

Reference: 2011/00403/01SPRN Hearing: 7th April 2011

Application for Premises Licence

Premises Name: Co-operative

Premises Address: 195 - 197 Shirley Road

Southampton Hampshire SO15 3FJ

Application Date: Application Received Date:

15th February 2011 16th February 2011

Application Valid

16th February 2011 Date:



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Representation From Responsible Authorities

Responsible Authority	Satisfactory?	Comments
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	Yes	
Trading Standards - Licensing	Yes	

Other Representations

Name	Address	Contributor Type
Mr. Richard Fenton	46 Stafford Road Shirley Southampton SO15 5EA	Resident

Legal Implications

- 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.
- 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 makes its decision based on evidence submitted in accordance with the legislation and give adequate reasons for reaching it's 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 persons 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 affect 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.

app des the Par	(Insert oly for a partition of the ocribed in relevant t 1 – Pre	erative Group Food name(s) of applicant) premises licence und Part 1 below (the premises authority in the premises Details press of premises or, if	remises n accor	and I/we ar	e mak section	ing this applic n 12 of the Lic	ation to you as ensing Act 2003
	operative - 197 Sh	i iirley Road					
Shir	rley						
	State of the state					4	-
Pos	st town	Southampton		Zowania o powia na powia na powia na posta na po		Post code	SO15 3FJ
Tol	nhono n	umber at premises (if	anu)				
	*				·		
INOR	1-aomest	c rateable value of pre	emises	£	······································		
Par	t 2 - App	licant Details					
Plea	ase state	whether you are apply	ying for	•			
				Plea	ase ticl	k yes	
a)	an indi	/idual or individuals *				please compl	ete section (A)
b)	a perso	n other than an individ	tual *				
	i. as	a limited company			\boxtimes	please compl	ete section (B)
	ii. as	a partnership				please compl	ete section (B)
	iii. as	an unincorporated as	sociatio	n or		please compl	ete section (B)
	iv. ot	ner (for example a stat		please compl	ete section (B)		
c)	a recog	nised club			please compl	ete section (B)	
d)	a charit	У		TECEIVE	DE-	please compl	ete section (B)
		And Antonioness and Antoniones	OUTHAM LE	FER 2011	~		

e)	the proprietor of an	educational est	ablishment	Ш	please comp	olete section (B)
f)	a health service bod	у			please comp	olete section (B)
g)	a person who is reg Care Standards Act independent hospita	2000 (c14) in re		VALUE TRANSPORT	please comp	olete section (B)
h)	the chief officer of p England and Wales		force in	produced	please comp	olete section (B)
* If y	ou are applying as a	person describe	ed in (a) or (b) p	olease	confirm:		
						Please ti	ck yes
•	 I am carrying on o the premises for li 			ess wh	nich involves t	the use of	\boxtimes
•	I am making the a	pplication pursu	uant to a				
	 statutory full 	inction or					
	o a function	discharged by v	rirtue of Her Ma	jesty's	prerogative		
(A) I	NDIVIDUAL APPLIC	ANTS (fill in as	applicable)		n para an mangangan ang sa si ng para pangang ang pangang pangang pangang banasan an an an an an an an an an a		
Mr	☐ Mrs ☐	Miss	Ms 🗌		er Title (for mple, Rev)		A CONTRACTOR OF THE CONTRACTOR
Suri	name		First n	ames			
l am	18 years old or ove	ř			☐ Plea	ase tick yes	
add fron	rent postal ress if different n premises ress						
Pos	t Town				Postcode		
Day	time contact telepho	one number					
ž.	ail address ional)					ent sakkans voor ja manaki saakkiins siidoppii jä Vik ilikkiinkiinkiinkii kirkii	
SECOND INDIVIDUAL APPLICANT (if applicable)							
Mr	Mrs Mrs	Miss 🗌	Ms 🗌	1	er Title (for mple, Rev)		
Sur							
	name		First n	ames			

Current postal address if different from premises address							
Post Town		Postcode					
Daytime contact telep	hone 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 Co-operative Group Fo	od Limited						
Address Licensing Department New Century House Manchester M60 4ES							
Registered number (wh 26715R	ere applicable)						
Description of applicant Company	(for example, partnership, comp	pany, unincorporated association etc.)					
Part 3 Operating Sche	dule	Even have a second as a second of the second					
When do you want the	premises licence to start?	Day Month Year					
If you wish the licence t you want it to end?	o be valid only for a limited period	d, when do Day Month Year					

Pro	ase give a general description of the premises (please read guida posed convenience retail store, to trade 7 days a week, selling g whol for consumption off the premises only.	
	000 or more people are expected to attend the premises at any time, please state the number expected to attend.	
Wha	at licensable activities do you intend to carry on from the premise	es?
,	ease see sections 1 and 14 of the Licensing Act 2003 and Schedensing Act 2003)	ules 1 and 2 to the
<u>Pro</u>	vision 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 (if ticking yes, fill in box H)	(g)
Pro	vision 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 (if ticking yes, fill in box K)	· (j)
Pro	evision of late night refreshment (if ticking yes, fill in box L)	
<u>Su</u> j	oply of alcohol (if ticking yes, fill in box M)	
ln a	all cases complete boxes N, O and P	

A

3	Standard days and timings (please read		Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
guidance note 6)			3	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	uidance note 3)	
Tue					
Wed			State any seasonal variations for performing puidance note 4)	olays (please r	ead
Thur					
Fri			Non standard timings. Where you intend to use for the performance of plays at different times the column on the left, please list (please read	to those liste	<u>d in</u>
Sat				-	*
Sun					

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

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed	OT THE PROPERTY OF THE PROPERT		
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

D

entert	g or wres ainments		Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
Standard days and timings (please read guidance note 6)		read	please tick (please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	П
Mon			Please give further details here (please read gu	uidance note 3)	
Tue					
Wed			State any seasonal variations for boxing or wrentertainment (please read guidance note 4)	estling	
Thur					
Fri			Non standard timings. Where you intend to use for boxing or wrestling entertainment at differ listed in the column on the left, please list (ple	<u>ent times to th</u>	<u>iose</u>
Sat			note 5)		
Sun					

