

# Licensing (Licensing and Gambling) Sub-Committee

Thursday, 13th January, 2011  
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 Drake  
Councillor Parnell  
Councillor Thomas

### Contacts

Democratic Support Officer  
Sue Lawrence  
Tel: 023 8083 3569  
Email: [susan.lawrence@southampton.gov.uk](mailto:susan.lawrence@southampton.gov.uk)

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

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

## 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 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.

### **6 APPLICATION FOR A PREMISES LICENCE - HOLLYOAK STORES, 25-33 HOLLYOAK ROAD, SOUTHAMPTON SO16 5GB**

Report of the Solicitor to the Council detailing an application for a Premises Licence in respect of Hollyoak Stores, 25 -33 Hollyoak Road, Southampton SO16 5GB, attached.

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# Agenda Item 6



Reference: 2010/02307/01SPRN

Hearing:

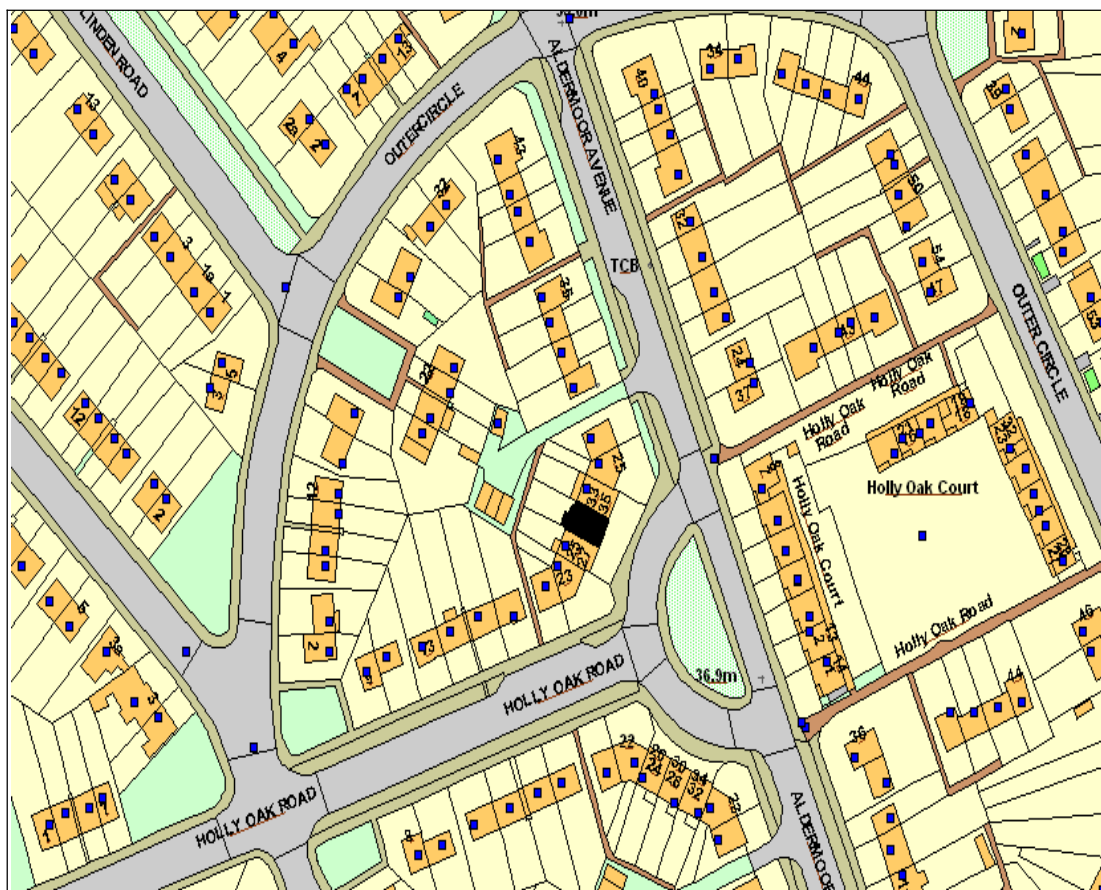
13th January 2011

## Application for Premises Licence

Premises Name: Hollyoak Stores  
Premises Address: 25 - 33 Hollyoak Road  
Southampton  
Hampshire  
SO16 5GB

