

NOTICE OF MEETING

COMMITTEE : LICENSING PANEL (71)

DATE : 27TH JANUARY 2015

TIME : 10.00 AM

PLACE : COMMITTEE ROOM 4
TOWN HALL, LUTON, LU1 2BQ

COUNCILLORS: CAMPBELL, MEAD AND TAYLOR

QUORUM: 3 MEMBERS

Contact Officer: Bert Siong – Tel. 01582 546781

INFORMATION FOR THE PUBLIC


PURPOSE: To exercise the Council's functions under the Licensing Act 2003.


This meeting is open to the public and you are welcome to attend.

For further information, or to see the papers, please contact us at the Town Hall:

IN PERSON, 9 am to 5 pm, Monday to Friday, or

CALL the Contact Officer (shown above).

An induction loop  facility is available for meetings held in Committee Room 3.

Arrangements can be made for access to meetings for  disabled people. If you would like us to arrange this for you, please call the Contact Officer (shown above).

AGENDA

<i>Agenda Item</i>	<i>Subject</i>	<i>Page No.</i>
EMERGENCY EVACUATION PROCEDURE - COMMITTEE ROOM 4:		
Turn left, follow the green emergency exit signs to the main town hall entrance and proceed to the assembly point at St George's Square.		
1.	ELECTION OF CHAIR	
2.	MINUTES	
2.1	8 th January 2015	2.1/1 – 2.1/4
2.2	19 th January 2015	To Follow
3.	SECTION 106, LOCAL GOVERNMENT FINANCE ACT 1992	
Those item(s) on the Agenda affected by Section 106 of the Local Government Finance Act 1992 will be identified at the meeting. Any Member so affected is reminded that (s)he should disclose the fact and refrain from voting on those item(s).		
4.	DISCLOSURES OF INTERESTS	
Members are reminded that they must disclose both the existence and the nature of any personal interest that they have in any matter to be considered at this meeting.		
A Member with a personal interest in any matter to be considered at this meeting will also have a prejudicial interest in that matter if the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the Member's judgement of the public interest.		
A Member who has a prejudicial interest must withdraw from the meeting room unless (s)he has obtained a dispensation from the Council's Standards Committee.		
5.	URGENT BUSINESS	
The Chair to report on any business which is considered to be urgent and which should be discussed at the meeting in accordance with Section 100B(4)(b) of the Local Government Act 1972 and to determine when, during the meeting, any such business should be discussed.		

<i>Agenda Item</i>	<i>Subject</i>	<i>Para. No.</i>	<i>Page No.</i>
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REPORTS

- | | | |
|----|---|-----------|
| 6. | Application for Grant of Premises Licence, JJ Foodstore,
87- 89 Limbury Road, Luton
(Report of the Head of Environmental and Consumer Services) | 6/1- 6/24 |
|----|---|-----------|

7.	LOCAL GOVERNMENT ACT 1972, PART VA
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To consider whether to pass a resolution under Section 100A (4) of the Local Government Act 1972 to exclude the public from the meeting during consideration of the item(s) listed below as it is likely that if members of the public were present during those items there would be disclosure to them of exempt information falling within Paragraphs 1, 2 or 3 of Part 1 of Schedule 12A to the Local Government Act 1972.

Note:

The procedure for oral hearings is attached to this Agenda Page.

BOROUGH OF LUTON
PROCEDURE AT ORAL HEARINGS BEFORE THE
COUNCIL'S LICENSING PANEL

1. The Panel will be assisted on matters of law and procedure by its Clerk who will be one of the Council's Solicitors.
2. The Clerk will give a brief outline of the application and introduce the Members of the Panel, the Licensing Officer, the Applicant and those who have made representations. He/she will ensure that those present understand the procedure to be followed.
3. The hearing will normally be in public. However, the Panel may decide to exclude the public from any part of the meeting, not only the Panel's deliberations (including the Applicant and those making representations) where it considers that the public interest in doing so outweighs the public interest in the hearing taking place in public.
4. The Licensing Officer will present the report outlining the application and relevant representations.
5. The Panel may question the Licensing Officer.
6. The Applicant may question the Licensing Officer.
7. Those making representations may question the Licensing Officer.
8. The Applicant or his/her representative will present his/her case and call their witnesses.
9. The Panel may question the Applicant
10. Those making representations may question the Applicant
11. Those making representations or their representative will present their case.
12. The Panel may question those making representations.
11. The Applicant may question those making representations.
12. The Applicant will sum up his/her case.
13. Those making representations will then sum up their case (s).
14. The Clerk will then raise any points that need to be raised before the Application is determined.