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

Standa	ded musi ard days a	ind	Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors			
timings (please read guidance note 6) Day Start Finish			(please read guidance note 2)	Outdoors			
Day	Start	Finish		Both			
Mon			Please give further details here (please read gu	idance note 3)			
Tue							
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)				
Thur							
T. San			Non standard timings. Where you intend to us for the playing of recorded music at different to listed in the column on the left, please list (please)	<u>imes to those</u>			
Sat			note 5)				
Sun							

Performances of dance Standard days and		nd	Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	(please r ce note 6)			Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3)	
Tue					
Wed			State any seasonal variations for the performa (please read guidance note 4)	nce of dance	
Thur					
Fri			Non standard timings. Where you intend to us for the performance of dance at different times the column on the left, please list (please read	to those liste	d in
Sat			•	-	*
Sun					

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertable providing	inment γου w	200001 100001 100001	
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read	Indoors		
Mon			guidance note 2)	Outdoors		
				Both		
Tue			Please give further details here (please read guidance note 3)			
Wed						
Thur			State any seasonal variations for entertainment description to that falling within (e), (f) or (g) (guidance note 4)			
Fri				ogganism meg i gapanera mengangan kelah kuali mengankan pelak mengan		
Sat			Non standard timings. Where you intend to us for the entertainment of a similar description t within (e), (f) or (g) at different times to those I column on the left, please list (please read guid	o that falling isted in the	<u>es</u>	
Sun						

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for m will be providing Will the facilities for making music be indoors or outdoors or both – please tick	aking music y	<u>/ou</u>
			(please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3)	
Tue				CONTROL IN 18 (18 CONTROL IN 18 CONTROL IN 1	
Wed			State any seasonal variations for the provision making music (please read guidance note 4)	of facilities fo	<u>or</u>
Thur					
Fri			Non standard timings. Where you intend to us for provision of facilities for making music at those listed in the column on the left, please li	lifferent times	to
Sat			guidance note 5)		
Sun					

Provision of facilities for dancing Standard days and			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors	ACCIONATION AND ACCIONATION ACCIONATION AND ACCIONATION AND ACCIONATION AND ACCIONATION ACCIONATICA ACCIONATION ACCIONATICA ACCIONATIC
timings (please read		read	11010 2)	Outdoors	
guidance note 6))		Both	
Day	Start	Finish	Please give a description of the facilities for deproviding	ancing you wi	<u>ll be</u>
Mon			Please give further details here (please read gu	idance note 3)	
Tue					
Wed			State any seasonal variations for providing da (please read guidance note 4)	ncing facilitie	S
Thur					
			Non standard timings. Where you intend to use for the provision of facilities for dancing enter different times to those listed in the column or	tainment at	
Sat			list (please read guidance note 5)		
Sun					

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			Please give a description of the type of enterta you will be providing	ninment facilit	¥
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick (please read	Indoors	
Mon			guidance note 2)	Outdoors	
				Both	П
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for the provision entertainment of a similar description to that for (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to us for the provision of facilities for entertainment description to that falling within i or j at differe listed in the column on the left, please list (please 1)	of a similar nt times to the	ose
Sun					

Standa	i ght refre ird days a (please i	nd	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
i	ce note 6		please flok (please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	П
Mon			Please give further details here (please read gu	idance note 3)	
Tue					
Wed			State any seasonal variations for the provision refreshment (please read guidance note 4)	of late night	
Thur					
Fri			Non standard timings. Where you intend to us for the provision of late night refreshment at d those listed in the column on the left, please li	<u>ifferent times.</u>	<u>to</u>
Sat			guidance note 5)		
Sun					

Supply of alcohol Standard days and timings (please read		and	Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	
guidance note 6)			galdanoe noto /)	Off the premises	\boxtimes
Day	Start	Finish		Both	
Mon	06.00	23.00	State any seasonal variations for the supply or read guidance note 4)	f alcohol (plea	se
Tue	06.00	23.00			
Wed	06.00	23.00			
Thur	06.00	23.00	Non standard timings. Where you intend to us for the supply of alcohol at different times to to column on the left, please list (please read guid	hose listed in	
Fri	06.00	23.00			
Sat	06.00	23.00			
Sun	06.00	23.00			

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

Name				
Address				
Postcode			Constitution (Constitution Constitution Constitution Constitution Constitution Constitution Constitution Const	***************************************
Personal Licence numl	ber (if known)		TO THE STATE OF TH	Oracle (IIII light (III recognition regarded to be a particular to be
Issuing licensing author	ority (if known)	1970 000 00 000 000 000 000 000 000 000 0	Control of the State of the Sta	