Application Date: 19th November 2010  
Application Received Date: 23rd November 2010

Application Valid Date: 30th November 2010



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## ***Representation From Responsible Authorities***

<b>Responsible Authority</b>	<b>Satisfactory?</b>	<b>Comments</b>
Child Protection Services - Licensing	No response received	
Hampshire Fire And Rescue - Licensing	Yes	
Environmental Health - Licensing	Yes	
Planning & Sustainability - Building Control - Licensing	No response received	
Planning & Sustainability - Development Control - Licensing	No response received	
Hampshire Constabulary - Licensing	No	See attached representation
Trading Standards - Licensing	Yes	



### ***Other Representations***

<b>Name</b>	<b>Address</b>	<b>Contributor Type</b>
Miss A. Glasspool and Mr. R. Sheen	25 Aldermoor Avenue Coxford Southampton SO16 5GJ	Resident
Miss K. Glasspool and Mr. R. Sheen	29 Aldermoor Avenue Coxford Southampton SO16 5GJ	Resident
Mr. and Mrs. D. Brazil	37 Hollyoak Road Coxford Southampton SO16 5GU	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.

## Southampton City Council

### 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 JASBIR SINGH BHAKAR and LAKHEN SINGH BHAKAR trading as Hollyoak Stores  
(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

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Ground floor 25, 29 & 33 Hollyoak Road Coxford			
<b>Post town</b>	Southampton	<b>Post code</b>	SO16 5GB

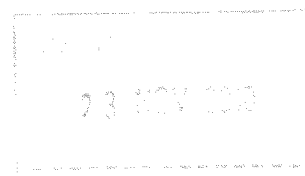
Telephone number at premises (if any)	
Non-domestic rateable value of premises	£7500

#### Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick yes

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



- d) a charity  please complete section (B)
- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital  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)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
<b>Current postal address if different from premises address</b>					
<b>Post Town</b>				<b>Postcode</b>	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**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)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over					<input type="checkbox"/> Please tick yes



Please give a general description of the premises (please read guidance note1)  
Ground floor lock up shop known as 25,29 & 33 Hollyoak Road Coxford Southampton SO16  
5GB

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**

**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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 4)		
Wed					
Thur			<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)		
Fri					
Sat					
Sun					

**B**

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



**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b><u>Please give further details</u></b> (please read guidance note 3)
Day	Start	Finish	
Mon			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 4)
Tue			
Wed			
Thur			<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 4)		
Thur					
Fri					
Sat			<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)		
Sun					

**E**

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

**F**

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

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>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</u></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	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</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>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the facilities for making music you will be providing</u></b>	
			<b><u>Will the facilities for making music be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)	
Tue				
Wed			<b><u>State any seasonal variations for the provision of facilities for making music</u></b> (please read guidance note 4)	
Thur				
Fri			<b><u>Non standard timings. Where you intend to use the premises for provision of facilities for making music 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>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b><u>Will the facilities for dancing be indoors or outdoors or both – please tick</u></b> (see guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
			<b><u>Please give a description of the facilities for dancing you will be providing</u></b>		
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue					
Wed			<b><u>State any seasonal variations for providing dancing facilities</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 facilities for dancing entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sat					
Sun					



**K**

<b>Provision of facilities for entertainment of a similar description to that falling within i or j</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment facility you will be providing</u></b>		
Day	Start	Finish	<b><u>Will the entertainment facility be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u></b> (please read guidance note 4)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sun					

**L**

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

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	08-00	21-00			
Tue	08-00	21-00			
Wed	08-00	21-00			
Thur	08-00	21-00			
Fri	08-00	21-00			
Sat	08-00	21-00			
Sun	10-00	18-00			
			<b>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</b> (please read guidance note 5)		