15. The Applicant and those making representations will be asked whether there is anything further they wish to say.
16. Members will consider whether the public interest of holding their deliberations in private outweighs the public interest in holding their deliberations in public. Where Members consider that they should deliberate in private all persons other than the Members, the Clerk and any person present solely for the purpose of taking notes, shall withdraw from the room. Any advice given by the Clerk to the Panel in private will be repeated to all the parties before the Panel announces their decision.
17. Where the decision must be made at the conclusion of the hearing the Chair will inform the Applicant, the Licensing Officer, and those making representations of its decision and the reasons for it. The decision will be confirmed in writing to all parties within 5 working days.
18. Where the decision is not required to be made at the conclusion of the hearing the panel will inform the parties in writing of its decision and the reasons for it within 5 working days.

LICENSING PANEL (279)

8TH JANUARY 2015 at 10.00a.m.

PRESENT: Councillors Hussain, Mead and Worthing

OFFICERS: C. Tobin – Clerk to the Panel (Solicitor)
Mernagh, Holly – Licensing Manager's Representative
Eunice Lewis – Democracy & Scrutiny Officer

01. ELECTION OF CHAIR (REF: 1)

Resolved: That Councillor Worthing be elected Chair of this Panel.

02. MINUTES

That the minutes of the meetings held on 27th October 2014, 17th November 2014 and 4th December 2014, be agreed as true records and the Chair be authorised to sign them.

**03. APPLICATION FOR GRANT OF PREMISES LICENCE MORRISONS M. LOCAL
11-15 HIGH TOWN ROAD LUTON LU2 0BW (REF: 6)**

PRESENT:

APPLICANT: Morrisons M. Local

**APPLICANT'S
REPRESENTATIVE:** Kelly Nichols – Licensing Manager
Clare Johnson - Solicitor

INTERESTED PARTIES: David Landau (Friends of High Town)
Councillor Whittaker (Luton Borough Council)

The Clerk to the Panel explained the procedure at oral hearings before the Council's Licensing Panel to those parties present.

The Licensing Manager's representative reported on an application received from WM Morrison Supermarkets PLC of Morrison's M Local, 11-15 High Town Road, Luton LU2 0BW for the grant of a premises licence that would allow the supply of alcohol for consumption off the premises from Monday to Sunday 06:00 to 24:00 to take place.

The Licensing Manager's representative further reported that no representations had been received from responsible authorities however a representation had been received from two Councillors, Councillors Malcolm and

Whittaker in their capacity as ward councillors and a representation had been received from Friends of High Town, Luton. The representations were received in relation to prevention of public nuisance.

Councillor Whittaker and David Landau, Chair of Friends of High Town were present at the meeting.

The Applicant's representative, Clare Johnson, Solicitor, made her representation in support of the application and asked the Panel to consider the following key points which she said were vital to the application.

- The application is made for the main purpose of a convenience store that will focus mainly on fresh produce unique to Morrison's Stores.
- Morrison's has huge expertise in dealing with and managing the sale of alcohol around its premises with over 600 similar stores all over the UK.
- In all its applications Morrison's would consider Challenge 25, protection of children from harm and have regard to the 4 licensing objectives.
- It carries out comprehensive training and retesting of staff in line with processes and procedures required for the sale of alcohol.
- Morrison's install very comprehensive CCTV systems for the prevention of crime and disorder.
- This particular application had received no objections from responsible authorities and no issues around the safeguarding of children and no additional conditions are proposed by the Police.
- The Panel should only consider reduced hours based on the Licensing objectives.
- The concerns raised by the interested parties are not in line with Licensing objectives and have not been supported by any responsible authorities
- Morrison's operates nationally with an impeccable licensing history and is able to address concerns relating to any of the 4 licensing objectives.
- Should there be credible evidence that any of the licensing objectives has been breached, the responsible authorities or interested parties can always call for the License to be reviewed.

The Panel questioned the Applicant's representative and she responded in compliance with the approved Procedure.

The interested parties present, Councillor Whittaker and David Landau, made representations as follows:

- That the early opening times and late closing times if granted could exacerbate the already existing anti-social behaviour and promote sexual behaviour and sex trade which is already an issue in the area.
- That the long hours should be reduced and that the premises should close at 11.00p.m, rather than midnight.
- That the Police and responsible authorities had objected to similar applications which were rejected in the past by previous Liquor Licensing Panel.
- That this application could set a precedent that would lead to approval of similar applications in future.

The Chair and the Clerk to the Panel clarified that every application was considered on its own merits and this application was no exception. Any representation received is considered and has to be relevant to the four licensing objectives. All speculation about what representations could have been received or had been made in relation to other premises should be excluded from consideration of this application.