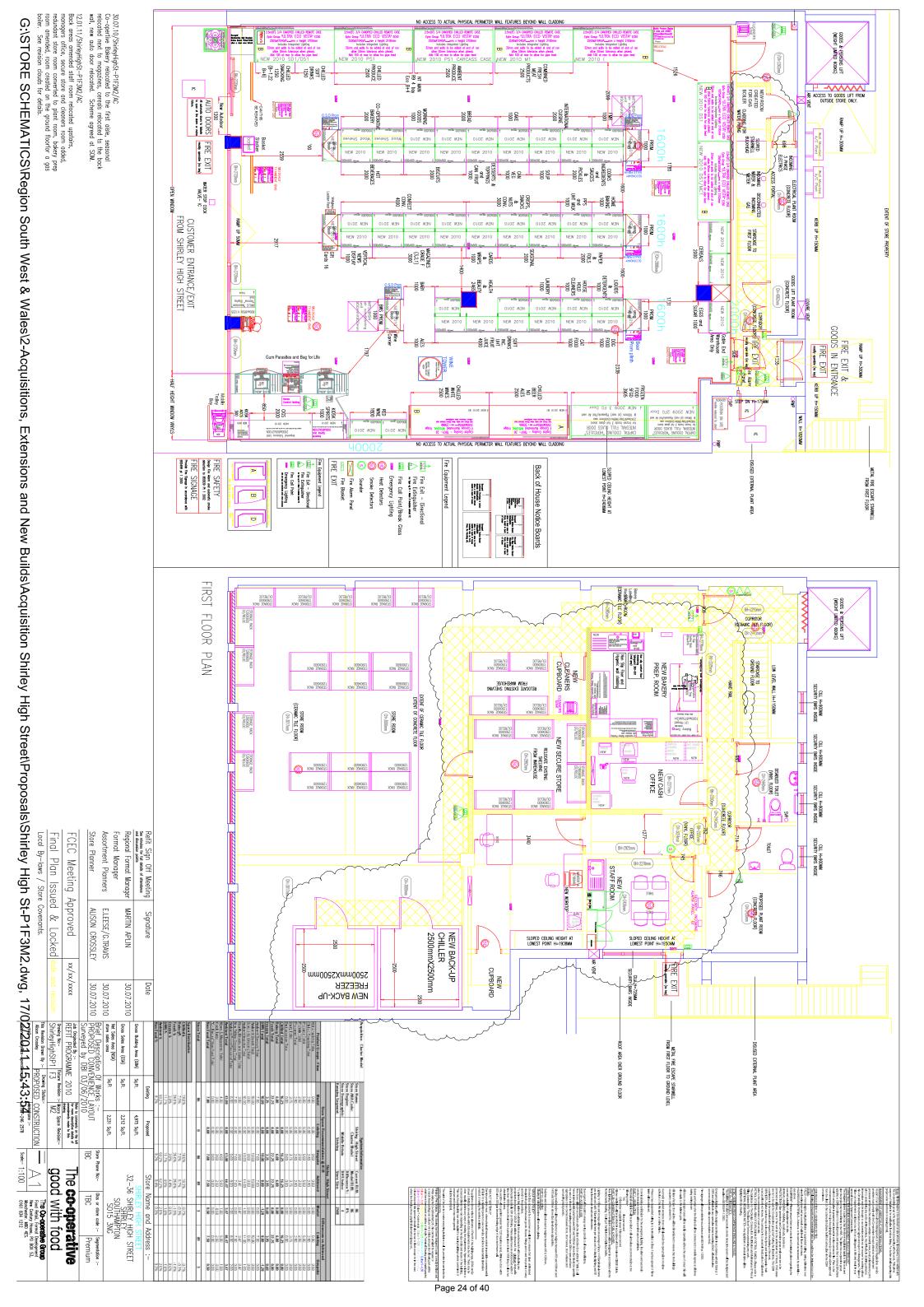
Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

0

Hours premises are open to the public Standard days and timings (please read guidance note 6)		olic ind read	State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	06.00	23.00	
Tue	06.00	23.00	
Wed	06.00	23.00	
	on the second		Non standard timings. Where you intend the premises to be
Thur	06.00	23.00	open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	06.00	23.00	
Sat	06.00	23.00	
Sun	06.00	23.00	

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)
A closed circuit TV System to be installed and maintained. Images recorded and retained for at least 28 days and to be handed to the Police / Local Authority on request.
b) The prevention of crime and disorder
Notices to be displayed instore that it is and offence for under 18s to purchase alcohol.
Store fitted with panic alarm for staff to press in cases of emergency.
Store fitted with a burglar alarm.
c) Public safety The requirements of the Fire Officer to be complied with.
d) The prevention of public nuisance
No deliveries to take place between the hours of 11pm and 6am the following day.
e) The protection of children from harm
All staff trained in relation to underage related sales of alcohol. Proof of age scheme in place.
"Under 25" scheme in place and notices of this prominently displayed within the store.
Electronic till promt when alcohol scanned through tills to remind staff to check age of purchaser.
"All due diligence" refusals log kept to record where sales of alcohol are challenged or refused.

		Please tick	yes
 I have made 	de or enclosed payment of the fee		\boxtimes
• I have end	losed the plan of the premises		\boxtimes
	t copies of this application and the plan to respondere applicable	onsible authorities and	\boxtimes
	losed the consent form completed by the individent, if applicable	dual I wish to be premises	\boxtimes
• I understa	nd that I must now advertise my application		\boxtimes
 I understar be rejected 	nd that if I do not comply with the above require	ments my application will	\boxtimes
STANDARD SO	NCE, LIABLE ON CONVICTION TO A FINE UP CALE, UNDER SECTION 158 OF THE LICENS MENT IN OR IN CONNECTION WITH THIS AF	SING ACT 2003 TO MAKE A	
Part 4 – Signat	ures (please read guidance note 10)		
	oplicant or applicant's solicitor or other duly 1). If signing on behalf of the applicant plea		
Signature		with a sink account.	
Date	15/02/11		
Capacity	Licensing Department		
authorised age	cations signature of 2 nd applicant or 2 nd applient. (please read guidance note 12). If signing what capacity.		
Signature			
Date			
Capacity			
	(where not previously given) and postal add h this application (please read guidance note	-	
Post town		Post code	
Telephone nun	nber (if any)	1 OSC GOGE	
·	refer us to correspond with you by e-mail yo	ur e-mail address (optional)
-		* *	CH CH



RICHARD FENTON
46 STAFFORD ROAD
SHIRLEY
SOUTHAMPTON
SO15 5EA.

REFERANCE: - 195-197 SHIRLEY ROAD COOPEERTIVE STORE. (FOYES CORNER) 10-3-2011

DEAR SIR / MADAM.

I WOULD LIKE TO PLACE AN OBJECTION TO AN ALCOHOL LICENCE TO BE GRANTED TO THE CO-OPERATIVE STORE AT 125 SHIRLEY ROAD.

MY FRIST OBJECTION TO THIS IS THAT, THERE ARE ALREADY THREE SHOPS SELLING ALCOHOL AT FOYES CORNER. (SEE PHOTOS)

THERE IS ALSO A PROBLEM WITH STREET DRINKERS IN AND AROUND THE AREA AND WITH THE PROPOSED APPLICATION FOR THE CO-OPERATIVE TO SELL ALCOHOL THIS WILL MAKE MY LIFE AND MY NEIGHBOURS UNBEARABLE ESSPECIALLY IF IT IS SOLD CHEAP.

WITH THE NUMBER OF SMALL CUT WAYS WHICH RUN AROUND THE BACKS OF MOST PROPERTIES (SEE PHOTO) THE NEAREST ONE BEING ONLY ONE HUNDRED YARDS FROM THE FRONT DOOR OF THE PROPOSED DEVLOPMENT, THIS CUTWAY TAKES THEM TO THE BACK OF POVEYS AND THE SHOPS ON SHILEY ROAD WHERE THEY CONGRATE, WE HAVE, HAD UP TO 14 MEN DRINKING AND FIGHTING IN THIS CAR PARK FROM 8 A.M. TO 11 P.M. NOW WE HAVE GROUPS OF YOUTHS CONGREGATING.