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

<b>Name</b>	
<b>Address</b>	
<b>Postcode</b>	
<b>Personal Licence number (if known)</b>	
<b>Issuing licensing authority (if known)</b>	

**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)

The main business activity is to be a general grocery store with the ancillary sale of some alcoholic drinks. There are no other proposed activities likely to attract children or be a concern in respect of them

**O**

<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) None
Day	Start	Finish	<b>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</b> (please read guidance note 5) None
Mon	08-00	21-00	
Tue	08-00	21-00	
Wed	08-00	21-00	
Thur	08-00	21-00	
Fri	08-00	21-00	
Sat	08-00	21-00	
Sun	10-00	18-00	

**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)

It is our intention to sell alcohol in a responsible manner from our grocery store, for consumption off the premises only. The alcohol on display is to be kept on shelving in an enclosed area behind the counter in an area open to staff only as shown on the plan. The alcohol will not be visible from the outside of the shop. All stocks of alcohol not on display for sale will be kept in a locked storage room also shown on the plan.

**b) The prevention of crime and disorder**

The alcohol is to be sold for consumption elsewhere. Customers will be discouraged from congregating outside the premises and no facilities will be provided which might encourage drinking in the vicinity. We shall exercise all appropriate care to ensure that alcohol is not sold to anyone under age, requesting ID as proof of age as necessary and intend to operate the Challenge 25 scheme. We will ensure that alcohol is not sold to people who have already had too much to drink. A suitable CCTV system will be installed giving good coverage of the shop which is capable of delivering good quality images onto CDs immediately upon request by the police

**c) Public safety**

The shop is on the ground floor and there are four emergency exits, one at the front and three at the rear as shown on the plan. There will be suitable fire fighting equipment as shown on the plan. We intend to run the premises responsibly to avoid danger to the public and our staff and customers. The public do not have access to the rear storage area.

**d) The prevention of public nuisance**

We are conscious of our obligations to ensure that alcohol is not sold to or bought for anyone under age or under the influence of drink. If there is any trouble outside the shop the police will be called to deal with it if necessary

**e) The protection of children from harm**

The alcohol will be displayed behind the counter and out of reach of any children who may visit the store to purchase groceries. Any inappropriate conduct towards children is likely to be observed by our staff and suitable action will be taken to deal with this

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 am the applicant*
- 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	19.11.2010
Capacity	Solicitors

**For joint applications 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	19.11.2010
Capacity	Solicitors

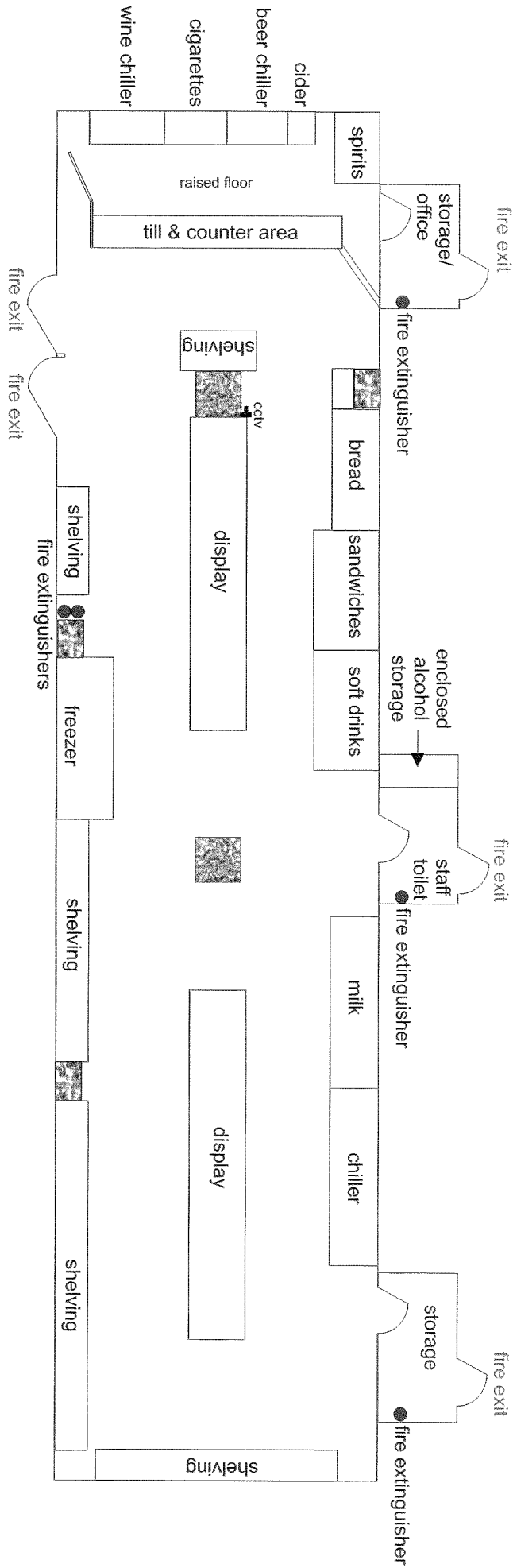
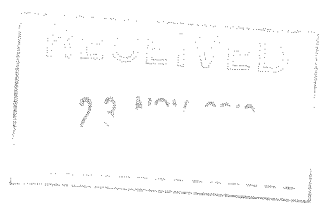
**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 13)