Members considered whether the public interest in retiring to make their decision in private outweighed the public interest in holding their deliberations in public, in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.

Following discussion by Members, the Panel determined that the public interest of retiring to make their decision in private outweighed the public interest in holding their deliberations in public.

04. LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005 (REF: 6)

Resolved: That in accordance with regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005, the public and press be excluded from the meeting during consideration of the decision in relation to the report of the Head of Environmental and Consumer Services (Ref 6) as referred to in Minute No. 03/15.

05. LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005 (REF: 6)

Resolved: That the press and public be no longer excluded from the meeting.

06. APPLICATION FOR GRANT OF PREMISES LICENCE MORRISONS M. LOCAL 11-15 HIGH TOWN ROAD LUTON LU2 0BW (REF: 6)

The Panel considered the papers before it along with the oral representations made by the Applicant's representative and those making representations against the application. The Panel had regard to the licensing objectives set out in the Licensing Act 2003.

Resolved: (i) That the application received from WM Morrison Supermarkets PLC, in respect of Morrisons M Local, 11-15 High Town Road, Luton, LU2 0BW, for the grant of a Premises License to allow supply of alcohol for consumption off the premises Monday to Sunday 06.00 to 24.00 to take place be **GRANTED** in accordance with the Operating Schedule subject to the following modifications relating to wording in the Operating Schedule and the following added conditions:

- The first sentence in PART 3, SECTION M, PARAGRAPH A of the application form be amended to read: 'The premises will be constructed in accordance with Drawing No. LUT/SK3/BWSL/001 as served with the application.'

- Sales of alcohol shall not include any super strength lagers, beers or cider the strength of which exceeds 6.5% abv. For the avoidance of doubt this should not prohibit the sale of premium branded and craft ales.
- There shall be no sales of single cans of lagers, beers or ciders.
- Spirits shall not be sold in measures below 350 millilitres.

(ii) The panel is satisfied that the premises will be operated in such a manner as to prevent the problems referred to in the representations from occurring. The other conditions as stated in the Licence were considered appropriate for the promotion of the Licensing Objectives of prevention of crime and disorder, prevention of public safety and protection of children from harm

The meeting ended at 12.noon

COMMITTEE: LICENSING PANEL

DATE: 27TH JANUARY 2015

SUBJECT: APPLICATION FOR GRANT OF PREMISES LICENCE JJ FOOD STORE LTD

REPORT BY: HEAD OF ENVIRONMENTAL AND CONSUMER SERVICES

CONTACT OFFICER: TONY IRELAND

TEL: 546040

IMPLICATIONS:

LEGAL ☐

COMMUNITY ☐

SAFETY

EQUALITIES ☐

ENVIRONMENT ☐

FINANCIAL ☐

OTHER ☐

STAFFING ☐

WARDS AFFECTED: LIMBURY

PURPOSE

1. The purpose of this report is to enable the Licensing Panel to consider the application received from Jatawathy Bavananthan of JJ Foodstore Ltd of 89 Limbury Road Luton for the grant of a Premises Licence.

RECOMMENDATION

2. That the Licensing Panel determine the application of Jatawathy Bavananthan for the grant of a Premises Licence in respect of JJ Foodstore Ltd of 89 Limbury Road Luton

BACKGROUND

3. An application was received on 4th December 2014 for the grant of a Premises Licence that will allow supply of alcohol to take place.
4. The Applicant states that the premises are a small retail premises currently running as a grocery shop with Halal butcher which they intend to run as a convenience store/newsagent/off licence, located in the Limbury Ward on Limbury Road. A map showing the location of this Premises, along with an aerial image, and a plan of the premises submitted by the applicant, is attached at Appendix A (pages 6/7).

5. Details of the licensable activities requested are set out as follows:

Licensable Activity	Applied for	Licensable Activity	Applied for
Regulated entertainment		Provision of facilities for entertainment	
Plays		Provision of entertainment facilities for making music	
Films		Provision of entertainment facilities for dancing	
Indoor Sports Events		Provision of entertainment facilities for entertainment of a similar description to making music or dancing	
Boxing or Wrestling Entertainment		Late night refreshment	
Live Music		Provision of late night refreshment	
Recorded Music		Supply of alcohol	
Performances of Dance		Supply of alcohol off the premises	✓
Anything of a similar description to live or recorded music or dance			

DAYS	Times requested					
	Times premises will open to public	Supply of alcohol	Live music ¹ , recorded music ² , or entertainment of a similar nature ³	Provision of facilities for making music ⁴ , dancing ⁵ , or entertainment of a similar nature	Plays, Films ⁶ , Performances of dance ⁷ , Boxing & Wrestling	Late night refreshment
<u>Standard hours</u>						
Monday – Thursday	07.00-23.00	07.00-23.00	N/A	N/A	N/A	N/A
Friday – Saturday	07.00-23.00	07.00-23.00	N/A	N/A	N/A	N/A
Sunday	07.00-23.00	07.00-23.00	N/A	N/A	N/A	N/A

¹ Live acoustic and amplified music, and amplified voice.