AS YOU CAN SEE FROM THE PHOTOS THE STATE OF THE DRINK PROPLEM WITH IN THIS AREA AND I HOPE THAT THE LINCENING COMETTIE WILL TAKE THIS INTO CONSIDERATION.

PHOTOS 1-6 GENERAL MESS LEFT AFTER DRINKING SESSIONS POVEYS CAR PARK.

PHOTOS 7-9 FOYES CORNER.

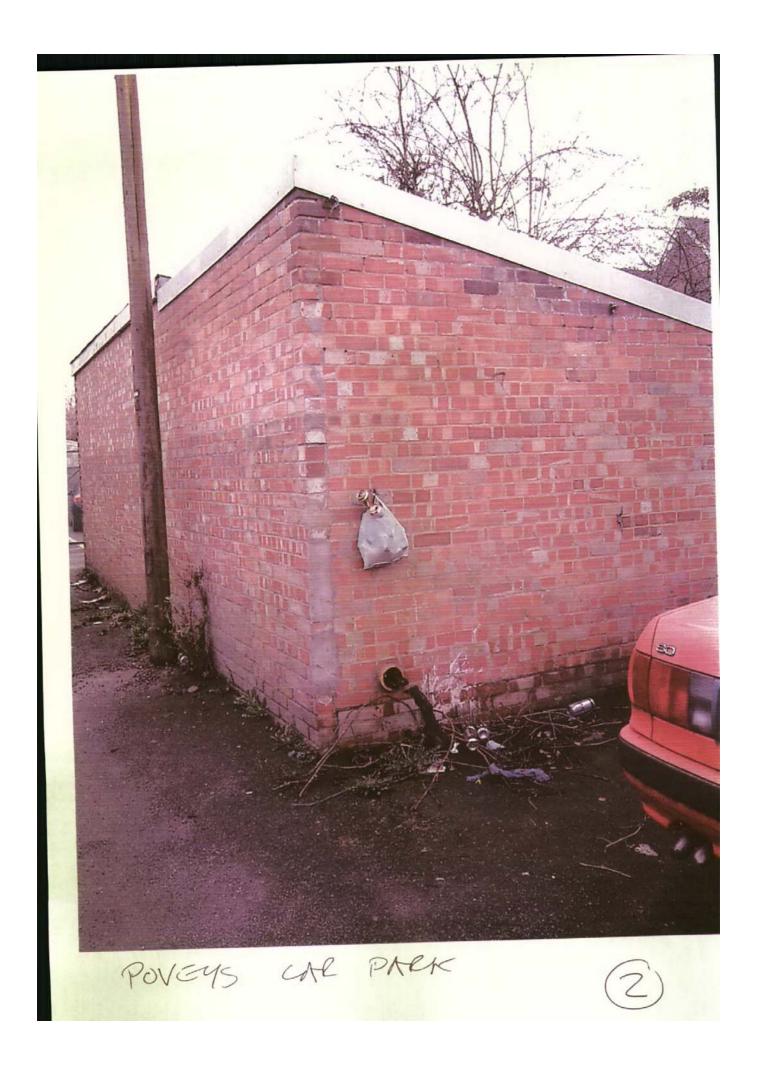
PHOTOS 10-11 SIGNAGE TELLING PEOPLE OF A NO DRINKING ZONE.

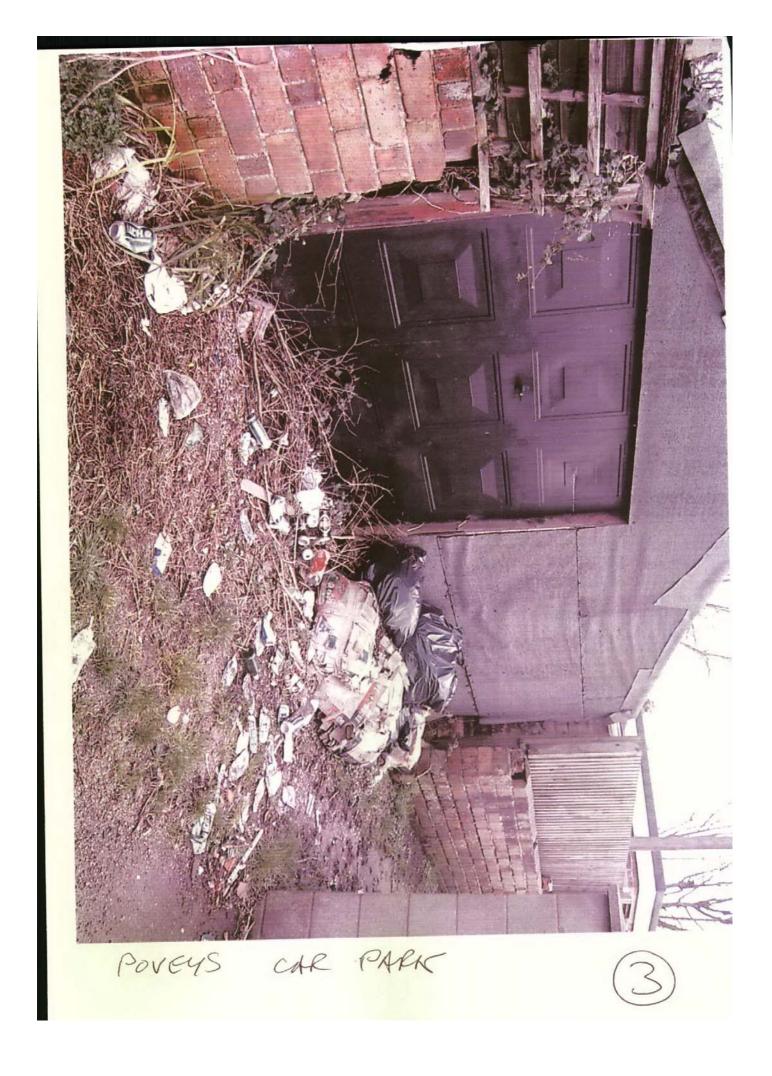
PHOTOS 12-14 CUT WAYS LEADING TO POVEYS/ SHIRLEY ROAD SHOPS CAR PARK.

