. I understand the application is for the sale of alcohol on a 24 hour basis at the petrol station on Portsmouth Road, Woolston, Southampton.

My name is Leonard Young and I live at 213 Portsmouth Road, directly opposite the petrol station. I would like to object to the application on the grounds of the prevention of public nuisance.

I am 82 years old and I have lived at the address for over 40 years. I have suffered from cancer, blindness and the death of my wife. I would like a peaceful life in my house. It was a pleasant location but I have experienced a specific increase in the level of noise and disturbance since the Swan public house was granted a late licence. I frequently hear noise, fights and arguments late into the night, as people leave the pub. They urinate in my front garden and I have had to chase away drunken couples from my premises. If the garage is granted a licence to sell alcohol, then the people leaving the pub are likely to hang around longer to purchase alcohol to drink on the spot or take home. I also believe that people will travel from across the area to buy alcohol late at night. These are likely to be young noisy people and I anticipate that my peace will be disturbed even further by the sound of cars, shouting and rowdiness late into the night.

At my time of life, I would like a peaceful evening in my house. My peace has already been significantly impaired by the pub, please don't make it worse by granting this licence.

Yours sincerely,

Leonard Charles Young

Note - I dictated this email to my son. I don't have access to the internet.

Sent: 22 July 2010 14:28

To: 'licesnsing@southampton.gov.uk'

Subject: Application number 2010/01268/1SPRN - 170 Portsmouth Road

Dear sir,

I would like to object to the above application for 24hr alcohol licence at 170 Woolston Road.

The basis of objection is:-

- 1) I have had several instances of vandalism and criminal damage at my property already. These instances have been carried out by people walking along the pavement and are what could be described as mindless acts of vandalism. They include the destruction of wall mounted statues and the breaking and theft of wall lights on three occasions. The cost of this has been substantial. On all occasions this has been reported to the police whose response has been totally inadequate; either not turning up, or arriving several days later. If this licence is granted the area will generate more such acts which the council is not currently able to fund the policing for prevention of. Future proposed cost cutting will naturally affect the existing situation adversely.
- 2) The street lighting in the area is currently inadequate and if more vehicle and pedestrian traffic is generated for the reason of people buying alcohol 24hrs then the lighting must be appropriately improved to provide proper visibility and deterrent to would-be wrong doers.
- 3) Late night vehicle and pedestrian traffic will encroach significantly on the peace of the area.
- 4) The cost of the necessary steps (lighting, policing, cctv coverage etc,) to ensure the safety and security of local residents will be significant. Current proposed cost cutting of services is already a major concern in this area as services are not adequate as they stand.
- 5) Having such 24hr availability of alcohol will attract the wrong type of people to the area, which is essentially a quiet residential community and should remain as such.
- 6) Late night drinking and access to alcohol is available in the city and I question the need to have such availability at the proposed site.

In summary I oppose the application most strongly and ask that it is rejected.

Yours faithfully

Miss M van Ouwerkerk
116 Portsmouth Road
Woolston
SO19 9AP

Graham and Jean Griffiths
199 Portsmouth Road
Southampton
SO19 9BG

25th July 2010

The Licensing Department
Southampton City Council
Civic Centre
SO14 7LS

Dear Sirs,

Re Application Number 2010/01268/1SPRN

With regard to the application for a licence by Global Fuel (UK) Ltd. for the sale of alcohol and light refreshments 24 hours a day and 7 days a week at Woolston Service Station, 170 Portsmouth Road, application number noted above, we wish to register our objection to the granting of such a licence.

- There already exist an adequate number of retail outlets for alcohol in the Bitterne, Woolston, Sholing area, many of which are open into the late evening.
- The sale of alcohol through the night at a filling station is not conducive to keeping our roads free of "drink drivers".
- Woolston Service Station is located in an area which is primarily residential and an all night retail outlet will lead to added disturbance for folk sleeping in their own homes.
- Currently there is some disturbance resulting from the noise made by folk going home after closing time at the Public House a few metres along the road from the Service Station, but this is accepted as the Public House was there and trading when we moved into this house 34 years ago, and it operates reasonable opening hours. The availability of alcohol to those leaving the Public House at closing time is likely to lead to the purchase of more drink and it's consumption in the immediate vicinity, leading to even more disturbance.
- We already have rubbish discarded into our gardens and thrust into our shrubs that are adjacent to the footpath. The provision of refreshments to be consumed off the premises will lead to increased rubbish being deposited in our gardens and in Portsmouth Road (there are no litter bins along Portsmouth Road).

Yours sincerely

Graham Griffiths

Jean Griffiths

This page is intentionally left blank