Christopher Green McCarrahers (CGM)  
Solicitors  
2-5 College Place  
London Road

<b>Post town</b>	Southampton	<b>Post code</b>	SO15 2UT
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**Telephone number (if any)**

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



Holly Oak Road Shop  
Scale: 1:100  
Some areas not strictly to scale  
Date: 1-11-2010

## Age Verification Policy Premises Licences and Club Premises Certificates

Please note that it is a requirement of the Licensing Act 2003 that every premises or club with authority to sell alcohol for consumption on the premises, off the premises or both on and off the premises must have an age verification policy with effect from 1<sup>st</sup> October 2010.

---

Name of premises / club

Hollyoak Stores

Address of premises / club

25, 29 And 33 Hollyoak Road Cxford Southampton SO16 5GB

Name of the premises licence holder or club secretary (the "club premises certificate holder"):

JASBIR SINGH BHAKAR And LAKHEN SINGH BHAKAR

Name of designated premises supervisor (not required for club premises certificates)

Jasbir Singh Bhakar

This policy applies in relation to all sales or supplies of alcohol on the above premises, in accordance with the mandatory condition imposed under section 19(4) or section 73A of the Licensing Act 2003:

### *Age Verification Policy*

- (1) *The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.*
- (2) *The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.*

For the purposes of this policy the "responsible person" is any of the following:

- the holder of a premises licence in respect of the premises;
- the designated premises supervisor under the licence;
- an individual aged 18 or over who is authorised by the premises licence holder or designated premises supervisor to approve the sale or supply alcohol by a person under 18;

or

- in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables him to prevent the supply in question.

Any person serving alcohol on the premises must require any individual, who appears to the responsible person to be under the age of twenty-five years of age, to produce on request, before being served alcohol, identification bearing their photograph, date of birth, and a holographic mark.

Examples of appropriate identification will include:

- A photo card driving licence
- A passport
- A proof of age card bearing the PASS hologram

The premises licence holder or club secretary will ensure that staff are made aware of the existence and content of this policy.

Signed..

Premises Licence Holder





## HAMPSHIRE CONSTABULARY

### NEW GRANT OR VARIATION OF PREMISES LICENCE OR CLUB PREMISES CERTIFICATE FORM FOR REPRESENTATIONS FROM HAMPSHIRE CONSTABULARY

Before completing this form please read the guidance notes on page 3.  
Once completed please send your representation form to your local Licensing Authority.  
You must keep a copy of the completed form for police records.

Hampshire Constabulary wish to make a representation(s) regarding the grant or variation of a  
Premises Licence or Club Premises Certificate issued under the Licensing Act 2003.