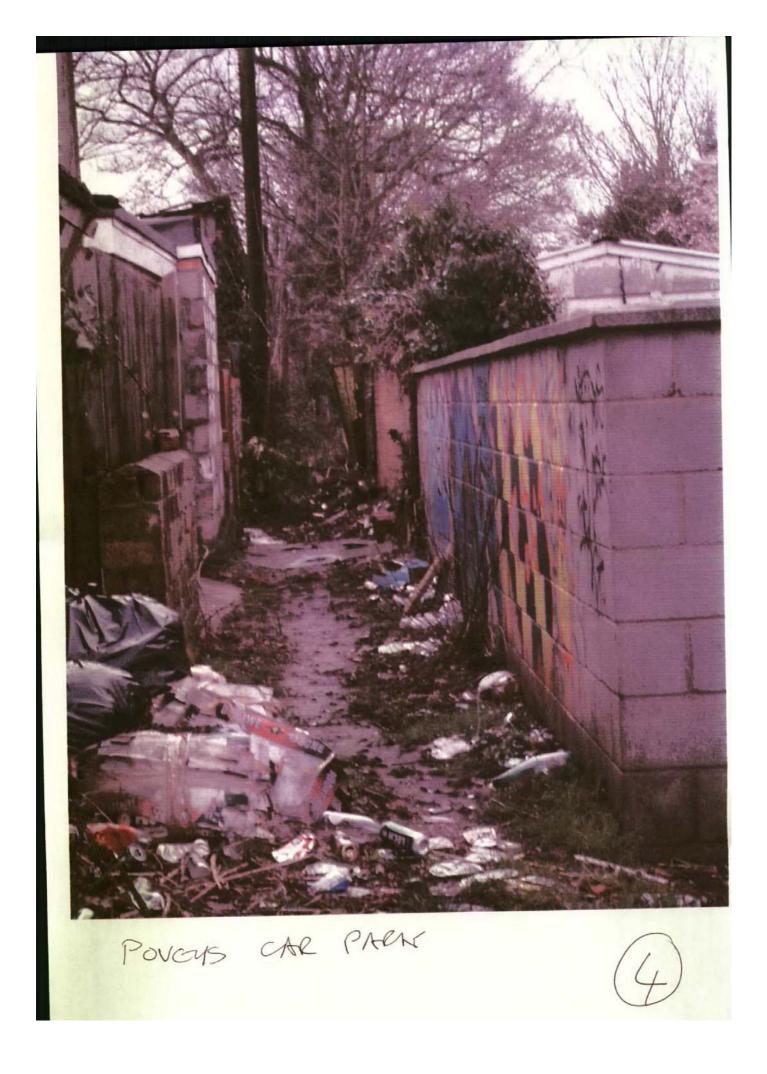
PHOTOS TAKEN ON THE ON THE 27-2-2011.

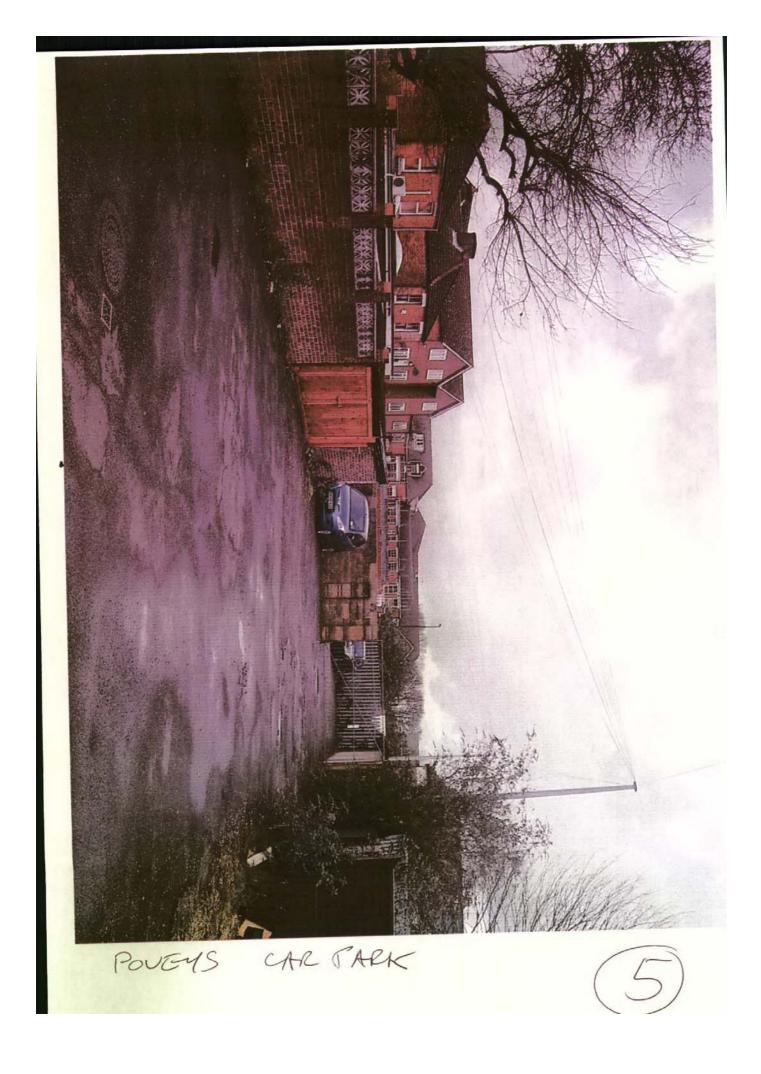
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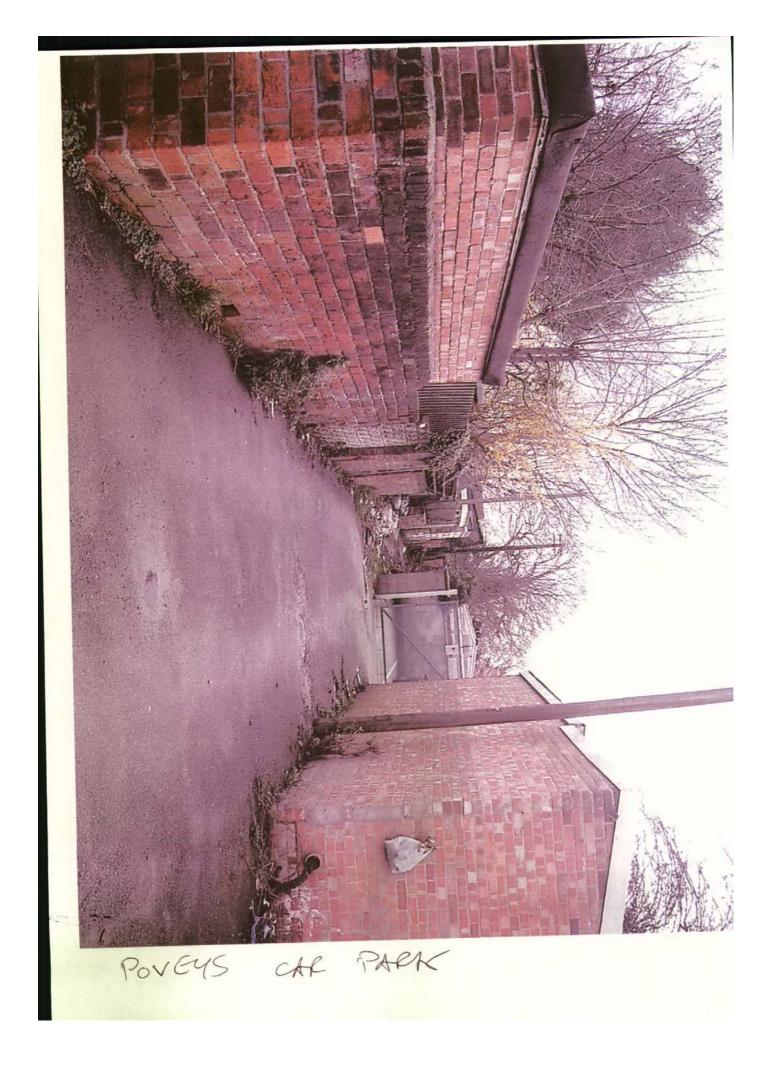