² Including jukebox and karaoke, with or without DJ, during normal business and including audience participation.

³ Competes for quiz and similar events, comedians and similar performance, in any case using amplified voice.

⁴ A stage area with lighting, microphone and amplifiers, and similar equipment.

⁵ Hard floored area which can be used for dancing by customers and performers.

⁶ Video entertainment on TV screens and amusement machines.

⁷ Dance facilities to be used for performances and competitions as well as by customers.

6. In addition to the above, the following non standard timings are sought by the applicant:
- None
7. The Applicant has sought the following seasonal variation:
- None
8. The following adult entertainment or activities that may give rise to concern in respect of children are detailed as follows:
- None
9. The latest date for representations to be received was the 1st January 2015.

PROMOTION OF LICENSING OBJECTIVES

10. The operating schedule submitted by the applicant describes the additional steps they intend to take in order to promote the licensing objectives. These are as follows:

General

The Premises Licence Holder will conduct the business in a manner in which the attainment of the licensing objectives continually forms part of the daily routine

The Prevention of Crime and Disorder

A CCTV system must be maintained that meets the requirements & expectations of the Licensing and Police Authorities.

Recordings must be kept for 31 days. A member of staff must be trained in how to retrieve recordings on the request of an officer of a Responsible Authority.

A working intruder alarm must be maintained

All staff engaged in the sale or supply of alcohol must be trained. A written record of training to be kept and made available to the Police and Licensing Authority.

Spirits offered for sale must be displayed behind or immediately adjacent to the serving counter and not be available by self-service

Public Safety

To ensure the safety of customers and staff risk assessments required under separate legislation will be maintained and regularly updated.

The Prevention of Public Nuisance

Drinks must not be taken from the premises in open containers

The Protection of Children from Harm

The premises to adopt the 'Challenge 25' system of age verification whereby any person who does not appear to be 25 years of age will be required to produce ID in the form of a passport, H M forces ID card, photographic driving licence or an ID other card displaying the 'Pass' hologram logo.

A record of refusals must be maintained and made available on request to an officer from a responsible authority. If the record is electronic the system must provide an audit trail

A copy of the application form, including the operating schedule, is attached at Appendix B (pages 6/8 – 6/20).

RESPONSIBLE AUTHORITIES

11. Representations have been received from responsible authorities and are detailed as follows:

Police

None

Fire and Rescue Services

None

Environmental Health or Health and Safety Executive

None

Planning

None

Trading Standards

None

Child Protection

None

INTERESTED PARTIES

12. Representations have been received from the following interested parties, their representations are attached at Appendix C (pages 6/21 – 6/24) and made available to the applicant.

Ref. letter	Name	Address	Relevance to which licensing objective
<u>Local resident(s)</u>			
A	Mr M Ahmadzai & Mr W Curry	91 & 93 Limbury Road	<i>Prevention of Crime & Disorder Public Safety Prevention of Public Nuisance Protection of Children from Harm</i>
B	L Stewart	99 Limbury Road	<i>Prevention of Crime & Disorder Public Safety Prevention of Public Nuisance Protection of Children from Harm</i>

POLICY CONSIDERATIONS

13. The following provisions of the Licensing Act 2003 apply to this application:

Section 17 (application for premises licence)

OBSERVATIONS

14. In determining this application, the Licensing Panel must, having regard to the representations received, either grant the application in full or take such of the following steps as it considers necessary for the promotion of the licensing objectives. The steps are:

- (a) Modify the conditions of the licence volunteered by the applicant in the operating schedule, by altering or omitting or adding to them
- (b) Reject the whole or part of the application

15. The licensing objectives are:

- The Prevention of Crime and Disorder
- The Prevention of Public Nuisance
- The Protection of Children from Harm
- Public Safety

All the representations received in respect of this application relate to these licensing objectives.