These representations must be made within 28 days

<b>Postal address of premises or club premises:</b>			
Ground Floor 25,29,33 Hollyoak Road, Coxford,			
<b>Post town:</b>	Southampton	<b>Postcode:</b>	SO16 5GB

<b>Name of premises licence holder or club holding club premises certificate (if known)</b>
Jasbir Singh Bhakar

#### Police Details

Hampshire Constabulary is a responsible authority.

<b>Name and address:</b>
PC 20920 PRIOR Violent Crime Reduction and Licensing Unit Southampton Central Police Station Havelock Road Southampton SO14 7LG

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

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

*Please select  
one or more  
boxes*



## HAMPSHIRE CONSTABULARY

### NEW GRANT OR VARIATION OF PREMISES LICENCE OR CLUB PREMISES CERTIFICATE FORM FOR REPRESENTATIONS FROM HAMPSHIRE CONSTABULARY

**State the ground(s) for representation** *(please read guidance notes 1 & 2)*

On behalf of the Chief Officer of Police I am writing to lodge a representation of the above application on the following grounds:

- 1) The prevention of Crime and Disorder
- 2) Public Safety
- 3) The Prevention of Public Nuisance
- 4) Protection of Children from Harm

The police have concerns over the application. These concerns are outlined below:

Hollyoak Stores is a small convenience store, situated in a short parade of shops and has flats above. The premise is close to a small green where youths tend to congregate. It is also between two areas which are well known for juvenile nuisance and disorder. These are Chelveston Crescent and the park next to it, and Coxford Copse out the back of the Community centre. These are both large areas of green space which are focal points for youths who gather, cause intimidation for other users, set fires in the open spaces, ride off-road motorbikes around illegally, and drink stolen or illicitly obtained alcohol. As a result the area close to the proposed store that incorporates Palm Road, Olive Road and Coxford Drive are responsible for the majority of crime complaints. There are other licensed premises in the area and it is not thought that they are operating against the licensing objectives but the youths are still getting hold of the alcohol. This does mean that it is either being obtained by theft or by proxy sales.

The local community have presented to police their policing priorities which include youths drinking alcohol along with the anti-social behaviour. The problems consist of damage to fences, windows and cars, with wing mirrors being kicked off and youths running over the cars causing dents and scratches. Graffiti is sprayed on cars, walls and shop fronts. Other incidents in the vicinity that raise concerns under the licensing objectives where in March 2010 there were five youths arrested for being drunk and disorderly having been shouting abuse at passersby. There have also been attendances to drunken youths congregating in parks with calls being received in April 2010 and the park is a focus point of police patrols. It is not just about the youths having access to alcohol as incidents show irresponsible actions of adults under the influence for example in September 2010 a drunken male urinating in public nearby the local shops and another incident in March 2010 where a drunken male was seen to be waving a knife round in the road. The local safer neighbour team patrol the area and often take alcohol off the local youths and have noticed a problem with broken and discarded bottles. Through multi-agency work they've have begun to see a drop in problems but it is felt that another licensed premise, situated closer to the problem areas, will cause the problems to resurface.



# HAMPSHIRE CONSTABULARY

## **NEW GRANT OR VARIATION OF PREMISES LICENCE OR CLUB PREMISES CERTIFICATE FORM FOR REPRESENTATIONS FROM HAMPSHIRE CONSTABULARY**

The applicant has made reference to how the licensee would support the licensing objectives. Under Crime and Disorder he has stated that "customers will be discouraged from congregating outside the premise and no facilities will be provided which might encourage drinking in the vicinity" but he has not stated that although he considers that may be a problem how he is going to ensure that they don't. Under the Prevention of Public Nuisance the applicant has stated that "alcohol is not sold to or brought for anyone under age or under the influence of drink" however he does not explain what actions will be put into place to ensure this and proxy sales is one of the major concerns in this objection.

Overall it is felt that the store will act despite the best intentions of staff as a focal point to draw in increased numbers of youths, resulting in increased crime and disorder and secondly that the added burden of crime and disorder will further stretch the limited resources of the local policing team, and undo the recent good work to reduce the anti-social behaviour of youths in the area.