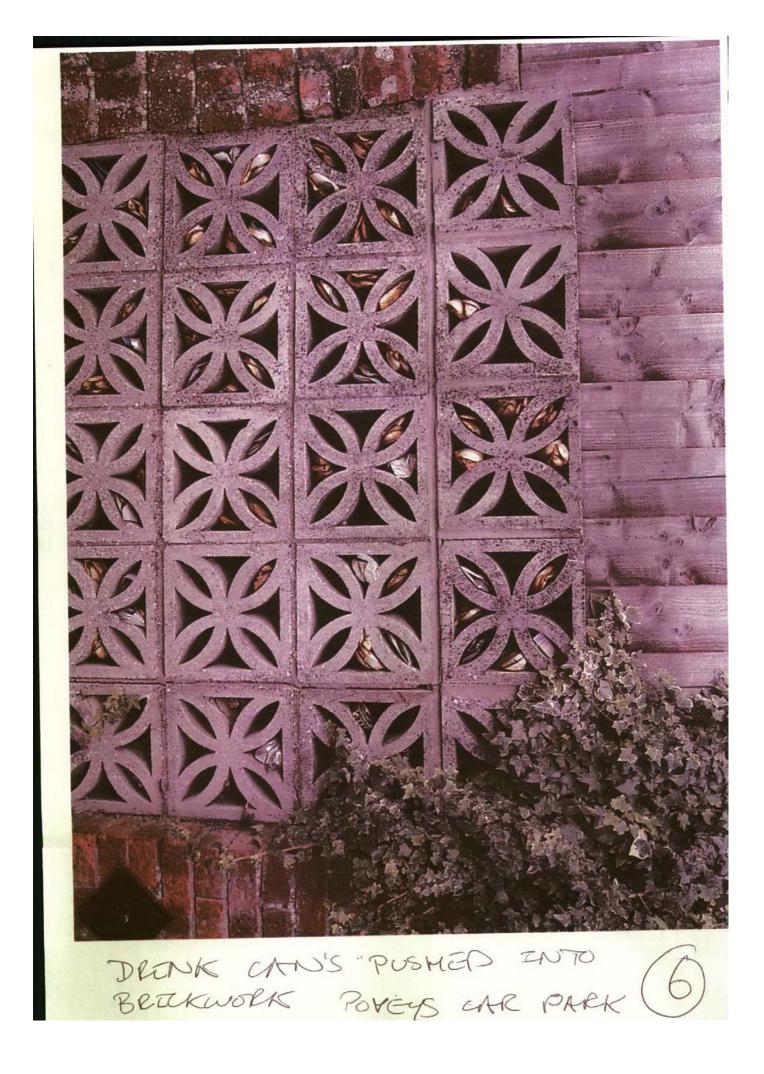




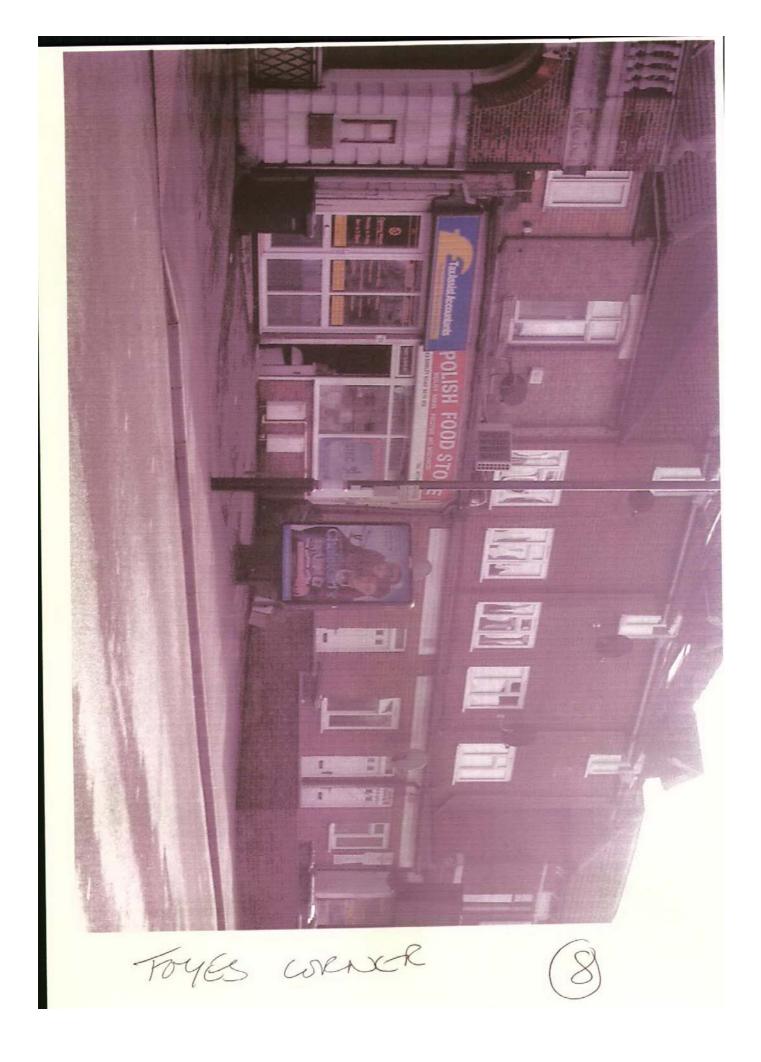


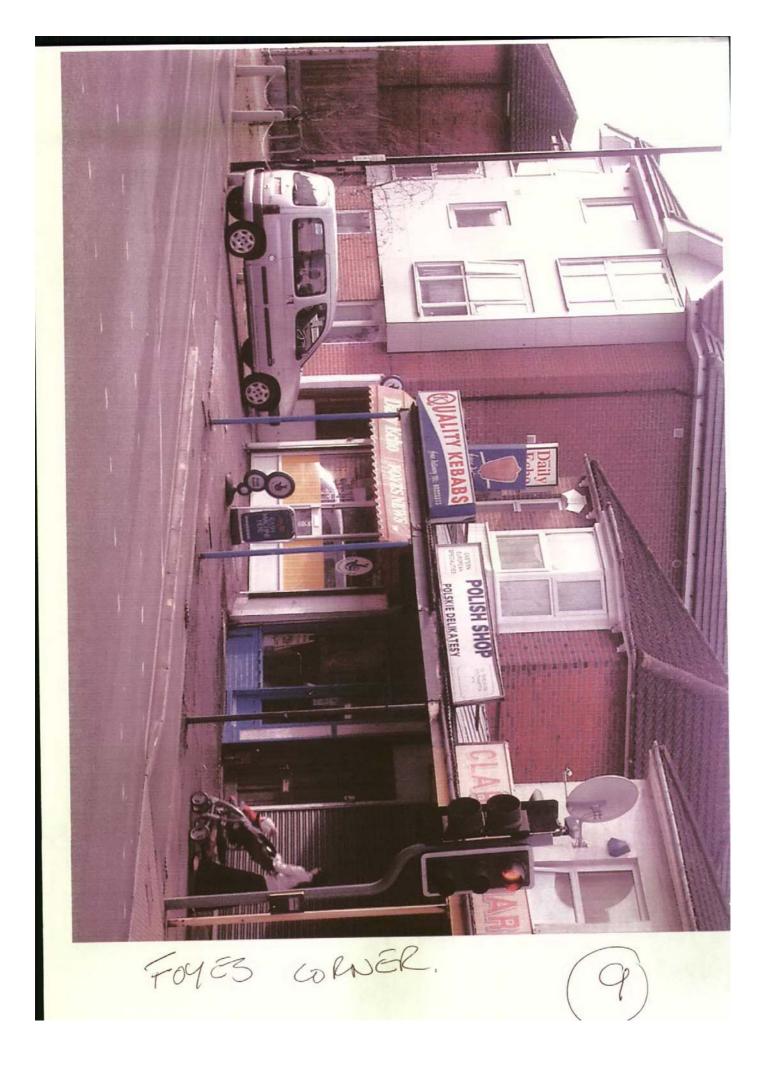