16. The following paragraphs of the licensing authority's statement of licensing policy applies to this application

Section 7 (Prevention of Crime & Disorder)
Section 8 (Public Safety)
Section 9 (Prevention of Public Nuisance)
Section 10 (Protection of Children from Harm)

APPENDICES

The following Appendices are attached to this report:-

Appendix A: Maps and plans showing location of the premises (pages 6/7)

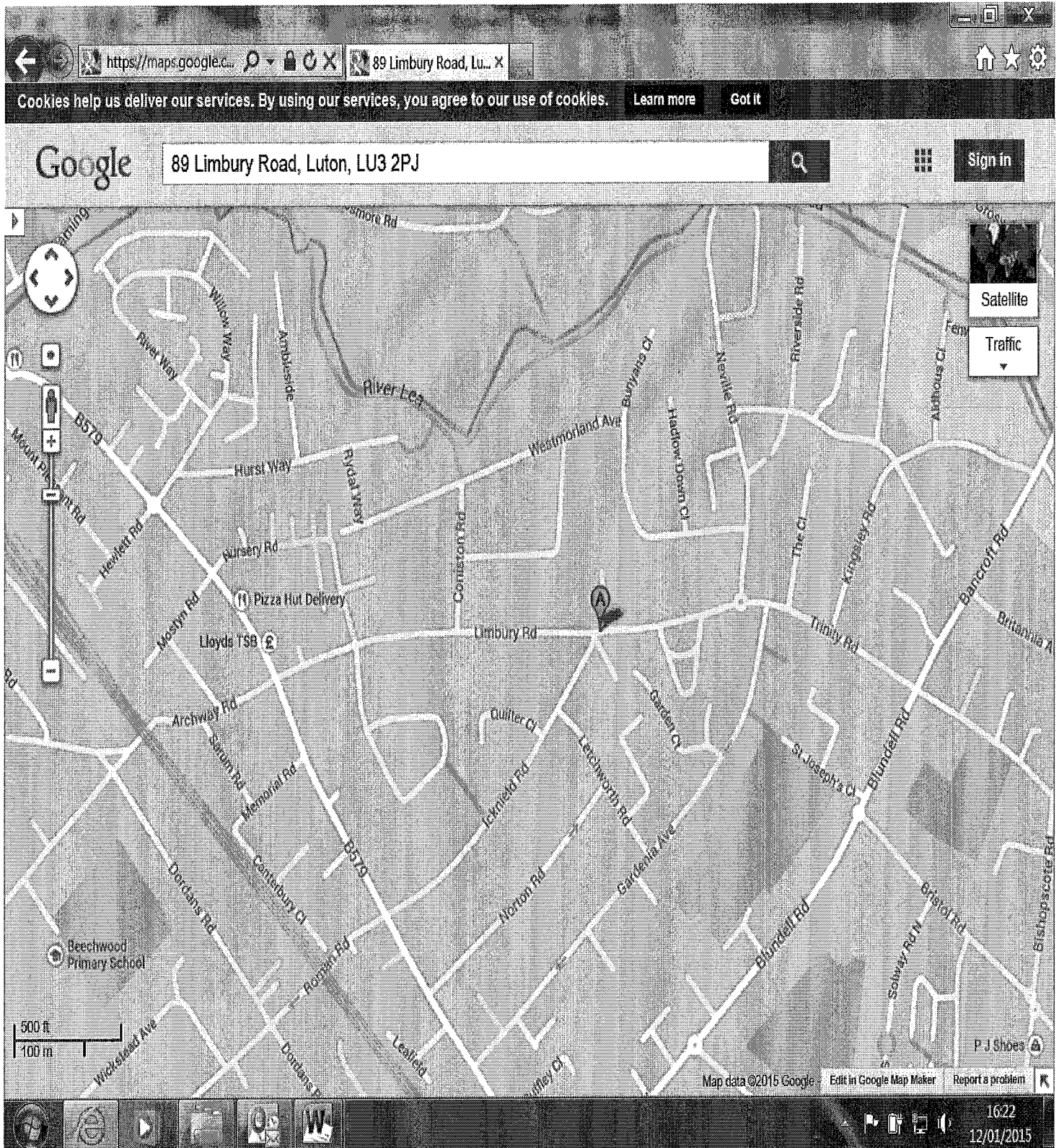
Appendix B: Application Form including the Operating Schedule (pages 6/8 – 6/20)

Appendix C: Representations from Interested Parties (pages 6/21 – 6/24)

LIST OF BACKGROUND PAPERS **LICENSING ACT 2003**

Guidance issued S182 of the Licensing Act 2003
Luton Borough Council's Statement of Licensing Policy

APPENDIX - A



APPENDIX - B



Luton
Application for a premises licence
Licensing Act 2003

For help contact
licensing@luton.gov.uk
Telephone: 01582 546040

* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

1507

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes

☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

JAYAWATHY

* Family name

BAVANANTHAN

* E-mail

[REDACTED]

Main telephone number

[REDACTED]

Include country code.