**State any conditions that the Police seek to negate the need for a hearing**

n/a

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS REPRESENTATION**

### **Part 3 – Signatures (please read guidance note 3)**

#### **Recommendation of Police Officer**

I recommend that the application is refused due to the existing problems in the area that this premise will exacerbate

**Signature of Police Officer Completing**

Signature: \_\_\_\_\_



# HAMPSHIRE CONSTABULARY

## NEW GRANT OR VARIATION OF PREMISES LICENCE OR CLUB PREMISES CERTIFICATE FORM FOR REPRESENTATIONS FROM HAMPSHIRE CONSTABULARY

Date: 17/12/2010

### Recommendation of Police Sergeant

Police have concerns that the Applicant has not demonstrated how they would promote the licensing objectives. There would be a likely hood of increased crime, public nuisance.

### Signature of Police Sergeant

Signature:

Date: 17/12/10

### Decision of Police Licensing Inspector

As this application stands we need to object. There is evidence of crime + disorder linked to alcohol in the area and this application will add to that.

### Signature of Police Licensing Inspector

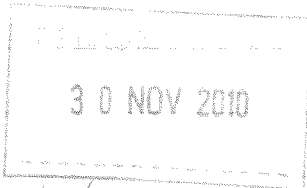
Signature:

Date: 17/12/10

### NOTES FOR GUIDANCE

1. The ground(s) for representation must be based on one of the licensing objectives.
2. Please list any additional information or details, for example dates of problems which are included in the grounds for representation if available.
3. The representation form must be signed.

MR & MRS D BRAZIL  
37, HOLLYOAK ROAD  
COTFORD  
SOUTHAMPTON  
HANTS  
SO16 5GU



29/11/10

To the Sweeney Team, we are writing this letter to you regarding our concerns over the recent application for an Alcohol Licence for Hollyoak Rd Stores, we are opposing this licence as we have to concerns as follows.

- ① Broken bottle out of <sup>side</sup> house
- ② abusive behaviour
- ③ abusive language towards people.
- ④ Damage to cars & wing mirrors, window being smashed & wing mirrors being rip off.
- ⑤ People fencing being damaged
- ⑥ the old age people flats being used as a shelter & Unusual

These are just some of our  
concerns, as when the ship did  
gate ahead, the police were being  
called our regular and people, but  
not come to the ship as they  
feel intimidated, we would like  
to speak to the panel our selfs  
and put our concerns to  
them.

Yours sincerely,

Miss A Glassford + Mr R. Sheen.

25, Alder Moor ave.

Date 29-11-10

Coxford

Soton.

SO16 5QT



TO/

Licensing team we are writing this letter to you, regarding our concerns over the recent application for an alcohol licence for Hollyoak RD Stores, we object to this licence because we have concerns

1. broken bottles every day in my garden + cars
2. abusive behavior
3. abusive language towards everyone
4. damages to cars etc + windows
5. People's forcing getting damaged
6. Urinate in old Peoples Flats ~~get~~ ~~verb~~ verbily abusing them

these are just a few of the main concerns as when shop did sale alcohol the police were called out quite a few times and people were to frightened to come to the shop we would like to speak to the panel ourselves and put our concerns over to them.

your Sincerely



MISS K. GLASSPOOL  
TEL - MR R. SHEEN  
29 ALDERMOOR AVE  
COXFORD

29/11/2010 Southampton

S016-5GJ

To/

THE LICENSING TEAM,  
I'm am writing this LETTER  
to you regarding the application  
for an alcohol licence at  
Holyoak stores, this gives us  
great concern. we object to  
this because.

1. abusive behavior
2. cars being & vandalised
3. Intimidation of abuse & violent  
behavior
4. Glass bottles being thrown  
every where and SMASHED
5. pensioners flats being used  
as a SHELTER AT night

6. crowds gathering being  
Drunk and very loud at  
night time, these are just  
some of our concerns I would  
like to speak to the panel  
in person to put our point  
forward,

your sincerely