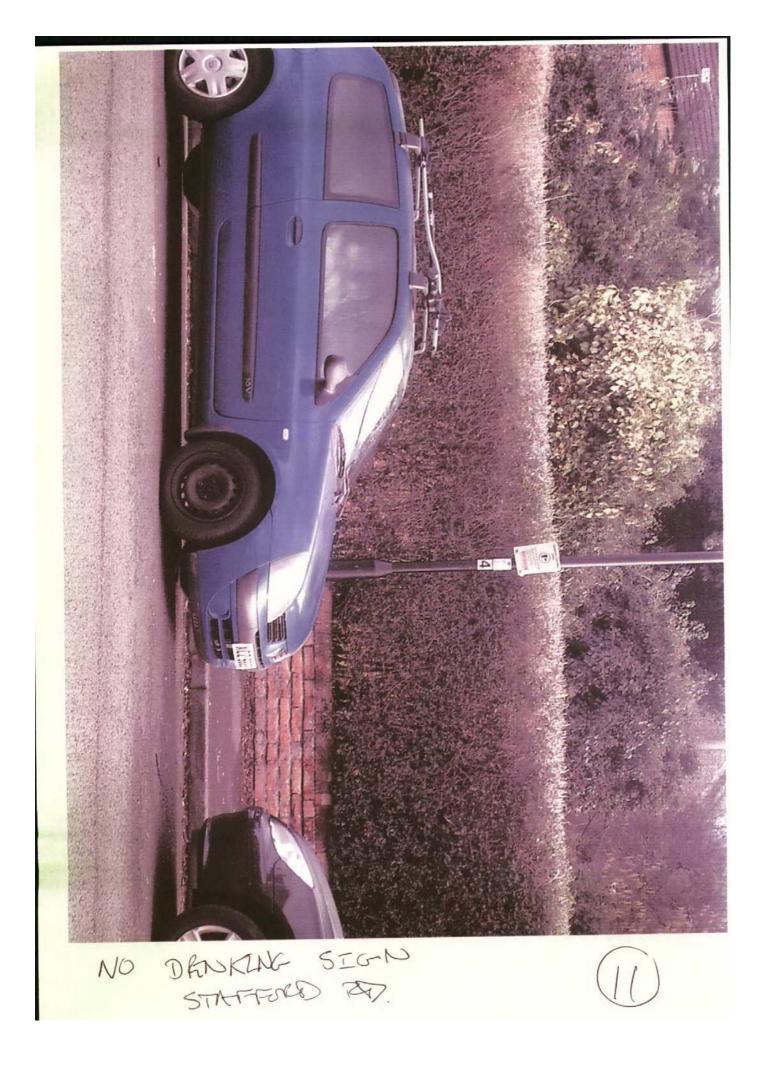


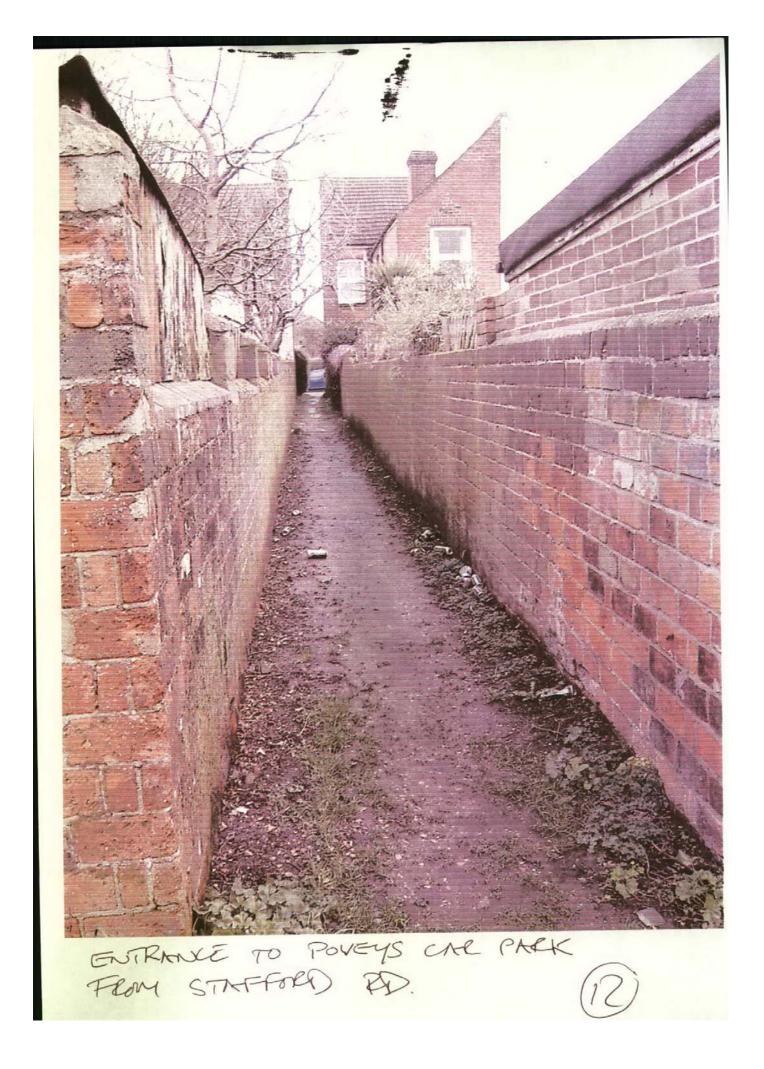