Other telephone number

[REDACTED]

☐ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☒ Applying as a business or organisation, including as a sole trader

☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is the applicant's business registered in the UK with Companies House?

☒ Yes

☐ No

* Registration number

06380784

* Business name

J J FOODSTORE LTD

If the applicant's business is registered, use its registered name.

* VAT number

GB

[REDACTED]

Put "none" if the applicant is not registered for VAT.

* Legal status

Private Limited Company

Continued from previous page...

* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

☐ An agent that is a business or organisation, including a sole trader

A sole trader is a business owned by one person without any special legal structure.

☒ A private individual acting as an agent

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Continued from previous page...

B

Section 2 of 19

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name	CONVENIENCE STORE
Street	89 LIMBURY ROAD
District	
City or town	LUTON
County or administrative area	
Postcode	LU3 2PJ
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	4,450

Section 3 of 19

B

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company
- ☐ A partnership
- ☐ An unincorporated association
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales
- ☐ Other (for example a statutory corporation)

Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 19

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

JJ FOOD STORE LTD

Details

Registered number (where applicable)

06380784

Description of applicant (for example partnership, company, unincorporated association etc)

6/11

Continued from previous page...

B

PRIVATE LIMITED COMPANY

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

Add another applicant

Section 5 of 19

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

SMALL RETAIL PREMISES CURRENTLY SIGNED 'A & S MINI MART' AND OPERATES UNDER PRESENT OWNERSHIP AS GROCERY SHOP WITH HALAL BUTCHER. SUBJECT TO THE GRANT OF A PREMISES LICENCE TO J J FOOD STORE LTD THE COMPANY WILL COMPLETE THE LEASEHOLD ARRANGEMENTS AND RUN A CONVENIENCE STORE/NEWSAGENT/OFF LICENCE

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

6/12

B

Continued from previous page...

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

☐ Yes ☒ No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

☐ Yes ☒ No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

☐ Yes ☒ No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

☐ Yes ☒ No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

☐ Yes ☒ No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

☐ Yes ☒ No

Section 13 of 19

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes ☒ No

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

6/13

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes☐ No

Standard Days And Timings

MONDAY

Start End Start End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start End Start End

WEDNESDAY

Start End Start End

THURSDAY

Start End Start End

FRIDAY

Start End Start End

SATURDAY

Start End Start End

SUNDAY

Start End Start End

Will the sale of alcohol be for consumption:

☐ On the premises☒ Off the premises☐ Both

If the sale of alcohol is for consumption on
the premises select on, if the sale of alcohol
is for consumption away from the premises
select off. If the sale of alcohol is for
consumption on the premises and away
from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Continued from previous page...

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

NONE

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

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Continued from previous page...

Section 16 of 19

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

NONE

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start 07:00

End 23:00

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start 07:00

End 23:00

WEDNESDAY

Start

End

Start 07:00

End 23:00

THURSDAY

Start

End

Start 07:00

End 23:00

FRIDAY

Start

End

Start 07:00

End 23:00

SATURDAY

Start

End

Start 07:00

End 23:00

SUNDAY

Start

End

Start 07:00

End 23:00

State any seasonal variations

B

Continued from previous page...

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

NONE

Section 18 of 19

LICENSING OBJECTIVES

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

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

List here steps you will take to promote all four licensing objectives together.

THE PREMISES LICENCE HOLDER WILL CONDUCT THE BUSINESS IN A MANNER IN WHICH THE ATTAINMENT OF THE LICENSING OBJECTIVES CONTINUALLY FORMS PART OF THE DAILY ROUTINE

b) The prevention of crime and disorder

A CCTV SYSTEM MUST BE MAINTAINED THAT MEETS THE REQUIREMENTS & EXPECTATIONS OF THE LICENSING AND POLICE AUTHORITIES. RECORDINGS MUST BE KEPT FOR 31 DAYS. A MEMBER OF STAFF MUST BE TRAINED IN HOW TO RETRIEVE RECORDINGS ON THE REQUEST OF AN OFFICER OF A RESPONSIBLE AUTHORITY.

A WORKING INTRUDER ALARM MUST BE MAINTAINED

ALL STAFF ENGAGED IN THE SALE OR SUPPLY OF ALCOHOL MUST BE TRAINED. A WRITTEN RECORD OF TRAINING TO BE KEPT AND MADE AVAILABLE TO THE POLICE AND LICENSING AUTHORITY.