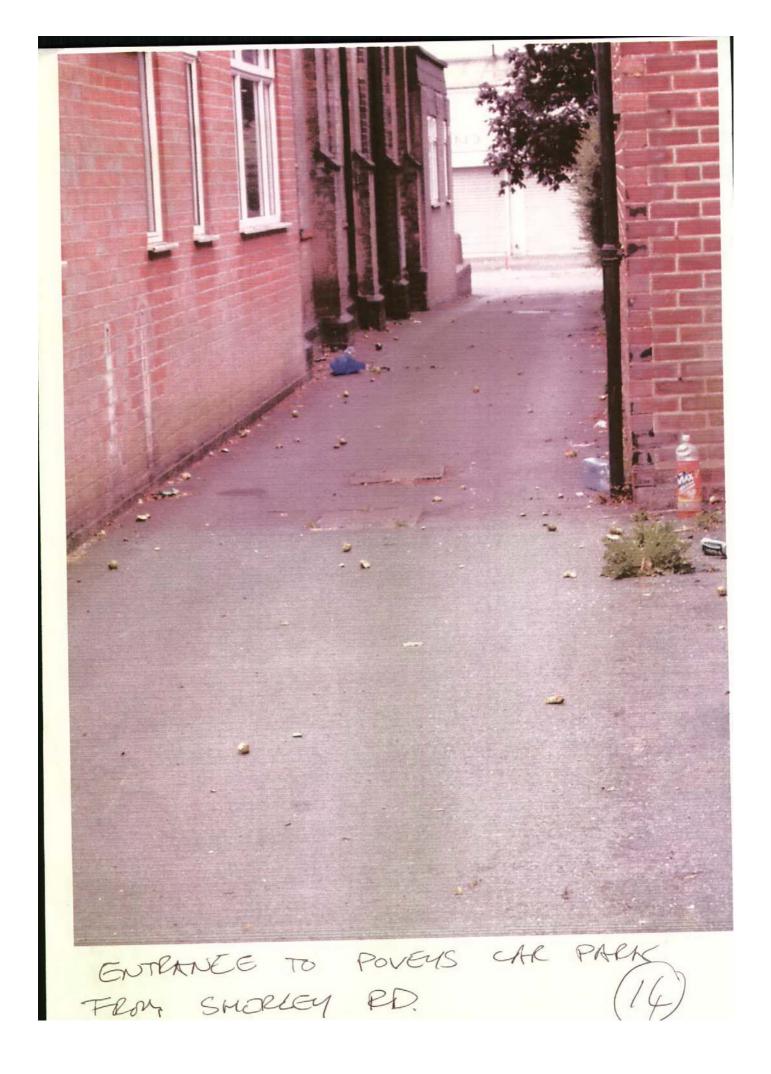












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