SPIRITS OFFERED FOR SALE MUST BE DISPLAYED BEHIND OR IMMEDIATELY ADJACENT TO THE SERVERY COUNTER AND NOT BE AVAILABLE BY SELF-SERVICE

c) Public safety

TO ENSURE THE SAFETY OF CUSTOMERS AND STAFF RISK ASSESSMENTS REQUIRED UNDER SEPARATE LEGISLATION WILL BE MAINTAINED AND REGULARLY UPDATED

d) The prevention of public nuisance

DRINKS MUST NOT BE TAKEN FROM THE PREMISES IN OPEN CONTAINERS

6/17

Continued from previous page...

e) The protection of children from harm

THE PREMISES TO ADOPT THE 'CHALLENGE 25' SYSTEM OF AGE VERIFICATION WHEREBY ANY PERSON WHO DOES NOT APPEAR TO BE 25 YEARS OF AGE WILL BE REQUIRED TO PRODUCE ID IN THE FORM OF A PASSPORT, H M FORCES I D CARD, PHOTOGRAPHIC DRIVING LICENCE OR AN ID OTHER CARD DISPLAYING THE 'PASS' HOLOGRAM LOGO.
A RECORD OF REFUSALS MUST BE MAINTAINED AND MADE AVAILABLE ON REQUEST TO AN OFFICER FROM A RESPONSIBLE AUTHORITY. IF THE RECORD IS ELECTRONIC THE SYSTEM MUST PROVIDE AN AUDIT TRAIL

Section 19 of 19

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at: http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £87000 £315.00

Band D - £87001 to £125000 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

190.00

DECLARATION

* I/we understand 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.

☐ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

B

Continued from previous page...

* Full name

* Capacity

* Date / /
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/luton/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed ☐

< Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 Next >

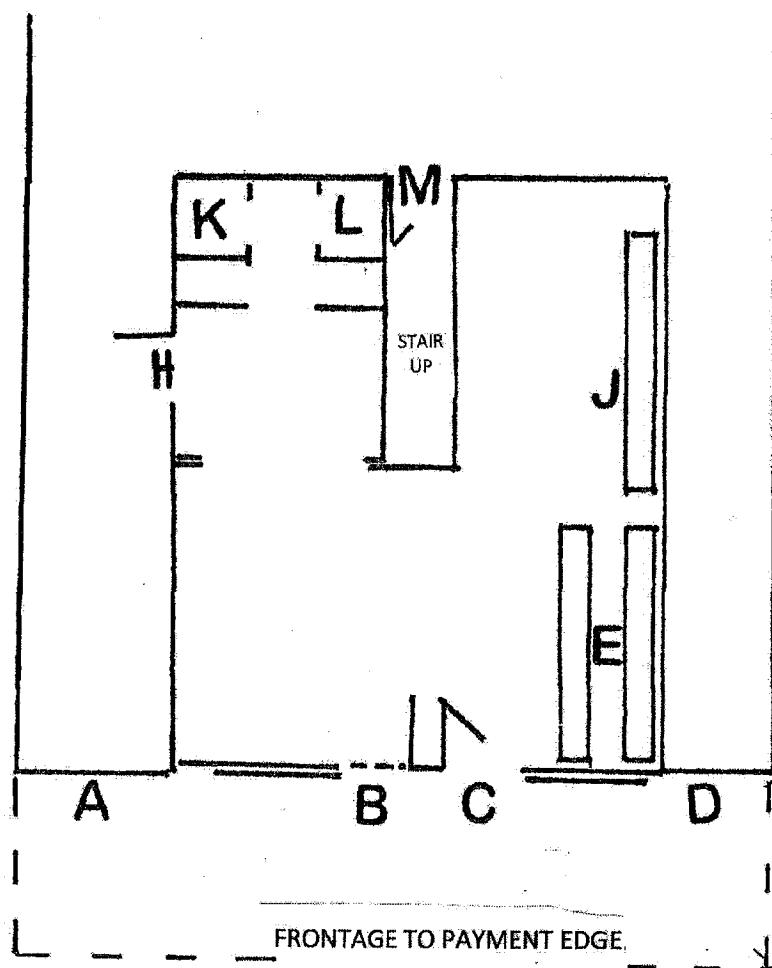
6/19

B

CONVENIENCE STORE
89 LIMBURY ROAD
LUTON
LU3 2PJ

1:100@A4

1 x 2Ltr CO2 EXTINGUISHER
1X 9LTR WATER EXTINGUISHER
NIGHT SHUTTERS TO FRONTAGE



A	ROLLER SHUTTER PRIVATE ACCESS TO OPEN SPACE
B	SEALED DOOR
C	ENTRANCE/EXIT
D	ROLLER SHUTTER ACCESS TO PRIVATE OPEN AREA
E	SALES POINT & BACKFITTING
H	STAFF EXIT
J	ALCOHOL CHILLER
K	WC
L	KITCHENETTE
M	PRIVATE ENTRANCE TO ACCOMMODATION ABOVE

6/20

APPENDIX - C

Concerned Residents

c/o91 & 93 Limbury Road

Luton

Bedfordshire

LU3 2PJ

22nd December 2014

RECEIVED
23 DEC 2014

Licensing Services

Town Hall

Luton

LU1 2BQ

To Whom It May Concern,

Your Ref LA03/JJ Foodstore Ltd/140351 – Application for Grant of Premises Licence JJ Foodstore Ltd,
87-89 Limbury Road, Luton

We jointly write to express our concerns as adjacent occupiers to the above food store, in respect of its pending Application for Grant of Premises Licence, as notified under cover of your letter dated 18th December 2014

We make representation/son grounds of the following

Public Safety -

- This food store is located on an extremely busy road, directly opposite a main junction with Icknield Road, with no off road parking facility Due to the expectation that there will be an increase in vehicular customer & delivery parking, this will only add to and exasperate the current issues experienced with blocked access&/or impairment of vision to/from driveway of number 91 Limbury road and impairment of vision when exiting Viscount Close This is bad enough during the current operational hours of these premises, but will be more evident during the later hours of darkness

Protection of Children from Harm -

- The shop is on route to and has a resident school crossing point only yards from the shop Increased parking will have added road safety issues with the children & parents on this crossing due to impaired vision

C

- The likelihood that children could be influenced in some form by others consuming Alcohol on the street

Prevention of Crime & Disorder –

- The likelihood that customers being drunk &/or under the influence of drugs, resulting in theft, conflict, violence & anti-social behaviour with residents &/or other passing members of the public including children

Prevention of Public Nuisance –

- Increased noise to local residents (including young children sleeping) by way of additional vehicles including taxis, delivery vehicles & customers coming to & from the premises
- Increased noise to directly adjacent properties (including young children) from ventilation, air conditioning & chiller units
- Increased noise to directly adjacent properties (including young children) from handling of bottles
- Increased Odours to those currently affecting directly adjacent properties from bottle storage areas
- Increased litter, waste & street fouling including the likelihood of broken glass

In addition to the above, we would advise that currently at least four other premises having a Grant of Premises Licence exist within a 200 - 300m. radial of the above premises, which have more suitable parking facility readily available and therefore, we do not feel that another would be in the interest of the local public

We trust that serious consideration will be taken in respect of our representation in your decisions

Yours sincerely

Mr Mohammad Ahmadzai – 91 Limbury Road, Luton

[Redacted Signature]

Mr William Curry – 93 Limbury Road, Luton

[Redacted Signature]

22.12.14

22.12.14

6/22

829871

RECEIVED
31 DEC 2014

99 Lumbury Road C
Luton
Bedfordshire
29-12-14

Dear Sir

Your ref:- LA03/JJ Foodstore Ltd/140351

I refer to your letter of 18 December regarding the Application for Grant of Premise Licence for J.J. Foodstore Ltd, 87-89 Lumbury Road, Luton and have concerns that the granting of such a licence may have due to the following reasons:-

- a) It is a known fact that alcohol is a major cause of violence especially amongst young people and if a licence were to be granted it would only exacerbate the potential for disturbing behaviour
- b) The shop is situated on a main road with a heavy amount of traffic passing by. As there is no car park attached then cars would park outside the shop or in Vicount Close thereby causing a potential Public Safety issue by drivers having to reverse to avoid other drivers getting into their cars
- c) There are already two other "Off licences" within fairly close proximity and there is already a considerable prevalence of beer cans and such the like left along Lumbury Road. It is also not uncommon to see people drinking in the street and the granting of this licence would not help these issues
- d) This is probably the most important issue as one of the existing "Off licences" was selling alcohol to under-age drinkers. My daughter who is a school-teacher in Luton witnessed a 14 year old School High School pupil drunk during the daytime in the street after having purchased alcohol from one of the other "off licences"

In conclusion I have made representation relating to
the fair licensing objectives you quoted but also feel
that there are already too many "OPP licences" within
such a small area of Luton and there is no need for
another, especially with such extended opening hours.
I look forward to hearing from you in due course

Yours faithfully

[REDACTED]

[REDACTED]